

1996—Pub. L. 104-264 substituted “September 30, 1996” for “September 30, 1981” and “\$2,280,000,000 for fiscal years ending before October 1, 1997, and \$4,627,000,000 for fiscal years ending before October 1, 1998.” for “\$17,583,500,000 for fiscal years ending before October 1, 1994, \$19,744,500,000 for fiscal years ending before October 1, 1995, and \$21,958,500,000 for fiscal years ending before October 1, 1996.”

1994—Pub. L. 103-305 substituted “The total amounts which shall be available after September 30, 1981, to the Secretary of Transportation” for “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,” and inserted before period at end “shall be \$17,583,500,000 for fiscal years ending before October 1, 1994, \$19,744,500,000 for fiscal years ending before October 1, 1995, and \$21,958,500,000 for fiscal years ending before October 1, 1996”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110-253 effective July 1, 2008, see section 4(c) of Pub. L. 110-253, set out as a note under section 47104 of this title.

EFFECTIVE DATE OF 2003 AMENDMENT

Amendment by Pub. L. 108-176 applicable only to fiscal years beginning after Sept. 30, 2003, except as otherwise specifically provided, see section 3 of Pub. L. 108-176, set out as a note under section 106 of this title.

EFFECTIVE DATE OF 2000 AMENDMENT

Amendment by Pub. L. 106-181 applicable only to fiscal years beginning after Sept. 30, 1999, see section 3 of Pub. L. 106-181, set out as a note under section 106 of this title.

EFFECTIVE DATE OF 1996 AMENDMENT

Except as otherwise specifically provided, amendment by Pub. L. 104-264 applicable only to fiscal years beginning after Sept. 30, 1996, and not to be construed as affecting funds made available for a fiscal year ending before Oct. 1, 1996, see section 3 of Pub. L. 104-264, set out as a note under section 106 of this title.

NOTICE OF GRANTS

Pub. L. 106-181, title I, §159, Apr. 5, 2000, 114 Stat. 90, provided that:

“(a) **TIMELY ANNOUNCEMENT.**—The Secretary [of Transportation] shall announce a grant to be made with funds made available under section 48103 of title 49, United States Code, in a timely fashion after receiving necessary documentation concerning the grant from the Administrator [of the Federal Aviation Administration].

“(b) **NOTICE TO COMMITTEES.**—If the Secretary provides any committee of Congress advance notice of a grant to be made with funds made available under section 48103 of title 49, United States Code, the Secretary shall provide, on the same date, such notice to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate.”

§ 48104. Operations and maintenance

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 fi-

nancing of air navigation services assessed against the United States Government.

(Pub. L. 103-272, §1(e), July 5, 1994, 108 Stat. 1296; Pub. L. 103-305, title I, §102(b), Aug. 23, 1994, 108 Stat. 1571; Pub. L. 104-264, title I, §103(b), (d)(1), Oct. 9, 1996, 110 Stat. 3216; Pub. L. 104-287, §5(87), Oct. 11, 1996, 110 Stat. 3398; Pub. L. 106-181, title I, §106(d), Apr. 5, 2000, 114 Stat. 73; Pub. L. 115-254, div. B, title V, §539(r), Oct. 5, 2018, 132 Stat. 3371.)

HISTORICAL AND REVISION NOTES

PUB. L. 103-272

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
48104(a)	49 App.:2202(a)(24).	Sept. 3, 1982, Pub. L. 97-248, §503(a)(24), 96 Stat. 674; Dec. 30, 1987, Pub. L. 100-223, §103(c)(1), 101 Stat. 1488.
	49 App.:2205(c)(1).	Sept. 3, 1982, Pub. L. 97-248, §506(c)(1), 96 Stat. 678; Dec. 30, 1987, Pub. L. 100-223, §105(g)(2)(A), (C), 101 Stat. 1494.
48104(b)	49 App.:2205(c)(2).	Sept. 3, 1982, Pub. L. 97-248, §506(c)(2), 96 Stat. 678; Jan. 6, 1983, Pub. L. 97-424, §426(c), 96 Stat. 2168; Dec. 30, 1987, Pub. L. 100-223, §105(g)(2)(B), (C), 101 Stat. 1494.
	49 App.:2205(c)(3).	Sept. 3, 1982, Pub. L. 97-248, 96 Stat. 324, §506(c)(3); added Dec. 30, 1987, Pub. L. 100-223, §105(c)(1), 101 Stat. 1492; Nov. 5, 1990, Pub. L. 101-508, §9107(a), 104 Stat. 1388-355.
	49 App.:2205(c)(4).	Sept. 3, 1982, Pub. L. 97-248, 96 Stat. 324, §506(c)(4); added Nov. 5, 1990, Pub. L. 101-508, §9107(b), 104 Stat. 1388-355; Oct. 31, 1992, Pub. L. 102-581, §103(c)(1), 106 Stat. 4877.

In subsection (a), before clause (1), the words “Except as provided in this section” are added for clarity. The words “to the Secretary of Transportation” are added for clarity and consistency in this chapter.

