AMENDMENT TO H.R. 4
OFFERED BY MR. PITTENGER OF NORTH CAROLINA

At the end of subtitle B of title IV, insert the following:

1 SEC. 4. SERVICE ANIMALS INCLUDED.

Section 41705 of title 49, United States Code, is amended to read as follows:

4 “§ 41705. Service animals included

“(a) IN GENERAL.—In providing air transportation, an air carrier, including (subject to section 40105(b)) any foreign air carrier, may not discriminate against an otherwise qualified individual on the following grounds:

“(1) The individual has a physical or mental impairment that substantially limits one or more major life activities.

“(2) The individual has a record of such an impairment.

“(3) The individual is regarded as having such an impairment.

“(b) SERVICE ANIMALS.—
“(1) IN GENERAL.—The Secretary shall issue regulations and rules regarding the use of service animals on aircraft.

“(2) DEFINITION.—In this section, a service animal shall be defined as any dog that is individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability. The provision of emotional support, well-being, comfort, or companionship does not constitute work or tasks for the purposes of this section.

“(c) EACH ACT CONSTITUTES SEPARATE OFFENSE.—For purposes of section 46301, a separate violation occurs under this section for each individual act of discrimination prohibited by subsection (a).

“(d) INVESTIGATION OF COMPLAINTS.—The Secretary shall investigate each complaint of a violation of subsection (a).”