

1 shall only be available for operating
2 expenses.

3 (iv) STATE APPLICANTS.—A State
4 may apply for assistance under this para-
5 graph on behalf of an eligible recipient or
6 subrecipient, or a group of eligible recipi-
7 ents or subrecipients.

8 (D) UNOBLIGATED FUNDS.—If amounts
9 made available under this paragraph remain
10 unobligated on September 30, 2023, such
11 amounts shall be available for any purpose eligi-
12 ble under section 5324 of title 49, United
13 States Code.

14 **SEC. 7007. RELIEF FOR AIRPORTS.**

15 (a) IN GENERAL.—

16 (1) IN GENERAL.—In addition to amounts oth-
17 erwise available, there is appropriated for fiscal year
18 2021, out of any funds in the Treasury not other-
19 wise appropriated, \$8,000,000,000, to remain avail-
20 able until September 30, 2024, for assistance to air-
21 ports under sections 47101 through 47144 of title
22 49, United States Code, to be made available to pre-
23 vent, prepare for, and respond to coronavirus.

24 (2) REQUIREMENTS AND LIMITATIONS.—

25 Amounts made available under this section—

1 (A) shall not be subject to the require-
2 ments of chapter 471 of title 49, United States
3 Code, except the requirements of chapter 471
4 (other than eligibility requirements) shall apply
5 to any contract awarded after the date of enact-
6 ment of this Act for airport development;

7 (B) may not be used for any purpose not
8 directly related to the airport; and

9 (C) may not be provided to any airport
10 that was allocated in excess of 4 years of oper-
11 ating funds to prevent, prepare for, and re-
12 spond to coronavirus in fiscal year 2020.

13 (b) ALLOCATIONS.—The following terms shall apply
14 to the amounts made available under this section:

15 (1) OPERATING EXPENSES AND DEBT SERVICE
16 PAYMENTS.—

17 (A) IN GENERAL.—Not more than
18 \$6,492,000,000 shall be made available for pri-
19 mary airports, as such term is defined in sec-
20 tion 47102 of title 49, United States Code, and
21 certain cargo airports, for costs related to oper-
22 ations, personnel, cleaning, sanitization, jani-
23 torial services, combating the spread of patho-
24 gens at the airport, and debt service payments.

1 (B) DISTRIBUTION.— Amounts made
2 available under this paragraph—

3 (i) shall not be subject to the reduced
4 apportionments under section 47114(f) of
5 title 49, United States Code;

6 (ii) shall first be apportioned as set
7 forth in sections 47114(c)(1)(A),
8 47114(c)(1)(C)(i), 47114(c)(1)(C)(ii),
9 47114(c)(2)(A), 47114(c)(2)(B), and
10 47114(c)(2)(E) of title 49, United States
11 Code; and

12 (iii) shall not be subject to a max-
13 imum apportionment limit set forth in sec-
14 tion 47114(c)(1)(B) of title 49, United
15 States Code.

16 (C) REMAINING AMOUNTS.—Any amount
17 remaining after distribution under subpara-
18 graph (B) shall be distributed to the sponsor of
19 each primary airport (as such term is defined
20 in section 47102 of title 49, United States
21 Code) based on each such primary airport's
22 passenger enplanements compared to the total
23 passenger enplanements of all such primary air-
24 ports in calendar year 2019.

1 (2) FEDERAL SHARE FOR DEVELOPMENT
2 PROJECTS.—

3 (A) IN GENERAL.—Not more than
4 \$608,000,000 allocated under subsection (a)(1)
5 shall be available to pay a Federal share of 100
6 percent of the costs for any grant awarded in
7 fiscal year 2021, or in fiscal year 2020 with less
8 than a 100-percent Federal share, for an air-
9 port development project (as such term is de-
10 fined in section 47102 of title 49).

11 (B) REMAINING AMOUNTS.—Any amount
12 remaining under this paragraph shall be distrib-
13 uted as described in paragraph (1)(C).

14 (3) NONPRIMARY AIRPORTS.—

15 (A) IN GENERAL.—Not more than
16 \$100,000,000 shall be made available for gen-
17 eral aviation and commercial service airports
18 that are not primary airports (as such terms
19 are defined in section 47102 of title 49, United
20 States Code) for costs related to operations,
21 personnel, cleaning, sanitization, janitorial serv-
22 ices, combating the spread of pathogens at the
23 airport, and debt service payments.

