To: Presidents
Attention: Associate Deans of Student Activities
From: H. E. Brakebill
Executive Vice Chancellor
Subject: Student Air Travel - Executive Order No. 82

Attached is a copy of Executive Order No. 82 concerning student air travel. This order embodies the provisions of Executive Orders No. 10 and 15 and modifies student air travel policy concerning the use of supplemental air carriers.

Also attached is an amended confirmation check list to assist you in the administration of this order.

HEB:fw

cc: Deans of Students
    Business Managers
    Chancellor's Staff
October 21, 1969

Student Air Travel
Executive Order No.: 82

A. Effective immediately, all student air travel sponsored by, or pursuant to a program of, the California State Colleges, any State College, any student body organization, or any organization affiliated with any such organization or with any combination thereof, will utilize only those aircraft operators which satisfy either Section 1 or Section 2 of this Order.

Section 1. Operators of civilian aircraft (as distinguished from military air carriers) which satisfy all of the requirements of either Subdivision a. or b. and all of the Subdivisions thereafter:

a. Is engaged in scheduled passenger air transportation as a common carrier. For purposes of this provision, "scheduled passenger air transportation" is the authorized transportation of passengers by aircraft between the same two points with at least the following frequency:

(1) Two flights, or one round trip a week or the same day or days of the week for eight or more weeks in any 90 consecutive days; or

(2) A total of 36 or more flights or 18 or more round trips in any 90 consecutive days;

OR

b. Is a supplemental air carrier which has continuously operated jet aircraft, with whatever governmental authority was required therefore, for a period of at least five years immediately prior to the particular student flight. The term "jet aircraft" includes only aircraft entirely propelled by jet propulsion, and therefore does not include propeller-driven aircraft, including "prop jet aircraft".

c. Uses for the particular flight, either equipment owned and operated by the particular civilian aircraft operator, or by another civilian aircraft operator which
meets all of the requirements of this Section 1. For purposes of this Order, a civilian aircraft operator shall be deemed to own equipment which it operates, pursuant to a financing or leasing arrangement by the terms of which legal title to the equipment is retained by a financing or leasing institution;

AND

d. Provides the College with a certificate of liability insurance in force covering bodily injury or death of State College student passengers in the amounts and subject to terms, conditions, and authorized exclusions at least equivalent to that coverage required by the provisions of Subchapter A, Chapter II, Part 208 of the Regulations of the Civil Aeronautics Board (14 C.F.R.). This requirement does not apply to certificated supplemental air carriers since they are already required by the above regulations to carry such insurance;

AND

e. Holds operations specifications in force, issued by the Federal Aviation Agency, authorizing the conduct of air operations to and from the airports of origin and destination and all scheduled intermediate stops for such airports of the particular flight which are within the United States;

AND

f. Satisfies one of the following numbered subsections:

(1) Is an "air carrier" as that term is defined in the Federal Aviation Regulations (14 C.F.R. § 1.1), AND

(a) Holds an operating certificate issued by the Federal Aviation Agency pursuant to Subpart B or Subpart C of Part 121 of the Federal Aviation Regulations (14 C.F.R. § 121.21, et seq. and § 121.41 et seq.); AND

(b) Holds a certificate of public convenience and necessity (other than a certificate to engage in temporary air transportation) issued by the Civil Aeronautics Board pursuant to Section 1371 of Title 49 of the United States Code (49 U.S.C. § 1371); OR

(2) Is a "foreign air carrier" as that term is defined in the Federal Aviation Regulations (14 C.F.R. § 1.1), AND
3.

(a) Holds operations specifications issued by the Federal Aviation Agency pursuant to Part 129 of the Federal Aviation Regulations (14 C.F.R § 129.1, et seq.); AND

(b) Holds a permit to engage in foreign air transportation issued by the Civil Aeronautics Board pursuant to Section 1372 of Title 49 of the United States Code (49 U.S.C. § 1372); OR

(3) Is a "commercial operator" as that term is defined in the Federal Aviation Regulations (14 C.F.R § 1.1); AND

(a) Holds an operating certificate issued by the Federal Aviation Agency pursuant to Subpart C of Part 121 of the Federal Aviation Regulations (14 C.F.R. § 121.41, et seq.); AND

(b) Holds authority issued by the Federal Aviation Agency pursuant to Section 121.7 of the Federal Aviation Regulations (14 C.F.R. § 121.7) to carry passengers for compensation or hire as a common carrier between points entirely within the State of California, and with frequency set forth in that Section; AND

(c) Holds a certificate of public convenience and necessity issued by the Public Utilities Commission of the State of California pursuant to Chapter 4 (commencing with Section 2740) of the Public Utilities Code; AND

(d) Has operated in scheduled passenger air transportation as a common carrier, with whatever governmental authority was required therefor, unsuspended and unrevoked, for at least five years immediately prior to the particular student air travel.

Section 2. United States Armed Forces Flights where the provisions of each of the following lettered subdivisions are satisfied:

a. The flight is:

(1) For the purpose of flight instruction of a student or students enrolled in a State College ROTC program, and will constitute flight instruction within the meaning of Chapter 103 of Title 10 of the United States Code (providing for the Senior Reserve
4.

