

115TH CONGRESS  
1ST SESSION

# H. R. 3876

To prohibit the use of Federal funds for the official travel of any senior political appointee on private aircraft, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 28, 2017

Mr. TED LIEU of California (for himself, Mr. GALLEGO, Mr. RASKIN, and Ms. JAYAPAL) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To prohibit the use of Federal funds for the official travel of any senior political appointee on private aircraft, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Stop Waste And Mis-  
5 use by Presidential Flyers Landing Yet Evading Rules  
6 and Standards Act” or the “SWAMP FLYERS Act”.

1 **SEC. 2. PROHIBITION ON USE OF FUNDS FOR TRAVEL ON**  
2 **PRIVATE AIRCRAFT.**

3 (a) IN GENERAL.—Beginning on the date of enact-  
4 ment of this Act, no Federal funds appropriated or other-  
5 wise made available in any fiscal year may be used to pay  
6 the travel expenses of any senior political appointee for  
7 travel on official business on a non-commercial, private,  
8 or chartered flight.

9 (b) EXCEPTIONS.—The limitation in subsection (a)  
10 shall not apply—

11 (1) if no commercial flight was available for the  
12 travel in question, consistent with subsection (c); or

13 (2) to any travel on aircraft owned or leased by  
14 the Government.

15 (c) CERTIFICATION.—

16 (1) IN GENERAL.—Any senior political ap-  
17 pointee who travels on a non-commercial, private, or  
18 chartered flight under the exception provided in sub-  
19 section (b)(1) shall, not later than 30 days after the  
20 date of such travel, submit a written statement to  
21 Congress certifying that no commercial flight was  
22 available.

23 (2) PENALTY.—Any statement submitted under  
24 paragraph (1) shall be considered a statement for  
25 purposes of applying section 1001 of title 18, United  
26 States Code.

1 (d) DEFINITION OF SENIOR POLITICAL AP-  
2 POINTEE.—In this Act, the term “senior political ap-  
3 pointee” means any individual occupying—

4 (1) a position listed under the Executive Sched-  
5 ule (subchapter II of chapter 53 of title 5, United  
6 States Code);

7 (2) a Senior Executive Service position that is  
8 not a career appointee as defined under section  
9 3132(a)(4) of such title; or

10 (3) a position of a confidential or policy-deter-  
11 mining character under schedule C of subpart C of  
12 part 213 of title 5, Code of Federal Regulations.

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