

**Exhibit 12**

**Assignee's Previously Qualified Noncommercial Educational Program**

Prairie Public Broadcasting, Inc., the proposed assignee of noncommercial educational radio stations KUND-FM and KFJM(FM), has previously been granted broadcast applications by the Federal Communications Commission that found it qualified as a noncommercial educational (NCE) entity with a qualifying educational program. Upon assignment, Prairie Public Broadcasting will use KUND-FM and KFJM(FM) to advance an educational program similar to that the FCC has found qualifying in connection with its other NCE-licensed radio stations.

As detailed in exhibit 16 to this application, Prairie Public Broadcasting is the licensee of seven noncommercial educational radio stations in North Dakota (KCND, Bismarck, KPRJ, Jamestown, KMPR, Minot, KDPR, Dickinson, KPPR, Williston, KPPD, Devils Lake, and KPPW, Williston), and nine noncommercial education television stations. Prairie Public Broadcasting's stated mission is to provide quality radio, television, and public media services that educate, involve, and inspire the people of the prairie region. Prairie Public Broadcasting is a trusted public service dedicated to building an exciting and productive future for the prairie and its people. It offers a window on the world through national and regional radio (and television) programming; creates a forum for the most important issues facing its region with locally produced, topical programming; and partners with others to foster education for all ages. Prairie Public Broadcasting has grown to become the premier broadcaster of public radio and television services throughout the prairie region.

Prairie Public Broadcasting certifies that it is a non-profit entity, that its governing documents permit its advancement of an educational program, and that there is no provision in any of those documents that would restrict it from advancing an educational program or complying with any FCC rule, policy, or provision of the Communications Act of 1934, as amended.

As the long-time licensee of several existing NCE radio stations, Prairie Public Broadcasting has clearly demonstrated its commitment to, and capability of, providing educational radio broadcast programming. Prairie Public Broadcasting will continue to ensure that high quality public radio is available to its existing and new service areas. With the addition of noncommercial educational radio stations KUND-FM and KFJM(FM), Prairie Public Broadcasting plans to continue to provide a wide range of news, public affairs, and noncommercial informational and entertainment programming to address issues of concern and interest to residents of its listening areas.

Attached is a completed Section II of the FCC's NCE Form 340.

## SECTION II - Legal and Financial

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| 1. | <b>Certification.</b> Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.  | <input checked="" type="radio"/> Yes <input type="radio"/> No  |
| 2. | <b>Eligibility.</b> Each application must answer "Yes" to one and "No" to two of the three following certifications. An applicant should not submit an explanatory exhibit in connection with these Question 2 "No" responses.<br><br>The applicant certifies that it is:  |  |
|    | a. a nonprofit educational institution; or   | <input type="radio"/> Yes <input checked="" type="radio"/> No  |
|    | b. a governmental entity other than a school; or   | <input type="radio"/> Yes <input checked="" type="radio"/> No  |
|    | c. a nonprofit educational organization, other than described in a. or b.  | <input checked="" type="radio"/> Yes <input type="radio"/> No  |
| 3. | For applicants checking "Yes" to question 2(c) and applying for a new noncommercial educational television station only, the applicant certifies that the applicant's officers, directors and members of its governing board are broadly representative of the educational, cultural, and civic segments of the principal community to be served.  | <input type="radio"/> Yes <input type="radio"/> No<br><input checked="" type="radio"/> N/A                             |
| 4. | a. The applicant certifies that the Commission has previously granted a broadcast application identified here by file number that found this applicant qualified as a noncommercial educational entity with a qualifying educational program, and that the applicant will use the proposed station to advance a program similar to that the Commission has found qualifying in applicant's previous application.<br><br>b. Applicants who answered "No" to Question 4(a), must include an exhibit that describes the applicant's educational objective and how the proposed station will be used to advance an educational program that will further that objective according to 47 C.F.R. Section 73.503 (for radio applicants) and 47 C.F.R. Section 73.621 (for television applicants). | <input checked="" type="radio"/> Yes <input type="radio"/> No<br>FCC FileNumber<br>BPED- 19800114AE<br><br>[Exhibit 2] |
| 5. | The applicant certifies that its governing documents (e.g., articles of incorporation, by-laws, charter, enabling statute, and/or other pertinent organizational document) permit the applicant to advance an educational program and that there is no provision in any of those documents that would restrict the applicant from advancing an educational program or complying with any Commission rule, policy, or provision of the Communications Act of 1934, as amended.  | <input checked="" type="radio"/> Yes <input type="radio"/> No  |
| 6. | a. <b>Parties to the Application.</b> List separately each party to the application including, as applicable, the applicant, its officers, directors, five percent or greater stockholders, non-insulated partners, members, and all other persons and entities with attributable interests. If another entity hold an attributable interest in the applicant, list separately, as applicable, its officers, directors, five percent or greater stockholders, non-insulated partners, and board members. Create a separate row for each individual or entity. Attach additional pages if necessary.<br><br>[Enter Parties/Owners Information]<br><hr/> <hr/>   |  |
|    | b. Applicant certifies that equity and financial interests not set forth above are non-attributable pursuant to 47 C.F.R. Section 73.3555 and that there are no agreements or understandings with any non-party that would give influence over the applicant's programming, personnel, or finances to that non-party.  | <input checked="" type="radio"/> Yes <input type="radio"/> No<br>[Exhibit 3]<br>see Exhibit 14                         |
| 7. | <b>Other Authorizations.</b> List call signs, locations, and facility identifiers of all other broadcast pursuant to the notes to 47 C.F.R. Section 73.3555.   | <input type="checkbox"/> N/A<br>[Exhibit 4]<br>see Exhibit 16  |

