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104TH CONGRESS

2D SESSION H. R. 3739 To amend title 49, United States Code, to provide, without subsidy, for enhanced essential air service to remote insular areas.
IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 1996 Mr. FALEOMAVAEGA introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL To amend title 49, United States Code, to provide, without

subsidy, for enhanced essential air service to remote insu-
lar areas.

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. REMOTE INSULAR AREA DEFINED.

4 Section 41731 of title 49, United States Code, is
5 amended by redesignating paragraph (5) as paragraph (6)

6 and by inserting after paragraph (4) the following:
7 ‘‘(5) ‘remote insular area’ means American

8 Samoa.’’.

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1 SEC. 2. ENHANCED ESSENTIAL AIR SERVICE FOR REMOTE
2 INSULAR AREAS.

3 Section 41735 of title 49, United States Code, is

4 amended by adding at the end the following:
5 ‘‘(f) ENHANCED ESSENTIAL AIR SERVICE FOR RE-
6 MOTE INSULAR AREAS.—

7 ‘‘(1) PROPOSALS.—In lieu of submitting a pro-
8 posal under subsection (a) for enhanced essential air

9 service based on compensation, the government of a
10 remote insular area may submit a request for en-
11 hanced essential air service based on the award of

12 exclusive authority to serve an eligible point located
13 in such area. A request submitted under this sub-

14 section shall specify the minimum level of enhanced
15 essential air service which the government considers
16 appropriate.
17 ‘‘(2) DECISIONS.—

18 ‘‘(A) NOTICE.—Within 30 days after re-
19 ceiving such a request, the Secretary shall pro-

20 vide notice that applications and service propos-
21 als may be submitted to the Secretary within

22 30 days by any air carrier which is willing to
23 provide at least the minimum level of air service

24 requested.
25 ‘‘(B) SELECTION.—Within 30 days after
26 the closing date for applications and proposals

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1 for service to a remote insular area under sub-
2 paragraph (A), the Secretary shall select the

3 qualified applicant whose service proposal best

4 meets the air service needs of the remote insu-
5 lar area and shall award such applicant the ex-
6 clusive authority to serve the eligible point for
7 a period not to exceed 2 years. The award of

8 such authority shall be subject to the perform-
9 ance of service in accordance with the appli-
10 cant’s service proposal and may be renewed

11 under this subsection.
12 ‘‘(3) FACTORS TO CONSIDER.—In selecting an

13 air carrier to provide such exclusive service the Sec-
14 retary shall consider, among other factors, the fac-
15 tors in subsection (b)(3)(A) and shall also consider

16 the views of the requesting government.
17 ‘‘(4) RENEWALS.—Prior to renewing any award

18 of exclusive service authority under this subsection,
19 the Secretary shall provide notice and opportunity

20 for other air carriers to submit applications and
21 service proposals. Such applications and proposals
22 shall be considered by the Secretary in accordance
23 with this subsection.’’.
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