

AMENDMENT TO H. R. 4
OFFERED BY MR. DENHAM OF CALIFORNIA

At the end of title V, insert the following:

1 **SEC. 5** . **FEDERAL AUTHORITY.**

2 (a) **IN GENERAL.**—Section 14501(c) of title 49,
3 United States Code, is amended—

4 (1) in paragraph (1) by striking “paragraphs
5 (2) and (3)” and inserting “paragraphs (3) and
6 (4)”;

7 (2) by redesignating paragraphs (2) through
8 (5) as paragraphs (3) through (6) respectively;

9 (3) by inserting after paragraph (1) the fol-
10 lowing:

11 “(2) **ADDITIONAL LIMITATION.**—

12 “(A) **IN GENERAL.**—A State, political sub-
13 division of a State, or political authority of 2 or
14 more States may not enact or enforce a law,
15 regulation, or other provision having the force
16 and effect of law prohibiting employees whose
17 hours of service are subject to regulation by the
18 Secretary under section 31502 from working to
19 the full extent permitted or at such times as
20 permitted under such section, or imposing any

1 additional obligations on motor carriers if such
2 employees work to the full extent or at such
3 times as permitted under such section, includ-
4 ing any related activities regulated under part
5 395 of title 49, Code of Federal Regulations.

6 “(B) STATUTORY CONSTRUCTION.—Noth-
7 ing in this paragraph shall be construed to limit
8 the provisions of paragraph (1).”;

9 (4) in paragraph (3) (as redesignated) by strik-
10 ing “Paragraph (1)—” and inserting “Paragraphs
11 (1) and (2)—”; and

12 (5) in paragraph (4)(A) (as redesignated) by
13 striking “Paragraph (1)” and inserting “Paragraphs
14 (1) and (2)”.

15 (b) EFFECTIVE DATE.—The amendments made by
16 this section shall have the force and effect as if enacted
17 on the date of enactment of the Federal Aviation Adminis-
18 tration Authorization Act of 1994 (Public Law 103–305).

