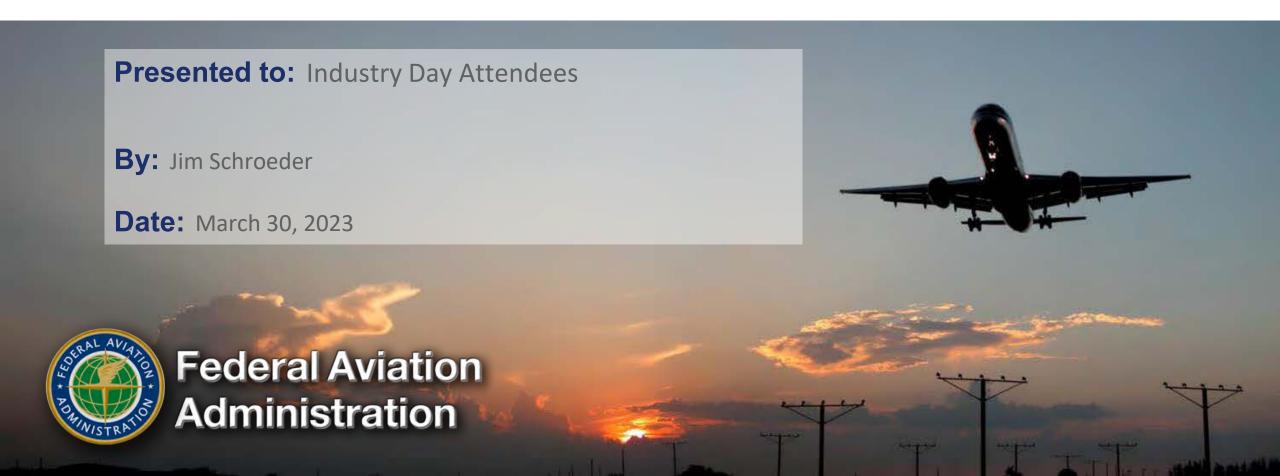
ARP Part 139 SMS for Airports

Part 139 SMS Rule Overview



The Part 139 SMS for Airports Rule



Changes and Additions to 14 CFR 139

- In addition to a new Subpart E (§§ 139.401-403), other changes were needed to part 139, including:
 - Added 11 new terms and definitions to §139.5, *Definitions*
 - Revised §139.103(b), Application for certificate, to require compliance with the SMS requirements for airport operators applying for a certificate
 - Added a new SMS-related ACM element to the table in §139.203(b), Required Airport Certification Manual Elements
 - Revised record keeping requirements in §139.301(b), Records, to include SMS-related items
 - Added SMS-related training to §139.303(e), Personnel
- Unrelated to SMS, deleted § 139.101(c), which became obsolete after June 2005



Added terms and definitions:



- Accountable executive
- Airport Safety Management
 System (SMS)
- Hazard
- Non-movement area
- Risk
- Risk analysis

- Risk mitigation
- Safety assurance
- Safety policy
- Safety promotion
- Safety risk management



Subpart E - Overview

- 139.401 General Requirements
 - Defines the applicability of the SMS requirements
 - Identifies the scope of part 139 SMS
 - Waiver
 - Data Sharing and Reporting
- 139.402 Components of the airport SMS
 - Defines the 4 SMS components
- 139.403 Airport SMS Implementation
 - Identifies timelines for document submission and implementation





The New Subpart E:

14 CFR 139.401 – General Requirements



Applicability of SMS for Airports

Under §139.401:

- (a) Each certificate holder or applicant for an Airport Operating Certificate meeting <u>at least</u> one of the following criteria must develop, implement, maintain, and adhere to an Airport Safety Management System pursuant to the requirements established in subpart E of this part. If the certificate holder:
 - (1) Is classified as a large, medium, or small hub based on passenger data extracted from the Air Carrier Activity Information System;
 - (2) Has an average of 100,000 or more total annual operations, meaning the sum of all arrivals and departures, over the previous three calendar years; or
 - (3) Is classified as a port of entry, designated international airport, landing rights airport, or user fee airport.



...in other words:

Airport SMS requirements will apply to:

- Certificate holders
 - Classified as large, medium, or small hub;



- Having an <u>average of 100,000</u> or more total annual operations over the <u>previous</u>
 <u>three calendar years</u>;
- Host international operations other than GA traffic. *
- * Waiver-eligible (see 139.401(d))



Scope of Applicability

§139.401:

- (b) The scope of an Airport Safety Management System must encompass aircraft operation in the *movement area*, aircraft operation in the *non-movement area*, and *other airport operations* addressed in this part.
- (c) The Airport Safety Management System should correspond in size, nature, and complexity to the operations, activities, hazards, and risks associated with the certificate holder's operations.

Scope of Applicability - Waiver

- 139.401(d) Waiver. If a certificate holder qualifies exclusively under §139.401(a)(3) and has no tenants that are required to comply with SMS requirements of any jurisdiction, the certificate holder is eligible for a waiver from the requirements of §139.401(a).
 - (1) To obtain the waiver, the certificate holder must submit a written request to the Regional Airports Division Manager justifying its request.
 - (2) If FAA grants a certificate holder's request for a waiver, the certificate holder must validate
 its waiver eligibility to the Regional Airports Division Manager every two years.



