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The *Transmitter* is free to members and available to non-members by subscription for \$25 per year. KAB's mission is to provide professional lobbying and governmental representation, efficient communication and effective recruiting, education and training for Kansas broadcasters for the purpose of enhancing the success of Kansas broadcasters and helping them better serve the people of Kansas.

Kansas Association of Broadcasters

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Mark your calendar

October 16-18
KAB Convention
Wichita Marriott



Chairman's message



Jackie Wise, Vice president/General Manager, Entercom Radio, Wichita

While the many EEO requirements for broadcasters can be very frustrating hopefully the end result is a more varied, diversified workplace that can be good for all involved.

As a member station you can take advantage of KAB's Action Plan for Helping Members Comply with EEO. KAB works to assist members in meeting their EEO obligations under the FCC rules, from an EEO recruitment resource list, to a scholarship program and EEO1Source, an online compliance and recordkeeping system.

The KAB Student Seminar and Career Fair is coming up April 5 in Wichita and we hope to see your company represented. This seminar acquaints high school and college students with broadcasting as a career. In addition, you'll have the opportunity to participate in the Career Fair to showcase your stations to potential employees. For more information on how to participate in KAB's Career Fair or additional info on how KAB can help you with your EEO compliance contact our Executive Director, Harriet Lange. EEO compliance assistance is just one of the many benefits KAB offers its member stations.

Thanks for your participation!

#

Transmitter

Volume 44 No 2 February 24, 2005

Speaking of EEO – two career fairs set

KAB member stations have two opportunities coming up – one in March and one in April - to gain credit/partial credit for EEO outreach.

KAB's annual career fair in conjunction with our student seminar is scheduled for April 5 in Wichita. Cost to participate for KAB member stations is \$25. The fee for nonmembers is \$75. Colleges with a broadcast/communication program may also participate in the career fair at no charge. The student seminar attracts high school students many of whom are in the process of deciding on a college. Go to <http://www.kab.net> to download the KAB Career Fair sign up form.

On March 10, KSU's Journalism and Mass Communications Department is sponsoring an Internship/Job Fair at K-State in Manhattan for Kansas radio and television station and newspapers. Cost to participate is \$25. For details on the K-State Job Fair contact Gloria Freeland at (785) 532-0721, or e-mail her at gfreela@ksu.edu.

#

KAB supports state's e-filing initiative

KAB and its member stations are providing on-air assistance for the Kansas Department of Revenue in its effort to encourage Kansans to file their income taxes electronically. KDOR estimates that when fully implemented, e-filing will save the state \$6 million to \$7 million annually.

Another goal of KDOR and the Secretary of State, (and the subject of a PSA) is to inform businesses of a change in filing requirements regarding the franchise tax.

KAB recently distributed two thirty-second PSAs for radio and television to acquaint Kansans with these initiatives.

KAB members may recall that KAB initiated last year a PSA campaign for the state's Tax Amnesty Program, to assist the state in collecting owed taxes. Kansas Secretary of Revenue Joan Wagnon credits broadcasters and the airing of the Tax Amnesty PSA with the huge success of the program in collecting millions of dollars in owed taxes.

#

Thanks to KABers for Colorado judging

KAB belongs to a five-state round robin where awards judging responsibilities are shared. This year, KAB was responsible for judging entries from the Colorado Broadcasters Association.

A HUGE thanks to these KAB members who volunteered to help with our judging responsibilities. Radio Judges: Candace Walton, KSDB FM; Don Hughes, KJIL FM; Jack Hartle and Phil Grossardt, KHOK/KVGB/KBGL; Chris Kelly, KKOW AM/FM/KBZI; Mike Fell, KXXX/KQLS; Hank Booth, KLWN AM; Jack Jacob, KJTY FM; Kevin Wagner, KFEQ/KSFT/KKJO/KSJQ; Greg Sharpe, WIBW AM/FM; Associate Member and KAB Friend Keith Boscher, KB Creative; Scott Parks and Neil Larrimore, Entercom Kansas City; and Dan Dillon, Journal Broadcast Group. Television Judges: Kristi Spencer, KOAM TV; Roger Sajak, KPTS TV; Steve Drain, KTKA TV; Melissa Brunner and Mark Ewing, WIBW TV; Michelle Barlow, KSNT TV; Bryan Frye, Larry Hatteberg, and Greg Alexander, KAKE TV; Ken Whitney, KSAS TV; Kevin Hager, KWCH TV; Bob Lorenzen and Michael Sipes, KMBC TV; Bryan McGruder, WDAF TV; and KAB Friend Vince Frye, Frye Allen Advertising.

