

**2021  
KMOV  
Political Advertising Guidelines – Sales Policies**

The following sets forth the policies and practices of Station regarding the sale of political time for “uses” by legally qualified candidates. To be a “use” an advertisement must be purchased by or on behalf of a candidate and must contain the candidate’s identifiable voice or picture. Candidates may be asked to demonstrate that they are legally qualified. Additionally, all candidates for federal office must comply with the requirements of the Bipartisan Campaign Reform Act of 2002 as they may be applicable at the time a candidate advertisement airs.

The following guidelines are not applicable to advertisements aired by political action committees or to non-candidate, “issue” advertising.

**I. Political Broadcast Rates in “Pre-Election Periods”**

During “Pre-Election Periods,” which are the periods 45-days prior to primary elections and 60-days prior to general elections, Station will sell all advertising time for “uses” by legally qualified candidates for public office on the same terms and conditions as are available to its most favored commercial advertisers, including making this time available at its lowest unit charge for the particular class and amount of time purchased to run in a specific program, daypart or rotation in the same week. **However, pursuant to the Bipartisan Campaign Reform Act of 2002, no federal candidate will be offered the Station’s lowest unit charge unless the candidate provides the Station with a certification that the candidate (and any authorized committee of the candidate) has not and will not make any direct reference to another candidate for the same office in any broadcast unless the broadcast complies with Section 315(b)(2)(C) of the Communications Act as amended by the Bipartisan Campaign Reform Act of 2002. This certification must be received before any purchase during a Pre-Election Period if the candidate intends to receive statutory lowest unit charge benefits and should be provided with the first order whenever possible.**

Candidates may purchase time at the estimated lowest unit charge.

1. Rates:
  - a. Rates fluctuate on a weekly or daily basis according to the class of time ordered. The classes of time offered on Station are described on the attached sheet entitled “Station Classes of Time.” Quoted rates on the attached rate sheet are for 30-second ads, unless otherwise noted.
  - b. Each separate class of time is offered to candidates at its lowest unit charge, the lowest clearing rate of the particular class of time ordered by the candidate for the time period when the ad is broadcast.
  - c. One non-preemptible class and two preemptible classes are available. The more expensive the preemptible class, the lower the likelihood of preemption.
  - d. Other classes of time are also available. Our Station is happy to work with candidates on any of these. Please consult the Station for more information.

2. **Rebates:** On a weekly basis, the Station will review purchases of advertising by commercial and political advertisers. In the event advertising time for a particular class and for a particular time period is broadcast at rates lower than the rate paid by the candidate, the candidate will be afforded the benefit of the lower rate either by way of a rebate or as credit against future purchases, at the option of the candidate. In calculating the lowest unit charge, Station will take account of rates for spots which are sold as part of packages. Current estimates of the lowest unit charges and chances of preemption are attached. However, because determination of the lowest unit charge cannot be made until after all time has aired in a particular week, and because the rate levels at which time will clear vary with market demand, Station cannot guarantee its estimates of the lowest unit charge or of the preemptibility of various classes of time until after all applicable logs have been posted.
3. **Make goods:** Station will use its best effort to provide “make good” spots prior to the election for the spots that are preempted due to technical problems, program changes, or because of the nature of the time purchased. Although Station’s policy is to offer all candidates who purchase classes of time eligible for make goods such make goods before the election, it cannot guarantee to any advertiser that the make goods can be provided in the time period or rotation originally ordered. If inventory constraints preclude such identical scheduling, Station will offer make goods of equivalent value. If these are not available or acceptable to the advertiser, Station will provide credits or refunds for preempted spots.
4. **Rotations:** Ads may be purchased individually or in designed rotations around several designated days or time periods. Rate structures for all preemptible broad rotators are available upon request. The Station may offer program-length time at its discretion, except that the Station will, on appropriate request and consistent with applicable federal requirements, make program-length time available for use by legally qualified federal political candidates. If program time is desired, please contact the Station directly for current availability and rates.
5. **Availability:** Candidates should be aware that, unless a contrary result is demanded by statutory requirements, orders for the purchase of time made after 12:00 noon on the Thursday preceding Election Day may be reasonably incapable of being filled due to lack of availabilities. The earlier an order is placed, the greater the scheduling options will be.
6. **Credit:** Advance orders for schedules of political advertising will be subject to reconfirmation 30 days preceding start of schedule. Political candidates or their agencies may qualify for credit, consistent with the normal credit policies of the Station, if they have an established credit history and accept payment responsibility in writing. Unless credit is extended, political orders will require cash in advance. Where cash in advance is specified Station may, at its discretion, cancel scheduled announcements up to 72 hours prior to their scheduled airing if payment for those announcements is not received by the Station.

## **II. Political Broadcast Rates Outside Pre-Election Periods**

The portion of the year outside the 45-day pre-primary and 60-day pre-general-election lowest unit charge periods is referred to as the "Comparable Rate Period." During the Comparable Rate Period, advertising sold to legally qualified candidates for public office by Station will be at charges comparable to the charges made to other advertisers for comparable advertising.

### **III. General Policies Applicable Inside and Outside the Pre-Election Periods**

1. **Candidate Access:** Reasonable access to advertising on Station will be provided to all federal candidates. Station, however, reserves the right to limit or eliminate candidate advertising from one or more newscasts.
2. Station does not guarantee separation by office or party or state of candidacy.
3. **Sponsorship Identification:** All ads must comply with the visual identification requirements of Section 317 of the Communications Act and the FCC's policies. All political uses must include a sponsorship identification which fully and accurately identifies the organization or individual which has paid for the commercial and the sponsorship identification must be either at the beginning or the end of an ad. Such identification must be visual, must last at least four seconds, and must use letters which are at least 4 percent of the vertical picture height (20 scan lines). Should ads not include proper identification, Station reserves the right to add the proper appropriate material without providing additional time. Production costs will be billed at Station's usual rates.

