



U.S. Department  
of Transportation  
**Federal Aviation  
Administration**

Aviation Safety

800 Independence Ave  
Washington, DC 20591

Exemption No. 18673  
Regulatory Docket No. FAA-2002-11939

Colonel Rafael A. Robles  
General Counsel  
Civil Air Patrol  
105 South Hansell Street, Building 714  
Maxwell Air Force Base, AL 36112-6332

Dear Colonel Robles:

This letter is to inform you that the Federal Aviation Administration (FAA) has granted your request for an exemption. It transmits the FAA's decision, explains its basis, and gives you the conditions and limitations of the exemption, including the date it ends.

### **The Basis for the FAA's Decision**

By letter dated November 15, 2020, you petitioned the FAA on behalf of the Civil Air Patrol (CAP) for an exemption from subpart F of part 91 of Title 14, Code of Federal Regulations (14 CFR) to the extent necessary to allow the CAP to operate small aircraft under subpart F of part 91 and receive limited reimbursement for certain flights within the scope of and incidental to the CAP's corporate purposes and United States Air Force Auxiliary status.

Although you requested an extension of Exemption No. 6485 (copy enclosed), that exemption expired on July 31, 2020. Therefore, the FAA is issuing the CAP a new exemption.

The FAA has issued a grant of exemption in circumstances similar in all material respects to those presented in your petition. In Grant of Exemption No. 6485 (copy enclosed), the FAA found that in your petition, you indicate that there has been no change in the conditions and reasons relative to public interest and safety that were the basis for granting the original exemption.

Having reviewed your reasons for requesting an exemption, I find that—

- They are similar in all material respects to relief previously requested in the enclosed Grant of Exemption No. 6485;

AFS-21-00103-E

- The reasons stated by the FAA for granting the enclosed Grant of Exemption No. 6845 also apply to the situation you present; and
- For the reasons stated by the FAA for granting the enclosed Grant of Exemption No. 6845, a grant of exemption is in the public interest.

### **The FAA's Decision**

The FAA has determined that good cause exists for not publishing a summary of the petition in the Federal Register because the requested exemption would not set a precedent, and any delay in acting on this petition would be detrimental to the CAP.

Under the authority contained in 49 U.S.C. 106(f), 40113, and 44701, which the FAA Administrator has delegated to me, I hereby grant the Civil Air Patrol (CAP) an exemption from subpart F of part 91 of Title 14, Code of Federal Regulations to the extent necessary to allow the CAP to operate small aircraft under subpart F of part 91 and receive limited reimbursement for certain flights within the scope of and incidental to the CAP's corporate purposes and United States Air Force Auxiliary status, subject to the conditions and limitations described below.

### **Conditions and Limitations**

1. The CAP must comply with the operating rules in §§ 91.503 through 91.535, in addition to the operating rules prescribed in other subparts of part 91, when exercising the privileges of this exemption.
2. The CAP may conduct only those operations listed in § 91.501(b) when exercising the privileges of this exemption.
3. The pilot-in-command (PIC) conducting operations under this exemption must hold a commercial pilot certificate with appropriate category and class ratings for the aircraft to be used in the operation. The PIC also must hold an instrument rating except when conducting day visual flight rules flights within 50 nautical miles of the departure airport.
4. The PIC conducting operations under this exemption must hold at least a current second-class medical certificate.
5. The PIC conducting operations under this exemption must hold a current CAP Form 5, CAP Pilot Checkout, issued within the previous 12 months.
6. The aircraft used for operations conducted under this exemption must be maintained and have 100-hour and annual inspections performed in accordance with 14 CFR parts 43 and 91.

If you request an extension to this exemption, please submit your request by using the Regulatory Docket No. FAA-2002-11939 (<http://www.regulations.gov>). In addition, you should submit your request no later than 120 days prior to the exemption's expiration date listed below.

If you require an amendment to this exemption, please submit your request no later than 120 days prior to the date you need the amendment using the process indicated above.

Any extension or amendment request must meet the requirements of § 11.81 of 14 CFR.

This exemption terminates on January 31, 2023, unless sooner superseded or rescinded.

Sincerely,

**ROBERT  
C CARTY** Digitally signed by  
ROBERT C  
CARTY  
Date: 2020.12.04  
13:13:28 -05'00'