Congress, allocated and committed through internal Bureau procedures.

Dated: February 14, 2003.

Patricia S. Harrison,

Assistant Secretary for Educational and Cultural Affairs, Department of State. [FR Doc. 03–4306 Filed 2–21–03; 8:45 am] BILLING CODE 4710–05–P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

Privacy Act of 1974: System of Records; Statement of General Routine Uses; Notice of Interim Establishment

AGENCY: Office of the Secretary, Department of Transportation. **ACTION:** Establishment of interim Privacy Act routine use.

SUMMARY: The Department of Transportation (DOT) establishes an interim new General Routine Use that allows DOT to continue providing information from DOT systems of records to the Coast Guard and to the Transportation Security Administration, as it now does under 5 U.S.C. 552a(b)(1), when Coast Guard and Transportation Security Administration transfer on March 1 from DOT to the Department of Homeland Security. Public comment is invited.

DATES: Comments are due March 26, 2003. This interim General Routine Use will take effect on March 1, 2003.

ADDRESSES: Comments should be mailed to Stephen A. Metoyer, Office of the General Counsel, C–10, Department of Transportation, Washington, DC 20590.

FOR FURTHER INFORMATION CONTACT:

Stephen A. Metoyer, (202) 366–9154. SUPPLEMENTARY INFORMATION: The Homeland Security Act of 2002 (Pub. L. 107–296) requires that the Coast Guard and the Transportation Security Administration (TSA) transfer from DOT to the newly created Department of Homeland Security (DHS). In performing their statutory duties, Coast Guard and TSA have shared information in Privacy Act systems of records with other components within DOT pursuant to subsection (b)(1) of the Privacy Act (5 U.S.C. 552a(b)(1)). Subsection (b)(1) permits components within DOT to share information, contained in Privacy Act systems of records, with employees who have a need to know in performance of their duties.

However, once Coast Guard and TSA transfer to DHS, information from DOT systems of records cannot be shared with them under subsection (b)(1)

because these two components will no longer be part of DOT. Nonetheless, the corresponding needs of Coast Guard, TSA and the remaining DOT components to share information will continue because each agency's statutory requirements continue. Therefore, DOT proposes a new General Routine Use, which will permit DOT to continue providing information from its systems of records to Coast Guard and TSA as it has done prior to the transfer of these DOT components to DHS. DOT proposes to adopt the following language:

"8. Routine Use for Disclosure to Coast Guard and to Transportation Security Administration. A record from this system of records may be disclosed, as a routine use, to the Coast Guard and to the Transportation Security Administration if information from this system was shared with either agency when that agency was a component of the Department of Transportation before its transfer to the Department of Homeland Security and such disclosure is necessary to accomplish a DOT, TSA or Coast Guard function related to this system of records."

Under the Privacy Act, a routine use is a use to which information subject to the Act is put that is compatible with the original purpose for collecting the information. The continued providing of information to Coast Guard and Transportation Security Administration is compatible with the original purpose for collecting the information.

Because the Coast Guard and TSA are transferring to DHS on March 1, 2003, it is necessary to immediately establish this new general routine use under the Privacy Act. It would be contrary to the public interest to have a gap in the interaction of Coast Guard and TSA with DOT systems of records at a time of heightened security. Accordingly, this routine use will take effect on March 1, 2003, but may be changed thereafter in light of comments received.

Issued in Washington, DC, on February 14, 2003.

Eugene K. Taylor, Jr.,

Acting Chief Information Officer. [FR Doc. 03–4229 Filed 2–21–03; 8:45 am] BILLING CODE 4910–62–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Executive Committee of the Aviation Rulemaking Advisory Committee; Meeting

AGENCY: Federal Aviation Administration (FAA), DOT. **ACTION:** Notice of meeting. **SUMMARY:** The FAA is issuing this notice to advise the public of a meeting of the Executive Committee of the Aviation Rulemaking Advisory Committee. **DATES:** The meeting is scheduled for March 6, 2003, at 10 a.m.

