

114TH CONGRESS
2D SESSION

H. R. 4721

To amend title 49, United States Code, to extend authorizations for the airport improvement program, to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 2016

Mr. SHUSTER (for himself and Mr. BRADY of Texas) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title 49, United States Code, to extend authorizations for the airport improvement program, to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Airport and Airway Extension Act of 2016”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—AIRPORT AND AIRWAY PROGRAMS

Sec. 101. Extension of airport improvement program.
 Sec. 102. Extension of expiring authorities.
 Sec. 103. Federal Aviation Administration operations.
 Sec. 104. Air navigation facilities and equipment.
 Sec. 105. Research, engineering, and development.
 Sec. 106. Funding for aviation programs.
 Sec. 107. Essential air service.

TITLE II—REVENUE PROVISIONS

Sec. 201. Expenditure authority from Airport and Airway Trust Fund.
 Sec. 202. Extension of taxes funding Airport and Airway Trust Fund.

TITLE I—AIRPORT AND AIRWAY PROGRAMS

SEC. 101. EXTENSION OF AIRPORT IMPROVEMENT PROGRAM.

(a) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—Section 48103(a) of title 49, United States Code, is amended by striking “and \$1,675,000,000 for the period beginning on October 1, 2015, and ending on March 31, 2016” and inserting “and \$2,645,218,579 for the period beginning on October 1, 2015, and ending on July 15, 2016”.

(2) OBLIGATION OF AMOUNTS.—Subject to limitations specified in advance in appropriation Acts, sums made available pursuant to the amendment made by paragraph (1) may be obligated at any time

1 through September 30, 2016, and shall remain avail-
2 able until expended.

3 (3) PROGRAM IMPLEMENTATION.—For pur-
4 poses of calculating funding apportionments and
5 meeting other requirements under sections 47114,
6 47115, 47116, and 47117 of title 49, United States
7 Code, for the period beginning on October 1, 2015,
8 and ending on July 15, 2016, the Administrator of
9 the Federal Aviation Administration shall—

10 (A) first calculate such funding apportion-
11 ments on an annualized basis as if the total
12 amount available under section 48103 of such
13 title for fiscal year 2016 were \$3,350,000,000;
14 and

15 (B) then reduce by 21 percent—

16 (i) all funding apportionments cal-
17 culated under subparagraph (A); and

18 (ii) amounts available pursuant to sec-
19 tions 47117(b) and 47117(f)(2) of such
20 title.

21 (b) PROJECT GRANT AUTHORITY.—Section 47104(c)
22 of title 49, United States Code, is amended in the matter
23 preceding paragraph (1) by striking “March 31, 2016,”
24 and inserting “July 15, 2016,”.

1 **SEC. 102. EXTENSION OF EXPIRING AUTHORITIES.**

2 (a) Section 41743(e)(2) of title 49, United States
3 Code, is amended in the first sentence by inserting “and
4 \$3,948,087 for the period beginning on October 1, 2015,
5 and ending on July 15, 2016,” before “to carry out this
6 section”.

7 (b) Section 47107(r)(3) of title 49, United States
8 Code, is amended by striking “April 1, 2016” and insert-
9 ing “July 16, 2016”.

10 (c) Section 47115(j) of title 49, United States Code,
11 is amended by striking “March 31, 2016” and inserting
12 “July 15, 2016”.

13 (d) Section 47124(b)(3)(E) of title 49, United States
14 Code, is amended by striking “and not more than
15 \$5,175,000 for the period beginning on October 1, 2015,
16 and ending on March 31, 2016,” and inserting “and not
17 more than \$8,172,541 for the period beginning on October
18 1, 2015, and ending on July 15, 2016,”.

19 (e) Section 47141(f) of title 49, United States Code,
20 is amended by striking “March 31, 2016” and inserting
21 “July 15, 2016”.

22 (f) Section 186(d) of the Vision 100—Century of
23 Aviation Reauthorization Act (117 Stat. 2518) is amended
24 by striking “March 31, 2016,” and inserting “July 15,
25 2016,”.

1 (g) Section 409(d) of the Vision 100—Century of
2 Aviation Reauthorization Act (49 U.S.C. 41731 note) is
3 amended by striking “March 31, 2016” and inserting
4 “July 15, 2016”.

5 (h) Section 411(h) of the FAA Modernization and
6 Reform Act of 2012 (49 U.S.C. 42301 prec. note) is
7 amended by striking “March 31, 2016” and inserting
8 “July 15, 2016”.

9 (i) Section 822(k) of the FAA Modernization and Re-
10 form Act of 2012 (49 U.S.C. 47141 note) is amended by
11 striking “March 31, 2016” and inserting “July 15, 2016”.

12 (j) The amendments made by this section shall take
13 effect on March 31, 2016.

