



# PUBLIC NOTICE

**Federal Communications Commission**  
**445 12<sup>th</sup> St., S.W.**  
**Washington, D.C. 20554**

**News Media Information 202 / 418-0500**  
**Internet: <http://www.fcc.gov>**  
**TTY: 1-888-835-5322**

**DA 11-489**  
**March 14, 2011**

## **MEDIA BUREAU ANNOUNCES REVISIONS TO LICENSE RENEWAL PROCEDURES AND FORM 303-S; RADIO LICENSE RENEWAL CYCLE TO COMMENCE ON MAY 2, 2011**

By this Public Notice, the FCC's Media Bureau announces revisions to FCC Form 303-S for radio and television stations (see below) and provides information on the upcoming 2011-2014 radio license renewal cycle. Applications for stations in the first license renewal group (radio stations licensed to communities in the District of Columbia, Maryland, Virginia, and West Virginia) may be filed on or after May 2, 2011, and must be filed no later than June 1, 2011. Each AM, FM, noncommercial educational (NCE) FM, FM translator, and Low Power FM (LPFM) station must electronically file Form 303-S (Application for Renewal of Broadcast Station License Renewal). Each AM, FM, and NCE FM station, regardless of how many full-time staff it employs, must file FCC Form 396 (Broadcast Equal Employment Opportunity Program Report). NCE licensees also must file Form 323-E (Ownership Report for Noncommercial Broadcast Stations). Licensees with pending applications from the prior renewal cycle are also subject to these filing requirements. Such licensees should file new license renewal forms with updated information and certifications to cover all periods from the end of their last license term through the date of filing, except as otherwise stated below with respect to the new advertising sales agreement certification. All renewal applicants must complete the required submissions on or prior to the filing deadline specified on the website of the Media Bureau's Audio Division:

**Radio broadcast renewal dates by STATE:** [ [PDF](#) | [Word](#) ]

**Radio broadcast renewal states by DATE:** [ [PDF](#) | [Word](#) ]

Links to the Consolidated Database System (CDBS) electronic filing system and a help file for the electronic filing system can be found as follows:

<http://www.fcc.gov/mb/elecfile.html>

<http://www.fcc.gov/fcc-bin/audio/cdb-e-file-help.html>

**License Renewal Procedures.** The Media Bureau **will not** mail postcard notices to licensees. The Media Bureau will send courtesy email notices to those licensees with a valid email address on file with the Bureau, but failure to receive a notice **does not** excuse a licensee from timely compliance with the Commission's license renewal requirements. (Additional information on updating licensee contact information is provided below.) The base forfeiture amount for a late-filed AM or FM station (including NCE station) license renewal application is \$3,000. If a license renewal application is not filed by the expiration of the term, a station may be subject to an additional base forfeiture amount of \$4,000 for unauthorized operations. Additional information about license renewal procedures can be found on the Audio Division's website [<http://www.fcc.gov/mb/audio/renewal/index.html>], and in the Instructions to FCC Form 303-S [[PDF](#)] and FCC Form 396 [[PDF](#)]. For NCE license renewal applicants, please also review the Instructions to FCC Form 323-E [[PDF](#)].

**Revisions to FCC Form 303-S.** Several revisions to FCC Form 303-S have been made since the last license renewal cycle. (The electronic version of FCC Form 303-S currently available through CDBS does not include the most recent form and instructions revisions). Electronic access to the revised form through CDBS will be implemented prior to May 2, 2011. The most significant form changes are as follows:

- A. Non-Discriminatory Advertising Sales Agreements Certification.** Section II, Question 7 is a new certification for licensees of commercial radio and television stations. Licensees must certify that their advertising sales agreements do not discriminate on the basis of race or ethnicity and that all such agreements contain nondiscrimination clauses. For both the radio and television renewal cycles, the certification covers the period from today, March 14, 2011, the effective date of the revised Form 303-S, to the date of the station's license renewal application filing. For subsequent license renewal cycles, the certification will cover the entire license term. NCE licensees are not required to make this certification and, therefore, should select "not applicable."

As detailed in the revised Form 303-S instructions, prohibited discriminatory practices include "no urban/no Spanish" dictates. Broadcasters must have a reasonable basis for making the certification. If the response to Question 7 is "No," a commercial licensee must attach an exhibit explaining the persons and matters involved and why the matter is not an impediment to a grant of the station's license renewal application.

- B. Minimum Operating Schedule Certification.** Section III, Question 4 is a new certification that the station has not been silent (or operating for less than its prescribed minimum operating hours) for a period of 30 days or more during the last license term. If the answer to the question is "No," an explanatory exhibit stating the dates during which the station was silent (or operating for less than its prescribed minimum operating hours) is required.
- C. RF Radiation.** In the prior license renewal cycle, certain AM and FM licensees were required to submit an exhibit (and all other AM and FM licensees to fill out a worksheet) to demonstrate compliance with the Commission's maximum permissible radio frequency ("RF") electromagnetic exposure limits. The new version of the form (Section III, Question 7) replaces the exhibit/worksheet requirement with a certification concerning compliance with the RF exposure limits for stations that have had no material change in their RF environment since the station last received a grant of a license application or license renewal application. For stations that have had a material change in their RF environment since they last received a grant of a license application or license renewal application, either an exhibit or a worksheet demonstrating compliance with the RF exposure limits is required.
- D. Radio – Newspaper Cross-Ownership.** Section III, Question 8 is a new certification that neither the applicant nor any party to the application has an attributable interest in a newspaper that is subject to the cross-ownership restrictions in 47 C.F.R. § 73.3555(d). If the answer to the question is "Yes," an explanatory exhibit is required. Such an exhibit will be required whether the Commission has previously approved the cross-ownership interest or the interest is one that has been acquired without Commission approval (*e.g.*, an interest in a local daily newspaper acquired by a radio station licensee after the licensee's last license renewal application was granted).

**Address Change Procedures in CDBS.** To confirm and update contact information, use the following link to access CDBS: <http://licensing.fcc.gov/cgi-bin/ws.exe/prod/cdbs/forms/prod/cdbsmenu.htm>. Licensees with CDBS account IDs and passwords should log in and click the “Account Maintenance” button. Both “Licensee Applicant” and “Contact Rep” information should be reviewed and, as necessary, updated. If updates are made, licensees should return to the CDBS Electronic Filing System page. Click on “Additional non-form Filings” at the bottom of the list of FCC Forms and then click on “Change in Official Mailing Address for Broadcast Station.” Licensees should follow those instructions for electronically updating information. This form can be submitted for multiple stations with the same address.

New users should access CDBS with the link above and click on the “Create a New Account” button. The address entered in the account creation process will be the new address of record for these stations. New users should then complete the “Additional non-form Filings” procedures described above.

Consult the CDBS user guide if you have any questions about filing:  
[http://licensing.fcc.gov/prod/cdbs/forms/prod/cdbs\\_ug.htm](http://licensing.fcc.gov/prod/cdbs/forms/prod/cdbs_ug.htm)

Action by the Chief, Media Bureau. Contacts in the Media Bureau’s Audio Division for further information regarding the filing of Form 303-S are Tom Hutton at (202) 418-7266 and Kelly Donohue at (202) 418-8192. For further information on the non-discriminatory advertising sales agreement certification, contact Amy Brett of the Media Bureau’s Industry Analysis Division at (202) 418-2703. For further information regarding the filing of FCC Form 396, contact the Media Bureau’s EEO staff at (202) 418-1450.

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