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[64 FR 53242, Oct. 1, 1999]

### Subpart J—Local Television Transmission Service

#### § 101.801 Eligibility.

Authorizations for stations in this service will be granted to existing and proposed communication common carriers. Applications will be granted only in cases where it is shown that:

(a) The applicant is legally, financially, technically and otherwise qualified to render the proposed service;

(b) There are frequencies available to enable the applicant to render a satisfactory service; and

(c) The public interest, convenience or necessity would be served by a grant thereof.

#### § 101.803 Frequencies.

(a) Frequencies in the following bands are available for assignment to television pickup and television non-broadcast pickup stations in this service:

- 6,425 to 6,525 MHz. (6)
- 11,700 to 12,200 MHz. (3)
- 13,200 to 13,250 MHz. (1)
- 14,200 to 14,400 MHz. (8)
- 21,200 to 22,000 MHz. (1), (2), (4), (5)
- 22,000 to 23,600 MHz. (1), (2), (5)
- 31,000 to 31,300 MHz. (7)

#### Notes

(1) This frequency band is shared with fixed and mobile stations licensed under this and other parts of the Commission's Rules.

(2) This frequency band is shared with Government stations.

(3) This frequency band is shared, on a secondary basis, with stations in the broadcasting-satellite and fixed-satellite services. As of March 1, 2005, no new LTTS operators will be licensed in the 11.7–12.2 GHz band. LTTS operators authorized prior to March 1, 2005 may continue to operate in 11.7–12.2 GHz band until their license expires; no existing LTTS licenses will be renewed in the 11.7–12.2 GHz band.

(4) This frequency band is shared with stations in the earth-exploration satellite service.

(5) This frequency band is shared with the common carrier and private-operational fixed point-to-point microwave services.

(6) This band is co-equally shared with mobile stations licensed pursuant to parts 74 and 78 of this chapter, and subpart H of this part.

(7) As of June 30, 1997, frequencies in this band only are available for assignment to LMDS radio stations, except for non-LMDS radio stations authorized pursuant to applications refiled no later than June 26, 1998. Stations authorized prior to June 30, 1997, may continue to operate within the existing terms of the outstanding licenses, subject to renewal. Non-LMDS stations authorized pursuant to applications refiled no later than June 26, 1998 shall operate on an unprotected basis and subject to harmful interference from similarly licensed stations or stations licensed prior to June 30, 1997, and on a secondary basis to LMDS radio stations.

(8) The maximum power for the local television transmission service in the 14.2–14.4 GHz band is + 45 dBW except that operations are not permitted within 1.5 degrees of the geostationary orbit. As of March 1, 2005, no new LTTS operators will be licensed in the 14.2–14.4 GHz band. LTTS operators authorized prior to March 1, 2005 may continue to operate in 14.2–14.4 GHz band until their license expires; no existing LTTS licenses will be renewed in the 11.7–12.2 GHz band.

(b) Communications common carriers in the Local Television Transmission Service may be assigned frequencies listed in §§ 74.602(a), 78.18(a)(6), and 78.18(a)(7) of this chapter to provide service to television broadcast stations, television broadcast network-entities, cable system operators, and cable network-entities. Frequency availability is subject to the provisions of § 74.604 of this chapter and the use of the facility is limited to the permissible uses described in §§ 74.631 and 78.11 of this chapter. Operations on these frequencies are subject to the technical provisions of part 74, subpart F, and part 78, subpart D of this chapter.

(c) [Reserved]

(d) Frequencies in the following bands are available for assignment to television STL stations in this service:

- 3,700 to 4,200 MHz (1)
- 5,925 to 6,425 MHz (1),(5)
- 10,700 to 11,700 MHz (1),(6)
- 11,700 to 12,100 MHz (3)
- 13,200 to 13,250 MHz (2)
- 21,200 to 22,000 MHz (2),(4),(7),(8)
- 22,000 to 23,600 MHz (2),(6),(8)
- 31,000 to 31,300 MHz (9)