

# Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Parts 65, 119, 121, 135, and 142

[Docket No. FAA-2008-0677; Notice No. 08-07]

RIN 2120-AJ00

#### Qualification, Service, and Use of Crewmembers and Aircraft Dispatchers

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Proposed rule; notice of public meeting.

**SUMMARY:** The FAA announces a public meeting on its proposal, published January 12, 2009, to amend the regulations for crewmember and aircraft dispatcher training programs in domestic, flag, and supplemental operations. The FAA has received requests from stakeholders for meetings during the comment period to clarify the proposal and respond to questions. In response to those requests, the FAA is holding a public meeting during the comment period. The purpose of the public meeting is to give an opportunity to those who may be most affected by the proposed rule to ask questions and seek information from the FAA regarding the intent of the proposal.

**DATES:** The public meeting will be held on April 7, 2009, from 9 a.m. EDT to 4 p.m. EDT. The FAA may adjourn the meeting early if all of the agenda items have been addressed. Comments on the proposed rule must be received on or before May 12, 2009.

**ADDRESSES:** The April 7, 2009, public meeting will be held at the National Transportation Safety Board (NTSB) Training Center, 45065 Riverside Parkway, Ashburn, Virginia 20147. You can find information regarding location, directions and nearby facilities on the NTSB Web site at: <http://www.nts.gov/TC/>.

**FOR FURTHER INFORMATION CONTACT:** For further information related to this

meeting, contact Nancy Lauck Claussen, Air Transportation Division (AFS-200), Flight Standards Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone (202) 267-8166. For further information on the Notice of Proposed Rulemaking, contact Ed Cook for flight crewmember information, Nancy Lauck Claussen for flight attendant information, and David Maloy for aircraft dispatcher information at 202-267-8166. For legal questions, contact Anne Bechdolt, Office of Chief Counsel (AGC-200), Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone 202-267-7230; e-mail: [Anne.Bechdolt@faa.gov](mailto:Anne.Bechdolt@faa.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

On January 12, 2009, the FAA published a Notice of Proposed Rulemaking (NPRM) entitled "Qualification, Service, and Use of Crewmembers and Aircraft Dispatchers" (74 FR 1280). The proposed regulations enhance traditional training programs by requiring the use of flight simulation training devices for flight crewmembers and includes additional training requirements in areas that are critical to safety. The proposal also reorganizes and revises the qualification and training requirements. The proposed changes are intended to contribute significantly to reducing aviation accidents. The comment period closes May 12, 2009.

##### Purpose of the Public Meeting

The purpose of the public meeting is to give an opportunity to those who may be most affected by the proposed rule to ask questions and seek information from the FAA regarding the intent of the proposal. This, in turn, will allow them to be more effective commenters. This meeting is not a substitute process for submitting comments to the docket. For all comments to the proposed rule to be considered, all commenters must submit their comments to the docket by May 12, 2009. You may send comments identified by Docket Number FAA-2008-0677 using any of the following methods:

- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov> and follow

the online instructions for sending your comments electronically.

- *Mail:* Send comments to the Docket Management Facility, U.S. Department of Transportation, 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12-140, Washington, DC 20590.

- *Fax:* Fax comments to the Docket Management Facility at 202-493-2251.

- *Hand Delivery:* Bring comments to the Docket Management Facility in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

For more information on the rulemaking process, see the **SUPPLEMENTARY INFORMATION** section of this document.

*Privacy:* We will post all comments we receive, without change, to <http://www.regulations.gov>, including any personal information you provide. Using the search function of our docket Web site, anyone can find and read the comments received into any of our dockets, including the name of the individual sending the comment (or signing the comment for an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477-78).

**Docket:** To read background documents or comments received, go to <http://www.regulations.gov> at any time or to the Docket Management Facility in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

#### Public Meeting Procedures

A panel of representatives from the FAA will lead the meeting. An FAA representative will facilitate the meetings in accordance with the following agenda and procedures:

#### AGENDA

| Time            | Topic                           |
|-----------------|---------------------------------|
| 0900-0915 ..... | Opening Remarks                 |
| 0915-1015 ..... | General Overview/Review of NPRM |
|                 | • Major Changes                 |
|                 | • All                           |
|                 | • Flight Crewmembers            |

## AGENDA—Continued

| Time            | Topic                                                                                                 |
|-----------------|-------------------------------------------------------------------------------------------------------|
| 1015–1030 ..... | <ul style="list-style-type: none"> <li>• Flight Attendants</li> <li>• Aircraft Dispatchers</li> </ul> |
| 1030–1045 ..... | Break                                                                                                 |
| 1045–1200 ..... | General Q&A                                                                                           |
|                 | Floor Questions                                                                                       |
|                 | <ul style="list-style-type: none"> <li>• Flight Crewmembers</li> </ul>                                |
| 1200–1300 ..... | Lunch                                                                                                 |
| 1300–1415 ..... | Floor Questions                                                                                       |
|                 | <ul style="list-style-type: none"> <li>• Flight Attendants</li> </ul>                                 |
| 1415–1430 ..... | Break                                                                                                 |
| 1430–1545 ..... | Floor Questions                                                                                       |
|                 | <ul style="list-style-type: none"> <li>• Aircraft Dispatchers</li> </ul>                              |
| 1545–1600 ..... | Wrap-Up/Exit                                                                                          |

(1) The meeting is designed to facilitate the public comment process by allowing commenters to ask questions and seek clarification regarding the proposed rule. The meeting will be informal and non-adversarial. No individual will be subject to cross-examination by any other participant. Any statement made during the meeting by a panel member should not be construed as an official position of the government.

(2) There will be no admission fees or other charges to attend or to participate in the public meeting. The meeting will be open to all persons, subject to availability of space in the meeting room. The FAA will make every effort to accommodate all persons wishing to attend.

