

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 _____ tain

By Menendez

To: Amdt. No. 3452

Refe _____ nd

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Page(s)

GPO: 2008 45-008 (mac)

AMENDMENT intended to be proposed by Mr. MENENDEZ to the amendment (No. 3452) proposed by Mr. ROCKEFELLER

(for himself and Mr. Schumer)

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

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 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—

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.