

105TH CONGRESS  
2D SESSION

# H. R. 2400

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IN THE SENATE OF THE UNITED STATES

APRIL 2, 1998

Received

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## AN ACT

To authorize funds for Federal-aid highways, highway safety programs, and transit programs, 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; TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the  
 3 “Building Efficient Surface Transportation and Equity  
 4 Act of 1998”.

5 (b) TABLE OF CONTENTS.—

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.
- Sec. 3. Savings clause.

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- Sec. 101. Amendments to title 23, United States Code.
- Sec. 102. Authorization of appropriations.
- Sec. 103. Obligation ceiling.
- Sec. 104. Apportionments.
- Sec. 105. Interstate maintenance program.
- Sec. 106. National Highway System.
- Sec. 107. Highway bridge program.
- Sec. 108. Surface transportation program.
- Sec. 109. Congestion mitigation and air quality improvement program.
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- Sec. 111. Minimum allocation.
- Sec. 112. Appalachian Development Highway System.
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- Sec. 114. Recreational trails program.
- Sec. 115. National corridor planning and development program.
- Sec. 116. Coordinated border infrastructure and safety program.
- Sec. 117. Federal lands highways program.
- Sec. 118. National scenic byways program.
- Sec. 119. Variable pricing pilot program.
- Sec. 120. Toll roads, bridges, and tunnels.
- Sec. 121. Construction of ferry boats and ferry terminal facilities.
- Sec. 122. Highway use tax evasion projects.
- Sec. 123. Performance bonus program.
- Sec. 124. Metropolitan planning.
- Sec. 125. Statewide planning.
- Sec. 126. Roadside safety technologies.
- Sec. 127. Discretionary program authorizations.
- Sec. 128. Woodrow Wilson Memorial Bridge.
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- Sec. 130. Transportation assistance for Olympic cities.
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- Sec. 142. New York Avenue Transportation Development Authority.
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- Sec. 144. Substitute project.
- Sec. 145. Use of HOV lanes by electric vehicles.

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- Sec. 201. Amendments to title 23, United States Code.
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- Sec. 203. Highway safety research and development.
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- Sec. 209. Effectiveness of laws establishing maximum blood alcohol concentrations.
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- Sec. 301. Amendments to title 49, United States Code.
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- Sec. 306. Urbanized area formula grants.
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- Sec. 1108. Simplified fuel tax refund procedures.
- Sec. 1109. Repeal of National Recreational Trails Trust Fund.

### 1 **SEC. 2. DEFINITIONS.**

2 In this Act, the following definitions apply:

3 (1) INTERSTATE SYSTEM.—The term “Inter-

4 state System” has the meaning such term has under

5 section 101 of title 23, United States Code.

6 (2) SECRETARY.—The term “Secretary” means

7 the Secretary of Transportation.

### 8 **SEC. 3. SAVINGS CLAUSE.**

9 Except as otherwise provided in this Act, an amend-

10 ment made by this Act shall not affect any funds appor-

11 tioned or allocated before the date of the enactment of

12 this Act.

# **TITLE I—FEDERAL-AID HIGHWAYS**

## **SEC. 101. AMENDMENTS TO TITLE 23, UNITED STATES CODE.**

Except as otherwise specifically provided, whenever in this title and title V an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision of law, the reference shall be considered to be made to a section or other provision of title 23, United States Code.

## **SEC. 102. AUTHORIZATION OF APPROPRIATIONS.**

(a) IN GENERAL.—The following sums are authorized to be appropriated out of the Highway Trust Fund (other than the Mass Transit Account):

### **(1) INTERSTATE MAINTENANCE PROGRAM.—**

For the Interstate maintenance program under section 119 of title 23, United States Code, \$4,019,500,000 for fiscal year 1998, \$4,462,600,000 for fiscal year 1999, and \$5,006,200,000 for each of fiscal years 2000 through 2003.

(2) NATIONAL HIGHWAY SYSTEM.—For the National Highway System under section 103 of such title \$4,978,500,000 for fiscal year 1998, \$5,520,500,000 for fiscal year 1999, and

1       \$6,186,500,000 for each of fiscal years 2000  
2       through 2003.

3           (3) BRIDGE PROGRAM.—For the bridge pro-  
4       gram under section 144 of such title \$3,777,600,000  
5       for fiscal year 1998, \$4,194,000,000 for fiscal year  
6       1999, and \$4,704,800,000 for each of fiscal years  
7       2000 through 2003.

8           (4) SURFACE TRANSPORTATION PROGRAM.—  
9       For the surface transportation program under sec-  
10      tion 133 of such title \$5,601,400,000 for fiscal year  
11      1998, \$6,218,900,000 for fiscal year 1999, and  
12      \$6,976,300,000 for each of fiscal years 2000  
13      through 2003.

14          (5) CONGESTION MITIGATION AND AIR QUALITY  
15      IMPROVEMENT PROGRAM.—For the congestion miti-  
16      gation and air quality improvement program under  
17      section 149 of such title \$1,406,800,000 for fiscal  
18      year 1998, \$1,561,900,000 for fiscal year 1999, and  
19      \$1,752,200,000 for each of fiscal years 2000  
20      through 2003.

21          (6) HIGH RISK ROAD SAFETY IMPROVEMENT  
22      PROGRAM.—For the high risk road safety improve-  
23      ment program under section 154 of such title  
24      \$750,000,000 for fiscal year 1998, \$1,000,000,000



1 for fiscal year 1999, and \$1,000,000,000 for each of  
2 fiscal years 2000 through 2003.

3 (7) HIGH COST INTERSTATE SYSTEM RECON-  
4 STRUCTION AND IMPROVEMENT PROGRAM.—For the  
5 high cost Interstate System reconstruction and im-  
6 provement program under section 160 of such title  
7 \$265,000,000 for fiscal year 1998, \$512,500,000 for  
8 fiscal year 1999, \$920,000,000 for fiscal year 2000,  
9 \$923,000,000 for fiscal year 2001, \$922,000,000 for  
10 fiscal year 2002, and \$1,067,000,000 for fiscal year  
11 2003.

12 (8) DISCRETIONARY PROGRAMS.—For executive  
13 and legislative branch discretionary programs re-  
14 ferred to in section 127 of this Act (including  
15 amendments made by such section) \$1,622,400,000  
16 for fiscal year 1998, \$2,215,300,000 for fiscal year  
17 1999, \$2,563,600,000 for fiscal year 2000,  
18 \$2,563,600,000 for fiscal year 2001,  
19 \$2,657,600,000 for fiscal year 2002, and  
20 \$2,657,600,000 for fiscal year 2003.

21 (9) APPALACHIAN DEVELOPMENT HIGHWAY  
22 SYSTEM PROGRAM.—For the Appalachian develop-  
23 ment highway system program under section 201 of  
24 the Appalachian Regional Development Act of 1965  
25 (40 U.S.C. App.) \$250,000,000 for fiscal year 1998,

1       \$400,000,000 for fiscal year 1999, and  
2       \$400,000,000 for each of fiscal years 2000 through  
3       2003.

4           (10) RECREATIONAL TRAILS PROGRAM.—For  
5       the recreational trails program under section 206 of  
6       such title \$30,000,000 for fiscal year 1998,  
7       \$40,000,000 for fiscal year 1999, and \$50,000,000  
8       for each of fiscal years 2000 through 2003.

9           (11) FEDERAL LANDS HIGHWAYS PROGRAM.—

10           (A) INDIAN RESERVATION ROADS.—For  
11       Indian reservation roads under section 204 of  
12       such title \$194,000,000 for fiscal year 1998,  
13       \$200,000,000 for fiscal year 1999, and  
14       \$212,000,000 for each of fiscal years 2000  
15       through 2003.

16           (B) PUBLIC LANDS HIGHWAYS.—For pub-  
17       lic lands highways under section 204 of such  
18       title \$58,000,000 for fiscal year 1998,  
19       \$60,000,000 for fiscal year 1999, and  
20       \$60,000,000 for each of fiscal years 2000  
21       through 2003.

22           (C) PARKWAYS AND PARK HIGHWAYS.—  
23       For parkways and park highways under section  
24       204 of such title \$85,300,000 for fiscal year  
25       1998, \$86,200,000 for fiscal year 1999, and

1           \$99,000,000 for each of fiscal years 2000  
2           through 2003.

3           (D) FOREST HIGHWAYS.—For forest high-  
4           ways under section 204 of such title  
5           \$113,500,000 for fiscal year 1998,  
6           \$130,000,000 for fiscal year 1999, and  
7           \$130,000,000 for each of fiscal years 2000  
8           through 2003.

9           (12) HIGHWAY USE TAX EVASION PROJECTS.—  
10          For highway use tax evasion projects under section  
11          1040 of the Intermodal Surface Transportation Effi-  
12          ciency Act of 1991 (23 U.S.C. 101 note; 105 Stat.  
13          1992) \$5,000,000 for fiscal year 1998 and  
14          \$10,000,000 for each of fiscal years 1999 through  
15          2003.

16          (b) DISADVANTAGED BUSINESS ENTERPRISES.—

17               (1) GENERAL RULE.—Except to the extent that  
18               the Secretary determines otherwise, not less than 10  
19               percent of the amounts authorized to be appro-  
20               priated under titles I, III, and VI of this Act shall  
21               be expended with small business concerns owned and  
22               controlled by socially and economically disadvan-  
23               taged individuals.

24               (2) COMPLIANCE WITH COURT ORDERS.—Noth-  
25               ing in this section limits the eligibility of an entity

1 or person to receive funds made available under ti-  
2 tles I, III, and VI of this Act, if the entity or person  
3 is prevented, in whole or in part, from complying  
4 with paragraph (1) because a Federal court issues a  
5 final order in which the court finds that the require-  
6 ment of paragraph (1), or the program established  
7 under paragraph (1), is unconstitutional.

8 (3) REVIEW BY COMPTROLLER GENERAL.—Not  
9 later than 3 years after the date of enactment of  
10 this Act, the Comptroller General of the United  
11 States shall conduct a review of, and publish and re-  
12 port to Congress findings and conclusions on, the  
13 impact throughout the United States of administer-  
14 ing the requirement of paragraph (1), including an  
15 analysis of—

16 (A) in the case of small business concerns  
17 owned and controlled by socially and economi-  
18 cally disadvantaged individuals—

19 (i) the number of the small business  
20 concerns; and

21 (ii) the participation rates of the small  
22 business concerns in prime contracts and  
23 subcontracts funded under titles I, III, and  
24 VI of this Act;

1 (B) in the case of small business concerns  
2 described in subparagraph (A) that receive  
3 prime contracts and subcontracts funded under  
4 titles I, III, and VI of this Act—

5 (i) the number of the small business  
6 concerns;

7 (ii) the annual gross receipts of the  
8 small business concerns; and

9 (iii) the net worth of socially and eco-  
10 nomically disadvantaged individuals that  
11 own and control the small business con-  
12 cerns;

13 (C) in the case of small business concerns  
14 described in subparagraph (A) that do not re-  
15 ceive prime contracts and subcontracts funded  
16 under titles I, III, and VI of this Act—

17 (i) the annual gross receipts of the  
18 small business concerns; and

19 (ii) the net worth of socially and eco-  
20 nomically disadvantaged individuals that  
21 own and control the small business con-  
22 cerns;

23 (D) in the case of business concerns that  
24 receive prime contracts and subcontracts fund-  
25 ed under titles I, III, and VI of this Act, other

1           than small business concerns described in sub-  
2           paragraph (B)—

3                   (i) the annual gross receipts of the  
4                   business concerns; and

5                   (ii) the net worth of individuals that  
6                   own and control the business concerns;

7           (E) the rate of graduation from any pro-  
8           grams carried out to comply with the require-  
9           ment of paragraph (1) for small business con-  
10          cerns owned and controlled by socially and eco-  
11          nomically disadvantaged individuals;

12          (F) the overall cost of administering the  
13          requirement of paragraph (1), including admin-  
14          istrative costs, certification costs, additional  
15          construction costs, and litigation costs;

16          (G) any discrimination, on the basis of  
17          race, color, national origin, or sex, against small  
18          business concerns owned and controlled by so-  
19          cially and economically disadvantaged individ-  
20          uals;

21          (H)(i) any other factors limiting the ability  
22          of small business concerns owned and controlled  
23          by socially and economically disadvantaged indi-  
24          viduals to compete for prime contracts and sub-

1 contracts funded under titles I, III, and VI of  
2 this Act; and

3 (ii) the extent to which any of those factors  
4 are caused, in whole or in part, by discrimina-  
5 tion based on race, color, national origin, or  
6 sex;

7 (I) any discrimination, on the basis of  
8 race, color, national origin, or sex, against con-  
9 struction companies owned and controlled by  
10 socially and economically disadvantaged individ-  
11 uals in public and private transportation con-  
12 tracting and the financial, credit, insurance,  
13 and bond markets;

14 (J) the impact on small business concerns  
15 owned and controlled by socially and economi-  
16 cally disadvantaged individuals of—

17 (i) the issuance of a final order de-  
18 scribed in paragraph (2) by a Federal  
19 court that suspends a program established  
20 under paragraph (1); or

21 (ii) the repeal or suspension of State  
22 or local disadvantaged business enterprise  
23 programs; and

24 (K) the impact of the requirement of para-  
25 graph (1), and any program carried out to com-

1           ply with paragraph (1), on competition and the  
2           creation of jobs, including the creation of jobs  
3           for socially and economically disadvantaged in-  
4           dividuals.

5           (4) DEFINITIONS.—For purposes of this sub-  
6           section, the following definitions apply:

7                   (A) SMALL BUSINESS CONCERN.—The  
8           term “small business concern” has the meaning  
9           such term has under section 3 of the Small  
10          Business Act (15 U.S.C. 632); except that such  
11          term shall not include any concern or group of  
12          concerns controlled by the same socially and  
13          economically disadvantaged individual or indi-  
14          viduals which has average annual gross receipts  
15          over the preceding 3 fiscal years in excess of  
16          \$16,600,000, as adjusted by the Secretary for  
17          inflation.

18                  (B) SOCIALLY AND ECONOMICALLY DIS-  
19          ADVANTAGED INDIVIDUALS.—The term “so-  
20          cially and economically disadvantaged individ-  
21          uals” has the meaning such term has under  
22          section 8(d) of the Small Business Act (15  
23          U.S.C. 637(d)) and relevant subcontracting reg-  
24          ulations promulgated pursuant thereto; except  
25          that women shall be presumed to be socially



1 and economically disadvantaged individuals for  
2 purposes of this subsection.

3 **SEC. 103. OBLIGATION CEILING.**

4 (a) GENERAL LIMITATION.—Notwithstanding any  
5 other provision of law, the total of all obligations for Fed-  
6 eral-aid highway programs shall not exceed—

- 7 (1) \$21,500,000,000 for fiscal year 1998;  
8 (2) \$25,300,000,000 for fiscal year 1999; and  
9 (3) \$28,400,000,000 for each of fiscal years  
10 2000 through 2003.

