

Strike section 406 and insert

Sec. 406. Marking of Towers.

In General.--- Section 2110 of the FAA Extension, Safety, and Security Act of 2016 (49 U.S.C. 44718 note) is amended---

(1) By striking subsections (a)-(c) and inserting---

“(a) Application-

(1) Except as provided in paragraph (2), within one year of the date of enactment of the 21st Century AIRR Act or the availability of the database developed by the Administrator of the Federal Aviation Administration pursuant to subsection (c), whichever is later, all covered towers shall be either --

(A) clearly marked consistent with applicable guidance under the Federal Aviation Administration Advisory Circular issued December 4, 2015 (AC 70/7460-IL); or

(B) included in the database described in subsection (c).

(2) A covered tower that is a meteorological evaluation tower shall be subject to the requirements of both paragraphs (1)(A) and (1)(B).”;

(2) by redesignating subsections (d) and (e) as subsections (b) and (c), respectively;

(3) in the subsection (b)(1)(A)(i)(I) (as so redesignated) by striking “self-standing or” and inserting “a meteorological evaluation tower or tower”;

(4) in subsection (b)(1)(A)(ii)(IV) (as so redesignated) by striking “or” at the end;

(5) in subsection (b)(1)(A)(ii) (as so redesignated) by inserting at the end the following;

“(VI) is located within the right-of-way of a rail carrier, including within the boundaries of a rail yard, and is used for a railroad purpose;

(VII) is determined by the Administrator to pose no hazard to air navigation; or:

(VIII) has already mitigated any hazard to aviation safety in accordance with FAA guidance or as otherwise approved by the Administrator.”; and

(6) in subsection (c) (as so redesignated) by--

(i) striking paragraph (1) and inserting--

“(1) develop a database that contains the location and height of each covered tower that, pursuant to subsection (a), the owner or operator of such tower elects not to mark, except that meteorological evaluation towers shall be marked and contained in the database;

(ii) inserting at end the following:

“(4) ensure that the tower information in the database is de-identified and that such information only includes the location and height of such covered towers;

“(5) make the database available for use within one year of date of enactment of the 21st Century AIRR Act.”.