

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****14 CFR Part 121**

[Docket No. FAA-2004-19835]

RIN 2120-AH82

**Disqualification for Airman and Medical Certificate Holders Based on Alcohol Violations and Refusals To Submit to Drug or Alcohol Testing****AGENCY:** Federal Aviation Administration (FAA), DOT.**ACTION:** Correcting amendment.

**SUMMARY:** This document makes a correction to the final regulation published in the **Federal Register** on June 21, 2006. (71 FR 35760) This rule amended the airman medical certification standards to disqualify an airman based on an alcohol test result of 0.04 or greater breath alcohol concentration (BAC) or a refusal to take a drug or alcohol test required by the Department of Transportation (DOT) or a DOT agency.

**DATES:** Effective October 24, 2006.**FOR FURTHER INFORMATION CALL:** Patrice M. Kelly, telephone (202) 267-8442.**SUPPLEMENTARY INFORMATION:****Need for Correction**

As published, the final regulation contains an error referring to a drug test required that should read alcohol test required.

**List of Subjects in 14 CFR Part 121**

Air carriers, Aircraft, Airmen, Alcohol abuse, Aviation safety, Charter flights, Drug abuse, Drug testing, Reporting and recordkeeping requirements, Safety, Transportation.

■ Accordingly, 14 CFR part 121 is corrected by making the following correcting amendment:

**PART 121—OPERATING REQUIREMENTS: DOMESTIC, FLAG, AND SUPPLEMENTAL OPERATIONS**

■ 1. The authority citation for part 121 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40113, 40119, 41706, 44101, 44701-44703, 44705, 44709-44711, 44713, 44716-44717, 44722, 44901, 44903-44904, 44912, 45101-45105, 46105.

■ 2. Revise paragraph D.1 of section V of Appendix J to Part 121 to read as follows:

**Appendix J to Part 121—Alcohol Misuse Prevention Program**

\* \* \* \* \*

V. \* \* \*

**D. Notice of Refusals.**

1. Each covered employer must notify the FAA within 2 working days of any employee who holds a certificate issued under part 61, part 63, or part 65 of this chapter who has refused to submit to an alcohol test required under this appendix. Notification must be sent to: Federal Aviation Administration, Office of Aerospace Medicine, Drug Abatement Division (AAM-800), 800 Independence Avenue, SW., Washington, DC 20591 or by fax to (202) 267-5200.

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Issued in Washington, DC, on October 13, 2006.

**Brenda D. Courtney,***Acting Director, Office of Rulemaking.*

[FR Doc. E6-17823 Filed 10-23-06; 8:45 am]

**BILLING CODE 4910-13-P****NATIONAL AERONAUTICS AND SPACE ADMINISTRATION****14 CFR Parts 1260 and 1274**

RIN 2700-AD30

**NASA Grant and Cooperative Agreement Handbook—Training Grant and Award Procedures****AGENCY:** National Aeronautics and Space Administration.**ACTION:** Final rule.

**SUMMARY:** This final rule makes the following administrative changes to NASA internal procedures: 14 CFR 1260.12(c)(3)(iii) is revised to identify the new name of the Science Mission Directorate's (SMD's) graduate fellowship program; and 14 CFR 1274.211(a) is revised to conform the HQ public announcement procedures to those in the NASA FAR Supplement (NFS).

**DATES:** *Effective Date:* This final rule is effective October 24, 2006.

**FOR FURTHER INFORMATION CONTACT:** Jamiel C. Commodore, NASA, Office of Procurement, Contract Management Division; (202) 358-0302; e-mail: *Jamiel.C.Commodore@nasa.gov*.

**SUPPLEMENTARY INFORMATION:****A. Background**

Following a reorganization, the NASA Earth System Science Fellowship Program was renamed the NASA Earth and Space Science Fellowship Program. This final rule includes the administrative change to 14 CFR 1260.12(c)(3)(iii) to reflect the new program title.

Section 1805.303-71 of the NFS has been revised to require notification of the Administrator at least three days before the public announcement of

contract award. This final rule makes an administrative change to the Grant Handbook to establish the same notification period for cooperative agreements with commercial firms.

**B. Regulatory Flexibility Act**

NASA certifies that this final rule will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, because the changes are merely administrative and affect only internal Agency procedures.

**C. Paperwork Reduction Act**

The Paperwork Reduction Act does not apply because this rule does not impose any new recordkeeping or information collection requirements, or collection of information from offerors, contractors, or members of the public that require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

**List of Subjects in 14 CFR Parts 1260 and 1274**

Grant programs—science and technology.

**Tom Luedtke,***Assistant Administrator for Procurement.*

■ Accordingly, 14 CFR parts 1260 and 1274 are amended as follows:

**PART 1260—GRANTS AND COOPERATIVE AGREEMENTS**

■ 1. The authority citation for 14 CFR Part 1260 continues to read as follows:

**Authority:** 42 U.S.C. 2473(c)(1), Public Law 97-258, 96 Stat. 1003 (31 U.S.C. 6301, *et seq.*), and OMB Circular A-110.

■ 2. Amend § 1260.12 by revising paragraph (c)(3)(iii) to read as follows:

**§ 1260.12 Choice of award instrument.**

\* \* \* \* \*

(c) \* \* \*

(3) \* \* \*

(iii) Students and faculty receiving direct support under a NASA training grant must be U.S. citizens, except for those supported by the NASA Earth and Space Science Fellowship Program, the NASA Earth System Science Fellowship Program, the Graduate Student Fellowship in Global Change Research Program, and the GLOBE Program.

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**PART 1274—COOPERATIVE AGREEMENTS WITH COMMERCIAL FIRMS**

■ 3. The authority citation for 14 CFR part 1274 continues to read as follows: