

*Robert Menendez*

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To ensure that all consumers are able to easily and fairly compare airfares and other costs applicable to tickets for air transportation, including all taxes and fees.

IN THE SENATE OF THE UNITED STATES—111th Cong., 2d Sess.

**H. R. 1586**

**AMENDMENT NO 3506**

To in By *Menendez* tain  
To: *Amdt. No. 3452*

Refe 3 nd  
Page(s)

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AMENDMENT intended to be proposed by Mr. MENENDEZ *(for himself and Mr. Schumer)* to the amendment (No. 3452) proposed by Mr. ROCKEFELLER

Viz:

1 At the end of subtitle A of title IV, add the following:

2 **SEC. 407. NOTIFICATION REQUIREMENTS WITH RESPECT**  
3 **TO THE SALE OF AIRLINE TICKETS.**

4 (a) IN GENERAL.—The Office of Aviation Consumer  
5 Protection and Enforcement of the Department of Trans-  
6 portation shall establish rules to ensure that all consumers  
7 are able to easily and fairly compare airfares and other

CHARGES PAID WHEN PURCHASING<sup>2</sup>

1 ~~costs applicable to~~ tickets for air transportation, including  
2 all taxes and fees.

3 (b) NOTICE OF TAXES AND FEES APPLICABLE TO  
4 TICKETS FOR AIR TRANSPORTATION.—Section 41712, as  
5 amended by this Act, is further amended by adding at the  
6 end the following:

7 “(d) NOTICE OF TAXES AND FEES APPLICABLE TO  
8 TICKETS FOR AIR TRANSPORTATION.—

9 “(1) IN GENERAL.—It shall be an unfair or de-  
10 ceptive practice under subsection (a) for an air car-  
11 rier, foreign air carrier, or ticket agent to sell a tick-  
12 et for air transportation <sup>ON THE INTERNET</sup> unless the air carrier, for-  
13 eign air carrier, or ticket agent, as the case may  
14 be—

15 “(A) displays information with respect to  
16 the taxes and fees described in paragraph (2),  
17 including the amount and a description of each  
18 such tax or fee, ~~simultaneously with and~~ in rea-  
19 sonable proximity to the price listed for the  
20 ticket; and

21 “(B) ~~in the case of a ticket for air trans-~~  
22 ~~portation sold on the Internet,~~ provides to the  
23 purchaser of the ticket information with respect  
24 to the taxes and fees described in paragraph  
25 (2), including the amount and a description of

1 each such tax or fee, before requiring the pur-  
 2 chaser to provide any personal information, in-  
 3 cluding the name, address, phone number, e-  
 4 mail address, or credit card information of the  
 5 purchaser.

6 “(2) TAXES AND FEES DESCRIBED.—The taxes  
 7 and fees described in this paragraph are all taxes,  
 8 fees, and charges applicable to a ticket for air trans-  
 9 portation, ~~including~~ <sup>CONSISTING OF</sup>

10 “(A) all taxes, fees, charges, and sur-  
 11 charges included in the price paid by a pur-  
 12 chaser for the ticket, including fuel surcharges  
 13 and surcharges relating to peak or holiday trav-  
 14 el; and

15 “(B) any fees for checked baggage, seating  
 16 assignments, and optional in-flight goods and  
 17 services, and other fees that may be charged  
 18 ~~after the ticket is purchased.~~

19 (c) REGULATIONS.—The Secretary of Transpor-  
 20 tation, in consultation with the Administrator of the Fed-  
 21 eral Aviation Administration, shall prescribe such regula-  
 22 tions as may be necessary to carry out subsection (d) of  
 23 section 41712 of title 49, United States Code, as added  
 24 by subsection (b) of this section.

<sup>e</sup>  
 (B) ANY FEES FOR  
 BAGGAGE, SEATING  
 ASSIGNMENTS; AND

(C) OPERATIONAL  
 SERVICES THAT ARE  
 CHARGED WHEN THE  
 TICKET IS PURCHASED.