

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Review of the Commission's Part 95 Personal Radio Services Rules	)	WT Docket No. 10-119
	)	
	)	
1998 Biennial Regulatory Review– 47 C.F.R. Part 90 – Private Land Mobile Radio Services	)	WT Docket No. 98-182 RM-9222
	)	
Petition for Rulemaking of Garmin International, Inc.	)	RM-10762
	)	
	)	
Petition for Rulemaking of Omnitronics, L.L.C.	)	RM-10844

**RESPONSE TO NOTICE OF PROPOSED RULE MAKING  
AND MEMORANDUM OPINION AND ORDER ON RECONSIDERATION**

My name is Kenneth B. Kirkland, Secretary REACT 2988, and I reside at 165 Sycamore Street, Richwood, Texas 77531, and I oppose NPRM 10-119 in regard to the proposed changes to Part 95 and the GRMS Service on the following points:

1. Elimination of GMRS licensing (aka "license by rule"), similar to the FRS and CB spectrum will do irreparable harm to the service and its users. Extending the licensing term from five to ten years would be in the best interests of the service as well as the users as long as the license fees remain the same or are reduced.
2. Relaxing the eligibility requirements to allow users under 18 years of age should only be allowed if use of the radio is under Adult supervision and only if the licensee is 12 years of age or older.
3. Moving to narrowband 12.5 kHz spacing for the GMRS Service will cause undue financial hardship on the current licensees as it will require them to replace equipment. As the GMRS Service is a personal radio service, most licensees do not have the resources to replace this equipment in the current economic climate.
4. Decreasing of GMRS handheld radio output power from 5 to 2 watts will in most cases cause licensees to be ineffective in their ability to communicate with their family members. In addition this will also decrease the effectiveness of licensees to utilize many repeaters as it will greatly decrease the usable footprint of most repeaters.
5. Elimination of the use of repeaters in the GMRS service would cause irreparable harm to the service and its users by eliminating a vital means of communications between family and friends. Also in many areas, GMRS Repeaters are utilized by many Non-Profit organizations that aid in disaster assistance activities, such as REACT, Red Cross, CERT, etc. which will greatly decrease their effectiveness.
6. Consideration of a petition from Garmin to allow the transmission of GPS location information and user-generated text messages on certain GMRS channels. These emissions are already authorized on FRS channels, but Garmin would like the FCC to consider allowing it in the GMRS spectrum. Since this is already allowed in the FRS Spectrum, allowing this use in the GRMS spectrum would only degrade current communications and would not serve the public interest.
7. Prohibition of approval of dual VHF Marine/FRS radios. While in most if not all cases this would be acceptable, prohibition of radios that are type accepted for Part 90 should continue to be allowed by the Commission. With the current narrowband and APCO 25 initiatives, many municipalities are currently sending to surplus many fairly new radios, which are usable under the GMRS Service. Disallowing use of Part 90 Radios will only cause undue hardship to the licensees as the types of radios allowed will be quickly diminished to the low cost (toy) FRS/GMRS type radios currently sold as bubble packs. While these types of radios are good for neighborhood communications in some cases, use for longer range communications is not possible.

Sincerely,

Kenneth B. Kirkland