ADDRESS: The meeting will be held at Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 10591, 10th floor, McCracken Room.

FOR FURTHER INFORMATION CONTACT: Gerri Robinson, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591, telephone (202) 267–9678; fax (202) 267–5075; e-mail *Gerri.Robinson@faa.gov.*

SUPPLEMENTARY INFORMATION: Under section 10(a)(2) of the Federal Advisory Committee Act (5 U.S.C. App. 2), we are giving notice of a meeting of the Executive Committee of the Aviation Rulemaking Advisory Committee to be held on March 6, 2003, at the Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591. The agenda includes:

Update on Airworthiness
Rulemaking Prioritization Activities
Issue Area Status Reports from

Assistant Chairs

Remarks from other EXCOM

• Remarks from other EXCOM members

Attendance is open to the interested public but is limited to the space available. The FAA will arrange teleconference capability for individuals wishing to join in by teleconference if we receive notification by February 28. Arrangements to participate by teleconference can be made by contacting the person listed in the FOR FURTHER INFORMATION CONTACT section. Callers outside the Washington metropolitan area are responsible for paying long-distance charges.

The public must arrange by February 28 to present oral statements at the meeting. The public may present written statements to the executive committee at any time by providing 25 copies to the Executive Director, or by bringing the copies to the meeting.

If you are in need of assistance or require a reasonable accommodation for this meeting, please contact the person listed under the heading FOR FURTHER INFORMATION CONTACT.

Issued in Washington, DC, on February 20, 2003.

Anthony F. Fazio,

Executive Director, Aviation Rulemaking Advisory Committee.

[FR Doc. 03–4399 Filed 2–20–03; 2:18 pm] BILLING CODE 4910–13–P

EXECUTIVE COMMITTEE

RECORD OF MEETING

MEETING DATE: March 6, 2003

MEETING TIME: 10:00 a.m. – 12:00 p.m.

LOCATION: Federal Aviation Administration

800 Independence Ave., SW

McCracken Room

Washington, DC 20591

PUBLIC

ANNOUNCEMENT: The Federal Aviation Administration (FAA) told the public of this Aviation Rulemaking Advisory Committee (ARAC) meeting in a Federal Register notice displayed February 20, 2003, and published February 24, 2003 (68 FR 8647 - PDF).

ATTENDEES: Executive Committee Members - PDF

Sarah MacLeod Association Aeronautical Repair Stations

Air Carrier/General Aviation Maintenance Issues, Assistant Chair

	John Swihart	Helicopter Association International Rotorcraft Issuers, Assistant Chair
	Norm Joseph	Airline Dispatchers Federation Air Carrier Operations Issues, Alternate Assistant Chair – for Bill Edmunds, Assistant Chair
ARAC Chair	Glenn Rizner	Helicopter Association International
	James Hurd	National Air Disaster Alliance/Foundation Public Interest Representative
	John Rodgers	Federal Aviation Administration Office of Aviation Policy and Plans
	Tony Fazio	Federal Aviation Administration ARAC, Executive Director
	Ron Priddy	National Air Carrier Association ARAC, Vice Chair
	Al Prest	Air Transport Association of

America

Bill Schultz	General Aviation Manufacturers Association	
	Aircraft Certification Procedures Issues, Assistant Chair	
Ian Redhead	Airports Council International, NA	
	Airport Certification Issues, Assistant Chair	
Paul Hudson	Aviation Consumer Action Project	
	Public Interest Representative	
Jim Crook	Air Traffic Control Association	
	Air Traffic Issues, Assistant Chair	
Don Byrne	Federal Aviation Administration	
	Office of the Chief Counsel	

Attendees

Carolina Forrester	Federal Aviation Administration, Office of	
	Rulemaking	

Effie Upshaw	Federal Aviation Administration, Office of Rulemaking		
Gerri Robinson	Federal Aviation Administration, Office of Rulemaking		
Judine Slaughter	Federal Aviation Administration, Office of Rulemaking		
Joan Allen	Federal Aviation Administration, Office of Rulemaking		
Stan Green	Interested Public		
Nan Shellabarger	Federal Aviation Administration, Office of Aviation Policy and Plans		
Walter Desrosier	General Aviation Manufacturers Association		
Ken Susko	Aviation Safety Facilitators Corporation		
Jeff Rehaluk	Airline Dispatchers Federation		
Katherine Andrus	Air Transport Association		
Steven Nichols	Federal Aviation Administration		

