

## § 73.3999

the licensees of the remaining channel sharing station or stations will continue to have rights to their portion(s) of the shared channel. The rights to the terminated portion of the shared channel will revert to the Commission for reassignment. The final award of the rights to the terminated portion of the shared channel will be conditioned on a new channel sharing licensee agreeing to the terms of the existing CSA. If the new channel sharing licensee and the licensees of the remaining channel sharing station or stations agree to renegotiate the terms of the existing CSA, the agreement may be amended, subject to Commission approval. If the negotiations to amend the agreement are unsuccessful, the remaining station or stations will be permitted to continue to operate while the channel remains a shared allocation and subject to reassignment.

(6) If the rights under a CSA are transferred or assigned, the assignee or the transferee must comply with the terms of the CSA. If the transferee or assignee and the licensees of the remaining channel sharing station or stations agree to amend the terms of the existing CSA, the agreement may be amended, subject to Commission approval.

(7) *Preservation of carriage rights.* A channel sharee station that possessed carriage rights under section 338, 614, or 615 of the Communications Act of 1934 (47 U.S.C. 338; 534; 535) on November 30, 2010, shall have, at its shared location, the carriage rights under such section that would apply to such station at the shared location if it were not sharing a channel.

[79 FR 48539, Aug. 15, 2014, as amended at 79 FR 76914, Dec. 23, 2014; 80 FR 46846, Aug. 6, 2015]

EFFECTIVE DATE NOTES: 1. At 79 FR 48539, Aug. 15, 2014, § 73.3700 was revised. Paragraphs (b)(1)(i) through (iii) and (v), (b)(2)(i), (b)(4)(i) and (ii), (b)(5), (d), (e)(2) through (6), (f), (g), (h)(4) and (6) of this section contain information collection and recordkeeping requirements and will not become effective until approval has been given by the Office of Management and Budget.

2. At 79 FR 76914, Dec. 23, 2014, § 73.3700 was amended by revising paragraphs (b)(1)(iv), (b)(2)(i) introductory text, and (b)(2)(ii). These paragraphs contain information collection and recordkeeping requirements and

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will not become effective until approval has been given by the Office of Management and Budget.

3. At 80 FR 46846, Aug. 6, 2015, § 73.3700 (c)(6) was revised, effective Sept. 8, 2015. This paragraph contains information collection and recordkeeping requirements and will not become effective until approval has been given by the Office of Management and Budget.

### § 73.3999 Enforcement of 18 U.S.C. 1464 (restrictions on the transmission of obscene and indecent material).

(a) No licensee of a radio or television broadcast station shall broadcast any material which is obscene.

(b) No licensee of a radio or television broadcast station shall broadcast on any day between 6 a.m. and 10 p.m. any material which is indecent.

[60 FR 44439, Aug. 28, 1995]

### § 73.4000 Listing of FCC policies.

The following sections list, solely for the purpose of reference and convenience, certain Policies of the FCC. The present listing of FCC policies and citations thereto should not be relied upon as an all-inclusive list, and the failure to include a policy in this list does not affect its validity. Each section bears the title of one Policy and the citations which will direct the user to the specific document(s) pertaining to that Policy.

[44 FR 36387, June 22, 1979]

### § 73.4005 Advertising—refusal to sell.

See 412 U.S. 94 (Supreme Court, 1973).

[44 FR 36388, June 22, 1979]

### § 73.4015 Applications for AM and FM construction permits, incomplete or defective.

See Public Notice, FCC 84–366, dated August 2, 1984, 49 FR 47331, December 3, 1984.

[49 FR 50048, Dec. 26, 1984]

### § 73.4017 Application processing: Commercial FM stations.

See Report and Order, MM Docket 84–750, FCC 85–125, adopted March 4, 1985. 50 FR 19936, May 13, 1985.

[59 FR 52086, Oct. 14, 1994]