

## § 73.7000

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## Subpart K—Application and Selection Procedures on Reserved Noncommercial Educational Channels

SOURCE: 65 FR 36380, June 8, 2000, unless otherwise noted.

### § 73.7000 Definition of terms (as used in subpart K only).

*Attributable interest.* An interest of an applicant, its parent, subsidiaries, their officers, and members of their governing boards that would be cognizable under the standards in the notes to § 73.3555. Also an interest of an entity providing more than 33 percent of an applicant's equity and/or debt that also either (1) supplies more than 15% of the station's weekly programming, or (2) has an attributable interest pursuant to § 73.3555 in media in the same market.

*Established local applicant.* An applicant that has, for at least the two years (24 months) immediately preceding application, met the definition of local applicant.

*Local applicant.* An applicant physically headquartered, having a campus, or having 75% of board members residing within 25 miles of the reference co-

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ordinates for the community to be served.

*Nonreserved (Unreserved) channels.* Channels which are not reserved exclusively for noncommercial educational use, and for which commercial entities could thus be eligible to operate full power stations. Such channels appear without an asterisk designation in the FM Table of Allotments (§ 73.202) and TV Table of Allotments (§ 73.606). In the event of a request to allocate a non-reserved channel as reserved pursuant to §§ 73.202(a) or 73.606(a), the channel remains classified as nonreserved until release of a Commission decision granting such request.

*On-air operations.* Broadcast of program material to the public pursuant to Commission authority, generally beginning with program test authority, for periods of time that meet any required minimum operating schedule, e.g. § 73.561(a).

*Population.* The number of people calculated using the most recent census block data provided by the United States Census Bureau.

*Reserved channels.* Channels reserved exclusively for noncommercial educational use, whether by the portion of the spectrum in which they are located (i.e. FM channels 200 to 220) or by a case-by-case Commission allotment decision (channels that appear with an asterisk designation in the FM Table of Allotments (§ 73.202) or TV Table of Allotments (§ 73.606)).

### § 73.7001 Services subject to evaluation by point system.

(a) A point system will be used to evaluate mutually exclusive applications for new radio, television, and FM translator facilities, and for major changes to existing facilities, on reserved channels.

(b) Mutually exclusive applications for nonreserved broadcast channels are not subject to a point system, even if one or more of the applicants would be eligible to and intends to operate in a noncommercial educational manner. Mutually exclusive applications for nonreserved broadcast channels will be resolved by the competitive bidding procedures in subpart I of this part regardless of the noncommercial or commercial nature of the applicants.