

AMENDMENT TO
RULES COMMITTEE PRINT 118–11
OFFERED BY MR. NADLER OF NEW YORK

At the end of title VIII, add the following:

1 **SEC. ____ . AIR TOUR MANAGEMENT PLAN FOR CERTAIN**
2 **AREAS OF NEW JERSEY AND NEW YORK.**

3 (a) AIR TOUR MANAGEMENT PLAN.—

4 (1) IN GENERAL.—Notwithstanding section
5 40128 of title 49, United States Code, subject to
6 paragraph (2), not later than 2 years after the date
7 of enactment of this section, the Administrator of
8 the Federal Aviation Administration, in consultation
9 with the Governors of New Jersey and New York,
10 shall establish an air tour management plan for any
11 area within the States of New Jersey and New York
12 that is not located within the National Park System.

13 (2) REQUIREMENTS.—The Administrator of the
14 Federal Aviation Administration shall enter into an
15 agreement with the Governors of New Jersey and
16 New York to establish the contents of the plan re-
17 quired by paragraph (1), the procedure for estab-
18 lishing such plan (including with respect to any
19 amendments to the plan), and the responsibilities of

1 each party to such agreement in carrying out the
2 plan.

3 (b) INTERIM AUTHORITY.—Until the date on which
4 the air tour management plan is established under sub-
5 section (a), the Administrator of the Federal Aviation Ad-
6 ministration may grant an air tour operator operating in
7 an area within the States of New Jersey and New York
8 that is not located within the National Park System in-
9 terim operating authority for that area.

10 (c) NON-APPLICATION OF THE APA.—The provisions
11 of subchapter II of chapter 5, and chapter 7, of title 5,
12 United States Code (commonly known as the “Administra-
13 tive Procedure Act”) shall not apply to the establishment
14 of an air tour management plan under this section.

