

110TH CONGRESS  
1ST SESSION

# H. R. 2443

To amend title 49, United States Code, to suspend the authority of the Administrator of the Federal Aviation Administration to eliminate, consolidate, deconsolidate, colocate, or plan for the consolidation, deconsolidation, inter-facility reorganization, or colocation of, any air traffic control facility and services of the Administration.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 22, 2007

Mr. POE (for himself, Mr. FILNER, Mrs. BONO, Mr. GENE GREEN of Texas, Mr. ENGLISH of Pennsylvania, Mr. ROTHMAN, Mr. DOYLE, Mrs. GILLIBRAND, Mrs. CAPPS, Mr. MELANCON, Mr. HILL, Mr. CROWLEY, Mr. BERRY, Mr. ABERCROMBIE, and Mr. CAPUANO) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To amend title 49, United States Code, to suspend the authority of the Administrator of the Federal Aviation Administration to eliminate, consolidate, deconsolidate, colocate, or plan for the consolidation, deconsolidation, inter-facility reorganization, or colocation of, any air traffic control facility and services of the Administration.

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. SHORT TITLE.**

2       This Act may be cited as the “Federal Aviation Ad-  
3 ministration Facility Consolidation Moratorium Act of  
4 2007”.

5 **SEC. 2. FINDINGS AND PURPOSES.**

6       (a) FINDINGS.—Congress finds that—

7           (1) during previous, successful consolidations  
8       and colocations of facilities of the Federal Aviation  
9       Administration, the constructive involvement of air  
10      traffic controllers and other stakeholders was per-  
11      mitted and was positive and mutually beneficial to  
12      the Administration, stakeholders, employees, and the  
13      safety and efficiency of the national airspace system;

14          (2) the Administration has an obligation to  
15      keep members of Congress, the public, airport opera-  
16      tors, aviation operators, and other stakeholders in-  
17      formed of potential, planned, or pending efforts of  
18      the Administration that could affect the safety of  
19      the national airspace system;

20          (3) the Administration has failed to appro-  
21      priately notify such stakeholders with regards to  
22      consolidations and colocations of air traffic control  
23      facilities, including the terminal radar approach con-  
24      trol facilities at Beaumont, Texas, Palm Springs,  
25      California, and Lincoln, Nebraska;

1           (4) facility consolidation and colocation should  
2       be used by the Administration primarily as a means  
3       to increase air system safety and efficiency;

4           (5) consolidation has been a policy endorsed by  
5       the Administration for more than 30 years, with a  
6       primary goal of ensuring that consolidation is con-  
7       sidered for terminal radar approach control facilities  
8       when there is a specific operational need and a cost  
9       benefit; and

10          (6) air traffic operations should not be consoli-  
11       dated or colocated exclusively to address budgetary  
12       concerns.

13       (b) PURPOSES.—The purposes of this Act are—

14           (1) to impose a moratorium on the consolida-  
15       tion or colocation of air traffic control facilities of  
16       the Administration until January of 2009;

17           (2) to assure the continued safe operations of  
18       air traffic control facilities throughout the national  
19       airspace system;

20           (3) to assure that consolidation and colocation  
21       efforts are done so in a collaborative and cooperative  
22       manner with input from all stakeholders, including  
23       members of Congress and air traffic controllers; and

24           (4) to reinforce the Administration's 30-year  
25       policy of providing primary consideration to facilities

1       whose consolidation would provide a specific oper-  
 2       ational need.

3   **SEC. 3. SUSPENSION OF CONSOLIDATION.**

4       (a) IN GENERAL.—Chapter 445 of title 49, United  
 5   States Code, is amended by adding at the end the fol-  
 6   lowing:

7   **“§ 44518. Realignment of Federal Aviation Adminis-**  
 8               **tration air traffic control facilities and**  
 9               **services**

10       “The authority of the Federal Aviation Administra-  
 11   tion to eliminate, consolidate, deconsolidate, colocate, exe-  
 12   cute an inter-facility reorganization of, or plan for the con-  
 13   solidation, deconsolidation, inter-facility reorganization, or  
 14   colocation of, any air traffic control facility and services  
 15   of the Administration is suspended until January 1,  
 16   2009.”.

17       (b) CLERICAL AMENDMENT.—The analysis for such  
 18   chapter is amended by adding at the end the following:

“44518. Realignment of Federal Aviation Administration air traffic control fa-  
 cilities and services.”.

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