

In subsection (a)(1), the words “section 33114(a)(1)–(4)” are used to correct an erroneous cross-reference in section 611(a)(1) of the Motor Vehicle Information and Cost Savings Act (Public Law 92–513, 86 Stat. 947) to section 607 of that Act. Sections 607 and 611 were redesignated by section 306(a) of the Anti Car Theft Act of 1992 (Public Law 102–519, 106 Stat. 3397). The words “is liable to the United States Government for a civil penalty” are substituted for “may be assessed a civil penalty” for consistency in the revised title and with other titles of the United States Code.

In subsection (a)(2), the word “imposes” is substituted for “assessed” for consistency.

In subsection (a)(3), the words “the appropriateness of such penalty to” are omitted as surplus.

In subsection (a)(5), the words “United States district court” are added for clarity and consistency in the revised title.

In subsection (c)(1), the words “The Attorney General may bring a civil action” are substituted for “Upon petition by the Attorney General” for consistency with rule 2 of the Federal Rules of Civil Procedure (28 App. U.S.C.). The words “on behalf of the United States” are omitted as surplus. The words “shall have jurisdiction” are omitted because of 28:1331. The words “for cause shown and subject to the provisions of rule 65(a) and (b) of the Federal Rules of Civil Procedure” are omitted as surplus because the rules apply in the absence of an exception from them. The word “enjoin” is substituted for “restrain” for consistency in the revised title.

In subsection (d), the words “the defendant may demand a jury trial” are substituted for “trial shall be by the court, or, upon demand of the accused, by a jury” to eliminate unnecessary words and for consistency in the revised title.

**§ 33116. Confidentiality of information**

(a) GENERAL.—Information obtained by the Secretary of Transportation under this chapter related to a confidential matter referred to in section 1905 of title 18 may be disclosed only—

(1) to another officer or employee of the United States Government for use in carrying out this chapter; or

(2) in a proceeding under this chapter (except a proceeding under section 33104(a)(3)).

(b) WITHHOLDING INFORMATION FROM CONGRESS.—This section does not authorize information to be withheld from a committee of Congress authorized to have the information.

(Pub. L. 103–272, §1(e), July 5, 1994, 108 Stat. 1093.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
33116 .....	15:2029.	Oct. 20, 1972, Pub. L. 92–513, 86 Stat. 947, §612; added Oct. 25, 1984, Pub. L. 98–547, §101(a), 98 Stat. 2763; Oct. 25, 1992, Pub. L. 102–519, §306(a), 106 Stat. 3397.

In subsection (a), before clause (1), the words “reported to, or otherwise” and “or the Secretary’s representative” are omitted as surplus. The words “related to a confidential matter referred to” are substituted for “contains or relates to a trade secret or other matter referred to” to eliminate unnecessary words and for consistency in the revised title. The words “or in section 552(b)(4) of title 5” are omitted as surplus because the language in 18:1905 is broader than the language in 5:552(b)(4) and for consistency with similar provisions in other chapters in this part. The words “shall be considered confidential for the purpose of the applicable section of this subchapter” are omitted

as surplus. In clause (1), the words “for use in carrying out” are substituted for “concerned with carrying out” for consistency with similar provisions in other chapters in this part. In clause (2), the words “when relevant” are omitted as surplus. The cross-reference to 15:2023(a)(3) is omitted. The text of 15:2023(a)(3), originally enacted as section 603(a)(3) of the Motor Vehicle Information and Cost Savings Act (Public Law 92–513, 86 Stat. 947), was repealed by section 303(2) of the Anti Car Theft Act of 1992 (Public Law 102–519, 106 Stat. 3396). Section 303(2) also redesignated subsection (a)(4) as subsection (a)(3). However, a corresponding amendment to correct the cross-reference in the source provisions restated in this section was not made.

In subsection (b), the words “authorized to have the information” are added for clarity and consistency with similar provisions in other chapters in this part.

**§ 33117. Judicial review**

A person that may be adversely affected by a regulation prescribed under this chapter may obtain judicial review of the regulation under section 32909 of this title. A remedy under this section is in addition to any other remedies provided by law.

