

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Regulatory Docket No. 9031]

[Special Federal Aviation Regulation No. 19]

CERTIFICATION AND OPERATIONS—DOMESTIC, FLAG, AND SUPPLEMENTAL AIR CARRIERS AND COMMERCIAL OPERATORS OF LARGE AIRCRAFT

Secret Service Agents; Admission to Flight Deck

The purpose of this Special Federal Aviation Regulation is to authorize Secret Service Agents to be admitted to, and occupy a seat on, the flight deck of an aircraft carrying any person whose protection is a responsibility of the U.S. Secret Service under the laws of the United States.

The U.S. Secret Service is given protective responsibilities for the President of the United States, the Vice President, and other specified persons (18 U.S.C. section 3056). In addition, by a Joint Resolution of the Congress the U.S. Secret Service has been given responsibility for furnishing protection to persons determined to be major presidential or vice presidential candidates (Public Law 90-331; 90 Cong., H. J. Res. 1292). The Joint Resolution directs Federal Departments and agencies to assist the Secret Service, when requested by the Director thereof, in the performance of its protective duties under the Code and the Joint Resolution.

The Director of the Secret Service has requested the Federal Aviation Administration to authorize a Secret Service Agent to ride in the flight deck area of an aircraft in the performance of his protective responsibilities when a person the Agent protects is aboard the aircraft.

The Director has expressed the view that such an authorization is an essential security measure at this time.

The FAA has determined that the authorization requested should be granted by a Special Federal Aviation Regulation. This regulation authorizes agents of the Secret Service to enter the flight deck of an aircraft operated by an air carrier or commercial operator and to occupy an observer seat on that aircraft. It does not provide for free or reduced rates of transportation for those agents not otherwise authorized by law.

This matter has been informally discussed with representatives of the Air Transport Association, the Airline Pilots Association, and the Allied Pilots Association. Because of the emergency nature of this matter, I find that further compliance with the notice, procedures and effective date provisions of the Administrative Procedure Act would be impracticable.

In consideration of the foregoing, the following Special Federal Aviation Regulation is hereby adopted to become effective July 26, 1968.

Contrary provisions of the Federal Aviation Regulations notwithstanding, whenever an Agent of the Secret Service who is assigned the duty of protecting a person aboard an aircraft operated by an air carrier or commercial operator, considers it necessary in the performance of his duty to ride on the flight deck of that aircraft, he shall upon request and presentation of his Secret Service credentials to the pilot in command of the aircraft, be admitted to the flight deck and permitted to occupy an observer seat thereon.

This Special Federal Aviation Regulation shall terminate July 31, 1969.

(Secs. 313(a) and 601 of the Federal Aviation Act of 1958, 72 Stat. 752, 755; 49 U.S.C. 1354(a), 1421; and Public Law 90-381, 90th Cong., H.J. Res. 1292, June 6, 1968)

Issued in Washington, D.C., on July 24, 1968.

WILLIAM F. McKEE,
Administrator.

[F.R. Doc. 68-9062; Filed, July 25, 1968; 11:27 a.m.]

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