11 (b) EXCEPTIONS.—The limitations under subsection  
12 (a) shall not apply to obligations—

- 13 (1) under section 125 of title 23, United States  
14 Code;  
15 (2) under section 157 of such title;  
16 (3) under section 147 of the Surface Transpor-  
17 tation Assistance Act of 1978;  
18 (4) under section 9 of the Federal-Aid Highway  
19 Act of 1981;  
20 (5) under sections 131(b) and 131(j) of the  
21 Surface Transportation Assistance Act of 1982;  
22 (6) under sections 149(b) and 149(c) of the  
23 Surface Transportation and Uniform Relocation As-  
24 sistance Act of 1987;

1           (7) under sections 1103 through 1108 of the  
2       Intermodal Surface Transportation Efficiency Act of  
3       1991; and

4           (8) under section 104(j) of title 23, United  
5       States Code, relating to high priority projects.

6       (c) DISTRIBUTION OF OBLIGATION AUTHORITY.—

7       For each of fiscal years 1998 through 2003, the Secretary  
8       shall—

9           (1) not distribute amounts authorized for ad-  
10       ministrative expenses and programs funded from the  
11       administrative takedown authorized by section  
12       104(a) of title 23, United States Code, and amounts  
13       authorized for the highway use tax evasion program  
14       and the Bureau of Transportation Statistics;

15          (2) determine the ratio that—

16               (A) the obligation limitation imposed by  
17       subsection (a) for such fiscal year less the ag-  
18       gregate of amounts not distributed under para-  
19       graph (1), bears to

20               (B) the total of the sums authorized to be  
21       appropriated for Federal-aid highway programs  
22       (other than sums authorized to be appropriated  
23       for sections referred to in subsection (b)) for  
24       such fiscal year less the aggregate of amounts  
25       not distributed under paragraph (1);

1           (3)(A) multiply the ratio determined under  
2           paragraph (2) by the sums authorized to be appro-  
3           priated for such fiscal year for each of the programs  
4           that are allocated by the Secretary under this Act  
5           and title 23, United States Code (other than the rec-  
6           reational trails program and programs to which  
7           paragraph (1) applies);

8           (B) not distribute such amount for each such  
9           program (other than the recreational trails program  
10          and programs to which paragraph (1) applies); and

11          (C) in administering such program, allocate  
12          such amount for such program;

13          (4) distribute the obligation limitation imposed  
14          by subsection (a) less the aggregate of amounts not  
15          distributed under paragraphs (1) and (3) and less  
16          amounts distributed under paragraph (5) by alloca-  
17          tion in the ratio which sums authorized to be appro-  
18          priated for Federal-aid highway programs that are  
19          apportioned or allocated to each State for such fiscal  
20          year and that are subject to the limitation imposed  
21          by subsection (a) bear to the total of the sums au-  
22          thorized to be appropriated for Federal-aid highway  
23          programs that are apportioned or allocated for such  
24          fiscal year and that are subject to the limitation im-  
25          posed by subsection (a); and

1           (5) distribute any amount determined under  
2       paragraph (3) for the recreational trails program in  
3       accordance with the formula set forth in section  
4       104(h) of title 23, United States Code, for such pro-  
5       gram.

6       (d) REDISTRIBUTION OF UNUSED OBLIGATION AU-  
7       THORITY.—Notwithstanding subsection (c), the Secretary  
8       shall—

9           (1) provide all States with authority sufficient  
10      to prevent lapses of sums authorized to be appro-  
11      priated for Federal-aid highway programs that have  
12      been apportioned to a State; and

13          (2) after August 1 of each of fiscal years 1998  
14      through 2003 revise a distribution of the obligation  
15      authority made available under subsection (c) if a  
16      State will not obligate the amount distributed during  
17      that fiscal year and redistribute sufficient amounts  
18      to those States able to obligate amounts in addition  
19      to those previously distributed during that fiscal  
20      year giving priority to those States having large un-  
21      obligated balances of funds apportioned under sec-  
22      tions 104 and 144 of title 23, United States Code,  
23      under section 160 of title 23, United States Code  
24      (as in effect on the day before the date of the enact-  
25      ment of this Act), and under section 1015 of the

1 Intermodal Surface Transportation Act of 1991  
2 (105 Stat. 1943–1945).

3 (e) APPLICABILITY OF OBLIGATION LIMITATIONS TO  
4 TRANSPORTATION RESEARCH PROGRAMS.—Obligation  
5 limitations for Federal-aid highways programs established  
6 by subsection (a) shall apply to transportation research  
7 programs carried out under chapter 3 of title 23, United  
8 States Code, and under title VI of this Act.

9 (f) REDISTRIBUTION OF CERTAIN AUTHORIZED  
10 FUNDS.—

11 (1) IN GENERAL.—Not later than 30 days after  
12 the date of the distribution of obligation authority  
13 under subsection (a) for each of fiscal years 1998  
14 through 2003, the Secretary shall distribute to the  
15 States any funds (A) that are authorized to be ap-  
16 propriated for such fiscal year for Federal-aid high-  
17 way programs (other than the program under sec-  
18 tion 160 of title 23, United States Code) and for  
19 carrying out subchapter I of chapter 311 of title 49,  
20 United States Code, and chapter 4 of title 23,  
21 United States Code, and (B) that the Secretary de-  
22 termines will not be allocated to the States, and will  
23 not be available for obligation, in such fiscal year  
24 due to the imposition of any obligation limitation for  
25 such fiscal year. Such distribution to the States shall

1 be made in the same ratio as the distribution of obli-  
 2 gation authority under subsection (c)(5). The funds  
 3 so distributed shall be available for any purposes de-  
 4 scribed in section 133(b) of title 23, United States  
 5 Code.

6 (2) HIGH COST INTERSTATE SYSTEM RECON-  
 7 STRUCTION AND IMPROVEMENT PROGRAM FUNDS.—  
 8 Not later than 30 days after the date of the dis-  
 9 tribution of obligation authority under subsection (c)  
 10 for each of fiscal years 1998 through 2003, the Sec-  
 11 retary shall distribute to the States any funds that  
 12 are authorized to be appropriated for such fiscal  
 13 year to carry out the high cost Interstate System re-  
 14 construction and improvement program under sec-  
 15 tion 160 of title 23, United States Code, and that  
 16 will not be available for obligation in such fiscal year  
 17 due to the imposition of any obligation limitation for  
 18 such fiscal year. Such distribution to the States shall  
 19 be made in the same ratio as funds are apportioned  
 20 under section 104(b)(5) of such title. The funds so  
 21 distributed to a State shall be credited to the State's  
 22 apportionment under such section 104(b)(5).

23 **SEC. 104. APPORTIONMENTS.**

24 (a) ADMINISTRATIVE TAKEDOWN.—Section 104(a) is  
 25 amended to read as follows:

1       “(a) ADMINISTRATIVE TAKEDOWN.—Whenever an  
2 apportionment is made of the sums authorized to be ap-  
3 propriated for expenditure on Interstate maintenance, the  
4 National Highway System, the bridge program, the sur-  
5 face transportation program, the congestion mitigation  
6 and air quality improvement program, the high risk road  
7 safety program, the high cost Interstate System recon-  
8 struction and improvement program, the national corridor  
9 planning and development program, the border infrastruc-  
10 ture and safety program, and the Federal lands highways  
11 program, the Secretary shall deduct a sum, in such  
12 amount not to exceed 1 percent of all sums so authorized,  
13 as the Secretary may deem necessary for administering  
14 the provisions of law to be financed from appropriations  
15 for the Federal-aid highway program. In making such de-  
16 termination, the Secretary shall take into account the un-  
17 obligated balance of any sums deducted for such purposes  
18 in prior years. The sums so deducted shall remain avail-  
19 able until expended. The Secretary may not transfer any  
20 of such sums to a Federal entity other than the Federal  
21 Highway Administration.”.

22       (b) APPORTIONMENTS.—Section 104(b) is amended  
23 to read as follows:

24       “(b) APPORTIONMENTS.—On October 1 of each fiscal  
25 year, the Secretary, after making the deduction authorized

1 by subsection (a) and the set-aside authorized by sub-  
2 section (f), shall apportion the remainder of the sums au-  
3 thorized to be appropriated for expenditure on Interstate  
4 maintenance, the National Highway System, the surface  
5 transportation program, the congestion mitigation and air  
6 quality improvement program, and the high risk road safe-  
7 ty program for that fiscal year, among the several States  
8 in the following manner:

9           “(1) NATIONAL HIGHWAY SYSTEM.—For the  
10       National Highway System, 1 percent to the Virgin  
11       Islands, Guam, American Samoa, and the Common-  
12       wealth of the Northern Mariana Islands and the re-  
13       maining 99 percent apportioned as follows:

14           “(A) In the case of a State with an aver-  
15       age population density of 20 persons or fewer  
16       per square mile, and in the case of a State with  
17       a population of 1,500,000 persons or fewer and  
18       with a land area of 10,000 square miles or less,  
19       the greater of—

20           “(i) a percentage share of the remain-  
21       ing apportionments equal to the percentage  
22       specified for the State in section 104(h)(1)  
23       of the Building Efficient Surface Trans-  
24       portation and Equity Act of 1998; or



1 “(ii) a share determined under sub-  
2 paragraph (B).

3 “(B) Subject to subparagraph (A), in the  
4 case of any State for which the apportionment  
5 is not determined under subparagraph (A)(i), a  
6 share of the remaining apportionments deter-  
7 mined in accordance with the following formula:

8 “(i)  $\frac{1}{9}$  of the remaining apportion-  
9 ments in the ratio that the total rural lane  
10 miles in each State bears to the total rural  
11 lane miles in all States for which the ap-  
12 portionment is not determined under sub-  
13 paragraph (A)(i).

14 “(ii)  $\frac{1}{9}$  of the remaining apportion-  
15 ments in the ratio that the total rural vehi-  
16 cle miles traveled in each State bears to  
17 the total rural vehicle miles traveled in all  
18 States for which the apportionment is not  
19 determined under subparagraph (A)(i).

20 “(iii)  $\frac{2}{9}$  of the remaining apportion-  
21 ments in the ratio that the total urban  
22 lane miles in each State bears to the total  
23 urban lane miles in all States for which the  
24 apportionment is not determined under  
25 subparagraph (A)(i).

1                   “(iv)  $\frac{2}{9}$  of the remaining apportion-  
 2                   ments in the ratio that the total urban ve-  
 3                   hicle miles traveled in each State bears to  
 4                   the total urban vehicle miles traveled in all  
 5                   States for which the apportionment is not  
 6                   determined under subparagraph (A)(i).

7                   “(v)  $\frac{3}{9}$  of the remaining apportion-  
 8                   ments in the ratio that each State’s annual  
 9                   contributions to the Highway Trust Fund  
 10                  (other than the Mass Transit Account) at-  
 11                  tributable to commercial vehicles bear to  
 12                  the total of such annual contributions by  
 13                  all States for which the apportionment is  
 14                  not determined under subparagraph (A)(i).

15                  “(2) CONGESTION MITIGATION AND AIR QUAL-  
 16                  ITY IMPROVEMENT PROGRAM.—

17                  “(A) FORMULA.—For the congestion miti-  
 18                  gation and air quality improvement program, in  
 19                  the ratio which the weighted nonattainment and  
 20                  maintenance area populations of each State  
 21                  bear to the total weighted nonattainment and  
 22                  maintenance area population of all States.

23                  “(B) CALCULATION OF WEIGHTED POPU-  
 24                  LATION.—Such weighted population shall be  
 25                  calculated by multiplying the population of each

1 area within any State that was a nonattainment  
2 or maintenance area as described in subsection  
3 149(b) for ozone, carbon monoxide, or particu-  
4 late matter by a factor of—

5 “(i) 1.0 if, at the time of the appor-  
6 tionment, the area has been redesignated  
7 as an attainment (maintenance) area  
8 under section 107(d) of the Clean Air Act;

9 “(ii) 1.1 if, at the time of appor-  
10 tionment, the area is classified as a marginal  
11 ozone nonattainment area under subpart 2  
12 of part D of title I of the Clean Air Act;

13 “(iii) 1.2 if, at the time of appor-  
14 tionment, the area is classified as a moderate  
15 ozone nonattainment area under such sub-  
16 part;

17 “(iv) 1.3 if, at the time of appor-  
18 tionment, the area is classified as a serious  
19 ozone nonattainment area under such sub-  
20 part;

21 “(v) 1.4 if, at the time of appor-  
22 tionment, the area is classified as a severe  
23 ozone nonattainment area under such sub-  
24 part;

1                   “(vi) 1.5 if, at the time of apportion-  
2                   ment, the area is classified as an extreme  
3                   ozone nonattainment area under such sub-  
4                   part; or

5                   “(vii) 1.2. if, at the time of apportion-  
6                   ment, the area is not a nonattainment or  
7                   maintenance area as described in sub-  
8                   section 149(b) of this title for ozone, but  
9                   is a nonattainment area for carbon mon-  
10                  oxide or particulate matter.

11                  “(C) ADDITIONAL FACTORS.—If the area  
12                  was also classified under subpart 3 or 4 of part  
13                  D of title I of the Clean Air Act as a nonattain-  
14                  ment area described in section 149(b) for car-  
15                  bon monoxide or particulate matter or both, the  
16                  weighted nonattainment area population of the  
17                  area, as determined under clauses (i) through  
18                  (vi) of subparagraph (B), shall be further mul-  
19                  tiplied by a factor of 1.2. For an area that is  
20                  a nonattainment area for both carbon monoxide  
21                  and for particulate matter and the area’s  
22                  weighted population was determined under  
23                  clause (vii) of subparagraph (B), the area’s  
24                  weighted population shall be further multiplied  
25                  by a factor of 1.2. For such areas, the popu-

1           lation to which this factor is applied shall be  
2           the larger of the carbon monoxide and the par-  
3           ticulate matter nonattainment area populations.

4           “(D) MINIMUM APPORTIONMENT.—Not-  
5           withstanding any other provision of this para-  
6           graph, each State shall receive a minimum of  
7            $\frac{1}{2}$  of 1 percent of the funds apportioned under  
8           this paragraph. The Secretary shall use annual  
9           estimates prepared by the Secretary of Com-  
10          merce when determining population figures.

11          “(3) SURFACE TRANSPORTATION PROGRAM.—

12           “(A) IN GENERAL.—For the surface trans-  
13          portation program, 2 percent to the State of  
14          Alaska for any purpose described in section  
15          133(b) and the remaining 98 percent appor-  
16          tioned as follows:

17           “(i)  $\frac{1}{3}$  in the ratio that each State’s  
18          total population bears to the total popu-  
19          lation of all States, using the latest avail-  
20          able annual updates to the Federal decen-  
21          nial census, as prepared by the Secretary  
22          of Commerce.

