

Federal Communications Commission

§ 95.3

Subpart G—Low Power Radio Service (LPRS)

GENERAL PROVISIONS

- 95.1001 Eligibility.
- 95.1003 Authorized locations.
- 95.1005 Station identification.
- 95.1007 Station inspection.
- 95.1009 Permissible communications.
- 95.1011 Channel use policy.
- 95.1013 Antennas.
- 95.1015 Disclosure policies.
- 95.1017 Labeling requirements.
- 95.1019 Marketing limitations.

Subpart H—Wireless Medical Telemetry Service (WMTS)

GENERAL PROVISIONS

- 95.1101 Scope.
- 95.1103 Definitions.
- 95.1105 Eligibility.
- 95.1107 Authorized locations.
- 95.1109 Equipment authorization requirement.
- 95.1111 Frequency coordination.
- 95.1113 Frequency coordinator.
- 95.1115 General technical requirements.
- 95.1117 Types of communications.
- 95.1119 Specific requirements for wireless medical telemetry devices operating in the 608–614 MHz band.
- 95.1121 Specific requirements for wireless medical telemetry devices operating in the 1395–1400 and 1427–1432 MHz bands.
- 95.1123 Protection of medical equipment.
- 95.1125 RF safety.
- 95.1127 Station identification.
- 95.1129 Station inspection.

Subpart I—Medical Device Radiocommunication Service (MedRadio)

- 95.1201 Eligibility.
- 95.1203 Authorized locations.
- 95.1205 Station identification.
- 95.1207 Station inspection.
- 95.1209 Permissible communications.
- 95.1211 Channel use policy.
- 95.1213 Antennas.
- 95.1215 Disclosure policies.
- 95.1217 Labeling requirements.
- 95.1219 Marketing limitations.
- 95.1221 RF exposure.
- 95.1223 Registration and frequency coordination in the 2360–2390 MHz Band.
- 95.1225 Frequency coordinator.

Subpart J—Multi-Use Radio Service (MURS)

GENERAL PROVISIONS

- 95.1301 Eligibility.
- 95.1303 Authorized locations.
- 95.1305 Station identification.
- 95.1307 Permissible communications.
- 95.1309 Channel use policy.

- 95.1311 Repeater operations and signal boosters prohibited.
- 95.1313 Interconnection prohibited.
- 95.1315 Antenna height restriction.
- 95.1317 Grandfathered MURS Stations.

Subpart K—Personal Locator Beacons (PLB)

- 95.1400 Basis and purpose.
- 95.1401 Frequency.
- 95.1402 Special requirements for 406 MHz PLBs.

Subpart L—Dedicated Short Range Communications Service On-Board Units (DSRCS-OBUs)

- 95.1501 Scope.
- 95.1503 Eligibility.
- 95.1505 Authorized locations.
- 95.1507 Station Identification.
- 95.1509 ASTM E2213-03 DSRC Standard.
- 95.1511 Frequencies available.

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Subpart A—General Mobile Radio Service (GMRS)

SOURCE: 48 FR 35237, Aug. 3, 1983, unless otherwise noted.

§ 95.1 The General Mobile Radio Service (GMRS).

(a) The *GMRS* is a land mobile radio service available to persons for short-distance two-way communications to facilitate the activities of licensees and their immediate family members. Each licensee manages a system consisting of one or more stations.

(b) The 218–219 MHz Service is a two-way radio service authorized for system licensees to provide communication service to subscribers in a specific service area. The rules for this service are contained in subpart F of this part.

[48 FR 35237, Aug. 3, 1983, as amended at 50 FR 7345, Feb. 22, 1985; 53 FR 47714, Nov. 25, 1988; 57 FR 8275, Mar. 9, 1992; 62 FR 23163, Apr. 29, 1997; 64 FR 59659, Nov. 3, 1999]

§ 95.3 License required.

Before any station transmits on any channel authorized in the GMRS from any *point* (a geographical location) within or over the territorial limits of any area where radio services are regulated by the FCC, the responsible party

§ 95.5

must obtain a *license* (a written authorization from the FCC for a GMRS system).

[53 FR 47714, Nov. 25, 1988]

§ 95.5 Licensee eligibility.

(a) An *individual* (one man or one woman) is eligible to obtain, renew, and have modified a GMRS system license if that individual is 18 years of age or older and is not a representative of a foreign government.

(b) A *non-individual* (an entity other than an individual) is ineligible to obtain a new GMRS system license or make a major modification to an existing GMRS system license (see § 1.929 of this chapter).

(c) A GMRS system licensed to a non-individual before July 31, 1987, is eligible to renew that license and all subsequent licenses based upon it if:

(1) The non-individual is a partnership and each partner is 18 years of age or older; a corporation; an association; a state, territorial, or local government unit; or a legal entity;

(2) The non-individual is not a foreign government; a representative of a foreign government; or a federal government agency; and

(3) The licensee has not been granted a major modification to its GMRS system.

[64 FR 53241, Oct. 1, 1999]

§ 95.7 Channel sharing.

(a) Channels or channel pairs (one 462 MHz frequency listed in § 95.29(a) of this part and one 467 MHz frequency listed in § 95.29(b) of this part) are available to GMRS systems only on a shared basis and will not be assigned for the exclusive use of any licensee. All station operators and GMRS system licensees must cooperate in the selection and use of channels to reduce interference and to make the most effective use of the facilities.

(b) Licensees of GMRS systems suffering or causing harmful interference are expected to cooperate and resolve this problem by mutually satisfactory arrangements. If the licensees are unable to do so, the FCC may impose restrictions including specifying the transmitter power, antenna height, or area or hours of operation of the sta-

47 CFR Ch. I (10–1–13 Edition)

tions concerned. Further, the use of any frequency at a given geographical location may be denied when, in the judgment of the FCC, its use in that location is not in the public interest; the use of any channel or channel pair may be restricted as to specified geographical areas, maximum power, or other operating conditions.

[48 FR 35237, Aug. 3, 1983, as amended at 53 FR 47715, Nov. 25, 1988; 63 FR 68974, Dec. 14, 1998; 64 FR 53241, Oct. 1, 1999]

§ 95.21 GMRS system description.

A *GMRS system* is one or more transmitting units used by station operators to communicate messages. A GMRS system is comprised of:

(a) One or more station operators;

(b) One mobile station consisting of one or more mobile units (see § 95.23 of this part);

(c) One or more land stations (optional);

(d) Paging receivers (optional); and

(e) Fixed stations (optional).

[63 FR 68974, Dec. 14, 1998]

§ 95.23 Mobile station description.

(a) A *mobile station* is one or more units which transmit while moving or during temporary stops at unspecified points.

(b) A mobile station unit may transmit from any point within or over any areas where radio services are regulated by the FCC *except* where additional considerations apply.

(c) A mobile station unit may transmit from an aircraft or ship, with the captain's permission, which is:

(1) Within or over any area where radio services are regulated by the FCC *except* where additional restrictions apply; and

(2) On or over international waters, if the unit is transmitting from an aircraft or ship of United States registry.

[48 FR 35237, Aug. 3, 1983, as amended at 49 FR 4003, Feb. 1, 1984; 63 FR 68974, Dec. 14, 1998]

§ 95.25 Land station description.

(a) A *land station* is a unit which transmits from a specific address as determined by the licensee.

(1) An exact point as shown on the license; or