AMENDMENT

TO RULES COMMITTEE PRINT 116-54

OFFERED BY MR. GRAVES OF LOUISIANA

At the end title I of division E, insert the following:

SEC. 10105. INTERMODAL TRANSPORTATION INFRASTRUCTURE IMPROVEMENT PILOT PROGRAM.

(a) In General.—Section 47115 of title 49, United States Code, is amended by adding at the end the following:

“(l) INTERMODAL TRANSPORTATION INFRASTRUCTURE IMPROVEMENT PILOT PROGRAM.—

“(1) In general.—The Secretary shall establish a pilot program to issue transportation infrastructure grants to operators of launch sites for the construction, repair, or maintenance of infrastructure and facilities at such sites.

“(2) Pilot program application required.—In order to participate in the pilot program established under paragraph (1), an operator shall submit an application to the Secretary in such form, at such time, and containing such information as prescribed by the Secretary.
“(3) Pilot Program Qualifications.—The Secretary may only accept an operator into the pilot program established under paragraph (1) and issue a grant under this subsection to such operator if the operator—

“(A) has submitted a complete and timely application under paragraph (2);

“(B) certifies to the Secretary that the grant will be used for an eligible purpose under paragraph (4); and

“(C) agrees to maintain such records relating to the grant as the Secretary may require and to make such records available to the Secretary or the Comptroller General of the United States upon request.

“(4) Permitted Use of Pilot Program Grants.—An operator may use a grant provided under this subsection for the construction, repair, or improvement of infrastructure and facilities that—

“(A) are located at, or adjacent to, a launch site; and

“(B) directly enable or support transportation safety or covered transportation activities.
“(5) Authority to enter into agreements.—The Secretary may enter into agreements to provide grants under this subsection.

“(6) Pilot program grants.—

“(A) Grant formula.—At the beginning of each fiscal year after fiscal year 2020, the Secretary shall issue a grant to any operator in the pilot program established under paragraph (1) an amount equal to the sum of—

“(i) $250,000 for each licensed launch operation conducted from the applicable launch site or at any adjacent Federal launch range in the previous fiscal year; and

“(ii) $100,000 for each permitted launch operation conducted from the applicable launch site or at any adjacent Federal launch range in the previous fiscal year.

“(B) Maximum grant.—Except as provided in paragraph (7)(D), a grant issued to an operator under this subsection shall not exceed $2,500,000 for a fiscal year.

“(C) Adjacency.—
“(i) IN GENERAL.—In issuing a grant to an operator under subparagraph (A), the Secretary shall determine whether a launch site is adjacent to a Federal launch site.

“(ii) LIMITATION.—Only 1 operator may receive an amount under subparagraph (A) for each licensed or permitted launch operation described in such subparagraph.

“(iii) MULTIPLE LAUNCH SITES OPERATED BY 1 OPERATOR.—If an operator holds a license to operate more than 1 launch site that is adjacent to a Federal launch range, the Secretary shall consider such launch sites as 1 launch site for purposes of subparagraph (A).

“(7) SUPPLEMENTAL GRANTS IN SUPPORT OF STATE, LOCAL, OR PRIVATE MATCHING.—The Secretary may issue a supplemental grant from the funds authorized to carry out this subsection to an operator, subject to the following conditions:

“(A) DOLLAR-FOR-DOLLAR MATCHING.—If a qualified entity provides an operator an amount equal to or greater than the amount of
a grant provided in a fiscal year under paragraph (6) (for the explicit purpose of matching such grant), the Secretary may issue a supplemental grant to the operator that is equal to 25 percent of such grant in the following fiscal year.

“(B) ADDITIONAL NON-FEDERAL MATCHING.—If a qualified entity provides an operator an amount equal to or greater than two times the amount of a grant provided in a fiscal year to the operator under paragraph (6) (for the explicit purpose of matching such grant), the Secretary may issue a supplemental grant to the operator that is equal to 50 percent of such grant in the following fiscal year.

“(C) SUPPLEMENTAL GRANT LIMITATIONS.—The following limitations shall apply to supplemental grants issued to an operator pursuant to this paragraph:

“(i) MATCH TIMING.—The Secretary may issue a supplemental grant under subparagraph (A) or (B) only if an amount provided by a qualified entity is provided to the operator in the same fiscal year as the grant issued under paragraph (6).
“(ii) NON-DUPLICATION OF MATCHING
GRANTS.—If the Secretary issues a supple-
mental grant to the operator of a launch
site under subparagraph (B), the Secretary
may not issue a supplemental grant under
subparagraph (A) to the same operator in
the same fiscal year.

“(D) NON-APPLICATION OF GRANT CEIL-
ING.—The limitation on a grant amount under
paragraph (6)(B) shall not apply to supple-
mental grants issued under this paragraph.

“(8) PROGRAM ADMINISTRATION.—
“(A) AWARD TIMING.—Amounts des-
ignated to carry out this section that are not
obligated for grants under paragraphs (6) or
(7) by July 1 of the fiscal year in which the
amounts were made available shall be made
available for projects in accordance with sub-
section (j).

“(B) GRANT ASSURANCE APPLIC-
ABILITY.—Except as provided in subparagraph
(C), a grant issued under this subsection shall
not be subject to the conditions of sections
47106 or 47107, including any regulations pre-
scribed thereunder, or any other conditions as-
associated with grants made under this sub-
chapter pursuant to the Secretary’s authority
under chapters 471 or 475 (excluding section
47112 and 47113).

“(C) Combination with other federal
funds.—If an operator combines amounts re-
ceived under this subsection with Federal funds
from any other source (including funds received
under chapter 471 and 475), the applicable
statutory or regulatory requirements associated
with such funds shall apply to the total project
being funded and to the funds provided under
this subsection.

“(9) Funding.—

“(A) Pilot program grant funds.—
The grants issued under this subsection shall be
issued from funds made available under sub-
section (j)(4).

“(B) Maximum annual limit on pilot
program.—

“(i) In general.—The total amount
of all grants issued under this subsection
shall not exceed $20,000,000 in any fiscal
year.
“(ii) GRANT REDUCTION.—In carrying out clause (i), the Secretary—

“(I) may proportionally reduce the amount of, or decline to issue, a supplemental grant under paragraph (7); and

“(II) if the reduction under sub-clause (I) is insufficient, shall proportionally reduce grants issued under paragraph (6).

“(10) DEFINITIONS.—In this subsection, the following definitions apply:

“(A) COVERED TRANSPORTATION ACTIVITY.—The term ‘covered transportation activity’ means the movement of people or property to, from, or within a launch site to any other location and the necessary or incidental activities associated with such movement, including through use of—

“(i) a vehicle;

“(ii) a vessel;

“(iii) an aircraft (as defined in section 40102);

“(iv) a railroad (as defined in section 20102);
“(v) a pipeline facility (as defined in section 60101); or
“(vi) a launch vehicle.

“(B) LAUNCH; LAUNCH SITE; LAUNCH VEHICLE.—The terms ‘launch’, ‘launch site’, and ‘launch vehicle’ have the meanings given those terms in section 50902 of title 51.

“(C) OPERATOR.—The term ‘operator’ means a person licensed by the Secretary to operate a launch site.

“(D) QUALIFIED ENTITY.—The term ‘qualified entity’ means a State, local, or tribal government or private sector entity, or any combination thereof.

“(11) PILOT PROGRAM SUNSET.—This subsection shall cease to be effective on October 1, 2023.”.

(b) CONFORMING AMENDMENT.—Section 47115(j)(4) of title 49, United States Code, is amended by inserting “and subsection (l)” after “this subsection”.

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