23           “(ii)  $\frac{1}{3}$  in the ratio that each State’s  
24          annual contributions to the Highway Trust  
25          Fund (other than the Mass Transit Ac-

1 count) attributable to commercial vehicles  
2 bear to the total of such annual contribu-  
3 tions by all States.

4 “(iii)  $\frac{1}{3}$  in the ratio that each State’s  
5 annual contributions to the Highway Trust  
6 Fund (other than the Mass Transit Ac-  
7 count) bear to the total of such annual  
8 contributions by all States.

9 “(B) ADJUSTMENT.—The amount of funds  
10 which, but for this subparagraph, would be ap-  
11 portioned to each State for each fiscal year  
12 under subparagraph (A) shall be increased or  
13 decreased by an amount which, when added to  
14 or subtracted from the aggregate amount of  
15 funds apportioned or allocated to such State for  
16 such fiscal year for Interstate maintenance, Na-  
17 tional Highway System, surface transportation  
18 program, bridge program, congestion mitigation  
19 and air quality improvement program, high risk  
20 road safety program, recreational trails pro-  
21 gram, Appalachian Development Highway Sys-  
22 tem program, and metropolitan planning will  
23 ensure that the aggregate of such apportion-  
24 ments to any State that does not contribute to  
25 the Highway Trust Fund does not exceed the

1 aggregate of such apportionments to any State  
2 that does contribute to the Highway Trust  
3 Fund.

4 “(4) HIGH RISK ROAD SAFETY IMPROVEMENT  
5 PROGRAM.—For the high risk road safety improve-  
6 ment program—

7 “(A)  $\frac{1}{3}$  in the ratio that each State’s total  
8 population bears to the total population of all  
9 States, using the latest available annual up-  
10 dates to the Federal decennial census, as pre-  
11 pared by the Secretary of Commerce;

12 “(B)  $\frac{1}{3}$  in the ratio that each State’s total  
13 public road mileage bears to the total public  
14 road mileage of all States; and

15 “(C)  $\frac{1}{3}$  in the ratio that the total vehicle  
16 miles traveled on public roads in each State  
17 bear to the total vehicle miles traveled on public  
18 roads in all States.

19 “(5) INTERSTATE MAINTENANCE.—For resur-  
20 facing, restoring, rehabilitating, and reconstructing  
21 the Interstate System—

22 “(A)  $\frac{1}{3}$  in the ratio that each State’s an-  
23 nual contributions to the Highway Trust Fund  
24 (other than the Mass Transit Account) attrib-

1           utable to commercial vehicles bear to the total  
2           of such annual contributions by all States;

3           “(B)  $\frac{1}{3}$  in the ratio that the total vehicle  
4           miles traveled on Interstate routes open to traf-  
5           fic in each State bear to the total vehicle miles  
6           traveled on such routes in all States; and

7           “(C)  $\frac{1}{3}$  in the ratio that the total lane  
8           miles on such routes in each State bear to the  
9           total lane miles on such routes in all States.”.

10       (c) OPERATION LIFESAVER AND HIGH SPEED RAIL  
11   CORRIDORS.—Section 104(d) is amended—

12           (1) in paragraph (1) by striking “\$300,000”  
13       and inserting “\$500,000”;

14           (2) in paragraph (2)(A) by striking  
15       “\$5,000,000” and inserting “\$5,250,000”; and

16           (3) by adding at the end of paragraph (2)(A)  
17       the following: “Not less than \$250,000 of such set-  
18       aside shall be available per fiscal year for eligible im-  
19       provements to the Minneapolis/St. Paul-Chicago seg-  
20       ment of the Midwest High Speed Rail Corridor.”.

21       (d) CERTIFICATION OF APPORTIONMENTS.—Section  
22   104(e) is amended—

23           (1) by inserting “CERTIFICATION OF APPOR-  
24       TIONMENTS.—” after “(e)”;



1           (2) by inserting “(1) IN GENERAL.—” before  
2           “On October 1”;

3           (3) by striking the first parenthetical phrase;

4           (4) by striking “and research” the first place it  
5           appears;

6           (5) by striking the second sentence;

7           (6) by adding at the end the following:

8           “(2) NOTICE TO STATES.—If the Secretary has  
9           not made an apportionment under section 104, 144,  
10          or 157 of title 23, United States Code, on or before  
11          the 21st of a fiscal year, then the Secretary shall  
12          transmit, on or before such 21st day, to the Com-  
13          mittee on Transportation and Infrastructure of the  
14          House of Representatives and the Committee on En-  
15          vironment and Public Works of the Senate a written  
16          statement of the reason for not making such appor-  
17          tionment in a timely manner.”; and

18          (7) by indenting paragraph (1), as designated  
19          by paragraph (2) of this subsection, and aligning  
20          such paragraph (1) with paragraph (2) of such sec-  
21          tion, as added by paragraph (6) of this subsection.

22          (e) METROPOLITAN PLANNING SET-ASIDE.—Section  
23          104(f) is amended—

1           (1) in paragraph (1) by striking “Interstate  
2       construction and Interstate substitute programs”  
3       and inserting “recreational trails program”; and

4           (2) in paragraph (3) by striking “120(j) of this  
5       title” and inserting “120(b)”.

6       (f) RECREATIONAL TRAILS PROGRAM.—Section  
7       104(h) of such title is amended to read as follows:

8       “(h) RECREATIONAL TRAILS PROGRAM.—

9           “(1) ADMINISTRATIVE COSTS.—Whenever an  
10       apportionment is made of the sums authorized to be  
11       appropriated to carry out the recreational trails pro-  
12       gram under section 206, the Secretary shall deduct  
13       an amount, not to exceed 3 percent of the sums au-  
14       thorized, to cover the cost to the Secretary for ad-  
15       ministration of and research and technical assistance  
16       under the recreational trails program and for admin-  
17       istration of the National Recreational Trails Advi-  
18       sory Committee. The Secretary may enter into con-  
19       tracts with for-profit organizations or contracts,  
20       partnerships, or cooperative agreements with other  
21       government agencies, institutions of higher learning,  
22       or nonprofit organizations to perform these tasks.

23           “(2) APPORTIONMENT TO THE STATES.—After  
24       making the deduction authorized by paragraph (1)  
25       of this subsection, the Secretary shall apportion the

1 remainder of the sums authorized to be appropriated  
2 for expenditure on the recreational trails program  
3 for each fiscal year, among the States in the follow-  
4 ing manner:

5 “(A) 50 percent of that amount shall be  
6 apportioned equally among eligible States.

7 “(B) 50 percent of that amount shall be  
8 apportioned among eligible States in amounts  
9 proportionate to the degree of non-highway rec-  
10 reational fuel use in each of those States during  
11 the preceding year.”.

12 (g) CROSS REFERENCE CORRECTIONS.—

13 (1) INTERSTATE MAINTENANCE PROGRAM.—  
14 Subsections (a), (d), and (f) of section 119 are each  
15 amended by striking “104(b)(5)(B)” each place it  
16 appears and inserting “104(b)(5)”.

17 (2) FRINGE AND CORRIDOR PARKING FACILI-  
18 TIES.—Section 137(f)(1) is amended by striking  
19 “section 104(b)(5)(B) of this title” and inserting  
20 “section 104(b)(5)”.

21 (3) ADDITIONS TO INTERSTATE SYSTEM.—Sec-  
22 tion 139 is amended by striking “section  
23 104(b)(5)(B) of this title” each place it appears and  
24 inserting “section 104(b)(5)”.

1           (4) ACCOMMODATION OF OTHER MODES.—Sec-  
2       tion 142(c) is amended by striking “section  
3       104(b)(5)(A)” and inserting “section 104(b)(5)”.

4           (5) MINIMUM DRINKING AGES.—Section 158 is  
5       amended—

6           (A) by striking “104(b)(2), 104(b)(5), and  
7       104(b)(6)” each place it appears in subsection  
8       (a) and inserting “104(b)(3), and 104(b)(5)”;

9           (B) in the heading to subsection (b) is  
10      amended by striking “PERIOD OF AVAILABIL-  
11      ITY;” and

12          (C) in subsection (b)—

13           (i) by striking “(1)” the first place it  
14          appears and all that follows through “No  
15          funds” and inserting “No funds”; and

16           (ii) by striking paragraphs (2), (3),  
17          and (4).

18          (6) SUSPENSION OF LICENSES OF INDIVIDUALS  
19      CONVICTED OF DRUG OFFENSES.—Section 159(b) is  
20      amended—

21          (A) by striking “PERIOD OF AVAILABIL-  
22          ITY;” in the subsection heading; and

23          (B) by striking “(1)” the first place it ap-  
24          pears and all that follows through “No funds”  
25          and inserting “No funds”; and

1 (C) by striking paragraphs (2), (3), and  
 2 (4).

3 (7) OPERATION OF MOTOR VEHICLES BY IN-  
 4 TOXICATED MINORS.—Section 161(a) is amended by  
 5 striking “(B)” each place it appears.

6 (h) STATE PERCENTAGES FOR NATIONAL HIGHWAY  
 7 SYSTEM APPORTIONMENTS.—

8 (1) IN GENERAL.—The percentage referred to  
 9 in section 104(b)(1) of title 23, United States Code,  
 10 for each State shall be determined in accordance  
 11 with the following table:

<b>States:</b>	<b>Adjustment percentage</b>
Alabama .....	2.02
Alaska .....	1.24
Arizona .....	1.68
Arkansas .....	1.32
California .....	9.81
Colorado .....	1.23
Connecticut .....	1.64
Delaware .....	0.40
District of Columbia .....	0.52
Florida .....	4.77
Georgia .....	3.60
Hawaii .....	0.70
Idaho .....	0.70
Illinois .....	3.71
Indiana .....	2.63
Iowa .....	1.13
Kansas .....	1.10
Kentucky .....	1.91
Louisiana .....	1.63
Maine .....	0.50
Maryland .....	1.64
Massachusetts .....	1.68
Michigan .....	3.34
Minnesota .....	1.56
Mississippi .....	1.23
Missouri .....	2.45
Montana .....	0.95
Nebraska .....	0.73
Nevada .....	0.67
New Hampshire .....	0.48

<b>States:</b>	<b>Adjustment percentage</b>
New Jersey .....	2.28
New Mexico .....	1.05
New York .....	4.27
North Carolina .....	2.83
North Dakota .....	0.76
Ohio .....	3.77
Oklahoma .....	1.55
Oregon .....	1.23
Pennsylvania .....	4.12
Puerto Rico .....	0.50
Rhode Island .....	0.55
South Carolina .....	1.63
South Dakota .....	0.70
Tennessee .....	2.30
Texas .....	7.21
Utah .....	0.71
Vermont .....	0.43
Virginia .....	2.61
Washington .....	1.75
West Virginia .....	0.76
Wisconsin .....	1.91
Wyoming .....	0.66.

1           (2) ADDITIONAL RULE.—Any State with lane  
2       miles on the National Highway System totaling be-  
3       tween 3,500 and 4,000 miles shall be treated as a  
4       State meeting the requirements of section  
5       104(b)(1)(A) of title 23, United States Code, for  
6       purposes of such section.

7       (i) USE OF MOST UP-TO-DATE DATA.—The Sec-  
8       retary shall use the most up-to-date data available for the  
9       latest fiscal year for the purposes of making apportion-  
10      ments under this section and section 157 of title 23,  
11      United States Code.

12      (j) ADJUSTMENTS FOR THE SURFACE TRANSPOR-  
13      TATION EXTENSION ACT OF 1997.—

1           (1) IN GENERAL.—Notwithstanding any other  
2       provision of law and subject to section 2(c) of the  
3       Surface Transportation Extension Act of 1997, the  
4       Secretary shall ensure that the total apportionments  
5       for a State for fiscal year 1998 made under the  
6       Building Efficient Surface Transportation and Eq-  
7       uity Act of 1998 (including amendments made by  
8       such Act) shall be reduced by the amount appor-  
9       tioned to such State under section 1003(d)(1) of the  
10      Intermodal Surface Transportation Efficiency Act of  
11      1991.

12          (2) REPAYMENT OF TRANSFERRED FUNDS.—  
13      The Secretary shall ensure that any apportionments  
14      made to a State for fiscal year 1998 and adjusted  
15      under paragraph (1) shall first be used to restore in  
16      accordance with section 3(c) of the Surface Trans-  
17      portation Extension Act of 1997 any funds that a  
18      State transferred under section 3 of such Act.

19          (3) INSUFFICIENT FUNDS FOR REPAYMENT.—If  
20      a State has insufficient funds apportioned in fiscal  
21      year 1998 under the Building Efficient Surface  
22      Transportation and Equity Act of 1998 (including  
23      amendments made by such Act) to make the adjust-  
24      ment required by paragraph (1), then the Secretary

1 shall make an adjustment to any funds apportioned  
2 to such State in fiscal year 1999.

3 (4) **ALLOCATED PROGRAMS.**—Notwithstanding  
4 any other provision of law, amounts made available  
5 for fiscal year 1998 by the Building Efficient Sur-  
6 face Transportation and Equity Act of 1998 (includ-  
7 ing amendments made by such Act) for a program  
8 that is continued by both of sections 4, 5, 6, and 7  
9 of the Surface Transportation Extension Act of  
10 1997 (including amendments made by such sections)  
11 and the Building Efficient Surface Transportation  
12 and Equity Act of 1998 (including amendments  
13 made by such Act) shall be reduced by the amount  
14 made available by such sections 4, 5, 6, and 7 for  
15 such programs.

16 **SEC. 105. INTERSTATE MAINTENANCE PROGRAM.**

17 Section 119 is further amended—

18 (1) in subsection (a)—

19 (A) by striking “and rehabilitating” and  
20 inserting “, rehabilitating, and reconstructing”;

21 (B) by striking “of this title and” and in-  
22 serting a comma;

23 (C) by striking “this sentence” and insert-  
24 ing “the Building Efficient Surface Transpor-  
25 tation and Equity Act of 1998”;



1 (D) by striking “of this title;” and insert-  
2 ing “, and any segments that become part of  
3 the Interstate System under section 1105(e)(5)  
4 of the Intermodal Surface Transportation Effi-  
5 ciency Act of 1991;”; and

6 (E) by striking “subsection (e)” and in-  
7 serting “section 129 or continued in effect by  
8 section 1012(d) of the Intermodal Surface  
9 Transportation Efficiency Act of 1991 and not  
10 voided by the Secretary under section 120(c) of  
11 the Surface Transportation and Uniform Relo-  
12 cation Assistance Act of 1987 (101 Stat. 159)”;  
13 (2) by striking subsections (b), (c), and (e); and  
14 (3) by redesignating subsections (d), (f), and  
15 (g) as subsections (b), (c), and (d), respectively.