Telephone participants

Bill Glover

Boeing

Occupant Safety Issues, Assistant Chair

Craig Bolt

Pratt & Whitney

Transport Airplane and Engine Issues, Assistant Chair

COMMITTEE ADMINISTRATION

Committee Chair, Glenn Rizner, called the meeting to order at 10:10 a.m., and welcomed everyone to the meeting. The Executive Director, Tony Fazio, read the required Federal Advisory Committee Act (FACA) statement. Mr Rizner advised the group of the short agenda - <u>PDF</u>, and that the FAA Administrator would be attending the meeting at 10:30 am to share her thoughts on ARAC.

The Executive Committee members and those attending the meeting introduced themselves. Mr. Billy Glover, and Mr. Craig Bolt joined the meeting by phone. Mr. Priddy announced he has stepped down as the Assistant Chair of the Training and Qualifications Issue Area. Al Prest is the new Assistant Chair.

UPDATE ON AIRWORTHINESS RULEMAKING PRIORIZATION ACTIVITIES

Mr. Fazio explained that Mr Sabatini, the Associate Administrator for Regulation and Certification asked his organization to develop a prioritized list of rulemakings. A draft has been completed. There are roughly 75 rulemakings on the list. Mr. Fazio explained historically, in the general rulemaking area, AVR averages to produce 35 to 40 rulemakings (NPRM and final rules) annually. These numbers have stayed stable over the years even though we have had fewer dedicated resources.

Because of inquiries from several ARAC and NonARAC organizations, about work done in the area of Harmonization, the FAA, in discussion with the JAA, has developed a priority list for harmonized projects. (The Harmonization projects were extracted from the original list of 75) The Harmonization Management Team (HMT) is discussing this list in Hoofddorp this week. Because the agency does not have any feedback from those discussions, Mr. Fazio said he would report their decisions at later date. The objective now is any project on the "A" list (top priority list) will remain on the "A" list. The remaining rules that are in the queue will be prioritized monthly. These rules will be the feeder list to the "A" list. The harmonization "Enveloping Rules" will continue to be worked-- they are not included in the 75 rulemakings that are on the AVR priority list. Mr. Fazio stated he would hope this list could eventually be expanded to incorporate the remaining FAA organizations, i.e., Air Traffic. Mr. Fazio suggested this prioritization list should instill added discipline in the ARAC process and aid in the tasking of assignments. In response to a question from Mr. Paul Hudson, Mr. Fazio explained the Regulatory Agenda and where a copy of the agenda can be found. To help answer Mr. Hudson's question about what items are on the Regulatory Agenda, Mr. Priddy handed out a sample document (Hand out #1 - PDF) he created of the regulatory workload from the web site. There was a short discussion about Mr. Priddy's document, the regulatory agenda, the "A" list of projects, and the prioritization of harmonized projects.

REVIEW OF MINUTES

Mr. Rizner entertained a motion to accept the minutes of the November 7, 2002, meeting. There was a motion and a second. The committee voted to accept the minutes of the November meeting as written.

Extra Comments while waiting for the Administrator:

John Swihart stated while the members Rotorcraft Issues Area met in Dallas, Texas, they looked through the ARAC Operating Procedures. He said there clearly was an improvement regarding the area of the preamble. He has stressed the importance of the preamble to his Issue Area and working groups. He said the information now in the Operating Procedures mirrors what he has been suggesting to his issue area, but would

like to see a few other items incorporated. Carolina Forrester stressed the fact the manual is on the ARAC Web Site, it is a living document, and to please forward any comments to her or Gerri Robinson.

