

Baldwin - 9

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S.L.C.
Tom Baldwin

AMENDMENT NO. _____ Calendar No. _____

Purpose: To increase the civil penalty imposed on an air carrier for damage to a passenger's wheelchair or other mobility aid or injury to a passenger with a disability.

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. BALDWIN

Viz:

- 1 After section 3114, add the following:
- 2 **SEC. 3115. CIVIL PENALTIES RELATING TO HARM TO PAS-**
- 3 **SENGERS WITH DISABILITIES.**
- 4 Section 46301(a) is amended by adding at the end
- 5 the following new paragraph:
- 6 “(7) PENALTIES RELATING TO HARM TO PAS-
- 7 SENGERS WITH DISABILITIES.—
- 8 “(A) PENALTY FOR BODILY HARM OR DAMAGE
- 9 TO WHEELCHAIR OR OTHER MOBILITY AID.—The
- 10 amount of a civil penalty assessed under this section
- 11 for a violation of section 41705 that involves damage

1 to a passenger's wheelchair or other mobility aid or
2 injury to a passenger with a disability may be in-
3 creased above the otherwise applicable maximum
4 amount under this section for a violation of section
5 41705 to an amount not to exceed 3 times the max-
6 imum penalty otherwise allowed.

7 “(B) EACH ACT CONSTITUTES SEPARATE OF-
8 FENSE.—Notwithstanding paragraph (2), a separate
9 violation of section 41705 occurs for each act of dis-
10 crimination prohibited by that section.”