

and Finance, and the 7th item on page 132 of House Document No. 103-7.

### § 47529. Nonaddition rule

(a) GENERAL LIMITATIONS.—Except as provided in subsection (b) of this section and section 47530 of this title, a person may operate a civil subsonic turbojet aircraft with a maximum weight of more than 75,000 pounds that is imported into the United States after November 4, 1990, only if the aircraft—

- (1) complies with the stage 3 noise levels; or
- (2) was purchased by the person importing the aircraft into the United States under a legally binding contract made before November 5, 1990.

(b) EXEMPTIONS.—The Secretary of Transportation may provide an exemption from subsection (a) of this section to permit a person to obtain modifications to an aircraft to meet the stage 3 noise levels.

(c) AIRCRAFT DEEMED NOT IMPORTED.—In this section, an aircraft is deemed not to have been imported into the United States if the aircraft—

- (1) was owned on November 5, 1990, by—

(A) a corporation, trust, or partnership organized under the laws of the United States or a State (including the District of Columbia);

(B) an individual who is a citizen of the United States; or

(C) an entity that is owned or controlled by a corporation, trust, partnership, or individual described in subclause (A) or (B) of this clause; and

- (2) enters the United States not later than 6 months after the expiration of a lease agreement (including any extension) between an owner described in clause (1) of this subsection and a foreign carrier.

(Pub. L. 103-272, §1(e), July 5, 1994, 108 Stat. 1292.)

#### HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
47529 .....	49 App.:2158.	Nov. 5, 1990, Pub. L. 101-508, §9309, 104 Stat. 1388-384; Oct. 31, 1992, Pub. L. 102-581, §136(b), 106 Stat. 4889.

### § 47530. Nonapplication of sections 47528(a)-(d) and 47529 to aircraft outside the 48 contiguous States

Sections 47528(a)-(d) and 47529 of this title do not apply to aircraft used only to provide air transportation outside the 48 contiguous States. A civil subsonic turbojet aircraft with a maximum weight of more than 75,000 pounds that is imported into a noncontiguous State or a territory or possession of the United States after November 4, 1990, may be used to provide air transportation in the 48 contiguous States only if the aircraft complies with the stage 3 noise levels.

(Pub. L. 103-272, §1(e), July 5, 1994, 108 Stat. 1293.)

#### HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
47530 .....	49 App.:2157(d).	Nov. 5, 1990, Pub. L. 101-508, §9308(d), 104 Stat. 1388-383; Oct. 28, 1991, Pub. L. 102-143, §349(a), 105 Stat. 949.

### § 47531. Penalties

A person violating section 47528, 47529, 47530, or 47534 of this title or a regulation prescribed under any of those sections is subject to the same civil penalties and procedures under chapter 463 of this title as a person violating section 44701(a) or (b) or any of sections 44702-44716 of this title.

(Pub. L. 103-272, §1(e), July 5, 1994, 108 Stat. 1293; Pub. L. 103-429, §6(73), Oct. 31, 1994, 108 Stat. 4388; Pub. L. 112-95, title V, §506(b)(1), Feb. 14, 2012, 126 Stat. 106.)

#### HISTORICAL AND REVISION NOTES PUB. L. 103-272

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
47531 .....	49 App.:2157(e).	Nov. 5, 1990, Pub. L. 101-508, §9308(e), 104 Stat. 1388-383.

#### PUB. L. 103-429

This amends 49:47531 to correct a grammatical error and erroneous cross-references.

#### AMENDMENTS

2012—Pub. L. 112-95 struck out “for violating sections 47528-47530” after “Penalties” in section catchline and substituted “47529, 47530, or 47534” for “47529, or 47530” in text.

1994—Pub. L. 103-429 substituted “section 47528” for “sections 47528” and inserted “any of” before “those” and “any of sections” before “44702-44716”.

#### EFFECTIVE DATE OF 1994 AMENDMENT

Amendment by Pub. L. 103-429 effective July 5, 1994, see section 9 of Pub. L. 103-429, set out as a note under section 321 of this title.

### § 47532. Judicial review

An action taken by the Secretary of Transportation under any of sections 47528-47531 or 47534 of this title is subject to judicial review as provided under section 46110 of this title.

(Pub. L. 103-272, §1(e), July 5, 1994, 108 Stat. 1293; Pub. L. 103-429, §6(74), Oct. 31, 1994, 108 Stat. 4388; Pub. L. 112-95, title V, §506(b)(2), Feb. 14, 2012, 126 Stat. 106.)

#### HISTORICAL AND REVISION NOTES PUB. L. 103-272

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
47532 .....	49 App.:2157(f).	Nov. 5, 1990, Pub. L. 101-508, §9308(f), 104 Stat. 1388-383.

#### PUB. L. 103-429

This amends 49:47532 to correct an erroneous cross-reference.

#### AMENDMENTS

2012—Pub. L. 112-95 inserted “or 47534” after “47528-47531”.