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| 8.   | <b>Character Issues.</b> Applicant certifies that neither applicant nor any party to the application has or has had any interest in or connection with: <ul style="list-style-type: none"> <li>a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or</li> <li>b. any pending broadcast application in which character issues have been raised.</li> </ul>  | <input checked="" type="radio"/> Yes <input type="radio"/> No<br><br>See Explanation in<br><div style="border: 1px solid black; padding: 2px; display: inline-block;">Exhibit 5</div> |
| 9.   | <b>Adverse Findings.</b> Applicant certifies that, with respect to the applicant, any party to the application, and any non-party equity owner in the applicant, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any law related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another government unit; or discrimination.<br><br>If the answer is "No," attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the the court or administrative body and the proceeding (by dates and file numbers), and a description of the disposition of the matter. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 C.F.R. Section 1.65, the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter. | <input checked="" type="radio"/> Yes <input type="radio"/> No<br><br>See Explanation in<br><div style="border: 1px solid black; padding: 2px; display: inline-block;">Exhibit 6</div> |
| 10.  | <b>Alien Ownership and Control.</b> Applicant certifies that it complies with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments.  | <input checked="" type="radio"/> Yes <input type="radio"/> No<br><br>See Explanation in<br><div style="border: 1px solid black; padding: 2px; display: inline-block;">Exhibit 7</div> |
| 11.  | <b>Program Service Certification.</b> Applicant certifies that it is cognizant of and will comply with its obligations as a commission licensee to present a program service responsive to the issues of public concern facing the station's community of license and service area.  | <input checked="" type="radio"/> Yes <input type="radio"/> No   |
| 12.  | <b>Local Public Notice.</b> Applicant certifies compliance with the public notice requirements of 47 C.F.R. Section 73.3580.   | <input checked="" type="radio"/> Yes <input type="radio"/> No   |
| 13.  | <b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.   | <input checked="" type="radio"/> Yes <input type="radio"/> No   |
| 14.  | <b>Equal Employment Opportunity (EEO).</b> If the applicant proposes to employ five or more full-time employees, applicant certifies that it is filing simultaneously with this application a Model EEO Program Report on FCC Form 396-A.  | <input type="radio"/> Yes <input type="radio"/> No<br><input checked="" type="radio"/> N/A  |
| <b>QUESTIONS 15, 16 AND 17 APPLY ONLY TO APPLICANTS FOR NEW STATIONS. OTHER APPLICANTS CAN PROCEED TO QUESTION 18.</b> |  |   |
| 15.  | <b>Financial.</b> The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue.<br><br>If "No" to 15., answer question 16. and 17.   | <input checked="" type="radio"/> Yes <input type="radio"/> No<br><br>See Explanation in<br><div style="border: 1px solid black; padding: 2px; display: inline-block;">Exhibit 8</div> |
| 16.  | Is this application contingent upon receipt of a grant from the National Telecommunications and Information Administration?  | <input type="radio"/> Yes <input checked="" type="radio"/> No   |
| 17.  | Is this application contingent upon receipt of a grant from a charitable organization, the approval of the budget of a school or university, or an appropriation from a state, county, municipality or other political subdivision?  | <input type="radio"/> Yes <input checked="" type="radio"/> No   |