Data Sharing and Reporting Plan

- 139.401(e) Data Sharing and Reporting Plan. If an airport has a tenant required to maintain an SMS subject to the requirements of part 5 of this title, then the certificate holder may develop a data sharing and reporting plan to address the reporting and sharing of hazard and safety data with the tenant.
 - (1) Any data sharing and reporting plan must include, at a minimum:
 - [items (i) (v)].....
 - (2) With a data sharing and reporting plan, the requirement for the certificate holder to provide safety awareness orientation to the tenants or their employees under § 139.402(d)(1) is waived.
 - (3) The certificate holder remains the ultimate responsible party for compliance with its Airport Safety Management System.



§139.401 - Documenting the SMS

- 139.401(f) Each certificate holder required to develop, implement, maintain, and adhere to an Airport Safety Management System under this subpart <u>must</u> <u>describe its compliance with the requirements</u> identified in § 139.402, <u>either</u>:
 - (1) Within a separate section of the certificate holder's Airport Certification Manual titled
 Airport Safety Management System; or
 - (2) Within a separate Airport Safety Management System Manual. If the certificate holder chooses to use a separate Airport Safety Management System Manual, the Airport Certification Manual must incorporate by reference the Airport Safety Management System Manual.



§139.401 - Documenting the SMS

• 139.401(g) On an annual basis or upon FAA request, the certificate holder shall provide the FAA copies of any changes to the Airport Safety Management System Manual.

Note: If the airport chooses to keep the SMS components in the main body of the ACM (under Sections 139.401-403), it must comply with the ACM revision requirements in 139.205

 ACM Revisions must be submitted for approval 30 days prior to implementation



§139.401 SMS Cessation

- 139.401(h) A certificate holder that starts implementation of an Airport Safety Management System but no longer qualifies under § 139.401(a) must continue to develop, implement, maintain, and adhere to its Airport Safety Management System for the longest of the following periods:
 - (1) Twenty-four consecutive calendar months after full implementation; or
 - (2) Twenty-four consecutive calendar months from the date it no longer qualifies under § 139.401(a).



§139.401, in summary:

- Addresses SMS applicability
 - Identifies the types of airports that may be eligible for a waiver from the SMS requirements
- Notes the scope of SMS
- Defines SMS documentation requirements
- Permits use of Data Sharing and Reporting Plans to avoid duplicative SMS programs



The New Subpart E:

14 CFR 139.402 -

Components of Airport Safety Management System



As per section 139.402,

An Airport SMS must include:

(a) Safety Policy. A Safety Policy that, at a minimum:

- (1) Identifies the Accountable Executive;
- (2) Establishes and maintains a safety policy statement signed by the accountable executive;
- (3) Ensures the safety policy statement is available to all employees and tenants;
- (4) Identifies and communicates the safety organizational structure;
- (5) Describes management responsibility and accountability for safety issues;
- (6) Establishes and maintains safety objectives; and
- (7) Defines methods, processes, and organizational structure necessary to meet safety objectives.





- (b) Safety Risk Management. Safety Risk Management processes and procedures for identifying hazards and their associated risks within airport operations and for changes to those operations covered by this part that, at a minimum:
 - (1) Establish a system for identifying operational safety issues.
 - (2) Establish a **systematic process** to analyze hazards and their associated risks by:
 - (i) Describing the system;
 - (ii) Identifying hazards;
 - (iii) Analyzing the risk of identified hazards and/or proposed mitigations;
 - (iv) Assessing the level of risk associated with identified hazards; and
 - (v) Mitigating the risks of identified hazards, when appropriate.

•••••





139.402(b)....

- (3) Establish and maintain records that document the certificate holder's Safety Risk Management processes.
 - (i) The records shall provide a means for airport management's acceptance of assessed risks and mitigations.
 - (ii) Records associated with the certificate holder's Safety Risk Management processes must be retained for the longer of:
 - (A) Thirty-six consecutive calendar months after the risk analysis of identified hazards under paragraph (b)(2) of this section has been completed; or
 - (B) Twelve consecutive calendar months after mitigations required under paragraph (b)(2)(v)
 of this section have been completed.



- (c) Safety Assurance. Safety assurance processes and procedures to ensure mitigations developed through the certificate holder's Safety Risk Management processes and procedures are adequate, and the Airport's Safety Management System is functioning effectively. Those processes and procedures must, at a minimum:
 - (1) Provide a means for monitoring safety performance including a means for ensuring that safety objectives identified under paragraph (a)(6) of this section are being met.
 - (2) Establish and maintain a safety reporting system that provides a means for reporter confidentiality.

......



§139.402 - Components of the SMS 139.402(c)......

- (3) Report pertinent safety information and data on a regular basis to the Accountable Executive. Reportable data includes:
 - (i) Compliance with the requirements under subparts D and E of this part;
 - (ii) Performance of safety objectives established under paragraph (a)(6) of this section;
 - (iii) Safety critical information distributed in accordance with paragraph (d)(5)(ii) of this section;
 - (iv) Status of ongoing mitigations required under the Airport's Safety Risk Management processes as described under paragraph (b)(2)(v) of this section; and
 - (v) Status of a certificate holder's schedule for implementing the Airport Safety Management System as described under § 139.403.





