

Union Calendar No. 419

103D CONGRESS
2D SESSION

H. R. 4495

[Report No. 103-771]

A BILL

To amend the Federal Aviation Act of 1958 to prohibit smoking on all scheduled airline flight segments in air transportation or intrastate air transportation.

OCTOBER 3, 1994

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

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IN THE HOUSE OF REPRESENTATIVES

MAY 25, 1994

Mr. OBERSTAR (for himself and Mr. LEWIS of Georgia) introduced the following bill; which was referred to the Committee on Public Works and Transportation

OCTOBER 3, 1994

Additional sponsors: Mr. SWETT, Mr. DE LUGO, Mr. WASHINGTON, Mr. MILLER of California, Mr. BORSKI, Mr. LAFALCE, Mr. EVANS, Mr. SYNAR, Ms. VELÁZQUEZ, Ms. WOOLSEY, Mr. LANTOS, Mr. JOHNSTON of Florida, Mr. MEEHAN, Mr. WAXMAN, Mrs. MORELLA, Mr. CANADY, Ms. NORTON, Mr. STARK, Mr. JOHNSON of South Dakota, Mr. YATES, Ms. CANTWELL, Mr. BARCIA of Michigan, Mr. HAMBURG, and Mr. LIPINSKI

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[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To amend the Federal Aviation Act of 1958 to prohibit smoking on all scheduled airline flight segments in air transportation or intrastate air transportation.

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. SHORT TITLE.**

4 This Act may be cited as the “Airliner Cabin Air
 5 Quality Act of 1994”.

6 **SEC. 2. PROHIBITION AGAINST SMOKING ON SCHEDULED**
 7 **FLIGHTS.**

8 (a) ~~IN GENERAL.~~—Section 404(d)(1)(A) of the Fed-
 9 eral Aviation Act of 1958 (49 U.S.C. App. 1374(d)(1)(A))
 10 is amended by striking “, which is” and all that follows
 11 before the period at the end.

12 (b) ~~EFFECTIVE DATE.~~—The amendment made by
 13 subsection (a) shall take effect on the 60th day following
 14 the date of the enactment of this Act.

15 **SECTION 1. SHORT TITLE.**

16 *This Act may be cited as the “Airliner Cabin Air*
 17 *Quality Act of 1994”.*

18 **SEC. 2. PROHIBITIONS AGAINST SMOKING ON SCHEDULED**
 19 **FLIGHTS.**

20 (a) *IN GENERAL.*—Section 41706 of title 49, United
 21 States Code, is amended to read as follows:

22 **“§41706. Prohibitions against smoking on scheduled**
 23 **flights**

24 *“(a) SMOKING PROHIBITION IN INTRASTATE AND*
 25 *INTERSTATE AIR TRANSPORTATION.*—An individual may

1 *not smoke in the passenger cabin or lavatory of an aircraft*
2 *on a scheduled airline flight segment in interstate air trans-*
3 *portation or intrastate air transportation.*

4 “(b) *SMOKING PROHIBITION IN FOREIGN AIR TRANS-*
5 *PORTATION.*—*The Secretary of Transportation shall require*
6 *all air carriers and foreign air carriers to prohibit, on and*
7 *after the 120th day following the date of the enactment of*
8 *the Airliner Cabin Air Quality Act of 1994, smoking in*
9 *the passenger cabin and lavatory of any aircraft on a sched-*
10 *uled airline flight segment within the United States or be-*
11 *tween a place in the United States and a place outside the*
12 *United States.*

13 “(c) *REGULATIONS.*—*The Secretary shall prescribe*
14 *regulations necessary to carry out this section.”.*

15 “(b) *EFFECTIVE DATE.*—*The amendment made by sub-*
16 *section (a) shall take effect on the 60th day following the*
17 *date of the enactment of this Act.*