

## Federal Communications Commission

## § 13.213

any examinee. Neither the same telegraphy message nor the same question set may be re-administered to the same examinee.

(d) Passing a telegraphy examination.

(1) To pass a receiving telegraphy examination, an examinee is required to receive correctly the message by ear, for a period of 1 minute without error at the rate of speed specified in § 13.203 for the class of license sought.

(2) To pass a sending telegraphy examination, an examinee is required to send correctly for a period of 1 minute at the rate of speed prescribed in § 13.203(b) for the class of license sought.

(e) Passing a telegraphy receiving examination is adequate proof of an examinee's ability to both send and receive telegraphy. The COLEM, however, may also include a sending segment in a telegraphy examination.

(f) The COLEM is responsible for determining the correctness of the examinee's answers. When the examinee does not score a passing grade on an examination element, the COLEM must inform the examinee of the grade.

(g) When the examinee is credited for all examination elements required for the commercial operator license sought, the examinee may apply to the FCC for the license.

(h) No applicant who is eligible to apply for any commercial radio operator license shall, by reason of any physical handicap, be denied the privilege of applying and being permitted to attempt to prove his or her qualifications (by examination if examination is required) for such commercial radio operator license in accordance with procedures established by the COLEM.

(i) The COLEM must accommodate an examinee whose physical disabilities require a special examination procedure. The COLEM may require a physician's certification indicating the nature of the disability before determining which, if any, special procedures are appropriate to use. In the case of a blind examinee, the examination questions may be read aloud and the examinee may answer orally. A blind examinee wishing to use this procedure must make arrangements with

the COLEM prior to the date the examination is desired.

(j) The FCC may:

(1) Administer any examination element itself.

(2) Readminister any examination element previously administered by a COLEM, either itself or by designating another COLEM to readminister the examination element.

(3) Cancel the commercial operator license(s) of any licensee who fails to appear for re-administration of an examination when directed by the FCC, or who fails any required element that is re-administered. In case of such cancellation, the person will be issued an operator license consistent with completed examination elements that have not been invalidated by not appearing for, or by failing, the examination upon re-administration.

### § 13.211 Commercial radio operator license examination.

(a) Each session where an examination for a commercial radio operator license is administered must be managed by a COLEM or the FCC.

(b) Each examination for a commercial radio operator license must be administered as determined by the COLEM.

(c) The COLEM may limit the number of candidates at any examination.

(d) The COLEM may prohibit from the examination area items the COLEM determines could compromise the integrity of an examination or distract examinees.

(e) Within 10 days of completion of the examination element(s), the COLEM must provide the results of the examination to the examinee and the COLEM must issue a PPC to an examinee who scores a passing grade on an examination element.

(f) A PPC is valid for 365 days from the date it is issued.

### § 13.213 COLEM qualifications.

No entity may serve as a COLEM unless it has entered into a written agreement with the FCC. In order to be eligible to be a COLEM, the entity must:

(a) Agree to abide by the terms of the agreement;

(b) Be capable of serving as a COLEM;

## § 13.215

(c) Agree to coordinate examinations for one or more types of commercial radio operator licenses and/or endorsements;

(d) Agree to assure that, for any examination, every examinee eligible under these rules is registered without regard to race, sex, religion, national origin or membership (or lack thereof) in any organization;

(e) Agree to make any examination records available to the FCC, upon request.

(f) Agree not to administer an examination to an employee, relative, or relative of an employee.

### § 13.215 Question pools.

The question pool for each written examination element will be composed of questions acceptable to the FCC. Each question pool must contain at least five (5) times the number of questions required for a single examination. The FCC will issue public announcements detailing the questions in the pool for each element. COLEMs must use only currently-authorized (through public notice or other appropriate means) question pools when preparing a question set for a written examination element.

[73 FR 4479, Jan. 25, 2008]

### § 13.217 Records.

Each COLEM recovering fees from examinees must maintain records of expenses and revenues, frequency of examinations administered, and examination pass rates. Records must cover the period from January 1 to December 31 of the preceding year and must be submitted as directed by the Commission. Each COLEM must retain records for 1 year and the records must be made available to the FCC upon request.

## PART 15—RADIO FREQUENCY DEVICES

### Subpart A—General

Sec.

- 15.1 Scope of this part.
- 15.3 Definitions.
- 15.5 General conditions of operation.
- 15.7 [Reserved]
- 15.9 Prohibition against eavesdropping.

## 47 CFR Ch. I (10–1–11 Edition)

- 15.11 Cross reference.
- 15.13 Incidental radiators.
- 15.15 General technical requirements.
- 15.17 Susceptibility to interference.
- 15.19 Labelling requirements.
- 15.21 Information to user.
- 15.23 Home-built devices.
- 15.25 Kits.
- 15.27 Special accessories.
- 15.29 Inspection by the Commission.
- 15.31 Measurement standards.
- 15.32 Test procedures for CPU boards and computer power supplies.
- 15.33 Frequency range of radiated measurements.
- 15.35 Measurement detector functions and bandwidths.
- 15.37 Transition provisions for compliance with the rules.
- 15.38 Incorporation by reference.

### Subpart B—Unintentional Radiators

- 15.101 Equipment authorization of unintentional radiators.
- 15.102 CPU boards and power supplies used in personal computers.
- 15.103 Exempted devices.
- 15.105 Information to the user.
- 15.107 Conducted limits.
- 15.109 Radiated emission limits.
- 15.111 Antenna power conduction limits for receivers.
- 15.113 Power line carrier systems.
- 15.115 TV interface devices, including cable system terminal devices.
- 15.117 TV broadcast receivers.
- 15.118 Cable ready consumer electronics equipment.
- 15.119 Closed caption decoder requirements for analog television receivers.
- 15.120 Program blocking technology requirements for television receivers.
- 15.121 Scanning receivers and frequency converters used with scanning receivers.
- 15.122 Closed caption decoder requirements for digital television receivers and converter boxes.
- 15.123 Labeling of digital cable ready products.
- 15.124 DTV transition notices by manufacturers of televisions and related devices.

### Subpart C—Intentional Radiators

- 15.201 Equipment authorization requirement.
- 15.202 Certified operating frequency range.
- 15.203 Antenna requirement.
- 15.204 External radio frequency power amplifiers and antenna modifications.
- 15.205 Restricted bands of operation.
- 15.207 Conducted limits.
- 15.209 Radiated emission limits; general requirements.
- 15.211 Tunnel radio systems.
- 15.212 Modular transmitters.