- (d) *Safety Promotion*. Safety Promotion processes and procedures to foster an airport operating environment that encourages safety. Those processes and procedures must, at a minimum:
 - (1) Provide all persons authorized to access the airport areas regulated under this part with a safety awareness orientation, which includes hazard identification and reporting. The safety awareness orientation materials must be readily available and must be reviewed and updated every 24 calendar months or sooner if appropriate.
 - (2) Maintain a record of all safety awareness orientation materials made available under paragraph (d)(1) of this section including any revisions and means of distribution. Such records must be retained for 24 consecutive calendar months after the materials are made available.



(d) Safety Promotion....

- (3) Provide safety training on those requirements of SMS and its implementation to each employee with responsibilities under the certificate holder's SMS that is appropriate to the individual's role. This training must be completed at least every 24 months.
- (4) Maintain a record of all training by each individual under paragraph
 (d)(3) of this section that includes, at a minimum, a description and date of training received. Such records must be retained for 24 consecutive calendar months after completion of training.

(d) Safety Promotion.....

- (5) Develop and maintain formal means for communicating important safety information that, at a minimum:
 - (i) Ensures all persons authorized to access the airport areas regulated under this part are aware of the SMS and their safety roles and responsibilities;
 - (ii) Conveys critical safety information;
 - (iii) Provides feedback to individuals using the airport's safety reporting system required under paragraph (c)(2) of this section; and
 - (iv) Disseminates safety lessons learned to relevant airport employees or other stakeholders.
- (6) Maintain records of communications required under this section for 12 consecutive calendar months.



§139.402, in summary

- Defines the 4 components of the part 139 SMS
- Identifies minimum requirements of each SMS component composition





The New Subpart E:

14 CFR 139.403

Airport Safety Management System Implementation



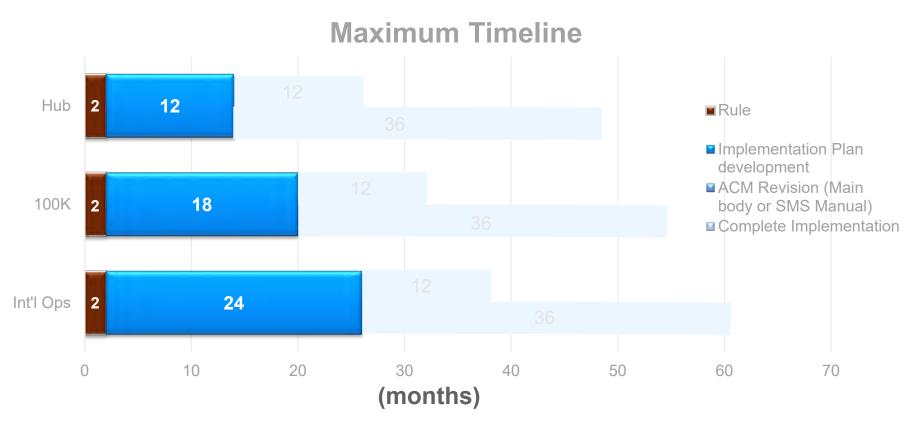
§139.403 - SMS Implementation

- (a) Each certificate holder will be required to develop, implement, maintain, and adhere to an Airport Safety Management System under this subpart must submit an Implementation Plan to the FAA for approval according to the following schedule:
 - (1) For certificate holders identified under § 139.401(a)(1), on or before: 12 MONTHS AFTER APRIL 24, 2023
 - (2) For certificate holders identified under § 139.401(a)(2), on or before: 18 MONTHS AFTER APRIL 24, 2023
 - (3) For certificate holders identified under § 139.401(a)(3), on or before: 24 MONTHS AFTER APRIL 24, 2023
 - (4) For a certificate holder <u>that qualifies</u> under § 139.401(a) <u>after APRIL 24</u>, 2023, on or before 18 months
 after the certificate holder receives notification from the Regional Airports Division Manager of the change
 in its status.



§139.403 - SMS Implementation Plan development

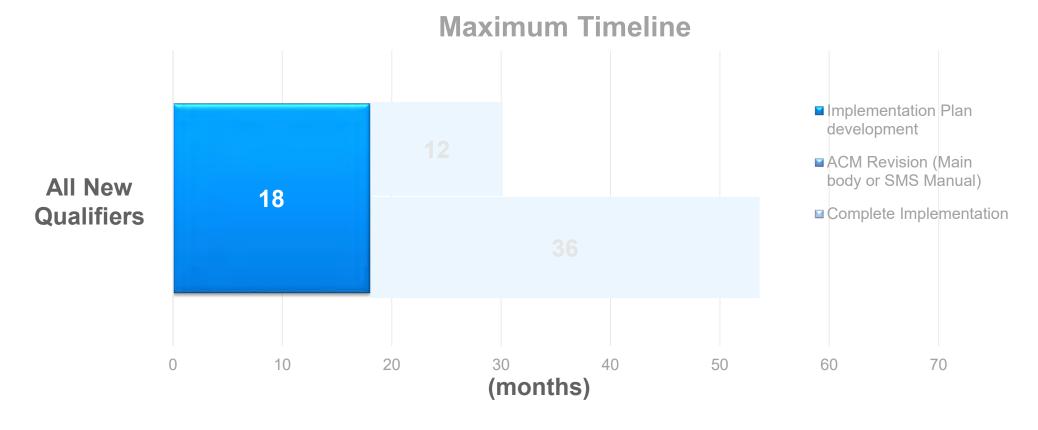
As of the effective date of April 24th, 2023





§139.403 - SMS Implementation Plan development

After the effective date of April 24th, 2023





§139.403 - SMS Implementation Plan

• (b) An Implementation Plan must provide:

- (1) A detailed proposal on how the certificate holder will meet the requirements prescribed in this subpart.
- (2) A schedule for implementing SMS components and elements prescribed in § 139.402. The schedule must include timelines for the following requirements:
 - (i) Developing the safety policy statement as prescribed in § 139.402(a)(2) and when it will be made available to all employees and tenants as prescribed in § 139.402(a)(3);



§139.403 - SMS Implementation Plan

139.403(b)(2).....

