

AMENDMENT TO
RULES COMMITTEE PRINT 118–11
OFFERED BY MR. MULLIN OF CALIFORNIA

At the end of title VIII, add the following:

1 **SEC. ____ . PROGRAM FOR NOISE MITIGATION NEAR SAN**
2 **FRANCISCO INTERNATIONAL AIRPORT.**

3 (a) RESIDENTIAL NOISE MITIGATION NEAR SAN
4 FRANCISCO INTERNATIONAL AIRPORT.—Section 47504 of
5 title 49, United States Code, is amended—

6 (1) in subsection (a)(2)—

7 (A) in subparagraph (D) by striking “and”
8 at the end;

9 (B) in subparagraph (E) by striking the
10 period at the end and inserting “; and”; and

11 (C) by adding at the end the following:

12 “(F) installing residential noise dampening
13 windows, residential noise insulation, and other
14 residential improvements to reduce or to miti-
15 gate the noise impacts of the operation of San
16 Francisco International Airport.”;

17 (2) in subsection (c)(2)—

18 (A) in subparagraph (E) by striking “and”
19 at the end;

1 (B) in subparagraph (F) by striking the
2 period at the end and inserting “; and”; and

3 (C) by adding at the end the following:

4 “(G) for a program of residential noise mitiga-
5 tion and soundproofing for residential buildings near
6 San Francisco International Airport.”; and

7 (3) by adding at the end the following:

8 “(f) RESIDENTIAL NOISE MITIGATION NEAR SAN
9 FRANCISCO INTERNATIONAL AIRPORT.—

10 “(1) PROGRAM REQUIREMENTS.—Notwith-
11 standing any other provision of law, the Secretary
12 shall approve, and may incur obligations for, a pro-
13 gram submitted under subsection (a) that requires
14 the expenditure of funds made available under sec-
15 tion 48103 for mitigation of aircraft noise less than
16 65 DNL if—

17 “(A) such program is submitted and oper-
18 ated by San Francisco International Airport;
19 and

20 “(B) in any 2 consecutive or nonconsecu-
21 tive months in a fiscal year, a total of 10 or
22 more measurements of 75 dBA or greater (on
23 a noise monitor operated or approved by San
24 Francisco International Airport) are taken
25 within a single city or county between the hours

1 of 10 p.m. and 7 a.m. due to San Francisco
2 International Airport operations, including air-
3 craft arriving or departing the airport.

4 “(2) PROGRAM CONTENTS.—The program de-
5 scribed in paragraph (1) shall propose to soundproof
6 at least 200 residential buildings per fiscal year.
7 Residential buildings proposed for aircraft noise
8 mitigation shall be within any noise-affected location
9 and the noise mitigation may be performed on a res-
10 idence whether or not it is within the 65 DNL con-
11 tour.

12 “(3) FUNDING.—

13 “(A) ELIGIBLE FUNDS.—The San Fran-
14 cisco International Airport may use Federal
15 funds, revenue from passenger facility charges
16 authorized under section 40117, and other rev-
17 enue generated by the airport to carry out ac-
18 tivities under the program without regard to
19 any restrictions on the use of such funds under
20 sections 40177 and 47133.

21 “(B) REMITTANCE OF FUNDS.—As a con-
22 dition of approval of any Federal grants award-
23 ed to San Francisco International Airport after
24 fiscal year 2023, the Airport shall agree that in
25 any fiscal year in which a program is submitted

1 by San Francisco International Airport under
2 paragraph (1) that does not propose noise miti-
3 gation of 200 or more homes, the Airport shall
4 remit to each noise-affected location an amount
5 equal to 10 times the amount of funding pro-
6 vided to the noise-affected location under the
7 Community Development Block Grant Program
8 under title I of the Housing and Community
9 Development Act of 1974 (42 U.S.C. 5301 et
10 seq.) for the previous fiscal year.

11 “(C) USE OF REMITTED FUNDS.—An air-
12 port disbursing funds to a city or county under
13 this program shall obtain written assurance
14 from the city or county that the funds shall be
15 expended for purposes of noise mitigation and
16 that the funds shall be spent not later than 2
17 fiscal years after the disbursement of funds to
18 the city or county.

19 “(4) DEFINITIONS.—In this subsection:

20 “(A) NOISE-AFFECTED LOCATION.—The
21 term ‘noise-affected location’ means any city or
22 county in which ten or more measurements de-
23 scribed in paragraph (1)(B) were taken during
24 the previous fiscal year.

1 “(B) NOISE MITIGATION.—The term ‘noise
2 mitigation’ means soundproofing and noise
3 dampening, including the installation of noise
4 dampening windows, residential noise insula-
5 tion, and other residential improvements that
6 reduce the impact of noise.

7 “(C) RESIDENTIAL BUILDING.—The term
8 ‘residential building’ means a single family
9 housing unit or a multifamily housing unit.”.

10 (b) REVENUE DIVERSION EXCEPTION.—Section
11 47107(k) of title 49, United States Code, is amended—

12 (1) by redesignating paragraphs (3) through
13 (5) as paragraphs (4) through (6), respectively; and

14 (2) by inserting after paragraph (2) the fol-
15 lowing:

16 “(3) REVENUE DIVERSION EXCEPTION.—The
17 use of revenue generated by San Francisco Inter-
18 national Airport shall not be considered a diversion
19 as set forth in this or any other section if such rev-
20 enue is used for purposes of conducting a program
21 of residential noise mitigation as described in section
22 47504(f).”.

