

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
)
Amendment of section 73.202(b),)
FM Table of Allotments,)
FM Broadcast Stations.)
(Various Locations))

ORDER

Adopted: April 19, 2021

Released: April 20, 2021

By the Assistant Chief, Audio Division, Media Bureau:

1. This *Order* updates the FM Table of Allotments (“FM Table”)¹ to reinstate certain vacant FM allotments. The attached Appendix shows the FM Table, as amended, for those communities.

2. Formerly, the FM Table listed all vacant FM allotments as well as FM channels and communities occupied by authorized facilities.² In 2006, the Commission removed the allotments of authorized and awarded FM facilities from the FM Table in order to accommodate the new application procedures for radio stations to change their communities of license.³ As contemplated by the *Changes of Community R&O*, when an authorization is cancelled, the vacant FM channel needs to be reinstated in the FM Table in order to be protected for spacing purposes and preserve the opportunity to license a future station in the specified community.⁴ The allotments listed in the attached Appendix were removed from the FM Table because a construction permit and/or license was granted. These FM allotments are considered vacant because of the cancellation of the associated authorizations or the dismissal of long-form auction applications. We are, therefore, reinstating the allotments set forth in the Appendix. On a going-forward basis, we will periodically issue *Orders* to update the FM Table reinstating allotments that have become vacant due to the cancellation of an authorization or license.

3. The vacant FM allotments listed in the Appendix have previously undergone notice and comment rule making. Reinstatement of the vacant allotments is merely a ministerial action to effectuate

¹ 47 CFR § 73.202(b).

² See *Revision of Procedures Governing Amendments to FM Table of Allotments and Changes of Community of License in the Radio Broadcast Services*, Report and Order, 21 FCC Rcd 14212, 14221, ¶ 15 (2006), *recon. pending* (“*Changes of Community R&O*”).

³ *Id.*

⁴ Staff engineering analysis confirms that all of the vacant allotments listed in the Appendix meet the minimum distance separation requirements of 47 CFR § 73.207. However, Channel 241A at Visalia, California is considered a fully spaced allotment notwithstanding the subsequent grant of the authorization to Station KSLY, Channel 241B, San Luis Obispo, California that is providing contour protection to this allotment under section 73.215 of the Commission’s rules.

licensing procedures adopted in the *Changes of Community R&O*. Therefore, we find for good cause that further notice and comment are unnecessary.⁵

4. The Commission will not send a copy of this *Order* pursuant to the Congressional Review Act, *see* 5 U.S.C. § 801(a)(1)(A), because these allotments were previously reported.

5. **Ordering Clauses.** Accordingly, IT IS ORDERED, that upon publication in the Federal Register, the FM Table of Allotments, 47 CFR § 73.202(b), IS AMENDED, in accordance with the changes set forth in the Appendix to this Order.

6. For further information regarding a proceeding listed above, contact Rolanda F. Smith, (202) 418-2700.

FEDERAL COMMUNICATIONS COMMISSION

Nazifa Sawez
Assistant Chief
Audio Division
Media Bureau

Appendix

⁵ *See* 5 U.S.C. § 553(b)(B).

APPENDIX

Community	Channel Deleted	Channel Added
Visalia, California	-----	241A
Yampa, Colorado	-----	277C3
Carrizozo, New Mexico	-----	261C2
Beulah, North Dakota	-----	250A
Girard, Texas	-----	248C3
Kermit, Texas	-----	289C3