

106TH CONGRESS
1ST SESSION

H. R. 1417

To amend title 49, United States Code, to make nonmilitary government aircraft subject to safety regulation by the Department of Transportation.

IN THE HOUSE OF REPRESENTATIVES

APRIL 14, 1999

Mr. MENENDEZ introduced the following bill; which was referred to the
Committee on Transportation and Infrastructure

A BILL

To amend title 49, United States Code, to make nonmilitary government aircraft subject to safety regulation by the Department of Transportation.

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 “Single Standard of
5 Aviation Safety Act”.

6 **SEC. 2. SAFETY REGULATION OF CERTAIN GOVERNMENT**
7 **AIRCRAFT.**

8 (a) APPLICATION OF FAA REQUIREMENTS TO CER-
9 TAIN GOVERNMENT AIRCRAFT.—Chapter 447 of title 49,

1 United States Code, is amended by adding at the end the
2 following new section:

3 **“§ 44725. Applicability to certain government aircraft**

4 “(a) IN GENERAL.—

5 “(1) APPLICABILITY TO NONMILITARY GOVERN-
6 MENT AIRCRAFT.—This chapter (including regula-
7 tions issued to carry out this chapter) applies to a
8 nonmilitary government aircraft in the same manner
9 and to the same extent as this chapter would apply
10 to such aircraft if such aircraft were owned or oper-
11 ated by a nongovernmental entity.

12 “(2) APPLICABILITY TO MILITARY AIRCRAFT
13 TRANSPORTING CIVILIANS.—This chapter (including
14 regulations issued to carry out this chapter) applies
15 to—

16 “(A) a military aircraft in the same man-
17 ner and to the same extent as this chapter
18 would apply to such aircraft if such aircraft
19 were owned or operated by a nongovernmental
20 entity—

21 “(i) if (as designated by the Secretary
22 concerned) such aircraft is an aircraft that
23 is primarily used for transportation; and

24 “(ii) if persons other than members of
25 the armed forces on active duty are from

1 time to time transported on such aircraft;
2 and

3 “(B) a flight of military aircraft not cov-
4 ered by subparagraph (A) on which persons
5 other than members of the armed forces on ac-
6 tive duty are transported in the same manner
7 and to the same extent as this chapter would
8 apply to such flight if such aircraft were owned
9 or operated by a nongovernmental entity.

10 “(b) APPLICABILITY TO PERSONS OPERATING SUCH
11 AIRCRAFT.—This chapter (including regulations issued to
12 carry out this chapter) applies to any pilot, mechanic, or
13 other person employed by a covered governmental entity
14 (or assigned to duty by the armed forces) with respect to
15 the operation of an aircraft covered by subsection (a) in
16 the same manner and to the same extent as this chapter
17 would apply to such person if such aircraft were owned
18 or operated by a nongovernmental entity.

19 “(c) DEFINITIONS.—In this section, the following
20 definitions apply:

21 “(1) COVERED GOVERNMENTAL ENTITY.—The
22 term ‘covered governmental entity’ means the United
23 States, the District of Columbia, any State or terri-
24 tory, and any unit of local government of a State or
25 territory.

1 “(2) **MILITARY AIRCRAFT.**—The term ‘military
2 aircraft’ means an aircraft under the jurisdiction of
3 the Secretary of a military department, or the Sec-
4 retary of Transportation with respect to the Coast
5 Guard when it is not operating as a service in the
6 Navy.

7 “(3) **NONMILITARY GOVERNMENT AIRCRAFT.**—
8 The term ‘nonmilitary government aircraft’ means
9 an aircraft other than a military aircraft that is
10 owned or operated by a covered governmental enti-
11 ty.”.

12 (b) **CLERICAL AMENDMENT.**—The table of sections
13 at the beginning of such chapter is amended by adding
14 at the end the following new item:

“44725. Applicability to certain government aircraft.”.

15 **SEC. 3. ACTION BY THE SECRETARY OF TRANSPORTATION.**

16 The Secretary of Transportation shall take action as
17 may be necessary to facilitate implementation of the
18 amendments made by section 2 of this Act on January
19 1, 2003, and thereafter.

20 **SEC. 4. EFFECTIVE DATE.**

21 The amendments made by section 2 of this Act shall
22 take effect January 1, 2003.

○