

**§ 121.483 Additional flight crewmember rest requirements.**

(a) No certificate holder may assign any flight crewmember, and no flight crewmember may accept, any duty period or flight time with the certificate holder unless the flight crewmember has had at least the minimum rest required under this subpart.

(b) No certificate holder may assign any flight crewmember and no flight crewmember may accept any duty with the certificate holder during any required rest period. For example the flight crewmember may not be required to contact the certificate holder, answer the telephone, carry a beeper, remain at a specific location or in any other way be responsible to the air carrier during a rest period.

(c) Rest periods that are required under this subpart can occur concurrently with any other rest period.

(d) The reduced rest periods allowed under §§ 121.473 and 121.475 may only be used due to operational delays and may not be scheduled in advance.

(e) Each certificate holder shall provide each flight crewmember who is assigned to one or more duty periods, standby duty, or reserve time a rest period of at least 36 consecutive hours during any 7 consecutive calendar days.

(f) Each certificate holder must provide each flight crewmember assigned to assigned time, when the assigned time is not part of a duty period, a rest period of at least 10 hours before the commencement of a subsequent duty period.

(g) Each certificate holder must provide each flight crewmember at least 48 consecutive hours of rest upon return to the flight crewmember's home base after completion of one or more duty periods that contain flights that terminate in a time zone or zones that differs from the time zone of the flight crewmember's home base by 6 or more hours and the flight crewmember remains in that time zone or zones for at least 48 consecutive hours. The flight crewmember must receive this rest before beginning a subsequent duty period. The home base is determined by the certificate holder and is where that crewmember is based and receives schedules.

**§ 121.485 Deadhead transportation.**

Time spent in transportation, not local in character, that a certificate holder requires of a flight crewmember and provides to transport the crewmember to an airport at which he or she is to serve on a flight as a crewmember, or from an airport at which he or she was relieved from duty to return to his or her home station is

not considered part of a rest period. For duty period limitation purposes the certificate holder and flight crewmember must consider deadhead time as assigned time or as part of a duty period associated with flight.

**§ 121.487 Duty period and flight time limitations: Other flying for a certificate holder.**

No flight crewmember who is employed by a certificate holder conducting operations under this part may do any other duty or flying for any certificate holder conducting operations under part 121 or 135 of this chapter if that duty or flying for a certificate holder plus his or her duty or flying under this part will exceed any duty period or flight time limitation in this part. This section applies to any other duty or flying under part 91, part 121 or part 135 of this chapter for any certificate holder whether the duty or flying precedes or follows the flight crewmember's flying under this part.

**Subpart S—[Removed and reserved]**

5. Subpart S (§§ 121.500 through 121.525) is removed, and the subpart heading is reserved.

**PART 135—AIR TAXI OPERATORS AND COMMERCIAL OPERATORS**

6. The authority citation for part 135 is revised to read as follows:

Authority: 49 U.S.C. 106(g), 1153, 40101, 40102, 40103, 40113, 44105, 44106, 44111, 44701–44717, 44722, 44901, 44903, 44904, 44906, 44912, 44914, 44936, 44938, 46103, 46105.

7. Section 135.1 is amended by adding a new paragraph (b) to read as follows

**§ 135.1 Applicability.**

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(b) As specified in § 135.275, the duty period limitations, flight time limitations and rest requirements of this part are also applicable to duty periods and flight time performed for a certificate holder conducting operations under part 91 or part 121 of this chapter.

8. The heading for subpart F is revised to read as follows:

**Subpart F—Flight Crewmember Duty Period Limitations, Flight Time Limitations, and Rest Requirements**

9. Sections 135.261, 135.263, 135.265, 135.267, 135.269, and 135.273 are revised and 135.275 is added.

**§ 135.261 Applicability and terms.**

(a) This subpart prescribes duty period limitations, flight time limitations and rest requirements for

flight crewmembers in commuter and on-demand operations.

(b) For the purpose of this subpart the following terms and definitions apply:

(1) *Approved sleeping quarters* means an area designated for the purpose of flight crewmembers obtaining sleep as approved by the Administrator.

(2) *Assigned time* is time when the flight crewmember is assigned by the certificate holder to activities other than flight duties or reserve time. Assigned time may include activities such as deadhead transportation, training, loading baggage, taking tickets, administrative tasks, or any other assignments at the direction of the certificate holder. Assigned time may be considered part of a duty period or not part of a duty period, at the discretion of the certificate holder.

(3) *Calendar day* means the period of elapsed time, using Coordinated Universal Time or local time, that begins at midnight and ends 24 hours later at the next midnight.

(4) *Duty period* means the period of elapsed time between reporting for an assignment involving flight time and release from that assignment by the certificate holder. The time is calculated using either Coordinated Universal Time or the local time of the flight crewmember's home base, to reflect the total elapsed time.

(5) *Operational delays* means delays due to operational conditions and requirements that are beyond the control of the certificate holder such as adverse weather, aircraft equipment malfunctions, and air traffic control. It does not include late arriving passengers, late food service, late fuel trucks, delays in handling baggage, freight or mail, or similar events.

(6) *Protected time* means a period of time during which a certificate holder may not contact the flight crewmember and the crewmember has no responsibility for work. Protected time occurs only during a reserve assignment pursuant to § 121.477(b)(2).

(7) *Reserve time* means a period of time when a flight crewmember must be available to report upon notice for duty involving flight time and the certificate holder allows the flight crewmember at least 1 hour to report. Reserve time is not considered part of a rest period and is not considered part of a duty period involving flight time. Reserve time ends when the flight crewmember reports for a duty period, when the flight crewmember is notified of a future flight assignment and released from all further responsibilities until report time for that assignment, or when the flight crewmember has been relieved for a rest