

**Memorandum of Agreement
Between the
Federal Aviation Administration (FAA)
And the
Professional Aviation Safety Specialists (PASS)
Regarding
FAA Smoking Policy**

This Memorandum of Agreement (MOA) is made and entered into by and between the Professional Airway Systems Specialists (PASS) and the Federal Aviation Administration (FAA) concerning the Agency's implementation of FAA Smoking Policy, as amended to comply with Department of Transportation (DOT) Chapter 792-4, dated April 29, 2009. This MOA covers the AAF, AFS, AVN, MIDO, and AFS-700 PASS bargaining units.

1. The local PASS representative and his/her management counterpart at each facility/office shall meet within 10 days of the effective date of this MOA to review the revised FAA smoking policy and DOT Chapter 792-4 and negotiate the impact of these changes to their smoking policies, practices and/or facilities, as needed, in accordance with the appropriate provision of the applicable PASS/FAA collective bargaining agreement.
2. Provisions of any existing locally negotiated agreement that do not conflict with DOT Chapter 792-4 will stay in full force and effect until the expiration of the Parties' applicable national agreement.

This MOA shall be effective upon completion of Agency Head Review or thirty (30) days after it has been signed by the Parties' Chief Negotiator whichever occurs first and shall remain in effect for the term of the respective PASS/FAA collective bargaining agreements.

For the Union:

Ben
Michael J. Lennon
Thomas Brantley

For the Agency:

Michael Don 6/25/09
Marybeth 6/25/09

Agency Head Review/Date