To prevent an increase in flight delays and cancellations, and for other purposes.

IN THE SENATE OF THE UNITED STATES

April 24, 2013

Mr. Hoeven (for himself, Ms. Klobuchar, Mr. Cornyn, Mr. Begich, Ms. Ayotte, Mrs. Shaheen, Mr. Portman, Mr. Risch, Mr. Coats, Mr. Chambliss, Mr. Lee, Mr. Graham, Mr. Blumenthal, Mr. Manchin, Mr. Alexander, Mr. McCain, Mr. Toomey, Mr. Enzi, Mr. Kirk, Mr. Barrasso, Mr. McConnell, Mr. Coburn, Mr. Scott, Mr. Inhofe, Mr. Grassley, Mr. Heinrich, Mr. Roberts, Mr. Crapo, Mr. Johnson of Wisconsin, Mr. Johanns, Mr. Paul, Mr. Cochran, Mrs. Fischer, Mr. Sessions, Mr. Wicker, Mr. Blunt, Mr. Boozman, Mr. Rubio, and Mr. Hatch) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To prevent an increase in flight delays and cancellations, 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. SHORT TITLE.
4 This Act may be cited as the “Dependable Air Service
5 Act of 2013”.

113TH CONGRESS
1ST SESSION
S. 794

To prevent an increase in flight delays and cancellations, and for other purposes.
SEC. 2. PREVENTION OF INCREASES IN FLIGHT DELAYS

AND CANCELLATIONS.

(a) PREVENTION OF INCREASES REQUIRED.—The Secretary of Transportation shall ensure that flight delays and cancellations do not result from furloughs of employees of the Federal Aviation Administration implemented as a result of any rescission or reduction in funding for fiscal year 2013 provided for under—

(1) a sequestration order issued by the President pursuant to section 251A(7)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901a(7)(A));

(2) section 3002 or 3004 of the Consolidated and Further Continuing Appropriations Act, 2013 (Public Law 113–6); or

(3) section 251 or 251A of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901 and 901a).

(b) FUNDING.—In carrying out subsection (a), the Secretary of Transportation may—

(1) use amounts available for the operations of the Federal Aviation Administration for fiscal year 2013 as of the day before the date of the enactment of this Act; or

(2) notwithstanding division G of the Consolidated and Further Continuing Appropriations Act,
2013 (Public Law 113–6), or a sequestration order issued by the President pursuant to section 251A(7)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901a(7)(A))—

(A) increase the amount available for the operations of the Federal Aviation Administration for fiscal year 2013 by an amount the Secretary determines to be necessary to ensure that flight delays and cancellations do not result from the furloughs described in subsection (a); and

(B) reduce amounts made available for other programs of the Department of Transportation for fiscal year 2013 by an amount equal to the amount by which funding for the operations of the Federal Aviation Administration is increased under subparagraph (A).