

AMENDMENT TO H.R. 4441
OFFERED BY MR. COSTELLO OF PENNSYLVANIA

At the end of subtitle A of title V, add the following:

1 **SEC. 509. TARMAC DELAYS.**

2 (a) DEPLANING FOLLOWING EXCESSIVE TARMAC
3 DELAY.—Section 42301(b)(3) of title 49, United States
4 Code, is amended—

5 (1) by redesignating subparagraph (C) as sub-
6 paragraph (D);

7 (2) by inserting after subparagraph (B) the fol-
8 lowing:

9 “(C) In providing the option described in
10 subparagraph (A), the air carrier shall—

11 “(i) begin to return the aircraft to a
12 suitable disembarkation point—

13 “(I) in the case of a flight in
14 interstate air transportation, not later
15 than 3 hours after the main aircraft
16 door is closed in preparation for de-
17 parture; and

18 “(II) in the case of a flight in
19 foreign air transportation, not later
20 than 4 hours after the main aircraft

1 door is closed in preparation for de-
2 parture; and

3 “(ii) begin the deplaning of pas-
4 sengers not later than 1 hour after begin-
5 ning the return of the aircraft to the suit-
6 able disembarkation point.”; and

7 (3) in subparagraph (D) (as redesignated by
8 paragraph (1) of this subsection) by striking “sub-
9 paragraphs (A) and (B)” and inserting “subpara-
10 graphs (A), (B), and (C)”.

11 (b) EXCESSIVE TARMAC DELAY DEFINED.—Section
12 42301(i)(4) of title 49, United States Code, is amended
13 to read as follows:

14 “(4) EXCESSIVE TARMAC DELAY.—The term
15 ‘excessive tarmac delay’ means a tarmac delay of
16 more than—

17 “(A) 3 hours for a flight in interstate air
18 transportation; or

19 “(B) 4 hours for a flight in foreign air
20 transportation.”.

21 (c) REGULATIONS.—Not later than 90 days after the
22 date of enactment of this section, the Secretary of Trans-
23 portation shall issue regulations and take other actions

1 necessary to carry out the amendments made by this sec-
2 tion.

