

113TH CONGRESS
2D SESSION

S. 1941

To establish requirements for the adoption of any new or revised requirement providing for the screening, testing, or treatment of an airman or an air traffic controller for a sleep disorder, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 16, 2014

Mr. MANCHIN (for himself, Mr. INHOFE, Mr. BEGICH, and Mr. JOHANNES) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To establish requirements for the adoption of any new or revised requirement providing for the screening, testing, or treatment of an airman or an air traffic controller for a sleep disorder, 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. MEDICAL CERTIFICATION REQUIREMENTS FOR**
4 **AIRMEN AND AIR TRAFFIC CONTROLLERS**
5 **RELATING TO SLEEP DISORDERS.**

6 (a) IN GENERAL.—The Secretary of Transportation
7 may, consistent with accepted medical standards and prac-
8 tices, implement or enforce a requirement providing for

1 the screening, testing, or treatment (including consider-
 2 ation of all possible treatment alternatives) of an airman
 3 or an air traffic controller for a sleep disorder—

4 (1) in the case of an airman, only if the re-
 5 quirement is adopted pursuant to a rulemaking pro-
 6 ceeding; and

7 (2) in the case of an air traffic controller, only
 8 if the Federal Aviation Administration meets its ob-
 9 ligations pursuant to chapter 71 of title 5, United
 10 States Code.

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

14 (c) DEFINITIONS.—In this section, the following defi-
 15 nitions apply:

16 (1) AIRMAN.—The term “airman” has the
 17 meaning given that term in section 40102(a) of title
 18 49, United States Code.

19 (2) AIR TRAFFIC CONTROLLER.—The term “air
 20 traffic controller” means a civilian employee of the
 21 Department of Transportation described in section
 22 2109 of title 5, United States Code.

23 (3) SLEEP DISORDER.—The term “sleep dis-
 24 order” includes obstructive sleep apnea.

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