

DEPARTMENT OF TRANSPORTATION**Federal Aviation Administration****[Docket No.: FAA–2002–11939; Summary Notice No. 2025–22]****Petition for Exemption; Summary of Petition Received; Civil Air Patrol****AGENCY:** Federal Aviation Administration (FAA), Department of Transportation (DOT).**ACTION:** Notice.

SUMMARY: This notice contains a summary of a petition seeking relief from specified requirements of Federal Aviation Regulations. The purpose of this notice is to improve the public's awareness of, and participation in, the FAA's exemption process. Neither publication of this notice nor the inclusion nor omission of information in the summary is intended to affect the legal status of the petition or its final disposition.

DATES: Comments on this petition must identify the petition docket number and must be received on or before May 8, 2025.

ADDRESSES: Send comments identified by docket number FAA–2002–11939 using any of the following methods:

- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov> and follow the online instructions for sending your comments electronically.

- *Mail:* Send comments to Docket Operations, M–30; U.S. Department of Transportation, 1200 New Jersey Avenue SE, Room W12–140, West Building Ground Floor, Washington, DC 20590–0001.

- *Hand Delivery or Courier:* Take comments to Docket Operations in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC 20590–0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

- *Fax:* Fax comments to Docket Operations at (202) 493–2251.

Privacy: In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to <http://www.regulations.gov>, as described in the system of records notice (DOT/ALL–14 FDMS), which can be reviewed at <http://www.dot.gov/privacy>.

Docket: Background documents or comments received may be read at <http://www.regulations.gov> at any time. Follow the online instructions for

accessing the docket or go to the Docket Operations in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC 20590–0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Kara White, 202–267–3793, Office of Rulemaking, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC.

Dan Ngo,

Manager, Part 11 Petitions Branch, Office of Rulemaking.

Petition for Exemption

Docket No.: FAA–2002–11939.

Petitioner: Civil Air Patrol.

Section(s) of 14 CFR Affected: § 119.1.

Description of Relief Sought: Civil Air Patrol (CAP) is requesting relief to operate in a third class of missions—C missions under CAP 72–2 to serve communities, states, and the nation. Additionally, relief would allow for CAP to accept tasking directly from a government and non-profit organization as a C mission. CAP C missions consist of missions directed and funded by the CAP and may support functions such as mission pilot evaluations, support to state, county and local agencies, and flight academies for cadets.

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BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION**Federal Motor Carrier Safety Administration****[Docket No. FMCSA–2021–0052]****Hours of Service (HOS) of Drivers; American Pyrotechnics Association (APA)**

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), Department of Transportation (DOT).

ACTION: Notice of application for exemptions; request for comments.

SUMMARY: FMCSA requests public comment on the APA's application for exemptions from certain hours-of-service (HOS) regulations. Previous similar exemptions expired on July 8, 2024. The exemptions would allow drivers to exclude off-duty and sleeper berth time of any length from the calculation of the 14-hour limit and to use paper records of duty status (RODS) in lieu of an electronic logging device

(ELD) during the designated period of June 28 through July 8 (Independence Day period). The requests are for the transportation of pyrotechnics during the Independence Day period of every year from 2025 through 2029.

DATES: Comments must be received on or before May 19, 2025.

ADDRESSES: You may submit comments identified by Docket Number FMCSA–2021–0052 by any of the following methods:

- *Federal eRulemaking Portal:* www.regulations.gov. See the Public Participation and Request for Comments section below for further information.

- *Mail:* Dockets Operations, U.S. Department of Transportation, 1200 New Jersey Avenue SE, West Building, Ground Floor, Washington, DC 20590–0001.

- *Hand Delivery or Courier:* 1200 New Jersey SE, West Building, Ground Floor, Washington, DC 20590–0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

- *Fax:* (202) 493–2251.

To avoid duplication, please use only one of these four methods. Each submission must include the Agency name and the docket number (FMCSA–2021–0052) for this notice. Note that DOT posts all comments received without change to www.regulations.gov, including any personal information included in a comment. Please see the Privacy Act heading below.

