

F.C.C. 71-313

BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20554

In Re Request by  
INTER COLLEGE RADIO NETWORK,  
POTSDAM, N.Y.  
For Carrier-Current Pickup by  
CATV

MARCH 24, 1971.

INTER COLLEGE RADIO NETWORK,  
*Clarkson College of Technology,*  
*Potsdam, N.Y.*

Attention: Messrs Michael B. Neary and  
William C. Bremmer

GENTLEMEN: This is with reference to your recent letter in which you request Commission authorization to have the signal of your carrier-current campus radio station picked-up by a CATV system and distributed to cable subscribers in the general community.

As you know, the Commission many years ago authorized campus radio stations to operate as restricted radiation devices under Section 15.7 of the Commission's Rules with the minimum power necessary to accomplish the desired purpose. On-campus reception could be achieved under the signal-radiation limit approximating several hundred feet. While we recognize that these stations would operate in the frequency bands allocated for licensed standard broadcast stations, the Commission was of the view that carrier-current operations meeting the radiation limits of Section 15.7 of the Commission Rules were in the public interest since campus stations represented an important factor in the training of students interested in the communications arts and reception of their signal was generally limited to the campus on which the station is located. With these restrictions campus radio operation would not cause interference to or have any significant impact upon regularly licensed broadcast stations.

You can appreciate, we are sure, that your proposal to have your programs carried on a local community antenna television system would go beyond the limited purpose and objectives of campus radio operation contemplated under Section 15.7 of the Commission's Rules. An important factor of this operation as a restricted radiation device, was the restriction of your signal to the campus population. Your proposal would greatly increase the availability of your program to the general public and indeed, so far as CATV subscribers are concerned, make your programming indistinguishable from those of licensed broadcast stations.

The Commission does herewith authorize such operation by your station, subject, however, to the condition that your station operation meets the pertinent programming operational requirements applicable to licensed broadcast stations. Such conditions include, for example, Section 73.120 of the Commission's Rules (equal opportunities for political candidates and related requirements) Section 315 of the Communications Act of 1934, as amended, and Section 72.123 of the Rules (fairness; personal attacks; political editorializing), Section 73.122 of the Rules (lotteries), and 18 U.S.C. 1464 (broadcasting, obscene, indecent, or profane language).

Finally, your attention is directed to the enclosed Notice of Inquiry into the activities of carrier-current campus stations and the questionnaire included therewith. The Commission requests that the questionnaire be completed and returned within 30 days of the receipt of this letter.

If you have any questions concerning the foregoing, please do not hesitate to call upon us.

Commissioners Dean Burch, Chairman, Robert E. Lee, Robert Wells, and Thomas J. Houser concurring; Commissioner Robert Bartley not participating; Commissioner Nicholas V. Johnson dissenting.

BY DIRECTION OF THE COMMISSION,  
BEN F. WAPLE, *Secretary*.