- (ii) Identifying and communicating the safety organizational structure as prescribed in § 139.402(a)(4);
- (iii) Establishing a system for identifying operational safety issues as prescribed in § 139.402(b)(1);
- (iv) Establishing a safety reporting system as prescribed in § 139.402(c)(2);
- (v) Developing, providing, and maintaining safety awareness orientation materials as prescribed in § 139.402(d)(1);
- (vi) Providing SMS specific training to employees with responsibilities under the certificate holder's SMS as prescribed in § 139.402(d)(3); and
- (vii) Developing, implementing, and maintaining formal means for communicating important safety information as prescribed in § 139.402(d)(5).



§139.403 - SMS Implementation Plan 139.403(b)(3).....

• A description of any existing programs, policies, or procedures that the certificate holder intends to use to meet the requirements of this subpart.



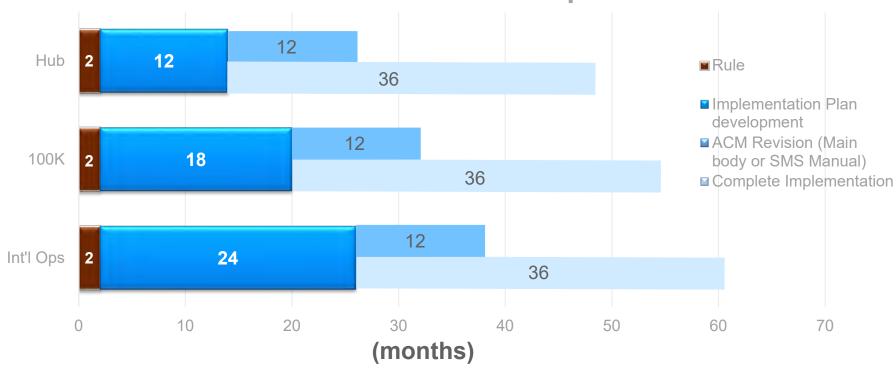
§139.403 - SMS Implementation

- (c) Each certificate holder required to develop, implement, maintain, and adhere to an Airport Safety Management System under this subpart must submit its amended Airport Certification Manual and Airport Safety Management System Manual, if applicable, to the FAA in accordance with its implementation plan but not later than 12 months after receiving FAA approval of the certificate holder's implementation plan.
- (d) A certificate holder that qualifies under § 139.401(a) must fully implement its Airport Safety Management System no later than 36 months after the approval of its implementation plan.



