

Federal Communications Commission

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| Federal Communications Commission Washington, D.C. 20554 <p style="text-align: center;">FCC 303-S</p> | Approved by OMB 3060-0110 (March 2011) | FOR FCC USE ONLY FOR COMMISSION USE ONLY FILE NO. - 20131125BOA |
| APPLICATION FOR RENEWAL OF BROADCAST STATION LICENSE Read INSTRUCTIONS Before Filling Out Form | | |

Section I - General Information- TO BE COMPLETED BY ALL APPLICANTS

| | | | | | | | |
|---|---|--|--------------------------|---|--|------------------|------------|
| 1. | Legal Name of the Licensee SOUTH DAKOTA BOARD OF DIRECTORS FOR EDUCATIONAL TELECOMMUNIC | | | | | | |
| | Mailing Address CHERRY & DAKOTA STREETS BOX 5000 | | | | | | |
| | City VERMILLION | State or Country (if foreign address) SD | ZIP Code 57069 - 5000 | | | | |
| | Telephone Number (include area code) 6056775861 | E-Mail Address (if available) DON.FORSETH@SDPB.ORG | | | | | |
| | FCC Registration Number: 0002404358 | Facility ID Number 61072 | Call Sign KUSD-TV | | | | |
| 2. | Contact Representative RICHARD A. HELMICK, ESQ. | | | | | | |
| | Firm or Company Name COHN AND MARKS LLP | | | | | | |
| | Mailing Address 1920 N STREET, N.W. SUITE 300 | | | | | | |
| | City WASHINGTON | State or Country (if foreign address) DC | Zip Code 20036 - 1622 | | | | |
| | Telephone Number (include area code) 2024524831 | E-Mail Address (if available) RICHARD.HELMICK@COHNMARKS.COM | | | | | |
| 3. | If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input checked="" type="radio"/> Noncommercial Educational Licensee <input type="radio"/> Other <input type="radio"/> N/A (Fee Required) | | | | | | |
| 4. | Purpose of Application <input checked="" type="radio"/> Renewal of license <input type="radio"/> Amendment to pending renewal application If an amendment, submit as an exhibit a listing by Section and Item Number the portions of the pending application that are being revised. [Exhibit 1] | | | | | | |
| 5. | Facility Information: <input type="radio"/> Commercial <input checked="" type="radio"/> Noncommercial Educational | | | | | | |
| 6. | Service and Community of License a. <input type="radio"/> AM <input type="radio"/> FM <input type="radio"/> FM Translator <input type="radio"/> LPFM <input type="radio"/> TV Translator <input type="radio"/> Low Power TV <input type="radio"/> Class A TV <input checked="" type="radio"/> Digital TV <input type="radio"/> Digital Translator or Digital LPTV <input type="radio"/> Digital Class A TV <table border="1" style="width:100%; margin-top: 5px;"> <tr> <td colspan="2" style="text-align: center;">Community of License /Area to be Served</td> </tr> <tr> <td style="width:50%;">City: VERMILLION</td> <td style="width:50%;">State : SD</td> </tr> </table> b. Does this application include one or more FM translator station(s), or TV translator station(s), LPTV station(s), in addition to the station listed in Section I question 1? (The callsign(s) of any associated FM translators, TV translators or LPTV stations will be requested in Section <input checked="" type="radio"/> Yes <input type="radio"/> No | | | Community of License /Area to be Served | | City: VERMILLION | State : SD |
| Community of License /Area to be Served | | | | | | | |
| City: VERMILLION | State : SD | | | | | | |

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| | V). | |
| 7. | Other Authorizations. List call signs, facility identifiers and location(s) of any FM booster or TV booster station(s) for which renewal of license is also requested. | [Exhibit 2] <input checked="" type="checkbox"/> N/A |

NOTE: In addition to the information called for in Sections II, III, IV and V, an explanatory exhibit providing full particulars must be submitted for each item for which a "No" response is provided.

