AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 658
OFFERED BY MR. CAPUANO OF MASSACHUSETTS

Page 189, after line 13, insert the following (and conform the table of contents accordingly):

SEC. 434. BAGGAGE FEE REFUNDS.

An air carrier that collects a fee from a passenger for checked baggage on a flight operated by the carrier in scheduled passenger air transportation or intrastate air transportation shall refund the fee, not later than 60 days after the date of the flight, if the baggage is lost, delayed, or damaged. A refund required under this section shall be in addition to compensation required under any other provision of law.

SEC. 435. NOTIFICATION REQUIREMENTS REGARDING THE SALE OF AIRLINE TICKETS.

(a) Notice of Fees.—Section 41712 is amended by adding at the end the following:

“(d) Notice of Fees.—

“(1) In general.—It shall be an unfair or deceptive practice under subsection (a) for any ticket agent, air carrier, foreign air carrier, or other person offering to sell tickets for air transportation on a
flight of an air carrier or foreign air carrier to fail
to disclose, whether verbally in oral communication
or in writing in written or electronic communication,
prior to the purchase of a ticket, the cost of check-
ing one or more pieces of baggage on the flight.

“(2) INTERNET OFFERS.—In the case of an
offer to sell tickets described in paragraph (1) on an
Internet Web site, disclosure of the information re-
quired by paragraph (1) shall be provided by—

“(A) requesting the individual purchasing
the ticket to indicate the number of bags the in-
dividual intends to check on the flight, when the
individual is providing other flight and airport
information; and

“(B) informing the individual of the cost
associated with checking such baggage when a
fare quote is first provided.”.

(b) SHARING OF INFORMATION.—To carry out the
amendment made by subsection (a), the Secretary of
Transportation shall prescribe any requirements necessary
to ensure that consumers are provided with information
about baggage fees prior to the sale of a ticket, including
requiring that pertinent information is adequately shared
between carriers and ticket agents with which carriers
have an agency appointment or other contract.
(c) CONTRACTUAL RELATIONSHIPS.—Nothing in this section, including the amendments by this section, shall be construed to require—

   (1) an air carrier or foreign air carrier to enter into an agency appointment or other contract with a ticket agent; or

   (2) an air carrier or foreign air carrier to provide information to a ticket agent with which the carrier does not have an agency appointment or other contract.