Mr. Rizner again ask the group about the EXCOM meeting schedule and is the group still comfortable with meeting four time a year. With this question still on the table, the Administrator joined the EXCOM meeting.

Administrator's remarks:

Mr. Rizner welcomed the administrator, and introductions were made around the Conference Room.

The Administrator spoke about the culture of rulemaking, the healthy respect she has for the ARAC process, and its important contribution to the agency. Ms. Blakey complimented everyone for the time they dedicate to the committee and for over the 100 rules the committee had contributed to in the past decade. About developing important rules, Ms. Blakey stated she is interested in the work ARAC completed on ETOPS, and is looking forward to ARAC's role as a partner to the FAA. The Administrator ended her remarks, and opened the discussion for the Executive Committee's concerns and thoughts.

Ron Priddy asked Ms. Blakey's about her priorities. Ms. Blakey gave her views on Europe, ICAO, and worldwide safety. She stated the reauthorization currently under way and AIR 21 are part of the priority package. She mentioned the budget and the new 5-year FAA Strategic Plan as being on her priority list. She invited the Executive Committee to look at the 5-year plan when it is completed, and to forward any comments they may have.

Al Prest reinforced the importance of the group's continued activities even though each member organization is facing scarce resources. He stressed they should all continue work with the FAA and with one another. He stated he looks forward to working with the FAA over the next 5 years.

Sarah MacLeod asked how the Administrator determines the use of an ARC or ARAC. She also asked the Administrator to think about the items that she would need input on and the entire range of ways to get this information. A short discussion followed about the many tools there are to choose from and how each can be used to its greatest advantage.

Paul Hudson commented on the Fuel Tank Working Group that recently reported to the Executive Committee. Ms. Blakey commented about her enthusiasm for the work being done in this area. Mr. Hudson mentioned a briefing given by AIR-1, Mr. John Hickey, at the previous meeting and his suggestion for an Issue Area to explore regulatory language and regulatory choices that could be forwarded to the Administrator's office. Mr. Glenn Rizner gave a quick review of the number work-hours that were involved in this task.

The Administrator finished her remarks and thanked the group for its time.

ARAC WEB SITE DEMONSTRATION

Mr. Fazio proceeded to demonstrate and give a review of the redesigned ARAC Web site. Because the web site is still being developed, Mr. Fazio did not use a live web site. He wanted to show the group the improvements made to the site, and asked for volunteers to help with the Beta Test of the site. Ms. Sarah Macloud asked if the left-hand selection bar could be placed in alphabetical order. The ARM Web consultants attending the meeting assured her that this would be a good item to address during the beta test. Mr. Bill Schultz complimented the redesign of the Web site and how it has become user-friendly. Mr. Hudson inquired about contact information for other members. Mr. Fazio quickly demonstrated how to find that information. A short discussion followed about membership, the lists of the member organizations, individual representative attending the meeting expressed his appreciation for this web-site improvement and volunteered to be part of the beta-test group.

Mr. Shultz made reference to Aging Transport Rulemaking Advisory Committee (ATSRAC) and that it is an Aviation Rulemaking Committee (ARC). Mr. Fazio agreed, and added that ATSRAC even though it is an ARC, still abides by FACA rules. Mr. Schultz interjected that ATSRAC has a web site kept by MITRE. It was mentioned the

FAA also keeps an ATSRAC web site. A short discussion followed about MITRE's web site.

