

overwhelming majority of the commenters opposed elimination § 21.27. Opposing commenters stated that the proposal would have a negative economic impact, would provide inadequate safety and certification coverage, and was not justified from a safety perspective also, some commenters suggested the FAA should clarify the regulation.

Having considered the comments received to Notice No. 94-12, we have decided not to remove § 21.27 for the present. We may consider revisions to the language of the rule in a future rulemaking action when resources permit. If we do, we will consider all comments received to Notice No. 94-12 in any new rulemaking project. Therefore, we are withdrawing Notice No. 94-12 (59 FR 19114, April 21, 1994).

**Procedures for Reimbursement of Airports, On-Airport Parking Lots and Vendors of On-Airfield Direct Services to Air Carriers for Security Mandates, RIN 2120-AH60**

On December 21, 2001, the FAA published a Notice of Proposed Rulemaking (Notice No. 01-13, 66 FR 66238), entitled "Procedures for reimbursement of Airports, On-Airport

Parking Lots and Vendors of On-Airfield Direct Services to Air Carriers for Security Mandates".

Because of the terrorist events of September 11, 2001, Congress passed the Aviation and Transportation Security Act (S. 1447, Security Act) to improve aviation security. In response to the legislation, the FAA and TSA imposed new security requirements for airports, airline operators, and others. The Security Act also authorized funds to pay for some of the costs of the new security requirements. This notice proposed to reimburse airport operators, on-airport parking lots, and vendors of on-airfield direct services to air carriers for direct costs incurred in complying with the security requirements. The comment period closed January 22, 2002.

Ten commenters responded to the NPRM. Seven of the commenters expressed concerns about the definitions. The remaining commenters expressed concerns with the limits of reimbursement, distribution of available funds, and the proof required for reimbursement.

We are withdrawing Notice No. 01-13 (66 FR 66238, December 21, 2001) because of funds for reimbursement of security costs have been appropriated.

**Conclusion**

The FAA withdraws the following proposed rules:

- Miscellaneous Amendments, RIN 2120-AA50
- Improved Water Survival Equipment, RIN 2120-AC72
- Objects Affecting Navigable Airspace (Part 77 Revision), RIN 2120-AA09
- Type Certificates for Some Surplus Aircraft of the Armed Forces, RIN 2120-AE41
- Procedures for Reimbursement of Airports, On-Airport Parking Lots and Vendors of On-Airfield Direct Services to Air Carriers for Security Mandates, RIN 2120-AH60

Withdrawal of these proposed rules does not preclude the FAA from issuing a notice on these subjects in the future or from committing to any future course of action.

Issued in Washington, DC, on July 11, 2003.

**Marion C. Blakey,**  
*Administrator.*

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