

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To preempt States from imposing more stringent meal or rest breaks requirements on motor carriers than those prescribed by the Secretary of Transportation pursuant to section 31502 of title 49, United States Code.

**IN THE SENATE OF THE UNITED STATES—115th Cong., 1st Sess.**

**S. 1405**

To amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mrs. FISCHER (for herself and Mr. INHOFE) to the amendment (No. \_\_\_\_\_) proposed by Mr. THUNE (for himself, Mr. NELSON, Mr. BLUNT, and Ms. CANTWELL)

Viz:

- 1 At the appropriate place, insert the following:
- 2 **SEC. \_\_\_\_ . FEDERAL AUTHORITY OVER INTERSTATE TRANS-**
- 3 **PORTATION.**
- 4 Section 14501(c) is amended—
- 5 (1) in paragraph (2), by striking “Paragraph
- 6 (1)” and inserting “Paragraphs (1) and (6)”;

1           (2) in paragraph (3)(A), by striking “Para-  
2           graph (1)” and inserting “Paragraphs (1) and (6)”;  
3           and

4           (3) by adding at the end the following:

5           “(6) ADDITIONAL LIMITATIONS.—

6                   “(A) IN GENERAL.—A State, a political  
7                   subdivision of a State, or a political authority  
8                   composed of 2 or more States may not enact or  
9                   enforce a law, regulation, or other provision  
10                  having the force and effect of law relating to  
11                  meal or rest breaks applicable to employees  
12                  whose hours of service are subject to regulation  
13                  by the Secretary under section 31502.

14                   “(B) SAVINGS PROVISION.—Nothing in  
15                  this paragraph may be construed to limit the  
16                  provisions under paragraph (1).”.