

116TH CONGRESS
1ST SESSION

H. R. 5109

To amend title 49, United States Code, to expand the priorities of the Administrator of the Federal Aviation Administration in developing plans and policy for the use of the navigable airspace.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 14, 2019

Ms. SPEIER (for herself, Mr. CASE, Ms. NORTON, Ms. SCHAKOWSKY, Mr. PANNETTA, Mr. QUIGLEY, Mr. ROUDA, Ms. LEE of California, Mr. SUOZZI, Mr. RASKIN, Ms. ESHOO, and Mr. SMITH of Washington) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend title 49, United States Code, to expand the priorities of the Administrator of the Federal Aviation Administration in developing plans and policy for the use of the navigable airspace.

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 “Fairness in Airspace
5 Includes Residents Act” or the “F-AIR Act”.

1 **SEC. 2. SOVEREIGNTY AND USE OF AIRSPACE.**

2 (a) IN GENERAL.—Section 40103(b)(1) of title 49,
3 United States Code, is amended to read as follows:

4 “(1)(A) The Administrator of the Federal Aviation
5 Administration shall develop plans and policy for the use
6 of the navigable airspace and assign by regulation or order
7 the use of the airspace necessary to ensure—

8 “(i) as a primary priority, the safety of aircraft;
9 and

10 “(ii) as secondary co-equal priorities—

11 “(I) the efficient use of airspace; and

12 “(II) the minimization of the impact of
13 aviation noise, and other health impacts, on
14 residents and communities, and other impacts
15 of the use of airspace on the environment.

16 “(B) The Administrator may modify or revoke an as-
17 signment when required in the public interest.”.

18 (b) UPDATES TO FAA PRIORITIES.—Not later than
19 12 months after the date of enactment of this Act, the
20 Administrator of the Federal Aviation Administration
21 shall—

22 (1) review the regulations, policies, procedures,
23 and processes of the Administration and modify
24 them as necessary to reflect the priorities in clauses
25 (i) and (ii) of section 40103(b)(1)(A) of title 49,
26 United States Code, as added by subsection (a); and

- 1 (2) update the mission statement of the Admin-
- 2 istration to reflect such priorities.

○