

Union Calendar No. 656

118TH CONGRESS
2^D SESSION

H. R. 8692

[Report No. 118–795]

To require that the Amtrak Board of Directors comply with the open meetings requirements of section 552b of title 5, United States Code, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 11, 2024

Mr. NEHLS introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

DECEMBER 4, 2024

Additional sponsor: Mr. GRAVES of Missouri

DECEMBER 4, 2024

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on June 11, 2024]

A BILL

To require that the Amtrak Board of Directors comply with the open meetings requirements of section 552b of title 5, United States Code, 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 “Amtrak Transparency*
 5 *and Accountability for Passengers and Taxpayers Act”.*

6 **SEC. 2. OPEN MEETINGS.**

7 *Section 24301(e) of title 49, United States Code, is*
 8 *amended—*

9 *(1) by striking “Section 552 of title 5, this part”*
 10 *and inserting the following:*

11 *“(1) IN GENERAL.—Except as provided in para-*
 12 *graph (3), sections 552 and 552b of title 5, this part”;*

13 *(2) in the second sentence by striking “Section*
 14 *552 of title 5, United States Code, applies” and in-*
 15 *serting the following:*

16 *“(2) TIMING OF APPLICATION.—Except as pro-*
 17 *vided in paragraph (3), sections 552 and 552b of title*
 18 *5 apply”; and*

19 *(3) by adding at the end the following:*

20 *“(3) SCOPE OF APPLICATION.—*

21 *“(A) INFORMATION.—The requirements of*
 22 *the second sentence of section 552b(b) of title 5*
 23 *shall not apply to any portion of an Amtrak*
 24 *meeting and subsections (d) and (e) of section*
 25 *552b of title 5 shall not apply to any informa-*

tion pertaining to any portion of an Amtrak meeting otherwise required by section 552b of title 5 to be disclosed to the public in any case in which Amtrak properly determines that such portion or portions of the meeting or the disclosure of such information is likely to involve—

“(i) contract negotiations, including negotiations for contract procurements and agreements, the disclosure of which would imperil or compromise the competitive position of Amtrak;

“(ii) collective bargaining agreements or any terms and conditions that are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of Amtrak; and

“(iii) with respect to any individual who is a prospective officer, employee, or contractor or an officer, employee, or contractor employed or appointed by Amtrak, matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of

1 *the performance of, promotion or dis-*
2 *ciplining of any such individual, unless all*
3 *such individuals whose rights could be ad-*
4 *versely affected request in writing that the*
5 *matter or matters be discussed at a public*
6 *meeting.*

7 “(B) *ADDITIONAL APPLICATION.—In addi-*
8 *tion to the information described in subpara-*
9 *graph (B), the information described in section*
10 *552b(c) shall apply to Amtrak meetings.”.*

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A BILL

To require that the Antitak Board of Directors
comply with the open meetings requirements of
section 552b of title 5, United States Code, and
for other purposes.

DECEMBER 4, 2024

Reported with an amendment, committed to the Com-
mittee of the Whole House on the State of the Union,
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