AMENDMENT TO
RULES COMMITTEE PRINT 115–23
OFFERED BY MR. CARSON OF INDIANA

Page 409, after line 2, insert the following new section:

SEC. 10. STUDY ON NATIONAL SECURITY IMPACT OF
PRIVATIZATION OF AIR TRAFFIC CONTROL.

(a) LIMITATION; STUDY.—None of the funds authorized to be appropriated or otherwise made available by this or any other Act may be obligated or expended to transfer the performance of air traffic control functions from performance by employees of the Federal Aviation Administration to performance by employees of any non-government entity until the Secretary of Defense completes an assessment and study of the effect of any such transfer on the national security of the United States.

(b) REPORT TO CONGRESS.—Not later than 180 days after the date of enactment of an Act authorizing the transfer of air traffic control functions to a non-government entity, and every 180 days thereafter until the transfer is complete, the Secretary of Defense shall submit to Congress a report on the assessment and study conducted
under subsection (a). Such report shall include each of the following:

(1) A description of the current volume of usage of the national airspace system by the Department of Defense and national security agencies as a percentage of total air traffic.

(2) An assessment of whether and when there are unique or peak periods that the percentage identified in paragraph (1) increases and how such periods may need to be accommodated by any non-government entity employing individuals performing air traffic control functions.

(3) The current frequency of selective usage of the national airspace system by the Department of Defense and national security agencies to the exclusion of commercial or general aviation needs.

(4) A description of any allowances required to address high-tempo contingencies within the national airspace system.

(5) A description of any mechanisms, procedural and physical, that need to be in place to ensure the current level of air traffic control capability and to avoid any degradation of such capability.

(6) The location of airspace that is most commonly used (highest density) for national security
purposes and any unique technological or manning
requirements that such airspace entails.

(7) An assessment of whether there are any
unique military capabilities that require specialized
air traffic control management and how current per-
sonnel are trained in procedures to accommodate
such capabilities.