

PUBLIC LAW 111-161—APR. 30, 2010

AIRPORT AND AIRWAY  
EXTENSION ACT OF 2010

Public Law 111-161  
111th Congress

An Act

Apr. 30, 2010  
[H.R. 5147]

To amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend authorizations for the airport improvement program, and for other purposes.

Airport and  
Airway  
Extension Act of  
2010.  
26 USC 1 note.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Airport and Airway Extension Act of 2010”.

**SEC. 2. EXTENSION OF TAXES FUNDING AIRPORT AND AIRWAY TRUST FUND.**

26 USC 4081.

(a) **FUEL TAXES.**—Subparagraph (B) of section 4081(d)(2) of the Internal Revenue Code of 1986 is amended by striking “April 30, 2010” and inserting “July 3, 2010”.

(b) **TICKET TAXES.**—

(1) **PERSONS.**—Clause (ii) of section 4261(j)(1)(A) of the Internal Revenue Code of 1986 is amended by striking “April 30, 2010” and inserting “July 3, 2010”.

(2) **PROPERTY.**—Clause (ii) of section 4271(d)(1)(A) of such Code is amended by striking “April 30, 2010” and inserting “July 3, 2010”.

26 USC 4081  
note.

(c) **EFFECTIVE DATE.**—The amendments made by this section shall take effect on May 1, 2010.

**SEC. 3. EXTENSION OF AIRPORT AND AIRWAY TRUST FUND EXPENDITURE AUTHORITY.**

(a) **IN GENERAL.**—Paragraph (1) of section 9502(d) of the Internal Revenue Code of 1986 is amended—

(1) by striking “May 1, 2010” and inserting “July 4, 2010”;  
and

(2) by inserting “or the Airport and Airway Extension Act of 2010” before the semicolon at the end of subparagraph (A).

(b) **CONFORMING AMENDMENT.**—Paragraph (2) of section 9502(e) of such Code is amended by striking “May 1, 2010” and inserting “July 4, 2010”.

26 USC 9502  
note.

(c) **EFFECTIVE DATE.**—The amendments made by this section shall take effect on May 1, 2010.

**SEC. 4. EXTENSION OF AIRPORT IMPROVEMENT PROGRAM.**

(a) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—Section 48103(7) of title 49, United States Code, is amended to read as follows:

“(7) \$3,024,657,534 for the period beginning on October 1, 2009, and ending on July 3, 2010.”

(2) AVAILABILITY OF AMOUNTS.—Sums made available pursuant to the amendment made by paragraph (1) shall remain available until expended.

(3) PROGRAM IMPLEMENTATION.—For purposes of calculating funding apportionments and meeting other requirements under sections 47114, 47115, 47116, and 47117 of title 49, United States Code, for the period beginning on October 1, 2009, and ending on July 3, 2010, the Administrator of the Federal Aviation Administration shall—

(A) first calculate funding apportionments on an annualized basis as if the total amount available under section 48103 of such title for fiscal year 2010 were \$4,000,000,000; and

(B) then reduce by 17 percent—

(i) all funding apportionments calculated under subparagraph (A); and

(ii) amounts available pursuant to sections 47117(b) and 47117(f)(2) of such title.

(b) PROJECT GRANT AUTHORITY.—Section 47104(c) of such title is amended by striking “April 30, 2010,” and inserting “July 3, 2010,”.

#### SEC. 5. EXTENSION OF EXPIRING AUTHORITIES.

(a) Section 40117(l)(7) of title 49, United States Code, is amended by striking “May 1, 2010.” and inserting “July 4, 2010.”.

(b) Section 44302(f)(1) of such title is amended—

(1) by striking “April 30, 2010,” and inserting “July 3, 2010,”; and

(2) by striking “July 31, 2010,” and inserting “September 30, 2010,”.

(c) Section 44303(b) of such title is amended by striking “July 31, 2010,” and inserting “September 30, 2010,”.

(d) Section 47107(s)(3) of such title is amended by striking “May 1, 2010.” and inserting “July 4, 2010.”.

(e) Section 47115(j) of such title is amended by striking “May 1, 2010,” and inserting “July 4, 2010,”.

(f) Section 47141(f) of such title is amended by striking “April 30, 2010.” and inserting “July 3, 2010.”.

(g) Section 49108 of such title is amended by striking “April 30, 2010,” and inserting “July 3, 2010,”.

(h) Section 161 of the Vision 100—Century of Aviation Reauthorization Act (49 U.S.C. 47109 note) is amended by striking “May 1, 2010,” and inserting “July 4, 2010,”.

(i) Section 186(d) of such Act (117 Stat. 2518) is amended by striking “May 1, 2010,” and inserting “July 4, 2010,”.

(j) The amendments made by this section shall take effect on May 1, 2010.

49 USC 40117  
note.

#### SEC. 6. FEDERAL AVIATION ADMINISTRATION OPERATIONS.

Section 106(k)(1)(F) of title 49, United States Code, is amended to read as follows:

“(F) \$7,070,158,159 for the period beginning on October 1, 2009, and ending on July 3, 2010.”

**SEC. 7. AIR NAVIGATION FACILITIES AND EQUIPMENT.**

Section 48101(a)(6) of title 49, United States Code, is amended to read as follows:

“(6) \$2,220,252,132 for the period beginning on October 1, 2009, and ending on July 3, 2010.”.

**SEC. 8. RESEARCH, ENGINEERING, AND DEVELOPMENT.**

Section 48102(a)(14) of title 49, United States Code, is amended to read as follows:

“(14) \$144,049,315 for the period beginning on October 1, 2009, and ending on July 3, 2010.”.

Approved April 30, 2010.

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**LEGISLATIVE HISTORY—H.R. 5147:**

**CONGRESSIONAL RECORD**, Vol. 156 (2010):

Apr. 28, considered and passed House and Senate.

