

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. 904**

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**AMENDMENT**

***In the Senate of the United States,***

*March 17 (legislative day, March 3), 1993.*

*Resolved*, That the bill from the House of Representatives (H.R. 904) entitled “An Act to to amend the Airport and Airway Safety, Capacity, Noise Improvement, and Intermodal Transportation Act of 1992 with respect to the establishment of the National Commission to Ensure a Strong Competitive Airline Industry”, do pass with the following

**AMENDMENT:**

Strike out all after the enacting clause and insert:

1 ***SECTION 1. NATIONAL COMMISSION TO ENSURE A STRONG***  
2 ***COMPETITIVE AIRLINE INDUSTRY.***

3 *(a) APPOINTMENT OF MEMBERS.—Paragraph (1) of*  
4 *subsection (e) of section 204 of the Airport and Airway*  
5 *Safety, Capacity, Noise Improvement, and Intermodal*  
6 *Transportation Act of 1992 (49 U.S.C. App. 1371 note) is*  
7 *amended to read as follows:*

8 *“(1) APPOINTMENT.—The Commission shall be*  
9 *composed of 15 voting members and 11 nonvoting*  
10 *members as follows:*

11 *“(A) 5 voting members and 1 nonvoting*  
12 *member appointed by the President.*

1           “(B) 3 voting members and 3 nonvoting  
2 members appointed by the Speaker of the House  
3 of Representatives.

4           “(C) 2 voting members and 2 nonvoting  
5 members appointed by the minority leader of the  
6 House of Representatives.

7           “(D) 3 voting members and 3 nonvoting  
8 members appointed by the majority leader of the  
9 Senate.

10           “(E) 2 voting members and 2 nonvoting  
11 members appointed by the minority leader of the  
12 Senate.”.

13           (b) *QUALIFICATIONS OF MEMBERS.*—Paragraph (2) of  
14 subsection (e) of such section is amended to read as follows:

15           “(2) *QUALIFICATIONS.*—Voting members ap-  
16 pointed pursuant to paragraph (1) shall be appointed  
17 from among individuals who are experts in aviation  
18 economics, finance, international trade, and related  
19 disciplines and who can represent airlines, pas-  
20 sengers, shippers, airline employees, aircraft manu-  
21 facturers, general aviation, and the financial commu-  
22 nity.”.

23           (c) *TRAVEL EXPENSES.*—Paragraph (5) of subsection  
24 (e) of such section is amended by striking “sections 5702  
25 and 5703” and inserting “subchapter I of chapter 57”.

1       (d) *CHAIRMAN.*—Paragraph (6) of subsection (e) of  
2 such section is amended to read as follows:

3           “(6) *CHAIRMAN.*—The President, in consultation  
4 with the Speaker of the House of Representatives and  
5 the majority leader of the Senate, shall designate the  
6 Chairman of the Commission from among its voting  
7 members.”.

8       (e) *COMMISSION PANELS.*—

9           (1) *IN GENERAL.*—Such section is further  
10 amended by inserting after subsection (e) the follow-  
11 ing new subsection:

12           “(f) *COMMISSION PANELS.*—The Chairman shall es-  
13 tablish such panels consisting of voting members of the  
14 Commission as the Chairman determines appropriate to  
15 carry out the functions of the Commission.”.

16           (2) *CONFORMING AMENDMENT.*—Subsections (f),  
17 (g), (h), (i), (j), and (k) of such section are redesign-  
18 ated as subsections (g), (h), (i), (k), (l), and (m), re-  
19 spectively.

20       (f) *STAFF AND OTHER SUPPORT.*—Such section is fur-  
21 ther amended by inserting after subsection (i) (as redesign-  
22 ated by subsection (e)(2) of this section) the following new  
23 subsection:

24           “(j) *STAFF AND OTHER SUPPORT.*—Upon the request  
25 of the Commission or a panel of the Commission, the Sec-

1 *retary of Transportation shall provide the Commission or*  
2 *panel with staff and other support to assist the Commission*  
3 *or panel in carrying out its responsibilities.”.*

4 (g) *REPORT.—Subsection (l) of such section (as reded-*  
5 *ignated by subsection (e)(2) of this section) is amended by*  
6 *striking “6 months” and inserting “90 days”.*

7 (h) *TERMINATION.—Subsection (m) of such section (as*  
8 *redesignated by subsection (e)(2) of this section) is amend-*  
9 *ed)—*

10 (1) *by striking “180th day” and inserting “30th*  
11 *day”;* and

12 (2) *by striking “subsection (j)” and inserting*  
13 *“subsection (l)”.*

14 (i) *COMMISSION EXPENDITURES.—Such section is fur-*  
15 *ther amended by adding at the end the following new sub-*  
16 *section:*

17 “(n) *COMMISSION EXPENDITURES.—Amounts ex-*  
18 *pended to carry out this section shall not be considered ex-*  
19 *penses of advisory committees for purposes of section 312*  
20 *of the Department of Transportation and Related Agencies*  
21 *Appropriations Act, 1993.”.*

22 (j) *PREVIOUSLY APPOINTED MEMBERS.—Such section*  
23 *is further amended by adding at the end the following new*  
24 *subsection:*

1       “(o) *PREVIOUSLY APPOINTED MEMBERS.*—Any ap-  
2   pointment made to the Commission before the date of the  
3   enactment of this subsection shall not be effective after such  
4   date of enactment.”

Attest:

*Secretary.*