

[May 10, 1983]

[NEW TECHNOLOGIES]

AMENDMENT TO H.R. _____

OFFERED BY MR. WIRTH

Add at the end thereof the following new section:

1 SEC. ____ (a) Funds authorized to be appropriated under
2 this Act to the Federal Communications Commission shall be
3 used by the Commission to prescribe (and make effective not
4 later than January 1, 1984) a regulation which provides
5 that, consistent with sound spectrum management, the
6 Commission shall, to the maximum feasible extent, encourage
7 the introduction of new and additional services by new
8 applicants, existing licenses, or other persons. In the case
9 of any proceeding which any new or additional service are
10 proposed, such regulation shall provide that such services
11 shall be presumed to be in the public interest if the
12 Commission finds such services are technically feasible.

13 (b)(1) Funds authorized to be appropriated under this
14 Act to the Federal Communications Commission shall be used
15 by the Commission to conclude proceedings and issue final
16 reports and orders, not later than 6 months after the date
17 of the enactment of this Act, in Docket No. 20418, (relating
18 to very high frequency television drop-ins) and in Docket
19 No. 80-90, (relating to new frequency modulation radio

1 classifications).

2 (2) The Federal Communications Commission, in issuing
3 final reports and orders in the dockets pursuant to
4 paragraph (1), shall provide for the establishment of new
5 very high frequency television stations and frequency
6 modulation radio stations.

7 (3) Funds authorized to be appropriated under this Act
8 to the Federal Communications Commission shall be used by
9 the Commission to prescribe (and make effective not later
10 than January 1, 1984) a regulation which provides that the
11 Federal Communications Commission shall grant any
12 application pursuant to the order under Docket No. 80-90
13 if--

14 (A) the station to be established pursuant to such
15 application would be operated so that (i) substantially
16 all of the broadcasting time of such station would be
17 made available to be purchased by individuals or
18 organizations (other than the licensee or entities owned
19 or controlled by the licensee) and (ii) not more than 5
20 percent of the broadcasting time made so available
21 during any calendar year could be purchased by any
22 individual or organization, or affiliates thereof; and

23 (B) a license or permit has not be granted for any
24 other such station in the same market.

25 (c) Funds authorized to be appropriated to the

1 Commission by this Act shall be used by the Commission to
2 implement its order and decision regarding the authorization
3 of direct broadcast satellite service (Docket _____),
4 notwithstanding any interim or final order of any Federal,
5 State, or local court.