16 **SEC. 106. NATIONAL HIGHWAY SYSTEM.**

17 (a) COMPONENTS.—Section 103(b) is amended—

18 (1) by striking the last 4 sentences of para-  
19 graph (2)(B);

20 (2) in paragraph (2)(C) by striking “and be  
21 subject to approval by Congress in accordance with  
22 paragraph (3)”; and

23 (3) in paragraph (2)(D) by striking “and sub-  
24 ject to approval by Congress in accordance with  
25 paragraph (3)”.

1 (b) MAXIMUM MILEAGE.—Section 103(b) is amend-  
2 ed—

3 (1) by striking paragraphs (3) and (4) and in-  
4 serting the following:

5 “(3) MAXIMUM MILEAGE.—The mileage of  
6 highways on the National Highway System shall not  
7 exceed 155,000 miles; except that the Secretary may  
8 increase or decrease such maximum mileage by not  
9 to exceed 15 percent.”; and

10 (2) by redesignating paragraphs (5) and (6) as  
11 paragraphs (4) and (5), respectively.

12 (c) DESIGNATION.—Section 103(b)(4), as so redesign-  
13 nated by subsection (b)(2) of this section, is amended—

14 (1) by inserting “(A) BASIC SYSTEM.—” before  
15 “The National”;

16 (2) by inserting after subparagraph (A), as so  
17 designated by paragraph (1) of this subsection, the  
18 following:

19 “(B) INTERMODAL CONNECTORS.—The  
20 modifications to the National Highway System  
21 that consist of highway connections to major  
22 ports, airports, international border crossings,  
23 public transportation and transit facilities,  
24 interstate bus terminals, and rail and other  
25 intermodal transportation facilities, as submit-

1           ted to Congress by the Secretary on the map  
2           dated May 24, 1996, are designated within the  
3           United States, including the District of Colum-  
4           bia and the Commonwealth of Puerto Rico.”;  
5           and

6           (3) by indenting such subparagraph (A) and  
7           aligning it with subparagraph (B), as inserted by  
8           paragraph (2) of this subsection.

9           (d) MODIFICATIONS.—Section 103(b)(5)(A), as re-  
10          designated by subsection (b)(2) of this section, is amended  
11          by inserting “or, in the case of the strategic highway net-  
12          work, that are proposed by the Secretary in consultation  
13          with appropriate Federal agencies and the States” before  
14          “if the Secretary”.

15          (e) CONFORMING AMENDMENTS.—Section 103(b) is  
16          amended—

17               (1) in paragraph (5), as redesignated by sub-  
18               section (b)(2) of this section, by striking “Subject to  
19               paragraph (7), the” and inserting “The”;

20               (2) by striking paragraph (7);

21               (3) by redesignating paragraph (8) as para-  
22               graph (6); and

23               (4) in paragraph (6), as so redesignated, by  
24               striking “paragraph (5)” and inserting “paragraph  
25               (4)”.

1       (f) TECHNICAL AMENDMENT.—Section 103 is  
2 amended—

3           (1) by redesignating subparagraphs (A), (B),  
4       and (C) of subsection (i)(3) as clauses (i), (ii), and  
5       (iii), respectively;

6           (2) by redesignating paragraphs (1) through  
7       (13) of subsection (i) as subparagraphs (A) through  
8       (M), respectively;

9           (3) by redesignating subsection (i) as paragraph  
10       (7);

11          (4) by moving such paragraph (7) (including  
12       such subparagraphs and clauses) to the end of sub-  
13       section (b); and

14          (5) by moving such paragraph (7) (including  
15       such subparagraphs and clauses) 2 ems to the right.

16       (g) EFFECT ON EXISTING APPORTIONMENTS.—The  
17 amendments made by this section shall not affect funds  
18 apportioned or allocated under title 23, United States  
19 Code, before the date of the enactment of this Act.

20       (h) INTERMODAL FREIGHT CONNECTORS STUDY.—

21           (1) REPORT.—Not later than 24 months after  
22       the date of the enactment of this Act, the Secretary  
23       shall review the condition of and improvements made  
24       to connectors on the National Highway System ap-  
25       proved by this Act that serve seaports, airports, and

1 other intermodal freight transportation facilities  
2 since the designation of the National Highway Sys-  
3 tem and shall report to Congress on the results of  
4 such review.

5 (2) REVIEW.—In preparing the report, the Sec-  
6 retary shall review the connectors designated by this  
7 Act as part of the National Highway System and  
8 identify projects carried out on those connectors  
9 which were intended to provide and improve service  
10 to an intermodal facility referred to in paragraph (1)  
11 and to facilitate the efficient movement of freight,  
12 including movements of freight between modes.

13 (3) IDENTIFICATION OF IMPEDIMENTS.—If the  
14 Secretary determines on the basis of the review that  
15 there are impediments to improving the connectors  
16 serving intermodal facilities referred to in paragraph  
17 (1), the Secretary shall identify such impediments,  
18 including any funding for such connectors, and make  
19 any appropriate recommendations as part of the  
20 Secretary's report to Congress.

21 (i) HIGHWAY SIGNS ON THE NATIONAL HIGHWAY  
22 SYSTEM.—

23 (1) COMPETITION.—The Secretary shall con-  
24 duct in accordance with this subsection a national  
25 children's competition to design a national logo sign

1 for the routes comprising the National Highway Sys-  
2 tem. Children 14 years of age and under shall be eli-  
3 gible for such competition.

4 (2) PANEL OF JUDGES.—The Secretary shall  
5 appoint a panel of not less than 6 persons to evalu-  
6 ate all designs submitted under the competition and  
7 select a winning design. The panel shall be composed  
8 of—

9 (A) a representative of the Department of  
10 Transportation;

11 (B) a representative designated by the  
12 American Association of State Highway and  
13 Transportation Officials;

14 (C) a representative of the motor carrier  
15 industry;

16 (D) a representative of private organiza-  
17 tions dedicated to advancement of the arts; and

18 (E) a representative of the motoring pub-  
19 lic.

20 (3) REPORT AND PLAN.—Not later than 24  
21 months after the date of the enactment of this sec-  
22 tion, the Secretary shall initiate and complete the  
23 competition and submit to the Committee on Trans-  
24 portation and Infrastructure of the House of Rep-  
25 resentatives and the Committee on Environment and

1       Public Works of the Senate a report on the results  
 2       of the competition, a plan for the placement of logo  
 3       signs on the National Highway System, and an esti-  
 4       mate of the cost of implementing such plan.

5       (j) WEST VIRGINIA CORRIDOR 10.—The Secretary  
 6       shall designate in the State of West Virginia Route 73  
 7       between Route 10 and United States Route 119, Route  
 8       10 between Route 80 and Route 73, and Route 80 between  
 9       United States Route 52 and Route 10 as part of the Na-  
 10      tional Highway System.

11   **SEC. 107. HIGHWAY BRIDGE PROGRAM.**

12       (a) APPORTIONMENT FORMULA.—Section 144(e) is  
 13       amended by inserting before the period at the end of the  
 14       fourth sentence the following: “, and, if a State transfers  
 15       funds apportioned to it under this section in a fiscal year  
 16       beginning after September 30, 1997, to any other appor-  
 17       tionment of funds to such State under this title, the total  
 18       cost of deficient bridges in such State and in all States  
 19       to be determined for the succeeding fiscal year shall be  
 20       reduced by the amount of such transferred funds”.

21       (b) DISCRETIONARY BRIDGE SET-ASIDE.—Section  
 22       144(g)(1) is amended—

23               (1) by inserting “(A) FISCAL YEARS 1992  
 24       THROUGH 1997.—” before “Of the amounts”;

25               (2) by adding at the end the following:

1           “(B) FISCAL YEAR 1998.—The amounts  
2           authorized for fiscal year 1998 by section  
3           127(a)(1) of the Building Efficient Surface  
4           Transportation and Equity Act of 1998 shall be  
5           at the discretion of the Secretary. 25 percent of  
6           such amount shall be available only for projects  
7           for the seismic retrofit of a bridge described in  
8           subsection (l).

9           “(C) FISCAL YEARS 1999 THROUGH 2003.—  
10          The amounts authorized for each of fiscal years  
11          1999 through 2003 by section 127(a)(1) of the  
12          Building Efficient Surface Transportation and  
13          Equity Act of 1998 shall be at the discretion of  
14          the Secretary. Not to exceed 25 percent of such  
15          amount shall be available only for projects for  
16          the seismic retrofit of bridges, including  
17          projects in the New Madrid fault region.”; and  
18          (3) by indenting subparagraph (A), as so des-  
19          ignated by paragraph (1) of this subsection, and  
20          aligning such subparagraph (A) with subparagraphs  
21          (B) and (C), as inserted by paragraph (2) of this  
22          subsection.

23          (c) OFF SYSTEM BRIDGE-SET ASIDE.—Section  
24          144(g)(3) is amended—



1           (1) by striking “, 1988” and all that follows  
2 through “1997,” and inserting “through 2003,”;  
3 and

4           (2) by striking “system” each place it appears  
5 and inserting “highway”.

6       (d) ELIGIBILITY.—Section 144 is amended—

7           (1) in subsection (d) by inserting after “magne-  
8 sium acetate” the following: “, sodium acetate/form-  
9 mate, or agriculturally derived, environmentally ac-  
10 ceptable, minimally corrosive anti-icing and de-icing  
11 compositions or installing scour countermeasures”;

12          (2) in subsection (d) by inserting after “such  
13 acetate” each place it appears the following: “or so-  
14 dium acetate/formate or such anti-icing or de-icing  
15 composition or installation of such counter-  
16 measures”; and

17          (3) in subsection (g)(3) by inserting after  
18 “magnesium acetate” the following: “, sodium ace-  
19 tate/formate, or agriculturally derived, environ-  
20 mentally acceptable, minimally corrosive anti-icing  
21 and de-icing compositions or install scour counter-  
22 measures”.

23       (e) CONFORMING AMENDMENT.—Section 144(n) is  
24 amended by striking “system” and inserting “highway”.

1 **SEC. 108. SURFACE TRANSPORTATION PROGRAM.**

2 (a) ESTABLISHMENT OF PROGRAM.—Section 133(a)  
3 is amended by inserting after “establish” the following:  
4 “and implement”.

5 (b) APPLICATION OF ANTI-ICING AND DE-ICING COM-  
6 POSITIONS TO BRIDGES.—Section 133(b)(1) is amended  
7 by inserting after “magnesium acetate” the following: “,  
8 sodium acetate/formate, or agriculturally derived, environ-  
9 mentally acceptable, minimally corrosive anti-icing and de-  
10 icing compositions”.

11 (c) TRANSPORTATION CONTROL MEASURES.—Sec-  
12 tion 133(b)(9) is amended by striking “clauses (xii) and”  
13 and inserting “clause”.

14 (d) ENVIRONMENTAL RESTORATION AND POLLUTION  
15 ABATEMENT PROJECTS.—Section 133(b) is amended by  
16 adding at the end the following:

17 “(12) Environmental restoration and pollution  
18 abatement projects, including the retrofit or con-  
19 struction of storm water treatment systems, to ad-  
20 dress water pollution or environmental degradation  
21 caused or contributed to by existing transportation  
22 facilities at the time such transportation facilities  
23 are undergoing reconstruction, rehabilitation, resur-  
24 facing, or restoration; except that the expenditure of  
25 funds under this section for any such environmental  
26 restoration or pollution abatement project shall not

1       exceed 20 percent of the total cost of the reconstruc-  
2       tion, rehabilitation, resurfacing, or restoration  
3       project.”.

4       (e) DIVISION OF FUNDS.—Section 133(d)(3)(B) is  
5       amended by adding at the end the following: “Notwith-  
6       standing subsection (c), up to 15 percent of the amounts  
7       required to be obligated under this subparagraph may be  
8       obligated on roads functionally classified as minor collec-  
9       tors.”.

10      (f) PROGRAM APPROVAL.—Section 133(e)(2) is  
11      amended to read as follows:

12               “(2) PROGRAM APPROVAL.—Each State shall  
13      submit a project agreement for each fiscal year, cer-  
14      tifying that the State will meet all the requirements  
15      of this section and notifying the Secretary of the  
16      amount of obligations needed to administer the sur-  
17      face transportation program. Each State shall re-  
18      quest adjustments to the amount of obligations as  
19      needed. The Secretary’s approval of the project  
20      agreement shall be deemed a contractual obligation  
21      of the United States for the payment of surface  
22      transportation program funds provided under this  
23      title.”.

24      (g) CONFORMING AMENDMENT.—Section 133(f) is  
25      amended by striking “6-fiscal year period 1992 through

1 1997” and inserting “fiscal years for which funds are  
2 made available by the Building Efficient Surface Trans-  
3 portation and Equity Act of 1998”.

4 (h) ENCOURAGEMENT OF USE OF YOUTH CON-  
5 SERVATION OR SERVICE CORPS.—The Secretary shall en-  
6 courage the States to enter into contracts and cooperative  
7 agreements with qualified youth conservation or service  
8 corps to perform appropriate transportation enhancement  
9 projects under chapter 1 of title 23, United States Code.

10 **SEC. 109. CONGESTION MITIGATION AND AIR QUALITY IM-**  
11 **PROVEMENT PROGRAM.**

12 (a) ESTABLISHMENT OF PROGRAM.—Section 149(a)  
13 is amended by inserting after “establish” the following:  
14 “and implement”.

15 (b) CURRENTLY ELIGIBLE PROJECTS.—Section  
16 149(b) is amended—

17 (1) by striking “that was designated as a non-  
18 attainment area under section 107(d) of the Clean  
19 Air Act (42 U.S.C. 7407(d)) during any part of fis-  
20 cal year 1994” and inserting the following: “that is  
21 or was designated as a nonattainment area for  
22 ozone, carbon monoxide, or particulate matter under  
23 section 107(d) of the Clean Air Act (42 U.S.C.  
24 7407(d)) and classified pursuant to section 181(a),  
25 186(a), 188(a), or 188(b) of the Clean Air Act (42

1 U.S.C. 7511(a), 7512(a), 7513(a), or 7513(b)) or is  
2 or was designated as a nonattainment area under  
3 such section 107(d) after December 31, 1997,”;

4 (2) in paragraph (1)(A) by striking “clauses  
5 (xii) and”; and inserting “clause”;

6 (3) by striking “or” at the end of paragraph  
7 (3);

8 (4) by striking “standard.” at the end of para-  
9 graph (4) and inserting “standard; or”; and

10 (5) by inserting after paragraph (4) the follow-  
11 ing:

12 “(5) if the program or project would have been  
13 eligible for funding on or before September 30,  
14 1997, under guidance issued by the Secretary to im-  
15 plement this section.”.

16 (c) PUBLIC-PRIVATE PARTNERSHIPS.—Section 149  
17 is amended by adding at the end the following:

18 “(e) PARTNERSHIPS WITH NONGOVERNMENTAL EN-  
19 TITIES.—

20 “(1) IN GENERAL.—Notwithstanding any other  
21 provision of this title and in accordance with this  
22 subsection, a metropolitan planning organization,  
23 State transportation department, or other project  
24 sponsor may enter into an agreement with any pub-

1       lic, private, or nonprofit entity to cooperatively im-  
2       plement any project carried out under this section.

