To amend the age restrictions for pilots.

A BILL

To amend the age restrictions for pilots.

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. LIMITATION ON AGE RESTRICTIONS.

4 Section 44703 of title 49, United States Code, is

5 amended by adding at the end the following:
"(k) Limitation on Age Restrictions.—

"(1) In general.—Notwithstanding any other provision of law, the Administrator may not, solely by reason of a person's age, if such person has not attained the person's social security retirement age as defined in section 216(1) of the Social Security Act (42 U.S.C. 416(1))—

"(A) deny, defer as to, or fail to renew for, any such person an airman or medical certificate to serve as a pilot of aircraft operated by an air carrier engaged in operations under part 121 of title 14, Code of Federal Regulations, or take any other action by regulation or otherwise under this section, including the imposition of restrictions or limitations on an airman or medical certificate following initial or periodic competency or medical testing, which has the same age discriminatory effect on any such person; or

"(B) require an air carrier engaged in operations under part 121 of title 14, Code of Federal Regulations, to terminate the employment of, or not to employ, any such person as a pilot of an aircraft operated by such air carrier, or take any other action by regulation or otherwise under section 44705 of this title...
which has the same age discriminatory effect on
any such person.

"(2) Applicability.—Nothing in paragraph
(1) shall provide the basis for a claim of seniority
under any labor agreement in effect between a rec-
ognized bargaining unit for pilots and an air carrier
engaged in operations under part 121 of title 14,
Code of Federal Regulations, made by any pilot
seeking re-employment by such air carrier following
the pilot's previous termination or cessation of em-
ployment as mandated by section 121.383(c), title
14, Code of Federal Regulations.

"(3) Amendment of Regulation.—Upon the
enactment of this subsection, the provisions of sec-
tion 121.383(c), title 14, Code of Federal Regula-
tions (as in effect on the day before the date of en-
actment of this subsection) shall cease to apply and
the Administrator shall take such action as is nec-
necessary to carry out this subsection."

SECTION 1. MODIFICATION OF FAA'S AGE-60 RULE.

Within 30 days after the effective date of action taken
by the International Civil Aviation Organization to amend
Annex 1 to the Convention on International Civil Aviation
to modify the international standard and recommended
practice for Member State curtailment of pilot privileges
by reason of age, as agreed and recommended by Air Navigation Commission at the 10th meeting of its 167th session, following its review of the recommendations of the Flight Crew Licensing and Training Panel Working Group A’s report AN–WP/7982, the Secretary of Transportation shall modify section 121.383(c) of the Federal Aviation Administration regulations (14 C.F.R. 121.383(c)) to be consistent with the amended standard or recommended practice—

(1) to provide that a pilot who has attained 60 years of age may serve as a pilot of an aircraft operated by an air carrier engaged in operations under part 121 of title 14, Code of Federal Regulations, until having attained 65 years of age on the condition that such pilot may so serve only—

(A) as a required pilot in multi-crew aircraft operations; and

(B) when another pilot serving as a required pilot in such multi-crew aircraft operations has not yet attained 60 years of age; and

(2) to eliminate the prohibition against an air carrier engaged in such operations from using the services of a pilot who has attained 60 years of age.

SEC. 2. APPLICABILITY.

The modification of the Federal Aviation Administration regulations under section 1 shall not provide the basis
for a claim of seniority under any labor agreement in effect
between a recognized bargaining unit for pilots and an air
carrier engaged in operations under part 121 of title 14,
Code of Federal Regulations, made by any pilot seeking re-
employment by such air carrier following the pilot’s pre-
vious termination or cessation of employment as required
by section 121.323(e), title 14, Code of Federal Regulations,
as that section was in effect on the date of enactment of
this Act.

SEC. 3. NTSB REPORT AFTER MODIFICATION OF AGE-60
RULE.

Within 24 months after the date on which the Sec-
retary of Transportation modifies the Federal Aviation Ad-
ministration regulations under section 1, the National
Transportation Safety Board shall submit a report to the
Senate Committee on Commerce, Science, and Transpor-
tation and the House of Representatives Committee on
Transportation and Infrastructure concerning the effect, if
any, of the modification on aviation safety.
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