

ANM Compliance

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By:

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**Federal Aviation
Administration**

Objectives

- **Land: Change in use and release for disposal processes**
- **Sponsor name changes**
- **General compliance trends**



Land Use Changes

Land Use Authority

- Land and facilities acquired or modified using Federal funding (e.g. AIP, ADAP, FAAP)
- Land added to the airport by swapping AIP purchased land
- Under Surplus Property Act instruments of transfer and other federal conveyances



Processing Land Use Changes on Federally Acquired or Conveyed Airport Land

After the ALP approval authority determination is complete, is consent needed?

- What constitutes aeronautical or non-aeronautical land use?
 - Aeronautical use
 - Airport purpose
 - Non-aeronautical use
 - Mixed-use
- Allowance for non-aero beyond 3-5 years without a release



Interim Use and Disposal Proposal Requirements

- ALP depicting project
- Project description
- For non-aeronautical development, analysis demonstrating land not needed for existing/future aeronautical use
- Airports should have a current Exhibit A and land conveyances (deeds)
- Source of funding – How the land was acquired
- What will the purpose be



Land Disposals on Federally Acquired or Federally Conveyed Property

Disposal Proposal Requirement in ADDITION to Above:

- It is the responsibility of the airport sponsor to adequately document how the land was acquired
 - The sponsor may need to conduct a title search or other method to provide verification
 - FAA will need to review conveyance deeds
- What is the benefit to aviation
- How the sale is more beneficial than leasing



Land Disposals on Federally Acquired or Federally Conveyed Property cont...

Disposal Proposal Requirement in Addition to Above:

- How the funds will go back into the airport as an aeronautical use or airport purpose



Sponsor Name Changes

- **Specifically, when a multiple sponsor drops a sponsor or there is a name correction (*This does not include Sponsor Transfers*)**
 - Items Required:
 - Deed
 - W9
 - Correct SAM Registration
 - Once these items all coincide, FAA will make the change in SOAR and ensure any current invoices in Delphi are restarted with the correct name



General Compliance

- **2024 FAA Reauthorization Updates**
 - <https://www.congress.gov/118/bills/hr3935/BILLS-118hr3935enr.pdf>
- **Policy/Guidance Updates**



Review of Existing Policy/CGL/FRN for Update

- **The following policy and guidance will be reviewed for possible update due to the Reauthorization:**
 - FAA Order 5190.6, *FAA Airport Compliance Manual* (Sections 703, 705, 706, 719, 738, 743, 757)
 - AC 150/5100-19, *Guide for Airport Financial Reports Filed by Airport Sponsors* (Section 734)
 - Policy and Procedures Concerning the Use of Airport Revenue (FRN) (Sections 703, 705, 706)
 - Processing Land Use Changes on Federally Acquired and Federally Conveyed Land (FRN) (Sections 719, 743)
 - Airport Investment Partnership Program (FRN) and application (Section 738)
 - CGL 2021-1 Transfer of Federally Obligated Airports (Section 757)
 - CGL 2022-1 Process for the Release and Permanent closure of Federally Obligated Airports (Section 719)
 - Grant Assurances (Section 770)



Airport Compliance Manual Update

www.faa.gov/regulations_policies/orders_notices/index.cfm/go/document.current/documentNumber/5190.6

• Group 1 – 12/3/21

- Chapter 1, *Authority and scope*;
- Chapter 9, *Unjust Discrimination between Aeronautical Users*;
- Chapter 10 *Reasonable Commercial Minimum Standards*;
- Chapter 11, *Self-Service*;
- Chapter 23 *Reversions of Airport Property*.

• Group 2 – 12/21/22

- Chapter 2, *Compliance Program*
- Chapter 3, *Federal Obligations from Property Conveyances*
- Chapter 4, *Federal Grant Obligations and Responsibilities*
- Chapter 5, *Complaint Resolution*

• Group 3 – 10/21/23

- Chapter 16, *Resolution of Unlawful Revenue Diversion*
- Chapter 17, *Self Sustainability*
- Chapter 18, *Airport Rates and Charges*
- Chapter 19, *Airport Financial Records*

• Group 4 – **Coming Soon**

- Chapter 6, *Rights and Powers and Good Title*
- Chapter 7, *Airport Operations*
- Chapter 8, *Exclusive Rights*
- Chapter 14, *Restrictions Based on Safety and Efficiency Procedures and Organization*
- Chapter 15, *Airport Revenues*
- Chapter 20, *Compatible Land Use*
- Chapter 22, *Releases of Federal Obligations*



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- **Group 4**

- Chapter 12, *Review of Aeronautical Lease Agreements*
- Chapter 13, *Airport Noise and Access Restrictions*
- Chapter 21, *Compliance Land Use Compliance Inspection*



Questions?

