

approval period of such adoption service providers.

(4) *Complaint Procedures*: By a date agreed upon by the Parties, the Parties will agree upon procedures for handling complaints against the accrediting entity received by the Department or referred to the Department because the complainant was not satisfied with the accrediting entity's resolution of the complaint. These complaint procedures may be incorporated into the Department's general procedures for handling instances in which the Department is considering whether a deficiency in the accrediting entity's performance may warrant suspension or cancellation of its designation.

#### Article 7—Other Issues Agreed by the Parties

(1) *Conflict of interest*: Colorado shall disclose to the Department the name of any organization of which it is a member that also has as members intercountry adoption service providers. Colorado shall demonstrate to the Department that it has procedures in place to prevent any such membership from influencing its actions as an accrediting entity and shall maintain and use these procedures.

(2) *Liability*: Colorado agrees to maintain sufficient resources to defend challenges to its actions as an accrediting entity, and to inform the Department immediately of any events that may affect its ability to defend itself. Colorado agrees that it will consult with the Department immediately if it becomes aware of any legal proceedings related to its acts as an accrediting entity, or of any legal proceedings not related to its acts as an accrediting entity that may threaten its ability to continue to function as an accrediting entity.

#### Article 8—Liaison Between the Department and the Accrediting Entity

(1) Colorado's principal point of contact for communications relating to its functions and duties as an accrediting entity will be the Licensing Administrator in the Department of Human Services. The Department's principal point of contact for communication is the Accrediting Entity Liaison officer in the Office of Children's Issues, Bureau of Consular Affairs, U.S. Department of State.

(2) The parties will keep each other currently informed in writing of the names and contact information for their principal points of contact. As of the signing of this Agreement, the respective principal points of contact are as set forth in Attachment 2.

#### Article 9—Certifications and Assurances

(1) Colorado certifies that it will comply with all requirements of applicable State and Federal law.

(2) Colorado certifies that it satisfies all of the accrediting entity performance criteria set forth in 22 CFR 96.6 and agrees to continue to do so throughout the duration of its designation.

(3) Colorado agrees to indemnify the Department and any persons acting on its behalf and to hold them harmless from any claim, loss or other liability that is caused by Colorado's fault or negligence in connection with performing duties under this Agreement. Any negligence or alleged negligence by the Department or persons acting on its behalf shall not preclude a claim for indemnification.

#### Article 10—Agreement, Scope, and Period of Performance

##### (1) *Scope*:

(a) This agreement is not intended to have any effect on any activities of Colorado that are not related to its functions as an accrediting entity for adoption service providers providing adoption services in intercountry adoptions under the Hague Convention.

(b) Nothing in this agreement shall be deemed to be a commitment or obligation to provide any Federal funds. The Department, consistent with the IAA, may not provide any funds to the accrediting entity for the performance of accreditation and approval functions.

(c) All accrediting entity functions and responsibilities authorized by this agreement are to occur only during the duration of this agreement.

(d) Nothing in this agreement shall release Colorado from any legal requirements or responsibilities imposed on the accrediting entity by the IAA, 22 CFR Part 96, or any other applicable laws or regulations.

(2) *Duration*: Colorado's designation as an accrediting entity and this agreement shall remain in effect for five years from signature, unless terminated earlier by the Department in conjunction with the suspension or cancellation of the designation of Colorado. The Parties may mutually agree in writing to extend the designation of the accrediting entity and the duration of this agreement. If either Party does not wish to renew the agreement, it must provide written notice no less than one year prior to the termination date, and the Parties will consult to establish a mutually agreed schedule to transfer adoption service including by transferring a reasonable allocation of collected fees for the remainder of the accreditation or

approval period of such adoption service providers.

(3) *Severability*: To the extent that the Department determines, within its reasonable discretion, that any provision of this agreement is inconsistent with the Convention, the IAA, the regulations implementing the IAA or any other provision of law, that provision of the agreement shall be considered null and void and the remainder of the agreement shall continue in full force and effect as if the offending portion had not been a part of it.

(4) *Entirety of Agreement*: This agreement is the entire agreement of the Parties and may be modified only upon written agreement of the Parties.

Dated: June 29, 2006.

Maura Harty,

Assistant Secretary, Bureau of Consular Affairs, Department of State.

#### **Extension of Agreement Between the United States Department of State and the Colorado Department of Human Services**

The United States Department of State and the Colorado Department of Human Services agree that the Agreement Between the U.S. Department of State and the Colorado Department of Human Services Regarding Performance of Duties as an Accrediting Entity Under the Intercountry Adoption Act of 2000 will remain in effect until January 4, 2013.

Dated: April 25, 2011.

Janice Jacobs,

Assistant Secretary, Consular Affairs, U.S. Department of State.

[FR Doc. 2011-11409 Filed 5-9-11; 8:45 am]

BILLING CODE 4710-06-P

---



---

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### **Notice of Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart B (Formerly Subpart Q) During the Week Ending April 23, 2011**

The following Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits were filed under Subpart B (formerly Subpart Q) of the Department of Transportation's Procedural Regulations (See 14 CFR 301.201 *et seq.*). The due date for Answers, Conforming Applications, or Motions To Modify Scope are set forth below for each application. Following the answer period DOT may process the application by expedited procedures. Such

procedures may consist of the adoption of a show-cause order, a tentative order, or in appropriate cases a final order without further proceedings.

