

Cable Statutory License: Specialty Station List

Under the cable statutory license, section 111 of title 17, United States Code, a cable operator may carry the signal of a television station classified as a specialty station at the base rate rather than at the higher 3.75% rate that is incurred for the carriage of a non-permitted signal. 37 CFR 256.2(c). Specialty station status is determined by reference to the former regulations of the Federal Communications Commission (FCC) which defined a specialty station as “a commercial television broadcast station that generally carries foreign-language, religious, and/or automated programming in one-third of the hours of an average broadcast week and one-third of the weekly prime-time hours.” 47 CFR 76.5(kk) (1981). The FCC no longer determines whether a station qualifies as a specialty station; however, the Copyright Office updates the list periodically, because the list remains relevant to the cable statutory license scheme.

The Copyright Office allows the owner of a station to file an affidavit attesting to the fact that the station’s programming comports with the 1981 FCC definition, and hence, qualifies it as a specialty station. The Copyright Office is posting the following list of television stations which have been indicated as specialty stations in affidavits submitted to the Copyright Office after the January 1, 2008 effective date of the most recently published “Notice of final specialty station list.” [72 FR 60029](#) (October 23, 2007).

This list, as well as the list published in the Federal Register on October 23, 2007 ([72 FR 60029](#)), shall be used to verify the specialty station status of those stations identified as such by cable systems on their semi-annual statements of account. Any interested party may file an objection to a newly listed station or to any other late-filed affidavit (see the above-referenced Federal Register Notice for more information). No objections have been filed to date.

Note: This list of stations identified in late-filed affidavits is current as of December 2008, and is updated periodically.

WNUE-TV, Merrimack, NH

WPCB-TV40, Greensburg, PA

WPCB-DT50, Greensburg, PA

WKBS-TV47, Altoona, PA

WKBS-DT46, Altoona, PA

W21CJ-TV21, Clarksburg, PA

W29CO-TV29, Sharon, PA

W35BT-TV35, Harrisburg, PA
W45BT-TV45, Brookville, PA
WXWZ-LP, Guayama, PR
WWSI- Atlantic City, NJ
WTMU-LP –Boston, MA
WZTD-LP, Richmond, VA
WZDC-CA, Washington, DC
WRIW-CA, Providence, RI
WWDT-CA, Naples, FL
WKME-CA, Kissimmee, FL
WMVJ-CA, Melbourne, FL
WTMO-CA, Orlando, FL
WRMD-CA, Tampa, FL
WZGS-CA, Raleigh, NC
WDMR-LP, Springfield, MA
WRDM-CA, Hartford, CT
KTDO, Las Cruces, NM
K48IK-LP, El Paso, TX