

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3578

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## AN ACT

To establish requirements for the adoption of any new or revised requirement providing for the screening, testing, or treatment of an airman or an air traffic controller for a sleep disorder, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. MEDICAL CERTIFICATION REQUIREMENTS FOR**  
2 **AIRMEN AND AIR TRAFFIC CONTROLLERS**  
3 **RELATING TO SLEEP DISORDERS.**

4 (a) IN GENERAL.—The Secretary of Transportation  
5 may, consistent with accepted medical standards and prac-  
6 tices, implement or enforce a requirement providing for  
7 the screening, testing, or treatment (including consider-  
8 ation of all possible treatment alternatives) of an airman  
9 or an air traffic controller for a sleep disorder—

10 (1) in the case of an airman, only if the re-  
11 quirement is adopted pursuant to a rulemaking pro-  
12 ceeding; and

13 (2) in the case of an air traffic controller, only  
14 if the Federal Aviation Administration meets its ob-  
15 ligations pursuant to chapter 71 of title 5, United  
16 States Code.

17 (b) APPLICABILITY.—Subsection (a) shall not apply  
18 to a requirement that was in force before November 1,  
19 2013.

20 (c) DEFINITIONS.—In this section, the following defi-  
21 nitions apply:

22 (1) AIRMAN.—The term “airman” has the  
23 meaning given that term in section 40102(a) of title  
24 49, United States Code.

25 (2) AIR TRAFFIC CONTROLLER.—The term “air  
26 traffic controller” means a civilian employee of the

1 Department of Transportation described in section  
2 2109 of title 5, United States Code.

3 (3) SLEEP DISORDER.—The term “sleep dis-  
4 order” includes obstructive sleep apnea.

Passed the House of Representatives February 11,  
2014.

Attest:

*Clerk.*

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