

Markey 24 Modified

MDM16270

Edward J. Markey
S.L.C.

AMENDMENT NO. _____ Calendar No. _____

Purpose: To authorize the Secretary of Transportation to prohibit certain cell phone voice communications in passenger air service.

IN THE SENATE OF THE UNITED STATES—114th Cong., 2d Sess.

S. 2658

To amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2106 through 2017, 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 Mr. MARKEY

Viz:

1 At the end of subtitle A of title III, add the following:

2 **SEC. 3122. CELL PHONE VOICE COMMUNICATION BAN.**

3 (a) IN GENERAL.—Subchapter I of chapter 417 is
4 amended by adding at the end the following:

5 **“§ 41725. Prohibition on certain cell phone voice com-**
6 **munications**

7 “(a) PROHIBITION.—The Secretary of Transpor-
8 tation may issue regulations—

9 “(1) to prohibit an individual on an aircraft
10 from engaging in voice communications using a mo-
11 bile communications device during a flight of that

1 aircraft in scheduled passenger interstate or intra-
2 state air transportation; and

3 “(2) that exempt from the prohibition described
4 in paragraph (1)—

5 “(A) any member of the flight crew on
6 duty on an aircraft;

7 “(B) any flight attendant on duty on an
8 aircraft; and

9 “(C) any Federal law enforcement officer
10 acting in an official capacity.

11 “(b) DEFINITIONS.—In this section:

12 “(1) FLIGHT.—The term ‘flight’ means, with
13 respect to an aircraft, the period beginning when the
14 aircraft takes off and ending when the aircraft
15 lands.

16 “(2) MOBILE COMMUNICATIONS DEVICE.—

17 “(A) IN GENERAL.—The term ‘mobile
18 communications device’ means any portable
19 wireless telecommunications equipment utilized
20 for the transmission or reception of voice data.

21 “(B) LIMITATION.—The term ‘mobile com-
22 munications device’ does not include a phone in-
23 stalled on an aircraft.”.

- 1 (b) TABLE OF CONTENTS.—The table of sections at
- 2 the beginning of chapter 417 is amended by inserting after
- 3 the item relating to section 41724 the following new item:
“41725. Prohibition on certain cell phone voice communications.”.