§139.403 - SMS Implementation – As of the effective date of April 24th, 2023

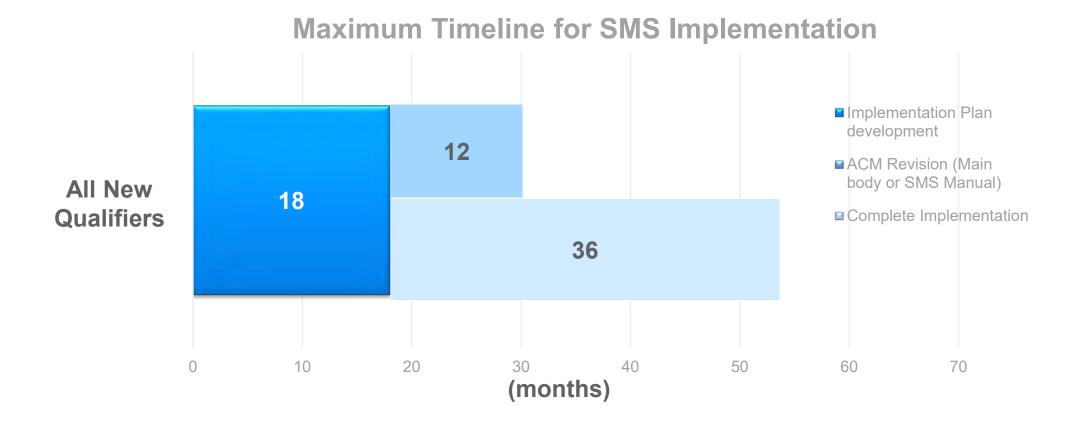
Maximum Timeline for SMS Implementation





Maximum Timeline for SMS Implementation

§139.403 - SMS Implementation – After the effective date of April 24th, 2023





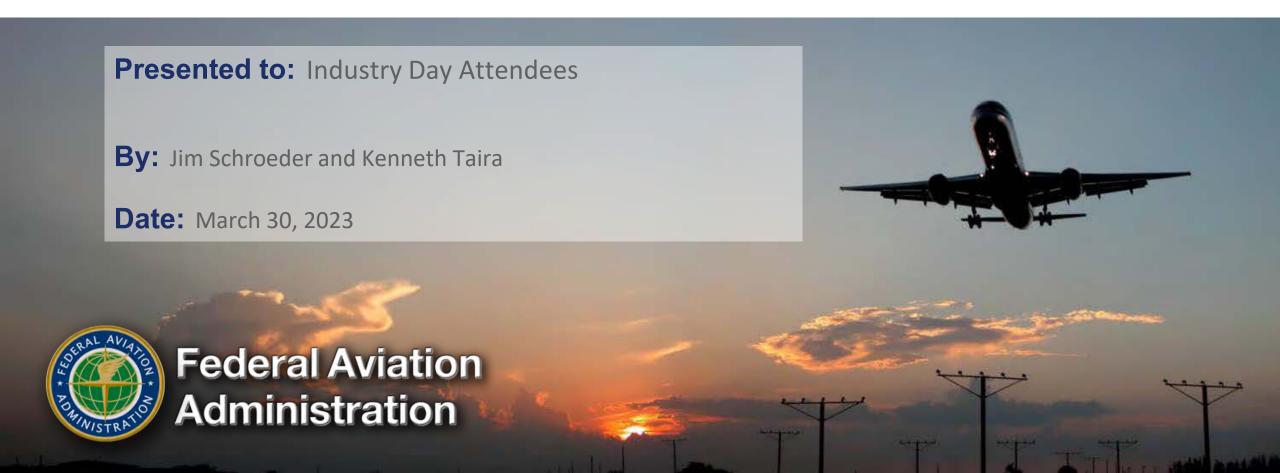
§139.403 in summary

- Identifies milestones for documentation and implementation
- Defines the Implementation Plan contents
- Requires submission of an updated ACM and/or SMS Manual

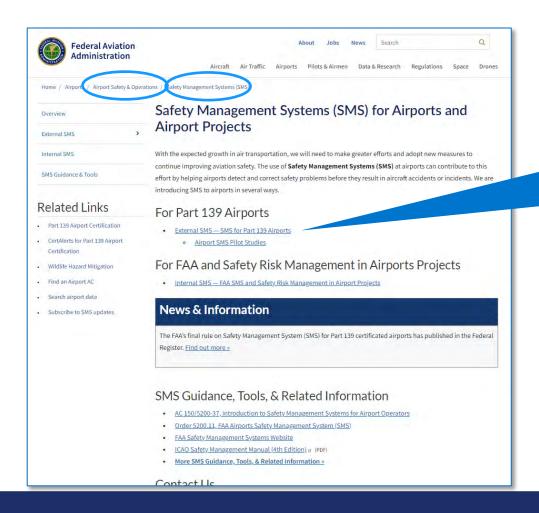


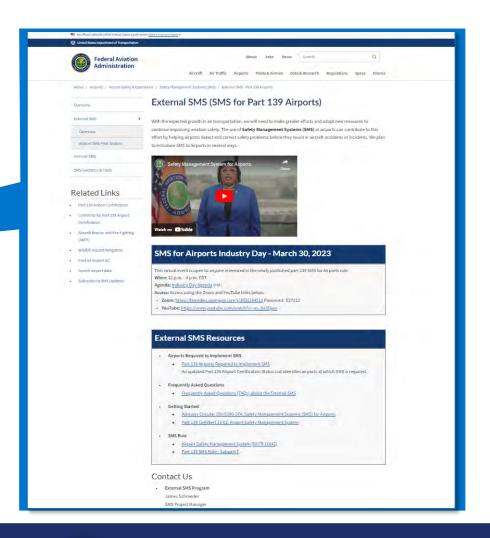
ARP Part 139 SMS for Airports

External SMS Web Page Overview



The Airports Web Page



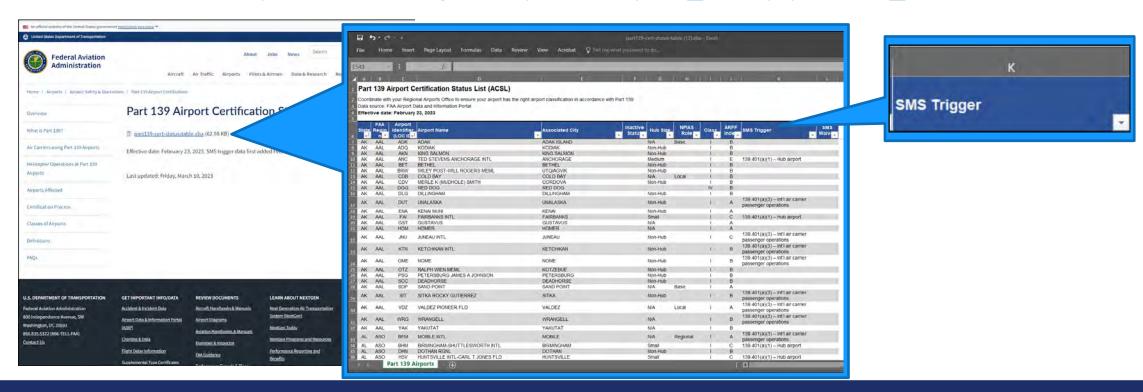




How are SMS airports identified?

Baseline Airport Certification Status List – Available April 24, 2023

https://www.faa.gov/airports/airport_safety/part139_cert





How are SMS airports identified?

Large / Medium /
Small Hub
Airports §139.401(a)(1)

ARP Airport Certification
Status List

100K Avg. Operations
Airports §139.401(a)(2)

ADIP / NASR

International Airports -§139.401(a)(3)

NFDC / CBP
Port of entry
Landing rights airports
User fee airports



How are SMS airports identified?

