

NOTICE

U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION

N 8900.222

National Policy

Effective Date:
7/2/13

Cancellation Date:
7/2/14

SUBJ: Coordination with The Office of Security and Hazardous Materials Safety on Aviation Safety, Security, Intelligence, and Support to Law Enforcement

1. Purpose of This Notice. This notice clarifies Federal Aviation Administration (FAA) Flight Standards Service (AFS) roles and responsibilities concerning aviation safety, security, intelligence, and law enforcement coordination with the Office of Security and Hazardous Materials Safety (ASH).

2. Audience. The primary audience for this notice is the AFS field offices (Flight Standards District Offices (FSDO), certificate management offices (CMO), International Field Offices (IFO)) and aviation safety inspectors (ASI). The secondary audience includes Flight Standards branches and divisions in the regions and in headquarters (HQ).

3. Where You Can Find This Notice. You can find this notice on the MyFAA employee Web site at https://employees.faa.gov/tools_resources/orders_notices. Inspectors can access this notice through the Flight Standards Information Management System (FSIMS) at <http://fsims.avs.faa.gov>. Operators can find this notice on the Federal Aviation Administration's (FAA) Web site at <http://fsims.faa.gov>. This notice is available to the public at http://www.faa.gov/regulations_policies/orders_notices.

4. Background. ASH and Aviation Safety (AVS) are both delegated unique and interrelated authorities and responsibilities regarding FAA's aviation security and safety missions, compliance and enforcement. Information sharing and collaboration between the organizations is critical to the furtherance of mission objectives.

5. Guidance. AFS personnel must recognize the following principles and protocols regarding AFS coordination with ASH.

a. ASH/AFS Responsibilities. ASH coordinates the Law Enforcement Assistance Program (LEAP) support with Law Enforcement Agencies (LEA), the Intelligence Community (IC), and the U.S. Military on investigative and intelligence matters, counterintelligence, counterterrorism, counternarcotics, weapons smuggling, criminal activity, and coordinates the LEAP support to those agencies. ASH is also the FAA lead organization responsible for initiating enforcement actions against airmen and aircraft operators and/or owners cited for types of violations that do not involve technical issues, such as alleged criminal activity by airmen and other FAA certificate holders, unapproved aircraft parts, falsification of official documents, security

violations, property theft, etc. Technical operations, airworthiness or safety of flight issues and qualifications fall under the purview of AFS. In support of AFS responsibilities in these areas, the Special Emphasis Investigations Team (SEIT) within the Flight Standards National Field Office (AFS-900) works in cooperation with other AFS offices by supporting information requests, providing assistance with enforcement investigations, and providing specialized technical assistance concerning matters within Flight Standards to FAA offices and LEA.

b. FAA's Security and Safety Mission. ASH and AFS recognize that further expanding cooperation and mutual support is important to the ability of both organizations to carry out the FAA's security and safety missions. To that end, ASH and AFS are committed to sharing information of common interest that applies to aviation security and safety operations as quickly and to the fullest extent possible. It is crucial that leadership responsibilities in key aviation security and safety operations areas be clearly defined and acknowledged by all organizations, particularly when they engage with external agencies in receipt/action on requests from the IC, foreign governments, Federal, State, local, tribal, territorial, or international LEA and their intelligence components.

6. Action. AFS Managers and ASIs should familiarize themselves with the following roles and responsibilities when requiring coordination or assistance with external agencies in applicable surveillance or investigations conducted in accordance with FAA Orders 8900.1, Flight Standards Information Management System and Order 2150.3, Compliance and Enforcement Procedures:

a. Notification. If surveillance or investigation reveals a suspected criminal violation, the appropriate ASH LEAP Special Agent (SA) or Servicing Security Elements (SSE) must be promptly notified, as specified in FAA Order 2150.3, Chapter 4, paragraph 18.

b. Assistance. Coordination with the appropriate ASH LEAP SA or SSE is required in advance of fulfilling requests for assistance or information such as those specified in Order 2150.3, Chapter 4, paragraph 18, to and from Federal, State, local, tribal, territorial, and international LEA and intelligence units.

Note: In urgent circumstances warranting immediate contact of outside agencies (for example, including but not limited to LEA matters involving imminent hazard to persons or property), notify ASH LEAP SA or SSE as soon as possible after contact.

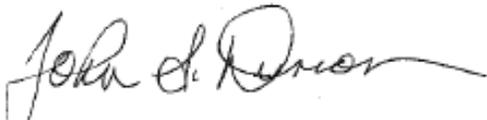
c. Coordination. When an IFO receives information from an International Civil Aviation Authority (CAA) that may require coordination with ASH, the IFO must provide the information to the appropriate ASH SSE and/or SEIT for action.

d. Referral. Federal, State, and local agencies with requests for specialized agency support of both classified and unclassified national defense, sensitive LEA, and IC operations in accordance with FAA Order 1650.20, Support for Sensitive National Defense and Sensitive Law Enforcement Operations, will be immediately referred to the National Security and Intelligence Coordination Division (AEO-300).

7. Timely Coordination. When appropriate, coordination between all parties must occur within two (2) business days.

8. ASH Contact Information. Inspectors can find a list of ASH offices on the MyFAA employee Web site at <https://employees.faa.gov/org/staffoffices/ash/contact/> and a list of ASH Regional and Center SSE contacts on the MyFAA employee Web site at https://employees.faa.gov/org/staffoffices/ash/programs/field_ops/.

9. Disposition. We will incorporate the information in this notice into FAA Order 8900.1 before this notice expires. Direct questions concerning the information in this notice to the General Aviation and Commercial Division (AFS-800) at (202) 385-9600.

for 

John M. Allen
Director, Flight Standards Service