3               “(2) FORMS OF PARTICIPATION BY ENTITIES.—  
4       Participation by an entity under paragraph (1) may  
5       consist of—

6               “(A) ownership or operation of any land,  
7       facility, vehicle, or other physical asset associ-  
8       ated with the project;

9               “(B) cost sharing of any eligible project  
10       expense; and

11              “(C) any other form of participation ap-  
12       proved by the Secretary.

13              “(3) ALLOCATION OF ENTITIES.—A State may  
14       allocate funds apportioned under section 104(b)(2)  
15       to an entity described in paragraph (1).

16              “(4) ALTERNATIVE FUEL PROJECTS.—In the  
17       case of a project that will provide for the use of al-  
18       ternative fuels by privately owned vehicles or vehicle  
19       fleets, activities eligible for funding under this sub-  
20       section—

21              “(A) may include the costs of vehicle re-  
22       fueling infrastructure, including infrastructure  
23       that would support the development, produc-  
24       tion, and use of innovative water-phased hydro-

1 carbon fuel emulsion technologies, and other  
2 capital investments associated with the project;

3 “(B) shall include only the incremental  
4 cost of an alternative fueled vehicle compared to  
5 a conventionally fueled vehicle that would other-  
6 wise be borne by a private party; and

7 “(C) shall apply other governmental finan-  
8 cial purchase contributions in the calculation of  
9 net incremental cost.

10 “(5) PROHIBITION ON FEDERAL PARTICIPATION  
11 WITH RESPECT TO REQUIRED ACTIVITIES.—A Fed-  
12 eral participation payment under this subsection  
13 may not be made to an entity to fund an obligation  
14 imposed under the Clean Air Act (42 U.S.C. 7401  
15 et seq.) or any other Federal law.

16 “(6) WATER-PHASED HYDROCARBON FUEL  
17 EMULSION.—In this subsection, the term ‘water-  
18 phased hydrocarbon fuel emulsion’ consists of a hy-  
19 drocarbon base and water in an amount not less  
20 than 20 percent by volume of the total water-phased  
21 fuel emulsion.”.

22 (d) STUDY OF EFFECTIVENESS OF CMAQ PRO-  
23 GRAM.—

24 (1) STUDY.—The Secretary shall request the  
25 National Academy of Sciences to study the impact

1 of the congestion mitigation and air quality improve-  
2 ment program on the air quality of nonattainment  
3 areas. The study shall, at a minimum—

4 (A) determine the amount of funds obli-  
5 gated under such program in each nonattain-  
6 ment area and to make a comprehensive analy-  
7 sis of the types of projects funded under such  
8 program;

9 (B) identify any improvements to or deg-  
10 radations of the air quality in each nonattain-  
11 ment area;

12 (C) measure the impact of the projects  
13 funded under such program on the air quality  
14 of each nonattainment area; and

15 (D) assess the cost effectiveness of projects  
16 funded under such program in nonattainment  
17 areas, including, to the extent possible, the cost  
18 per ton of reductions of ozone and carbon mon-  
19 oxide and reduction of traffic congestion.

20 (2) REPORT.—Not later than January 1, 2000,  
21 the National Academy of Sciences shall transmit to  
22 the Secretary, the Committee on Transportation and  
23 Infrastructure and the Committee on Commerce of  
24 the House of Representatives, and the Committee on  
25 Environment and Public Works of the Senate a re-



1 port on the results of the study with recommenda-  
 2 tions for modifications to the congestion mitigation  
 3 and air quality improvement program in light of the  
 4 results of the study.

5 (3) FUNDING.—Before making the apportion-  
 6 ment of funds under section 104(b)(2) for each of  
 7 fiscal years 1998 and 1999, the Secretary shall de-  
 8 duct from the amount to be apportioned under such  
 9 section for such fiscal year, and make available,  
 10 \$500,000 for such fiscal year to carry out this sub-  
 11 section.

12 **SEC. 110. HIGH RISK ROAD SAFETY IMPROVEMENT PRO-**  
 13 **GRAM.**

14 (a) IN GENERAL.—Chapter 1 is amended by insert-  
 15 ing after section 153 the following:

16 **“§ 154. High risk road safety improvement program**

17 “(a) ESTABLISHMENT.—The Secretary shall estab-  
 18 lish and implement a high risk road safety improvement  
 19 program in accordance with this section.

20 “(b) ELIGIBLE PROJECTS.—A State may obligate  
 21 funds apportioned to it under section 104(b)(4) only for  
 22 construction and operational improvement projects, and  
 23 for pavement marking and signing projects, on high risk  
 24 roads and only if the primary purpose of the project is  
 25 to improve highway safety on a high risk road.

1       “(c) STATE ALLOCATION SYSTEM.—Each State shall  
 2 establish a system for allocating funds apportioned to it  
 3 under section 104(b)(4) among projects eligible for assist-  
 4 ance under this section that have the highest benefits to  
 5 highway safety. Such system may include a safety man-  
 6 agement system established by the State under section  
 7 303 or a survey established pursuant to section 152(a).

8       “(d) TRANSFERABILITY.—A State may transfer not  
 9 to exceed 50 percent of the amount of funds apportioned  
 10 to it under section 104(b)(4) for any fiscal year to the  
 11 apportionment of such State under section 104(b)(1) or  
 12 104(b)(3) or both.

13       “(e) APPLICABILITY OF PLANNING REQUIRE-  
 14 MENTS.—Programming and expenditure of funds for  
 15 projects under this section shall be consistent with the re-  
 16 quirements of sections 134 and 135.

17       “(f) DEFINITIONS.—In this section, the following  
 18 definitions apply:

19               “(1) HIGH RISK ROAD.—The term ‘high risk  
 20 road’ means any Federal-aid highway or segment of  
 21 a Federal-aid highway—

22                       “(A) on which a significant number of se-  
 23 vere motor vehicle crashes occur; or

24                       “(B) which has current, or will likely have,  
 25 increases in traffic volume that are likely to cre-

1           ate a potential for severe crash consequences in  
 2           a significant number of motor vehicle crashes.

3           “(2) SEVERE CRASH.—The term ‘severe crash’  
 4           means a motor vehicle crash in which a fatality or  
 5           incapacitating injury occurs.”.

6           (b) CONFORMING AMENDMENT.—The table of sec-  
 7           tions for chapter 1 is amended by inserting after the item  
 8           relating to section 153 the following:

          “154. High risk road safety improvement program.”.

9           (c) ROADWAY SAFETY AWARENESS AND IMPROVE-  
 10          MENT PROGRAM.—

11           (1) IN GENERAL.—For purposes of identifying  
 12           high-risk roadway hazards and effective counter-  
 13           measures and improving the collection and public  
 14           dissemination of information regarding such hazards  
 15           and their impact on the number and severity of  
 16           motor vehicle crashes, the Secretary shall enter into  
 17           an agreement with a private nonprofit national orga-  
 18           nization that is dedicated solely to improving road-  
 19           way safety.

20           (2) TERMS OF AGREEMENT.—Under the terms  
 21           of the agreement entered into under this subsection,  
 22           the organization shall—

23                   (A) develop a pilot program to improve the  
 24                   collection of data pertaining to roadway hazards

1           and design features that cause or increase the  
2           severity of motor vehicle crashes;

3           (B) develop a public awareness campaign  
4           to educate State and local transportation offi-  
5           cials, public safety officials, and motorists re-  
6           garding the extent to which roadway hazards  
7           and design features are a factor in motor vehi-  
8           cle crashes; and

9           (C) develop and disseminate information to  
10          assist State and local transportation officials,  
11          public safety officials, and motorists in identify-  
12          ing roadway hazards and effective counter-  
13          measures.

14          (3) REPORT.—Not later than 24 months after  
15          the date of entry into the agreement under this sub-  
16          section, the Secretary shall transmit to the Commit-  
17          tee on Transportation and Infrastructure of the  
18          House of Representatives and the Committee on En-  
19          vironment and Public Works of the Senate a report  
20          on the status of the program authorized by this sub-  
21          section. Such report shall be updated each year  
22          thereafter, and a final report shall be transmitted  
23          not later than 5 years after the date of entry into  
24          the agreement.

1           (4) FUNDING.—Before funds are apportioned  
2           under section 104(b)(4) of title 23, United States  
3           Code, for each of fiscal years 1998 through 2003,  
4           the Secretary shall deduct a sum not to exceed  
5           \$1,000,000 per fiscal year for carrying out this sub-  
6           section. Such sums shall remain available until ex-  
7           pended.

8   **SEC. 111. MINIMUM ALLOCATION.**

9           (a) GENERAL RULES.—Section 157(a) is amended—  
10           (1) in paragraph (4)—

11                   (A) by striking “THEREAFTER” and in-  
12                   serting “FISCAL YEARS 1992–1997”; and

13                   (B) by striking “fiscal year 1992 and each  
14                   fiscal year thereafter” and inserting “each of  
15                   fiscal years 1992 through 1997”; and

16           (2) by adding at the end the following new  
17           paragraph:

18                   “(5) THEREAFTER.—In fiscal year 1998 and  
19                   each fiscal year thereafter on October 1, or as soon  
20                   as possible thereafter, the Secretary shall allocate  
21                   among the States amounts sufficient to ensure that  
22                   a State’s percentage of the total apportionments in  
23                   each such fiscal year for Interstate maintenance, the  
24                   National Highway System, the bridge program, the  
25                   surface transportation program, the congestion miti-

1       gation and air quality improvement program, the  
2       high priority projects program, the high risk road  
3       safety improvement program, the recreational trails  
4       program, the Appalachian Development Highway  
5       System program, and metropolitan planning shall  
6       not be less than 95 percent of the percentage of esti-  
7       mated tax payments attributable to highway users in  
8       the State paid into the Highway Trust Fund, other  
9       than the Mass Transit Account, in the latest fiscal  
10      year for which data are available. In determining al-  
11      locations under this paragraph, the Secretary shall  
12      not take into account the 2 percent set aside under  
13      section 104(b)(3)(A).”.

14      (b) AVAILABILITY OF FUNDS.—Section 157(b) is  
15      amended—

16           (1) by inserting before “Amounts allocated” the  
17           following: “AVAILABILITY OF FUNDS.—”;

18           (2) by striking “Interstate highway substitute,”  
19           and all that follows through “crossing projects” and  
20           inserting “any purpose described in section 133(b)”;  
21           and

22           (3) by inserting before the period at the end  
23           “and section 103(c) of the Building Efficient Sur-  
24           face Transportation and Equity Act of 1998”.

1 (c) CONFORMING AMENDMENTS.—Section 157 is fur-  
2 ther amended—

3 (1) in subsection (d) by striking “154(f) or”;  
4 and

5 (2) in subsection (e) by inserting before “In  
6 order” the following: “AUTHORIZATION OF APPRO-  
7 PRIATIONS.—”.

8 (d) MINIMUM ALLOCATION ADJUSTMENT.—If the  
9 Secretary—

10 (1) determines that—

11 (A) the ratio of—

12 (i) the aggregate of funds made avail-  
13 able by this Act, including any amend-  
14 ments made by this Act, that are appor-  
15 tioned to a State for Federal-aid highway  
16 programs (including funds allocated to the  
17 State under sections 104(j) and 157 of  
18 title 23, United States Code) for each fis-  
19 cal year beginning after September 30,  
20 1997, to

21 (ii) the aggregate of such funds ap-  
22 portioned to all States for such programs  
23 for such fiscal year, is less than

24 (B) the ratio of—

1                   (i) estimated tax payments attrib-  
2                   utable to highway users in the State paid  
3                   into the Highway Trust Fund, other than  
4                   the Mass Transit Account, in the latest fis-  
5                   cal year for which data are available, to

6                   (ii) the estimated tax payments attrib-  
7                   utable to highway users in all States paid  
8                   into such Trust Fund in such latest fiscal  
9                   year; and

10               (2) determines that—

11                   (A) the ratio determined under paragraph  
12               (1)(A), is less than

13                   (B) the ratio of—

14                   (i) the aggregate of funds made avail-  
15                   able by the Intermodal Surface Transpor-  
16                   tation Efficiency Act of 1991, including  
17                   any amendments made by such Act, and  
18                   section 202 of the National Highway Sys-  
19                   tem Designation Act of 1995 that are ap-  
20                   portioned to the State for Federal-aid  
21                   highway programs (other than Federal  
22                   lands highway programs and projects  
23                   under sections 1103–1108 of the Inter-  
24                   modal Surface Transportation Efficiency



1 Act of 1991) for fiscal years 1992 through  
2 1997, to

3 (ii) the aggregate of such funds ap-  
4 portioned to all States for such programs  
5 for such fiscal years;

6 the Secretary shall allocate under such section 157 to the  
7 State amounts sufficient to ensure that the State's per-  
8 centage of total apportionments for Federal-aid highway  
9 programs under this Act (including amendments made by  
10 this Act and allocations under such sections 104(j) and  
11 157) for such fiscal year beginning after September 30,  
12 1997, is equal to the State's percentage of total appor-  
13 tions for Federal-aid highway programs (other than Fed-  
14 eral lands highway programs and projects under sections  
15 1103–1008 of the Intermodal Surface Transportation Ef-  
16 ficiency Act of 1991) for fiscal year 1997 under the Inter-  
17 modal Surface Transportation Efficiency Act of 1991, in-  
18 cluding any amendments made by such Act, and section  
19 202 of the National Highway System Designation Act of  
20 1995. The allocation shall be made on October 1 of the  
21 fiscal year beginning after September 30, 1997, or as soon  
22 as possible thereafter and shall be in addition to any other  
23 allocation to the State under such section 157 for such  
24 fiscal year.

25 (e) FINAL ADJUSTMENT.—

1           (1) IN GENERAL.—In fiscal year 1998 and each  
2       fiscal year thereafter on October 1, or as soon as  
3       practicable thereafter, the Secretary shall allocate  
4       under section 157 of title 23, United States Code,  
5       among the States amounts sufficient to ensure that  
6       the ratio that—

7           (A) each State’s percentage of the total ap-  
8       portionments for such fiscal year for Interstate  
9       maintenance, National Highway System, high  
10      cost Interstate system reconstruction and im-  
11      provement program, surface transportation pro-  
12      gram, metropolitan planning, congestion mitiga-  
13      tion and air quality improvement program, high  
14      risk road safety improvement program, bridge  
15      program, Appalachian development highway  
16      system, recreational trails program, high prior-  
17      ity projects program, the 2 percent set aside  
18      under section 104(b)(3)(A) of title 23, United  
19      States Code, and section 157 of such title (in-  
20      cluding subsection (d) of this section and this  
21      subsection), bears to

22          (B) each State’s percentage of estimated  
23      tax payments attributable to highway users in  
24      the State paid into the Highway Trust Fund

1 (other than the Mass Transit Account) in the  
2 latest fiscal year for which data are available;  
3 is not less than 0.90.

