

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
FILNER, BOB OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE
FOR 10 MINUTES

**AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 658
OFFERED BY MR. FILNER OF CALIFORNIA**

Page 120, strike lines 10 through 18 (and redesignate subsequent sections, and conform the table of contents, accordingly).

Page 256, after line 9, insert the following (and conform the table of contents accordingly):

1 SEC. 814. REGULATIONS RELATING TO CERTAIN FIRE DAN-
2 GERS.

3 (a) PRIMARY LITHIUM BATTERIES OR CELLS.—Not
4 later than one year after the date of enactment of this
5 Act, the Administrator of the Federal Aviation Adminis-
6 tration and the Administrator of the Pipeline and Haz-
7 ardous Materials Safety Administration shall jointly issue
8 regulations that prohibit the transportation of primary
9 lithium batteries or cells by means of a covered aircraft
10 until such time as the Administrators—

11 (1) determine that there is available for use—

12 (A) packaging that has been proven to
13 safely contain a fire relating to such batteries
14 or cells; and

1 (B) an aircraft fire detection and suppres-
2 sion system that has been proven to safely de-
3 tect and suppress a fire relating to such bat-
4 teries or cells; or

5 (2) jointly issue regulations that allow the
6 transportation of such batteries or cells by means of
7 a covered aircraft only if—

8 (A) the crew of the aircraft is notified of
9 such transportation;

10 (B) the aircraft is appropriately protected
11 from the dangers of a fire by—

12 (i) packaging described in paragraph
13 (1)(A); and

14 (ii) an aircraft fire detection and sup-
15 pression system described in paragraph
16 (1)(B); or

17 (C) other actions the Administrators deter-
18 mine appropriate for materials treated as haz-
19 ardous are taken.

20 (b) COCKPIT VISIBILITY.—Not later than one year
21 after the date of enactment of this Act, the Administrator
22 of the Federal Aviation Administration shall issue regula-
23 tions that require all covered aircraft to have equipment
24 that maintains visibility in the cockpit, notwithstanding
25 the presence of dense, continuous smoke, sufficient to

1 allow a pilot to see basic flight instruments and the outside
2 environment.

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

5 (1) COVERED AIRCRAFT.—The term “covered
6 aircraft” means any aircraft involved in air trans-
7 portation (as that term is defined in section
8 40102(a) of title 49, United States Code).

9 (2) PRIMARY LITHIUM BATTERY OR CELL.—
10 The term “primary lithium battery or cell” means a
11 lithium metal battery or cell that is not designed to
12 be electrically charged or recharged.

