

total cost to the Federal Government, including all costs incurred by all Federal agencies and not only by the Transportation Security Administration, of providing screening services at an airport.”.

(d) **RECOMMENDATIONS FOR IMPROVING AVIATION SECURITY.**—Such section is amended by adding at the end the following:

“(i) **CONSIDERATION OF RECOMMENDATIONS BY PRIVATE SCREENING COMPANIES FOR IMPROVING AVIATION SECURITY.**—

“(1) **RECOMMENDATIONS.**—The Administrator shall request each qualified private screening company that enters into a contract with the Transportation Security Administration under this section to provide screening services at an airport to submit to the Administrator an annual report that includes recommendations for—

“(A) new approaches to prioritize and streamline requirements for aviation security;

“(B) new or more efficient processes for the screening of all passengers and property at the airport under section 44901;

“(C) processes and procedures that would enhance the screening of passengers and property at the airport; or

“(D) screening processes and procedures that would better enable the Administrator and the private screening company to respond to threats and emerging threats to aviation security.

“(2) **TESTING.**—The Administrator shall conduct a field demonstration at an airport of each recommendation submitted under paragraph (1) to determine the effectiveness of the approach, process, or procedure recommended, unless the Administrator determines that conducting such a demonstration would compromise aviation security.

“(3) **CONSIDERATION OF ADOPTION.**—

“(A) **IN GENERAL.**—After conducting a field demonstration under paragraph (2) with respect to a recommendation submitted under paragraph (1) by a private screening company, the Administrator—

“(i) shall consider adopting the recommendation; and

“(ii) may adopt the recommendation at all or some airports.

“(B) **REPORT.**—If the Administrator does not adopt a recommendation submitted under paragraph (1) by a private screening company, the Administrator shall submit to Congress and the private screening company a report that includes—

“(i) a description of the specific reasons the Administrator chose not to adopt the recommendation; and

“(ii) recommendations for how the private screening company could improve the approach, process, or procedure recommended.”.

(e) **CONFORMING AMENDMENTS.**—Such section is further amended—

(1) in the section heading, by striking “**Security screening opt-out program**” and inserting “**Screening partnership program**”;

(2) by striking subsection (h); and

(3) by striking “Under Secretary” each place it appears and inserting “Administrator”.

(f) **CLERICAL AMENDMENT.**—The table of sections for chapter 449 of title 49, United States Code, is amended by striking the item relating to section 44920 and inserting the following:

“44920. Screening partnership program.”.

SA 4035. Mr. LEE submitted an amendment intended to be proposed by him to the bill H.R. 302, to provide protections for certain sports medicine professionals who provide certain medical services in a secondary State;

which was ordered to lie on the table; as follows:

At the end of title V of division B, add the following:

SEC. 585. AIRCRAFT OPERATING EXPENSES SHARING.

The Administrator of the Federal Aviation Administration shall issue or revise regulations so as to permit a person who holds a pilot certificate to communicate with the public, in any manner the person determines appropriate, to facilitate an aircraft flight for which the pilot and passengers share aircraft operating expenses in accordance with section 61.113(c) of title 14, Code of Federal Regulations (or any successor regulation) without requiring a certificate under part 119 of title 14, Code of Federal Regulations (or any successor regulation).

SA 4036. Mr. LEE submitted an amendment intended to be proposed by him to the bill H.R. 302, to provide protections for certain sports medicine professionals who provide certain medical services in a secondary State; which was ordered to lie on the table; as follows:

At the end of title V of division B, add the following:

SEC. 585. HIRING OF AIR TRAFFIC CONTROL SPECIALISTS.

Section 44506(f)(1)(B)(i) of title 49, United States Code, is amended by striking “referring” and all that follows through “10 percent.” and inserting “giving preferential consideration to pool 1 applicants described in clause (ii) before considering pool 2 applicants described in clause (iii).”.

SA 4037. Mr. LEE submitted an amendment intended to be proposed by him to the bill H.R. 302, to provide protections for certain sports medicine professionals who provide certain medical services in a secondary State; which was ordered to lie on the table; as follows:

At the end of title V of division B, add the following:

SEC. 585. AVIATION EMPOWERMENT ACT.

(a) **DEFINITIONS.**—Section 40102(a) of title 49, United States Code, is amended by adding at the end the following:

“(48) ‘common carrier’ means a service provided by a person that meets the following elements:

“(A) holding out of a willingness to;

“(B) transport persons or property;

“(C) from place to place;

“(D) for compensation; and

“(E) without refusal unless authorized by law.

In applying subparagraph (D), the term ‘compensation’ requires the intent to pursue monetary profit but does not include flights in which the pilot and passengers share aircraft operating expenses or the pilot receives any benefit.

