

PETITION

JAN 25 2008

A petition to suggest a change /modification in FCC regulation §97.103 (c).

PRESENTED TO

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P E T I T I O N

A petition to suggest a change/modification in FCC regulation §97.103 (c). The complete regulation is as follows, with the suggested change in ***bold italics***.

§97.103 Station licensee responsibilities.

a) The station licensee is responsible for the proper operation of the station in accordance with the FCC Rules. When the control operator is a different amateur operator than the station licensee, both persons are equally responsible for proper operation of the station.

(b) The station licensee must designate the station control operator. The FCC will presume that the station licensee is also the control operator, unless documentation to the contrary is in the station records.

(c) The station licensee must make the station and the station records available for inspection upon request by an FCC representative. When deemed necessary by a District Director to assure compliance with the FCC Rules, the station licensee must maintain a record of station operations containing such items of information as the District Director may require in accord with §0.314(x) of the FCC Rules. ***The station licensee must have a current, original, signed Amateur Radio License on display and visible from the operating position in the permanent/fixd station of said licensee.***

FACTS VIEWS AND ARGUMENTS ON NEXT PAGE

At present an amateur radio operator, (station licensee), is not required to display their authority to operate a station for the purposes of communicating with other amateurs. The only “authority” one needs to operate is being listed on the ULS consolidated licensee database, or who is authorized for alien reciprocal operation by §97.107. This is an obscure list that is difficult to find and unknown to most amateurs.

The FCC issues an Amateur Radio License, but does not require it to be anywhere in the vicinity of the station or licensee for which it was issued. Most amateur licenses are kept in an obscure drawer somewhere in the “shack”, impossible to find should it be asked for by a District Director, law enforcement or a disgruntled neighbor upset over an offending antenna.

The list is endless of professional people displaying their authority to do whatever it is that they do. Doctors, lawyers, taxi drivers and most places of business must have something on the wall in order to function. A cosmetologist must have their state license on display, visible to the customer, or they can and will be shut down on the spot by the state board.

A licensee, granted the authority to transmit a signal around the world and beyond at considerable power, using voice, television and a computer through the magic of the internet to name a few, should be required to have the license to do so on display for all interested parties at the permanent/fixed transmitting station of said licensee. This would remove all doubt about who has the authority, liability and responsibility for the operation of the station.

With the license on display requirement perhaps the “rogue” operator or “jammer” just might be discouraged a little from their activities. Amateurs all are aware that this is a

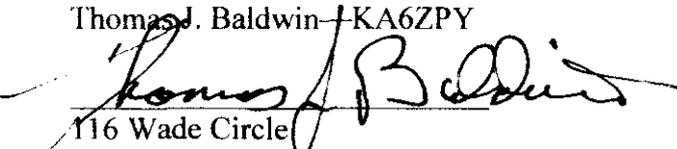
persistent problem, especially with former amateurs who have had their license revoked, but still have the equipment and persist on causing as much trouble as possible. Also it might reduce the unintentional expiring of the amateur radio license. It would inject a bit of professionalism into the service itself, which is often looked upon as a nuisance, and could promote the amateur service itself. This would be a good thing.

As far as my own (the petitioners) interests in the proposed rule making are as follows:

I do own an internet business that sells an amateur radio product that deals with the display of the amateur radio license. It would probably have somewhat of a positive impact on that business. That fact notwithstanding, I sincerely believe in this petition for the good of the amateur radio service and amateurs everywhere. I encourage you to look positively on it.

Regards,

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