(Pub. L. 103–272, §1(e), July 5, 1994, 108 Stat. 1093.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
33117 .....	15:2030.	Oct. 20, 1972, Pub. L. 92–513, 86 Stat. 947, §613; added Oct. 25, 1984, Pub. L. 98–547, §101(a), 98 Stat. 2763; Oct. 25, 1992, Pub. L. 102–519, §306(a), 106 Stat. 3397.

The words “regulation prescribed” are substituted for “any provision of any standard or other rule” to eliminate unnecessary words and because “rule” and “regulation” are synonymous. The words “in the case of any standard, rule, or other action under this subchapter” are omitted as surplus.

**§ 33118. Preemption of State and local law**

When a motor vehicle theft prevention standard prescribed under section 33102 or 33103 of this title is in effect, a State or political subdivision of a State may not have a different motor vehicle theft prevention standard for a motor vehicle or major replacement part.

(Pub. L. 103–272, §1(e), July 5, 1994, 108 Stat. 1093.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
33118 .....	15:2031.	Oct. 20, 1972, Pub. L. 92–513, 86 Stat. 947, §614; added Oct. 25, 1984, Pub. L. 98–547, §101(a), 98 Stat. 2763; Oct. 25, 1992, Pub. L. 102–519, §306(a), 106 Stat. 3397.

The words “may not have” are substituted for “no . . . shall have any authority either to establish, or to continue in effect” to eliminate unnecessary words.

**SUBTITLE VII—AVIATION PROGRAMS**

**PART A—AIR COMMERCE AND SAFETY**  
**SUBPART I—GENERAL**

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	SUBPART II—ECONOMIC REGULATION	
<b>411.</b>	<b>Air Carrier Certificates .....</b>	<b>41101</b>
<b>413.</b>	<b>Foreign Air Transportation .....</b>	<b>41301</b>
<b>415.</b>	<b>Pricing .....</b>	<b>41501</b>
<b>417.</b>	<b>Operations of Carriers .....</b>	<b>41701</b>
<b>419.</b>	<b>Transportation of Mail .....</b>	<b>41901</b>
<b>421.</b>	<b>Labor-Management Provisions .....</b>	<b>42101</b>
<b>423.</b>	<b>Passenger Air Service Improvements .....</b>	<b>42301</b>

SUBPART III—SAFETY

<b>441.</b>	<b>Registration and Recordation of Aircraft .....</b>	<b>44101</b>
<b>443.</b>	<b>Insurance .....</b>	<b>44301</b>
<b>445.</b>	<b>Facilities, Personnel, and Research .....</b>	<b>44501</b>
<b>447.</b>	<b>Safety Regulation .....</b>	<b>44701</b>
<b>448.</b>	<b>Unmanned aircraft systems<sup>1</sup> .....</b>	<b>44801</b>
<b>449.</b>	<b>Security .....</b>	<b>44901</b>
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<b>453.</b>	<b>Fees .....</b>	<b>45301</b>

SUBPART IV—ENFORCEMENT AND PENALTIES

<b>461.</b>	<b>Investigations and Proceedings .....</b>	<b>46101</b>
<b>463.</b>	<b>Penalties .....</b>	<b>46301</b>
<b>465.</b>	<b>Special Aircraft Jurisdiction of the United States .....</b>	<b>46501</b>

PART B—AIRPORT DEVELOPMENT AND NOISE

<b>471.</b>	<b>Airport Development .....</b>	<b>47101</b>
<b>473.</b>	<b>International Airport Facilities .....</b>	<b>47301</b>
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PART C—FINANCING

<b>481.</b>	<b>Airport and Airway Trust Fund Authorizations .....</b>	<b>48101</b>
<b>482.</b>	<b>Advance Appropriations for Airport and Airway Trust Facilities .....</b>	<b>48201</b>
<b>[483.]</b>	<b>Repealed.]</b>	

PART D—PUBLIC AIRPORTS

<b>491.</b>	<b>METROPOLITAN WASHINGTON AIRPORTS .....</b>	<b>49101</b>
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PART E—MISCELLANEOUS

<b>501.</b>	<b>Buy-American Preferences .....</b>	<b>50101</b>
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AMENDMENTS

2018—Pub. L. 115-254, div. K, title I, § 1991(i)(2), Oct. 5, 2018, 132 Stat. 3645, which directed amendment of this analysis by striking item for chapter 483 “Aviation security funding”, was executed by striking item for chapter 483 “Aviation Security Funding” to reflect the probable intent of Congress.

