

Calendar No. 312

107TH CONGRESS
2^D SESSION

H. R. 3441

AN ACT

To amend title 49, United States Code, to realign the policy responsibility in the Department of Transportation, and for other purposes.

JANUARY 23, 2002

Read the second time and placed on the calendar

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IN THE SENATE OF THE UNITED STATES

DECEMBER 12, 2001

Received

DECEMBER 20 (legislative day, DECEMBER 18), 2001

Read the first time

JANUARY 23, 2002

Read the second time and placed on the calendar

AN ACT

To amend title 49, United States Code, to realign the policy responsibility in the Department of Transportation, 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. REALIGNMENT OF POLICY RESPONSIBILITY IN**
2 **THE DEPARTMENT OF TRANSPORTATION.**

3 (a) Section 102 of title 49, United States Code, is
4 amended—

5 (1) by redesignating subsection (d) as sub-
6 section (g);

7 (2) by inserting a new subsection (d) as follows:

8 “(d) The Department has an Under Secretary of
9 Transportation for Policy appointed by the President, by
10 and with the advice and consent of the Senate. The Under
11 Secretary shall provide leadership in the development of
12 policy for the Department, supervise the policy activities
13 of Assistant Secretaries with primary responsibility for
14 aviation, international, and other transportation policy de-
15 velopment and carry out other powers and duties pre-
16 scribed by the Secretary. The Under Secretary acts for
17 the Secretary when the Secretary and the Deputy Sec-
18 retary are absent or unable to serve, or when the offices
19 of Secretary and Deputy Secretary are vacant.”; and

20 (3) in subsection (e) by striking “Secretary and
21 the Deputy Secretary” each place it appears in the
22 last sentence and inserting “Secretary, Deputy Sec-
23 retary, and Under Secretary of Transportation for
24 Policy”.

25 (b) Section 102 of title 49, United States Code, is
26 further amended by striking subsection (g), as redesign-

1 nated by subsection (a)(1), on the date that an individual
2 is appointed to the position of Under Secretary of Trans-
3 portation for Policy under section 102(d), as added by
4 subsection (a)(2).

5 **SEC. 2. ASSISTANT SECRETARY FOR PUBLIC AFFAIRS.**

6 Section 102(e) of title 49, United States Code, is
7 amended by striking “4 Assistant Secretaries” and insert-
8 ing “5 Assistant Secretaries”.

9 **SEC. 3. POSITIONS IN EXECUTIVE SERVICE.**

10 (a) Section 5314 of title 5, United States Code, is
11 amended by inserting before

12 “Administrator of the National Highway Traf-
13 fic Safety Administration.”

14 the following:

15 “Under Secretary of Transportation for Pol-
16 icy.”.

17 (b) Section 5315 of title 5, United States Code, is
18 amended by striking

19 “Assistant Secretaries of Transportation (4).”

20 and inserting the following:

21 “Assistant Secretaries of Transportation (5).”.

22 (c) Effective on the date that an individual is ap-
23 pointed to the position of Under Secretary of Transpor-
24 tation for Policy under section 102(d) of title 49, United
25 States Code, as added by section 1(a)(2) of this Act, sec-

1 tion 5316 of title 5, United States Code, is amended by
2 striking “Associate Deputy Secretary, Department of
3 Transportation.”.

Passed the House of Representatives December 11,
2001.

Attest:

JEFF TRANDAHL,
Clerk.