(3) The meeting will be recorded and a record will be included in the public docket. Information on how to purchase a recording will be available at the meeting.

Issued in Washington, DC, on March 9, 2009.

**Pamela Hamilton-Powell,**  
*Director, Office of Rulemaking.*

[FR Doc. E9–5362 Filed 3–11–09; 8:45 am]

**BILLING CODE 4910–13–P**

## DEPARTMENT OF TRANSPORTATION

## Federal Aviation Administration

## 14 CFR Part 71

[Docket No. FAA–2008–1236; Airspace  
Docket No. 08–AGL–16]

Proposed Amendment of Class E  
Airspace; Waverly, OH

**AGENCY:** Federal Aviation  
Administration (FAA), DOT.

**ACTION:** Notice of proposed rulemaking  
(NPRM).

**SUMMARY:** This action proposes to  
amend Class E airspace at Waverly, OH.  
Additional controlled airspace is

necessary to accommodate new  
Standard Instrument Approach  
Procedures (SIAPs) at Pike County  
Airport, Waverly, OH, and would  
update the geographic coordinates for  
the airport. The FAA is taking this  
action to enhance the safety and  
management of Instrument Flight Rules  
(IFR) aircraft operations at Pike County  
Airport.

**DATES:** 0901 UTC. Comments must be  
received on or before April 27, 2009.

**ADDRESSES:** Send comments on this  
proposal to the U.S. Department of  
Transportation, Docket Operations, 1200  
New Jersey Avenue, SE., West Building  
Ground Floor, Room W12–140,  
Washington, DC 20590–0001. You must  
identify the docket number FAA–2008–  
1236/Airspace Docket No. 08–AGL–16,  
at the beginning of your comments. You  
may also submit comments on the  
Internet at <http://www.regulations.gov>.  
You may review the public docket  
containing the proposal, any comments  
received, and any final disposition in  
person in the Dockets Office between 9  
a.m. and 5 p.m., Monday through  
Friday, except Federal holidays. The  
Docket Office (telephone 1–800–647–  
5527) is on the ground floor of the  
building at the above address.

**FOR FURTHER INFORMATION CONTACT:**  
Scott Enander, Central Service Center,  
Operations Support Group, Federal  
Aviation Administration, Southwest  
Region, 2601 Meacham Blvd., Fort  
Worth, TX 76193–0530; telephone: (817)  
321–7716.

**SUPPLEMENTARY INFORMATION:****Comments Invited**

Interested parties are invited to  
participate in this proposed rulemaking  
by submitting such written data, views,  
or arguments, as they may desire.  
Comments that provide the factual basis  
supporting the views and suggestions  
presented are particularly helpful in  
developing reasoned regulatory  
decisions on the proposal. Comments  
are specifically invited on the overall  
regulatory, aeronautical, economic,  
environmental, and energy-related  
aspects of the proposal.

Communications should identify both  
docket numbers and be submitted in  
triplicate to the address listed above.  
Commenters wishing the FAA to  
acknowledge receipt of their comments  
on this notice must submit with those  
comments a self-addressed, stamped  
postcard on which the following  
statement is made: “Comments to  
Docket No. FAA–2008–1236/Airspace  
Docket No. 08–AGL–16.” The postcard  
will be date/time stamped and returned  
to the commenter.

**Availability of NPRM's**

An electronic copy of this document  
may be downloaded through the  
Internet at <http://www.regulations.gov>.  
Recently published rulemaking  
documents can also be accessed through  
the FAA's Web page at [http://  
www.faa.gov/airports\\_airtraffic/  
air\\_traffic/publications/  
airspace\\_amendments/](http://www.faa.gov/airports_airtraffic/air_traffic/publications/airspace_amendments/).

Additionally, any person may obtain  
a copy of this notice by submitting a  
request to the Federal Aviation  
Administration (FAA), Office of Air  
Traffic Airspace Management, ATA–  
400, 800 Independence Avenue, SW.,  
Washington, DC 20591, or by calling  
(202) 267–8783. Communications must  
identify both docket numbers for this  
notice. Persons interested in being  
placed on a mailing list for future  
NPRM's should contact the FAA's  
Office of Rulemaking (202) 267–9677, to  
request a copy of Advisory Circular No.  
11–2A, Notice of Proposed Rulemaking  
Distribution System, which describes  
the application procedure.

**The Proposal**

This action proposes to amend Title  
14, Code of Federal Regulations (14  
CFR), Part 71 by adding additional Class  
E airspace for SIAPs operations at Pike  
County Airport, Waverly, OH, and  
would make a minor change in the  
geographic coordinates of the airport.  
The area would be depicted on  
appropriate aeronautical charts.

Class E airspace areas are published  
in Paragraph 6005 of FAA Order  
7400.9S, dated October 3, 2008, and  
effective October 31, 2008, which is  
incorporated by reference in 14 CFR  
71.1. The Class E airspace designation  
listed in this document would be  
published subsequently in the Order.

The FAA has determined that this  
proposed regulation only involves an  
established body of technical  
regulations for which frequent and  
routine amendments are necessary to  
keep them operationally current. It,  
therefore, (1) is not a “significant  
regulatory action” under Executive  
Order 12866; (2) is not a “significant  
rule” under DOT Regulatory Policies  
and Procedures (44 FR 11034; February  
26, 1979); and (3) does not warrant  
preparation of a Regulatory Evaluation  
as the anticipated impact is so minimal.  
Since this is a routine matter that will  
only affect air traffic procedures and air  
navigation, it is certified that this rule,  
when promulgated, will not have a  
significant economic impact on a  
substantial number of small entities  
under the criteria of the Regulatory  
Flexibility Act. The FAA's authority to