

PART C -- FINANCING

CHAPTER 481 -- AIRPORT AND AIRWAY TRUST FUND AUTHORIZATIONS

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Sec. 48101. Air navigation facilities

(a) General Authorization of Appropriations. -- Not more than a total of the following amounts may be appropriated to the Secretary of Transportation out of the Airport and Airway Trust Fund established under section 9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502) to acquire, establish, and improve air navigation facilities under section 44502(a)(1)(A) of this title:

(1) for the fiscal years ending September 30, 1991-1993, \$8,200,000,000.

(2) for the fiscal years ending September 30, 1991-1994, \$11,100,000,000.

(3) for the fiscal years ending September 30, 1991-1995, \$14,000,000,000.

(b) Major Airway Capital Investment Plan Changes. -- If the Secretary decides that it is necessary to augment or substantially modify elements of the Airway Capital Investment Plan referred to in section 44501(b) of this title (including a decision that it is necessary to establish more than 23 area control facilities), not more than \$100,000,000 may be appropriated to the Secretary out of the Fund for the fiscal year ending September 30, 1994, to carry out the augmentation or modification.

(c) Availability of Amounts. -- Amounts appropriated under this section remain available until expended.

Sec. 48102. Research and development

(a) Authorization of Appropriations. -- Not more than the following amounts may be appropriated to the Secretary of Transportation out of the Airport and Airway Trust Fund established under section 9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502) to carry out sections 44504, 44505, 44507, 44509, and 44511-44513 of this title:

(1) for the fiscal year ending September 30, 1993 --

(A) \$14,700,000 only for management and analysis projects and activities.

(B) \$87,000,000 only for capacity and air traffic management technology projects and activities.

(C) \$28,000,000 only for communications,

navigation, and surveillance projects and activities.

(D) \$7,700,000 only for weather projects and activities.

(E) \$6,800,000 only for airport technology projects and activities.

(F) \$44,000,000 only for aircraft safety technology projects and activities.

(G) \$41,100,000 only for system security technology projects and activities.

(H) \$31,000,000 only for human factors and aviation medicine projects and activities.

(I) \$4,500,000 for environment and energy projects and activities.

(J) \$5,200,000 for innovative and cooperative research projects and activities.

(2) for the fiscal year ending September 30, 1994, \$297,000,000.

(b) Availability for Research. -- (1) At least 15 percent of the amount appropriated under subsection (a) of this section shall be for long-term research projects.

(2) At least 3 percent of the amount appropriated under subsection (a) of this section shall be available to the Administrator of the Federal Aviation Administration to make grants under section 44511 of this title.

(c) Transfers Between Categories. -- (1) Not more than 10 percent of the net amount authorized for a category of projects and activities in a fiscal year under subsection (a) of this section may be transferred to or from that category in that fiscal year.

(2) The Secretary may transfer more than 10 percent of an authorized amount to or from a category only after --

(A) submitting a written explanation of the proposed transfer to the Committees on Science, Space, and Technology and Appropriations of the House of

Representatives and the Committees on Commerce, Science, and Transportation and Appropriations of the Senate; and

(B) 30 days have passed after the explanation is submitted or each Committee notifies the Secretary in writing that it does not object to the proposed transfer.

(d) Airport Capacity Research and Development. -- (1) Of the amounts made available under subsection (a) of this section, at least \$25,000,000 may be appropriated each fiscal year for research and development under section 44505(a) and (c) of this title on preserving and enhancing airport capacity, including research and development on improvements to airport design standards, maintenance, safety, operations, and environmental concerns.

(2) The Administrator shall submit to the Committees on Science, Space, and Technology and Public Works and Transportation of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on expenditures made under paragraph (1) of this subsection for each fiscal year. The report shall be submitted not later than 60 days after the end of the fiscal year.

(e) Air Traffic Controller Performance Research. -- Necessary amounts may be appropriated to the Secretary out of amounts in the Fund available for research and development to

conduct research under section 44506(a) and (b) of this title.

