

Conveyances of Federal Land

Senate

(a) Conveyances to Public Agencies (1) Request for Conveyance - The Secretary of Transportation (A) shall request the head of the department, agency, or instrumentality of the United States Government owning or controlling land or airspace to convey a property interest in the land or airspace to the public agency sponsoring the project or owning or controlling the airport when necessary to carry out a project under this subchapter at a public airport, to operate a public airport, or for the future development of an airport under the national plan of integrated airport systems; and (B) may request the head of such a department, agency, or instrumentality to convey a property interest in the land or airspace to such a public agency for a use that will complement, facilitate, or augment airport development, including the development of additional revenue from both aviation and nonaviation sources. (2) Response to Request for Certain Conveyances - Within 4 months after receiving a request from the Secretary under paragraph (1), the head of the department, agency, or instrumentality shall - (A) decide \

conveyance is consistent with the needs of the department, agency, or instrumentality; (B) notify the Secretary of the decision; and (C) make the requested conveyance if - (i) the requested conveyance is consistent with the needs of the department, agency, or instrumentality; (ii) the Attorney General approves the conveyance; and (iii) the conveyance can be made without cost to the United States Government. (3) Reversion - Except as provided in subsection (b), a conveyance under this subsection may only be made on the condition that the property interest conveyed reverts to the Government, at the option of the Secretary, to the extent it is not developed for an airport purpose or used consistently with the conveyance. (b) Release of Certain Conditions - The Secretary may grant a release from any term, condition, reservation, or restriction contained in any conveyance executed under this section, section 16 of the Federal Airport Act, section 23 of the Airport and Airway Development Act of 1970, or section 516 of the Airport and Airway Improvement Act of 1982, to

House

(b) Conveyances of United States Government Land - The Secretary may only release an option of the United States for a reversionary interest under this subsection after providing notice and an opportunity for public comment. The Secretary shall publish in the Federal Register any decision of the Secretary to release a reversionary interest and the reasons for the decision. (d) Requests by Public Agencies - Except with respect to a request made by another department, agency, or instrumentality of the executive branch of the U.S. Government, such a department, agency, or instrumentality shall give priority consideration to a request made by a public agency for surplus property for use at a public airport.

facilitate the development of additional revenue from aeronautical and non-aeronautical sources if the Secretary - (1) determines that the property is no longer needed for aeronautical purposes; (2) determines that the property will be used solely to generate revenue for the public airport; (3) provides preliminary notice to the head of the department, agency, or instrumentality that conveyed the property interest at least 30 days before executing the release; (4) provides notice to the public of the requested release; (5) includes in the release a written justification for the release of the property; and (6) determines that release of the property will advance civil aviation in the United States. (Section 408)