

105TH CONGRESS
1ST SESSION

H. R. 2626

To make clarifications to the Pilot Records Improvement Act of 1996, and
for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 7, 1997

Mr. DUNCAN (for himself, Mr. SHUSTER, Mr. OBERSTAR, and Mr. LIPINSKI)
introduced the following bill; which was referred to the Committee on
Transportation and Infrastructure

A BILL

To make clarifications to the Pilot Records Improvement
Act of 1996, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. RECORDS OF EMPLOYMENT OF PILOT APPLI-**
4 **CANTS.**

5 Section 44936(f) of title 49, United States Code, is
6 amended—

7 (1) in paragraph (1) by striking “Before hiring
8 an individual” and inserting “Subject to paragraph
9 (14), before allowing an individual to begin service”;

1 (2) in paragraph (1)(B) by inserting “as a pilot
2 of a civil or public aircraft” before “at any time”;

3 (3) in paragraph (4)—

4 (A) by inserting “and air carriers” after
5 “Administrator”; and

6 (B) by striking “paragraph (1)(A)” and
7 inserting “paragraphs (1)(A) and (1)(B)”;

8 (4) in paragraph (5) by striking “this para-
9 graph” and inserting “this subsection”; and

10 (5) by adding at the end the following:

11 “(14) SPECIAL RULES WITH RESPECT TO CER-
12 TAIN PILOTS.—

13 “(A) PILOTS OF CERTAIN SMALL AIR-
14 CRAFT.—Notwithstanding paragraph (1), an air
15 carrier, before receiving information requested
16 about an individual under paragraph (1), may
17 allow the individual to begin service for a period
18 not to exceed 90 days as a pilot of an aircraft
19 with a maximum payload capacity (as defined
20 in section 119.3 of title 14, Code of Federal
21 Regulations) of 7,500 pounds or less, or a heli-
22 copter, on a flight that is not a scheduled oper-
23 ation (as defined in such section). Before the
24 end of the 90-day period, the air carrier shall
25 obtain and evaluate such information. The con-

1 tract between the carrier and the individual
2 shall contain a term that provides that the con-
3 tinuation of the individual’s employment, after
4 the last day of the 90-day period, depends on
5 a satisfactory evaluation.

6 “(B) GOOD FAITH EXCEPTION.—Notwith-
7 standing paragraph (1), an air carrier, without
8 obtaining information about an individual under
9 paragraph (1)(B) from an air carrier or other
10 person that no longer exists, may allow the in-
11 dividual to begin service as a pilot if the air
12 carrier required to request the information has
13 made a documented good faith attempt to ob-
14 tain such information.”.

○