Docket: To view any documents mentioned as being available in the docket, go to <https://www.regulations.gov/docket/FMCSA-2021-0052> document and choose the document to review. To view

comments, click this notice, then click “Browse Comments.” If you do not have access to the internet, you may view the docket online by visiting Dockets Operations on the ground floor of the West Building, 1200 New Jersey Avenue SE, Washington, DC 20590–0001, between 9 a.m. and 5 p.m. Monday through Friday, except Federal holidays. To be sure someone is there to help you, please call (202) 366–9317 or (202) 366–9826 before visiting Dockets Operations.

Privacy Act: In accordance with 49 U.S.C. 31315(b), DOT solicits comments from the public to better inform its exemption process. DOT posts these comments, including any personal information the commenter provides, to www.regulations.gov, as described in the system of records notice DOT/ALL–14 FDMS, which can be reviewed under the “Department Wide System of Records Notices” link at <https://www.transportation.gov/individuals/privacy/privacy-act-system-records->

notices. The comments are posted without edit and are searchable by the name of the submitter.

FOR FURTHER INFORMATION CONTACT: Ms. Pearlie Robinson, Driver and Carrier Operations Division; Office of Carrier, Driver and Vehicle Safety Standards, FMCSA; 1200 New Jersey Avenue SE, Washington, DC 20590–0001; (202) 366–4225; pearlie.robinson@dot.gov. If you have questions on viewing or submitting material to the docket, contact Dockets Operations at (202) 366–9826.

SUPPLEMENTARY INFORMATION:

I. Public Participation and Request for Comments

FMCSA encourages you to participate by submitting comments and related materials.

A. Submitting Comments

If you submit a comment, please include the docket number for this notice (FMCSA–2021–0052), indicate the specific section of this document to which the comment applies, and provide a reason for suggestions or recommendations. You may submit your comments and material online or by fax, mail, or hand delivery, but please use only one of these means. FMCSA recommends that you include your name and a mailing address, an email address, or a phone number in the body of your document so the Agency can contact you if it has questions regarding your submission.

To submit your comment online, go to <https://www.regulations.gov/docket/FMCSA-2021-0052/document>, click on this notice, click “Comment,” and type your comment into the text box on the following screen.

If you submit your comments by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing.

FMCSA will consider all comments and material received during the comment period. Comments received after the comment closing date will be filed in the public docket and will be considered to the extent practicable.

B. Confidential Business Information (CBI)

CBI is commercial or financial information that is both customarily and actually treated as private by its owner. Under the Freedom of Information Act (5 U.S.C. 552), CBI is exempt from public disclosure. If your comments responsive to the notice contain commercial or financial information that is customarily treated as private, that you actually treat as private, and that is relevant or responsive to the

notice, it is important that you clearly designate the submitted comments as CBI. Please mark each page of your submission that constitutes CBI as “PROPIN” to indicate it contains proprietary information. FMCSA will treat such marked submissions as confidential under the Freedom of Information Act, and they will not be placed in the public docket of the notice. Submissions containing CBI should be sent to Brian Dahlin, Chief, Regulatory Evaluation Division, Office of Policy, FMCSA, 1200 New Jersey Avenue SE, Washington, DC 20590–0001; brian.g.dahlin@dot.gov. At this time, you need not send a duplicate hardcopy of your electronic CBI submissions to FMCSA headquarters. Any comments FMCSA receives not specifically designated as CBI will be placed in the public docket for this notice.

II. Legal Basis

FMCSA has authority under 49 U.S.C. 31136(e) and 31315(b) to grant exemptions from Federal Motor Carrier Safety Regulations (FMCSRs). FMCSA must publish a notice of each exemption request in the **Federal Register** (49 CFR 381.315(a)). The Agency must provide the public an opportunity to inspect the information relevant to the application, including any safety analyses that have been conducted. The Agency must provide an opportunity for public comment on the request.

The Agency reviews safety analyses and public comments submitted and determines whether granting the exemption would likely achieve a level of safety equivalent to, or greater than, the level that would be achieved absent such exemption pursuant to the standard set forth in 49 U.S.C. 31315(b)(1). The Agency must publish its decision in the **Federal Register** (49 CFR 381.315(b)). If granted, the notice will identify the regulatory provision from which the applicant will be exempt, the effective period, and all terms and conditions of the exemption (49 CFR 381.315(c)(1)). If the exemption is denied, the notice will explain the reason for the denial (49 CFR 381.315(c)(2)). The exemption may be renewed (49 CFR 381.300(b)).

