

Union Calendar No. 380

117TH CONGRESS
2D SESSION

H. R. 3482

[Report No. 117–505]

To establish the National Center for the Advancement of Aviation.

IN THE HOUSE OF REPRESENTATIVES

MAY 25, 2021

Mr. CARSON (for himself, Mr. YOUNG, Mr. BOST, Ms. BROWNLEY, Mr. FITZPATRICK, Mr. KAHELE, Mr. LARSEN of Washington, Mr. MULLIN, Ms. NORTON, and Mr. PAYNE) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

SEPTEMBER 28, 2022

Additional sponsors: Mr. ALLRED, Mr. COHEN, Mr. GUEST, Ms. JACKSON LEE, Mr. JOHNSON of Georgia, Mr. KELLER, Mr. PAPPAS, Mr. SCHRAEDER, Ms. JOHNSON of Texas, Ms. PINGREE, Ms. SALAZAR, Mr. TURNER, Mr. PALAZZO, Mr. KATKO, Mr. STAUBER, Mr. TIMMONS, Ms. DELBENE, Mr. HIGGINS of New York, Mr. SWALWELL, Mr. VEASEY, Mr. AUCHINCLOSS, Mr. OBERNOLTE, Mr. KRISHNAMOORTHY, Ms. MACE, Mr. WEBER of Texas, Mr. BUDD, Mr. DESAULNIER, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. MCKINLEY, Mr. BACON, Mr. RESCHENTHALER, Mr. LYNCH, Ms. NEWMAN, Mr. SMITH of New Jersey, Mr. CARTWRIGHT, Miss GONZÁLEZ-COLÓN, Mr. LOWENTHAL, Mr. CARBAJAL, Mr. RODNEY DAVIS of Illinois, Mr. ROGERS of Kentucky, Ms. BOURDEAUX, Mr. RUSH, Ms. TITUS, Ms. CRAIG, Mr. AGUILAR, Ms. MANNING, Mr. ROUZER, Mr. GIBBS, Mr. STANTON, Ms. PORTER, Mr. GALLAGHER, Mr. DELGADO, Mr. CROW, Mr. BROWN of Maryland, Mr. LAMALFA, and Ms. WILLIAMS of Georgia

SEPTEMBER 28, 2022

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on May 25, 2021]

A BILL

To establish the National Center for the Advancement of
Aviation.

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

3 **SEC. 1. SHORT TITLE.**

4 *This Act may be cited as the “National Center for the*
 5 *Advancement of Aviation Act of 2022”.*

6 **SEC. 2. FEDERAL CHARTER FOR THE NATIONAL CENTER**
 7 **FOR THE ADVANCEMENT OF AVIATION.**

8 *(a) IN GENERAL.—Chapter 1 of title 49, United States*
 9 *Code, is amended by adding at the end the following:*

10 **“§ 120. National Center for the Advancement of Avia-**
 11 **tion**

12 *“(a) FEDERAL CHARTER AND STATUS.—*

13 *“(1) IN GENERAL.—The National Center for the*
 14 *Advancement of Aviation (in this section referred to*
 15 *as the ‘Center’) is a federally chartered entity. The*
 16 *Center is a private independent entity, not a depart-*
 17 *ment, agency, or instrumentality of the United States*
 18 *Government or a component thereof. Except as pro-*
 19 *vided in subsection (f)(1), an officer or employee of*
 20 *the Center is not an officer or employee of the Federal*
 21 *Government.*

22 *“(2) PERPETUAL EXISTENCE.—Except as other-*
 23 *wise provided, the Center shall have perpetual exist-*
 24 *ence.*

25 *“(b) GOVERNING BODY.—*

1 “(1) *IN GENERAL.*—*The Board of Directors (in*
2 *this section referred to as the ‘Board’)* *is the gov-*
3 *erning body of the Center.*

4 “(2) *AUTHORITY OF POWERS.*—

5 “(A) *IN GENERAL.*—*The Board shall adopt*
6 *a constitution, bylaws, regulations, policies, and*
7 *procedures to carry out the purpose of the Center*
8 *and may take any other action that it considers*
9 *necessary (in accordance with the duties and*
10 *powers of the Center) for the management and*
11 *operation of the Center. The Board is responsible*
12 *for the general policies and management of the*
13 *Center and for the control of all funds of the*
14 *Center.*

