

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3935
OFFERED BY MS. HOYLE OF OREGON**

At the end of title VIII, add the following:

1 **SEC. 8 ____ . CREWMEMBER PUMPING GUIDANCE.**

2 (a) IN GENERAL.—Not later than 180 days after the
3 date of enactment of this Act, the Administrator shall
4 issue guidance to part 121 air carriers relating to the ex-
5 pression of milk by crewmembers on an aircraft during
6 noncritical phases of flight, consistent with the perform-
7 ance of the crewmember’s duties aboard the aircraft. The
8 guidance shall be equally applicable to any lactating crew-
9 member. In developing the guidance, the Administrator
10 shall—

11 (1) consider multiple methods of expressing
12 breast milk that could be used by crewmembers, in-
13 cluding the use of wearable lactation technology; and

14 (2) ensure that complying with the guidance
15 will not require an air carrier or foreign air carrier
16 to incur significant expense, such as through—

17 (A) the addition of an extra crewmember
18 in response to providing a break;

1 (B) removal or retrofitting of seats on the
2 aircraft; or

3 (C) modification or retrofitting of an air-
4 craft.

5 (b) DEFINITIONS.—In this section:

6 (1) CREWMEMBER.—The term “crewmember”
7 has the meaning given such term in section 1.1 of
8 title 14, Code of Federal Regulations.

9 (2) CRITICAL PHASES OF FLIGHT.—The term
10 “critical phases of flight” has the meaning given
11 such term in section 121.542 of title 14, Code of
12 Federal Regulations.

13 (3) PART 121.—The term “part 121” means
14 part 121 of title 14, Code of Federal Regulations.

15 (c) AVIATION SAFETY.—Nothing in this section shall
16 limit the authority of the Administrator relating to avia-
17 tion safety under subtitle VII of title 49, United States
18 Code.

