

112TH CONGRESS  
1ST SESSION

# H. R. 1079

[Report No. 112-]

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 the airport improvement program, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 15, 2011

Mr. MICA (for himself, Mr. CAMP, Mr. PETRI, Mr. RAHALL, and Mr. COSTELLO) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

MARCH --, 2011

Reported from the Committee on Transportation and  
Infrastructure

# **A BILL**

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 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Airport and Airway  
5 Extension Act of 2011”.

6 **SEC. 2. EXTENSION OF TAXES FUNDING AIRPORT AND AIR-**  
7 **WAY TRUST FUND.**

8 (a) FUEL TAXES.—Subparagraph (B) of section  
9 4081(d)(2) of the Internal Revenue Code of 1986 is  
10 amended by striking “March 31, 2011” and inserting  
11 “May 31, 2011”.

12 (b) TICKET TAXES.—

13 (1) PERSONS.—Clause (ii) of section  
14 4261(j)(1)(A) of the Internal Revenue Code of 1986  
15 is amended by striking “March 31, 2011” and in-  
16 sserting “May 31, 2011”.

17 (2) PROPERTY.—Clause (ii) of section  
18 4271(d)(1)(A) of such Code is amended by striking  
19 “March 31, 2011” and inserting “May 31, 2011”.

20 (c) EFFECTIVE DATE.—The amendments made by  
21 this section shall take effect on April 1, 2011.

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

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

1           (1) by striking “April 1, 2011” and inserting  
2           “June 1, 2011”; and

3           (2) by inserting “or the Airport and Airway Ex-  
4           tension Act of 2011” before the semicolon at the end  
5           of subparagraph (A).

6           (b) CONFORMING AMENDMENT.—Paragraph (2) of  
7           section 9502(e) of such Code is amended by striking  
8           “April 1, 2011” and inserting “June 1, 2011”.

9           (c) EFFECTIVE DATE.—The amendments made by  
10          this section shall take effect on April 1, 2011.

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

12          (a) AUTHORIZATION OF APPROPRIATIONS.—

13               (1) IN GENERAL.—Section 48103 of title 49,  
14               United States Code, is amended by striking the 2  
15               paragraphs designated as paragraph (8) and insert-  
16               ing the following:

17                       “(8) \$2,466,666,667 for the 8-month period be-  
18                       ginning on October 1, 2010.”.

19               (2) OBLIGATION OF AMOUNTS.—Subject to lim-  
20               itations specified in advance in appropriation Acts,  
21               sums made available pursuant to the amendment  
22               made by paragraph (1) may be obligated at any time  
23               through September 30, 2011, and shall remain avail-  
24               able until expended.

1           (3) PROGRAM IMPLEMENTATION.—For pur-  
2           poses of calculating funding apportionments and  
3           meeting other requirements under sections 47114,  
4           47115, 47116, and 47117 of title 49, United States  
5           Code, for the 8-month period beginning on October  
6           1, 2010, the Administrator of the Federal Aviation  
7           Administration shall—

8                   (A) first calculate funding apportionments  
9                   on an annualized basis as if the total amount  
10                  available under section 48103 of such title for  
11                  fiscal year 2011 were \$3,700,000,000; and

12                  (B) then reduce by 20 percent—

13                          (i) all funding apportionments cal-  
14                          culated under subparagraph (A); and

15                          (ii) amounts available pursuant to sec-  
16                          tions 47117(b) and 47117(f)(2) of such  
17                          title.

18           (b) PROJECT GRANT AUTHORITY.—Section 47104(c)  
19           of such title is amended by striking “March 31, 2011,”  
20           and inserting “May 31, 2011,”.

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

22           (a) Section 40117(l)(7) of title 49, United States  
23           Code, is amended by striking “April 1, 2011.” and insert-  
24           ing “June 1, 2011.”.

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

1           (1) by striking “March 31, 2011,” and insert-  
2           ing “May 31, 2011,”; and

3           (2) by striking “June 30, 2011,” and inserting  
4           “August 31, 2011,”.

5           (c) Section 44303(b) of such title is amended by  
6           striking “June 30, 2011,” and inserting “August 31,  
7           2011,”.

8           (d) Section 47107(s)(3) of such title is amended by  
9           striking “April 1, 2011.” and inserting “June 1, 2011.”.

10          (e) Section 47115(j) of such title is amended by strik-  
11          ing “April 1, 2011,” and inserting “June 1, 2011,”.

12          (f) Section 47141(f) of such title is amended by strik-  
13          ing “March 31, 2011.” and inserting “May 31, 2011.”.

14          (g) Section 49108 of such title is amended by striking  
15          “March 31, 2011,” and inserting “May 31, 2011,”.

16          (h) Section 161 of the Vision 100—Century of Avia-  
17          tion Reauthorization Act (49 U.S.C. 47109 note) is  
18          amended by striking “April 1, 2011,” and inserting “June  
19          1, 2011,”.

20          (i) Section 186(d) of such Act (117 Stat. 2518) is  
21          amended by striking “April 1, 2011,” and inserting “June  
22          1, 2011,”.

23          (j) The amendments made by this section shall take  
24          effect on April 1, 2011.