

**AMENDMENT IN THE NATURE OF A SUBSTITUTE**  
**TO H.R. 6086**  
**OFFERED BY MR. GRAVES OF MISSOURI**

Strike all after the enacting clause and insert the following:

**1 SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Aviation Funding Sol-  
3 vency Act”.

**4 SEC. 2. TEMPORARY FUNDING FOR FEDERAL AVIATION AD-**  
**5 MINISTRATION IN EVENT OF LAPSE IN AP-**  
**6 PROPRIATION.**

7       (a) IN GENERAL.—Subject to subsection (c) and not-  
8 withstanding section 44307 of title 49, United States  
9 Code, if, with respect to the Federal Aviation Administra-  
10 tion, an appropriation measure for a fiscal year is not en-  
11 acted before the beginning of such fiscal year or a law  
12 making continuing appropriations is not in effect, covered  
13 amounts in the Aviation Insurance Revolving Fund shall  
14 be available to the Administrator for continuing programs,  
15 projects, or activities (including the costs of direct loans  
16 and loan guarantees) that were conducted with amounts  
17 made available for the Federal Aviation Administration,  
18 including for the accounts “Federal Aviation Administra-

tion—Operations” and “Federal Aviation Administra-  
tion—Facilities and Equipment” in the preceding fiscal  
year—

(1) in the corresponding appropriation Act for  
such preceding fiscal year; or

(2) if the corresponding appropriation bill for  
such preceding fiscal year did not become law, in a  
law making continuing appropriations for such pre-  
ceding fiscal year.

(b) RATE FOR OPERATIONS.—Appropriations and  
funds made available, and authority granted, for a pro-  
gram, project, or activity for any fiscal year pursuant to  
this section shall be at a rate for operations not greater  
than—

(1) the rate for operations provided for in the  
regular appropriation Act providing for such pro-  
gram, project, or activity for the preceding fiscal  
year; or

(2) in the absence of such an Act, the rate for  
operations provided for such program, project, or ac-  
tivity pursuant to an Act making continuing appro-  
priations for such preceding fiscal year.

(c) AVAILABILITY.—Appropriations and funds made  
available, and authority granted, for any fiscal year pursu-  
ant to this section for a program, project, or activity shall

1 be available for the period beginning with the first day  
2 of a lapse in appropriations in any fiscal year and ending  
3 with the date on which either—

4 (1) the applicable regular appropriation bill for  
5 such fiscal year becomes law (whether or not such  
6 law provides for such program, project, or activity);  
7 or

8 (2) an Act making continuing appropriations  
9 becomes law.

10 (d) TERMS AND CONDITIONS.—An appropriation or  
11 funds made available, or authority granted, for a program,  
12 project, or activity for any fiscal year pursuant to this sec-  
13 tion shall be subject to the terms and conditions imposed  
14 with respect to the appropriation made or funds made  
15 available for the preceding fiscal year, or authority grant-  
16 ed for such program, project, or activity under current  
17 law.

18 (e) END OF FISCAL YEAR.—If this section is in effect  
19 at the end of a fiscal year, funding levels shall continue  
20 as provided in this section for the next fiscal year.

21 (f) EXPENDITURES AND OBLIGATIONS.—Expendi-  
22 tures and obligations made for a program, project, or ac-  
23 tivity for any fiscal year pursuant to this section shall be  
24 charged to the applicable appropriation, fund, or author-  
25 ization whenever a regular appropriation bill or a law mak-

1 ing continuing appropriations until the end of a fiscal year  
2 providing for such program, project, or activity for such  
3 period becomes law.

4 (g) PRIORITIZATION.—If the Administrator deter-  
5 mines that covered amounts are insufficient to continue  
6 all programs, projects, or activities described in subsection  
7 (a), the Administrator shall prioritize continuing the pay-  
8 ment of compensation for employees of the Air Traffic Or-  
9 ganization of the Administration using covered amounts.

10 (h) SUNSET.—This section shall not apply to a pro-  
11 gram, project, or activity during any portion of a fiscal  
12 year—

13 (1) if any other provision of law (other than an  
14 authorization of appropriations)—

15 (A) makes an appropriation, makes funds  
16 available, or grants authority for such program,  
17 project, or activity to continue for such period;  
18 or

19 (B) specifically provides that no appropria-  
20 tion shall be made, no funds shall be made  
21 available, or no authority shall be granted for  
22 such program, project, or activity to continue  
23 for such period; or

24 (2) if continuing such program, project, or ac-  
25 tivity under this section would cause the balance of

1 the Aviation Insurance Revolving Fund to decrease  
2 to less than \$1,000,000,000.

3 (i) COVERED AMOUNTS DEFINED.—In this section,  
4 the term “covered amounts” means the balance of the  
5 amounts in the Aviation Insurance Revolving Fund minus  
6 \$1,000,000,000.

7 **SEC. 3. EXTENSION OF NON-PREMIUM WAR RISK INSUR-**  
8 **ANCE.**

9 Section 44310 of title 49, United States Code, is  
10 amended—

11 (1) by striking “(a) IN GENERAL.—The” and  
12 inserting “The”; and

13 (2) by striking subsection (b).

