

AT&T Communications of New York, Inc.
P.S.C. No. 23 -- Telephone
Message Telecommunications Service
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Section 3
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SECTION 3-CONNECTIONS

3.1 CONNECTIONS OF TERMINAL EQUIPMENT AND COMMUNICATIONS SYSTEMS (Cont'd)

3.1.1 GENERAL PROVISIONS (CONT'D)

D. Recording of Two Way Telephone Conversations (Cont'd)

A broadcast licensee shall be exempt from the above recording requirements provided at least one of the following requirements is met:

1. the licensee informs each party to the call of its intent to broadcast the conversation; or
2. each party to the call is aware of the licensee's intent to broadcast the call; or
3. such awareness of the licensee's intent to broadcast the call may be reasonably imputed to the party.

The exceptions to the foregoing requirements are as follows:

1. Private line service which has no connection to the Message Telecommunications Services (MTS) network, where recorder connector equipment may be used at the option of the Customer.
2. Recordings made of incoming calls to telephone numbers publicized for emergencies involving health or safety of life and property (e.g., emergency situations involving fire, health care, police, public utilities and emergency road service) and outgoing calls made in immediate response to such calls. Included in this exception are:
 - (a) Recordings made at the United States Department of Defense Command Centers of emergency communications transmitted over the Department of Defense's private line system when connected to telecommunications services.
 - (b) Recordings made at the United States Nuclear Regulatory Commission of the Department of Energy with respect to the telephone systems located at its Operations Center.

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