Section II - Legal - TO BE COMPLETED BY ALL APPLICANTS

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| 1. | Certification. Licensee certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Licensee further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application, instructions and worksheets. | <input checked="" type="radio"/> Yes <input type="radio"/> No |
| 2. | Character Issues. Licensee certifies that the neither the licensee nor any party to the application has or has had any interest in, or connection with: | |
| | a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 3] |
| | b. any pending broadcast application in which character issues have been raised. | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 4] |
| 3. | Adverse Findings. Licensee certifies that, with respect to the licensee and each party to the application, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any laws related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination. | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 5] |
| 4. | FCC Violations during the Preceding License Term. Licensee certifies that, with respect to the station(s) for which renewal is requested, there have been no violations by the licensee of the Communications Act of 1934, as amended, or the rules or regulations of the Commission during the preceding license term. If No, the licensee must submit an explanatory exhibit providing complete descriptions of all violations. | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 6] |
| 5. | Alien Ownership and Control. Licensee certifies that it complies with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments. | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 7] |
| 6. | Anti-Drug Abuse Act Certification. Licensee certifies that neither licensee nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862. | <input checked="" type="radio"/> Yes <input type="radio"/> No |
| 7. | Non-Discriminatory Advertising Sales Agreements. Commercial licensee certifies that its advertising sales agreements do not discriminate on the basis of race or ethnicity and that all such agreements held by the licensee contain nondiscrimination clauses. Noncommercial licensees should select "not applicable." | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 8] |

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

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| Typed or Printed Name of Person Signing JULIE ANDERSEN | Typed or Printed Title of Person Signing EXECUTIVE DIRECTOR |
| Signature | Date 11/18/2013 |

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Section IV - TO BE COMPLETED BY TV AND CLASS A LICENSEES ONLY

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| 1. | Biennial Ownership Report: Licensee certifies that the station's Biennial Ownership Report (FCC Form 323 or 323-E) has been filed with the Commission as required by 47 C.F.R. Section 73.3615. | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 17] |
| 2. | EEO Program: Licensee certifies that: | |
| | a. The station's Broadcast EEO Program Report (FCC Form 396) has been filed with the Commission, as required by 47 C.F.R. Section 73.2080(f)(1). Specify FCC Form 396 File Number : B396 - 20131125BHG | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 18] |
| | b. The station has posted its most recent Broadcast EEO Public File Report on the station's website, as required by 47 C.F.R. Section 73.2080(c)(6). | <input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A See Explanation in [Exhibit 19] |
| 3. | Local Public File. Licensee certifies that the documentation, required by 47 C.F.R. Section 73.3526 or 73.3527, as applicable, has been placed in the station's public inspection file at the appropriate times. | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 20] |
| 4. | Violent Programming. Licensee certifies that no written comments or suggestions have been received from the public that comment on its station's programming and characterize that programming as constituting violent programming. If No, submit as an Exhibit a summary of those written comments and suggestions received from the public. | <input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A See Explanation in [Exhibit 21] |
| 5. | Children's Programming Commercial Limitations. For the period of time covered by this application, the licensee certifies that it has complied with the limits on commercial matter as set forth in 47 C.F.R. Section 73.670. (The limits are no more than 12 minutes of commercial matter per hour during children's programming on weekdays and no more than 10.5 minutes of commercial matter per hour during children's programming on weekends. The limits also apply pro rata to children's programs which are 5 minutes or more and which are not part of a longer block of children's programming.) If No, submit as an Exhibit a list of each segment of programming 5 minutes or more in duration designed for children 12 years and under and broadcast during the license period which contained commercial matter in excess of the limits. For each programming segment so listed, indicate the length of the segment, the amount of commercial matter contained therein, and an explanation of why the limits were exceeded. | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 22] |
| 6. | For the period of time covered by this application, the applicant certifies that it has filed with the Commission, and incorporates by reference , the Children's Television Programming Reports (FCC Form 398) as described in 47 C.F.R. Section 73.3526. If No, submit as an Exhibit a statement of explanation. | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in |

