

POLICY FOR PROCESSING FM APPLICATIONS

Moving toward an expeditious processing of the large number of applications on file for new FM Broadcast Stations throughout the United States, and to effect procedures for shifting of existing FM stations to the new band of frequencies (92 - 108 mc) assigned to this service, the Federal Communications Commission today announced that it was sending letters to present holders of licenses and of construction permits and to pending applicants for new FM stations. The Commission announced that procedures relating to Television, and Developmental and Non-commercial Educational FM stations would be announced at an early date.

Three types of letters are being sent to FM licensees, permittees and applicants as follows:

1. Existing licensees, 46 in number, are being placed on notice that the Commission proposes to shortly issue to each an authorization for a specific operating assignment in the new band, and that equipment tests shall commence no later than December 1, 1945, and regular program service by January 1, 1946. The Commission recognizes that equipment may not be presently available for operation with the radiated power specified. Accordingly, licensees will be permitted to operate with less power until such time as materials and equipment are obtainable. Moreover, until such time as it appears that receivers for the new band are generally available to the public and owners of existing receivers have had the opportunity to adapt or convert them to the new band, licensees will also be permitted to continue operation on their existing assignment in the old band. However, when receivers and converters are available for the upper frequencies, dual operation will be terminated.
2. Present holders of outstanding construction permits, 7 in number, are being asked to file current financial and ownership data. After the receipt of such information, the Commission will issue to each permittee a modification of his construction permit for a specific operating assignment in the new band which will require that equipment tests commence no later than January 1, 1946, and regular program service by February 1, 1946. The Commission recognizes that equipment may not be presently available for operation with the radiated power specified in these modified construction permits. Accordingly, operation will be permitted with less power until such time as materials and equipment are available.

3. Other applicants.--Pending applicants for new FM stations--approximately 500 in number--and persons who intend to file applications are asked to file their applications or bring them up to date as soon as possible before October 7, 1945. This will enable the Commission, after October 7, 1945, to make as many grants as would be consistent with the availability of frequencies and other public interest factors. Recognizing the difficulty that applicants may have in submitting complete engineering information by such date, the Commission's procedure contemplates the granting of a substantial number of FM applications conditionally subject to the filing of such data at a later time.

The forms of letters sent to these various groups are attached.

## LETTER TO PENDING APPLICANTS FOR NEW FM BROADCAST STATIONS.

In order to expedite the consideration of your pending application for a new FM broadcast station, it is requested that you submit, under oath, the following:

1. A current balance sheet of the applicant.
2. A statement with respect to any changes affecting the ownership (officers, directors and stockholders) of the applicant since the filing of your application.
3. A statement as to the proposed transmitter site, specification of transmitter equipment, effective radiated power and antenna height. (See F.C.C. Form 319, questions 18(i), 22, and 24.)
4. A statement as to program plans. (Questions 33, 34, 35, and 36, F.C.C. Form 319.)
5. A statement as to the number of hours of operation proposed.
6. A statement as to whether the application is for a community, metropolitan or rural station.

If you have filed since January 1, 1945, a financial statement, or if the other information requested is now on file, such data need not be furnished. However, reference should be made to the application or other document with which such data were filed.

Upon receipt of this information, the Commission will consider your application as soon as practicable after October 7, 1945, as stated in its Public Notice of August 7, 1945. If, upon examination of your application as thus supplemented, the Commission is satisfied that a grant thereof would serve the public interest, convenience and necessity, the Commission may make a conditional grant of your application subject to the condition that complete

engineering information will be filed within 90 days after date of conditional grant. In such cases the construction permit itself will be issued only after the Commission is satisfied, upon examination of the complete engineering data, that you are technically qualified and at that time you will be assigned a frequency.

However, if it appears upon examination of your application that it contains the complete engineering data applicable under the Commission's report of August 24, 1945, a copy of which is enclosed for your information, the Commission may issue a construction permit including the assignment of a frequency rather than a conditional grant.

BY DIRECTION OF THE COMMISSION

T. J. Slowie  
Secretary

Enclosure

LETTER TO EXISTING FM BROADCAST LICENSEES

Pursuant to the Commission's recently announced allocation of frequencies for FM broadcasting in the band between 92 and 108 Mc., and its report governing rules and standards for FM broadcasting, the Commission proposes to issue shortly to your FM station an authorization to operate on the frequency of            Mc. with the equivalent of            kw. radiated power and an antenna height of            ft. above the average terrain. Such authorization will provide that equipment tests on your new frequency shall commence no later than December 1, 1945, and that regular programs shall commence no later than January 1, 1946.

In making this assignment, the Commission recognizes that equipment may not be presently available for operation with the radiated power specified. Accordingly, you will be permitted to operate with less power until such time as materials and equipment are obtainable.

Until such time as it appears that receivers for the new band are generally available to the public and owners of existing receivers have had the opportunity to adapt or convert them to the new band, you will also be permitted to continue operation on your existing assignment. However, when receivers and converters are available for the upper frequencies, dual operation will be terminated.

A copy of the Commission's report setting forth the substance of certain rules governing FM allocation and operation is enclosed for your information.

In the event you have any objection to your proposed new operating assignment, such objection should be submitted to the Commission on or before September 20, 1945.

By Direction of the Commission

T. J. Slowic  
Secretary

Enclosure

LETTER TO HOLDERS OF OUTSTANDING CONSTRUCTION PERMITS  
FOR FM BROADCAST STATIONS

Pursuant to the Commission's recently announced allocation of frequencies for FM broadcasting in the band between 92 and 108 Mc., and its report governing rules and standards for FM broadcasting, the Commission proposes to issue shortly to you a modified construction permit for the frequency of \_\_\_\_\_ Mc. with the equivalent of \_\_\_\_\_ kw radiated power and an antenna height of \_\_\_\_\_ ft. above the average terrain.

In order to expedite the issuance of such modified permit, you are requested to file on or before September 20, 1945, the following:

1. A verified current balance sheet of the applicant.
2. A verified statement of any changes affecting the ownership (officers, directors, and stockholders) since the granting of your original permit.
3. A verified statement as to the proposed transmitter site, specification of transmitting equipment, effective radiated power and antenna height.

If you have filed a financial statement since January 1, 1945, or if the other information requested is now on file, no additional data need be furnished. Reference should be made to the application or other document with which such data were filed.

The Commission recognizes that equipment may not be presently available for operation with the radiated power specified in your proposed modified construction permit. Accordingly, you will be permitted to operate with less power until such time as materials and equipment are available. In your reply please inform the Commission as to the status of present construction, the earliest date at which you can commence further construction, the approximate date upon which you will be ready to commence equipment tests, and the power with which you can commence operation.

A copy of the Commission's report setting forth the substance of certain rules governing FM allocation and operation is enclosed for your information.

In the event you have any objection to your proposed new operating assignment, such objection should be submitted to the Commission on or before September 20, 1945.

BY DIRECTION OF THE COMMISSION

T. J. Slowie  
Secretary

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