ISSUE AREA STATUS REPORTS FROM ASSISTANT CHAIRS

- Sarah MacLeod, Air Carrier/General Aviation Maintenance Issues: Ms. MacLeod had nothing to report.
- Al Prest, Training and Qualifications Issues: Mr. Prest stated the transition has not been completed. Mr. Priddy added there was nothing to report.
- William Schultz, Aircraft Certification Procedures: Mr. Shultz reported the issue area has no open tasks. He updated the group on the three massive tasks the issue area had been assigned and has completed.
 - 1. The Change Product Rule—has moved on to rulemaking and will become effective in June.
 - 2. Organizational Designation Authorization—On Mr. Priddy's hand-out list.
 - 3. Modernizing Production Certification Procedures—Improves safety/modernizes the 1921 version of production up to current status. It also improves and understates competitiveness. Again, a short discussion about Mr. Priddy's project list. Mr. Schultz then added further comments on the project's importance to the Administrator.
- John Swihart, Rotorcraft Issues: Mr. Swihart reported the Issues Area met in Dallas, Texas, on February 11, 2003, during the HAI Expo.
 - 1. Two projects are in for preliminary legal and economic review.
 - 2. Performance Handling Qualities NPRM continues to move forward.
 - 3. Critical Parts Task. This will probably be presented as Advisory Circular revisions in two Rotorcraft ACs—AC 27.1 and AC 29.2

Mr. Swihart then briefed the group on a checklist of questions he uses when an item in his Issues Area is ready for review. His ambition is to see this material incorporated into the ARAC Operation Procedures. He referred to a powerpoint presentation he uses and proceeded to hand out copies to the group (Hand out #2 - PDF). He said he would forward an electronic copy to Gerri Robinson for distribution. Stan Green expressed his concerns about minimums necessary for safety. A short discussion followed on Minimum Standards and Interest of Safety. Al Prest suggested this subject be discussed as an agenda item at the next Excom meeting.

- Ian Redhead, Airport Certification Issues: Mr. Redhead reported his issues area has one active task--Rescue and Firefighting Requirements. The working group's recommendation should be presented to the Issue Area in August 2003. Mr. Redhead pointed out the recommendation will be sent to the FAA by the end of 2003 calendar year.
- Norm Joseph (for Bill Edmunds), Air Carrier Operations Issues: The Extended Range Operations of Airplanes (ETOPS) recommendation was submitted to the FAA and placed on the Web Site.
- Jim Crook, Air Traffic Issues: Mr. Crook had nothing to report
- Billy Glover, Occupant Safety Issues: Mr. Glover had nothing to report.

REMARKS FROM OTHER EXCOM MEMBERS

• Jim Hurd, National Air Disaster Alliance/Foundation: Mr. Hurd had nothing to report.

• **Paul Hudson, Aviation Consumer Action Project**: Mr. Hudson asked if there had been any reaction to his previous suggestion about forming a new issue area to study sanitation and health issues aboard airplanes. Mr. Fazio stated there still has been no internal decision. A discussion followed about OSHA and EPA dealing with these issues.

Mr. Rizner stated the Administrator's visit to the Executive Committee was a first for the group. To be more responsive to the group's needs, if there were other officials, i.e., TSA, OMB, Nongovernmental, etc., that would be of benefit to the group, he would try to invite them to a meeting. Al Prest reminded the group to stay within the focus of the ARAC when making any suggestions for speakers.

Mr. John Rodgers reported on his offices' ARC activity--The Aviation Rulemaking Cost Committee. The ARC's objective is to access the possibility of creating certain types of standard values on costs that would be used in evaluating aviation regulations. This action was a result of a recommendation from the MAC.

Ron Priddy asked Mr. Rodgers a question referencing "Reauthorization". Mr. Rodgers was unable to respond any further than the administrator's remarks made previously at the Aeroclub.

There were no further comments. Mr. Rizner adjourned the meeting at noon.

Approved by: <u>/S/</u>_____

Glenn Rizner, Chair

Date: __April 23, 2003_____

Ratified on: _____

Hoursdout #1

Sample of Regulatory Workload

(As prepared by Ron Priddy, ARAC Vice Chairman)

ARAC Working Group Taskings

EXCOM	0
Ops	1
MX	0
ATC	0
Acft. Cert.	1
Airport Cert	3
G/A Cert & Ops	2
Noise Cert.	0
Occupant Safety	1
Rotorcraft	2
Training & Qual	0
TAEIG	<u>18</u>
TOTAL (??)	28

