

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2744
OFFERED BY MS. WOOLSEY**

Strike all after the enacting clause and insert the following:

1 SEC. 1. SHORT TITLE.

2 This Act may be cited as the “Airline Flight Crew
3 Technical Corrections Act”.

**4 SEC. 2. LEAVE REQUIREMENT FOR AIRLINE FLIGHT
5 CREWS.**

6 (a) INCLUSION OF AIRLINE FLIGHT CREWS.—Sec-
7 tion 101(2) of the Family and Medical Leave Act of 1993
8 (29 U.S.C. 2611(2)) is amended by adding at the end the
9 following:

10 “(D) AIRLINE FLIGHT CREWS.—

11 “(i) DETERMINATION.— For purposes
12 of determining whether an employee who is
13 a flight attendant or flight crewmember
14 (as such terms are defined in regulations
15 of the Federal Aviation Administration)
16 meets the hours of service requirement
17 specified in subparagraph (A)(ii), the em-
18 ployee will be considered to be eligible if—

1 “(I) the employee has worked or
2 been paid for 60 percent of the appli-
3 cable monthly guarantee, or the equiv-
4 alent annualized over the preceding
5 12-month period; and

6 “(II) the employee has worked or
7 been paid for a minimum of 504
8 hours during the preceding 12-month
9 period.

10 “(ii) DEFINITION.—As used in this
11 subparagraph, the term ‘applicable month-
12 ly guarantee’ means—

13 “(I) for employees described in
14 clause (i) other than employees on re-
15 serve status, the minimum number of
16 hours for which an employer has
17 agreed to schedule such employees for
18 any given month; and

19 “(II) for employees described in
20 clause (i) who are on reserve status,
21 the number of hours for which an em-
22 ployer has agreed to pay such employ-
23 ees on reserve status for any given
24 month,

1 as established in the collective bargaining
2 agreement, or if none exists in the employ-
3 er's policies. Each employer of an employee
4 described in clause (i) shall maintain on
5 file with the Secretary (in accordance with
6 regulations the Secretary may prescribe)
7 the applicable monthly guarantee with re-
8 spect to each category of employee to
9 which such guarantee applies.”.

10 (b) CALCULATION OF LEAVE FOR AIRLINE FLIGHT
11 CREWS.—Section 102(a) of the Family and Medical Leave
12 Act of 1993 (29 U.S.C. 2612(a)) is amended by adding
13 at the end the following:

14 “(5) CALCULATION OF LEAVE FOR AIRLINE
15 FLIGHT CREWS.—The Secretary may provide, by
16 regulation, a method for calculating the leave de-
17 scribed in paragraph (1) with respect to employees
18 described in section 101(2)(D).”.

