

implications to warrant the preparation of a Federalism Assessment.

The FAA has determined that this regulation is an emergency regulation that must be issued immediately to correct an unsafe condition in aircraft, and that it is not a "significant regulatory action" under Executive Order 12866. It has been determined further that this action involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979). If it is determined that this emergency regulation otherwise would be significant under DOT Regulatory Policies and Procedures, a final regulatory evaluation will be prepared and placed in the Rules Docket. A copy of it, if filed, may be obtained from the Rules Docket at the location provided under the caption **ADDRESSES**.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 USC 106(g), 40101, 40113, 44701.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

95-26-06 McDonnell Douglas: Amendment 39-9464. Docket 95-NM-245-AD.

Applicability: Model MD-11 series airplanes, manufacturer's fuselage numbers 0447 through 0593 inclusive, certificated in any category.

Note 1: This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must use the authority provided in paragraph (e) of this AD to request approval from the FAA. This approval may address either no action, if the current configuration eliminates the unsafe condition; or different actions necessary to address the unsafe condition described in this AD. Such a request should include an assessment of the effect of the changed

configuration on the unsafe condition addressed by this AD. In no case does the presence of any modification, alteration, or repair remove any airplane from the applicability of this AD.

Compliance: Required as indicated, unless accomplished previously.

To prevent degradation of the automatic landing system during flight due to improper wiring of the fuel system control panel (FSCP), accomplish the following:

(a) Within 15 days after the effective date of this AD, accomplish the requirements of either paragraph (a)(1) or (a)(2) of this AD.

(1) Revise the Limitations Section of the FAA-approved Airplane Flight Manual (AFM), page 5-4, Flight Guidance, Automatic Landing Section, to include the following statement. This may be accomplished by inserting a copy of this AD in the AFM.

"Autoland operation below 100 feet above ground level (AGL) is prohibited. The autopilot must be disconnected prior to descent below 100 feet AGL."

(2) Open and collar the control circuit breaker, B1-458, of the left fuel dump valve, in accordance with Phase 1 of the Accomplishment Instructions of McDonnell Douglas Service Bulletin MD11-28A081, dated November 30, 1995.

Note 2: McDonnell Douglas Alert Service Bulletin MD11-28A081, dated November 30, 1995, references Honeywell Service Bulletin 4059024-28-2, dated November 22, 1995, for specific service instructions.

(b) Within 60 days after the effective date of this AD, perform a visual inspection to determine if the wiring is mis-wired in the fuel system control panel (FSCP), part number 4059024-901, in accordance with McDonnell Douglas Alert Service Bulletin MD11-28A081, dated November 30, 1995.

(1) If the FSCP wiring is not mis-wired (the measured resistance between connector pins J1-T and J3-K is more than 100 ohms), accomplish the requirements of either paragraph (b)(1)(i) or (b)(1)(ii) of this AD:

(i) Continue to operate the airplane provided that the actions specified in either paragraph (a)(1) or (a)(2) have been accomplished; or

(ii) Prior to further flight, re-identify the FSCP, part number 4059024-901, to incorporate modification letter "A" in the FSCP identification plate, in accordance with McDonnell Douglas Service Bulletin MD11-28A081, dated November 30, 1995. This re-identification constitutes terminating action for the requirements of this AD. [The AFM revision as specified in paragraph (a)(1) of this AD, if previously accomplished, may be removed following this re-identification action.]

(2) If the FSCP wiring is mis-wired (the measured resistance between connectors J1-T and J3-K is less than 100 ohms), accomplish the requirements of either paragraph (b)(2)(i) or (b)(2)(ii) of this AD.

(i) Continue to operate the airplane provided that the actions specified in either paragraph (a)(1) or (a)(2) have been accomplished; or

(ii) Prior to further flight, either modify the FSCP, part number 4059024-901; or replace the FSCP, part number 4059024-901, with an FSCP having part number 4059024-901 and

modification letter "A" in the FSCP identification plate; in accordance with McDonnell Douglas Service Bulletin MD11-28A081, dated November 30, 1995. This modification or replacement constitutes terminating action for the requirements of this AD. [The AFM revision as specified in paragraph (a)(1) of this AD, if accomplished previously, may be removed following this modification/replacement.]

(c) Within 10 days after accomplishing the visual inspection required by paragraph (b) of this AD, submit a report of the inspection results (both positive and negative findings) to the Manager, FAA, Transport Airplane Directorate, Los Angeles Aircraft Certification Office (ACO), 3690 Paramount Boulevard, Lakewood, California 90712; telephone (310) 627-5262; fax (310) 627-5210, Attention: Ray Vakili, ANM-140L. Information collection requirements contained in this regulation have been approved by the Office of Management and Budget (OMB) under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*) and have been assigned OMB Control Number 2120-0056.

(d) Installation of an FSCP having part number 4059024-901 and modification letter "A" in the FSCP identification plate, in accordance with McDonnell Douglas Service Bulletin MD11-28A081, dated November 30, 1995, constitutes terminating action for the requirements of this AD.

(e) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Los Angeles ACO, FAA, Transport Airplane Directorate. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Los Angeles ACO.

Note 3: Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Los Angeles ACO.

(f) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

(g) The actions shall be done in accordance with McDonnell Douglas Alert Service Bulletin MD11-28A081, dated November 30, 1995. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from McDonnell Douglas Corporation, 3855 Lakewood Boulevard, Long Beach, California 90846. Attention: Technical Publications Business Administration, Department C1-L51 (2-60). Copies may be inspected at the FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington; or at the FAA, Los Angeles Aircraft Certification Office, Transport Airplane Directorate, 3960 Paramount Boulevard, Lakewood, California; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

(h) This amendment becomes effective on January 4, 1996.