15 “(B) *POWERS OF BOARD.*—*The Board shall*
16 *have the power to do the following:*

17 “(i) *Adopt and alter a corporate seal.*

18 “(ii) *Establish and maintain offices to*
19 *conduct its activities.*

20 “(iii) *Enter into contracts or agree-*
21 *ments as a private entity not subject to the*
22 *requirements of title 41.*

23 “(iv) *Acquire, own, lease, encumber,*
24 *and transfer property as necessary and ap-*

1 *appropriate to carry out the purposes of the*
2 *Center.*

3 “(v) *Publish documents and other pub-*
4 *lications in a publicly accessible manner.*

5 “(vi) *Incur and pay obligations as a*
6 *private entity not subject to the require-*
7 *ments of title 31.*

8 “(vii) *Make or issue grants and in-*
9 *clude any conditions on such grants in fur-*
10 *therance of the purpose and duties of the*
11 *Center.*

12 “(viii) *Perform any other act necessary*
13 *and proper to carry out the purposes of the*
14 *Center as described in its constitution and*
15 *bylaws or duties outlined in this section.*

16 “(3) *MEMBERSHIP OF THE BOARD.—*

17 “(A) *IN GENERAL.—The Board shall have*
18 *11 Directors as follows:*

19 “(i) *EX-OFFICIO MEMBERSHIP.—The*
20 *following individuals, or their designees,*
21 *shall be considered ex-officio members of the*
22 *Board:*

23 “(I) *The Administrator of the*
24 *Federal Aviation Administration.*

1 “(II) *The Executive Director, pur-*
2 *suant to paragraph (5)(D).*

3 “(ii) *APPOINTMENTS.—*

4 “(I) *IN GENERAL.—From among*
5 *those members of the public who are*
6 *highly respected and have knowledge*
7 *and experience in the fields of avia-*
8 *tion, finance, or academia—*

9 “(aa) *the Secretary of Trans-*
10 *portation shall appoint 5 mem-*
11 *bers to the Board;*

12 “(bb) *the Secretary of De-*
13 *fense shall appoint 1 member to*
14 *the Board;*

15 “(cc) *the Secretary of Vet-*
16 *erans Affairs shall appoint 1*
17 *member to the Board;*

18 “(dd) *the Secretary of Edu-*
19 *cation shall appoint 1 member to*
20 *the Board; and*

21 “(ee) *the Administrator of*
22 *the National Aeronautics and*
23 *Space Administration shall ap-*
24 *point 1 member to the Board.*

25 “(II) *TERMS.—*

1 “(aa) *IN GENERAL.*—*The*
2 *members appointed under sub-*
3 *clause (I) shall serve for a term of*
4 *3 years and may be reappointed.*

5 “(bb) *STAGGERING TERMS.*—
6 *To ensure subsequent appoint-*
7 *ments to the Board are staggered,*
8 *of the 9 members first appointed*
9 *under subclause (I), 3 shall be ap-*
10 *pointed for a term of 1 year, 3*
11 *shall be appointed for a term of 2*
12 *years, and 3 shall be appointed*
13 *for a term of 3 years.*

14 “(III) *CONSIDERATION.*—*In con-*
15 *sidering whom to appoint to the*
16 *Board, the Secretaries and Adminis-*
17 *trator referenced in subclause (I) shall,*
18 *to the maximum extent practicable, en-*
19 *sure the overall composition of the*
20 *Board adequately represents the fields*
21 *of aviation and academia.*

22 “(B) *VACANCIES.*—*A vacancy on the Board*
23 *shall be filled in the same manner as the initial*
24 *appointment.*

1 “(C) *STATUS*.—All Members of the Board
2 shall have equal voting powers, regardless if they
3 are *ex-officio* members or appointed.

4 “(4) *CHAIR OF THE BOARD*.—The Board shall
5 choose a Chair of the Board from among the members
6 of the Board that are not *ex-officio* members under
7 paragraph (3)(A)(i).

8 “(5) *ADMINISTRATIVE MATTERS*.—

9 “(A) *MEETINGS*.—

10 “(i) *IN GENERAL*.—The Board shall
11 meet at the call of the Chair but not less
12 than 2 times each year and may, as appro-
13 priate, conduct business by telephone or
14 other electronic means.

