

# United States Senate

WASHINGTON, DC 20510

May 21, 2018

396

Federal Communications Commission  
445 12th St. SW  
Washington, DC 20554

Dear Commissioners,

Some have recently suggested weakening the Federal Communications Commission's (FCC's) "Kid Vid" rules, which require free, over-the-air TV broadcasters to air a minimum of three hours of children's educational programming per week. We respectfully disagree. These children's programming rules remain essential for ensuring that kids around the country have access to quality educational content, including low income families who may lack access to pay-TV and online streaming options. Undermining "Kid Vid" rules would leave these families with fewer opportunities to provide their kids with important educational programming.

Congress acknowledged the importance of children's educational programming with the Children's Television Act of 1990, which emphasized the need for educational and informational programming for children. In response, the FCC adopted the "Kid Vid" rules in 1996, requiring broadcasters to air an average of at least three hours of core children's educational and informational programming per week to maintain their licenses.

"Kid Vid" rules remain important today, especially for the many underserved families who rely on free broadcast stations for educational content. Many families cannot access or afford the broadband speeds necessary for streaming online video and have trouble paying for monthly pay-TV subscription services. The "Kid Vid" rules (and especially the mandatory programming hours requirement) make sure that these children have access to quality content to help them learn and thrive in school. Recent reports question whether alternative platforms, like the internet, deliver this same type of quality children's programming.

Additionally, weakening these rules could spell the end to crucial advertising guidelines limiting the duration of commercials and enforcing the clear separation between content and advertising in children's programming. The FCC has long recognized that children are vulnerable to advertising because children have difficulty distinguishing between content and advertisements, particularly when ads are interwoven into content. This sort of interweaving has become especially prevalent in online videos, which include sponsored videos presented as content but actually serving as ads for toys and other products. As more content is available on online streaming services, these advertising rules become increasingly important to ensure children do not mistake interwoven ads for content, and to ensure certain educational programming is not regularly interrupted by advertising.

We respectfully request that the FCC maintain the “Kid Vid” rules in their current form, and reject calls to open a proceeding on these critical protections for our nation’s children.

Sincerely,



Edward J. Markey  
United States Senator



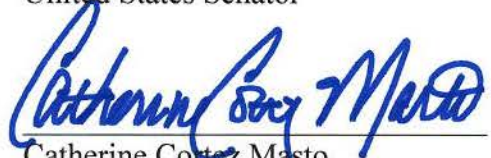
Richard Blumenthal  
United States Senator



Kirsten Gillibrand  
United States Senator



Bill Nelson  
United States Senator



Catherine Cortez Masto  
United States Senator



Jack Reed  
United States Senator



OFFICE OF  
THE CHAIRMAN

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON

June 7, 2018

The Honorable Jack Reed  
United States Senate  
728 Hart Senate Office Building  
Washington, D.C. 20510

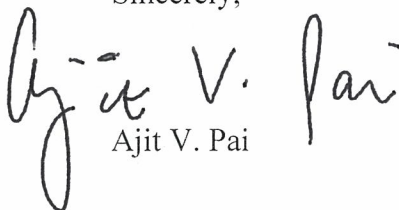
Dear Senator Reed:

Thank you for your letter regarding the importance of children's educational programming. I share your goal of ensuring that the children of all Americans have access to quality educational and informational content while ensuring that over-the-air broadcasting remains a free, vital service for low-income Americans who cannot afford other alternatives.

Commissioner O'Rielly has been heading up the Commission's efforts to review its broadcast rules regarding children's television, including through the potential issuance of a Notice of Proposed Rulemaking. I look forward to sharing your concerns with him as we consider any reforms to the existing rules.

I appreciate your interest in ensuring high-quality content for children. Your views will be entered into the record of the Modernization of Media Regulation Initiative proceeding and considered as part of the Commission's review. Please let me know if I can be of any further assistance.

Sincerely,

  
Ajit V. Pai





FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON

OFFICE OF  
THE CHAIRMAN

June 7, 2018

The Honorable Kirsten Gillibrand  
United States Senate  
478 Russell Senate Office Building  
Washington, D.C. 20510

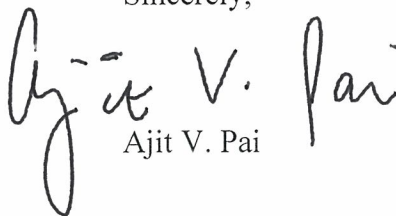
Dear Senator Gillibrand:

Thank you for your letter regarding the importance of children's educational programming. I share your goal of ensuring that the children of all Americans have access to quality educational and informational content while ensuring that over-the-air broadcasting remains a free, vital service for low-income Americans who cannot afford other alternatives.

Commissioner O'Rielly has been heading up the Commission's efforts to review its broadcast rules regarding children's television, including through the potential issuance of a Notice of Proposed Rulemaking. I look forward to sharing your concerns with him as we consider any reforms to the existing rules.

I appreciate your interest in ensuring high-quality content for children. Your views will be entered into the record of the Modernization of Media Regulation Initiative proceeding and considered as part of the Commission's review. Please let me know if I can be of any further assistance.

