

§ 78.113

47 CFR Ch. I (10–1–10 Edition)

§ 78.113 Frequency monitors and measurements.

(a) The licensee of each CARS station shall employ a suitable procedure to determine that the carrier frequency of each transmitter is maintained within the tolerance prescribed in § 78.111 at all times. The determination shall be made, and the results thereof entered in the station records; when a transmitter is initially installed; when any change is made in a transmitter which may affect the carrier frequency or the stability thereof; or in any case at intervals not exceeding one year.

(b) The choice of apparatus to measure the operating frequency is left to the discretion of the licensee. However, failure of the apparatus to detect departures of the operating frequency in excess of the prescribed tolerance will not be deemed an acceptable excuse for the violation.

[37 FR 3292, Feb. 12, 1972, as amended at 41 FR 29696, July 19, 1976; 50 FR 23422, June 4, 1985]

§ 78.115 Modulation limits.

(a) If amplitude modulation is employed, negative modulation peaks shall not exceed 100 percent modulation.

[37 FR 3292, Feb. 12, 1972, as amended at 45 FR 78696, Nov. 26, 1980]

ALPHABETICAL INDEX—PART 78

A	
Antenna systems	78.105
Applications—	
Acceptance of; public notice	78.20
Amendments of	78.17
Contents of	78.15
Dismissal of	78.21
Objections to	78.22
Signing of	78.16
Assignment or transfer of control	78.35
Authority, Temporary	78.33
Authorized bandwidth	78.104
B	
Bandwidth authorized	78.104
C	
Certificated equipment	78.107
Changes in equipment	78.109
Conditions for license	78.27
Coordination, frequencies	78.36
Cross reference to other rules	78.3
D	
Definitions	78.5
E	
Eligibility for license	78.13
Emission designator	78.104

Emissions; emission limitations	78.103
Equal employment opportunities	78.75
Equipment changes	78.109
Equipment installation	78.107
Equipment tests	78.23
Extension of license, Temporary	78.31
F	
Frequency assignments	78.18
Frequency coordination	78.36
Frequency monitors and measurements	78.113
Frequency tolerance	78.111
G-H [Reserved]	
I	
Interference	78.19
Inspection of station by FCC	78.57
Installation of equipment	78.107
J-K [Reserved]	
L	
License conditions	78.27
License eligibility	78.13
License extension, Temporary	78.31
License period	78.29
Licenses, station and operator, Posting of	78.59
Lighting and maintenance of towers	78.63
Limitations, Power	78.101
Limits of modulation	78.115
M	
Maintenance and lighting of towers	78.63
Modulation limits	78.115
Monitors and Measurements, Frequency	78.113
N [Reserved]	
O	
Operation by remote control	78.51
Operation, Time of	78.55
Operation, Unattended	78.53
Operator and station licenses, Posting of	78.59
Operator requirements	78.61
P	
Period of license	78.29
Permissible service	78.11
Possession of rules	78.67
Posting of operator and station licenses	78.59
Power limitations	78.101
Purpose of Part 78	78.1
Q [Reserved]	
R	
Records of station	78.69
Remote control operation	78.51
Rules in other Parts	78.3
Rules, Possession of	78.67
S	
Service, Permissible	78.11
Station and operator licenses, Posting of	78.59
Station inspection by FCC	78.57
Station records	78.69
T	
Temporary authority	78.33
Temporary extension of license	78.31
Tests—	
Equipment	78.23
Program	78.25
Service	78.25
Time of operation	78.55
Tolerance, Frequency	78.111
Towers, Lighting and maintenance	78.63
Transfer of control or assignment	78.35

U

Unattended operation 78.53

V-Z [Reserved]

[50 FR 38537, Sept. 23, 1985, as amended at 63 FR 36606, July 7, 1998]

PART 79—CLOSED CAPTIONING AND VIDEO DESCRIPTION OF VIDEO PROGRAMMING

- Sec.
- 79.1 Closed captioning of video programming.
- 79.2 Accessibility of programming providing emergency information.
- 79.3 Video description of video programming.

AUTHORITY: 47 U.S.C. 151, 152(a), 154(i), 303, 307, 309, 310, 613.

SOURCE: 62 FR 48493, Sept. 16, 1997, unless otherwise noted.

§ 79.1 Closed captioning of video programming.

(a) *Definitions.* For purposes of this section the following definitions shall apply:

(1) *Video programming.* Programming provided by, or generally considered comparable to programming provided by, a television broadcast station that is distributed and exhibited for residential use. Video programming includes advertisements of more than five minutes in duration but does not include advertisements of five minutes' duration or less.

(2) *Video programming distributor.* Any television broadcast station licensed by the Commission and any multi-channel video programming distributor as defined in § 76.1000(e) of this chapter, and any other distributor of video programming for residential reception that delivers such programming directly to the home and is subject to the jurisdiction of the Commission. An entity contracting for program distribution over a video programming distributor that is itself exempt from captioning that programming pursuant to paragraph (e)(9) of this section shall itself be treated as a video programming distributor for purposes of this section. To the extent such video programming is not otherwise exempt from captioning, the entity that contracts for its distribution shall be re-

quired to comply with the closed captioning requirements of this section.

(3) *Video programming provider.* Any video programming distributor and any other entity that provides video programming that is intended for distribution to residential households including, but not limited to broadcast or nonbroadcast television network and the owners of such programming.

(4) *Closed captioning.* The visual display of the audio portion of video programming pursuant to the technical specifications set forth in part 15 of this chapter.

(5) *New programming.* Video programming that is first published or exhibited on or after January 1, 1998.

(i) Analog video programming that is first published or exhibited on or after January 1, 1998.

(ii) Digital video programming that is first published or exhibited on or after July 1, 2002.

(6) *Pre-rule programming.* (i) Analog video programming that was first published or exhibited before January 1, 1998.

(ii) Digital video programming that was first published or exhibited before July 1, 2002.

(7) *Nonexempt programming.* Video programming that is not exempt under paragraph (d) of this section and, accordingly, is subject to closed captioning requirements set forth in this section.

(b) *Requirements for closed captioning of video programming—(1) Requirements for new English language programming.* Video programming distributors must provide closed captioning for non-exempt video programming that is being distributed and exhibited on each channel during each calendar quarter in accordance with the following requirements:

(i) Between January 1, 2000, and December 31, 2001, a video programming distributor shall provide at least 450 hours of captioned video programming or all of its new nonexempt video programming must be provided with captions, whichever is less;

(ii) Between January 1, 2002, and December 31, 2003, a video programming distributor shall provide at least 900 hours of captioned video programming