15 “(ii) *OPEN*.—

16 “(I) *IN GENERAL*.—Except as pro-
17 vided in subclause (II), a meeting of
18 the Board shall be open to the public.

19 “(II) *EXCEPTION*.—A meeting, or
20 any portion of a meeting, may be
21 closed if the Board, in public session,
22 votes to close the meeting because the
23 matters to be discussed—

1 “(aa) relate solely to the in-
2 ternal personnel rules and prac-
3 tices of the Center;

4 “(bb) may result in disclo-
5 sure of commercial or financial
6 information obtained from a per-
7 son that is privileged or confiden-
8 tial;

9 “(cc) may disclose informa-
10 tion of a personal nature where
11 disclosure would constitute a
12 clearly unwarranted invasion of
13 personal privacy; or

14 “(dd) are matters that are
15 specifically exempted from disclo-
16 sure by Federal or State law.

17 “(iii) PUBLIC ANNOUNCEMENT.—At
18 least 1 week before a meeting of the Board,
19 and as soon as practicable thereafter if there
20 are any changes to the information de-
21 scribed in subclauses (I) through (III), the
22 Board shall make a public announcement of
23 the meeting that describes—

24 “(I) the time, place, and subject
25 matter of the meeting;

1 “(II) *whether the meeting is to be*
2 *open or closed to the public; and*

3 “(III) *the name and appropriate*
4 *contact information of a person who*
5 *can respond to requests for information*
6 *about the meeting.*

7 “(iv) *RECORD.—The Board shall keep*
8 *a transcript of minutes from each Board*
9 *meeting. Such transcript shall be made*
10 *available to the public in an accessible for-*
11 *mat, except for portions of the meeting that*
12 *are closed pursuant to subparagraph*
13 *(A)(ii)(II).*

14 “(B) *QUORUM.—A majority of members of*
15 *the Board shall constitute a quorum.*

16 “(C) *RESTRICTION.—No member of the*
17 *Board shall participate in any proceeding, ap-*
18 *plication, ruling or other determination, contract*
19 *claim, scholarship award, controversy, or other*
20 *matter in which the member, the member’s em-*
21 *ployer or prospective employer, or the member’s*
22 *spouse, partner, or minor child has a direct fi-*
23 *nancial interest. Any person who violates this*
24 *subparagraph may be fined not more than*

1 \$10,000, imprisoned for not more than 2 years,
2 or both.

3 “(D) *EXECUTIVE DIRECTOR.*—The Board
4 shall appoint and fix the pay of an Executive
5 Director of the Center (in this section referred to
6 as the ‘Executive Director’) who shall—

7 “(i) serve as a Member of the Board;

8 “(ii) serve at the pleasure of the Board,
9 under such terms and conditions as the
10 Board shall establish;

11 “(iii) is subject to removal by the
12 Board at the discretion of the Board; and

13 “(iv) be responsible for the daily man-
14 agement and operation of the Center and
15 for carrying out the purposes and duties of
16 the Center.

17 “(E) *APPOINTMENT OF PERSONNEL.*—The
18 Board shall designate to the Executive Director
19 the authority to appoint additional personnel as
20 the Board considers appropriate and necessary
21 to carry out the purposes and duties of the Cen-
22 ter.

23 “(F) *PUBLIC INFORMATION.*—Nothing in
24 this section may be construed to withhold disclo-

1 *sure of information or records that are subject to*
2 *disclosure under section 552 of title 5.*

3 “(c) *PURPOSE OF THE CENTER.*—*The purpose of the*
4 *Center is to—*

5 “(1) *develop a skilled and robust U.S. aviation*
6 *and aerospace workforce;*

7 “(2) *provide a forum to support collaboration*
8 *and cooperation between governmental, non-govern-*
9 *mental, and private aviation and aerospace sector*
10 *stakeholders regarding the advancement of the U.S.*
11 *aviation and aerospace workforce, including general,*
12 *business, and commercial aviation, education, labor,*
13 *manufacturing and international organizations; and*

14 “(3) *serve as a repository for research conducted*
15 *by institutions of higher education, research institu-*
16 *tions, or other stakeholders regarding the aviation*
17 *and aerospace workforce, or related technical and skill*
18 *development.*