4 (2) TREATMENT.—The allocation required by  
5 this paragraph shall be in addition to any other allo-  
6 cation under section 157 of title 23, United States  
7 Code, including allocations required by subsection  
8 (d) of this section.

9 **SEC. 112. APPALACHIAN DEVELOPMENT HIGHWAY SYSTEM.**

10 (a) APPORTIONMENT.—The Secretary shall appor-  
11 tion funds made available by section 102 of this Act for  
12 fiscal years 1998 through 2003 among the States based  
13 on the latest available cost to complete estimate for the  
14 Appalachian development highway system prepared by the  
15 Appalachian Regional Commission, unless the Appalach-  
16 ian Regional Commission adopts an alternative method for  
17 distribution. In general, no State containing Appalachian  
18 development highway system routes shall receive an appor-  
19 tionment of less than \$1,000,000. For fiscal years 1999  
20 through 2003, any alternative method for distribution  
21 adopted by the Appalachian Regional Commission must  
22 be communicated to the Secretary at least 30 days prior  
23 to the beginning of the fiscal year in which the appor-  
24 tionment is to be made. Such funds shall be available to con-

1 struct highways and access roads under section 201 of the  
2 Appalachian Regional Development Act of 1965.

3 (b) APPLICABILITY OF TITLE 23.—Funds authorized  
4 by section 102 of this Act for the Appalachian develop-  
5 ment highway system under section 201 of the Appalach-  
6 ian Regional Development Act of 1965 shall be available  
7 for obligation in the same manner as if such funds were  
8 apportioned under chapter 1 of title 23, United States  
9 Code, except that the Federal share of the cost of any  
10 project under this section shall be determined in accord-  
11 ance with such section 201 and such funds shall remain  
12 available until expended.

13 (c) FEDERAL SHARE FOR PRE-FINANCED  
14 PROJECTS.—Section 201(h)(1) of the Appalachian Re-  
15 gional Development Act of 1965 (40 U.S.C. App.) is  
16 amended by striking “70” and inserting “80”.

17 (d) DEDUCTION FOR ADMINISTRATIVE EXPENSES.—  
18 Section 201 of such Act is amended by adding at the end  
19 the following new subsection:

20 “(i) DEDUCTION FOR ADMINISTRATIVE EX-  
21 PENSES.—On October 1 of fiscal year 1998 and each fis-  
22 cal year thereafter, or as soon as is practicable thereafter,  
23 there shall be deducted, for the expenses of the Appalach-  
24 ian Regional Commission in administering the funds au-  
25 thorized under this section for such year, not to exceed

1 3.75 percent of the funds made available for such year  
2 under subsection (g) of this section.”.

3 (e) LOCAL PARTICIPATION IN DEDESIGNATION DECI-  
4 SIONS.—Section 201 of such Act is further amended by  
5 adding at the end the following:

6 “(j) LOCAL PARTICIPATION IN DEDESIGNATION DE-  
7 CISIONS.—Before the State of Ohio may request the  
8 dedesignation of corridor B from the Ohio River in Scioto  
9 County to the Scioto-Adams County line, corridor B1 from  
10 the Kentucky State line to the junction with corridor B  
11 at Rosemount, corridor C from the junction with corridor  
12 B at Lucasville to State Route 159 at Chillicothe, or cor-  
13 ridor D from the Adams County line to the Ohio River  
14 in Washington County as segments of the Appalachian de-  
15 velopment highway system, the State must consult about  
16 the proposed dedesignation with local elected officials hav-  
17 ing jurisdiction over the area in which the segment is lo-  
18 cated and conduct public hearings on the proposed  
19 dedesignation in each county in which any part of the seg-  
20 ment is located.”.

21 (f) ADDITIONS TO APPALACHIAN REGION.—The un-  
22 designated paragraph relating to Georgia of section 403  
23 of such Act is amended—

24 (1) by inserting “Elbert,” after “Douglas,”;  
25 and

1 (2) by inserting “Hart,” after “Haralson,”.

2 **SEC. 113. HIGH COST INTERSTATE SYSTEM RECONSTRUC-**  
3 **TION AND IMPROVEMENT PROGRAM.**

4 (a) IN GENERAL.—Section 160 is amended to read  
5 as follows:

6 **“§ 160. High cost interstate system reconstruction**  
7 **and improvement program**

8 “(a) ESTABLISHMENT.—The Secretary shall estab-  
9 lish and implement a high cost Interstate System recon-  
10 struction and improvement program in accordance with  
11 this section.

12 “(b) ELIGIBLE PROJECTS.—Funds made available to  
13 carry out the high cost interstate reconstruction and im-  
14 provement program under this section for a fiscal year  
15 shall be available for obligation by the Secretary for any  
16 major reconstruction or improvement project to any high-  
17 way designated as part of the Interstate System and open  
18 to traffic before the date of the enactment of the Building  
19 Efficient Surface Transportation and Equity Act of 1998.  
20 Such funds shall be made available by the Secretary to  
21 any State applying for such funds only if the Secretary  
22 determines that—

23 “(1) the total cost of the project is greater than  
24 the lesser of \$200,000,000 or 50 percent of the ag-

1        gregate amount of funds apportioned to the State  
2        under this title for such fiscal year;

3            “(2) the project is a ready-to-commence project;

4            “(3) the State agrees that it will not transfer  
5        funds apportioned to it under section 104(b)(5) for  
6        such fiscal year to any other program category; and

7            “(4) the applicant agrees to obligate the funds  
8        within 1 year of the date the funds are made avail-  
9        able.

10        “(c) ALLOCATION OF FUNDS.—Subject to subsection  
11 (f)(1), of the funds made available to carry out the pro-  
12 gram under this section, the Secretary shall allocate—

13            “(1) not less than \$165,000,000 for fiscal year  
14        1998, \$412,500,000 for fiscal year 1999, and  
15        \$670,000,000 for each of fiscal years 2000 through  
16        2003 among States in the ratio that the estimated  
17        cost of carrying out projects determined by the Sec-  
18        retary to be eligible for funding under subsection (b)  
19        in each State bears to the estimated cost of carrying  
20        out such projects in all of the States; and

21            “(2) at the discretion of the Secretary, not  
22        more than the amounts set forth in section  
23        127(a)(2) for each of fiscal years 1998 through  
24        2003 for projects eligible for assistance under this  
25        section to—

1                   “(A) meet an extraordinary need for fund-  
2                   ing; or

3                   “(B) help expedite completion of a project  
4                   of national significance.

5                   “(d) UNALLOCATED FUNDS.—

6                   “(1) APPORTIONMENT.—If, on August 1 of fis-  
7                   cal year 1998 and each fiscal year thereafter, the  
8                   Secretary determines that funds authorized to be al-  
9                   located in such fiscal year for the program under  
10                  this section will not be allocated in such fiscal year  
11                  as a result of not enough projects being eligible for  
12                  assistance under this section, the Secretary shall ap-  
13                  portion under section 104(b)(5) such funds among  
14                  the States for the Interstate maintenance program.

15                  “(2) REDISTRIBUTION OF OBLIGATION AU-  
16                  THORITY.—The Secretary shall also redistribute on  
17                  such August 1 any obligation authority that is allo-  
18                  cated for the fiscal year under section 103(c)(4) of  
19                  the Building Efficient Surface Transportation and  
20                  Equity Act of 1998 attributable to the program  
21                  under this section and that the Secretary determines  
22                  will not be used before September 30 of such fiscal  
23                  year among the States (other than a State from  
24                  which obligation authority for such fiscal year is re-  
25                  distributed under section 103(d) of such Act) in the



1 same ratio as set forth in section 103(c)(5) of such  
2 Act.

3 “(e) APPLICABILITY OF PLANNING REQUIRE-  
4 MENTS.—Programming and expenditure of funds for  
5 projects under this section shall be consistent with the re-  
6 quirements of sections 134 and 135.

7 “(f) FUTURE ALLOCATIONS.—

8 “(1) FISCAL YEARS 1998–2003.—For fiscal years  
9 1998, 1999, 2000, 2001, 2002, and 2003, funds to  
10 be allocated pursuant to subsection (c)(1) shall be  
11 allocated in the same manner as funds apportioned  
12 under section 104(b)(5). Such funds shall only be  
13 available for projects eligible under subsection (b);  
14 except that if a State does not have a project eligible  
15 under subsection (b), funds allocated to such State  
16 under this paragraph shall be available for any  
17 project in such State on a segment of the Interstate  
18 System that is open to traffic.

19 “(2) DETERMINATIONS.—The Secretary shall,  
20 in cooperation with States and affected metropolitan  
21 planning organizations, determine—

22 “(A) the expected condition of the Inter-  
23 state System over the next 10 years and the  
24 needs of States and metropolitan planning or-

1           ganizations to reconstruct and improve the  
2           Interstate System; and

3                 “(B) a method to allocate funds made  
4           available under this section that would—

5                 “(i) address the needs identified in  
6           subparagraph (A);

7                 “(ii) provide a fair and equitable dis-  
8           tribution of such funds; and

9                 “(iii) allow for States to address any  
10          extraordinary needs.

11               “(3) REPORT.—The determination made under  
12          paragraph (2) shall be submitted to Congress in a  
13          report not later than January 1, 2000.”.

14           (b) CONFORMING AMENDMENT.—The table of sec-  
15          tions for chapter 1 is amended by striking the item relat-  
16          ing to section 160 and inserting the following:

          “160. High cost interstate system reconstruction and improvement program.”.

17   **SEC. 114. RECREATIONAL TRAILS PROGRAM.**

18           (a) IN GENERAL.—Chapter 2 of title 23, United  
19          States Code, is amended by inserting after section 205 the  
20          following:

21   **“§ 206. Recreational trails program**

22               “(a) IN GENERAL.—The Secretary, in consultation  
23          with the Secretary of the Interior and the Secretary of  
24          Agriculture, shall administer a national program for the  
25          purposes of providing and maintaining recreational trails.

1       “(b) STATEMENT OF INTENT.—Funds made avail-  
2 able to carry out the recreational trails program under this  
3 section are to be derived from revenues collected through  
4 motor fuel taxes from nonhighway users and are to be  
5 used on trails and trail-related projects which have been  
6 planned and developed under the otherwise existing laws,  
7 policies, and administrative procedures within each State,  
8 and which are identified in, or which further a specific  
9 goal of, a trail plan included or referenced in a statewide  
10 comprehensive outdoor recreation plan required by the  
11 Land and Water Conservation Fund Act of 1965 (16  
12 U.S.C. 460l–4 et seq.).

13       “(c) STATE ELIGIBILITY.—A State shall be eligible  
14 to obligate funds apportioned to it under section 104(h)  
15 only if—

16               “(1) the Governor of the State has designated  
17 the State agency or agencies that will be responsible  
18 for administering funds received under this section;  
19 and

20               “(2) a recreational trail advisory committee on  
21 which both motorized and nonmotorized recreational  
22 trail users are fairly represented exists within the  
23 State.

24       “(d) FEDERAL SHARE PAYABLE.—

1           “(1) IN GENERAL.—Except as provided in para-  
2           graphs (2), (3), (4), and (5), the Federal share pay-  
3           able on account of a project under this section shall  
4           not exceed 50 percent.

5           “(2) FEDERAL AGENCY PROJECT SPONSOR.—  
6           Notwithstanding any other provision of law, a Fed-  
7           eral agency sponsoring a project under this section  
8           may contribute additional Federal funds toward a  
9           project’s cost if the share attributable to the Sec-  
10          retary does not exceed 50 percent and the share at-  
11          tributable to the Secretary and the Federal agency  
12          jointly does not exceed 80 percent.

13          “(3) ALLOWABLE MATCH FROM FEDERAL PRO-  
14          GRAMS.—The following Federal programs may be  
15          used to contribute additional Federal funds toward  
16          a project’s cost and may be accounted for as contrib-  
17          uting to the non-Federal share:

18                 “(A) State and Local Fiscal Assistance Act  
19                 of 1972 (Public Law 92–512).

20                 “(B) HUD Community Development Block  
21                 Grants (Public Law 93–383).

22                 “(C) Public Works Employment Act of  
23                 1976 (Public Law 94–369).

24                 “(D) Acts establishing national heritage  
25                 corridors and areas.

1           “(E) Job Training Partnership Act of  
2           1982 (Public Law 97–300).

3           “(F) National and Community Service  
4           Trust Act of 1993 (Public Law 103–82).

5           “(G) Personal Responsibility and Work  
6           Opportunity Reconciliation Act of 1996 (Public  
7           Law 104–93).

8           “(4) PROGRAMMATIC NON-FEDERAL SHARE.—A  
9           State may allow adjustments of the non-Federal  
10          share of individual projects in a fiscal year if the  
11          total Federal share payable for all projects within  
12          the State carried out under this section with funds  
13          apportioned to the State under section 104(h) for  
14          such fiscal year does not exceed 50 percent. For  
15          purposes of this paragraph, a project funded under  
16          paragraph (2) or (3) of this subsection may not be  
17          included in the calculation of the programmatic non-  
18          Federal share.

19          “(5) STATE ADMINISTRATIVE COSTS.—The  
20          Federal share payable on account of the administra-  
21          tive costs of a State under subsection (e)(1)(A) shall  
22          be determined in accordance with section 120(b).

