

117TH CONGRESS
2D SESSION

H. R. 5315

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 14, 2022

Received

AN ACT

To direct the Secretary of Transportation to establish in the Department of Transportation a drone infrastructure inspection grant program and a drone education and training grant program, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Drone Infrastructure
3 Inspection Grant Act”.

4 **SEC. 2. DRONE INFRASTRUCTURE INSPECTION GRANT**
5 **PROGRAM.**

6 (a) **AUTHORITY.**—The Secretary of Transportation
7 shall establish a drone infrastructure inspection grant pro-
8 gram to make grants to governmental entities to facilitate
9 the use of eligible small unmanned aircraft systems to in-
10 crease efficiency, reduce costs, improve worker and com-
11 munity safety, reduce carbon emissions, or meet other pri-
12 orities (as determined by the Secretary) related to critical
13 infrastructure projects.

14 (b) **USE OF GRANT AMOUNTS.**—A governmental enti-
15 ty may use a grant provided under this section to—

16 (1) purchase or lease eligible small unmanned
17 aircraft systems;

18 (2) support operational capabilities of eligible
19 small unmanned aircraft systems by the govern-
20 mental entity;

21 (3) contract for services performed with an eli-
22 gible small unmanned aircraft system in cir-
23 cumstances in which the governmental entity does
24 not have the resources or expertise to safely carry
25 out or assist in carrying out the activities described
26 under subsection (a); and

1 (4) support the program management capability
2 of the governmental entity to use an eligible small
3 unmanned aircraft system.

4 (c) ELIGIBILITY.—To be eligible to receive a grant
5 under this section, a governmental entity shall submit an
6 application to the Secretary at such time, in such form,
7 and containing such information as the Secretary may re-
8 quire, including an assurance that the governmental entity
9 or its contractor will comply with relevant federal regula-
10 tions.

11 (d) SELECTION OF APPLICANTS.—In selecting an ap-
12 plicant for a grant under this section, the Secretary shall
13 prioritize projects that propose to—

14 (1) carry out a critical infrastructure project in
15 a historically disadvantaged community; or

16 (2) address a safety risk in the inspection, oper-
17 ation, maintenance, repair, modernization, or con-
18 struction of an element of critical infrastructure.

19 (e) LIMITATION.—Nothing in this section shall be
20 construed as to interfere with an agreement between a
21 governmental entity and a labor union.

22 (f) REPORT TO CONGRESS.—Not later than 1 year
23 after the first grant is provided under this section, the
24 Secretary shall submit to the Committee on Transpor-
25 tation and Infrastructure of the House of Representatives

1 and the Committee on Commerce, Science, and Transpor-
2 tation of the Senate a report that evaluates the program
3 carried out under this section, including—

4 (1) a description of the number of grants
5 awarded;

6 (2) the amount of each grant;

7 (3) the activities funded under this section; and

8 (4) the effectiveness of such funded activities in
9 meeting the objectives described in subsection (a).

10 (g) FUNDING.—

11 (1) FEDERAL SHARE.—

12 (A) IN GENERAL.—Except as provided in
13 subparagraph (B), the Federal share of the cost
14 of a project carried out using a grant under
15 this section shall not exceed 80 percent of the
16 total project cost.

17 (B) WAIVER.—The Secretary may increase
18 the Federal share requirement under subpara-
19 graph (A) to up to 100 percent for a project
20 carried out using a grant under this section by
21 a governmental entity if such entity—

22 (i) submits a written application to
23 the Secretary requesting an increase in the
24 Federal share; and

1 (ii) demonstrates that the additional
2 assistance is necessary to facilitate the ac-
3 ceptance and full use of a grant under this
4 section, such as alleviating economic hard-
5 ship, meeting additional workforce needs,
6 or such other uses that the Secretary de-
7 termines to be appropriate.

8 (2) AUTHORIZATION OF APPROPRIATIONS.—

9 There are authorized to be appropriated to carry out
10 this section—

11 (A) \$50,000,000 for fiscal year 2023; and

12 (B) \$50,000,000 for fiscal year 2024.

