

114TH CONGRESS  
1ST SESSION

# H. R. 4203

To amend title 49, United States Code, to prohibit certain fees related to aircraft lavatories, to require refunding baggage fees if baggage is delayed, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 9, 2015

Mr. LIPINSKI introduced the following bill; which was referred to the  
Committee on Transportation and Infrastructure

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## A BILL

To amend title 49, United States Code, to prohibit certain fees related to aircraft lavatories, to require refunding baggage fees if baggage is delayed, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Comfortable and Fair  
5 Flight Act”.

1 **SEC. 2. REQUIREMENTS FOR AIRCRAFT LAVATORIES AND**  
2 **BAGGAGE REFUNDS.**

3 (a) IN GENERAL.—Subchapter I of chapter 417 of  
4 title 49, United States Code, is amended by adding at the  
5 end the following:

6 **“§ 41725. Aircraft lavatories.**

7 “(a) PROHIBITION ON FEE FOR USE OF LAVA-  
8 TORY.—An air carrier operating an aircraft in air trans-  
9 portation may not charge an individual with a passenger  
10 ticket for such air transportation a fee for the use of a  
11 lavatory on such aircraft.

12 “(b) PROHIBITION ON CHANGE FEE FOR AIR TRANS-  
13 PORTATION ON AIRCRAFT WITHOUT FUNCTIONING LAVA-  
14 TORY.—If an aircraft operated in air transportation lacks  
15 an adequate number (as determined by the Secretary) of  
16 functioning lavatories at the time of boarding of such air-  
17 craft, the air carrier operating such aircraft shall permit  
18 an individual with a passenger ticket for such air transpor-  
19 tation to select alternative equivalent air transportation  
20 operated by such carrier without charging such individual  
21 an additional fee.

22 **“§ 41726. Baggage fee refund for delayed baggage.**

23 “With respect to an individual with a passenger ticket  
24 for air transportation, the air carrier providing such air  
25 transportation shall refund to such individual any fee im-  
26 posed on such individual for baggage transported on such

1 air transportation if such baggage does not arrive at the  
2 scheduled destination for such baggage before the time  
3 that is two hours after the arrival of such individual at  
4 such destination.”.

5 (b) REGULATIONS.—Not later than 120 days after  
6 the date of the enactment of this Act, the Secretary of  
7 Transportation shall issue such regulations as are nec-  
8 essary to carry out the amendment made by subsection  
9 (a).

10 (c) APPLICABILITY.—The amendment made by sub-  
11 section (a) shall apply with respect to air transportation  
12 that originates on or after the date that is 60 days after  
13 the date that regulations are issued pursuant to subsection  
14 (b).

15 (d) CLERICAL AMENDMENT.—The analysis for chap-  
16 ter 417 of title 49, United States Code, is amended by  
17 inserting after the item relating to section 41724 the fol-  
18 lowing:

“41725. Aircraft lavatories.

“41726. Baggage fee refund for delayed baggage.”.

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