19 “(d) *DUTIES OF THE CENTER.*—*In order to accom-*
20 *plish the purpose described in subsection (c), the Center*
21 *shall perform the following duties:*

22 “(1) *Improve access to aviation and aerospace*
23 *education and related skills training to help grow the*
24 *U.S. aviation and aerospace workforce, including—*

1 “(A) assessing the current U.S. aviation
2 and aerospace workforce challenges and identi-
3 fying actions to address these challenges, includ-
4 ing by developing a comprehensive workforce
5 strategy;

6 “(B) establishing scholarship, apprentice-
7 ship, internship or mentorship programs for in-
8 dividuals who wish to pursue a career in an
9 aviation- or aerospace-related field, including in-
10 dividuals in economically disadvantaged areas
11 or individuals who are members of underrep-
12 resented groups in the aviation and aerospace
13 sector;

14 “(C) supporting the development of aviation
15 and aerospace education curricula, including
16 syllabi, training materials, and lesson plans, for
17 use by middle schools and high schools, institu-
18 tions of higher education, secondary education
19 institutions, or technical training and vocational
20 schools; and

21 “(D) building awareness of youth-oriented
22 aviation and aerospace programs and other out-
23 reach programs.

24 “(2) Support the personnel or veterans of the
25 Armed Forces seeking to transition to a career in

1 *civil aviation or aerospace through outreach, train-*
2 *ing, apprenticeships, or other means.*

3 “(3) *Amplify and support the research and de-*
4 *velopment efforts conducted as part of the National*
5 *Aviation Research Plan, as required under section*
6 *44501(c), and work done at the Centers of Excellence*
7 *and Technical Centers of the Federal Aviation Ad-*
8 *ministration regarding the aviation and aerospace*
9 *workforce, or related technical and skills development,*
10 *including organizing and hosting symposiums, con-*
11 *ferences, and other forums as appropriate, between the*
12 *Federal Aviation Administration, aviation and aero-*
13 *space stakeholders, and other interested parties, to*
14 *discuss current and future research efforts and tech-*
15 *nical work.*

16 “(e) *GRANTS.*—

17 “(1) *IN GENERAL.*—*In order to accomplish the*
18 *purpose under subsection (c) and duties under sub-*
19 *section (d), the Center may issue grants to eligible en-*
20 *tities to—*

21 “(A) *create, develop, deliver, or update—*

22 “(i) *middle and high school aviation*
23 *curricula, including syllabi, training mate-*
24 *rials, equipment and lesson plans, that are*
25 *designed to prepare individuals to become*

1 *aircraft pilots, aerospace engineers, un-*
2 *manned aircraft system operators, aviation*
3 *maintenance technicians, or other aviation*
4 *maintenance professionals, or to support the*
5 *continuing education of any of the afore-*
6 *mentioned individuals; or*

7 *“(ii) aviation curricula, including syl-*
8 *labi, training materials, equipment and les-*
9 *son plans, used at institutions of higher*
10 *education, secondary education institutions,*
11 *or by technical training and vocational*
12 *schools, that are designed to prepare indi-*
13 *viduals to become aircraft pilots, aerospace*
14 *engineers, unmanned aircraft system opera-*
15 *tors, aviation maintenance technicians, or*
16 *other aviation maintenance professionals, or*
17 *to refresh the knowledge of any of the afore-*
18 *mentioned individuals; or*

19 *“(B) support the professional development*
20 *of educators using the curriculum in subpara-*
21 *graph (A);*

22 *“(C) establish new education programs that*
23 *teach technical skills used in aviation mainte-*
24 *nance, including purchasing equipment, or to*
25 *improve existing programs;*

1 “(D) establish scholarships, internships or
2 apprenticeships for individuals pursuing em-
3 ployment in the aviation maintenance industry;

4 “(E) support outreach about educational
5 opportunities and careers in the aviation main-
6 tenance industry, including in economically dis-
7 advantaged areas; or

8 “(F) support the transition to careers in
9 aviation maintenance, including for members of
10 the Armed Forces.