Administrator's Rulemaking Top Priorities List 42 Projects

AAM-98-415-R - Revise Drug and Alcohol Rules AEE-00-496-A - Noise Cert Standards (FAR 36.2; Change of type cert) AEE-00-647-A - JAR/FAR Harmonization for Helicopters AEE-01-583-R - Stage 4 Aircraft Noise Standards AFS-01-121-R - DRVSM AFS-01-315-R - EAPAS
AFS-01-313-R - LAFAS AFS-01-416-R - Part 145 Repair Stations AFS-01-533-R - NPRM on SDR
AFS-02-350-R - Flight deck security AFS-02-534-R - Flight Visby
AFS-02-588-R - SFAR: IFR using GPS/WAAS in AX AFS-02-591-R - Cabin Surveil & Crew Monitoring AFS-93-772-A - Cert for Light Sport Aircraft
AFS-99-443-R - RNAV Technology AFS-97-335-R - Subparts N & O to Part 121
AFS-91-012-R - National Air Tour Safety Standards AFS-92-029-R - Aging Aircraft Safety
AFS-00-234-R - Part 60 (Simulation) AFS-02-544-R - Revocation of Pilot Certificates for Security AFS-02-589-R - Spot Amendment - Security of Flightdeck Foreign Acft AFS-98-375-R - Training on Recognition of HAZMAT AFS-98-314-R - Collision Avoidance System for Cargo Acft
AFS-97-261-R - Child Restraint Systems AFS-94-443-R - Flight and Duty Limitations

AFS-93-382-R - Corrosion Prevention and Control Program
AFS-00-319-R - Fractional Ownership
AGC-02-672-R - Reports by Carriers on Incidents on Animals
AIR-02-087-R - Transponder Continuous Operation
AIR-88-136-R - Improved Seats in Transport Category Acft
AIR-99-237-R - Flight Recorder Improvements
AIR-00-041-A - ODA Procedures
AIR-99-272-R - FDR for B737 and Part 125 ops
ANM-02-040-R - SFAR 92 (flight deck doors)
ANM-99-369-A - Aging Aircraft: Widespread Fatigue Damage
ANM-99-086-R - Thermal/Acoustic Insulation Flammability
AVR-94-549-R - False and Misleading Statements on Acft Parts
ATA-00-490-R - Objects Affecting Navigable Airspace 9Part 77 Rev)
AAS-97-072-R - Certification of Airports
AEE-97-078-R - Grand Canyon Noise Limits
Etc.

ARCs

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Aging Aircraft Terminal Area Operations FAA-OSHA Others??

Non-Regulatory Industry- FAA Safety Agenda CAST (Part of Safer Skies Agenda)

16 data driven safety projects with numerous subparts, all to be completed on a voluntary basis, but with demonstrated safety benefit.

And do not forget the other Departments and Agencies that have similar levels of regulatory agenda competing for our resources. I.E., **TSA**, **Customs**, **INS**, etc.





HANdour









The AC system:

(a) Provides guidance such as methods, procedures, and practices acceptable to the Administrator for complying with regulations and grant requirements. ACs may also contain explanations of regulations, other guidance material, best practices, or other information useful to the aviation community. They do not create or change a regulatory requirement.

1/27/2003

More on ACs: Still more on ACs: (FAA Order 1320.46C, chapter 3, par. 4) (FAA Order 1320.46C, chapter 3, par. 9) Presenting regulatory material in an AC. 4. General requirements an AC. Follow these principles in writing an AC. You may not use an AC to add, reduce, or change a regulatory requirement. (c) Your AC may not include any material However, since many ACs provide that imposes reduces, or changes a guidance material relating to regulations, regulatory burden on anyone. you may need to talk about regulations in your AC.



1/27/2003

Preamble Defined (Federal Register Document Drafting Handbook, 2.5) Each agency document published in the rules category of the Federal Register must contain a preamble. . . It explains the basis and purpose of the regulatory text, but contains no regulatory text. It arranges basic information on the "who, what, where, when, and why" of a document for the reader's convenience.

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Jeff Rehaluk	Airline Dispatchers Federation		jrehalsk@ dispatcher.org



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Meeting – March 6, 2003

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Meeting – March 6, 2003

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