#

2005 KAB deadlines

- March 7, deadline for entries in KAB Student Broadcast Awards
- March 28, deadline for nominations for KAB Hod Humiston Award for Sports Broadcasting
- April 1, deadline for KAB Kids Scholarship applications
- May 2, deadline for KAB Broadcast Scholarship applications
- May 2, deadline for KAB paid summer student internships
- May 2, deadline for KAB paid summer educator internships
- July 1, deadline for KAB station awards entries
- August 1, deadline for nominations for KAB Distinguished Service Award, Hall of Fame inductees, Sonny Slater Award, Mike Oatman Award, and Tony Jewell Award

#

2005 station renewals

KAB thanks these stations which have renewed for 2005, since the January *KAB Transmitter*. **RADIO:** KABI/KSAJ, Abilene; KSOK AM/FM, and KAXR FM, Arkansas City; KAIR AM/FM, Atchison; KBJQ FM, Bronson; KYFW FM, Derby; KBTL FM, El Dorado; KANS FM, Emporia; KBMP FM, Enterprise; KMDO/KOMB, Fort Scott; KANZ/KZNA/KZAN, and KBUF/KKJQ/KYBD/KSKL/KSKZ/KSSA/KIUL, Garden City; KBDA FM, Great Bend; KCVW FM, Hutchinson; KARF/KBQC, Independence; KALN/KIKS, Iola; KCCV AM/FM and KCMO AM/FM/KCFX/KFME, Kansas City; KZQD FM, Liberal; KSDB FM and KMAN/KMKF/KZBZ/KACZ, Manhattan; KNDY AM/FM, Marysville; KBCU FM, North Newton; KQNK AM/FM, Norton; KRBW FM, Ottawa; KKAN/KQMA, Phillipsburg; KAKA FM, Salina; KFLA AM, Scott City; KCVT FM and KJTY FM, Topeka; KULY/KFXX, Ulysses; KMUW FM and KTHR/KZCH/KRBB/KZSN, Wichita. **TELEVISION:** KBSD TV, Dodge City; KSNG TV, Garden City; KBSL TV, Goodland; KSNC TV, Great Bend; KBSH TV, Hays; KCTV/KSMO TV, KCPT TV, and WDAF TV, Kansas City; KUJH LPTV, Lawrence, KSNK TV, Oberlin; KSNT TV and KTKA TV, Topeka; KPTS TV, KSAS TV/KBKD TV/KAAS TV/KSCC TV, KSNW TV, KWCH TV and KTQW LPTV, Wichita.

#

Check your KAB inspection certificate

If the expiration date on your Certificate of Compliance is in 2005, start thinking about signing up for another inspection. The advantage to KAB's alternative inspection program is that stations which pass get a three-year exemption on routine FCC inspections. Go to www.kab.net/members/services/index to download the information and form to request an inspection, or contact KAB.

A reminder – your station may be “marked” for an FCC inspection if you do not have a current KAB Certificate of Compliance or have not signed up for a KAB alternative inspection.

#

Reserve your tournament phone lines on March 7

State high school basketball tournament pairings will be announced on Sunday, March 6. To reserve your phone lines for broadcasting games, call Robert Hilton, KNZA FM, Hiawatha at (785) 547-3461 on Monday, March 7. Call after 8:00 AM and before 4:00 PM. Robert is coordinating lines for all six tournament sites.

Cost for members is \$10 per game broadcast. Dues for 2005 must be paid or partially paid to qualify for the member rate. Non-members will pay \$35 per game broadcast.

#

Call for Nominees – Humiston Award for Sports Broadcasting

The KAB Hod Humiston Award is given annually to a Kansas broadcaster who has made significant contributions to the field of sports broadcasting. The award is named for the late Hod Humiston who was the first television sportscaster in Kansas when he did play-by-play coverage of college games for KTVH (now KWCH TV), channel 12, Wichita.

Hod was founder and a co-owner of KSKU radio and was also employed as an announcer for KWBW and KWHK radio stations in Hutchinson. He was instrumental in bringing the national junior college basketball tournament to Hutchinson, where it has been since 1949.

The award will be presented during the KAB Sports Seminar at Kauffman Stadium, Kansas City on April 26.

Please send your nomination to KAB by March 28. The Board will select the winner at the April 5 board meeting in Wichita. In your nomination, please include your nominee's name, address, current status, previous experience and why the individual is deserving.

If you made a nomination last year - please confirm to KAB that you want the nominee considered this year.

#

National Sunshine Week March 13-19



Radio Television News Directors Association (RTNDA) and RTND Foundation are participating in an industry-wide effort to alert the public to the dangerous growth in government secrecy and to enlist the public to understand and support open government and the right of access to public information.

Sunshine Week launches on Sunday, March 13, and carries through the entire week. In addition to engaging the public through news coverage, editorials, stories, editorial cartoons and other reporting, Sunshine Week is designed to shine light on the public's right of access to government information, refocus attention on the Freedom of Information Act, and elicit a range of stories and editorials for television, radio and other media that address restrictions that have been placed on reporter access to documents and public information.

