CHANGE

U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION

2150.3A CHG 32

3/13/06

SUBJ: COMPLIANCE AND ENFORCEMENT PROGRAM

1. PURPOSE. This change transmits Compliance/Enforcement Bulletin 2006-1, "Complaints and comments by small businesses of unfair or excessive regulatory enforcement."

2. EXPLANATION. Consistent with the spirit of the Small Business Regulatory Enforcement Fairness Act of 1996, this change directs FAA investigative personnel that perform an inspection of a small business concern to advise the small business that it may submit complaints or comments regarding perceived unfair FAA regulatory enforcement to the FAA's Office of Rulemaking and/or the Small Business Administration's National Ombudsman.

3. DISPOSITION OF TRANSMITTAL. After filing the attached pages, this transmittal should be retained.

PAGE CONTROL CHART

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Initiated By: AGC-300

COMPLIANCE/ENFORCEMENT BULLETIN NO. 2006-1

Subject : Complaints and comments by small businesses of unfair or excessive regulatory enforcement.

1. Discussion. The Small Business Regulatory Enforcement Fairness Act of 1996 created the Office of the Nátional Ombudsman, which is charged with receiving complaints and comments from small business concerns regarding perceived unfair or excessive regulatory enforcement by federal agencies, such as the Federal Aviation Administration (FAA). The National Ombudsman, in turn, forwards the complaints and comments to the agency for review and to consider the fairness of its action. To better advise small businesses of their rights as a small business, FAA investigative personnel will disseminate to each small business concern information concerning the Office of the National Ombudsman.

2. Action. Each FAA employee who conducts an inspection of a small business concern that is regulated by the FAA will provide the small business concern with an information sheet. The information sheet will inform that entity that it may submit its complaints or comments regarding unfair FAA regulatory enforcement to the National Ombudsman. The information sheet will contain the following language:

> Our objective is to ensure a fair regulatory enforcement environment. If you feel that you have been treated unfairly or unprofessionally, you may contact the FAA by calling the FAA's Office of Rulemaking at (202)-267-3404, or by mailing your comments or complaints to the Federal Aviation Administration, Office of Rulemaking, 800 Independence Avenue, S.W., Room 808, Washington, D.C., 20591. You also have a right to contact the Small Business Administration's National Ombudsman at 1- 888-REG-FAIR (1-888-734-3247), or www.sbs.gov/ombudsman regarding the fairness of the compliance and enforcement activity of the FAA.
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> The FAA strictly forbids retaliatory acts by its employees. As such, you should feel confident that you will not be penalized for expressing your concerns about the FAA's compliance and enforcement activities.