III. Applicant's Request

APA requests renewal of its HOS exemptions from the 14-hour rule in 49 CFR 395.3(a)(2) and the ELD rule in 49 CFR 395.8(a)(1)(i) for 42 companies that previously held exemptions issued on December 28, 2022 [87 FR 79935] or waivers issued on June 24, 2024, that expired on July 8, 2024. In addition, APA requests that two companies that

previously did not hold exemptions be included in the request. The companies being considered for the HOS exemptions are listed under Exhibits A and B in the docket for this notice.

The exemptions would allow drivers to exclude off-duty and sleeper berth time of any length from the calculation of the 14-hour limit and to use paper records of duty status in lieu of an electronic logging device (ELD) during the designated Independence Day periods. APA asserts that compliance with the 14-hour rule is extraordinarily challenging for members of the fireworks industry during the Independence Day period. Most fireworks display shows are transported by pyrotechnicians with hazardous material safety permits in small rented or leased commercial motor vehicles which do not have sleeper berths. The pyrotechnician drives the display equipment and fireworks to the site, supervises the crew in setting up the display, waits for the display time, fires the display, and returns the equipment and remaining fireworks to a licensed storage facility.

To meet the demand for fireworks without the exemptions, APA states that its members would need to hire a second driver for most trips, which would substantially increase the cost of the fireworks shows. APA states that its members have demonstrated over two decades that the exemption will achieve an equivalent level of safety. APA also reports that its members have agreed to provide additional training to their drivers operating under the exemption on the importance of proper rest periods during the workday. APA notes that actual driving time is a small portion of the maximum 11 hours of driving time allowed under 49 CFR 395.3(a)(3). APA states that the exemption allows its members to ensure that their drivers are qualified pyrotechnicians who have extensive training and experience to manage the fireworks safely.

APA member companies have held waivers or exemptions during Independence Day periods each year since 2005. Copies of the initial request for exemptions, subsequent renewal requests, and all public comments received may be reviewed at www.regulations.gov under docket numbers FMCSA–2005–21104, FMCSA–2007–28043, FMCSA–2018–0140, and FMCSA–2021–0052.

A copy of the APA's application for exemptions and attachments are available for review in the docket for this notice.

IV. Request for Comments

In accordance with 49 U.S.C. 31315(b), FMCSA requests public comment from all interested persons on APA's application for exemptions from 49 CFR 395.3(a)(2) and 395.8(a)(1)(i). All comments received before the close of business on the comment closing date indicated at the beginning of this notice will be considered and will be available

for examination in the docket at the location listed under the Addresses section of this notice. Comments received after the comment closing date will be filed in the public docket and will be considered to the extent practicable. In addition to late comments, FMCSA will also continue to file, in the public docket, relevant information that becomes available after the comment closing date. Interested

persons should continue to examine the public docket for new material.

Larry W. Minor,
Associate Administrator for Policy.

Appendix to Notice of Applications for Renewal of APA Exemptions From the 14-Hour and ELD HOS Rules for Independence Day Periods June 28, Through July 8, During 2025 Through 2029, for 44 Motor Carriers

