

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3935
OFFERED BY MR. ALLRED OF TEXAS**

Beginning on page 279, strike line 21 and all that follows through page 280, line 21, and insert the following:

1 “(f) ROLES AND RESPONSIBILITIES OF PARTICI-
2 PATING STATES.—

3 “(1) AIRPORTS.—Unless a State participating
4 in the block grant program under this section ex-
5 pressly agrees in a memorandum of agreement, the
6 Secretary shall not require the State to manage
7 functions and responsibilities for airport actions or
8 projects that do not relate to such program.

9 “(2) PROGRAM DOCUMENTATION.—Any grant
10 agreement providing funds to be administered under
11 such program shall be consistent with the most re-
12 cently executed memorandum of agreement, as may
13 be amended, between the State and the Federal
14 Aviation Administration. The Administrator of the
15 Federal Aviation Administration shall provide parity
16 to participating States and shall only require the
17 same type of information and level of detail for any

1 program agreements and documentation that the
2 Administrator would perform with respect to such
3 action if the State did not participate in the pro-
4 gram.

5 “(3) RESPONSIBILITIES.—The Administrator
6 shall retain responsibility for the following, unless
7 expressly agreed to by the State:

8 “(A) Grant compliance investigations, de-
9 terminations, and enforcement.

10 “(B) Obstruction evaluation and airport
11 airspace analysis, determinations, and enforce-
12 ment off airport property.

13 “(C) Non-rulemaking analysis, determina-
14 tions, and enforcement for proposed improve-
15 ments on airport properties not associated with
16 this subchapter, or off airport property.

17 “(D) Land use determinations under sec-
18 tion 163 of the FAA Reauthorization Act of
19 2018 (49 U.S.C. 47107 note), compatibility
20 planning, and airport layout plan review and
21 approval for projects not funded by amounts
22 available under this subchapter.

23 “(E) Non-aeronautical and special event
24 recommendations and approvals.

1 “(F) Instrument approach procedure eval-
2 uations and determinations.

3 “(G) Environmental review for projects not
4 funded by amounts available under this sub-
5 chapter.

6 “(H) Review and approval of land leases,
7 land releases, changes in on-airport land-use
8 designation, and through-the-fence agree-
9 ments.”.

