

**FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D. C. 20554**

AUG 25 2004

**IN REPLY REFER TO:
1800B3-ALM**

John H. Midlen, Jr., Esquire
7618 Lynn
Chevy Chase, Maryland 20815

**In re: New Life Evangelistic Center, Inc.
Request For Waivers of 47 C.F.R.
Section 73.1125 (Main Studio Rule)**

**KNLP(FM), Potosi, Missouri
Facility ID No. 83446**

**KNLM(FM), Marshfield, Missouri
Facility ID No. 76946**

**KBIY(FM), Van Buren, Missouri
Facility ID No. 81163**

**WCBW-FM, St. Louis, Illinois
Facility ID No. 83448**

**KBPB(FM), Harrison, Arkansas
Facility ID No. 87465**

**KNLH(FM), Cedar Hill, Missouri
Facility ID No. 83445**

**KNLQ(FM), Cuba, Missouri
Facility ID No. 91489**

**NEW(CP), Perryville, Missouri
Facility ID No. 88435**

Dear Mr. Midlen:

The staff has under consideration the July 28, 2003, request for waivers of 47 C.F.R. Section 73.1125 filed by New Life Evangelistic Center, Inc.. ("New Life"),¹ to operate the

¹ A supplement to the request was submitted on August 20, 2004.

captioned stations, as satellite stations of its commonly owned noncommercial educational ("NCE") station, KNLG(FM), New Bloomfield, Missouri.²

Pursuant to Section 73.1125(a), a main studio must be located either (1) within a station's principal community contour, (2) within the contour of any other broadcast station licensed to its community, or (3) within 25 miles of the center of its community.³ However, under Section 73.1125(b)(2), the Commission will waive these requirements where "good cause" exists to do so and where the proposed studio location "would be consistent with the operation of the station in the public interest." Each waiver request by an NCE station seeking to operate as the satellite of another NCE station is considered on a case-by-case basis. The Commission has recognized the benefits of centralized operations for NCE stations, given their limited funding, and thus found "good cause" exists to waive the main studio location requirement where satellite operations are proposed.⁴ A satellite station must, however, demonstrate that it will meet its local service obligation to satisfy the Section 73.1125 "public interest" standard.⁵

New Life proposes to operate the captioned stations, as a satellite stations of KNLG(FM), New Bloomfield, Missouri, which are located up to 180 miles from New Bloomfield. Where there are great distances between parent and satellite stations, as here, and where the parent and satellite stations are in different states, we are particularly concerned that the licensee takes adequate measures to maintain its awareness of the satellite community's needs and interests. To that end, New Life has pledged to: (1) engage the services of a local resident in each community to conduct quarterly ascertainment of local community leaders and residents to determine the concerns and program needs of New Life listeners; (2) have the local resident serve as a liaison between the communities' residents and New Life's programming personnel; (3) maintain production facilities at each of these stations which can be used, as the need arises, to cover local events or happenings; (4) air programming responding to the ascertained needs in New Life's news and public affairs programming; (5) maintain a duplicate copy of each station's public inspection file on the New Life web site; (6) maintain an e-mail address for receipt of comments, suggestions, and other communications from residents of the stations' communities; (6) maintain a toll-free telephone number between each of the captioned communities and the KNLG(FM) main studio and (7) post a sign at each community's local production facility that provides information on how to view the public inspection for the station, and how to contact New Life through e-mail and phone service.

In these circumstances, we are persuaded that New Life will meet its local service obligations and thus, that grant of the requested waiver is consistent with the public interest.

² A "satellite" station meets all of the Commission's technical rules, however, it originates no programming and instead rebroadcasts the parent station's programming. *See Amendment of Multiple Ownership Rules, Memorandum Opinion and Order*, 3 RR2d 1554, 1562 (1964).

³ *See Review of the Commission's Rules Regarding the Main Studio and Local Public Inspection Files of Broadcast Television and Radio Stations*, 13 FCC Rcd 15691 (1998); *recon. granted in part*, 14 FCC Rcd 11113 (1999) ("Reconsideration Order")

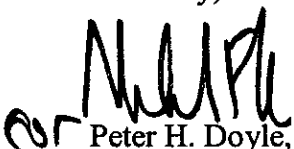
⁴ *Id.*

⁵ *Id.*

However, we remind Priority, of the requirement that it maintain the public file for the captioned stations at the main studio of the "parent" station, KNLG(FM). It must also make reasonable accommodation for listeners wishing to examine the file's contents.⁶ We further remind New Life that, notwithstanding the grant of the waivers requested here, the public files for each of the captioned stations must contain the quarterly issues and programs list for their respective communities of license, required by 47 C.F.R. Section 73.3527(e)(8).

Accordingly, the requests for waivers of 47 C.F.R. Section 73.1125, filed by New Life Evangelistic Center, Inc., ARE HEREBY GRANTED.

Sincerely,


Peter H. Doyle,
Audio Division
Media Bureau

⁶ See *Reconsideration Order*, 14 FCC Rcd 11113, 11129 at Paragraph 45.