24 (B) DISTRIBUTION.—Amounts made avail-
25 able under this paragraph shall be apportioned

1 to each non-primary airport based on the cat-
2 egories published in the most current National
3 Plan of Integrated Airport Systems, reflecting
4 the percentage of the aggregate published eligi-
5 ble development costs for each such category,
6 and then dividing the allocated funds evenly
7 among the eligible airports in each category,
8 rounding up to the nearest thousand dollars.

9 (C) REMAINING AMOUNTS.—Any amount
10 remaining under this paragraph shall be distrib-
11 uted as described in paragraph (1)(C).

12 (4) AIRPORT CONCESSIONS.—

13 (A) IN GENERAL.—Not more than
14 \$800,000,000 shall be made available for spon-
15 sors of primary airports to provide relief from
16 rent and minimum annual guarantees to airport
17 concessions, of which at least \$640,000,000
18 shall be available to provide relief to eligible
19 small airport concessions and of which at least
20 \$160,000,000 shall be available to provide relief
21 to eligible large airport concessions located at
22 primary airports.

23 (B) DISTRIBUTION.—The amounts made
24 available for each set-aside in this paragraph
25 shall be distributed to the sponsor of each pri-

1 mary airport (as such term is defined in section
2 47102 of title 49, United States Code) based on
3 each such primary airport's passenger
4 enplanements compared to the total passenger
5 enplanements of all such primary airports in
6 calendar year 2019.

7 (C) CONDITIONS.—As a condition of ap-
8 proving a grant under this paragraph—

9 (i) the sponsor shall provide such re-
10 lief from the date of enactment of this Act
11 until the sponsor has provided relief equal-
12 ing the total grant amount, to the extent
13 practicable and to the extent permissible
14 under State laws, local laws, and applicable
15 trust indentures; and

16 (ii) for each set-aside, the sponsor
17 shall provide relief from rent and minimum
18 annual guarantee obligations to each eligi-
19 ble airport concession in an amount that
20 reflects each eligible airport concession's
21 proportional share of the total amount of
22 the rent and minimum annual guarantees
23 of those eligible airport concessions at such
24 airport.

25 (c) ADMINISTRATION.—

1 (1) ADMINISTRATIVE EXPENSES.—The Admin-
2 istrator of the Federal Aviation Administration may
3 retain up to 0.1 percent of the funds provided under
4 this section to fund the award of, and oversight by
5 the Administrator of, grants made under this sec-
6 tion.

7 (2) WORKFORCE RETENTION REQUIRE-
8 MENTS.—

9 (A) REQUIRED RETENTION.—All airports
10 receiving funds under this section shall continue
11 to employ, through September 30, 2021, at
12 least 90 percent of the number of individuals
13 employed (after making adjustments for retire-
14 ments or voluntary employee separations) by
15 the airport as of March 27, 2020.

16 (B) WAIVER OF RETENTION REQUIRE-
17 MENT.—The Secretary shall waive the work-
18 force retention requirement if the Secretary de-
19 termines that—

20 (i) the airport is experiencing eco-
21 nomic hardship as a direct result of the re-
22 quirement; or

23 (ii) the requirement reduces aviation
24 safety or security.

1 (C) EXCEPTION.—The workforce retention
2 requirement shall not apply to nonhub airports
3 or nonprimary airports receiving funds under
4 this section.

5 (d) DEFINITIONS.—In this section:

6 (1) ELIGIBLE LARGE AIRPORT CONCESSION.—
7 The term “eligible large airport concession” means
8 a concession (as defined in section 23.3 of title 49,
9 Code of Federal Regulations), that is in-terminal
10 and has maximum gross receipts, averaged over the
11 previous three fiscal years, of more than
12 \$56,420,000.

13 (2) ELIGIBLE SMALL AIRPORT CONCESSION.—
14 The term “eligible small airport concession” means
15 a concession (as defined in section 23.3 of title 49,
16 Code of Federal Regulations), that is in-terminal
17 and—

18 (A) a small business with maximum gross
19 receipts, averaged over the previous 3 fiscal
20 years, of less than \$56,420,000; or

21 (B) is a joint venture (as defined in section
22 23.3 of title 49, Code of Federal Regulations).