AMENDMENT TO H.R. 4
OFFERED BY MR. CARSON OF INDIANA

At the end of title V, insert the following:

SEC. 5. 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 Act or any other Act may be obligated or expended to transfer the performance of air traffic services 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 this Act, and every 180 days thereafter, 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 Depart-
ment 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 personnel are trained in procedures to accommodate such capabilities.