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### SUBCHAPTER III—REGIONAL AIR SERVICE INCENTIVE PROGRAM

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#### AMENDMENTS

2012—Pub. L. 112–95, title IV, § 403(b), Feb. 14, 2012, 126 Stat. 85, which directed amendment of section under "such subchapter", meaning subchapter I of chapter 417, by adding item 41724 at the end, was executed by adding item 41724 to analysis for this chapter to reflect the probable intent of Congress.

Pub. L. 112–95, title IV, §§ 404(b), 430, Feb. 14, 2012, 126 Stat. 100, substituted "Prohibitions against smoking on passenger flights" for "Prohibitions against smoking on scheduled flights" in item 41766, and struck out item 41747 "EAS local participation program".

2003—Pub. L. 108–176, title IV, §§ 408(b), 410(b), 422(b), title VIII, § 438(b), Dec. 12, 2003, 117 Stat. 2547, 2549, 2552, 2590, added items 41721 to 41723 and 41745 to 41748 and struck out former item 41724 "Reports by carriers on incidents involving animals during air transportation".

2000—Pub. L. 106–181, title II, §§ 203(b), 204(b), 210(b), 231(j)(2), title VII, § 710(b), Apr. 5, 2000, 114 Stat. 85, which directed amendment of analysis for subchapter I of chapter 417 by adding item 41724 to analysis for this chapter to reflect the probable intent of Congress.

Pub. L. 112–95, title IV, §§ 401(b), 430, Feb. 14, 2012, 126 Stat. 100, substituted "Prohibitions against smoking on passenger flights" for "Prohibitions against smoking on scheduled flights" in item 41766, and struck out item 41747 "EAS local participation program".

2003—Pub. L. 108–176, title IV, §§ 408(b), 410(b), 422(b), title VIII, § 438(b), Dec. 12, 2003, 117 Stat. 2547, 2549, 2552, 2590, added items 41721 to 41723 and 41745 to 41748 and struck out former item 41724 "Reports by carriers on incidents involving animals during air transportation".


#### SUBCHAPTER I—REQUIREMENTS

§ 41701. Classification of air carriers

The Secretary of Transportation may establish—

(1) reasonable classifications for air carriers when required because of the nature of the transportation provided by them; and

(2) reasonable requirements for each class when the Secretary decides those requirements are necessary in the public interest.

(Pub. L. 103–272, § 1(e), July 5, 1994, 108 Stat. 1140.)

### HISTORICAL AND REVISION NOTES

#### Revised Section

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<th>Source (U.S. Code)</th>
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<td>41701</td>
<td>49 App.:1386(a).</td>
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In this section, before clause (1), the words "from time to time" are omitted as unnecessary. In clauses (1) and (2), the word "just" is omitted as being included in "reasonable". In clause (1), the word "groups" is omitted as being included in "classifications". The words "transportation provided" are substituted for "services performed" for consistency in the revised title. In clause (2), the word "requirements" is substituted for "rules and regulations pursuant to and consistent with the provisions of this subchapter" as being more appropriate and for consistency in the revised title.

§ 41702. Interstate air transportation

An air carrier shall provide safe and adequate interstate air transportation.

(Pub. L. 103–272, § 1(e), July 5, 1994, 108 Stat. 1140.)

### HISTORICAL AND REVISION NOTES

#### Revised Section

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<td>41702</td>
<td>49 App.:1376(a)(1).</td>
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This section is substituted for 49 App.:1376(a)(1) because 49 App.:1551(a)(4)(C) provides that 49 App.:1376 no longer applies to interstate or overseas air transportation except insofar as 49 App.:1374 requires air carriers to provide safe and adequate service.

§ 41703. Navigation of foreign civil aircraft

(a) PERMITTED NAVIGATION.—A foreign aircraft, not part of the armed forces of a foreign country, may be navigated in the United States only—

(1) if the country of registry grants a similar privilege to aircraft of the United States;

(2) by an airman holding a certificate or license issued or made valid by the United States Government or the country of registry;

(3) if the Secretary of Transportation authorizes the navigation; and

(4) if the navigation is consistent with terms the Secretary may prescribe.

(b) REQUIREMENTS FOR AUTHORIZING NAVIGATION.—The Secretary may authorize navigation under this section only if the Secretary decides the authorization is—

(1) in the public interest; and

(2) consistent with any agreement between the Government and the government of a foreign country.

(c) PROVIDING AIR COMMERCE.—The Secretary may authorize an aircraft permitted to navigate in the United States under this section to pro-