

**Commercial Customs Operations Advisory Committee
Government Issue Paper
Next Generation Facilitation Subcommittee
Passenger Air Operations Working Group**

December 2023



**U.S. Customs and
Border Protection**

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**Commercial Customs Operations Advisory Committee (COAC)
Next Generation Facilitation Subcommittee
Passenger Air Operations Working Group (PAO WG)
December 2023**

Action Required: Informational

Background:

- The PAO WG has met monthly since the initial meeting on January 25, 2023, and has focused on the following areas:
 - CBP Security Seal processing and access to international aircraft and passengers
 - Landing Rights process improvements
 - Global Entry program processing and improvement
 - Modernize the penalty and penalty notification process
 - Passenger and baggage facilitation
 - Elimination of outdated or obsolete forms
- At the September 20, 2023, COAC Public meeting, the PAO WG recommended a review of the current Title 19 CFR Part 122, to determine whether the responsibilities listed in the current regulations remain with the “aircraft commander” or “pilot” or if should they be rewritten to be an assigned responsibility of the “agent” or “aircraft operator.”
- The PAO WG recommendation was excepted by the COAC at the 3rd Quarter COAC Public Meeting.

Current Status:

- CBP is initiating a Retrospective Review of Title 19 CFR Part 122 to determine whether the responsibilities listed in the current regulations remain with the “aircraft commander” or “pilot” or if should they be rewritten to be an assigned responsibility of the “agent” or “aircraft operator.”
- The PAO WG continues to research industry challenges identified by the participants in the working group and identify best practices across the industry.
- CBP continues to research and explore ideas and concepts brought forward by PAO WG members to identify the paths forward toward possible implementation.

Next Steps:

- CBP will follow the Retrospective Review process as outlined in the Federal Register by the Administrative Conference of the United States dated July 8, 2021.
- The PAO WG Landing Rights Subject Matter Experts continue to review industry challenges to the CBP requirements of the Landing Rights process and will provide their findings to the PAO WG at the next meeting.

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