

117TH CONGRESS  
1ST SESSION

# H. R. 5373

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

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## 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

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## 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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