



**UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF AVIATION ENFORCEMENT AND PROCEEDINGS  
WASHINGTON, DC**

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December 3, 1997

**THE FOLLOWING LETTER WAS SENT TO THE ATTACHED  
LIST OF 166 U.S. CERTIFICATED AIR CARRIER EXECUTIVES**

On October 29, 1997, Transportation Secretary Rodney Slater and National Transportation Safety Board Chairman James Hall issued to Vice President Gore and the Congress the Final Report of the Task Force on Assistance to Families of Aviation Disasters. This report contains 61 recommendations—nearly all of them unanimous—which will help improve the treatment received by survivors and family members of the victims of aviation disasters. I urge you to carefully review this report, a copy of which is enclosed, and to implement the recommendations directed to air carriers.

Former Transportation Secretary Federico Peña and Chairman Hall previously sent you a letter advising you of the Aviation Disaster Family Assistance Act of 1996. That law requires, among other things, that all certificated air carriers develop and submit to the Department and the NTSB a plan to address the needs of families of passengers, employees or any third-party victims involved in aircraft accidents.

The Department and the NTSB have received your plan. As we are sure you can appreciate, the plans we have received differ greatly in content, approach, and detail. Our initial review has concentrated solely on whether the plans address all of the assurances required by the statute. Although we have “accepted” all of the plans we have received, this does not constitute our “approval.” Now, our primary concern is whether each air carrier has or will be in a position to commit the necessary staffing and other resources to adequately carry out its plan in the event an accident occurs.

After any accident, the NTSB will monitor the involved carrier's implementation of the assurances given in its plan. If the NTSB determines that the air carrier did not meet the assurances required by the legislation and submitted in its plan, the NTSB will refer the matter to the Department. We will investigate and pursue enforcement action where necessary. Such action could result in a cease and desist order and civil penalties, or, in egregious cases, modification or revocation of the carrier's authority to operate. Moreover, individuals could be subject to criminal prosecution in connection with any misrepresentation made to the Federal government.

The Task Force on Assistance to Families of Aviation Disasters, which included representatives of government agencies, air carriers, and families of victims of air disasters, recommended that all air carriers consider making arrangements with third-party contractors in the event an air carrier cannot or will not be able to provide the services required under the Aviation Disaster Family Assistance Act. I strongly encourage you to evaluate your ability to meet your legal obligations.

We appreciate the cooperation you have shown in this important matter. Questions concerning the contents of the plans may be addressed to Gary Abe, Deputy Director, Family Support Services Office, NTSB, at 202-314-6100. Questions concerning enforcement matters relating to the plans may be addressed to Dayton Lehman, Deputy Assistant General Counsel for Aviation Enforcement and Proceedings, DOT, at 202-366-9342.

If you need any additional information, please let me know.

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