

117TH CONGRESS
1ST SESSION

H. R. 5373

To allow mandatory nighttime curfews at certain airports, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 24, 2021

Mr. SCHIFF (for himself, Mr. LIEU, and Mr. SHERMAN) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To allow mandatory nighttime curfews at certain airports,
and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Valley-Wide Noise Re-
5 lief Act of 2021”.

6 **SEC. 2. MANDATORY NIGHTTIME CURFEWS.**

7 (a) IN GENERAL.—Notwithstanding any other provi-
8 sion of law, including any written assurances under section
9 47107 of title 49, United States Code, an airport sponsor
10 may not be prohibited from, or interfered with, imple-

1 menting a total or partial mandatory nighttime curfew for
2 an airport of the sponsor that is described in subsection
3 (b).

4 (b) COVERED AIRPORTS.—An airport described in
5 this section is an airport that—

6 (1) had a voluntary curfew in effect for certain
7 aircraft on November 5, 1990; and

8 (2) was created by an intergovernmental agree-
9 ment established pursuant to a State statute enacted
10 before November 5, 1990, that, along with the stat-
11 ute, imposes obligations with respect to noise mitiga-
12 tion.

13 (c) NOTICE REQUIREMENTS.—

14 (1) IN GENERAL.—At least 90 days before im-
15 plementing a curfew under subsection (a), an airport
16 sponsor shall provide to airport users and other in-
17 terested parties reasonable notice of—

18 (A) the terms of the curfew; and

19 (B) the penalties for violating the curfew.

20 (2) REASONABLE NOTICE.—An airport sponsor
21 shall be treated as satisfying the requirement of pro-
22 viding reasonable notice under paragraph (1) if the
23 sponsor—

24 (A) includes the terms of the curfew and
25 penalties for violating the curfew on the inter-

1 net website of the sponsor for the applicable
2 airport; and

3 (B) provides the terms of the curfew and
4 penalties for violating the curfew to tenants of
5 the sponsor who operate aircraft at the airport,
6 either at their leasehold or the address provided
7 to the airport sponsor for the receipt of notices
8 under their lease.

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

11 (1) TOTAL MANDATORY NIGHTTIME CURFEW.—
12 The term “total mandatory nighttime curfew”
13 means a prohibition on all aircraft operations at an
14 airport each night during the 9-hour period begin-
15 ning at 10 p.m.

16 (2) PARTIAL MANDATORY NIGHTTIME CUR-
17 FEW.—The term “partial mandatory nighttime cur-
18 few” means a prohibition on certain aircraft oper-
19 ations at an airport each night for not longer than
20 the 9-hour period beginning at 10 p.m.

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