	Motor carrier	Street address	City, state, zip code	DOT No.
1	American Fireworks Display, LLC	105 County Route 7	McDonough, NY 13801	2115608
2	AM Pyrotechnics, LLC	2429 East 535th Rd	Buffalo, MO 65622	1034961
3	Arthur Rozzi Pyrotechnics	6607 Red Hawk Ct	Maineville, OH 45039	2008107
4	Artisan Pyrotechnics, Inc	82 Grace Road	Wiggins, MS 39577	1898096
5	Celebration Fireworks, Inc	7911 7th Street	Slatington, PA 18080	1527687
6	CP Transport, LLC	6377 Hwy. 62 NE	Lanesville, IN 47136	3076205
7	Extreme Logistics, LLC	26926 Hardy Run	Boerne, TX 78015	1971328
8	Falcon Fireworks	3411 Courthouse Road	Guyton, GA 31312	1037954
9	Fireworks & Stage FX America	12650 Hwy 67S. Suite B	Lakeside, CA 92040	908304
10	Fireworks by Grucci, Inc	20 Pinehurst Drive	Bellport, NY 11713	324490
11	Aluminum King Mfg., Ltd. dba Flashing Thunder Fireworks.	700 E Van Buren Street	Mitchell, IA 50461	420413
12	Great Lakes Fireworks	24805 Marine	Eastpointe, MI 48021	1011216
13	Hamburg Fireworks Display, Inc	2240 Horns Mill SE	Lancaster, OH	395079
14	*Hawaii Explosives & Pyrotechnics, Inc.	P.O. Box 1244	Keaau, HI 96749	1375918
15	Herbie's Famous Fireworks	1406 Cherokee Falls Rd	Blacksburg, SC 29702	0112743
16	J&J Computing dba Fireworks Extravaganza.	174 Route 17 North	Rochelle Park, NJ 07662	2064141
17	J&M Displays, Inc	18064 170th Ave	Yarmouth, IA 52660	377461
18	*JPI Pyrotechnics LLC	10 Bartlett St	Allenstown, NH 03275	2783896
19	Johnny Rockets Fireworks Display Company.	3240 Love Rock	Steger, IL 60475	1263181
20	Las Vegas Display Fireworks, Inc	4325 West Reno Ave	Las Vegas, NV 89118	3060878
21	Legion Fireworks Co., Inc	10 Legion Lane	Wappingers Falls, NY 12590	554391
22	Magic in the Sky, LLC	27002 Campbellton Road	San Antonio, TX 78264	2134163
23	Miand Inc. dba Planet Productions (Mad Bomber).	PO Box 294, 3999 Hupp Road R31	Kingsbury, IN 46345	777176
24	Pyro Productions Inc	2083 Helms Road	Rehobeth, AL 36301	3723192
25	Pyro Shows, East Coast	4652 Catawba River Road	Catawba, SC 29704	3709087
26	Pyro Shows of Alabama, Inc	3325 Poplar Lane	Adamsville, AL 35005	2859710
27	Pyro Shows of Texas, Inc	6601 9 Mile Azle Rd	Fort Worth, TX 76135	2432196
28	Pyro Spectaculars, Inc.	3196 N Locust Ave	Rialto, CA 92376	029329
29	Pyro Spectaculars North, Inc	5301 Lang Avenue	McClellan, CA 95652	1671438
30	Pyrotecnico Fireworks Inc	299 Wilson Rd	New Castle, PA 16105	526749
31	Rainbow Fireworks, Inc	76 Plum Ave	Inman, KS 67546	1139643
32	RES Specialty Pyrotechnics dba RES Pyro.	21595 286th St	Belle Plaine, MN 56011	523981
33	RKM Fireworks Company	27383 May St	Edwardsburg, MI 49112	1273436
34	Rozzi's Famous Fireworks, Inc	118 Karl Brown Way	Loveland, OH 45140	0483686
35	Santore's World Famous Fireworks, LLC.	846 Stillwater Bridge Road	Schaghticoke, NY 12154	2574135
36	Southern Sky Fireworks, LLC	6181 Denham Rd	Sycamore, GA 31790-2603	3168056
37	Spielbauer Fireworks Co, Inc	1976 Lane Road	Green Bay, WI 54311	046479
38	Special FX Wizard, Inc	Box 266	Mastick Beach, NY 11951	3442905
39	Starfire Corporation	682 Cole Road	Carrolltown, PA 15722	554645
40	Vermont Fireworks Co., dba Northstar Fireworks Co., Inc.	2235 Vermont Route 14 South	East Montpelier, VT 05651	310632
41	Western Display Fireworks, Ltd	10946 S. New Era Rd	Canby, OR 97013	498941
42	Wolverine Fireworks Display, Inc	205 W Seidlers	Kawkawlin, MI	376857
43	Young Explosives Corp	2165 New Michigan Rd	Canandaigua, NY 14618	450304
44	Zambelli Fireworks MFG, Co., Inc	120 Marshall Drive	Warrendale, PA 15086	033167