“(49) ‘personal operator’ means a person providing air transportation of persons or property for compensation or hire in aircraft that have eight or fewer seats, provided that the person holds a private pilot certificate pursuant to subpart E of section 61 of title 14, Code of Federal Regulations (or any successor regulation). A personal operator or a flight operated by a personal operator does not constitute a common carrier, as defined in paragraph (48), a commercial operation requiring a certificate under part 119 or 135 of title 14, Code of Federal Regulations (or any successor regulation), or a commercial operator, as defined in section 1.1 of title 14, Code

of Federal Regulations (or any successor regulation).”.

(b) **REGULATIONS.**—Not later than 60 days after the date of enactment of this Act, the Secretary of Transportation shall issue or revise regulations to comply with the amendments made by subsection (a) and to ensure the following:

(1) That a person who holds a pilot certificate may communicate with the public, in any manner the person determines appropriate, to facilitate an aircraft flight for which the pilot and passengers share aircraft operating expenses in accordance with section 61.113(c) of title 14, Code of Federal Regulations (or any successor regulation) and that such flight-sharing operations under section 61.113(c) of title 14, Code of Federal Regulations (or any successor regulation) shall not be deemed a common carrier, as defined in paragraph (48) of section 40102(a) of title 49, United States Code, or a commercial operation requiring a certificate under part 119 or 135 of title 14, Code of Federal Regulations (or any successor regulation).

(2) That a personal operator, as defined in paragraph (49) of section 40102(a) of title 49, United States Code, operating under part 91 of title 14 Code of Federal Regulations (or any successor regulation) shall not be subject to the requirements set forth in part 121, 125, or 135 of title 14, Code of Federal Regulations (or any successor regulation).

SA 4038. Mr. LEE submitted an amendment intended to be proposed by him to the bill H.R. 302, to provide protections for certain sports medicine professionals who provide certain medical services in a secondary State; which was ordered to lie on the table; as follows:

Strike division G.

SA 4039. Mr. LEE submitted an amendment intended to be proposed by him to the bill H.R. 302, to provide protections for certain sports medicine professionals who provide certain medical services in a secondary State; which was ordered to lie on the table; as follows:

On page 806, line 19, strike “\$60,000,000,000” and insert “\$30,000,000,000”.

SA 4040. Mr. LEE submitted an amendment intended to be proposed by him to the bill H.R. 302, to provide protections for certain sports medicine professionals who provide certain medical services in a secondary State; which was ordered to lie on the table; as follows:

Strike division F.

SA 4041. Mr. LEE submitted an amendment intended to be proposed by him to the bill H.R. 302, to provide protections for certain sports medicine professionals who provide certain medical services in a secondary State; which was ordered to lie on the table; as follows:

Strike division E.

AUTHORITY FOR COMMITTEES TO MEET

Mr. THUNE. Mr. President, I have 5 requests for committees to meet during today's session of the Senate. They have the approval of the Majority and Minority leaders.

Pursuant to rule XXVI, paragraph 5(a), of the Standing Rules of the Senate, the following committees are authorized to meet during today's session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs is authorized to meet during the session of the Senate on Tuesday, October 2, 2018, at 10 a.m., to conduct a hearing entitled "Implementation of the Economic Growth, Regulatory Relief, and Consumer Protection Act."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources is authorized to meet during the session of the Senate on Tuesday, October 2, 2018, at 10 a.m., to conduct a hearing.

COMMITTEE ON FINANCE

The Committee on Finance is authorized to meet during the session of the Senate on Tuesday, October 2, 2018, during votes to conduct a hearing the nomination of Andrew M. Saul, of New

York, to be Commissioner of Social Security.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence is authorized to meet during the session of the Senate on Tuesday, October 2, 2018, at 2:30 p.m., to conduct a closed hearing.

SUBCOMMITTEE ON THE CONSTITUTION

The Subcommittee on the Constitution of the Committee on the Judiciary is authorized to meet during the session of the Senate on Tuesday, October 2, 2018, at 2:30 p.m., to conduct a hearing entitled "Threats to Religious Liberty Around the World."

PRIVILEGES OF THE FLOOR

Mr. PETERS. Mr. President, I ask unanimous consent to allow my Sea Grant fellow, Jillian Farkas, to be granted floor privileges for the remainder of the day.

The PRESIDING OFFICER. Without objection, it is so ordered.

ORDERS FOR WEDNESDAY,
OCTOBER 3, 2018

Mr. McCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it recess until 10 a.m., Wednesday, October 3; that following the prayer and pledge, the Journal of proceedings and the Executive Journal be approved to date, and the time for the two leaders be reserved for their use later in the day; further, that notwithstanding rule XXII, all time postcloture on the House message to accompany H.R. 302 be considered expired at 12 noon.

The PRESIDING OFFICER. Without objection, it is so ordered.

RECESS UNTIL 10 A.M. TOMORROW

Mr. McCONNELL. Mr. President, if there is no business to come before the Senate, I ask unanimous consent that it recess under the previous order.

There being no objection, the Senate, at 5:35 p.m., recessed until 10 a.m. Wednesday, October 3, 2018.