14 **SEC. 103. FEDERAL AVIATION ADMINISTRATION OPER-**
15 **ATIONS.**

16 Section 106(k) of title 49, United States Code, is
17 amended—

18 (1) by striking paragraph (1)(E) and inserting
19 the following:

20 “(E) \$7,824,891,355 for the period begin-
21 ning on October 1, 2015, and ending on July
22 15, 2016.”; and

23 (2) in paragraph (3) by striking “March 31,
24 2016,” and inserting “July 15, 2016,”.

1 **SEC. 104. AIR NAVIGATION FACILITIES AND EQUIPMENT.**

2 Section 48101(a)(5) of title 49, United States Code,
3 is amended to read as follows:

4 “(5) \$2,254,357,923 for the period beginning
5 on October 1, 2015, and ending on July 15, 2016.”.

6 **SEC. 105. RESEARCH, ENGINEERING, AND DEVELOPMENT.**

7 Section 48102(a)(9) of title 49, United States Code,
8 is amended to read as follows:

9 “(9) \$131,076,503 for the period beginning on
10 October 1, 2015, and ending on July 15, 2016.”.

11 **SEC. 106. FUNDING FOR AVIATION PROGRAMS.**

12 The budget authority authorized in this Act, includ-
13 ing the amendments made by this Act, shall be deemed
14 to satisfy the requirements of subsections (a)(1)(B) and
15 (a)(2) of section 48114 of title 49, United States Code,
16 for the period beginning on October 1, 2015, and ending
17 on July 15, 2016.

18 **SEC. 107. ESSENTIAL AIR SERVICE.**

19 Section 41742(a)(2) of title 49, United States Code,
20 is amended by striking “and \$77,500,000 for the period
21 beginning on October 1, 2015, and ending on March 31,
22 2016,” and inserting “and \$138,183,060 for the period
23 beginning on October 1, 2015, and ending on July 15,
24 2016,”.

1 **TITLE II—REVENUE PROVISIONS**

2 **SEC. 201. EXPENDITURE AUTHORITY FROM AIRPORT AND**
3 **AIRWAY TRUST FUND.**

4 (a) IN GENERAL.—Section 9502(d) of the Internal
5 Revenue Code of 1986 is amended—

6 (1) in paragraph (1)—

7 (A) by striking “April 1, 2016” in the
8 matter preceding subparagraph (A) and insert-
9 ing “April 1, 2017”, and

10 (B) by striking the semicolon at the end of
11 subparagraph (A) and inserting “or the Airport
12 and Airway Extension Act of 2016 or any speci-
13 fied extension;”, and

14 (2) by adding at the end the following:

15 “(7) SPECIFIED EXTENSION.—For purposes of
16 paragraph (1), the term ‘specified extension’ means
17 any provision of law enacted after the date of the
18 enactment of this paragraph and before April 1,
19 2017, but only to the extent that such provision of
20 law provides for the extension (including authoriza-
21 tion of additional amounts) of an existing authority
22 (determined as of the date of the enactment of this
23 paragraph) for a period ending not later than March
24 31, 2017, under one or more of the following:

1 “(A) Section 106, 41742, 41743, 47104,
2 47107, 47114, 47115, 47116, 47117, 47124,
3 47141, 48101, 48102, 48103, or 48114 of title
4 49, United States Code.

5 “(B) Section 186(d) or 409(d) of the Vi-
6 sion 100—Century of Aviation Reauthorization
7 Act.

8 “(C) Section 140(c)(1), 411(h), or 822(k)
9 of the FAA Modernization and Reform Act of
10 2012.”.

11 (b) CONFORMING AMENDMENT.—Section 9502(e)(2)
12 of such Code is amended by striking “April 1, 2016” and
13 inserting “April 1, 2017”.

14 **SEC. 202. EXTENSION OF TAXES FUNDING AIRPORT AND**
15 **AIRWAY TRUST FUND.**

16 (a) FUEL TAXES.—Section 4081(d)(2)(B) of the In-
17 ternal Revenue Code of 1986 is amended by striking
18 “March 31, 2016” and inserting “March 31, 2017”.

19 (b) TICKET TAXES.—

20 (1) PERSONS.—Section 4261(k)(1)(A)(ii) of
21 such Code is amended by striking “March 31, 2016”
22 and inserting “March 31, 2017”.

23 (2) PROPERTY.—Section 4271(d)(1)(A)(ii) of
24 such Code is amended by striking “March 31, 2016”
25 and inserting “March 31, 2017”.

1 (c) FRACTIONAL OWNERSHIP PROGRAMS.—

2 (1) TREATMENT AS NON-COMMERCIAL AVIA-
3 TION.—Section 4083(b) of such Code is amended by
4 striking “April 1, 2016” and inserting “April 1,
5 2017”.

6 (2) EXEMPTION FROM TICKET TAXES.—Section
7 4261(j) of such Code is amended by striking “March
8 31, 2016” and inserting “March 31, 2017”.

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