

this title and for which appropriations are provided pursuant to authorizations contained in this title:

- (A) 69-8106-0-7-402 (Grants in Aid for Airports).
- (B) 69-8107-0-7-402 (Facilities and Equipment).
- (C) 69-8108-0-7-402 (Research and Development).
- (D) 69-8104-0-7-402 (Trust Fund Share of Operations).

(2) **ESTIMATED LEVEL OF RECEIPTS PLUS INTEREST.**—The term “estimated level of receipts plus interest” means the level of excise taxes and interest credited to the Airport and Airway Trust Fund under section 9502 of the Internal Revenue Code of 1986 for a fiscal year as set forth in the President’s budget baseline projection as defined in section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985 (Public Law 99-177) (Treasury identification code 20-8103-0-7-402) for that fiscal year submitted pursuant to section 1105 of title 31, United States Code.

(c) **ENFORCEMENT OF GUARANTEES.**—

(1) **TOTAL AIRPORT AND AIRWAY TRUST FUND FUNDING.**—It shall not be in order in the House of Representatives or the Senate to consider any bill, joint resolution, amendment, motion, or conference report that would cause total budget resources in a fiscal year for aviation investment programs described in subsection (b) to be less than the amount required by subsection (a)(1)(A) for such fiscal year.

(2) **CAPITAL PRIORITY.**—It shall not be in order in the House of Representatives or the Senate to consider any bill, joint resolution, amendment, motion, or conference report that provides an appropriation (or any amendment thereto) for any fiscal year through fiscal year 2018 for Research and Development or Operations if the sum of the obligation limitation for Grants-in-Aid for Airports and the appropriation for Facilities and Equipment for such fiscal year is below the sum of the authorized levels for Grants-in-Aid for Airports and for Facilities and Equipment for such fiscal year.

(Added Pub. L. 108-176, title I, §104(a), Dec. 12, 2003, 117 Stat. 2496; amended Pub. L. 112-95, title I, §104, Feb. 14, 2012, 126 Stat. 16; Pub. L. 114-55, title I, §106(a), Sept. 30, 2015, 129 Stat. 524; Pub. L. 114-190, title I, §1106(a), July 15, 2016, 130 Stat. 618; Pub. L. 115-63, title I, §107(a), Sept. 29, 2017, 131 Stat. 1170; Pub. L. 115-254, div. B, title I, §116, Oct. 5, 2018, 132 Stat. 3201.)

Editorial Notes

REFERENCES IN TEXT

Section 9502 of the Internal Revenue Code of 1986, referred to in subsec. (b)(2), is classified to section 9502 of Title 26, Internal Revenue Code.

Section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985, referred to in subsec. (b)(2), is classified to section 907 of Title 2, The Congress.

Editorial Notes

AMENDMENTS

2018—Subsec. (a)(1)(A)(ii). Pub. L. 115-254 substituted “in fiscal years 2014 through 2018” for “in fiscal year

2014 and each fiscal year thereafter” in introductory provisions.

2017—Subsec. (a)(2). Pub. L. 115-63, §107(a)(1), substituted “2018” for “2017”.

Subsec. (c)(2). Pub. L. 115-63, §107(a)(2), substituted “2018” for “2017”.

2016—Subsec. (a)(2). Pub. L. 114-190, §1106(a)(1), substituted “fiscal year 2017,” for “fiscal year 2016.”

Subsec. (c)(2). Pub. L. 114-190, §1106(a)(2), substituted “fiscal year 2017” for “fiscal year 2016”.

2015—Subsec. (a)(2). Pub. L. 114-55, §106(a)(1), substituted “2016” for “2015”.

Subsec. (c)(2). Pub. L. 114-55, §106(a)(2), substituted “2016” for “2015”.

2012—Subsec. (a)(1)(A). Pub. L. 112-95, §104(a), amended subpar. (A) generally. Prior to amendment, text read as follows: “The total budget resources made available from the Airport and Airway Trust Fund each fiscal year through fiscal year 2007 pursuant to sections 48101, 48102, 48103, and 106(k) of title 49, United States Code, shall be equal to the level of receipts plus interest credited to the Airport and Airway Trust Fund for that fiscal year. Such amounts may be used only for aviation investment programs listed in subsection (b).”

Subsec. (a)(1)(B). Pub. L. 112-95, §104(b), substituted “subsection (b)(1)” for “subsection (b)”.

Subsec. (a)(2). Pub. L. 112-95, §104(c), substituted “2015” for “2007”.

Subsec. (b)(2). Pub. L. 112-95, §104(d), substituted “Estimated level” for “Level” in heading and “estimated level of receipts plus interest” for “level of receipts plus interest” in text.

Subsec. (c)(2). Pub. L. 112-95, §104(e), substituted “2015” for “2007”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section 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 an Effective Date of 2003 Amendment note under section 106 of this title.

DEEMED REFERENCES TO CHAPTERS 509 AND 511 OF TITLE 51

General references to “this title” deemed to refer also to chapters 509 and 511 of Title 51, National and Commercial Space Programs, see section 4(d)(8) of Pub. L. 111-314, set out as a note under section 101 of this title.

CHAPTER 482—ADVANCE APPROPRIATIONS FOR AIRPORT AND AIRWAY TRUST FACILITIES

Sec.