23          “(e) USE OF FUNDS.—

24          “(1) PERMISSIBLE USES.—A State may use  
25          funds apportioned to it under section 104(h)—

1           “(A) in an amount not exceeding 7 percent  
2 of such funds, for administrative costs of the  
3 State;

4           “(B) in an amount not exceeding 5 percent  
5 of such funds, for operation of environmental  
6 protection education and safety education pro-  
7 grams relating to the use of recreational trails;

8           “(C) for development and rehabilitation of  
9 urban trail linkages to provide connections to  
10 and among neighborhoods and community cen-  
11 ters and between trails;

12           “(D) for maintenance of existing rec-  
13 reational trails, including the grooming and  
14 maintenance of trails across snow;

15           “(E) for restoration of areas damaged by  
16 usage of recreational trails, including back  
17 country terrain;

18           “(F) for development and rehabilitation of  
19 trail-side and trail-head facilities that meet  
20 goals identified by the National Recreational  
21 Trails Advisory Committee;

22           “(G) for provision of features which facili-  
23 tate the access and use of trails by persons with  
24 disabilities;

1           “(H) for acquisition of easements for  
2 trails, or for trail corridors identified in a State  
3 trail plan;

4           “(I) for acquisition of fee simple title to  
5 property from a willing seller, when the objec-  
6 tive of the acquisition cannot be accomplished  
7 by acquisition of an easement or by other  
8 means;

9           “(J) for construction of new trails on  
10 State, county, municipal, or private lands,  
11 where a recreational need for such construction  
12 is shown; and

13           “(K) only as otherwise permissible and  
14 where necessary and required by a statewide  
15 comprehensive outdoor recreation plan, for con-  
16 struction of new trails crossing Federal lands if  
17 such construction is approved by the admin-  
18 istering agency of the State and the Federal  
19 agency or agencies charged with management of  
20 all impacted lands and if such approval is con-  
21 tingent upon compliance by the Federal agency  
22 with all applicable laws, including the National  
23 Environmental Policy Act of 1969 (42 U.S.C.  
24 4321 et seq.), the Forest and Rangeland Re-  
25 newable Resources Planning Act of 1974 (16

1 U.S.C. 1600 et seq.), and the Federal Land  
2 Policy and Management Act (43 U.S.C. 1701 et  
3 seq.).

4 “(2) USE NOT PERMITTED.—A State may not  
5 use funds apportioned to it under section 104(h)—

6 “(A) for condemnation of any kind of in-  
7 terest in property;

8 “(B)(i) for construction of any recreational  
9 trail on National Forest System lands for mo-  
10 torized uses unless—

11 “(I) such lands have been allocated  
12 for uses other than wilderness by an ap-  
13 proved forest land and resource manage-  
14 ment plan or have been released to uses  
15 other than wilderness by an Act of Con-  
16 gress, and

17 “(II) such construction is otherwise  
18 consistent with the management direction  
19 in such approved land and resource man-  
20 agement plan; or

21 “(ii) for construction of any recreational  
22 trail on Bureau of Land Management lands for  
23 motorized uses unless—

24 “(I) such lands have been allocated  
25 for uses other than wilderness by an ap-



1           proved Bureau of Land Management re-  
2           source management plan or have been re-  
3           leased to uses other than wilderness by an  
4           Act of Congress, and

5           “(II) such construction is otherwise  
6           consistent with the management direction  
7           in such approved management plans; or

8           “(C) for upgrading, expanding, or other-  
9           wise facilitating motorized use or access to  
10          trails predominantly used by non-motorized  
11          trail users and on which, as of May 1, 1991,  
12          motorized use is either prohibited or has not oc-  
13          curred.

14          “(3) GRANTS.—

15          “(A) IN GENERAL.—A State may provide  
16          funds apportioned to it under section 104(h) to  
17          make grants to private individuals, organiza-  
18          tions, municipal, county, State, and Federal  
19          government entities, and other government enti-  
20          ties as approved by the State after considering  
21          guidance from the recreational trail advisory  
22          committee satisfying the requirements of sub-  
23          section (c)(2), for uses consistent with this sec-  
24          tion.

1           “(B) COMPLIANCE.—A State that makes  
2           grants under subparagraph (A) shall establish  
3           measures to verify that recipients comply with  
4           the specified conditions for the use of grant  
5           moneys.

6           “(4) ASSURED ACCESS TO FUNDS.—Except as  
7           provided under paragraph (7), not less than 30 per-  
8           cent of the funds apportioned to a State in a fiscal  
9           year under section 104(h) shall be reserved for uses  
10          relating to motorized recreation, and not less than  
11          30 percent of such funds shall be reserved for uses  
12          relating to non-motorized recreation.

13          “(5) ENVIRONMENTAL MITIGATION.—

14                 “(A) REQUIREMENT.—To the extent prac-  
15                 ticable and consistent with other requirements  
16                 of this section, in complying with paragraph  
17                 (4), a State should give consideration to project  
18                 proposals that provide for the redesign, recon-  
19                 struction, nonroutine maintenance, or relocation  
20                 of trails in order to mitigate and minimize the  
21                 impact to the natural environment.

22                 “(B) GUIDANCE.—A recreational trail ad-  
23                 visory committee satisfying the requirements of  
24                 subsection (c)(2) shall issue guidance to a State

1 for the purposes of implementing subparagraph  
2 (A).

3 “(6) DIVERSIFIED TRAIL USE.—

4 “(A) REQUIREMENT.—To the extent prac-  
5 ticable and consistent with other requirements  
6 of this section, a State shall expend funds ap-  
7 portioned to it under section 104(h) in a man-  
8 ner that gives preference to project proposals  
9 which—

10 “(i) provide for the greatest number  
11 of compatible recreational purposes, includ-  
12 ing those described in subsection (g)(3); or

13 “(ii) provide for innovative rec-  
14 reational trail corridor sharing to accom-  
15 modate motorized and non-motorized rec-  
16 reational trail use.

17 This paragraph shall remain effective with re-  
18 spect to a State until such time as the State  
19 has allocated not less than 40 percent of funds  
20 apportioned to it under section 104(h) in such  
21 manner.

22 “(B) COMPLIANCE.—The State shall re-  
23 ceive guidance for determining compliance with  
24 subparagraph (A) from the recreational trail

1 advisory committee satisfying the requirements  
2 of subsection (c)(2).

3 “(7) EXEMPTIONS.—

4 “(A) SMALL STATE.—Any State with a  
5 total land area of less than 3,500,000 acres and  
6 in which nonhighway recreational fuel use ac-  
7 counts for less than 1 percent of all such fuel  
8 use in the United States shall be exempted  
9 from the requirements of paragraph (4) upon  
10 application to the Secretary by the State dem-  
11 onstrating that it meets the conditions of this  
12 paragraph.

13 “(B) STATE RECREATIONAL TRAIL ADVI-  
14 SORY COMMITTEE.—If approved by the State  
15 recreational trail advisory committee satisfying  
16 the requirements of subsection (c)(2), the State  
17 may be exempted from the requirements of  
18 paragraph (4).

19 “(8) CONTINUING RECREATIONAL USE.—At the  
20 option of each State, funds apportioned to it under  
21 section 104(h) may be treated as Land and Water  
22 Conservation Fund moneys for the purposes of sec-  
23 tion 6(f)(3) of the Land and Water Conservation  
24 Fund Act.

1           “(9) CREDIT FOR DONATIONS OF FUNDS, MA-  
2           TERIALS, SERVICES, OR NEW RIGHT-OF-WAY.—Noth-  
3           ing in this title or any other law shall prevent a  
4           project sponsor from offering to donate funds, mate-  
5           rials, services, or new right-of-way for the purposes  
6           of a project eligible for assistance. Any funds, or the  
7           fair market value of any materials, services, or new  
8           right-of-way may be donated by any project sponsor  
9           and shall be credited to the non-Federal share in ac-  
10          cordance with subsection (d). Any funds or the fair  
11          market value of any materials or services may be  
12          provided by a Federal project sponsor and shall be  
13          credited as part of that Federal agency’s share  
14          under subsection (d)(2).

15          “(10) RECREATIONAL PURPOSE.—A project  
16          funded under this section is intended to enhance rec-  
17          reational opportunity and is not subject to the provi-  
18          sions of section 303 of title 49 or section 138 of this  
19          title.

20          “(f) COORDINATION OF ACTIVITIES.—

21          “(1) COOPERATION BY FEDERAL AGENCIES.—  
22          Each agency of the United States that manages land  
23          on which a State proposes to construct or maintain  
24          a recreational trail pursuant to this section is en-  
25          couraged to cooperate with the State and the Sec-

1       retary in planning and carrying out the activities de-  
2       scribed in subsection (e). Nothing in this section di-  
3       minishes or in any way alters the land management  
4       responsibilities, plans, and policies established by  
5       such agencies pursuant to other applicable laws.

6               “(2) COOPERATION BY PRIVATE PERSONS.—

7                       “(A) WRITTEN ASSURANCES.—As a condi-  
8                       tion to making available funds for work on rec-  
9                       reational trails that would affect privately  
10                      owned land, a State shall obtain written assur-  
11                      ances that the owner of the property will co-  
12                      operate with the State and participate as nec-  
13                      essary in the activities to be conducted.

14                     “(B) PUBLIC ACCESS.—Any use of funds  
15                     apportioned to a State under section 104(h) on  
16                     private lands must be accompanied by an ease-  
17                     ment or other legally binding agreement that  
18                     ensures public access to the recreational trail  
19                     improvements funded by those funds.

20               “(g) APPLICABILITY OF CHAPTER 1.—Funds made  
21       available to carry out this section shall be available for  
22       obligation in the same manner as if such funds were ap-  
23       portioned under chapter 1; except that the Federal share  
24       payable for a project using such funds shall be determined

1 in accordance with this section and such funds shall re-  
2 main available until expended.

3 “(h) DEFINITIONS.—In this section, the following  
4 definitions apply:

5 “(1) ELIGIBLE STATE.—The term ‘eligible  
6 State’ means a State that meets the requirements of  
7 subsection (c).

8 “(2) NONHIGHWAY RECREATIONAL FUEL.—The  
9 term ‘nonhighway recreational fuel’ has the meaning  
10 such term has under section 9503(c)(6) of the Inter-  
11 nal Revenue Code of 1986.

12 “(3) RECREATIONAL TRAIL.—The term ‘rec-  
13 reational trail’ means a thoroughfare or track across  
14 land or snow, used for recreational purposes such as  
15 bicycling, cross-country skiing, day hiking, eques-  
16 trian activities (including carriage driving), jogging  
17 or similar fitness activities, skating or  
18 skateboarding, trail biking, overnight or long-dis-  
19 tance backpacking, snowmobiling, aquatic or water  
20 activity, or vehicular travel by motorcycle, four-wheel  
21 drive or all-terrain off-road vehicles, without regard  
22 to whether it is a ‘National Recreation Trail’ des-  
23 ignated under section 4 of the National Trails Sys-  
24 tem Act (16 U.S.C. 1243).

1           “(4) MOTORIZED RECREATION.—The term ‘mo-  
2           torized recreation’ means off-road recreation using  
3           any motor-powered vehicle, except for motorized  
4           wheelchairs.”.

5           (b) CONFORMING AMENDMENT.—The analysis for  
6           chapter 2 is amended by inserting after the item relating  
7           to section 205 the following:

          “206. Recreational trails program.”.

8           (c) REPEAL OF OBSOLETE PROVISION.—Section  
9           1302 of the Intermodal Surface Transportation Efficiency  
10          Act of 1991 (16 U.S.C. 1261) is repealed.

11          (d) TERMINATION OF ADVISORY COMMITTEE.—Sec-  
12          tion 1303 of such Act (16 U.S.C. 1262) is amended by  
13          adding at the end the following:

14          “(j) TERMINATION.—The advisory committee estab-  
15          lished by this section shall terminate on September 30,  
16          2000.”.

17          (e) ENCOURAGEMENT OF USE OF YOUTH CONSERVA-  
18          TION OR SERVICE CORPS.—The Secretary shall encourage  
19          the States to enter into contracts and cooperative agree-  
20          ments with qualified youth conservation or service corps  
21          to perform construction and maintenance of recreational  
22          trails under section 206 of title 23, United States Code.



1 **SEC. 115. NATIONAL CORRIDOR PLANNING AND DEVELOP-**  
2 **MENT PROGRAM.**

3 (a) IN GENERAL.—The Secretary shall establish and  
4 implement a program to make allocations to States for  
5 coordinated planning, design, and construction of cor-  
6 ridors of national significance, economic growth, and  
7 international or interregional trade. A State may apply to  
8 the Secretary for allocations under this section.

9 (b) ELIGIBILITY OF CORRIDORS.—

10 (1) IN GENERAL.—The Secretary may make al-  
11 locations under this section only with respect to high  
12 priority corridors identified in section 1105(c) of the  
13 Intermodal Surface Transportation Efficiency Act of  
14 1991.

15 (2) SPECIAL RULE.—In fiscal years 1998  
16 through 2000, the Secretary may make, on an in-  
17 terim basis pending identification by Congress of  
18 high priority corridors as part of a law provided for  
19 in section 508 of this Act, allocations under this sec-  
20 tion for the creation or upgrade of any other signifi-  
21 cant regional or multistate highway corridor not de-  
22 scribed in whole or in part in paragraph (1) that the  
23 Secretary determines would—

24 (A) facilitate international or interregional  
25 trade; or

1 (B) encourage or facilitate major  
2 multistate or regional mobility and economic  
3 growth and development in areas underserved  
4 by existing highway infrastructure.

5 (c) PURPOSES.—Allocations may be made under this  
6 section for 1 or more of the following purposes:

7 (1) Feasibility studies.

8 (2) Comprehensive corridor planning and design  
9 activities.

10 (3) Location and routing studies.

11 (4) Environmental review.

12 (5) Multistate and intrastate coordination for  
13 corridors described in subsection (b).

14 (6) Construction.

15 (d) CORRIDOR DEVELOPMENT AND MANAGEMENT  
16 PLAN.—A State receiving an allocation under this section  
17 shall develop, in consultation with the Secretary, a devel-  
18 opment and management plan for the corridor with re-  
19 spect to which the allocation is being made. Such plan  
20 shall include, at a minimum, the following elements:

21 (1) A complete and comprehensive analysis of  
22 corridor costs and benefits.

23 (2) A coordinated corridor development plan  
24 and schedule, including a timetable for completion of  
25 all planning and development activities, environ-

1       mental reviews and permits, and construction of all  
2       segments.

3           (3) A finance plan, including any innovative fi-  
4       nancing methods and, if the corridor is a multistate  
5       corridor, a State-by-State breakdown of corridor fi-  
6       nances.

7           (4) The results of any environmental reviews  
8       and mitigation plans.

9           (5) The identification of any impediments to  
10      the development and construction of the corridor, in-  
11      cluding any environmental, social, political and eco-  
12      nomic objections.

13   In the case of a multistate corridor, the Secretary shall  
14   ensure that all States having jurisdiction over any portion  
15   of such corridor will participate in the development of such  
16   plan.

17       (e) APPLICABILITY OF TITLE 23.—Funds made  
18   available by section 127(a)(3)(B) of this Act shall be avail-  
19   able for obligation in the same manner as if such funds  
20   were apportioned under chapter 1 of title 23, United  
21   States Code.

22       (f) STATE DEFINED.—In this section, the term  
23   “State” has the meaning such term has under section 101  
24   of title 23, United States Code.

1 **SEC. 116. COORDINATED BORDER INFRASTRUCTURE AND**  
2 **SAFETY PROGRAM.**

3 (a) GENERAL AUTHORITY.—The Secretary shall es-  
4 tablish and implement a coordinated border infrastructure  
5 and safety program under which the Secretary may make  
6 allocations to any border State for projects to improve the  
7 safe movement of people and goods at or across the border  
8 between the United States and Canada and the border be-  
9 tween the United States and Mexico.

10 (b) ELIGIBLE USES.—Allocations under this section  
11 may only be used in a border region for—

12 (1) improvements to existing transportation and  
13 supporting infrastructure that facilitate cross-border  
14 vehicle and cargo movements;

15 (2) construction of highways and related safety  
16 and safety enforcement facilities that will facilitate  
17 vehicle and cargo movements related to international  
18 trade;

19 (3) operational improvements, including im-  
20 provements relating to electronic data interchange  
21 and use of telecommunications, to expedite cross  
22 border vehicle and cargo movement;

23 (4) modifications to regulatory procedures to  
24 expedite cross border vehicle and cargo movements;  
25 and

1           (5) international coordination of planning, pro-  
2           gramming, and border operation with Canada and  
3           Mexico relating to expediting cross border vehicle  
4           and cargo movements.