Large / Medium / Small Hub Airports - §139.401(a)(1)

Large / Medium /
Small Hub
Airports §139.401(a)(1)



Source: ARP Airport
Certification Status List

- Passenger (enplanement) and cargo data is extracted from the Air Carrier Activity Information System (ACAIS), an FAA database that contains revenue passenger boarding and allcargo data.
- Small, Medium and Large Hub airports are identified in the Part 139 Airport Certification Status List.



How are SMS airports identified?

100K Avg. Operations
Airports §139.401(a)(2)



Source: OPSNET / ADIP

- FAA Operations Network (OPSNET) The Operations Network (OPSNET) is the official source of FAA air traffic operations. Daily Operations Data is available from FY 1990. Operations data is publicly accessible after the 20th of the next month.
- Airports Data Information Portal (ADIP) Operations data for non-towered airports is collected from Fields 100-105 of the latest Airport Master Record (FAA Form 5010-1).

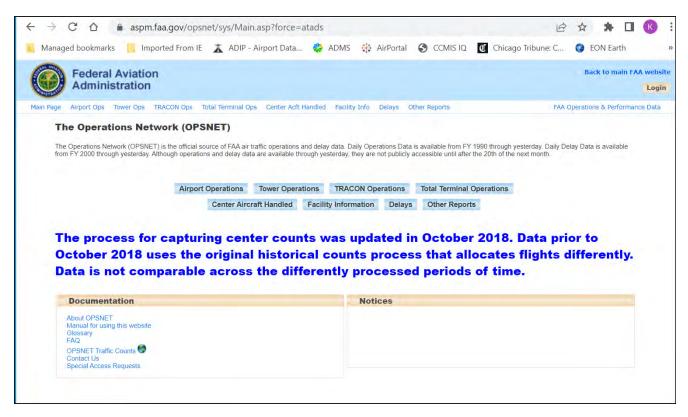


How are SMS airports identified?

100K Avg. Operations Airports - §139.401(a)(2)

Towered Airports -

Air Traffic Activity Data System (ATADS) - http://aspm.faa.gov/main/atads.asp



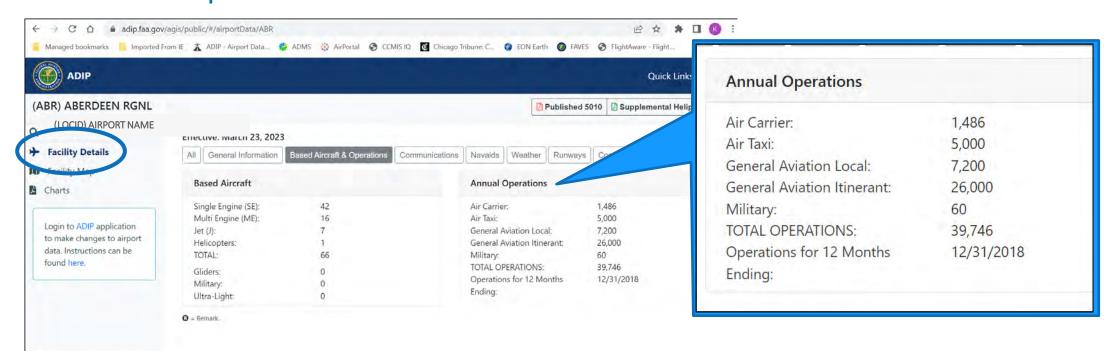


How are SMS airports identified?

100K Avg. Operations Airports - §139.401(a)(2)

Non-Towered Airports -

Airport Data and Information portal (ADIP) - https://adip.faa.gov/agis/public/#/public





How are SMS airports identified?

Airports -§139.401(a)(3)



Source: CBP / ADIP

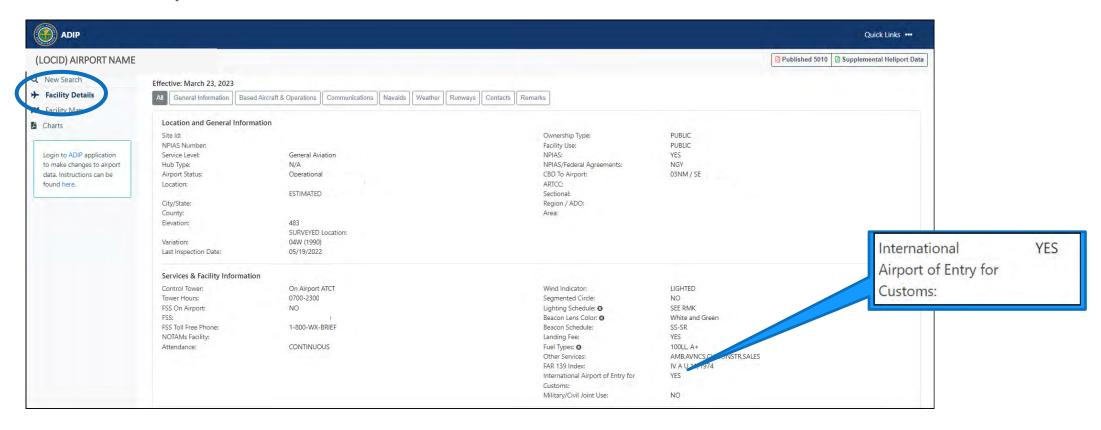
- Landing rights airport. A "landing rights airport" is any airport, other than an international airport or user fee airport, at which flights from a foreign area are given permission by Customs to land.
- An airport of entry (AOE) is an airport that provides customs and immigration services for incoming flights. These services allow the airport to serve as an initial port of entry for foreign visitors arriving in a country.
- User Fee Facilities Program: User fee airports are those airports which, while
 not qualifying for designation as international or landing rights airports, have
 been approved by the Commissioner of CBP to receive, for a fee, the services
 of CBP officers for the processing of aircraft entering the United States, and the
 passengers and cargo of those aircraft



How are SMS airports identified?

