

116TH CONGRESS  
1ST SESSION

# H. R. 5107

To amend title 49, United States Code, to establish a program at San Francisco International Airport for purposes of soundproofing residential buildings in surrounding communities.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 14, 2019

Ms. SPEIER (for herself, Ms. ESHOO, Mr. PANETTA, and Mr. RASKIN) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To amend title 49, United States Code, to establish a program at San Francisco International Airport for purposes of soundproofing residential buildings in surrounding communities.

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 “Serious Noise Reduc-

5 tion Efforts Act of 2019” or the “SNORE Act of 2019”.

1 **SEC. 2. PROGRAM FOR NOISE MITIGATION NEAR SAN FRAN-**  
2 **CISCO INTERNATIONAL AIRPORT.**

3 (a) RESIDENTIAL NOISE MITIGATION NEAR SAN  
4 FRANCISCO INTERNATIONAL AIRPORT.—Section 47504 of  
5 title 49, United States Code, is amended—

6 (1) in subsection (a)(2)—

7 (A) in subparagraph (D) by striking “and”  
8 at the end;

9 (B) in subparagraph (E) by striking the  
10 period at the end and inserting “; and”; and

11 (C) by adding at the end the following:

12 “(F) installing residential noise dampening  
13 windows, residential noise insulation, and other  
14 residential improvements to reduce or to miti-  
15 gate the noise impacts of the operation of San  
16 Francisco International Airport.”;

17 (2) in subsection (c)(2)—

18 (A) in subparagraph (E) by striking “and”  
19 at the end;

20 (B) in subparagraph (F) by striking the  
21 period at the end and inserting “; and”; and

22 (C) by adding at the end the following:

23 “(G) for a program of residential noise mitiga-  
24 tion and soundproofing for residential buildings near  
25 San Francisco International Airport.”; and

26 (3) by adding at the end the following:

1       “(f) RESIDENTIAL NOISE MITIGATION NEAR SAN  
2 FRANCISCO INTERNATIONAL AIRPORT.—

3           “(1) PROGRAM REQUIREMENTS.—Notwith-  
4 standing any other provision of law, the Secretary  
5 shall approve, and may incur obligations for, a pro-  
6 gram submitted under subsection (a) that requires  
7 the expenditure of funds made available under sec-  
8 tion 48103 for mitigation of aircraft noise less than  
9 65 DNL if—

10           “(A) such program is submitted and oper-  
11 ated by San Francisco International Airport;  
12 and

13           “(B) in any 2 consecutive or nonconsecu-  
14 tive months in a fiscal year, a total of 10 or  
15 more measurements of 75 dBA or greater (on  
16 a noise monitor operated or approved by San  
17 Francisco International Airport) are taken  
18 within a single city or county between the hours  
19 of 10 p.m. and 7 a.m. due to San Francisco  
20 International Airport operations, including air-  
21 craft arriving or departing the airport.

22           “(2) PROGRAM CONTENTS.—The program de-  
23 scribed in paragraph (1) shall propose to soundproof  
24 at least 200 residential buildings per fiscal year.  
25 Residential buildings proposed for aircraft noise

1 mitigation shall be within any noise-affected location  
2 and the noise mitigation may be performed on a res-  
3 idence whether or not it is within the 65 DNL con-  
4 tour.

5 “(3) FUNDING.—

6 “(A) ELIGIBLE FUNDS.—The San Fran-  
7 cisco International Airport may use Federal  
8 funds, revenue from passenger facility charges  
9 authorized under section 40117, and other rev-  
10 enue generated by the airport to carry out ac-  
11 tivities under the program without regard to  
12 any restrictions on the use of such funds under  
13 sections 40177 and 47133.

14 “(B) REMITTANCE OF FUNDS.—As a con-  
15 dition of approval of any Federal grants award-  
16 ed to San Francisco International Airport after  
17 fiscal year 2021, the Airport shall agree that in  
18 any fiscal year in which a program is submitted  
19 by San Francisco International Airport under  
20 paragraph (1) that does not propose noise miti-  
21 gation of 200 or more homes, the Airport shall  
22 remit to each noise-affected location an amount  
23 equal to 10 times the amount of funding pro-  
24 vided to the noise-affected location under the  
25 Community Development Block Grant Program

1 under title I of the Housing and Community  
2 Development Act of 1974 (42 U.S.C. 5301 et  
3 seq.) for the previous fiscal year.

4 “(C) USE OF REMITTED FUNDS.—An air-  
5 port disbursing funds to a city or county under  
6 this program shall obtain written assurance  
7 from the city or county that the funds shall be  
8 expended for purposes of noise mitigation and  
9 that the funds shall be spent not later than 2  
10 fiscal years after the disbursement of funds to  
11 the city or county.

12 “(4) DEFINITIONS.—In this subsection:

13 “(A) NOISE-AFFECTED LOCATION.—The  
14 term ‘noise-affected location’ means any city or  
15 county in which ten or more measurements de-  
16 scribed in paragraph (1)(B) were taken during  
17 the previous fiscal year.

18 “(B) NOISE MITIGATION.—The term ‘noise  
19 mitigation’ means soundproofing and noise  
20 dampening, including the installation of noise  
21 dampening windows, residential noise insula-  
22 tion, and other residential improvements that  
23 reduce the impact of noise.

1                   “(C) RESIDENTIAL BUILDING.—The term  
2                   ‘residential building’ means a single family  
3                   housing unit or a multifamily housing unit.”.

4           (b) REVENUE DIVERSION EXCEPTION.—Section  
5 47107 of title 49, United States Code, is amended—

6                   (1) by redesignating paragraphs (3) through  
7                   (5) as paragraphs (4) through (6), respectively; and

8                   (2) by inserting after paragraph (2) the fol-  
9                   lowing:

10                   “(3) REVENUE DIVERSION EXCEPTION.—The  
11                   use of revenue generated by San Francisco Inter-  
12                   national Airport shall not be considered a diversion  
13                   as set forth in this or any other section if such rev-  
14                   enue is used for purposes of conducting a program  
15                   of residential noise mitigation as described in section  
16                   47504(f).”.

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