

BEFORE THE

OCT - 4 1993

Federal Communications Commission

WASHINGTON, D. C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)
Redevelopment of Spectrum to)
Encourage Innovation in the)
Use of New Telecommunications)
Technologies)

ET Docket No. 92-9

To: The Commission

**STATEMENT OF APCO IN SUPPORT OF
PETITIONS FOR PARTIAL RECONSIDERATION**

The Association of Public-Safety Communications Officials-International, Inc. ("APCO")^{1/} is a member of the Public Safety Microwave Committee ("PSMC") which is today filing a Petition for Partial Reconsideration of the Commission's Third Report and Order in the above-captioned proceeding, FCC 93-351 (released August 13, 1993), 58 Fed. Reg. 46547 (September 2, 1993). APCO fully supports the PSMC Petition.

APCO also fully supports the Petitions being filed by the American Association of State Highway and Transportation Officials ("AASHTO") and the Forestry-Conservation Communications Association ("FCCA"). The PSMC, AASHTO, and FCCA Petitions urge that all Part 90, Subpart B, Public Safety Radio Service eligibles must be exempt from mandatory

^{1/} Formerly, Associated Public-Safety Communications Officers, Inc.

relocation from the 2 GHz microwave bands. The communications facilities of all of these state and local government agencies are vital to the safety of life and property. The Commission's attempt in the Third Report and Order to distinguish among public safety agencies is contrary to long-standing Commission policy, inconsistent with express Congressional intent, and, in any event, impossible to administer.

Therefore, APCO urges the Commission to reconsider its Third Report and Order in the manner described above and in Petitions of PSMC, AASHTO, and FCCA.

Respectfully submitted,

ASSOCIATION OF PUBLIC-SAFETY
COMMUNICATIONS OFFICIALS, INC.

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