

111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5147

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IN THE SENATE OF THE UNITED STATES

APRIL 28, 2010

Received

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## AN ACT

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.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

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

4 **SEC. 2. EXTENSION OF TAXES FUNDING AIRPORT AND AIR-**  
5 **WAY TRUST FUND.**

6 (a) **FUEL TAXES.**—Subparagraph (B) of section  
7 4081(d)(2) of the Internal Revenue Code of 1986 is  
8 amended by striking “April 30, 2010” and inserting “July  
9 3, 2010”.

10 (b) **TICKET TAXES.**—

11 (1) **PERSONS.**—Clause (ii) of section  
12 4261(j)(1)(A) of the Internal Revenue Code of 1986  
13 is amended by striking “April 30, 2010” and insert-  
14 ing “July 3, 2010”.

15 (2) **PROPERTY.**—Clause (ii) of section  
16 4271(d)(1)(A) of such Code is amended by striking  
17 “April 30, 2010” and inserting “July 3, 2010”.

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

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

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

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

1           (2) by inserting “or the Airport and Airway Ex-  
2           tension Act of 2010” before the semicolon at the end  
3           of subparagraph (A).

4           (b) CONFORMING AMENDMENT.—Paragraph (2) of  
5           section 9502(e) of such Code is amended by striking “May  
6           1, 2010” and inserting “July 4, 2010”.

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

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

10          (a) AUTHORIZATION OF APPROPRIATIONS.—

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

13                       “(7) \$3,024,657,534 for the period beginning  
14                       on October 1, 2009, and ending on July 3, 2010.”.

15               (2) AVAILABILITY OF AMOUNTS.—Sums made  
16               available pursuant to the amendment made by para-  
17               graph (1) shall remain available until expended.

18               (3) PROGRAM IMPLEMENTATION.—For pur-  
19               poses of calculating funding apportionments and  
20               meeting other requirements under sections 47114,  
21               47115, 47116, and 47117 of title 49, United States  
22               Code, for the period beginning on October 1, 2009,  
23               and ending on July 3, 2010, the Administrator of  
24               the Federal Aviation Administration shall—

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

5 (B) then reduce by 17 percent—

6 (i) all funding apportionments cal-  
7 culated under subparagraph (A); and

8 (ii) amounts available pursuant to sec-  
9 tions 47117(b) and 47117(f)(2) of such  
10 title.

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

14 **SEC. 5. EXTENSION OF EXPIRING AUTHORITIES.**

15 (a) Section 40117(l)(7) of title 49, United States  
16 Code, is amended by striking “May 1, 2010.” and insert-  
17 ing “July 4, 2010.”.

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

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

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

23 (c) Section 44303(b) of such title is amended by  
24 striking “July 31, 2010,” and inserting “September 30,  
25 2010,”.

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

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

5 (f) Section 47141(f) of such title is amended by strik-  
6 ing “April 30, 2010.” and inserting “July 3, 2010.”.

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

9 (h) Section 161 of the Vision 100—Century of Avia-  
10 tion Reauthorization Act (49 U.S.C. 47109 note) is  
11 amended by striking “May 1, 2010,” and inserting “July  
12 4, 2010,”.

13 (i) Section 186(d) of such Act (117 Stat. 2518) is  
14 amended by striking “May 1, 2010,” and inserting “July  
15 4, 2010,”.

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

18 **SEC. 6. FEDERAL AVIATION ADMINISTRATION OPER-**  
19 **ATIONS.**

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

22 “(F) \$7,070,158,159 for the period begin-  
23 ning on October 1, 2009, and ending on July  
24 3, 2010.”.

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

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

4 “(6) \$2,220,252,132 for the period beginning  
5 on October 1, 2009, and ending on July 3, 2010.”.

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

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

9 “(14) \$144,049,315 for the period beginning on  
10 October 1, 2009, and ending on July 3, 2010.”.

Passed the House of Representatives April 28, 2010.

Attest: LORRAINE C. MILLER,  
*Clerk.*