*Docket Number:* DOT-OST-2010-0096.

*Date Filed:* April 21, 2011.

*Due Date for Answers, Conforming Applications, or Motion To Modify Scope:* May 11, 2011.

*Description:* Application of Skymark Airlines Inc. ("Skymark") requesting renewal and amendment of its existing exemption authority and a foreign air carrier permit to authorize Skymark to engage in the following services: (i) Charter foreign air transportation of persons, property, and mail between any point or points in Japan and any point or points in the United States, and between any point or points in the United States and any point or points in a third country or countries, provided that such service constitutes part of a continuous operation, with or without a change of aircraft, that includes service to or from Japan for the purpose of carrying local traffic to or from Japan; and (ii) other charters pursuant to the prior approval requirements.

**Renee V. Wright,**

*Program Manager, Docket Operations, Federal Register Liaison.*

[FR Doc. 2011-11343 Filed 5-9-11; 8:45 am]

**BILLING CODE 4910-9X-P**

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### Aviation Proceedings, Agreements filed the week ending April 23, 2011

The following Agreements were filed with the Department of Transportation under the Sections 412 and 414 of the Federal Aviation Act, as amended (49 U.S.C. 1382 and 1384) and procedures governing proceedings to enforce these provisions. Answers may be filed within 21 days after the filing of the application.

*Docket Number:* DOT-OST-2011-0082.

*Date Filed:* April 20, 2011.

*Parties:* Members of the International Air Transport Association.

*Subject:* CSC/33/Meet/008/2011 dated 19 April 2011 Expedited Finally Adopted Resolution 656 and Recommended Practices 1630 and 1677.

Intended effective date: 1 July 2011.

**Renee V. Wright,**

*Program Manager, Docket Operations, Federal Register Liaison.*

[FR Doc. 2011-11344 Filed 5-9-11; 8:45 am]

**BILLING CODE 4910-9X-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[AC 90-109]

#### Airmen Transition to Experimental or Unfamiliar Airplanes

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of availability.

**SUMMARY:** The Federal Aviation Administration (FAA) is announcing the availability of Advisory Circular (AC) 90-109, which provides information and guidance to owners and pilots of experimental airplanes and to flight instructors who teach in these airplanes. This information and guidance contains recommendations for training experience for pilots of experimental airplanes in a variety of grouping based on performance and handling characteristics. This AC does not address the testing of newly built experimental airplanes. The current edition of AC 90-89, Amateur-Built and Ultralight Flight Testing Handbook, provides information on such testing. However, if a pilot is planning on participating in a flight-test program in an unfamiliar experimental airplane, this AC should be used to develop the skills and knowledge necessary to safely accomplish the test program using AC 90-89. This AC may also be useful in planning the transition to any unfamiliar fixed-wing airplanes, including type-certificated (TC) airplanes.

**DATES:** This AC became effective on March 30, 2010.

**ADDRESSES:** *How to obtain copies:* A copy of this publication may be downloaded from: [http://www.faa.gov/documentLibrary/media/Advisory\\_Circular/90-109.pdf](http://www.faa.gov/documentLibrary/media/Advisory_Circular/90-109.pdf).

**FOR FURTHER INFORMATION CONTACT:** The FAA General Aviation and Commercial Division (202) 267-8212, Flight Standards Service, AFS-800, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591.

Issued in Washington, DC on May 2, 2011.

**John McGraw,**

*Acting Director, Flight Standards Service.*

[FR Doc. 2011-11414 Filed 5-9-11; 8:45 am]

**BILLING CODE P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Air Traffic Procedures Advisory Committee

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**SUMMARY:** The FAA is issuing this notice to advise the public that a meeting of the Federal Aviation Administration Air Traffic Procedures Advisory Committee (ATPAC) will be held to review present air traffic control procedures and practices for standardization, revision, clarification, and upgrading of terminology and procedures.

**DATES:** The meeting will be held Tuesday, June 21, and Wednesday, June 22, 2011 from 8:30 a.m. to 5 p.m.

**ADDRESSES:** The meeting will be held at CGH Headquarters, 600 Maryland Ave., SW., Suite 800 West Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Mr. Dennis Roberts, ATPAC Executive Director, 800 Independence Avenue, SW., Washington, DC 20591. Telephone (202) 267-9205.

**SUPPLEMENTARY INFORMATION:** Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463; 5 U.S.C. App. 2), notice is hereby given of a meeting of the ATPAC to be held Tuesday, June 21, and Wednesday, June 22, 2011 from 8:30 a.m. to 5 p.m. The agenda for this meeting will cover a continuation of the ATPAC's review of present air traffic control procedures and practices for standardization, revision, clarification, and upgrading of terminology and procedures. It will also include:

1. Approval of Minutes;
2. Submission and Discussion of Areas of Concern;
3. Discussion of Potential Safety Items;
4. Report From Executive Director;
5. Items of Interest; and
6. Discussion and Agreement of Location and Dates for Subsequent Meetings.

Attendance is open to the interested public but limited to space available. With the approval of the Chairperson, members of the public may present oral statements at the meeting. Persons desiring to attend and persons desiring to present oral statements should notify Mr. Dennis Roberts no later than June 3, 2011. Any member of the public may present a written statement to the ATPAC at any time at the address given above.