FLY AMERICA ACT WAIVER CHECKLIST
(To assist in determining qualification for a waiver of the restrictions of the Fly America Act under 41 CFR Par. 301-10, check the applicable statement(s) below.)

______ Foreign air travel on a non-U.S. air carrier is financed by U.S. Government, or will be claimed as costs under an award. (For Open Skies Air Transportation Agreements which include European Union (EU), Australia, Switzerland and Japan, attach supporting documentation to include itinerary, boarding passes, and copy of the Agreement that shows country involved.

Check at least one of the statements below to qualify for a waiver of the restrictions of the Fly America Act. Documentation requirements are the same, attach copy of itinerary and boarding passes.

______ Federal funds are not involved. (No additional documentation required).

______ Use of foreign air carrier is a matter of necessity because of: (Must check one below)

______ U.S. flag air carrier cannot provide the air transportation needed, e.g.

______ Use of foreign air carrier is necessary for medical reasons.
(Attach medical release).

______ Use of foreign air carrier is required to avoid unreasonable risk to traveler’s safety. (See 41 CFR 301-10.138(b)(2) for supporting evidence needed). (Attach rationale and justification).

______ Seat on U.S. air carrier in authorized class of service is unavailable, seat on foreign air carrier in authorized class of service is available. (Attach supporting documentation).

______ Other (Provide detailed explanation).

______ Code Share Agreement. U.S. air carrier is a party and ticket itinerary show U.S. air carrier.

______ No U.S. flag air carrier provides service on a particular leg of your route (Travelers can only use foreign air carrier to or from the nearest interchange point to connect with a U.S. carrier). (Attach documentation showing no U.S. air carrier available).

______ A U.S. flag air carrier involuntarily reroutes traveler on a foreign air carrier. (Attach rerouting documentation).

______ Service on a foreign air carrier is three hours or less, and use of U.S. flag air carrier doubles en route travel time. (Attach supporting documentation listing available carriers and times).

______ Air travel is between the U.S. and another country and use of a U.S. carrier on a nonstop flight extends travel time by 24 hours or more. (Attach supporting documentation listing available carriers and times).

______ Any other air travel. (You must check at least one of the following statements to qualify for a waiver of the Fly America Act restrictions in this section).

______ Use of a U.S. carrier increases the number of aircraft changes outside the U.S. by two (2) or more.

______ Use of a U.S. carrier extends travel time by six (6) hours or more.

______ Use of a U.S. carrier requires a connecting time of four (4) hours or more at an overseas interchange point.
(Attach supporting documentation listing available carriers and times).

Remember, you must use a U.S. flag air carrier on every portion of the route where it provides service unless you qualify for a waiver.

Traveler’s Name: ___________________________ Award Number: ___________________________

Travel Dates: ___________________________

PI approval: ___________________________

Signature or Initials ___________________________ Date __________________________

University of Delaware Research Office
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