

**Union Calendar No. 11**

103D CONGRESS  
1ST SESSION

**H. R. 904**

**[Report No. 103-22]**

---

---

**A BILL**

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.

---

---

MARCH 1, 1993

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

**Union Calendar No. 11**103<sup>D</sup> CONGRESS  
1ST SESSION**H. R. 904****[Report No. 103-22]**

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.

---

**IN THE HOUSE OF REPRESENTATIVES**

FEBRUARY 16, 1993

Mr. OBERSTAR (for himself, Mr. GEPHARDT, Mr. MINETA, Mr. SHUSTER, Mr. CARR, and Mr. CLINGER) introduced the following bill; which was referred to the Committee on Public Works and Transportation

MARCH 1, 1993

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

---

**A BILL**

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.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

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)  
7 is amended to read as follows:

8 “(1) APPOINTMENT.—The Commission shall be  
9 composed of 15 voting members and 7 nonvoting  
10 members as follows:

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

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

16 “(C) 2 voting members and 1 nonvoting  
17 member appointed by the minority leader of the  
18 House of Representatives.

19 “(D) 3 voting members and 2 nonvoting  
20 members appointed by the majority leader of  
21 the Senate.

22 “(E) 2 voting members and 1 nonvoting  
23 member appointed by the minority leader of the  
24 Senate.”.

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

4 “(2) QUALIFICATIONS.—Voting members ap-  
5 pointed pursuant to paragraph (1) shall be ap-  
6 pointed from among individuals who are experts in  
7 aviation economics, finance, international trade, and  
8 related disciplines and who can represent airlines,  
9 passengers, shippers, airline employees, aircraft  
10 manufacturers, general aviation, and the financial  
11 community.”.

12 (c) TRAVEL EXPENSES.—Paragraph (5) of sub-  
13 section (e) of such section is amended by striking “sec-  
14 tions 5702 and 5703” and inserting “subchapter I of  
15 chapter 57”.

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

18 “(6) CHAIRMAN.—The President, in consulta-  
19 tion with the Speaker of the House of Representa-  
20 tives and the majority leader of the Senate, shall  
21 designate the Chairman of the Commission from  
22 among its voting members.”.

23 (e) COMMISSION PANELS.—

1           (1) IN GENERAL.—Such section is further  
2           amended by inserting after subsection (e) the follow-  
3           ing new subsection:

4           “(f) COMMISSION PANELS.—The Chairman shall es-  
5           tablish such panels consisting of voting members of the  
6           Commission as the Chairman determines appropriate to  
7           carry out the functions of the Commission.”.

8           (2) CONFORMING AMENDMENT.—Subsections  
9           (f), (g), (h), (i), (j), and (k) of such section are re-  
10          designated as subsections (g), (h), (i), (k), (l), and  
11          (m), respectively.

12          (f) STAFF AND OTHER SUPPORT.—Such section is  
13          further amended by inserting after subsection (i) (as re-  
14          designated by subsection (e)(2) of this section) the follow-  
15          ing new subsection:

16          “(j) STAFF AND OTHER SUPPORT.—Upon the re-  
17          quest of the Commission or a panel of the Commission,  
18          the Secretary of Transportation shall provide the Commis-  
19          sion or panel with staff and other support to assist the  
20          Commission or panel in carrying out its responsibilities.”.

21          (g) REPORT.—Subsection (l) of such section (as re-  
22          designated by subsection (e)(2) of this section) is amended  
23          by striking “6 months” and inserting “90 days”.

1 (h) TERMINATION.—Subsection (m) of such section  
2 (as redesignated by subsection (e)(2) of this section) is  
3 amended—

4 (1) by striking “180th day” and inserting  
5 “30th day”; and

6 (2) by striking “subsection (j)” and inserting  
7 “subsection (l)”.

8 (i) COMMISSION EXPENDITURES.—Such section is  
9 further amended by adding at the end the following new  
10 subsection:

11 “(n) COMMISSION EXPENDITURES.—Amounts ex-  
12 pended to carry out this section shall not be considered  
13 expenses of advisory committees for purposes of section  
14 312 of the Department of Transportation and Related  
15 Agencies Appropriations Act, 1993.”.

16 (j) PREVIOUSLY APPOINTED MEMBERS.—Such sec-  
17 tion is further amended by adding at the end the following  
18 new subsection:

19 “(o) PREVIOUSLY APPOINTED MEMBERS.—Any ap-  
20 pointment made to the Commission before the date of the  
21 enactment of this subsection shall not be effective after  
22 such date of enactment.”.