

105TH CONGRESS
2D SESSION

H. R. 3337

To amend title 49, United States Code, to require air carrier baggage liability to be not less than \$2,000 per passenger.

IN THE HOUSE OF REPRESENTATIVES

MARCH 5, 1998

Mr. MENENDEZ (for himself, Mr. SHAYS, Mr. PALLONE, Mr. HINCHEY, and Mr. FRANK of Massachusetts) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend title 49, United States Code, to require air carrier baggage liability to be not less than \$2,000 per passenger.

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

3 **SECTION 1. MINIMUM BAGGAGE LIABILITY.**

4 Subchapter I of chapter 417 of title 49, United States
5 Code, is amended by adding at the end the following:

6 **“§ 41716. Minimum baggage liability**

7 “(a) IN GENERAL.—The liability for provable direct
8 or consequential damages resulting from the disappear-
9 ance of, damage to, or delay in delivery of a passenger’s
10 personal property, including baggage, that was in the cus-

1 today or control of an air carrier immediately prior to such
2 disappearance, damage, or delay shall be not less than
3 \$2,000 for each passenger.

4 “(b) APPLICABILITY.—Subsection (a) shall apply
5 only to—

6 “(1) an air carrier that provides charter or
7 scheduled passenger service in interstate or overseas
8 air transportation; and

9 “(2) a flight that—

10 “(A) uses an aircraft designed to have a
11 maximum passenger capacity of more than 60;

12 or

13 “(B) uses an aircraft that is designed to
14 have a maximum passenger capacity of 60 or
15 less but has on the ticket for that flight a flight
16 segment that uses an aircraft designed to have
17 a maximum passenger capacity of more than 60
18 seats.

19 “(c) NOTICE REQUIREMENT.—An air carrier de-
20 scribed in subsection (b)(1) shall include on or with any
21 ticket for a flight described in subsection (b)(2) at least
22 one of the following:

23 “(1) Notice of any monetary limitation on its
24 baggage liability to passengers.

1 “(2) The following notice: ‘Federal law requires
2 any limitation on an air carriers’s baggage liability
3 on this flight to be at least \$2,000 per passenger.’.”

4 **SEC. 2. AMENDMENT TO TABLE OF SECTIONS.**

5 The table of sections for subchapter I of chapter 417
6 of title 49, United States Code, is amended by adding at
7 the end the following:

“41716. Minimum baggage liability.”

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