



Airport/Aviation Regulatory/Legislative Update

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Topics

- ▶ COVID-19 Response Efforts
- ▶ CARES Act and CRRSAA
- ▶ FAA Reauthorization Act of 2018 Section 163
- ▶ Noise and NEPA
- ▶ Compliance and Leasing
- ▶ Airspace Integration

COVID-19 Response Efforts

▶ Air Service

- ▶ DOT, Final Order, [Continuation of Certain Air Service](#) (Jan. 15, 2021).
- ▶ TRB, Research Report 218, [Building and Maintaining Air Service Through Incentive Programs](#) (2020).

▶ Recovery Efforts

- ▶ DOT/DHS/HHS, [Runway to Recovery, The United States Framework for Airlines and Airports to Mitigate the Public Health Risks of Coronavirus](#) (Ver. 1.1, Dec. 2020).
- ▶ FAA, [Information for Airport Sponsors Considering COVID-19 Restrictions or Accommodations](#) (Updated, Dec. 2020).
- ▶ Airport health screening in Iowa, [local news article](#)

CARES Act and CRRSAA

- ▶ CARES Act

- ▶ FAA, [CARES Act Airport Grants – Frequently Asked Questions](#) (Updated, Dec. 3, 2020).

- ▶ CRRSAA

- ▶ FAA, [Airport Coronavirus Response Grant Program](#).
- ▶ FAA, [Airport Coronavirus Response Grant Program Frequently Asked Questions](#) (Jan. 19, 2021).

FAA Reauthorization Act Section 163

- ▶ (a) In General – Except as provided in subsection (b), the Secretary of Transportation may not directly or indirectly regulate –
 - ▶ (1) the acquisition, use, lease, encumbrance, transfer, or disposal of land by an airport owner or operator;
 - ▶ (2) any facility upon such land; or
 - ▶ (3) any portion of such land or facility.

Section 163

- ▶ FAA, [Instructions to Airport District Offices and Regional Office of Airports Employees Regarding Airport Layout Plan Reviews and Projects Potentially Affected by Section 163 of the FAA Reauthorization Act of 2018](#) (Oct. 27, 2020).
- ▶ FAA, Compliance Guidance Letter 2018-03, [Appraisal Standards for the Sale and Disposal of Federally Obligated Airport Property](#) (Aug. 27, 2018).

Noise and NEPA

- ▶ [Analysis of the Neighborhood Environmental Survey](#) (Jan. 2021).
- ▶ 20 airports and 10,000 survey respondents
- ▶ Surveys conducted in 2015 – 2016, but results just released.
- ▶ “Compared with the existing Schultz Curve, the new National Curve shows a substantial increase in the percentage of people who are highly annoyed by aircraft noise over the entire range of aircraft noise levels considered, including at lower noise levels.”
 - ▶ Ex. Roughly half the population is highly annoyed at noise levels of DNL 60 dB.

Noise and Environmental

- ▶ CEQ, [Final Rule, Update to the Regulations Implementing the Procedural Provisions of the National Environmental Policy Act](#) (40 C.F.R. Parts 1500 – 1508).
- ▶ DOT, [Notice of Proposed Rulemaking, Procedures for Considering Environmental Impacts](#) (49 C.F.R. Part 13).
- ▶ Biden Administration, [Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis](#) (Jan. 20, 2021).

Compliance and Leasing

▶ Compliance

- ▶ [Grant Assurances](#) (June 4, 2020).
- ▶ TRB ACRP, Legal Research Digest 40, [Permissible Uses of Airport Property and Revenue](#) (2020).

▶ Leasing

- ▶ TRB ACRP, Research Report 213, [Estimating Market Value and Establishing Market Rent at Small Airports](#) (2020).
- ▶ Reversion at Boulder City Airport, NV, [local newspaper article](#) (July 2020).

Airspace Integration

▶ UAS

- ▶ Final Rule, [Remote Identification of Unmanned Aircraft](#) (Jan. 15, 2021).
- ▶ Final Rule, [Operation of Small Unmanned Systems over People](#) (Jan. 15, 2021).
- ▶ FAA/DOJ/FCC/DHS, [UAS Detection and Mitigation](#) (Aug. 2020).

▶ Commercial Space

- ▶ Final Rule, [Streamlined Launch and Reentry License Requirements](#) (Dec. 10, 2020).

Open Discussion

Contact

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