

February 1, 2013 FCC EEO Deadlines

January 8, 2013

Certain radio and television stations face an upcoming Federal Communications Commission (FCC or Commission) Equal Employment Opportunity (EEO) annual reporting deadline on Friday, February 1, 2013:

Annual EEO Public File Report

Radio and television station employment units (SEUs) located in **Arkansas, Louisiana, Mississippi, Kansas, Nebraska, Oklahoma, New Jersey and New York** with five or more full-time employees must prepare and place in their public inspection file(s) and post on their website(s) belonging to each station in the SEU by **Friday, February 1, 2013** an annual EEO Public File Report (PFR). (All full-power and Class A *television* stations must also upload the PFR to the station's online public inspection file hosted by the FCC.)

The PFR should summarize the SEU's recruitment activity from February 1, 2012 through January 31, 2013, including full-time positions filled, the recruitment sources used to advertise those job openings and the total number of interviewees and hires produced by each recruitment source. The PFR must also include a summary of the SEU's recruitment initiatives.

The next round of broadcast license renewal applications are due February 1, 2013 as well, which requires the filing of this key EEO report for certain radio and television stations:

FCC Form 396 Broadcast EEO Program Report

Radio stations in **Kansas, Nebraska and Oklahoma** as well as television stations in **Arkansas, Louisiana and Mississippi** must apply for license renewal on or before **Friday, February 1, 2013**. A critical component of the Commission's license renewal process is the

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Form 396 Broadcast Equal Employment Opportunity Program Report, which must be submitted to the FCC, electronically, prior to the filing of the Form 303-S Application for Renewal of Broadcast Station License. The Form 396 requires applicants to report discrimination complaints and, for SEUs with five or more full-time employees, to submit PFRs for 2012 (covering February 1, 2011 - January 31, 2012) and 2013 (covering February 1, 2012 - January 31, 2013). Once filed with the FCC, the Form 396 must be placed in the public inspection file(s) belonging to each station in the SEU. (In the case of full-power and Class A *television* stations, the Form 396 must be uploaded to the station's online public inspection file hosted by the FCC.)

If you would like a copy of our renewal primer, including information on the EEO component of the application, or should you have any questions about FCC EEO compliance, please contact the Wiley Rein attorneys listed below.