FOIA Number: 2012-0741-F

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Fax to Joan Logue Kinder-National Association of Black Owned Broadcasters

Stack:	Row:	Section:	Shelf:	Position:
S	29	7	2	3

FAXED TO

Joan Logue-Kinder

O/ 6222920

F/ 622 2808

1071

faxed 3/10

NATIONAL ASSOCIATION OF BLACK OWNED BROADCASTERS

1333 New Hampshire Avenue, N.W., Suite 1000, Washington, D.C. 20036
(202) 463-8970 • Fax (202) 429-0657

March 9, 1995

MAR 10 1995

VIA HAND DELIVERY

Ms. Alexis Herman
Office of Public Liaison
The White House
1600 Pennsylvania Avenue, N.W.
Washington, D.C. 20500

Dear Alexis:

We understand that the Senate Finance Committee is planning to mark up legislation concerning Section 1071 of the Internal Revenue Code during the week of March 13, 1995.

We are enclosing some proposed revisions to the Federal Communications Commission's Minority Tax Certificate Policy which we believe will help improve the policy. We would welcome an opportunity to meet with you before the Senate mark-up to discuss these proposals.

It is vitally important to the future of minority ownership in the telecommunications industry that the Administration take an active role in the development of this legislation. We will call your office to arrange a meeting time which is convenient for you.

Sincerely,

Jim Winston

James L. Winston

JLW/kn
cc: Percy E. Sutton
Sydney Small
Pierre M. Sutton
Lois E. Wright
Ernie Green

National Association of Black Owned Broadcasters
Proposed Revisions
to
FCC Minority Tax Certificate Policy

Cap on Value of Tax Certificate

1. The tax deferral on a sale should be subject to: (1) 100% deferral up to an amount of $50 million in tax; (2) 75% deferral for an amount between $50 million and $75 million in tax, and (3) 50% deferral for an amount between $75 million in tax and $100 million in tax, provided that, by a vote of the FCC Commissioners, the $100 million cap could be exceeded upon a showing of specific public interest benefits.

Minimum Holding Period

2. Any telecommunications facility acquired through the tax certificate program cannot be sold for a period of three to five years after the closing, unless sold to another minority owned company.

Demonstration of Ownership and Control

3. Maintain the FCC's: (1) 50.1% voting control requirement for minority owned corporations; and (2) general partner control and 20% equity ownership requirement for limited partnerships, provided that agreements which have the effect of precluding the exercise of control should result in the denial of a tax certificate.

Retain Tax Certificate Program at FCC

4. Allow the FCC to continue the issuance of tax certificates, with reporting requirements to the IRS and Congress.

No retroactivity

5. Do not apply any statutory change to any transaction which was on file with the FCC before the enactment date of any statutory change.

Graduation from Program

6. No tax certificate will be issued to the seller of a telecommunications facility, if the purchaser is an entity which has previously purchased facilities which, in the aggregate, have resulted in tax deferrals in excess of $100 million to prior sellers.

THE WHITE HOUSE
WASHINGTON

OFFICE OF PUBLIC LIAISON

Alexis M. Herman, Director
PHONE:(202) 456-~~2930~~ 6455
FAX:(202) 456-~~6218~~ 2983

FACSIMILE TRANSMITTAL COVER SHEET

Number of Pages (Including Cover) 3

To: Joan Logue-Kinder

Fax: 622-2808

Phone: 622-2920

Date: 3/10

From: Mae Webster

Message:

THE WHITE HOUSE
WASHINGTON

OFFICE OF PUBLIC LIAISON

Alexis M. Herman, Director
PHONE:(202) 456-~~2930~~ 6455
FAX:(202) 456-~~6218~~ 2983

FACSIMILE TRANSMITTAL COVER SHEET

Number of Pages (Including Cover) 4

To: Joan Logue-Kinder

Fax: 622-2808

Phone: 622-2920

Date: 3-13-95

From: Ruby

Message:

FAX * FAX * FAX

THE NATIONAL ASSOCIATION OF BLACK OWNED BROADCASTERS

1333 NEW HAMPSHIRE AVENUE, N.W., SUITE 1000
WASHINGTON, D.C. 20036

(202) 463-8970/ FAX: (202) 429-0657

TO: Ms. Alexis Herman
The White House

FAX #: 456-6218

CONF. #:

FROM: James L. Winston

DATE: March 10, 1995

This telecopy transmission consists of 3 pages, including this page.

COMMENTS:

If a problem of clarity of transmission arises, please call Kathy Nickens at (202) 463-8970.

NATIONAL ASSOCIATION OF BLACK OWNED BROADCASTERS

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(202) 463-8970 • Fax (202) 429-0657

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