Officers' Training Corps), and is either on equipment operated by a civilian, private operator pursuant to a contract between the particular branch of Armed Forces in which the student is enrolled, and such civilian private operator in which case the latter shall meet all applicable requirements of the Federal Aviation Agency, the Civil Aeronautics Board and the California Public Utilities Commission; or is on equipment operated by such branch of said Armed Forces; provided, that in either case, the commander of such ROTC detachment certifies to the President of the particular State College that all of the requirements of this subdivision (2-a[1]) have been satisfied; or

(2) For any purpose other than flight instruction within the provisions of Subdivision a. (1) in which case the flight shall be on equipment owned and operated by the United States Armed Forces, or on equipment owned and operated by a civilian aircraft operator operating pursuant to contract with the United States Armed Forces, where such private aircraft operator satisfies each of the requisites of Section 1 of this Order.

b. The flight has been fully authorized by:

(1) The commander of the Air Force ROTC detachment at the particular State College in the case of any flight of students enrolled in the Air Force ROTC program at that State College, where the flight is in support of the orientation, education or training of such students in that program;

(2) Appropriate Air Force authority in the case of all other Air Force flights;

c. It shall also be necessary that:

(1) In the case of any flight pursuant to Subdivision b (1) of Section 2 of this Order, the commander of the Air Force ROTC detachment at the particular State College shall certify to the Dean of Students that the proposed flight will be a flight or flight instruction under Chapter 103 of Title 10 of the United States Code (providing for the Senior Reserve Officers' Training Corps).
5.

(2) In the case of any flight pursuant to Subdivision b (2) of Section 2 of this Order, students flying pursuant thereto shall first obtain, or have obtained on their behalf, trip life insurance in an amount not less than $50,000, covering such flight.

B. This Executive Order replaces Executive Orders No. 10 and 15, which are hereby revoked.

DATED: October 21, 1969

[Signature]
Glenn S. Dumke, Chancellor

No. 82 - Student Air Travel

L65-359
CERTIFICATE OF SATISFACTION OF THE PROVISIONS OF EXECUTIVE ORDER NUMBER 82 (STUDENT AIR TRAVEL)

I, __________________________, certify that I am the duly appointed and acting __________________ of __________________, and as such that I am authorized to execute this certificate; that I have read Executive Order No. and am familiar with its terms and with the State and Federal statutory and regulatory authority cited therein.

_____________________________ is a __________________, formed under the laws of ______

_____________________________, with general headquarters located at __________________________ (address)

and California headquarters located at __________________________ (address if different from general headquarters)

_____________________________ satisfies the provisions of Section 1 of said Executive Order No. by meeting each and every requirement of subdivision a or b and subdivisions c, d, and e thereof, and by meeting each and every requirement of subsection ______ thereof. (fill in as appropriate: f(1), f(2), or f(3))

I will immediately inform the College of any facts which may change any of the foregoing statements.
2.

I declare under penalty of perjury that the foregoing is true and correct.

DATED:

(name and title)
**CONFIRMATION CHECKLIST**  
(For College Use)

A. Airports of origin and destination for flight (include scheduled intermediate stops; see G-1-a of this Checklist).

B. Date of flight: ________________________________

C. Purpose of flight: ________________________________________

D. Type of flight (charter, military, etc.): ________________

E. Sponsoring or authorizing group: ____________________________

F. Name of air carrier: _______________________________________

G. Confirmation:

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1. Federal Aviation Agency authority:
   a. Operations specifications to and from the airports of origin and destination and intermediate scheduled stops? (1-e)  

b. "Air carrier" operating certificate pursuant to 14 C.F.R. §§ 121.21, et seq. and 121.41, et seq.? (1-f(1)(a))

c. "Foreign air carrier" operations specifications pursuant to 14 C.F.R. § 129.1, et seq.? (1-f(2)(a))

d. "Commercial operator" certificate pursuant to 14 C.F.R. § 121.41, et seq. AND scheduled intrastate authority pursuant to 14 C.F.R. § 121.7? (1-f(3)(a) and (b))

e. Suspensions or revocations of authority during five years preceding flight?

2. Civil Aeronautics Board authority:
   a. Certificate of public convenience and necessity to engage in "air transportation" (other than temporary air transportation? (1-f(1)(b))
b. Foreign air carrier permit pursuant to 49 U.S.C. § 1372? (l-f(2)(b))

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<th>c. Suspension or revocation of authority during five years preceding flight?</th>
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3. Public Utilities Commission authority:

a. Certificate of public convenience and necessity pursuant to Public Utilities Code Section 2740 et seq.? (l-f(3)(c))

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b. Suspension or revocation of authority during five years preceding flight?

4. Insurance certificate furnished? (l-d)

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5. Authority of person executing Certificate confirmed?

6. Experience of Supplemental air carrier:

a. Continuous operation of jet aircraft under appropriate governmental authority, for a period of at least five years immediately preceding flight?

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