Kansas journalists might focus on the open government package of bills under consideration in the Kansas legislature, including a constitutional amendment for open government.

RTNDA's web site contains information on everything from story suggestions for your station to a chart for how to conduct a public document audit. Go to <http://www.rtna.org/foi/sunshineweek.shtml> Radio and television PSAs also are being made available by RTNDA.

The current initiative, spearheaded by the American Society of Newspaper Editors with a grant from the John S. and James L. Knight Foundation, expands the Sunshine Sunday efforts nationally and across media. RTNDF also has received a Knight grant to help broadcasting, cable and other electronic journalists participate.

#

KSDB 55th anniversary set

K-State's student station, KSDB FM, will celebrate its 55th anniversary April 29-May 1, 2005. KSU's School of Journalism and Mass Communications will kick off the week-end with its Scholarship Banquet on Friday evening, April 29. Saturday's events include a golf tournament at Colbert Hills, a silent auction and banquet/entertainment. For a complete schedule go to:

<http://www.wildcatradio.ksu.edu/alumni.htm>

Items are needed for the Silent Auction which will benefit the development of KSDB's News and Sports Center. Suggestions for auction items include: K-State and KSDB memorabilia, themed gift baskets, items from your workplace, gift certificates, photos, stickers, show recordings. Donated items should be sent by April 1, to Candace Walton, KSDB FM, 105 Kedzie Hall, KSU, Manhattan, KS 66506.

For more information contact Candace at (785) 532-2971 or e-mail:

Walton@ksu.edu.

#

2005 KAB Events

***April 5**, KAB Student Seminar and Career Fair, Wichita Hyatt

***April 26**, KAB Sports Seminar, Royals Kauffman Stadium, Kansas City

***June 6** - KAB Sales Seminar, Topeka

***June 6** - KAB Board of Directors Meeting, Topeka

***June 7** - KAB Board Planning Retreat, Topeka

***June 10-17**, KAB Office Closed

***July 15-25**, KAB Office Closed

***August 31**, KAB Board of Directors Meeting, Wichita

***October** (date TBA) - KAB News Workshop

***October 16-18**, KAB Convention, Wichita Marriott

***November 16**, KAB Executive Committee Meeting, Topeka

***December 6**, KAB Board of Directors Meeting

#

*Mark Your Calendar
KAB Convention
October 16-18
Wichita Marriott*

KS Health Partners Benefit Association helps small business

The mission of Kansas Health Partners Benefit Association, Inc. (KHPBA) as an independent, Kansas-based organization is to reduce the number of uninsured Kansans by helping small business employers offer affordable health insurance to their employees. KHPBA is a private not-for-profit organization created in 2002 as part of a statewide public-private partnership with the State of Kansas.

KHPBA has been working for two years with private sector insurance carriers to develop plans that help small business.

For more information on KHPBA and plans available go to

<http://www.hpbaks.org>.

#

Post filing announcements

Radio stations in Kansas, Nebraska and Oklahoma must broadcast their license renewal post-filing announcement on March 1 and 16 as part of the license renewal process.

#

2005 EAS monthly tests, AMBER quarterly tests

Tues., March 8, 1:50 pm / EAS

Tues., April 12, 10:50 pm / EAS

Tues., May 10, 1:50 pm / EAS

Wed., May 25, 1:50 pm / AMBER

(It's National Missing Children's Day)

Tues., June 14, 10:50 pm / EAS

Tues., July 12, 1:50 pm / EAS

Tues., August 9, 10:50 pm / EAS

Thurs., August 11, 1:50 pm / AMBER

Tues., September 13, 1:50 pm / EAS

Tues., October 11, 10:50 pm / EAS

Tues., November 8, 1:50 pm / EAS

Thurs., Nov. 10, 1:50 pm / AMBER

Tues., December 13, 10:50 pm / EAS

#

Washington update

At the FCC

*The Commission has denied **mandatory dual and multicast DTV carriage** of local broadcast stations by cable operators. The FCC was acting on an Order on Reconsideration of the FCC's 2001 unanimous decision to deny multicast carriage. With respect to dual carriage, it was voted down 5 to 0 on constitutional grounds. The vote against imposing multicast must carry was 4 to 1.

*The FCC has begun a proceeding to consider adjusting the **schedule by which new broadcast television receivers** with screen sizes 25 to 36 inches are required to include the capability to tune digital television signals. This provision of the rules is an element of the Commission's phase-in plan for requiring that all new broadcast television receivers include DTV reception capability by July 1, 2007.