48201. Advance appropriations.

§ 48201. Advance appropriations

(a) **MULTIYEAR AUTHORIZATIONS.**—Beginning with fiscal year 1999, any authorization of appropriations for an activity for which amounts are to be appropriated from the Airport and Airway Trust Fund established under section 9502 of the Internal Revenue Code of 1986 shall provide funds for a period of not less than 3 fiscal years unless the activity for which appropriations are authorized is to be concluded before the end of that period.

(b) **MULTIYEAR APPROPRIATIONS.**—Beginning with fiscal year 1999, amounts appropriated from the Airport and Airway Trust Fund shall be appropriated for periods of 3 fiscal years rather than annually.

(Added Pub. L. 104-264, title II, §277(a), Oct. 9, 1996, 110 Stat. 3248.)

Editorial Notes

REFERENCES IN TEXT

Section 9502 of the Internal Revenue Code of 1986, referred to in subsec. (a), is classified to section 9502 of Title 26, Internal Revenue Code.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective on date that is 30 days after Oct. 9, 1996, see section 203 of Pub. L. 104-264, set out as an Effective Date of 1996 Amendment note under section 106 of this title.

Except as otherwise specifically provided, section 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 an Effective Date of 1996 Amendment note under section 106 of this title.

[CHAPTER 483—REPEALED]**[§ 48301. Repealed. Pub. L. 115-254, div. K, title I, § 1991(i)(1), Oct. 5, 2018, 132 Stat. 3645]**

Section, added Pub. L. 107-71, title I, §118(c)(1), Nov. 19, 2001, 115 Stat. 627; amended Pub. L. 108-458, title IV, §4029, Dec. 17, 2004, 118 Stat. 3727; Pub. L. 110-53, title XVI, §1618, Aug. 3, 2007, 121 Stat. 489, related to aviation security funding.

PART D—PUBLIC AIRPORTS**CHAPTER 491—METROPOLITAN WASHINGTON AIRPORTS**

Sec.

49101.	Findings.
49102.	Purpose.
49103.	Definitions.
49104.	Lease of Metropolitan Washington Airports.
49105.	Capital improvements, construction, and rehabilitation.
49106.	Metropolitan Washington Airports Authority.
49107.	Federal employees at Metropolitan Washington Airports.
[49108.	Repealed.]
49109.	Nonstop flights.
49110.	Use of Dulles Airport Access Highway.
49111.	Relationship to and effect of other laws.
49112.	Separability and effect of judicial order.

Editorial Notes

AMENDMENTS

2012—Pub. L. 112-95, title I, §150, Feb. 14, 2012, 126 Stat. 32, struck out item 49108 “Limitations”.

§ 49101. Findings

Congress finds that—

(1) the 2 federally owned airports in the metropolitan area of the District of Columbia constitute an important and growing part of the commerce, transportation, and economic patterns of Virginia, the District of Columbia, and the surrounding region;

(2) Baltimore/Washington International Airport, owned and operated by Maryland, is an air transportation facility that provides service to the greater Metropolitan Washington region together with the 2 federally owned airports, and timely Federal-aid grants to Baltimore/Washington International Airport will provide additional capacity to meet the growing air traffic needs and to compete with other airports on a fair basis;

(3) the United States Government has a continuing but limited interest in the operation of the 2 federally owned airports, which serve the travel and cargo needs of the entire Metropolitan Washington region as well as the District of Columbia as the national seat of government;

(4) operation of the Metropolitan Washington Airports by an independent local authority will facilitate timely improvements at both airports to meet the growing demand of interstate air transportation occasioned by the Airline Deregulation Act of 1978 (Public Law 95-504; 92 Stat. 1705);

(5) all other major air carrier airports in the United States are operated by public entities at the State, regional, or local level;

(6) any change in status of the 2 airports must take into account the interest of nearby communities, the traveling public, air carriers, general aviation, airport employees, and other interested groups, as well as the interests of the United States Government and State governments involved;

(7) in recognition of a perceived limited need for a Federal role in the management of these airports and the growing local interest, the Secretary of Transportation has recommended a transfer of authority from the Federal to the local/State level that is consistent with the management of major airports elsewhere in the United States;

(8) an operating authority with representation from local jurisdictions, similar to authorities at all major airports in the United States, will improve communications with local officials and concerned residents regarding noise at the Metropolitan Washington Airports;

(9) a commission of congressional, State, and local officials and aviation representatives has recommended to the Secretary that transfer of the federally owned airports be as a unit to an independent authority to be created by Virginia and the District of Columbia; and

(10) the Federal interest in these airports can be provided through a lease mechanism which provides for local control and operation.

(Added Pub. L. 105-102, §2(26), Nov. 20, 1997, 111 Stat. 2206.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
49101	(unclassified).	Oct. 18, 1986, Pub. L. 99-500, title VI, §6002, 100 Stat. 1783-373. Oct. 30, 1986, Pub. L. 99-591, title VI, §6002, 100 Stat. 3341-376.

In clause (4), the word “authority” is substituted for “agency” for consistency in the revised title and with other titles of the United States Code.

Editorial Notes

REFERENCES IN TEXT

The Airline Deregulation Act of 1978, referred to in par. (4), is Pub. L. 95-504, Oct. 24, 1978, 92 Stat. 1705, which was classified principally to sections of former Title 49, Transportation. The Act was substantially repealed by Pub. L. 103-272, §7(b), July 5, 1994, 108 Stat.