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**AMENDMENT TO H.R. 5515**  
**OFFERED BY MR. SMITH OF WASHINGTON**

At the appropriate place in title X, insert the following:

1 **SEC. 10 \_\_\_\_. NATIONAL COMMISSION ON MILITARY AVIA-**  
2 **TION SAFETY.**

3 (a) **ESTABLISHMENT.**—There is established the Na-  
4 tional Commission on Military Aviation Safety (in this sec-  
5 tion referred to as the “Commission”).

6 (b) **MEMBERSHIP.**—

7 (1) **COMPOSITION.**—The Commission shall be  
8 composed of eight members, of whom—

9 (A) four shall be appointed by the Presi-  
10 dent;

11 (B) one shall be appointed by the Chair-  
12 man of the Committee on Armed Services of  
13 the Senate;

14 (C) one shall be appointed by the Ranking  
15 Member of the Committee on Armed Services of  
16 the Senate;

17 (D) one shall be appointed by the Chair-  
18 man of the Committee on Armed Services of  
19 the House of Representatives; and

1                   (E) one shall be appointed by the Ranking  
2                   Member of the Committee on Armed Services of  
3                   the House of Representatives.

4                   (2) APPOINTMENT DATE.—The appointments of  
5                   the members of the Commission shall be made not  
6                   later than 90 days after the date of the enactment  
7                   of this Act.

8                   (3) EFFECT OF LACK OF APPOINTMENT BY AP-  
9                   POINTMENT DATE.—If one or more appointments  
10                  under subparagraph (A) of paragraph (1) is not  
11                  made by the appointment date specified in para-  
12                  graph (2), the authority to make such appointment  
13                  or appointments shall expire, and the number of  
14                  members of the Commission shall be reduced by the  
15                  number equal to the number of appointments so not  
16                  made. If an appointment under subparagraph (B),  
17                  (C), (D), or (E) of paragraph (1) is not made by the  
18                  appointment date specified in paragraph (2), the au-  
19                  thority to make an appointment under such subpara-  
20                  graph shall expire, and the number of members of  
21                  the Commission shall be reduced by the number  
22                  equal to the number otherwise appointable under  
23                  such subparagraph.

24                  (4) EXPERTISE.—In making appointments  
25                  under this subsection, consideration should be given

1 to individuals with expertise in military aviation  
2 training, aviation technology, military aviation oper-  
3 ations, aircraft sustainment and repair, aviation per-  
4 sonnel policy, and reserve component policy.

5 (c) PERIOD OF APPOINTMENT; VACANCIES.—Mem-  
6 bers shall be appointed for the life of the Commission. Any  
7 vacancy in the Commission shall not affect its powers, but  
8 shall be filled in the same manner as the original appoint-  
9 ment.

10 (d) CHAIR AND VICE CHAIR.—The Commission shall  
11 select a Chair and Vice Chair from among its members.

12 (e) MEETINGS.—

13 (1) IN GENERAL.—The Commission shall meet  
14 at the call of the Chair.

15 (2) INITIAL MEETING.—Not later than 30 days  
16 after the date on which all members of the Commis-  
17 sion have been appointed, the Commission shall hold  
18 its initial meeting.

19 (3) QUORUM.—A majority of the members of  
20 the Commission shall constitute a quorum, but a  
21 lesser number of members may hold hearings.

22 (f) DUTIES.—

23 (1) STUDY ON MILITARY AVIATION SAFETY.—  
24 The Commission shall undertake a comprehensive  
25 study of United States military aviation mishaps

1 that occurred between fiscal years 2013 and 2018 in  
2 order—

3 (A) to assess the rates of military aviation  
4 mishaps between fiscal years 2013 and 2018  
5 compared to historic aviation mishap rates;

6 (B) to make an assessment of the causes  
7 contributing to military aviation mishaps; and

8 (C) to make recommendations on the  
9 modifications, if any, of safety, training, main-  
10 tenance, personnel, or other policies related to  
11 military aviation safety.

12 (2) REPORT.—Not later than February 1,  
13 2020, the Commission shall submit to the President  
14 and the congressional defense committees a report  
15 setting forth a detailed statement of the findings  
16 and conclusions of the Commission as a result of the  
17 study required by paragraph (1), together with the  
18 recommendations of the Commission for such legisla-  
19 tive and administrative actions as the Commission  
20 considers appropriate in light of the results of the  
21 study.

22 (g) POWERS.—

23 (1) HEARINGS.—The Commission may hold  
24 such hearings, sit and act at such times and places,  
25 take such testimony, and receive such evidence as

1 the Commission considers advisable to carry out its  
2 duties under this subtitle.

3 (2) INFORMATION FROM DEPARTMENT.—The  
4 Commission may secure directly from any element of  
5 the Department of Defense such information as the  
6 Commission considers necessary to carry out its du-  
7 ties under this subtitle. Upon request of the Chair  
8 of the Commission, the head of such element shall  
9 furnish such information to the Commission.

10 (h) TERMINATION.—The Commission shall terminate  
11 90 days after the date on which the Commission submits  
12 the report required under subsection (f)(2).

