

115TH CONGRESS
2D SESSION

S. 2738

To amend title 49, United States Code, to require air carrier passengers with service animals to adhere to a standard of service animal behavior training.

IN THE SENATE OF THE UNITED STATES

APRIL 24, 2018

Mr. BURR introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To amend title 49, United States Code, to require air carrier passengers with service animals to adhere to a standard of service animal behavior training.

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. STANDARD OF SERVICE ANIMAL BEHAVIOR**
4 **TRAINING FOR AIR CARRIER PASSENGERS.**

5 Section 41705 of title 49, United States Code, is
6 amended by adding at the end the following:

7 “(d) SERVICE ANIMALS.—

1 “(1) DEFINITIONS.—For purposes of this sub-
2 section and any regulations or guidance carrying out
3 this subsection—

4 “(A) the term ‘disability’ has the meaning
5 given that term in section 3 of the Americans
6 with Disabilities Act of 1990 (42 U.S.C.
7 12102), including the meaning under that sec-
8 tion as amended by the ADA Amendments of
9 2008 (Public Law 110–325; 122 Stat. 3553);
10 and

11 “(B) the term ‘service animal’ has the
12 meaning given that term under sections 36.104
13 and 36.302 of title 28, Code of Federal Regula-
14 tions.

15 “(2) FALSE STATEMENTS.—An individual who
16 knowingly and willfully makes a false statement for
17 the purpose of seeking accommodation involving an
18 animal from an air carrier, including (subject to sec-
19 tion 40105(b)) any foreign air carrier, providing air
20 transportation that the animal is a service animal
21 trained to do work or perform tasks for the benefit
22 of an individual with a disability or that the animal’s
23 training meets the standard of service animal behav-
24 ior training established under paragraph (3), may be

1 punished in accordance with section 1001 of title 18,
2 United States Code.

3 “(3) STANDARD OF SERVICE ANIMAL BEHAVIOR
4 TRAINING.—The Secretary of Transportation, in
5 consultation with the Attorney General, the Sec-
6 retary of Veterans Affairs, and representatives of air
7 carriers, including foreign air carriers, and private
8 industry, shall establish a standard of service animal
9 behavior training that an individual with a disability
10 shall adhere to in seeking accommodation involving
11 a service animal from an air carrier, including (sub-
12 ject to section 40105(b)) any foreign air carrier,
13 providing air transportation.”.

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