

## DOCUMENT CHANGE PROPOSAL/BRIEFING SHEET

### FINAL DISPOSITION (INITIAL Not Required)

ORDER/PUBLICATION: 7210.3W

CHANGE: 2

EFFECTIVE DATE: March 10, 2011

TRACKING #: 32- 4-6-5

SPECIALIST/ROUTING: Robert Law AJR-53 (202) 267-9326

#### 1. PARAGRAPH NUMBER AND TITLE:

4-6-5. PREPARATION OF FAA FORM 7230-4

2. **BACKGROUND:** In response to numerous instances of passengers experiencing lengthy tarmac delays, the Department of Transportation (DOT) has issued a final ruling titled "Enhancing Airline Passenger Protections," also referred to as the Three-hour Tarmac Rule, effective April 29, 2010. The final rule requires that each air carrier at "medium" and "large" hub U.S. airports develop a contingency plan that, among other requirements, includes an assurance that the air carrier will not permit an aircraft to remain on the tarmac for more than three hours unless the pilot-in-command determines there is a safety-related or security-related impediment to deplaning passengers or air traffic control advises the pilot-in-command that returning to the gate or permitting passengers to disembark elsewhere would significantly disrupt airport operations. The rule also mandates that the air carrier provide adequate food and potable water no later than two hours after the aircraft leaves the gate in the case of a departure, or touches down, in the case of an arrival, unless the pilot-in-command determines that safety or security requirements preclude such service. The Three-hour Tarmac Rule is applicable to domestic flights. International flights by domestic carriers have some latitude to extend the criteria beyond three hours, to be determined by the carrier. Foreign flag carriers are exempt.

3. **EXPLANATION OF CHANGE:** This change adds the three-hour tarmac delay as a situation requiring a Quality Assurance Review. This change cancels and incorporates N JO 7210.745, Enhancing Airline Passengers Protections (Three-hour Tarmac Rule), effective April 29, 2010.

#### 4. CHANGE:

##### OLD

4-6-5. PREPARATION OF FAA FORM 7230-4

Title through g

h. FAAQ 7210.56, Air Traffic Quality Assurance, defines situations requiring a Quality Assurance Review (QAR) and the procedures to be followed to accomplish the review. Promptly notify personnel responsible for conducting the review upon identifying the need for a QAR. Record QARs with the minimum detail necessary in order to identify the initiating incident (e.g., unusual go-around) and how it was identified (e.g., in-flight evaluation). Facilities may establish local forms and procedures for recording, disseminating and documenting the resolution of QARs. Local forms used for recording this information are considered supplements to FAA Form 7230-4 and shall be filed with it.

##### NEW

4-6-5. PREPARATION OF FAA FORM 7230-4

No change

h. FAA **Order** 7210.56, Air Traffic Quality Assurance, defines situations requiring a Quality Assurance Review (QAR) and the procedures to be followed to accomplish the review. Promptly notify personnel responsible for conducting the review upon identifying the need for a QAR. Record QARs with the minimum detail necessary in order to identify the initiating incident (**for example**, unusual go-around, **3-hour tarmac delay**) and how it was identified (**for example**, in-flight evaluation). Facilities may establish local forms and procedures for recording, disseminating and documenting the resolution of QARs. Local forms used for recording this information are considered supplements to FAA Form 7230-4 and **must** be filed with it.

No further changes to paragraph.

5. **INDEX CHANGES:** None

6. **GRAPHICS:** None

7. **GENOT/NOTICE:** N JO 7210.745, Enhancing Airline Passengers Protections (Three-hour Tarmac Rule), effective April 29, 2010

8. **FORMATTING & PLAIN LANGUAGE REVIEW:** ☒ **HM 3/19/2010**

9. **SAFETY RISK MANAGEMENT:** (Check appropriate box).

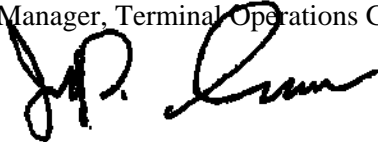
☐ **SRMD.** Proposed change meets full SMS requirements for safety risk assessment.

☒ **SRMDM.** Proposed change is not safety related.

10. **ICAO DIFFERENCES:** YES ☐ NO ☒

*Fwd*

David J. Dodd  
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Date: *3/23/10*