International Airports - §139.401(a)(3)

Port of Entry / Landing Rights Airports

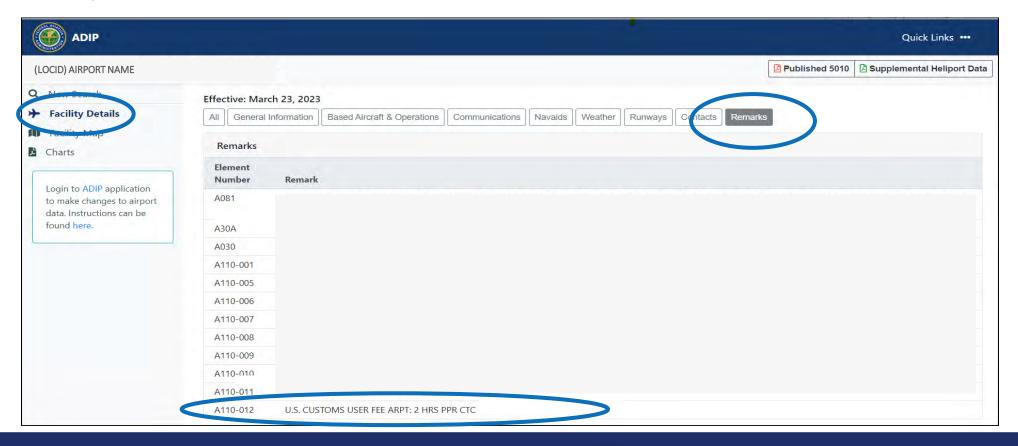




How are SMS airports identified?

International Airports - §139.401(a)(3)

User Fee Airports





How are SMS airports identified?

International Airports - §139.401(a)(3)



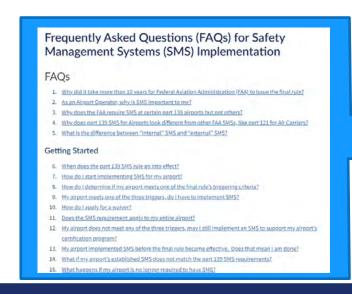


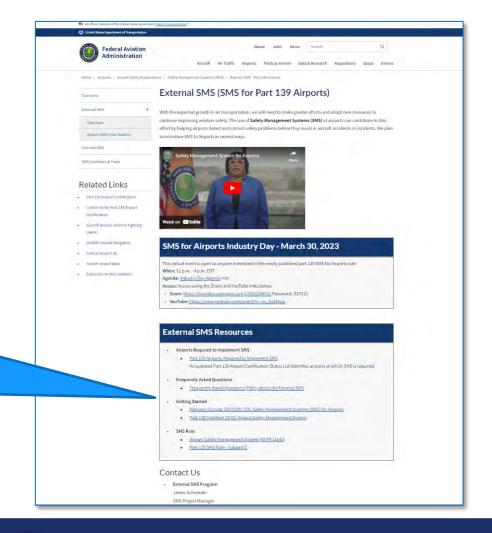
Questions about Landing Rights / Port of Entry / User Fee Airport status?

- Submit an Aeronautical Inquiry with the FAA:
 https://www.faa.gov/air_traffic/flight_info/ae
 ronav/aero data/Aeronautical Inquiries/
- If data is not correct, airports must consult with CBP to correct data. CBP will then update data submitted to the FAA

Frequently Asked Questions

- Great source for answers for most general questions
- Living document and will be update as common questions are asked







Part 139 SMS for Airports Preamble

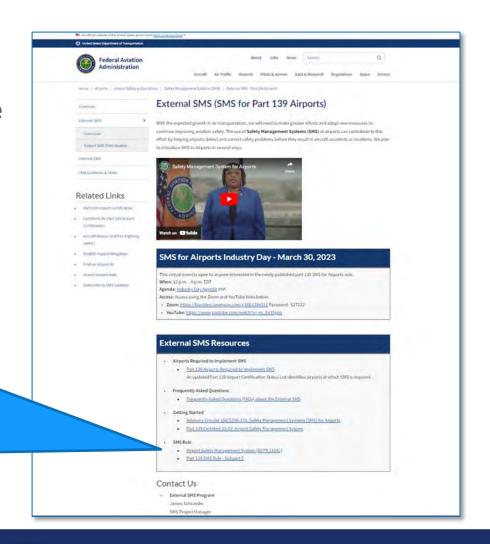
 Published in the Federal Register, this is the complete story explaining the rule

A 2nd document contains only the new Subpart E

amendment

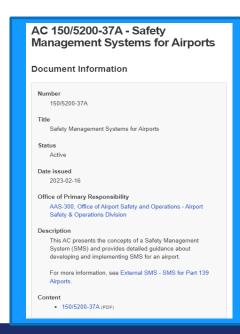
-This is a shorter, more user friendly version of the complete published document in the Federal Register