In Congress

*The House has passed HR 310, the **Broadcast Decency Act** by a vote of 389 to 38. The legislation, sponsored by Commerce Committee Chairman Fred Upton (R-MI), would increase the maximum fine penalty for an indecent broadcast to \$500,000 per violation; implement a "three strikes" rule, requiring the FCC to hold license revocation hearings after a station has paid, or been ordered by a court to pay a third forfeiture; express a non-binding "sense of Congress" that the industry should adopt a code of conduct; make it easier for the FCC to fine non-licensees (talent and artists) for indecency; and require the Government Accounting Office to study the relationship between media consolidation and indecency. **Kansas Senator Sam Brownback** has introduced indecency legislation in the Senate, but it is anticipated the Senate will consider the House-passed bill.

*The House Telecommunications Subcommittee held a hearing on the **transition to digital television**. The primary focus of the hearing was on the potential implications of a "hard" shutoff date for analog broadcasts. Subcommittee Chairman Joe Barton (R-TX) has pledged to swiftly introduce "hard date" legislation in the near future and to aggressively push for the bill's enactment.

*Senators John McCain (R-AZ), Maria Cantwell (D-WA) and Patrick Leahy (D-VT) introduced the Local Community Radio ACT of 2005. The bill would

restore the **low power FM** specs to the original wording introduced in 2000 – removing third channel adjacency protection.

*Congress will consider a White House FY 2006 budget which calls for **spectrum fees** utilizing a \$500 million tax on television broadcasters' analog spectrum as a revenue offset. The budget also proposes a \$3.25 billion tax on all users of unauctioned spectrum – including both radio and television broadcasters – to be assessed over nine years.

*The Radio-Television News Directors Association, following a court ruling that reporters have no right to shield the identities of confidential sources from legal investigations, is **asking Congress to pass a federal shield law protecting sources**. Legislation has been introduced in both houses.

At the FEC

*NAB has filed comments with the Federal Election Commission (FEC) in response to a draft opinion by FEC staff regarding **political broadcasting**. The FEC is considering the question whether a broadcaster may charge a political candidate the lowest unit rate, even after a candidate has aired a political ad that violates the "stand-by-your ad" disclosure requirements of the Bipartisan Campaign Reform Act of 2002 (BCRA), and therefore is no longer "entitled" to the LUR under BCRA. In its comments, NAB explained that requiring broadcasters to pre-screen political ads to make sure they comply with BCRA would be inappropriate and impractical.

In the Courts

*NAB has appealed to the U.S. Supreme Court, the 3rd Circuit Court of Appeals decision tossing out the **FCC's media ownership rule revisions**. NAB is seeking a return to the old radio ownership market definition based on contour overlaps, as opposed to Arbitron ratings. NAB also wants the Court to liberalize TV duopoly rules to allow for more combinations in smaller and medium markets and to lift the broadcast/newspaper cross-ownership ban.

#

News briefs

*NAB President/CEO **Eddie Fritts** has indicated to the NAB Board of Directors his desire to begin the succession process that leads to the selection of a new president and CEO. His current contract runs until April 2006. Fritts has held his position since 1982.

***KMYR AM**, Wichita has been sold by Agape Communications to Steckline Communications LLC for \$1.3 million.

***Alaina Fenton** has joined Clear Channel station, **KZSN**, as an account executive and **Ashley Jantz** has joined Clear Channel Radio as a sales assistant.

*KAB's Washington law firm, **Shaw Pittman LLP** will merge with Pillsbury Winthrop LLP. The combined firm, Pillsbury Winthrop Shaw Pittman LLP, will have 900 attorneys in 16 national and international offices and approximate annual billings of more than \$600 million.

#

Recent FCC fines

*The licensee of a Florida AM station has been fined \$7,000 for failing to effectively fence its antenna structure. The violation came to the Commission's attention through complaints regarding the station's operation.

*The licensee of an Arizona Class A TV station has been fined \$12,000 for failing to have EAS equipment installed and operational and for failing to have a main studio located within the station's Grade B contour. The violation was discovered during a routine FCC inspection.

*The licensee of a Tennessee AM station has been fined \$7,000 for failing to maintain a staff presence at its main studio during normal business hours. The violation was discovered during a routine FCC inspection.

*The licensee of a Kentucky FM station has been fined \$3,000 for failing to register its antenna structure. The violation was discovered during a routine FCC inspection.

*The licensee of a Tennessee AM station has been fined \$4,000 for failing to operate at its authorized power level. The violation was discovered as the result of routine monitoring of the station's signal by an FCC agent.

*The licensee of a South Carolina FM station has been fined \$4,000 for the improper broadcast of a telephone conversation. The violation came to the Commission's attention through a written complaint filed by the woman whose conversation was improperly broadcast. (Source: Shaw Pittman LLP *Enforcement Monitor*).

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