Station expects all federal candidates to comply with the requirements of the Bipartisan Campaign Reform Act of 2002 as they may be applicable at the time a candidate advertisement airs. It is the responsibility of the candidate, and not the Station, to ensure that each candidate ad complies with applicable federal requirements. For a federal candidate to receive lowest unit charge, all advertisements that refer to opposing candidates must contain a printed statement that is displayed with a candidate picture at the end of the advertisement. The printed statement must identify the candidate, state that the candidate approved the broadcast, and state that the candidate and/or the candidate's authorized committee paid for the broadcast.

4. **Orders:** Orders for political time will not be considered firm until the following have been provided:
  - a. Completed NAB political form (PB19).
  - b. When doubt exists, Station may require satisfactory proof that the candidate is "legally qualified," as that term is defined by the FCC.
  - c. When doubt exists, Station may require satisfactory proof that the purchaser is authorized to buy time for the candidate.
  - d. Video content, along with written instructions for their use, should be submitted to the Station as soon as possible to ensure proper airing. All instructions for airing should be in writing. Changes to these instructions should be in writing to Station prior to the changes being made. Video should be received in sufficient time to permit confirmation of compliance with sponsorship identification requirements and with broadcast technical standards. Please note, delivery dates do not include

Saturdays, Sundays, or Holidays. Station does not provide weekend sales to commercial clients; therefore, the Station Sales and Traffic Departments will not accommodate any traffic instruction or tape changes other than as noted below:

**Station commercial copy guidelines:**

**2pm Friday – for Sunday’s log**  
**2pm Friday – for Monday’s log**  
**2pm Monday – for Tuesday’s log**  
**2pm Tuesday – for Wednesday’s log**  
**2pm Wednesday – for Thursday’s log**  
**2pm Thursday – for Friday’s log**  
**2pm Thursday – for Saturday’s log**

In the event of a holiday, the deadline for the log will change. Please contact Station. These deadlines were selected to coincide with the closing of our logs based on the computer entry of the relevant data.

5. Production: Station facilities may be utilized for the production of political announcements or programs, subject to available production time. (Rates will be provided upon request.)
6. Availabilities:
  - a. Legally qualified candidates may purchase time on the attached rate chart subject to availabilities. The base availability for Sections 1 through 3 is a 30-second ad (including sponsorship identification). Ad time for Sections 1 through 3 is available in other lengths of 10-, 15-, 60-, 90-, or 120- seconds. Rates should be determined as follows:

120-second rates = Four times the 30-second rate.  
90-second rates = Three times the 30-second rate.  
60-second rates = Two times the 30-second rate.  
15 second bookend rates = 100% the 30-second rate.  
15-second rates = 65% the 30-second rate.  
10 second rates = 50% the 30-second rate.
  - b. Station will place all orders as to day and time, subject to availabilities. Due to potential “equal opportunities” obligations for opposing candidates, certain time periods may be unavailable for candidates.
  - c. The Station reserves the right to recapture spot time sold to a candidate to meet equal opportunities or reasonable access requirements of the Communications Act of 1934, as amended. If spot time is recaptured by the Station, the candidate will be advised as soon as practicable and an appropriate refund will be issued.
7. The Communications Act of 1934, as amended [the “Act”], establishes certain requirements for the sale of broadcast advertising time for use by or on behalf of political candidates. The Federal Communications Commission [“FCC”] has adopted rules and policies to implement those requirements and asserted its exclusive jurisdiction to enforce

the Act. Complaints concerning the sale of political advertising by the Station should therefore be filed with the FCC, subject to judicial appeal as provided by the Act. In order to ensure that material necessary to resolution of disputes is maintained, political advertisers should file complaints with the FCC concerning the Station's political practices and policies promptly. The FCC's resolution of such complaint(s), subject to such judicial review as is provided by the Act, provides the sole and exclusive remedy for such complaints.

The Station's political public file is available online at [www.fcc.gov](http://www.fcc.gov)

For further information, please call:

**DOS- Michele Bailey 314-444-3351**

Other information you may find useful:

Fax number: 314-231-0665

Station Address : One Memorial Drive, St. Louis, MO 63102

## **Station Classes of Time**

### **Section 1.**

**Non-preemptible** – This class of time is non-preemptible once an order is confirmed, except for an act of God, national or local emergency or scheduling changes. In the event of a program schedule change, timely notification and make goods are guaranteed.

### **Section 2.**

**Preemptible with notice** – This class of time is the less likely of the preemptible classes preempted advance notice of preemption will be provided. Should a preemption occur, a make good will be offered by Station pursuant to our policy on make goods. Approximate clearance percentage: 90 to 95%.

### **Section 3.**

**Immediately Preemptible** —This is our most common transaction. Make goods are usual and may not place in same programs. Notice may not occur before an announcement being preempted. Preemption will occur, for example, when all immediately preemptable time has been sold and a commercial or political advertiser books a schedule at a higher section level. If preemption occurs, a make good will be offered by Station pursuant to our policy on make goods. Approximate clearance percentage: 75%

Station will, on request, update inquiries as to the likelihood of preemption for Sections 1 through 3 at any given time, but Station emphasizes that the responses can only be good faith estimates.

***All Rates are subject to change. Special Rotations, Packages and ROS Rates are available. Contact Station for additional or updated information.***

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Name

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Company

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Title

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Campaigns/Candidates Represented

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Date

STATION DOES NOT DISCRIMINATE BASED UPON RACE OR ETHNICITY IN ANY OF  
ITS ADVERTISING CONTRACTS OR POLICIES