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| | | [Exhibit 23] |
| 7. | For the period of time covered by this application, the applicant certifies that the average number of hours of CORE programming per week broadcast by the station totalled 3 hours or more (averaged over a six-month period). | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 24] |
| 8. | The licensee certifies that it identifies each CORE Program aired at the beginning of the airing of each program as required by 47 C.F.R. Section 73.673. If No, submit as an Exhibit a statment of explanation. | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 25] |
| 9. | The licensee certifies that it provides information identifying each CORE Program aired on its station, including an indication of the target child audience, to publishers of program guides as required by 47 C.F.R. Section 73.673. If No, submit as an Exhibit a statement of explanation. | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 26] |
| 10. | The licensee certifies that it publicizes the existence and location of the station's Children's Television Programming Reports (FCC Form 398) as required by 47 C.F.R. Section 73.3526(e)(11)(iii). If No, submit as an Exhibit a statement of explanation , including the specific steps the applicant intends to implement to ensure compliance in the future. | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 27] |
| 11. | The licensee may include as an exhibit any other comments or information it wants the Commision to consider in evaluating compliance with the Children's Television Act. This may include information on any other non-core educational and informational programming that the applicant aired or plans to air, or any existing or proposed non-broadcast efforts that will enhance the educational and informational value of such programming to children. See 47 C.F.R. Section 73.671, NOTE 2. | [Exhibit 28] |
| 12. | Continued Class A Eligibility. Licensee certifies that its station does, and will continue to, broadcast: (a) a minimum of 18 hours per day; and (b) an average of at least 3 hours per week of programming each quarter produced within the market area served by the station, a group of commonly controlled low power or Class A stations whose predicted Grade B contours are contiguous. | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 29] |
| 13. | Discontinued Operations. Licensee certifies that during the preceding license term, the station has not been silent for any consecutive 12-month period. | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 30] |
| 14. | Silent Station. Licensee certifies that the station is currently on the air broadcasting programming intended to be received by the public. | <input checked="" type="radio"/> Yes <input type="radio"/> No |
| 15. | Environmental Effects. Licensee certifies that the specified facility complies with the maximum permissible radio frequency electromagnetic exposure limits for controlled and uncontrolled environments. By checking "Yes" above, the licensee also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radio frequency electromagnetic exposure in excess of FCC guidelines. | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 31] |
| 16. | Local TV Ownership Waiver. Has the licensee been granted a "failing" or "marginal" station waiver of 47 C.F.R. Section 73.3555(b)? If Yes, submit as an Exhibit a specific factual showing of the program-related benefits that have accrued to the public as a result of that waiver. | <input type="radio"/> Yes <input checked="" type="radio"/> No See Explanation in [Exhibit 32] |

Section V - TO BE COMPLETED BY FM AND TV TRANSLATOR AND LOW POWER TV LICENSEES ONLY

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| 1. and 2. [Station Info and Status] | | | |
| Low Power Applicants: Answer Question 2a only. | | | |
| 1. Station Information: | | | |
| Call Sign | Facility Identifier | Area Licensed to Serve | |
| K08PM-D | 187638 | City:WAGNER | State:SD |
| 2. Operational Status: | | | |
| a. Silent Station: Licensee certifies that the station is currently on the air. | | | <input checked="" type="radio"/> Yes <input type="radio"/> No |
| b. Rebroadcast Status: Licensee certifies that the station is currently rebroadcasting the signal of an FM, AM, TV or LPTV station. | | | <input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A |
| If Yes, identify the station being broadcast: | | | |
| Call Sign | Facility Identifier | Area Licensed to Serve | |
| KUSD-TV | 61072 | City:VERMILLION | State:SD |
| c. Rebroadcast Consent: Licensee certifies that it has obtained written authority from the licensee of the primary station identified above for retransmitting primary station's programming. | | | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A |
| Additional Translator Info [Exhibit 33] | | | |
| 3. For FM Translator Applicants Only: | | | |
| a. Licensee certifies that it is in compliance with 47 C.F.R. Section 74.1232(d), which: (1) prohibits the common ownership of a commercial primary FM station and a FM translator station whose coverage contour extends beyond the protected contour of the commercial FM primary station being broadcast, and (2) requires that the FM translator's entire 60 dBu contour is contained within the lesser of: (a) the 2 mV/m daytime contour of the AM primary station being rebroadcast, or (b) a 25-mile radius centered at the AM primary station's transmitter site. (With regard to (1), this restriction also applies to any person or entity having any interest in, or any connection with, the primary FM station.) | | | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 34] |
| b. Licensee certifies that it is in compliance with 47 C.F.R. Section 74.1232(e) which prohibits an FM translator station whose coverage contour extends beyond the protected contour of the commercial primary station being rebroadcast from receiving any support (except for specified technical assistance), before, during or after construction, directly or indirectly, from the primary station or any person or entity having any interest in, or any connection with, the primary station. | | | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 35] |
| 4. For Low Power TV Applicants Only: | | | |
| Licensee certifies that it has filed with the Commission, the station's Broadcast EEO Program Report (FCC Form 396) and has posted the most recent Public File report on the station's website, if required by 47 C.F.R. Section 73.2080(f)(1). | | | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 36] |
| 5. Environmental Effects. Licensee certifies that the specified facility complies with the maximum permissible radio frequency electromagnetic exposure limits for controlled and uncontrolled environments. | | | <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 37] |
| By checking "Yes" above, the licensee also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radio frequency electromagnetic exposure in | | | |

||excess of FCC guidelines. ||

Exhibits