Sincerely,

  
Ajit V. Pai



FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON

OFFICE OF  
THE CHAIRMAN

June 7, 2018

The Honorable Catherine Cortez Masto  
United States Senate  
B40A Dirksen Senate Office Building  
Washington, D.C. 20510

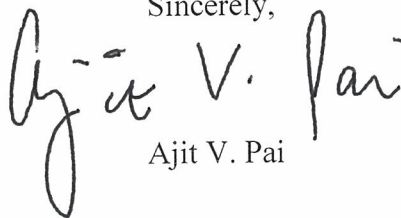
Dear Senator Cortez Masto:

Thank you for your letter regarding the importance of children's educational programming. I share your goal of ensuring that the children of all Americans have access to quality educational and informational content while ensuring that over-the-air broadcasting remains a free, vital service for low-income Americans who cannot afford other alternatives.

Commissioner O'Rielly has been heading up the Commission's efforts to review its broadcast rules regarding children's television, including through the potential issuance of a Notice of Proposed Rulemaking. I look forward to sharing your concerns with him as we consider any reforms to the existing rules.

I appreciate your interest in ensuring high-quality content for children. Your views will be entered into the record of the Modernization of Media Regulation Initiative proceeding and considered as part of the Commission's review. Please let me know if I can be of any further assistance.

Sincerely,

A handwritten signature in black ink that reads "Ajit V. Pai". The signature is written in a cursive style with a large, stylized "A" and "P".

Ajit V. Pai



FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON

OFFICE OF  
THE CHAIRMAN

June 7, 2018

The Honorable Richard Blumenthal  
United States Senate  
706 Hart Senate Office Building  
Washington, D.C. 20510

Dear Senator Blumenthal:

Thank you for your letter regarding the importance of children's educational programming. I share your goal of ensuring that the children of all Americans have access to quality educational and informational content while ensuring that over-the-air broadcasting remains a free, vital service for low-income Americans who cannot afford other alternatives.

Commissioner O'Rielly has been heading up the Commission's efforts to review its broadcast rules regarding children's television, including through the potential issuance of a Notice of Proposed Rulemaking. I look forward to sharing your concerns with him as we consider any reforms to the existing rules.

I appreciate your interest in ensuring high-quality content for children. Your views will be entered into the record of the Modernization of Media Regulation Initiative proceeding and considered as part of the Commission's review. Please let me know if I can be of any further assistance.

Sincerely,

A handwritten signature in black ink that reads "Ajit V. Pai". The signature is fluid and cursive, with the first name "Ajit" being the most prominent part.

Ajit V. Pai



FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON

OFFICE OF  
THE CHAIRMAN

June 7, 2018

The Honorable Bill Nelson  
United States Senate  
716 Hart Senate Office Building  
Washington, D.C. 20510

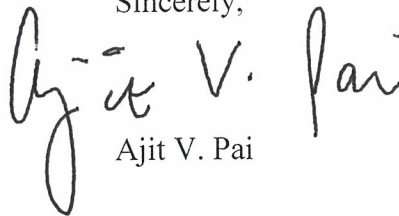
Dear Senator Nelson:

Thank you for your letter regarding the importance of children's educational programming. I share your goal of ensuring that the children of all Americans have access to quality educational and informational content while ensuring that over-the-air broadcasting remains a free, vital service for low-income Americans who cannot afford other alternatives.

Commissioner O'Rielly has been heading up the Commission's efforts to review its broadcast rules regarding children's television, including through the potential issuance of a Notice of Proposed Rulemaking. I look forward to sharing your concerns with him as we consider any reforms to the existing rules.

I appreciate your interest in ensuring high-quality content for children. Your views will be entered into the record of the Modernization of Media Regulation Initiative proceeding and considered as part of the Commission's review. Please let me know if I can be of any further assistance.

Sincerely,

A handwritten signature in black ink that reads "Ajit V. Pai". The signature is fluid and cursive, with the first name "Ajit" being the most prominent.

Ajit V. Pai



FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON

OFFICE OF  
THE CHAIRMAN

June 7, 2018

The Honorable Edward J. Markey  
United States Senate  
255 Dirksen Senate Office Building  
Washington, D.C. 20510

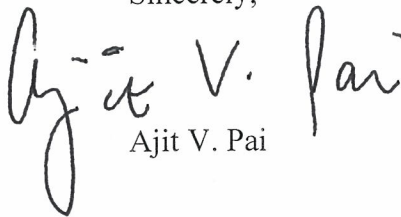
Dear Senator Markey:

Thank you for your letter regarding the importance of children's educational programming. I share your goal of ensuring that the children of all Americans have access to quality educational and informational content while ensuring that over-the-air broadcasting remains a free, vital service for low-income Americans who cannot afford other alternatives.

Commissioner O'Rielly has been heading up the Commission's efforts to review its broadcast rules regarding children's television, including through the potential issuance of a Notice of Proposed Rulemaking. I look forward to sharing your concerns with him as we consider any reforms to the existing rules.

I appreciate your interest in ensuring high-quality content for children. Your views will be entered into the record of the Modernization of Media Regulation Initiative proceeding and considered as part of the Commission's review. Please let me know if I can be of any further assistance.

Sincerely,

A handwritten signature in black ink that reads "Ajit V. Pai". The signature is fluid and cursive, with the first name "Ajit" being the most prominent part.

Ajit V. Pai