H. R. 468

[Report No. 117–]

To amend title 49, United States Code, to permit the use of incentive payments to expedite certain federally financed airport development projects.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 25, 2021

Mr. Graves of Missouri (for himself and Mr. Graves of Louisiana) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

MARCH --, 2021

Committed to the Committee of the Whole House on the State of the Union, and ordered to be printed
A BILL

To amend title 49, United States Code, to permit the use of incentive payments to expedite certain federally financed airport development projects.
Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Expedited Delivery of
Airport Infrastructure Act of 2021”.

SEC. 2. ALLOWABLE COST STANDARDS FOR AIRPORT DE-
VELOPMENT PROJECTS.

(a) IN GENERAL.—Section 47110(b)(1) of title 49,
United States Code, is amended—

(1) by striking “(1) if the cost necessarily” and
inserting “(1)(A) if the cost necessarily”;

(2) by striking the semicolon at the end and in-
serting “; or”; and

(3) by adding at the end the following:

“(B) if the cost is an incentive payment in-
curred in carrying out the project described in sub-
paragraph (A) that is to be provided to a contractor
upon early completion of a project, if—

“(i) such payment does not exceed the lesser
of 5 percent of the initial construction con-
tract amount or $1,000,000;

“(ii) the level of contractor’s control of, or
access to, the worksite necessary to shorten the
duration of the project does not negatively im-
pact the operation of the airport;
“(iii) the contract specifies application of the incentive structure in the event of unforeseeable, non-weather delays beyond the control of the contractor;

“(iv) nothing in any agreement with the contractor prevents the airport operator from retaining responsibility for the safety, efficiency, and capacity of the airport during the execution of the grant agreement; and

“(v) the Secretary determines that the use of an incentive payment is likely to increase airport capacity or efficiency or result in cost savings as a result of shortening the project’s duration;”.

(b) TECHNICAL CORRECTION.—Section 47110(e)(7) of title 49, United States Code, is amended in the heading by striking “PARTNERSHIP PROGRAM AIRPORTS” and inserting “PARTNERSHIP PROGRAM AIRPORTS”.