

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3935
OFFERED BY MR. GRAVES OF MISSOURI**

Page 199, line 10, insert “and may not duplicate the objectives of the Air Carrier Training Aviation Rule-making Committee” before the period at the end.

Strike section 547 and insert the following:

1 SEC. 547. INCREMENTAL SAFETY IMPROVEMENT.

2 Section 44704 of title 49, United States Code, is
3 amended by adding at the end the following:

4 “(h) INCREMENTAL SAFETY IMPROVEMENT.—

5 “(1) IN GENERAL.—The Administrator may
6 consider and approve a proposed incremental design
7 change request from a type certificate holder, if such
8 holder is required by the Administrator to make a
9 safety-related design change to bring a product into
10 compliance, even if the proposed incremental design
11 change does not eliminate all non-compliant condi-
12 tions.

13 “(2) PROPOSED INCREMENTAL DESIGN
14 CHANGE.—A proposed incremental design change
15 under paragraph (1) shall—

1 “(A) be related to the required safety-re-
2 lated change described in this subsection; and

3 “(B) improve safety.

4 “(3) FULL COMPLIANCE.—An approval issued
5 under this subsection shall not be construed to relieve
6 a type certificate holder from addressing all non-
7 compliant conditions under paragraph (1).”.

Strike section 744.

Strike section 845 and insert the following:

8 **SEC. 845. CREWMEMBER PUMPING GUIDANCE.**

9 (a) IN GENERAL.—Not later than 180 days after the
10 date of enactment of this Act, the Administrator shall
11 issue guidance to part 121 air carriers relating to the ex-
12 pression of milk by crewmembers on an aircraft during
13 noncritical phases of flight, consistent with the perform-
14 ance of the crewmember’s duties aboard the aircraft. The
15 guidance shall be equally applicable to any lactating crew-
16 member. In developing the guidance, the Administrator
17 shall—

18 (1) consider multiple methods of expressing
19 breast milk that could be used by crewmembers, in-
20 cluding the use of wearable lactation technology; and

1 (2) ensure the guidance will not require an air
2 carrier or foreign air carrier to incur significant ex-
3 pense, such as through—

4 (A) the addition of an extra crewmember
5 in response to providing a break;

6 (B) removal or retrofitting of seats on the
7 aircraft; or

8 (C) modification or retrofitting of an air-
9 craft.

10 (b) DEFINITIONS.—In this section:

11 (1) CREWMEMBER.—The term “crewmember”
12 has the meaning given such term in section 1.1 of
13 title 14, Code of Federal Regulations.

14 (2) CRITICAL PHASES OF FLIGHT.—The term
15 “critical phases of flight” has the meaning given
16 such term in section 121.542 of title 14, Code of
17 Federal Regulations.

18 (3) PART 121.—The term “part 121” means
19 part 121 of title 14, Code of Federal Regulations.

20 (c) AVIATION SAFETY.—Nothing in this section shall
21 limit the authority of the Administrator relating to avia-
22 tion safety under subtitle VII of title 49, United States
23 Code.

