

DEPARTMENT OF TRANSPORTATION
Federal Aviation Administration
14 CFR Part 11

[Docket No. 25821; Amdt. No. 11-33; ref. Amdt. Nos. 121-214 and 135-36]
RIN 2120-AC75

Exit Row Seating

AGENCY: Federal Aviation Administration (FAA), DOT.
ACTION: Final rule; establishment of effective date.

SUMMARY: This document establishes the effective date for regulations concerning exit row seating that impose information collection requirements. At the time the regulations were adopted, their reporting and recordkeeping requirements had not been approved by the Office of Management and Budget, and the regulations could not be made effective. That approval process now has been completed.

EFFECTIVE DATE: June 14, 1990.

FOR FURTHER INFORMATION CONTACT: Ms. Irene Miels or Mr. John Walsh, General Legal Services Division (AGC-100), Office of the Chief Counsel, 800 Independence Avenue, SW., Washington, DC 20591. Telephone (202) 267-3473.

SUPPLEMENTARY INFORMATION: On February 28, 1990, the Federal Aviation Administration (FAA) adopted Amendment Nos. 121-214 and 135-26 prescribing requirements relating to the seating of airline passengers near emergency exits (55 FR 8054; March 6,

1990). The rules apply to aircraft operated by U.S. air carriers under part 121 of the Federal Aviation Regulations (FAR) and commercial operators under part 135 of the FAR, except on-demand air taxis with nine or fewer passenger seats. They require that only persons who are determined by the certificate holder to be able, without assistance, to activate an emergency exit and to take the additional actions needed to ensure safe use of that exit in an emergency may be seated in exit rows.

Because the regulations (§§ 121.585 and 135.129 of the FAR) contain reporting and recordkeeping requirements for which Office of Management and Budget (OMB) approval was required, the effective date of those sections was delayed until approval could be obtained. On April 23, 1990, OMB approved those requirements. Approval is effective through March 31, 1993. A copy of the approval may be examined at the FAA Rules Docket, room 915G, 800 Independence Avenue, SW., Washington, DC.

Good Cause Justification for Immediate Adoption and no Notice

The regulations on which this document is based were adopted following public comment on Notice of Proposed Rulemaking No. 89-8. Because this document merely establishes an effective date for amendments already adopted and codifies OMB approval of the information collection requirements in those amendments, the FAA has determined that further public notice

and opportunity for public comment are unnecessary.

The Rule

Accordingly, the FAA amends part 11 of the Federal Aviation Regulations (14 CFR part 11) as follows:

PART 11—GENERAL RULE-MAKING PROCEDURES

1. The authority citation for part 11 continues to read as follows:

Authority: 49 App. U.S.C. 1341(a), 1343(d), 1348, 1354(a), 1401 through 1405, 1421 through 1431, 1481, and 1502; 49 U.S.C. 106(g) (Revised, Pub. L. 97-449, January 12, 1983).

2. Section 11.101 is amended by adding new section numbers in numerical order and OMB Control Numbers to the table in paragraph (b) as follows:

§ 11.101 OMB Control numbers assigned pursuant to the Paperwork Reduction Act.

14 CFR part or section identified and described	Current OMB control no.
§ 121.585	2120-0542
§ 135.129	2120-0542

Issued in Washington, DC, on June 8, 1990.
Gregory S. Walden,
Chief Counsel.
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Amnda. 121-214
11-33
135-36