

DEPARTMENT OF TRANSPORTATION**Federal Aviation Administration****14 CFR Part 153**

[Notice No. 91-4A; Docket No. 26385]

RIN 2120-AD87

Passenger Facility Charges

AGENCY: Federal Aviation Administration (FAA). DOT.

ACTION: Extension of comment period.

SUMMARY: This notice announces an extension of the comment period on the Passenger Facility Charges Notice of Proposed Rulemaking (NPRM) (56 FR 4676; February 5, 1991). The comment period is extended from March 7, 1991, until March 18, 1991. The extension responds to a joint request from the Air Transport Association of America (ATA), American Association of Airport Executives, (AAAE), and the Airport Operators Council International (AOCI). The extension is needed to permit these organizations additional time to develop joint comments responsive to the NPRM.

DATES: The comment period is being extended from March 7, 1991 to March 18, 1991.

ADDRESSES: Comments on the NPRM should be mailed in triplicate to: Federal Aviation Administration, Office of the Chief Counsel, Attn: Rules Docket (AGC-10), Docket No. 26385, 800 Independence Avenue, SW., Washington, DC 20591.

FOR FURTHER INFORMATION CONTACT:

Lowell H. Johnson, Office of Airport Planning and Programming, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone (202) 267-3831.

SUPPLEMENTARY INFORMATION:

On February 5, 1991, the FAA issued Notice No. 91-4, titled Passenger Facility Charges. This proposal is intended to implement the Aviation Safety and Capacity Expansion Act of 1990 which requires the Department of Transportation to issue regulations under which a public agency may be authorized to impose an airport passenger facility charge (PFC) at a commercial service airport it controls. The proceeds from such PFC's are to be used to finance eligible airport-related projects that preserve or enhance capacity, safety or security of the national air transportation system, reduce noise from an airport which is part of such system, or furnish opportunities for enhanced competition between or among air carriers. The proposed rule sets forth procedures for public agency applications for authority to impose PFC's, for FAA processing of such applications, for collection and remittance of PFC's by air carriers, for recordkeeping and auditing by air carriers and public agencies, for terminating PFC authority, and for reducing Federal grant funds apportioned to large and medium hub airports imposing a PFC.

By letter dated March 5, 1991, the ATA, AAAE, and AOCI requested that the comment period be extended by 10 days to March 18, 1991. The request states that the organizations are currently in the process of developing joint comments responsive to the NPRM, that the complexity of the discussions has delayed finalization of their comments, and that their discussions will be concluded in the next several days. They further assert that their comments will result in a more workable, efficient rulemaking that will benefit DOT/FAA, airlines, airports, and the traveling public.

Notice No. 91-4 stated that because of the 180-day statutory deadline for completion of this rulemaking by May 3, 1991, the FAA would not be able to entertain requests for extensions of the comment period. However, in view of the likelihood that these parties will provide additional substantive information which will be helpful in formulating an effective final rule, the FAA agrees that it would be in the public interest to grant their request. Accordingly, the comment period is being extended to March 18, 1991, to afford all interested persons the opportunity to comment on this notice.

Issued in Washington, DC on March 7, 1991.

Lowell H. Johnson,
Acting Director, Office of Airport Planning
and Programming.

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