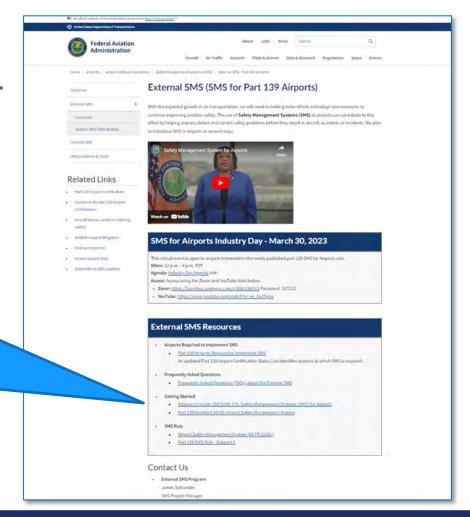






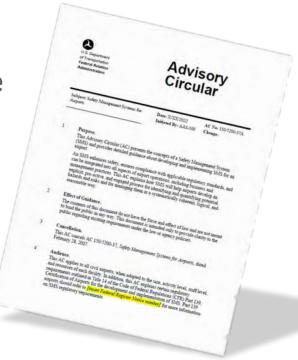
- Wealth of information on the adaptation of the SMS for Airports rule to you airport
- Is advisory and guidance in nature, not prescriptive
- Guidance is scalable
- Does not teach SMS
- Examples







- Advisory Circular 150/5200-37 was first published in 2007 to provide guidance in developing and implementing SMS for Airports.
- The updated AC 150/5200-37A expands on how to integrate the new 14 CFR 139 Subpart E requirements into airport operations.
- This guidance may be used by ANY airport wanting an SMS.
- The current revision of the AC has been expanded from 16 pages to 100+ pages of guidance.



- Chapter 1 Background
- Chapter 2 Getting started
- Chapter 3 Safety Policy
- Chapter 4 Safety Risk Management
- Chapter 5 Safety Assurance
- Chapter 6 Safety Promotion



Appendices:

- A Definitions and Acronyms
- B Related Reading Material
- C Sample SMS Implementation Plan Temp and Checklist
- D Sample SMS Manual
- E Sample Safety Reporting Dashboard

	_	10 Can Management System				
oleme	ntai	rt Name] Safety Management System tion Plan	1.4	ing and deploying the essen	tial	
AS In	nple tions ents	pmentation Plan Checklist: "The Implementation Plan Checklist provides a med elements of an SAE. For efficiency, airports are all elements of an SAE. For efficiency, airports are as used within the SAE. Additionally, the the Accountable Executive. An airport could use SSE implementation.]	guide for airports to use in develop should look to existing systems, pro- status of implementation" column of this checklist as a means for updation	neg and procedures to d ocesses, and procedures to d an be updated over time to c ng the Accountable Executiv	etermine communicate se on the	
ogress to the Accountable Executive. An air pair cogress of SMS implementation.] tem Task		SMS implementation.]	Description of Any Existing Systems/Processes Being Used to Meet the Task	Status of Implementation	Target for Completion	
				1		1
I. Dec	cume	northing				
1.1	53	MS Manual (optional method)		_		
2 Sa	fety i	Policy Committee		-		
2.1	L	dentify the Accountable Executive				W
2.2	-	dentify the Accessments Develop and distribute a Safety Policy Statement Make Safety Policy Statement available to all		-	1	
2.4	1	Make adds to another the complex of		-		
2.5	+	Communicate safety organizational structure to		-		
2.6	1	Define airport management, including various te- throughout the organization, responsibilities and throughout the organization, responsibilities and	Schedule for SMS Development and Deployment: [Instructions: In this section, document the major milessones and any potential challenges to implementation.]			
2	7	Establish a procedure to periodically review management responsibilities and accountabilities for safety issues				
2	8	Establish Safety Objectives				
A	Approved by: [signature] Date: [insert date]		List the major milesances associated with SMS development and deployment. This can be in nurrative or tabular format. A sample table is provided below. This section should summarize the airport's major milestones and the target dote for completion. Within emilestone, list the known smaller steps required to achieve the milestone. This will help identify any unanticipated obstructions. J Develop implementation.			
			Develop Implementation Plan Target Da			a describe thems.
			71.6		- mgst con	
			Conduct Gap Analysis			
			Finalize SMS Manual			
			Provide SMS Training	Anna Caraca Cara		
			Deploy Hazard Reporting System			
			Full Implementation of SMS			
			Conduct first evaluation of SMS implementation			
			II. Challenges		net these target do methods the airp	intes (e.g., lease or union negotiations or over will use to mutigate these challenges where
		A	pproved by: [signature] nte: [insert date]			



Part 139 SMS Roles

Certificate Holders

Implement and operate their airport's SMS

ACSI

Oversee SMS
rule
compliance,
approval /
acceptance of
documentation
and liaison for
airport
questions

ARP Regional SMS Coordinators

- Manage the ARPSMS for Planningand Development(Internal SMS)
- Regional points of contact for SMS questions

ADO

Point of contact for federal funding eligibility and projects related to the SMS rule

AAS-300/310

Manages the internal and external SMS programs, provides guidance, promotes the programs



Questions about SMS for Part 139 Airports?

- FAA External SMS website https://www.faa.gov/airports/airport_safety/safety_management_systems/external
- Your assigned Airport Certification Safety Inspector
- Your regional Safety and Standards Branch



Thank you

