



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

800 Independence Ave., S.W.
Washington, DC 20591

Mr. Kirk Smith
Chair of Rigging Committee
Parachute Industry Association
6499 S. Kings Rd #6-12
Gold Canyon, AZ 85118

Dear Mr. Smith:

This is in response to your letter posted to the Regulatory Docket No. FAA-2024-2194, August 19, 2024, petitioning the Federal Aviation Administration (FAA) to initiate rulemaking to change Title 14 Code of Federal Regulations (14 CFR) §§ 105.3, 105.49(a), 105.49(a)(4) to allow relief to all foreign parachutists using parachute equipment meeting the requirements of their civil aviation authority, to be able to use § 105.49 to skydive in the United States.

In accordance with 14 CFR § 11.73, the FAA considers the following criteria to determine whether it is appropriate to initiate rulemaking based on a petition:

- 1) The immediacy of the safety or security concerns you raise;
- 2) The priority of other issues the FAA must deal with; and
- 3) The resources the FAA has available to address these issues.

Each year, the FAA prioritizes its rulemaking projects based on issues that are important to the safety and security of the aviation community and the traveling public to ensure the FAA delivers the most value to the aviation system consistent with available resources.

After reviewing your petition based on the considerations found in Section 11.73, and the current priorities for the FAA, the FAA has determined that your petition does not meet the criteria to pursue rulemaking at this time. However, your comments and arguments for the proposed rule changes in your petition will be placed in a database, which the FAA will examine when the FAA considers future rulemaking.

If the FAA does pursue rulemaking in this area in the future, you will be able to find out and track it through the DOT's semi-annual regulatory agenda, available through the Office of Management and Budget's (OMB) Office of Information and Regulatory Affairs' (OIRA) Unified Agenda website (<http://www.reginfo.gov/public/do/eAgendaMain>).

For the reasons stated above, the FAA will take no further action on your petition for rulemaking in accordance with 14 CFR § 11.73.

Sincerely,

Dan Ngo
Manager, Part 11 Petitions Branch,
Office of Rulemaking