

the applicant meets the security threat assessment standards in 49 CFR 1540.201(c).

(2) TSA serves an Initial Determination of Threat Assessment on the applicant and the operator, if TSA determines that the applicant does not meet the security threat assessment standards in 49 CFR 1540.201(c). The Initial Determination of Threat Assessment includes—

(i) A statement that TSA has determined that the applicant poses a security threat;

(ii) The basis for the determination;

(iii) Information about how the applicant may appeal the determination, as described in 49 CFR 1515.9; and

(iv) A statement that if the applicant chooses not to appeal TSA's determination within 60 days of receipt of the Initial Determination, or does not request an extension of time within 60 days of the Initial Determination of Threat Assessment in order to file an appeal, the Initial Determination becomes a Final Determination of Security Threat Assessment.

(3) If the applicant does not appeal the Initial Determination of Threat Assessment, TSA serves a Final Determination of Threat Assessment on the operator and the applicant.

(d) *Withdrawal by TSA.* TSA serves a Withdrawal of the Initial Determination of Threat Assessment on the applicant and a Determination of No Security Threat on the operator, if the appeal results in a determination that the applicant does not pose a security threat.

[72 FR 3588, Jan. 25, 2007; 72 FR 5633, Feb. 7, 2007; 72 FR 14050, Mar. 26, 2007]

§ 1540.207 [Reserved]

§ 1540.209 Security threat assessment fee.

(a) *Imposition of fees.* The fee of \$28 is required for TSA to conduct a security threat assessment for an applicant.

(b) *Remittance of fees.* (1) The fee required under this subpart must be remitted to TSA, in a form and manner acceptable to TSA, each time the applicant or an aircraft operator, foreign air carrier, or indirect air carrier submits the information required under § 1540.203 to TSA.

(2) Fees remitted to TSA under this subpart must be payable to the "Transportation Security Administration" in U.S. currency and drawn on a U.S. bank.

(3) TSA will not issue any fee refunds, unless a fee was paid in error.

PART 1542—AIRPORT SECURITY

Subpart A—General

Sec.

1542.1 Applicability of this part.

1542.3 Airport security coordinator.

1542.5 Inspection authority.

Subpart B—Airport Security Program

1542.101 General requirements.

1542.103 Content.

1542.105 Approval and amendments.

1542.103 Changed conditions affecting security.

1542.109 Alternate means of compliance.

1542.111 Exclusive area agreements.

1542.113 Airport tenant security programs.

Subpart C—Operations

1542.201 Security of the secured area.

1542.203 Security of the air operations area (AOA).

1542.205 Security of the security identification display area (SIDA).

1542.207 Access control systems.

1542.209 Fingerprint-based criminal history records checks (CHRC).

1542.211 Identification systems.

1542.213 Training.

1542.215 Law enforcement support.

1542.217 Law enforcement personnel.

1542.219 Supplementing law enforcement personnel.

1542.221 Records of law enforcement response.

Subpart D—Contingency Measures

1542.301 Contingency plan.

1542.303 Security Directives and Information Circulars.

1542.305 Public advisories.

1542.307 Incident management.

AUTHORITY: 49 U.S.C. 114, 5103, 40113, 44901-44905, 44907, 44913-44914, 44916-44917, 44935-44936, 44942, 46105.

SOURCE: 67 FR 8355, Feb. 22, 2002, unless otherwise noted.