

108TH CONGRESS  
1ST SESSION

# H. CON. RES. 275

Expressing the sense of Congress that all airport screening functions should continue to be performed by Federal employees and that all employees of the Transportation Security Administration, including Federal airport screeners, should be permitted to engage in collective bargaining and be represented in collective bargaining by a representative or organization of their choosing.

---

## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 9, 2003

Mr. ANDREWS submitted the following concurrent resolution; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

---

## CONCURRENT RESOLUTION

Expressing the sense of Congress that all airport screening functions should continue to be performed by Federal employees and that all employees of the Transportation Security Administration, including Federal airport screeners, should be permitted to engage in collective bargaining and be represented in collective bargaining by a representative or organization of their choosing.

Whereas the federalization of airport screening functions has substantially improved public safety and enhanced public confidence in the safety of air transportation;

Whereas a reversion to contractor performance of airport screening functions would reduce safety and erode confidence in the Federal Government's ability to protect citizens from acts of terrorism, and, therefore, would not be in the public interest;

Whereas all employees of the Transportation Security Administration, including Federal airport screeners, are subject to the personnel management system authorized by section 114(n) of title 49, United States Code;

Whereas under that section 114(n), the requirements applicable to the personnel management system of the Federal Aviation Administration also apply to the personnel management system of the Transportation Security Administration;

Whereas section 40122(g)(2) of title 49, United States Code, provides that chapter 71 of title 5, United States Code (relating to labor-management relations), applies to the personnel management system of the Federal Aviation Administration;

Whereas despite this fact, the Federal Labor Relations Authority recently ruled that the Transportation Security Administration is exempt from the requirements of chapter 71 of title 5, United States Code, and therefore is not obligated to engage in collective bargaining with representatives of Federal airport screeners;

Whereas the vital mission of the Transportation Security Administration requires an adequate budget so that Federal airport screeners can protect air passengers without the constant pressures that result from underfunding; and

Whereas Federal airport screeners have the right to be treated with the dignity and respect that the Federal Govern-

ment, as a model employer, should accord to all of its employees: Now, therefore, be it

1        *Resolved by the House of Representatives (the Senate*  
2 *concurring)*, That it is the sense of Congress that—

3            (1) all airport screening functions should con-  
4        tinue to be performed by Federal employees; and

5            (2) all employees of the Transportation Security  
6        Administration, including Federal airport screeners,  
7        should be permitted to engage in collective bar-  
8        gaining and be represented in collective bargaining  
9        by a representative or organization of their choosing.

○