11 “(2) *ELIGIBLE ENTITIES*.—An eligible entity
12 under this subsection includes—

13 “(A) an air carrier, as defined in section
14 40102, an air carrier engaged in intrastate or
15 intra-U.S. territorial operations, an air carrier
16 engaged in commercial operations covered by
17 part 135 or part 91 of title 14, Code of Federal
18 Regulations, operations, or a labor organization
19 representing aircraft pilots;

20 “(B) an accredited institution of higher
21 education or a high school or secondary school
22 (as defined in section 8101 of the Higher Edu-
23 cation Act of 1965 (20 U.S.C. 7801));

24 “(C) a flight school that provides flight
25 training, as defined in part 61 of title 14, Code

1 *of Federal Regulations, or that holds a pilot*
 2 *school certificate under part 141 of title 14, Code*
 3 *of Federal Regulations;*

4 *“(D) a State or local governmental entity;*
 5 *or*

6 *“(E) an organization representing aircraft*
 7 *users, aircraft owners, or aircraft pilots;*

8 *“(F) a holder of a certificate issued under*
 9 *part 21, 121, 135, or 145 of title 14, Code of*
 10 *Federal Regulations or a labor organization rep-*
 11 *resenting aviation maintenance workers; or*

12 *“(G) other organizations at the discretion of*
 13 *the Board.*

14 *“(3) LIMITATION.—No organization that receives*
 15 *a grant under this section may sell or make a profit*
 16 *from the creation, development, delivery, or updating*
 17 *of high school aviation curricula.*

18 *“(f) ADMINISTRATIVE MATTERS OF THE CENTER.—*

19 *“(1) DETAILEES.—*

20 *“(A) IN GENERAL.—At the request of the*
 21 *Center, the head of any Federal agency or de-*
 22 *partment may, at the discretion of such agency*
 23 *or department, detail to the Center, on a reim-*
 24 *bursable basis, any employee of the agency or de-*
 25 *partment.*

1 “(B) *CIVIL SERVANT STATUS.*—*The detail of*
2 *an employee under subparagraph (A) shall be*
3 *without interruption or loss of civil service sta-*
4 *tus or privilege.*

5 “(2) *NAMES AND SYMBOLS.*—*The Center may ac-*
6 *cept, retain, and use proceeds derived from the Cen-*
7 *ter’s use of the exclusive right to use its name and*
8 *seal, emblems, and badges incorporating such name as*
9 *lawfully adopted by the Board in furtherance of the*
10 *purpose and duties of the Center.*

11 “(3) *GIFTS, GRANTS, BEQUESTS, AND DEVISES.*—
12 *The Center may accept, retain, use, and dispose of*
13 *gifts, grants, bequests, or devises of money, services, or*
14 *property from any public or private source for the*
15 *purpose of covering the costs incurred by the Center*
16 *in furtherance of the purpose and duties of the Center.*

17 “(4) *VOLUNTARY SERVICES.*—*The Center may*
18 *accept from any person voluntary services to be pro-*
19 *vided in furtherance of the purpose and duties of the*
20 *Center.*

21 “(g) *RESTRICTIONS OF THE CENTER.*—

22 “(1) *PROFIT.*—*The Center may not engage in*
23 *business activity for profit.*

1 “(2) *STOCKS AND DIVIDENDS.*—*The Center may*
2 *not issue any shares of stock or declare or pay any*
3 *dividends.*

4 “(3) *POLITICAL ACTIVITIES.*—*The Center shall be*
5 *nonpolitical and may not provide financial aid or as-*
6 *sistance to, or otherwise contribute to or promote the*
7 *candidacy of, any individual seeking elective public*
8 *office or political party. The Center may not engage*
9 *in activities that are, directly, or indirectly, intended*
10 *to be or likely to be perceived as advocating or influ-*
11 *encing the legislative process.*

12 “(4) *DISTRIBUTION OF INCOME OR ASSETS.*—*The*
13 *assets of the Center may not inure to the benefit of*
14 *any member of the Board, or any officer or employee*
15 *of the Center or be distributed to any person. This*
16 *subsection does not prevent the payment of reasonable*
17 *compensation to any officer, employee, or other person*
18 *or reimbursement for actual and necessary expenses*
19 *in amounts approved by the Board.*

20 “(5) *LOANS.*—*The Center may not make a loan*
21 *to any member of the Board or any officer or em-*
22 *ployee of the Center.*

