

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

In the Matter of	)	
	)	
Amendment of Section 73.622(b),	)	MM Docket No. 01-30
Table of Allotments,	)	RM-10042
Digital Television Broadcast Stations.	)	
(Bozeman, Montana)	)	

**REPORT AND ORDER**  
**(Proceeding Terminated)**

**Adopted: April 27, 2001**

**Released: May 1, 2001**

By the Chief, Video Services Division:

1. At the request of KCTZ Communications, Inc. ("KCTZ"), licensee of station KBZK(TV), NTSC channel 7, Bozeman, Montana, the Commission has before it the Notice of Proposed Rule Making, 66 FR 9062, February 6, 2001, proposing the substitution of DTV channel 13 for station KBZK(TV)'s assigned DTV channel 16. KCTZ filed responsive comments supporting the channel substitution. No other comments were received.

2. We believe the public interest would be served by adopting KCTZ's channel substitution proposal since it will enable station KBZK(TV) to overcome the technical difficulties associated with the mountainous terrain in the Bozeman area while facilitating the co-use of a common antenna site. DTV channel 13 can be allotted to Bozeman, Montana, as proposed, in compliance with the principle community coverage requirements of Section 73.625(a) at coordinates (45-40-24 N. and 110-52-02 W.). Since Bozeman is located within 400 kilometers of the U.S.-Canadian border, concurrence by the Canadian government has been obtained for this allotment. In addition, we find that this channel is acceptable under the 2 percent criterion for *de minimis* impact that is applied in evaluating requests for modification of initial DTV allotments under Section 73.623(c)(2) for Station KBZK(TV) with the following specifications:

<u>State &amp; City</u>	<u>DTV Channel</u>	<u>DTV power (kW)</u>	<u>Antenna HAAT (m)</u>	<u>DTV Service Pop. (thous.)</u>
MT Bozeman	13	160	305	79

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED, That effective June 15, 2001, the DTV Table of Allotments, Section 73.622(b) of the Commission's Rules, IS AMENDED, with respect to the community listed below, to read as follows:

City

Channel No.

Bozeman, Montana

13, \*20

4. IT IS FURTHER ORDERED, That within 45 days of the effective date of this *Order*, KCTZ Communications, Inc. shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying DTV Channel 13 in lieu of DTV Channel 16 for station.

5. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

6. For further information concerning this proceeding, contact Pam Blumenthal, Mass Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman  
Chief, Video Services Division  
Mass Media Bureau