

Duchworth-Baldwin-Wicker - 1 (as modified)

ROS17749

S.L.C.

Tammy Duchworth

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To require the Secretary of Transportation to prescribe regulations to ensure that assistance is provided to individuals with disabilities in air transportation.

IN THE SENATE OF THE UNITED STATES—115th Cong., 1st Sess.

S. 1405

To amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by

Ms. Duchworth (for herself and Ms. Baldwin and Mr. Wicker)

Viz:

- 1 After section 3114, add the following:
- 2 **SEC. 3115. REGULATIONS ENSURING ASSISTANCE FOR INDIVIDUALS WITH DISABILITIES IN AIR TRANSPORTATION.**
- 3
- 4

5 (a) IN GENERAL.—

- 6 (1) IN GENERAL.—Not later than 180 days
- 7 after the date of the enactment of this Act, the Secretary shall ~~prescribe~~ ~~and~~ ~~revise~~ regulations to ensure
- 8 that individuals with disabilities who request assistance ~~at any time~~ while traveling in air transportation
- 9
- 10

Review applicable regulations and revise, as appropriate



1 tation receive timely and effective assistance at air-  
 2 ports and on aircraft from trained personnel. Such  
 3 assistance may be in boarding or deplaning an air-  
 4 craft, connecting between flights, or ~~any~~ other simi-  
 5 lar or related requests *as appropriate.*

6 (2) TRAINING.—The Secretary shall ~~require~~ air ~~carriers~~  
 7 carriers to ensure that personnel, including contrac- *require*  
 8 tors, who may be providing physical assistance to a  
 9 passenger with a disability receive hands-on training  
 10 on an annual basis in performing that assistance, in-  
 11 cluding the use of all equipment.

12 (b) REVIEW AND AMENDMENT.—~~The Access Board~~  
 13 ~~and the~~ Secretary shall periodically review and, as appro-  
 14 priate, amend regulations and standards prescribed under  
 15 this section.

16 (c) DEFINITIONS.—In this section:

17 (1) ACCESS BOARD.—The term "Access Board"  
 18 means the Architectural and Transportation Bar-  
 19 riers Compliance Board.

20 (2) AIR CARRIER.—The term "air carrier"  
 21 means an air carrier or foreign air carrier (as those  
 22 terms are defined in section 40102 of title 49,  
 23 United States Code).

24 (3) DISABILITY.—The term "disability" has the  
 25 meaning given that term in section 3 of the Ameri-

~~shall~~  
~~require~~  
*require*

~~the~~  
*shall consult*  
*with*  
*the*  
*ACCESS*  
*Board and*

1 cans with Disabilities Act of 1990 (42 U.S.C.  
2 12102), including the meaning under that section as  
3 amended by the ADA Amendments of 2008 (Public  
4 Law 110-325; 122 Stat. 3553).

5 (4) SECRETARY.—The term "Secretary" means  
6 the Secretary of Transportation.