In subsection (b), the text of 49 App.:2205(c)(2) and (3) and the reference to fiscal years 1991 and 1992 in 49 App.:2205(c)(4) are omitted as obsolete.

PUB. L. 104-287

This makes a clarifying amendment to the catchline for 49:48104(b).

Editorial Notes

AMENDMENTS

2018—Pub. L. 115-254, which directed substitution of “The” for “(a) AUTHORIZATION OF APPROPRIATIONS,—the” in section 48104, without specifying the Code title to be amended, was executed by making the substitution in this section, to reflect the probable intent of Congress.

2000—Subsec. (a). Pub. L. 106-181, §106(d)(1), struck out “Except as provided in this section,” before “the balance of the money” in introductory provisions.

Subsecs. (b), (c). Pub. L. 106-181, §106(d)(2), struck out heading and text of subsecs. (b) and (c), which set out funding limitations for fiscal year 1993 and fiscal years 1994 to 1998, respectively.

1996—Pub. L. 104-264, §103(d)(1), substituted “Operations and maintenance” for “Certain direct costs and joint air navigation services” in section catchline.

Subsec. (b). Pub. L. 104-287 substituted “YEAR” for “YEARS” in heading.

Subsec. (c). Pub. L. 104-264, §103(b)(1), (2), substituted “1998” for “1996” in heading and “1994 through 1998” for “1994, 1995, and 1996” in introductory provisions.

Subsec. (c)(2)(A). Pub. L. 104-264, §103(b)(3), substituted “72.5 percent” for “70 percent”.

1994—Subsec. (b). Pub. L. 103-305, §102(b)(1), (2), inserted “FOR FISCAL YEARS 1993” in heading and substituted “fiscal year 1993” for “each of the fiscal years ending September 30, 1993–1995,” in introductory provisions.

Subsec. (c). Pub. L. 103-305, §102(b)(3), added subsec. (c).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2000 AMENDMENT

Amendment by Pub. L. 106-181 applicable only to fiscal years beginning after Sept. 30, 1999, see section 3 of Pub. L. 106-181, set out as a note under section 106 of this title.

EFFECTIVE DATE OF 1996 AMENDMENT

Except as otherwise specifically provided, amendment by Pub. L. 104-264 applicable only to fiscal years beginning after Sept. 30, 1996, and not to be construed as affecting funds made available for a fiscal year ending before Oct. 1, 1996, see section 3 of Pub. L. 104-264, set out as a note under section 106 of this title.

§ 48105. Weather reporting services

To sustain the aviation weather reporting programs of 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.
- (4) \$39,000,000 for each of fiscal years 2019 through 2023.

(Pub. L. 103-272, §1(e), July 5, 1994, 108 Stat. 1296; Pub. L. 115-254, div. B, title I, §114, Oct. 5, 2018, 132 Stat. 3201.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
48105	49 App.:2205(d).	Sept. 3, 1982, Pub. L. 97-248, §506(d), 96 Stat. 678; Dec. 30, 1987, Pub. L. 100-223, §105(c)(2), 101 Stat. 1493; Nov. 5, 1990, Pub. L. 101-508, §§9108, 9204, 104 Stat. 1388-355, 1388-373; Oct. 31, 1992, Pub. L. 102-581, §103(d), 106 Stat. 4877.

The words “for fiscal years beginning after September 30, 1982” are omitted as obsolete. The words “Secretary of Commerce” are substituted for “National Oceanic and Atmospheric Administration” because of 15:501. The words “The Federal Aviation Administration with” are omitted as surplus.

Editorial Notes

AMENDMENTS

2018—Pub. L. 115-254, §114(1), substituted “To sustain the aviation weather reporting programs of the Federal Aviation Administration, the Secretary of Transportation” for “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” in introductory provisions.

Par. (4). Pub. L. 115-254, §114(2), added par. (4).

§ 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.

(Pub. L. 103-272, §1(e), July 5, 1994, 108 Stat. 1296.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
48106	49 App.:1354a (2d sentence).	Nov. 5, 1990, Pub. L. 101-516, (2d sentence in par. under heading “Facilities and Equipment”), 104 Stat. 2160. Oct. 28, 1991, Pub. L. 102-143, (2d sentence in par. under heading “Facilities and Equipment”), 105 Stat. 922. Oct. 6, 1992, Pub. L. 102-388, (2d sentence in par. under heading “Facilities and Equipment”), 106 Stat. 1526.

This section is substituted for the source provisions for clarity and because of the restatement.

§ 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).

(Pub. L. 103-272, §1(e), July 5, 1994, 108 Stat. 1297.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
48107	49 App.:1357(d)(9).	Aug. 23, 1958, Pub. L. 85-726, 72 Stat. 731, §316(d)(9); added Nov. 16, 1990, Pub. L. 101-604, §107, 104 Stat. 3077.

The words “to the Secretary of Transportation” are added for clarity and consistency in this chapter.

§ 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, 1998, the Secretary of Transportation