13 **SEC. 3. DRONE EDUCATION AND WORKFORCE TRAINING**
14 **GRANT PROGRAM.**

15 (a) AUTHORITY.—The Secretary of Transportation
16 shall establish a drone education and training grant pro-
17 gram to make grants to educational institutions for work-
18 force training for eligible small unmanned aircraft system
19 technology.

20 (b) USE OF GRANT AMOUNTS.—Amounts from a
21 grant under this section shall be used in furtherance of
22 activities authorized under sections 631 and 632 of the
23 FAA Reauthorization Act 2018 (49 U.S.C. 40101 note).

24 (c) ELIGIBILITY.—To be eligible to receive a grant
25 under this section, an educational institution shall submit

1 an application to the Secretary at such time, in such form,
2 and containing such information as the Secretary may re-
3 quire.

4 (d) AUTHORIZATION OF APPROPRIATIONS.—There
5 are authorized to be appropriated to carry out this sec-
6 tion—

7 (1) \$50,000,000 for fiscal year 2023; and

8 (2) \$50,000,000 for fiscal year 2024.

9 **SEC. 4. DEFINITIONS.**

10 In this Act:

11 (1) CRITICAL INFRASTRUCTURE.—The term
12 “critical infrastructure” has the meaning given such
13 term in section 1016(e) of the Critical Infrastruc-
14 tures Protection Act of 2001 (42 U.S.C. 5195c(e)).

15 (2) CRITICAL INFRASTRUCTURE PROJECT.—
16 The term “critical infrastructure project” means a
17 project for the inspection, operation, maintenance,
18 repair, modernization, or construction of an element
19 of critical infrastructure, including mitigating envi-
20 ronmental hazards to such infrastructure.

21 (3) COVERED FOREIGN ENTITY.—The term
22 “covered foreign entity” means an entity—

23 (A) included on the Consolidated Screening
24 List or Entity List as designated by the Sec-
25 retary of Commerce;

1 (B) domiciled in the People’s Republic of
2 China or the Russian Federation;

3 (C) subject to influence or control by the
4 government of the People’s Republic of China
5 or by the Russian Federation; or

6 (D) is a subsidiary or affiliate of an entity
7 described in subparagraphs (A) through (C).

8 (4) EDUCATIONAL INSTITUTION.—The term
9 “educational institution” means an institution of
10 higher education (as defined in section 101 of the
11 Higher Education Act of 1965 (20 U.S.C. 1001))
12 that participates in a program authorized under sec-
13 tions 631 and 632 of the FAA Reauthorization Act
14 of 2018 (49 U.S.C. 40101 note).

15 (5) ELEMENT OF CRITICAL INFRASTRUC-
16 TURE.—The term “element of critical infrastruc-
17 ture” means a critical infrastructure facility or
18 asset, including public bridges, tunnels, roads, high-
19 ways, dams, electric grid, water infrastructure, com-
20 munication systems, pipelines, or other related facili-
21 ties or assets, as defined by the Secretary.

22 (6) ELIGIBLE SMALL UNMANNED AIRCRAFT
23 SYSTEM.—The term “eligible small unmanned air-
24 craft system” means a small unmanned aircraft sys-
25 tem manufactured or assembled by a company that

1 is domiciled in the United States and is not a cov-
2 ered foreign entity.

3 (7) GOVERNMENTAL ENTITY.—The term “gov-
4 ernmental entity” means—

5 (A) a State, the District of Columbia, the
6 Commonwealth of Puerto Rico, a territory of
7 the United States, or a political subdivision
8 thereof;

9 (B) a unit of local government;

10 (C) a Tribal Government;

11 (D) a metropolitan planning organization;

12 or

13 (E) a combination of the entities described
14 in subparagraphs (A) through (D).

15 (8) SMALL UNMANNED AIRCRAFT; UNMANNED
16 AIRCRAFT; UNMANNED AIRCRAFT SYSTEM.—The
17 terms “small unmanned aircraft”, “unmanned air-
18 craft”, and “unmanned aircraft system” have the
19 meanings given such terms in section 44801 of title
20 49, United States Code.

Passed the House of Representatives September 13,
2022.

Attest: CHERYL L. JOHNSON,
Clerk.