

113TH CONGRESS  
1ST SESSION

# H. R. 3095

To ensure that any new or revised requirement providing for the screening, testing, or treatment of individuals operating commercial motor vehicles for sleep disorders is adopted pursuant to a rulemaking proceeding, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 12, 2013

Mr. BUCSHON (for himself, Mr. LIPINSKI, Mr. RADEL, Mr. FARENTHOLD, Mr. YOUNG of Alaska, Mr. HANNA, Mr. GIBBS, Mr. RIBBLE, Mr. MEEHAN, and Mr. SOUTHERLAND) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To ensure that any new or revised requirement providing for the screening, testing, or treatment of individuals operating commercial motor vehicles for sleep disorders is adopted pursuant to a rulemaking proceeding, 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,*

1 **SECTION 1. COMMERCIAL MOTOR VEHICLE OPERATOR RE-**  
2 **QUIREMENTS RELATING TO SLEEP DIS-**  
3 **ORDERS.**

4 (a) **IN GENERAL.**—The Secretary of Transportation  
5 may implement or enforce a requirement providing for the  
6 screening, testing, or treatment (including consideration  
7 of all possible treatment alternatives) of individuals oper-  
8 ating commercial motor vehicles for sleep disorders only  
9 if the requirement is adopted pursuant to a rulemaking  
10 proceeding.

11 (b) **APPLICABILITY.**—Subsection (a) shall not apply  
12 to a requirement that was in force before September 1,  
13 2013.

14 (c) **SLEEP DISORDERS DEFINED.**—In this section,  
15 the term “sleep disorders” includes obstructive sleep  
16 apnea.

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