

DEPARTMENT OF TRANSPORTATION
Federal Aviation Administration

14 CFR Part 121

[Docket No. OST-2002-13435]

RIN 2105-AD35

Procedures for Transportation
Workplace Drug and Alcohol Testing
Programs: Drug and Alcohol
Management Information System
Reporting; Correction

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Correction; technical
amendment.

SUMMARY: This document makes
corrections to the final regulations
(Appendix J to part 121) published in
the **Federal Register** on December 31,
2003 (68 FR 75455), which revised
reporting requirements and guidance for
drug and alcohol testing for each
Department of Transportation (DOT)
agency.

DATES: Effective on December 31, 2003.

FOR FURTHER INFORMATION CONTACT:
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SUPPLEMENTARY INFORMATION:

Background

The final regulation that is the subject
of this correction resulted from a
rulemaking to conform to a regulation
change adopted by DOT. DOT changed
their regulations to simplify the
reporting process for drug and alcohol
testing by requiring that each agency in
the department use the same one-page
form to record test results. The DOT rule
resulted in a reduction in the data
elements for which an employer must
account, and a reduction in paperwork
that must be submitted to each DOT
agency.

The DOT rule also required that each
agency within the department change
their specific regulations to conform to
the new standards required by DOT.

Need for Correction

As published, the final regulation
contains an error that we hoped to
correct during the rulemaking. In our
section-by-section discussion about the
changes we intended to make to
Appendix J of part 121, we said we
would change the title of section IV.B to
make the title consistent with the same
section in Appendix I of part 121. We
failed to make that change in the rule
language.

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 14 CFR
part 121 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 40119,
41706, 44101, 44701-55702, 44705, 44709-
44711, 44713, 44716-44717, 44722, 44901,
44903-44904, 44912, 45101-45105, 46105,
46301.

■ 2. Revise section IV.B to read as
follows:

*IV. Handling of Test Results, Record
Retention, and Confidentiality * * **

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B. Annual Reports

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Issued in Washington, DC, on March 12,
2004.

Donald P. Byrne,

Assistant Chief Counsel for Regulations.

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