(f) Availability of Amounts. -- Amounts appropriated under subsection (a) of this section remain available until expended.

Sec. 48103. Airport planning and development and noise compatibility planning and programs Not more than a total of \$15,966,700,000 is available to the Secretary of Transportation for the fiscal years ending September 30, 1982-1993, out of the Airport and Airway Trust Fund established under section 9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502) to make grants for airport planning and airport development under section 47104 of this title, airport noise compatibility planning under section 47505(a)(2) of this title, and carrying out noise compatibility programs under section 47504(c) of this title.

Sec. 48104. Certain direct costs and joint air navigation services

(a) Authorization of Appropriations. -- Except as provided in this section, the balance of the money available in the Airport and Airway Trust Fund established under section 9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502) may be appropriated to the Secretary of Transportation out of the Fund for --

(1) direct costs the Secretary incurs to flight check, operate, and maintain air navigation facilities referred to in section 44502(a)(1)(A) of this title safely and efficiently; and

(2) the costs of services provided under international agreements related to the joint financing of air navigation services assessed against the United States Government.

(b) Limitation. -- The amount that may be appropriated out of the Fund for each of the fiscal years ending September 30, 1993-1995, may not be more than an amount equal to --

(1) 75 percent of the amount made available under sections 106(k) and 48101-48103 of this title for that fiscal year; less

(2) the amount made available under sections 48101-48103 of this title for that fiscal year.

Sec. 48105. Weather reporting services

To reimburse the Secretary of Commerce for the cost incurred by the National Oceanic and Atmospheric Administration of providing weather reporting services to the Federal Aviation Administration, the Secretary of Transportation may expend from amounts available under section 48104 of this title not more than the following amounts:

(1) for the fiscal year ending September 30, 1993, \$35,596,000.

(2) for the fiscal year ending September 30, 1994, \$37,800,000.

(3) for the fiscal year ending September 30, 1995, \$39,000,000.

Sec. 48106. Airway science curriculum grants

Amounts are available from the Airport and Airway Trust Fund established under section 9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502) to carry out section 44510 of this title. The amounts remain available until expended.

Sec. 48107. Civil aviation security research and development

After the review under section 44912(b) of this title is completed, necessary amounts may be appropriated to the Secretary of Transportation out of the Airport and Airway Trust Fund established under section 9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502) to make grants under section 44912(a)(4)(A).

Sec. 48108. Availability and uses of amounts

(a) Availability of Amounts. -- Amounts equal to the amounts authorized under sections 48101-48105 of this title remain in the Airport and Airway Trust Fund established under section 9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502) until appropriated for the purposes of sections 48101-48105.

(b) Limitations on Uses. -- (1) Amounts in the Fund may be appropriated only to carry out a program or activity referred to in this chapter.

(2) Amounts in the Fund may be appropriated for administrative expenses of the Department of Transportation or a component of the Department only to the extent authorized by section 48104 of this title.

(c) Limitation on Obligating or Expending Amounts. -- In a fiscal year beginning after September 30, 1995, the Secretary of Transportation may obligate or expend an amount appropriated out of the Fund under section 48104 of this title only if a law expressly amends section 48104.

Sec. 48109. Submission of budget information and legislative recommendations and comments When the Administrator of the Federal Aviation Administration submits to the Secretary of Transportation, the President, or the Director of the Office of Management and Budget any budget information, legislative recommendation, or comment on legislation about amounts authorized in section 48101 or 48102 of this title, the Administrator concurrently shall submit a copy of the information, recommendation, or comment to the Speaker of the House of Representatives, the Committees on Public Works and Transportation and Appropriations of the House, the President of the Senate, and the Committees on Commerce, Science, and Transportation and Appropriations of the Senate.

Sec. 48110. Facilities for advanced training of maintenance technicians for air carrier aircraft For the fiscal years ending September 30, 1993-1995, amounts necessary to carry out section 44515 of this title may be appropriated to the Secretary of Transportation out of the Airport and Airway Trust Fund established under section 9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502). The amounts remain available until expended.