

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

At the end of title V, insert the following:

1 **SEC. 5** ____ . **STUDY ON NATIONAL SECURITY IMPACT OF PRI-**
2 **VATIZATION OF AIR TRAFFIC CONTROL.**

3 (a) **LIMITATION; STUDY.**—None of the funds author-
4 ized to be appropriated or otherwise made available by this
5 Act or any other Act may be obligated or expended to
6 transfer the performance of air traffic services from per-
7 formance by employees of the Federal Aviation Adminis-
8 tration to performance by employees of any non-govern-
9 ment entity until the Secretary of Defense completes an
10 assessment and study of the effect of any such transfer
11 on the national security of the United States.

12 (b) **REPORT TO CONGRESS.**—Not later than 180 days
13 after the date of enactment of this Act, and every 180
14 days thereafter, the Secretary of Defense shall submit to
15 Congress a report on the assessment and study conducted
16 under subsection (a). Such report shall include each of the
17 following:

18 (1) A description of the current volume of
19 usage of the national airspace system by the Depart-

1 ment of Defense and national security agencies as a
2 percentage of total air traffic.

3 (2) An assessment of whether and when there
4 are unique or peak periods that the percentage iden-
5 tified in paragraph (1) increases and how such peri-
6 ods may need to be accommodated by any non-gov-
7 ernment entity employing individuals performing air
8 traffic control functions.

9 (3) The current frequency of selective usage of
10 the national airspace system by the Department of
11 Defense and national security agencies to the exclu-
12 sion of commercial or general aviation needs.

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

16 (5) A description of any mechanisms, proce-
17 dural and physical, that need to be in place to en-
18 sure the current level of air traffic control capability
19 and to avoid any degradation of such capability.

20 (6) The location of airspace that is most com-
21 monly used (highest density) for national security
22 purposes and any unique technological or manning
23 requirements that such airspace entails.

24 (7) An assessment of whether there are any
25 unique military capabilities that require specialized

- 1 air traffic control management and how current per-
- 2 sonnel are trained in procedures to accommodate
- 3 such capabilities.

