

ORDER

DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION

2100.9A

7/3/78

SUBJ: PREPARING AND PROCESSING PROPOSALS FOR AMENDMENTS TO 14 CFR 67

1. PURPOSE. This order prescribes procedures for processing proposals to amend Part 67, Medical Standards and Certification, Title 14, Code of Federal Regulations.

2. DISTRIBUTION. This order is distributed to branch level in the Office of Aviation Medicine and the Civil Aeromedical Institute; to Regional Aviation Medical Divisions, and to the NAFEC Medical Staff.

3. CANCELLATION. Order 2100.9, Preparing and Processing Proposals for New or Amended Regulations Concerning 14 CFR 67, dtd 22 Sep 71, is canceled.

4. APPLICABILITY. This order applies to divisions and staffs in the Office of Aviation Medicine and to medical elements in regions and centers.

5. CRITERIA. Each proposal for a new regulation or amendment to existing regulations must be determined necessary or desirable in the interest of aviation safety or in the administration of civil aviation. This determination is established through investigation and study or demonstrated through actual operational experience.

6. RESPONSIBILITIES.

a. Draft Items. Each division within the Office of Aviation Medicine, the Civil Aeromedical Institute, the Regional Aviation Medical Divisions, or the NAFEC Medical Staff shall prepare drafts of proposed regulatory items for subject matter within its area of responsibility and concern.

b. Control and Handling. The Aeromedical Standards Division shall serve as the focal point for control and handling of all regulatory action, and shall:

(1) Advise and assist the Federal Air Surgeon with respect to all regulatory activities.

(2) Review and take appropriate action on all drafts of proposed regulatory items including the establishment and supervision of a rules project where indicated.

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7. PROCEDURES.

a. Drafts of proposed regulatory items shall be prepared and submitted by the head of the organizational element involved to the Federal Air Surgeon for review and processing. They shall include:

- (1) A statement of the issue involved, including its scope.
- (2) A list of the regulations involved.
- (3) The reason for initiating the project, including the source of the suggestion that a rules project is needed.
- (4) A summary of background material, the alternatives available, and complete justification for the establishment of a rules project.
- (5) An analysis of any differences between existing procedures and the recommended action.
- (6) The known or anticipated positions of interested persons.

b. Establishment of a Rules Project. Where the review of a draft proposed regulatory item indicates the need to establish a rules project, the Aeromedical Standards Division shall prepare and distribute the initiating document, and all associated reports, in accordance with the provisions of Order 2100.13, FAA Rule Making Policies.


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