84

AMENDMENT TO H.R. 5658, AS REPORTED

OFFERED BY MS. SCHWARTZ OF PENNSYLVANIA AND MR. PATRICK J. MURPHY OF PENNSYLVANIA

Add at the end of title X the following new section:

1 **SEC. 1071. USE OF RUNWAY AT NASJRB WILLOW GROVE,**
2 **PENNSYLVANIA.**

3 (a) CONDITIONS ON CONVEYANCE, GRANT, LEASE,
4 OR LICENSE.—Any conveyance, grant, lease, or license
5 from the United States to the Commonwealth of Pennsyl-
6 vania or other legal entity that includes the airfield prop-
7 erty located at NASJRB Willow Grove and designated for
8 operation as a Joint Interagency Installation pursuant to
9 section 3703 of the U.S. Troop Readiness, Veterans' Care,
10 Katrina Recovery, and Iraq Accountability Appropriations
11 Act, 2007 (121 Stat. 145) shall be subject to the restric-
12 tions on the use of the airfield set forth in subsection (b).

13 (b) RESTRICTIONS ON USE.—The airfield at the in-
14 stallation shall not be used for any of the following pur-
15 poses:

16 (1) Commercial passenger operations.

17 (2) Commercial cargo operations.

18 (3) Commercial, business, or nongovernment
19 aircraft operations for purposes not related to the

1 missions of the installation, except that this para-
2 graph shall not apply in exigent circumstances or af-
3 fect use of the airfield by or on behalf of any user,
4 tenant, subtenant, or other associated user of the in-
5 stallation.

6 (4) As a reliever airport to relieve congestion at
7 other airports or to provide improved general avia-
8 tion access to the overall community, except that
9 this paragraph shall not apply in exigent cir-
10 cumstances.

11 (c) LIMITATION ON STATUTORY CONSTRUCTION.—
12 Nothing in this section shall be construed to diminish or
13 alter authorized uses of the installation, including the mili-
14 tary enclave that is part thereof, by the United States or
15 its agencies or instrumentalities or to limit use of the
16 property in exigent circumstances.

17 (d) DEFINITIONS.—In this section, the following defi-
18 nitions apply:

19 (1) AIRFIELD.—The term "airfield" means the
20 airfield referred to in subsection (a).

21 (2) ASSOCIATED USERS.—The term "associated
22 users" means nongovernmental organizations and
23 private entities that use the airfield for purposes re-
24 lated to the national defense, homeland security, and
25 emergency preparedness missions of the installation.

1 (3) EXIGENT CIRCUMSTANCES.—The term "exi-
2 gent circumstances" means unusual conditions, in-
3 cluding adverse or unusual weather conditions,
4 alerts, and actual or threatened emergencies that are
5 determined by the installation to require limited-du-
6 ration use of the installation or its airfield for oper-
7 ations, including flying operations, for uses other-
8 wise restricted under subsection (b).
9 (4) COMMERCIAL CARGO OPERATIONS.—The
10 term "commercial cargo operations" means aircraft
11 operations by a commercial cargo or freight carrier
12 in cases in which cargo is delivered to or flown from
13 the installation under established schedules, except
14 that the term does not include any cargo operations
15 undertaken by or on behalf of any user of the instal-
16 lation or cargo operations related to the national de-
17 fense, homeland security, and emergency prepared-
18 ness missions of the installation.
19 (5) COMMERCIAL PASSENGER OPERATIONS.—
20 The term "commercial passenger operations" means
21 aircraft passenger operations by commercial pas-
22 senger carriers involving flights where passengers
23 are boarded or enplaned at the installation, except
24 that the term does not include passenger operations
25 undertaken by or on behalf of any user of the instal-

1 lation or passenger operations related to the national
2 defense, homeland security, and emergency pre-
3 paredness missions of the installation.
4 (6) INSTALLATION.—The term "installation"
5 means the Joint Interagency Installation referred to
6 in subsection (a).