

(iv) Type of safety-sensitive functions you or your employees perform (such as flight instruction duties, aircraft dispatcher duties, maintenance or preventive maintenance duties, ground security coordinator duties, aviation screening duties, air traffic control duties).

(v) Whether you have 50 or more covered employees, or 49 or fewer covered employees.

(vi) A signed statement indicating that: your company will comply with this part and 49 CFR part 40; and you intend to provide safety-sensitive functions by contract (including sub-contract at any tier) to a part 119 certificate holder with authority to operate under part 121 or part 135 of this chapter, an operator as defined in §91.147 of this chapter, or an air traffic control facility not operated by the FAA or by or under contract to the U.S. military.

(2) Send this information to the Federal Aviation Administration, Office of Aerospace Medicine, Drug Abatement Division (AAM-800), 800 Independence Avenue SW., Washington, DC 20591.

(3) This Drug and Alcohol Testing Program Registration will satisfy the registration requirements for both your drug testing program under subpart E of this part and your alcohol testing program under this subpart.

(4) Update the registration information as changes occur. Send the updates to the address specified in paragraph (f)(2) of this section.

[Doc. No. FAA-2008-0937, 74 FR 22653, May 14, 2009; Amdt. 120-0A, 75 FR 3154, Jan. 20, 2010, as amended by Amdt. 120-1, 78 FR 42005, July 15, 2013]

#### **§ 120.227 Employees located outside the U.S.**

(a) No covered employee shall be tested for alcohol misuse while located outside the territory of the United States.

(1) Each covered employee who is assigned to perform safety-sensitive functions solely outside the territory of the United States shall be removed from the random testing pool upon the inception of such assignment.

(2) Each covered employee who is removed from the random testing pool under this paragraph shall be returned

to the random testing pool when the employee resumes the performance of safety-sensitive functions wholly or partially within the territory of the United States.

(b) The provisions of this subpart shall not apply to any person who performs a safety-sensitive function by contract for an employer outside the territory of the United States.

### **PART 121—OPERATING REQUIREMENTS: DOMESTIC, FLAG, AND SUPPLEMENTAL OPERATIONS**

SPECIAL FEDERAL AVIATION REGULATION NO. 50-2 [NOTE]

SPECIAL FEDERAL AVIATION REGULATION NO. 71 [NOTE]

SPECIAL FEDERAL AVIATION REGULATION NO. 97 [NOTE]

#### **Subpart A—General**

Sec.

121.1 Applicability.

121.2 Compliance schedule for operators that transition to part 121; certain new entrant operators.

121.4 Applicability of rules to unauthorized operators.

121.7 Definitions.

121.9 Fraud and falsification.

121.11 Rules applicable to operations in a foreign country.

121.15 Carriage of narcotic drugs, marijuana, and depressant or stimulant drugs or substances.

#### **Subpart B—Certification Rules for Domestic and Flag Air Carriers [Reserved]**

#### **Subpart C—Certification Rules for Supplemental Air Carriers and Commercial Operators [Reserved]**

#### **Subpart D—Rules Governing All Certificate Holders Under This Part [Reserved]**

#### **Subpart E—Approval of Routes: Domestic and Flag Operations**

121.91 Applicability.

121.93 Route requirements: General.

121.95 Route width.

121.97 Airports: Required data.

121.99 Communications facilities—domestic and flag operations.

121.101 Weather reporting facilities.

121.103 En route navigation facilities.

121.105 Servicing and maintenance facilities.

121.106 ETOPS Alternate Airport: Rescue and fire fighting service.