

118TH CONGRESS  
1ST SESSION

# S. 1033

To amend title 49, United States Code, to ensure certain projects related to natural hazards and emergency management are eligible for funding under the Federal Aviation Administration’s airport improvement program, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MARCH 29, 2023

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

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## A BILL

To amend title 49, United States Code, to ensure certain projects related to natural hazards and emergency management are eligible for funding under the Federal Aviation Administration’s airport improvement program, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Natural Hazard Resil-  
5 ience for Airports Act of 2023”.

1 **SEC. 2. ENSURING THAT CERTAIN PROJECTS RELATED TO**  
2 **NATURAL HAZARDS AND EMERGENCY MAN-**  
3 **AGEMENT ARE ELIGIBLE FOR FUNDING**  
4 **UNDER THE FEDERAL AVIATION ADMINIS-**  
5 **TRATION'S AIRPORT IMPROVEMENT PRO-**  
6 **GRAM.**

7 (a) INTERMODAL PLANNING.—Section 47101(g) of  
8 title 49, United States Code, is amended—

9 (1) in paragraph (1), in the second sentence, by  
10 inserting “(including long-term resilience from the  
11 impact of natural hazards and severe weather  
12 events)” after “environmental”; and

13 (2) in paragraph (2)—

14 (A) in subparagraph (C), by striking  
15 “and” at the end;

16 (B) in subparagraph (D), by striking the  
17 period at the end and inserting “; and”; and

18 (C) by adding at the end the following new  
19 subparagraph:

20 “(E) consider the impact of hazardous  
21 weather events on long-term operational resil-  
22 ience.”.

23 (b) DEFINITION OF AIRPORT DEVELOPMENT.—Sec-  
24 tion 47102(3) of title 49, United States Code, is amended  
25 by adding at the end the following new subparagraphs:

1           “(S) improvements, supported by planning  
2 or resiliency studies, or planning for improve-  
3 ments, of primary runways, taxiways, and  
4 aprons necessary at an airport to increase oper-  
5 ational resilience to prepare the airport for re-  
6 suming or maintaining flight operations in the  
7 event of an earthquake, flooding, high water,  
8 sea level rise, a hurricane, a tropical storm, a  
9 cyclone, storm surge, a tidal wave, a tornado, a  
10 tsunami, wind driven water, wildfire, land insta-  
11 bility, or a winter storm.

12           “(T)(i) in the case of an airport that meets  
13 each of the requirements described in clause  
14 (ii)—

15           “(I) planning for disaster prepared-  
16 ness associated with maintaining airport  
17 operations during a natural disaster;

18           “(II) acquiring airport communication  
19 equipment and fixed emergency generators  
20 that are not eligible for funding under pro-  
21 grams funded under the Department of  
22 Homeland Security; and

23           “(III) constructing, expanding, or im-  
24 proving airfield infrastructure to include  
25 aprons and terminal buildings the Sec-

1           retary of Transportation determines will  
2           facilitate disaster response at the airport.

3           “(ii) The requirements described in this  
4           clause are the following:

5                   “(I) The airport and the facilities and  
6                   fixed-based operators on, or connected  
7                   with, the airport are operated and main-  
8                   tained in a manner the Secretary of Trans-  
9                   portation considers suitable for disaster re-  
10                  lief. An airport shall not be considered as  
11                  failing to meet the requirement under the  
12                  preceding sentence if a runway is unusable  
13                  because the runway is under scheduled  
14                  maintenance or is in need of necessary re-  
15                  pairs.

16                   “(II) The airport has developed an  
17                   emergency natural disaster management  
18                   plan in coordination with State and local  
19                   officials.”.

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