23 “(6) *NO CLAIM OF GOVERNMENTAL APPROVAL OR*
24 *AUTHORITY.*—*The Center may not claim approval of*

1 *Congress or of the authority of the United States for*
2 *any of its activities.*

3 “(h) *ADVISORY COMMITTEE.*—

4 “(1) *IN GENERAL.*—*The Executive Director shall*
5 *appoint members to an advisory committee subject to*
6 *approval by the Board. Members of the Board may*
7 *not sit on the advisory committee.*

8 “(2) *MEMBERSHIP.*—*The advisory committee*
9 *shall consist of 15 members who represent various*
10 *aviation industry and labor stakeholders, stakeholder*
11 *associations, and others as determined appropriate by*
12 *the Board. The advisory committee shall select a*
13 *Chair and Vice Chair from among its members by*
14 *majority vote. Members of the advisory committee*
15 *shall be appointed for a term of 5 years.*

16 “(3) *DUTIES.*—*The advisory committee shall—*

17 “(A) *provide recommendations to the Board*
18 *on an annual basis regarding the priorities for*
19 *the activities of the Center;*

20 “(B) *consult with the Board on an ongoing*
21 *basis regarding the appropriate powers of the*
22 *Board to accomplish the purposes and duties of*
23 *the Center;*

1 “(C) provide relevant data and information
2 to the Center in order to carry out the duties set
3 forth in subsection (d); and

4 “(D) nominate United States citizens for
5 consideration by the Board to be honored annu-
6 ally by the Center for such citizens’ efforts in
7 promoting U.S. aviation or aviation education
8 and enhancing the aviation workforce in the
9 United States.

10 “(4) MEETINGS.—The provisions for meetings of
11 the Board under subsection (b)(5) shall apply as
12 similarly as is practicable to meetings of the advisory
13 committee.

14 “(i) WORKING GROUPS.—

15 “(1) IN GENERAL.—The Board may establish
16 and appoint the membership of the working groups as
17 determined necessary and appropriate to achieve the
18 purpose of the Center under subsection (c).

19 “(2) MEMBERSHIP.—Any working group estab-
20 lished by the Board shall have members representing
21 various aviation industry and labor stakeholders,
22 stakeholder associations, and others, as determined
23 appropriate by the Board. Once established, the mem-
24 bership of such working group shall choose a Chair

1 *from among the members of the working group by*
2 *majority vote.*

3 “(3) *TERMINATION.*—*Unless determined other-*
4 *wise by the Board, any working group established by*
5 *the Board under this subsection shall be constituted*
6 *for a time period of not more than 3 years.*

7 “(j) *RECORDS OF ACCOUNTS.*—*The Center shall keep*
8 *correct and complete records of accounts.*

9 “(k) *DUTY TO MAINTAIN TAX-EXEMPT STATUS.*—*The*
10 *Center shall be operated in a manner and for purposes that*
11 *qualify the Center for exemption from taxation under the*
12 *Internal Revenue Code as an organization described in sec-*
13 *tion 501(c)(3) of such Code.*

14 “(l) *ANNUAL REPORT.*—*The Board shall submit an*
15 *annual report to the appropriate committees of Congress*
16 *that, at minimum,—*

17 “(1) *includes a review and examination of—*

18 “(A) *the activities performed as set forth in*
19 *subsections (d) and (e) during the prior fiscal*
20 *year;*

21 “(B) *the advisory committee as described*
22 *under subsection (h); and*

23 “(C) *the working groups as described under*
24 *subsection (i); and*

1 “(2) *provides recommendations to improve the*
 2 *role, responsibilities, and functions of the Center to*
 3 *achieve the purpose set forth in subsection (c).*

4 “(m) *AUDIT BY THE DEPARTMENT OF TRANSPOR-*
 5 *TATION INSPECTOR GENERAL.—*

6 “(1) *IN GENERAL.—Not later than 2 years after*
 7 *the date on which the Center is established under sub-*
 8 *section (a), the inspector general of the Department of*
 9 *Transportation shall conduct a review of the Center.*

10 “(2) *CONTENTS.—The review shall—*

11 “(A) *include, at a minimum—*

12 “(i) *an evaluation of the efforts taken*
 13 *at the Center to achieve the purpose set*
 14 *forth in subsection (c); and*

