

105TH CONGRESS
1ST SESSION

H. R. 2626

IN THE SENATE OF THE UNITED STATES

NOVEMBER 10, 1997

Received

AN ACT

To make clarifications to the Pilot Records Improvement
Act of 1996, and for other purposes.

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. RECORDS OF EMPLOYMENT OF PILOT APPLI-**
2 **CANTS.**

3 Section 44936(f) of title 49, United States Code, is
4 amended—

5 (1) in paragraph (1) by striking “Before hiring
6 an individual” and inserting “Subject to paragraph
7 (14), before allowing an individual to begin service”;

8 (2) in paragraph (1)(B) by inserting “as a pilot
9 of a civil or public aircraft” before “at any time”;

10 (3) in paragraph (4)—

11 (A) by inserting “and air carriers” after
12 “Administrator”; and

13 (B) by striking “paragraph (1)(A)” and
14 inserting “paragraphs (1)(A) and (1)(B)”;

15 (4) in paragraph (5) by striking “this para-
16 graph” and inserting “this subsection”;

17 (5) in paragraph (10)—

18 (A) by inserting “who is or has been” be-
19 fore “employed”; and

20 (B) by inserting “, but not later than 30
21 days after the date” after “reasonable time”;
22 and

23 (6) by adding at the end the following:

24 “(14) SPECIAL RULES WITH RESPECT TO CER-
25 TAIN PILOTS.—

“(A) PILOTS OF CERTAIN SMALL AIR-
CRAFT.—Notwithstanding paragraph (1), an air
carrier, before receiving information requested
about an individual under paragraph (1), may
allow the individual to begin service for a period
not to exceed 90 days as a pilot of an aircraft
with a maximum payload capacity (as defined
in section 119.3 of title 14, Code of Federal
Regulations) of 7,500 pounds or less, or a heli-
copter, on a flight that is not a scheduled oper-
ation (as defined in such section). Before the
end of the 90-day period, the air carrier shall
obtain and evaluate such information. The con-
tract between the carrier and the individual
shall contain a term that provides that the con-
tinuation of the individual’s employment, after
the last day of the 90-day period, depends on
a satisfactory evaluation.

“(B) GOOD FAITH EXCEPTION.—Notwith-
standing paragraph (1), an air carrier, without
obtaining information about an individual under
paragraph (1)(B) from an air carrier or other
person that no longer exists, may allow the in-
dividual to begin service as a pilot if the air
carrier required to request the information has

1 made a documented good faith attempt to
2 obtain such information.”.

Passed the House of Representatives November 9,
1997.

Attest:

ROBIN H. CARLE,
Clerk.