

# Airport Cooperative *Research Program* **ACRP**

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July 20, 2017

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TO: Distribution

FROM: Marci A. Greenberger  
Airport Cooperative Research Program

Re: Request for FY 2018 Legal Research Topics  
Airport Cooperative Research Program

The Airport Cooperative Research Program (ACRP) is seeking study topics for the **FY 2018 ACRP Legal Studies Program**.

The Vision 100-Century of Aviation Reauthorization Act established the ACRP. The ACRP is sponsored by the Federal Aviation Administration (FAA) and managed by the National Academies of Sciences, Engineering, and Medicine, acting through the Transportation Research Board (TRB), in coordination with Airport Council International-North America, American Association of Airport Executives, National Association of State Aviation Officials, Airports Consultants Council, and Airlines for America.

The **ACRP Legal Research Program** is a project within the ACRP that addresses issues associated with airport-related law and produces a series of ACRP Legal Research Digests intended to provide attorneys practicing airport law, and other appropriate airport professionals, with authoritative, well-researched, specific information that is limited in scope. The studies focus on legal issues and problems having national significance to the airport industry. The resulting digests provide airport-related legal research on a wide variety of legal topics. The ACRP Legal Research Program is modeled after the legal studies programs currently operated as part of the National Cooperative Highway Research Program (NCHRP) and the Transit Cooperative Research Program (TCRP). Click on the links below to view TCRP, NCHRP, and ACRP legal study topics and to view electronic copies of their associated digests.

- [TCRP Legal Research Digests](#)
- [NCHRP Legal Research Digests](#)
- [ACRP Legal Research Digests | Publications](#)

Ideas submitted for potential study topics form the basis for selection of the annual Legal Research Program. Topics are selected by an oversight panel that meets once a year. The ACRP Legal Research Program oversight panel members will screen, select, and order the topics. At the annual meeting they discuss the highest rated topics and make their final selection. It is expected that 2 to 4 new topics will be selected for the FY 2017 ACRP Legal Research Program. Enclosed is a listing of all legal topics authorized to date.

Ideas for study topics may be submitted by anyone at any time. However, the closing date for consideration of ideas for study topics in FY 2018 is **September 8, 2017** Legal topics may be submitted electronically to <http://www.surveygizmo.com/s3/3027722/ACRP-Legal-Aspects-of-Airport-Programs-Problem-Statement-Submission-FY-2018>

Thank you very much for your consideration. Your willingness to participate in the identification of relevant airport-related legal topics is a key element of a successful, industry-driven ACRP. Should you have any questions or need additional information, please feel free to contact me at 202/334-1371 or [mgreenberger@nas.edu](mailto:mgreenberger@nas.edu).

Enclosure

**Legal Research Digests published to date:**

LRD No. 1	Compilation of Airport Law Resources (February 2008)
LRD No. 2	Theory and Law of Airport Revenue Diversion (June 2008)
LRD No. 3	Survey of Laws & Regulations of Airport Commercial Ground Transportation (July 2008)
LRD No. 4	Compilation of Digest-Parts 13 and 16 Determinations and Related Documents(November 2008)
LRD No. 5	Responsibility for Implementation and Enforcement of Airport Land-Use Zoning Restrictions (April 2009)
LRD No. 6	The Impact of Airline Bankruptcies on Airports (June 2009)
LRD No. 7	Airport Governance and Ownership (August 2009)
LRD No. 8	The Right to Self-Fuel (December 2009)
LRD No. 9	Case Studies on Community Challenges to Airport Development (July 2010)
LRD No. 10	Analysis of Federal Laws, Regulations and Case Law Regarding Airport Proprietary Rights (September 2010)
LRD No. 11	Survey of Minimum Standards: commercial Aeronautical Activities at Airports (February 2011)
LRD No. 12	Fair Disclosure of Airport Impacts in Real Estate Transfers (November 2011)
LRD No. 13	An Index and Digest of Decisions: Compilation of Airport Law Resources (March 2012)
LRD No. 14	Achieving Airport-Compatible Land Uses and Minimizing Hazardous Obstructions in Navigable Airspace (April 2012)
LRD No. 15	Compilation of State Airport Authorizing Legislation (August 2012)
LRD No. 16	Procurement of Airport Development and Planning Contracts (September 2012)
LRD No. 17	State and Federal Regulations That May Affect Initiatives to Reduce Airports' GHG Emissions (November 2012)
LRD No. 18	Buy America Requirements for Federally Funded Airports (February 2013)
LRD No. 19	Legal Issues Related to Developing Safety Management Systems and Safety Risk Management at U.S. Airports (January 2013)
LRD No. 20	Airport Responsibility for Wildlife Management (July 2013)
LRD No. 21	Compilation of DOT and FAA Airport Legal Determinations and Opinion Letters Through December 2012 (March 2014)
LRD No. 22	The Role of the Airport Sponsor in Airport Planning and Environmental Reviews of Proposed Development Projects Under the National Environmental Policy Act (NEPA) and State Mini-NEPA Laws (April 2014)
LRD No. 23	A Guide for Compliance with Grant Agreement Obligations to Provide Reasonable Access to an AIP-Funded Public Use General Aviation Airport (Feb 2013)
LRD No. 24	Sovereign Immunity for Public Airport Operators (March 2015)
LRD No. 25	Analysis of Federal Laws, Regulations, Caselaw and Survey of Existing Airport NPDES Permits Regarding Tenant-Operator Responsibilities under NPDES and Storm Water Management BMP's under Owner/Airport's Operating Permits. (August 2015)
LRD No. 26	Regulations Affecting the Exercise of First Amendment Activities at Airports (August 2015)
LRD No. 27	The Fourth Amendment and Airports (April 2016)
LRD No. 28	Operational and Legal Issues with Fuel Farms (June 2016)
LRD No. 29	Impact on Firearms Laws on Airports (August 2016)
LRD No. 30	Contract Risk Management for Airport Agreements (October 2016)
LRD No. 31	Preemption of Worker-Retention and Labor-Peace Agreements at Airports

**ACRP Legal Studies in Progress:**

Topic 8-01	Legal Issues Related to the Implementation and Operation of Safety Management Systems at Airports
Topic 8-02	Legal Risks of Operation a Public Airport (expected publication November 2016)
Topic 8-03	Evolving Law on Airport Implications by Unmanned Aerial Systems Operations (Expected publication October 2016)
Topic 8-04	Legal Consideration in the Funding and Development of Multi-Modal Facilities

- Topic 9-01      Airport Public Health Preparedness & Response: Legal Rights, Powers & Duties
- Topic 9-02      Legal Issues Relating to Airport Promoting Competition
- Topic 9-03      Permitted Airport Involvement in Economic Development Efforts

**ACRP Legal Studies in Development:**

- Topic 10-01      Update of Compilation of FAA/DOT Airport Legal Determinations (LRD 21)
- Topic 10-02      Legal Issues Relating to Large-Scale Airport Construction Projects
- Topic 10-03      Legal Issues Relating to Airport Commercial Contracts
- Topic 10-04      Updated Survey of Laws and Regulations Applicable to Airport Commercial Ground Transportation (LRD 3)

*The ACRP is sponsored by the Federal Aviation Administration; research projects are selected by the ACRP Oversight Committee, and the Program is managed by the Transportation Research Board of The National Academies of Sciences, Engineering, and Medicine*