Pub. L. 115-254, div. B, title III, § 341(b)(1), Oct. 5, 2018, 132 Stat. 3287, added item for chapter 448.

2012—Pub. L. 112-95, title IV, § 415(d), Feb. 14, 2012, 126 Stat. 96, added item for chapter 423.

2001—Pub. L. 107-71, title I, § 118(c)(2), Nov. 19, 2001, 115 Stat. 628, added item for chapter 483.

1997—Pub. L. 105-102, § 2(20), Nov. 20, 1997, 111 Stat. 2205, substituted “PUBLIC AIRPORTS” for “RESERVED” in item for part D and added item for chapter 491.

<sup>1</sup> So in original. Probably should be “Unmanned Aircraft Systems”.

1996—Pub. L. 104-287, § 5(64), Oct. 11, 1996, 110 Stat. 3395, substituted “RESERVED” for “MISCELLANEOUS” in item for part D, struck out item for chapter 491 “Buy-American Preferences”, and added items for part E and chapter 501.

Pub. L. 104-264, title II, § 277(b), Oct. 9, 1996, 110 Stat. 3248, added item for chapter 482.

**PART A—AIR COMMERCE AND SAFETY**

**SUBPART I—GENERAL**

**CHAPTER 401—GENERAL PROVISIONS**

Sec.	
40101.	Policy.
40102.	Definitions.
40103.	Sovereignty and use of airspace.
40104.	Promotion of civil aeronautics and safety of air commerce.
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40115.	Withholding information.
40116.	State taxation.
40117.	Passenger facility charges.
40118.	Government-financed air transportation.
40119.	[Reserved].
40120.	Relationship to other laws.
40121.	Air traffic control modernization reviews.
40122.	Federal Aviation Administration personnel management system.
40123.	Protection of voluntarily submitted information.
40124.	Interstate agreements for airport facilities.
40125.	Qualifications for public aircraft status.
40126.	Severable services contracts for periods crossing fiscal years.
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40128.	Overflights of national parks.
40129.	Collaborative decisionmaking pilot program.
40130.	FAA authority to conduct criminal history record checks.

AMENDMENTS

2018—Pub. L. 115-254, div. K, title I, § 1991(c)(4), Oct. 5, 2018, 132 Stat. 3627, substituted “[Reserved]” for “Security and research and development activities” in item 40119.

2012—Pub. L. 112-95, title I, § 111(c)(3), title VIII, § 802(b), Feb. 14, 2012, 126 Stat. 18, 119, substituted “Passenger facility charges” for “Passenger facility fees” in item 40117 and added item 40130.

2003—Pub. L. 108-176, title IV, § 423(b), Dec. 12, 2003, 117 Stat. 2554, added item 40129.

2000—Pub. L. 106-181, title VII, §§ 702(b)(2), 705(b), 706(b), title VIII, § 803(b), Apr. 5, 2000, 114 Stat. 156-158, 192, added items 40125 to 40128.

1997—Pub. L. 105-102, § 3(d)(1)(B), Nov. 20, 1997, 111 Stat. 2215, amended Pub. L. 104-287, § 5(69)(B). See 1996 Amendment note below.

1996—Pub. L. 104-287, § 5(69)(B), Oct. 11, 1996, 110 Stat. 3396, as amended by Pub. L. 105-102, § 3(d)(1)(B), Nov. 20, 1997, 111 Stat. 2215, added item 40124.

Pub. L. 104-264, title II, § 254, title IV, §§ 401(b)(2), 402(b), Oct. 9, 1996, 110 Stat. 3238, 3255, 3256, inserted “safety of” before “air commerce” in item 40104 and added item 40121 “Air traffic control modernization reviews” and items 40122 and 40123.

**§ 40101. Policy**

(a) **ECONOMIC REGULATION.**—In carrying out subpart II of this part and those provisions of