

**PART 91—GENERAL OPERATING AND FLIGHT RULES**

1. The authority citation for part 91 continues to read as follows:

**Authority:** 49 U.S.C. 1301(7), 1303, 1344, 1348, 1352 through 1355, 1401, 1421 through 1431, 1471, 1472, 1502, 1510, 1522, and 2121 through 2125; Articles 12, 29, 31 and 32(a) of the Convention on International Civil Aviation (61 Stat. 1180); 42 U.S.C. 4321 et seq.; E.O. 11514, 35 FR 4247, 3 CFR, 1966–70 Comp., p. 902; 49 U.S.C. 106(g).

2. Section 91.107 is amended by removing the sentence in paragraph (a)(3)(iii)(B)(1) that begins with “Vest \* \* \*”, by removing the final “and” in paragraph (a)(3)(iii)(B)(3), by revising paragraph (a)(3)(i) and the introductory text of paragraph (a)(3)(iii)(B), and by adding a new paragraph (a)(3)(iii)(B)(4) to read as follows:

**§ 91.107 Use of safety belts, shoulder harnesses, and child restraint systems.**

(a) \* \* \*

(3) \* \* \*

(i) Be held by an adult who is occupying an approved seat or berth, provided that the person being held has not reached his or her second birthday and does not occupy or use any restraining device;

\* \* \* \* \*

(iii) \* \* \*

(B) Except as provided in paragraph (a)(3)(iii)(B)(4) of this section, the approved child restraint system bears one or more labels as follows:

\* \* \* \* \*

(4) Notwithstanding any other provision of this section, booster-type child restraint systems (as defined in Federal Motor Vehicle Safety Standard No. 213 (49 CFR 571.213)), vest- and harness-type child restraint systems, and lap held child restraints are not approved for use in aircraft; and

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**PART 121—CERTIFICATION AND OPERATIONS: DOMESTIC, FLAG, AND SUPPLEMENTAL AIR CARRIERS, AND COMMERCIAL OPERATORS OF LARGE AIRCRAFT**

3. The authority citation for part 121 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 1354(a), 1355, 1356, 1357, 1401, 1421–1430, 1472, 1485, and 1502.

4. Section 121.311 is amended by removing the sentence in paragraph (b)(2)(ii)(A) that begins with “Vest \* \* \*”, by removing the final “and” in paragraph (b)(2)(ii)(C), by revising paragraph (b)(1) and the introductory text of paragraph (b)(2)(ii), by adding a

new paragraph (b)(2)(ii)(D), and by revising paragraph (c) to read as follows:

**§ 121.311 Seats, safety belts, and shoulder harnesses.**

\* \* \* \* \*

(b) \* \* \*

(1) Be held by an adult who is occupying an approved seat or berth, provided the child has not reached his or her second birthday and the child does not occupy or use any restraining device; or

(2) \* \* \*

(ii) Except as provided in paragraph (b)(2)(ii)(D) of this section, the approved child restraint system bears one or more labels as follows:

\* \* \* \* \*

(D) Notwithstanding any other provisions of this section, booster-type child restraint systems (as defined in Federal Motor Vehicle Standard No. 213 (49 CFR 571.213)), vest- and harness-type child restraint systems, and lap held child restraints are not approved for use in aircraft; and

(c) Except as provided in paragraph (c)(3), the following prohibitions apply to certificate holders:

(1) No certificate holder may permit a child, in an aircraft, to occupy a booster-type child restraint system, a vest-type child restraint system, a harness-type child restraint system, or a lap held child restraint system during take off, landing, and movement on the surface.

(2) Except as required in paragraph (c)(1) of this section, no certificate holder may prohibit a child, if requested by the child's parent, guardian, or designated attendant, from occupying a child restraint system furnished by the child's parent, guardian, or designated attendant provided:

(i) The child holds a ticket for an approved seat or berth or such seat or berth is otherwise made available by the certificate holder for the child's use;

(ii) The requirements of paragraph (b)(2)(i) are met;

(iii) The requirements of (b)(2)(iii) are met; and

(iv) The child restraint system has one or more of the labels described in paragraph (b)(2)(ii)(A) through paragraph (b)(2)(ii)(C).

(3) This section does not prohibit the certificate holder from providing child restraint systems or, consistent with safe operating practices, determining the most appropriate passenger seat location for the child restraint system.

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**PART 125—CERTIFICATION AND OPERATIONS: AIRPLANES HAVING A SEATING CAPACITY OF 20 OR MORE PASSENGERS OR A MAXIMUM PAYLOAD CAPACITY OF 6,000 POUNDS OR MORE**

5. The authority citation for part 125 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 1354, 1421 through 1430 and 1502.

6. Section 125.211 is amended by removing the sentence in paragraph (b)(2)(ii)(A) that begins with “Vest \* \* \*”, by removing the final “and” in paragraph (b)(2)(ii)(C), by revising paragraph (b)(1) and the introductory text of paragraph (b)(2)(ii), by adding a new paragraph (b)(2)(ii)(D), and by revising paragraph (c) to read as follows:

**§ 125.211 Seat and safety belts.**

\* \* \* \* \*

(b) \* \* \*

(1) Be held by an adult who is occupying an approved seat or berth, provided the child has not reached his or her second birthday and the child does not occupy or use any restraining device; or

(2) \* \* \*

(ii) Except as provided in paragraph (b)(2)(ii)(D) of this section, the approved child restraint system bears one or more labels as follows:

\* \* \* \* \*

(D) Notwithstanding any other provisions of this section, booster-type child restraint systems (as defined in Federal Motor Vehicle Standard No. 213 (49 CFR 571.213)), vest- and harness-type child restraint systems, and lap held child restraints are not approved for use in aircraft; and

(c) Except as provided in paragraph (c)(3), the following prohibitions apply to certificate holders:

(1) No certificate holder may permit a child, in an aircraft, to occupy a booster-type child restraint system, a vest-type child restraint system, a harness-type child restraint system, or a lap held child restraint system during take off, landing, and movement on the surface.

(2) Except as required in paragraph (c)(1) of this section, no certificate holder may prohibit a child, if requested by the child's parent, guardian, or designated attendant, from occupying a child restraint system furnished by the child's parent, guardian, or designated attendant provided:

(i) The child holds a ticket for an approved seat or berth or such seat or berth is otherwise made available by the certificate holder for the child's use;

(ii) The requirements of paragraph (b)(2)(i) are met;