15 “(ii) *the recommendations provided by*
 16 *the Board in subsection (l)(2); and*

17 “(B) *provide any other information that the*
 18 *inspector general determines is appropriate.*

19 “(3) *REPORT ON AUDIT.—*

20 “(A) *REPORT TO SECRETARY.—Not later*
 21 *than 30 days after the date of completion of the*
 22 *audit, the inspector general shall submit to the*
 23 *Secretary a report on the results of the audit.*

24 “(B) *REPORT TO CONGRESS.—Not later*
 25 *than 60 days after the date of receipt of the re-*

1 port under subparagraph (A), the Secretary shall
 2 submit to the appropriate committees of Congress
 3 a copy of the report, together with, if appro-
 4 priate, a description of any actions taken or to
 5 be taken to address the results of the audit.

6 “(n) *FUNDING.*—

7 “(1) *IN GENERAL.*—In order to carry out this
 8 section, notwithstanding any other provision of law,
 9 an amount equal to 3 percent of the interest from in-
 10 vestment credited to the Airport and Airway Trust
 11 Fund shall be transferred annually from the Airport
 12 and Airway Trust Fund as a direct lump sum pay-
 13 ment on the first day of October to the Center to
 14 carry out this section and shall be available until ex-
 15 pended without further act of appropriation.

16 “(2) *CALCULATION.*—In carrying out paragraph
 17 (1), the Secretary of the Treasury shall calculate the
 18 transfer of funding based on the estimates of revenues
 19 into the Airport and Airway Trust Fund from the
 20 previous fiscal year.

21 “(o) *EXCEPTION.*—The Secretary of Transportation
 22 may temporarily waive expenditures or obligations under
 23 subsection (n) in the case of—

24 “(1) an appropriation measure for a fiscal year
 25 is not enacted before the beginning of such fiscal year

1 or a joint resolution making continuing appropri-
2 ations is not in effect; or

3 “(2) a national emergency or other significant
4 event that results in a significant loss in total fund-
5 ing to the Airport and Airway Trust Fund, as deter-
6 mined by the Secretary.

7 “(p) *DEFINITIONS.*—In this section:

8 “(1) *APPROPRIATE COMMITTEES OF CON-*
9 *GRESS.*—The term ‘appropriate committees of Con-
10 gress’ means the Committee on Transportation and
11 Infrastructure of the House of Representatives and the
12 Committee on Commerce, Science, and Transpor-
13 tation of the Senate.

14 “(2) *INSTITUTION OF HIGHER EDUCATION.*—The
15 term ‘institution of higher education’ has the meaning
16 given such term in section 101 of the Higher Edu-
17 cation Act of 1965 (20 U.S.C. 1001).

18 “(3) *STEM.*—The term ‘STEM’ means science,
19 technology, engineering, and mathematics.”.

20 (b) *CLERICAL AMENDMENT.*—The analysis for chapter
21 1 of title 49, United States Code, is amended by inserting
22 after the item relating to section 119 the following:

 “120. National Center for the Advancement of Aviation.”.

23 (c) *EXPENDITURE AUTHORITY FROM THE AIRPORT*
24 *AND AIRWAYS TRUST FUND.*—Section 9502(d)(1)(A) of the
25 *Internal Revenue Code of 1986 is amended by striking the*

1 *semicolon at the end and inserting “or the National Center*
2 *for the Advancement of Aviation Act of 2022;”.*

3 ***SEC. 3. PREVENTION OF DUPLICATIVE PROGRAMS.***

4 *The Board of Directors of the National Center for the*
5 *Advancement of Aviation established under section 120 of*
6 *title 49, United States Code (as added by this Act), shall*
7 *coordinate with the Administrator of the Federal Aviation*
8 *Administration to prevent any programs of the Center from*
9 *duplicating programs established under section 625 of the*
10 *FAA Reauthorization Act of 2018 (49 U.S.C. 40101 note).*

Union Calendar No. 380

117TH CONGRESS
2^D Session

H. R. 3482

[Report No. 117-505]

A BILL

To establish the National Center for the
Advancement of Aviation.

SEPTEMBER 28, 2022

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed