

S.1290

Sponsor: Sen Grassley, Charles E.(introduced 8/1/2001)

Latest Major Action: 8/1/2001 Referred to Senate committee

Title: A bill to amend title 49, United States Code, to preempt State laws requiring a certificate of approval or other form of approval prior to the construction or operation of certain airport development projects, and for other purposes.

End Gridlock at Our Nation's Critical Airports Act of 2001 (Introduced in the Senate)

S 1290 IS

107th CONGRESS

1st Session

S. 1290

To amend title 49, United States Code, to preempt State laws requiring a certificate of approval or other form of approval prior to the construction or operation of certain airport development projects, and for other purposes.

IN THE SENATE OF THE UNITED STATES

August 1, 2001

Mr. GRASSLEY (for himself, Mr. HARKIN, and Mr. BROWNBACK) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To amend title 49, United States Code, to preempt State laws requiring a certificate of approval or other form of approval prior to the construction or operation of certain airport development projects, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the 'End Gridlock at Our Nation's Critical Airports Act of 2001'.

SEC. 2. PREEMPTION OF STATE LAWS REQUIRING APPROVAL OF AIRPORT DEVELOPMENT PROJECTS.

(a) IN GENERAL- Chapter 401 of title 49, United States Code, is amended by adding at the end the following:

`Sec. 40129. Preemption of State laws requiring approval of airport development projects

`(a) IN GENERAL- No State, political subdivision of a State, or political authority of at least 2 States may enact or enforce a law, regulation, or other provision having the force and effect of law that--

`(1) requires a certificate of approval or other form of approval prior to the construction or operation of an airport development project at a covered airport if the project meets the standards established by the Secretary of Transportation under section 47105(b)(3), whether or not the project is the subject of a grant approved under chapter 471; or

`(2) prohibits, conditions, or otherwise regulates the direct application for, or receipt or expenditure of, a grant or other funds by the sponsor of a covered airport under chapter 471 for an airport development project at a covered airport if the project meets the standards referred to in paragraph (1).

`(b) COVERED AIRPORT DEFINED- In this section, the term `covered airport' means an airport that each year has at least .25 percent of the total annual boardings in the United States.'

(b) CONFORMING AMENDMENT- The analysis for such chapter is amended by adding at the end the following new item:

`40129. Preemption of State laws requiring approval of airport development projects.'