5           (c) SELECTION CRITERIA.—The Secretary shall  
6           make allocations under this section on the basis of—

7           (1) expected reduction in commercial and other  
8           motor vehicle travel time through an international  
9           border crossing as a result of the project;

10          (2) improvements in vehicle and highway safety  
11          and cargo security related to motor vehicles crossing  
12          a border with Canada or Mexico;

13          (3) strategies to increase the use of existing,  
14          underutilized border crossing facilities and ap-  
15          proaches;

16          (4) leveraging of Federal funds provided under  
17          this section, including use of innovative financing,  
18          combination of such funds with funding provided  
19          under other sections of this Act, and combination  
20          with other sources of Federal, State, local, or private  
21          funding;

22          (5) degree of multinational involvement in the  
23          project and demonstrated coordination with other  
24          Federal agencies responsible for the inspection of ve-  
25          hicles, cargo, and persons crossing international bor-

1        ders and their counterpart agencies in Canada and  
2        Mexico;

3            (6) the extent to which the innovative and prob-  
4        lem-solving techniques of the proposed project would  
5        be applicable to other international border crossings;

6            (7) demonstrated local commitment to imple-  
7        ment and sustain continuing comprehensive border  
8        planning processes and improvement programs; and

9            (8) such other factors as the Secretary deter-  
10       mines are appropriate to promote border transpor-  
11       tation efficiency and safety.

12        (d) STATE MOTOR VEHICLE SAFETY INSPECTION  
13        FACILITIES.—Due to the increase in cross-border trade as  
14        a result of the Northern American Free Trade Agreement,  
15        of the amounts made available to carry out this section  
16        for a fiscal year, not to exceed \$25,000,000 for fiscal year  
17        1998 and not to exceed \$20,000,000 for each of fiscal  
18        years 1999 through 2003 shall be available for the con-  
19        struction of State motor vehicle safety inspection facilities  
20        for the inspection by State authorities of commercial  
21        motor vehicles crossing the border to ensure the safety of  
22        such vehicles.

23        (e) ALLOCATIONS.—

24            (1) FUNDS.—At least 40 percent of the funds  
25        made available for carrying out this section shall be

1 allocated for projects in the vicinity of the border of  
2 the United States and Mexico, and at least 40 per-  
3 cent of such funds shall be allocated for projects in  
4 the vicinity of the border of the United States and  
5 Canada.

6 (2) PROJECTS.—At least 2 of the projects in  
7 the vicinity of the border of the United States with  
8 Mexico for which allocations are made under this  
9 section and at least 2 of the projects in the vicinity  
10 of the border of the United States and Canada for  
11 which allocations are made under this section shall  
12 be located at ports of entry with high annual vol-  
13 umes of traffic.

14 (f) APPLICABILITY OF TITLE 23.—Funds authorized  
15 by section 127(a)(3)(A) of this Act shall be available for  
16 obligation in the same manner as if such funds were ap-  
17 portioned under chapter 1 of title 23, United States Code.

18 (g) DEFINITIONS.—In this section, the following defi-  
19 nitions apply:

20 (1) BORDER REGION.—The term “border re-  
21 gion” means the portion of a border State in the vi-  
22 cinity of an international border with Canada or  
23 Mexico.

1           (2) BORDER STATE.—The term “border State”  
2       means any State that has a boundary in common  
3       with Canada or Mexico.

4   **SEC. 117. FEDERAL LANDS HIGHWAYS PROGRAM.**

5       (a) FEDERAL SHARE PAYABLE.—Section 120 is  
6   amended—

7           (1) in subsection (e)—

8               (A) by striking “(c)” and inserting “(b)”;  
9       and

10            (B) by striking “90” and inserting “120”;  
11       and

12           (2) by adding at the end the following:

13       “(j) FUNDS APPROPRIATED TO A FEDERAL LAND  
14   MANAGING AGENCY.—Notwithstanding any other provi-  
15   sion of law, the funds appropriated to any Federal land  
16   managing agency may be used as the non-Federal share  
17   payable on account of any Federal-aid highway project the  
18   Federal share of which is payable with funds apportioned  
19   under section 104 or 144 or allocated under the Federal  
20   scenic byways program.

21       “(k) FUNDS APPROPRIATED FOR FEDERAL LANDS  
22   HIGHWAYS PROGRAM.—Notwithstanding any other provi-  
23   sion of law, funds appropriated for carrying out the Fed-  
24   eral lands highways program under section 204 may be  
25   used as the non-Federal share payable on account of any



1 project that is carried out with funds apportioned under  
2 section 104 or 144 or allocated under the Federal scenic  
3 byways program if the project will provide access to, or  
4 be carried out within, Federal or Indian lands.”.

5 (b) ALLOCATIONS.—Section 202 is amended—

6 (1) by striking subsection (b) and inserting the  
7 following:

8 “(b) ALLOCATION OF SUMS AUTHORIZED FOR PUB-  
9 LIC LANDS HIGHWAYS.—

10 “(1) IN GENERAL.—On October 1 of each fiscal  
11 year and after making the transfer provided for in  
12 section 204(i), the Secretary shall allocate the sums  
13 authorized to be appropriated for such fiscal year for  
14 public lands highways for transportation projects  
15 within the boundaries of those States having unap-  
16 propriated or unreserved public lands, nontaxable  
17 Indian lands, or other Federal reservations, on the  
18 basis of need in such States, respectively, as deter-  
19 mined by the Secretary from applications for such  
20 funds by Federal land managing agencies, Indian  
21 tribal governments, and States.

22 “(2) PREFERENCE.—In allocating sums under  
23 paragraph (1), the Secretary shall give preference to  
24 those projects that are significantly impacted by  
25 Federal land, recreation, or resource management

1 activities that are proposed within the boundaries of  
2 a State in which at least 3 percent of the total pub-  
3 lic lands in the United States are located.”;

4 (2) in subsection (d)—

5 (A) by inserting “INDIAN RESERVATION  
6 ROADS.—” after “(d)”;

7 (B) by inserting “(1) FOR FISCAL YEARS  
8 ENDING BEFORE OCTOBER 1, 1999.—” before  
9 “On October”;

10 (C) by inserting after “each fiscal year”  
11 the following: “ending before October 1, 1999”;

12 (D) by adding at the end the following:

13 “(2) FISCAL YEAR 2000 AND THEREAFTER.—

14 “(A) IN GENERAL.—All funds authorized  
15 to be appropriated for Indian reservation roads  
16 shall be allocated among Indian tribes for fiscal  
17 year 2000 and each subsequent fiscal year in  
18 accordance with a formula established by the  
19 Secretary of the Interior under a negotiated  
20 rulemaking procedure under subchapter III of  
21 chapter 5 of title 5.

22 “(B) REGULATIONS.—Notwithstanding  
23 sections 563(a) and 565(a) of title 5, the Sec-  
24 retary of the Interior shall issue regulations  
25 governing the Indian reservation roads pro-

1           gram, and establishing the funding formula for  
2           fiscal year 2000 and each subsequent fiscal  
3           year under this paragraph, in accordance with  
4           a negotiated rulemaking procedure under sub-  
5           chapter III of chapter 5 of title 5. The regula-  
6           tions shall be issued in final form not later than  
7           April 1, 1999, and shall take effect not later  
8           than October 1, 1999.

9           “(C) NEGOTIATED RULEMAKING COMMIT-  
10          TEE.—In establishing a negotiated rulemaking  
11          committee to carry out subparagraph (B), the  
12          Secretary of the Interior shall—

13               “(i) apply the procedures under sub-  
14               chapter III of chapter 5 of title 5 in a  
15               manner that reflects the unique govern-  
16               ment-to-government relationship between  
17               the Indian tribes and the United States;  
18               and

19               “(ii) ensure that the membership of  
20               the committee includes only representatives  
21               of the Federal Government and of geo-  
22               graphically diverse small, medium, and  
23               large Indian tribes.

24          “(D) BASIS FOR FUNDING FORMULA.—  
25          The funding formula established for fiscal year

1           2000 and each subsequent fiscal year under  
2           this paragraph shall be based on factors that  
3           reflect—

4                   “(i) the relative needs of the Indian  
5                   tribes, and reservation or tribal commu-  
6                   nities, for transportation assistance; and

7                   “(ii) the relative administrative capac-  
8                   ities of, and challenges faced by, various  
9                   Indian tribes, including the cost of road  
10                  construction in each Bureau of Indian Af-  
11                  fairs area, geographic isolation and dif-  
12                  ficulty in maintaining all-weather access to  
13                  employment, commerce, health, safety, and  
14                  educational resources.”; and

15                  (E) by indenting paragraph (1), as des-  
16                  ignated by subparagraph (B) of this paragraph,  
17                  and aligning paragraph (1) with paragraph (2),  
18                  as added by subparagraph (D) of this para-  
19                  graph; and

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

21                  “(e) FOREST HIGHWAYS.—

22                   “(1) ALLOCATION OF FUNDS.—On October 1 of  
23                  each fiscal year and after making the transfer pro-  
24                  vided for in section 204(g), the Secretary shall allo-  
25                  cate the sums authorized to be appropriated for such

1       fiscal year for forest highways as provided in section  
2       134 of the Federal-Aid Highway Act of 1987.

3               “(2) PROJECT SELECTION.—With respect to al-  
4       locations under this subsection, the Secretary shall  
5       give priority to projects that provide access to and  
6       within the National Forest System, as identified by  
7       the Secretary of Agriculture through renewable re-  
8       sources and land use planning and the impact of  
9       such planning on existing transportation facilities.”.

10       (c) AVAILABILITY OF FUNDS.—Section 203 is  
11       amended—

12               (1) by striking “Funds authorized for,” and in-  
13       serting “(a) IN GENERAL.—Funds authorized for  
14       forest highways,”;

15               (2) in the fourth sentence by inserting “forest  
16       highways” after “any fiscal year for”; and

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

18       “(b) TIME OF OBLIGATION.—Notwithstanding any  
19       other provision of law, the Secretary’s authorization of en-  
20       gineering and related work for a Federal lands highways  
21       program project or the Secretary’s approval of plans, spec-  
22       ifications, and estimates for construction of a Federal  
23       lands highways program project shall be deemed to con-  
24       stitute a contractual obligation of the Federal Government  
25       for the payment of its contribution to such project.”.

1       (d) AWARD OF CONTRACTS; TRANSFERS—Section  
2 204 is amended—

3           (1) in subsection (a) to read as follows:

4       “(a) Recognizing the need for all Federal roads that  
5 are public roads to be treated under uniform policies simi-  
6 lar to those that apply to Federal-aid highways, there is  
7 established a coordinated Federal Lands Highways Pro-  
8 gram which shall consist of forest highways, public lands  
9 highways, park roads and parkways, and Indian reserva-  
10 tion roads and bridges. The Secretary, in cooperation with  
11 the Secretary of the appropriate Federal land managing  
12 agency, shall develop transportation planning procedures  
13 which are consistent with the metropolitan and Statewide  
14 planning processes in sections 134 and 135 of this title.  
15 The transportation improvement program developed as a  
16 part of the transportation planning process under this sec-  
17 tion shall be approved by the Secretary. All regionally sig-  
18 nificant Federal Lands Highway Program projects shall  
19 be developed in cooperation with States and metropolitan  
20 planning organizations and be included in appropriate  
21 Federal Lands Highways Program, State, and metropoli-  
22 tan plans and transportation improvement programs. The  
23 approved Federal Lands Highways Program transpor-  
24 tation improvement program shall be included in appro-  
25 priate State and metropolitan planning organization plans

1 and programs without further action thereon. The Sec-  
2 retary and the Secretary of the appropriate Federal land  
3 managing agency shall develop appropriate safety, bridge,  
4 and pavement management systems for roads funded  
5 under the Federal Lands Highways Program.”;

6 (2) by striking the first three sentences of sub-  
7 section (b) and inserting “Funds available for forest  
8 highways, public lands highways, park roads and  
9 parkways, and Indian reservation roads shall be  
10 used by the Secretary and the Secretary of the ap-  
11 propriate Federal land managing agency to pay for  
12 the cost of transportation planning, research, engi-  
13 neering, and construction thereof. The Secretary and  
14 the Secretary of the appropriate Federal land man-  
15 aging agency, as appropriate, may enter into con-  
16 struction contracts and such other contracts with a  
17 State or civil subdivision thereof or Indian tribe to  
18 carry out this subsection.”;

19 (3) in the first sentence of subsection (e) by  
20 striking “Secretary of the Interior” and inserting  
21 “Secretary of the appropriate Federal land manag-  
22 ing agency”;

23 (4) by striking subsection (i) and inserting the  
24 following:

1       “(i) TRANSFERS TO SECRETARIES OF FEDERAL  
2 LAND MANAGING AGENCIES.—The Secretary shall trans-  
3 fer to the appropriate Federal land managing agency from  
4 the appropriation for public lands highways such amounts  
5 as may be needed to cover—

6               “(1) necessary administrative costs of such  
7 agency in connection with public lands highways;  
8 and

9               “(2) the cost to such agency of conducting nec-  
10 essary transportation planning serving Federal lands  
11 if funding for such planning is otherwise not pro-  
12 vided in this section.”; and

13               (5) by adding at the end the following:

14       “(k) SET-ASIDE FOR ADMINISTRATIVE EXPENSES OF  
15 INDIAN TRIBES.—

16               “(1) IN GENERAL.—Up to 1 percent of the  
17 funds made available for Indian reservation roads  
18 for each fiscal year shall be set aside by the Sec-  
19 retary of the Interior for transportation-related ad-  
20 ministrative expenses of Indian tribal governments.

21               “(2) DISTRIBUTION.—The Secretary of the In-  
22 terior shall make available to each Indian tribal gov-  
23 ernment with an approved application under para-  
24 graph (3) an equal percentage of any sum set aside  
25 pursuant to paragraph (1).



1           “(3) APPLICATIONS.—To receive funds under  
2       this paragraph, an Indian tribal government must  
3       submit to the Secretary of the Interior for approval  
4       an application in accordance with the requirements  
5       of the Indian Self-Determination and Education As-  
6       sistance Act. The Secretary of the Interior shall ap-  
7       prove any such application that demonstrates that  
8       the applicant has the capability to carry out trans-  
9       portation planning activities or is in the process of  
10      establishing such a capability.

11      “(1) APPROVAL OF INDIAN RESERVATION ROAD  
12      PROJECTS BY THE SECRETARY.—

13           “(1) ESTABLISHMENT OF PILOT PROGRAM.—  
14      The Secretary shall establish a pilot program (here-  
15      inafter in this subsection referred to as the ‘pro-  
16      gram’) for the purposes described in paragraph (2)  
17      and shall carry out such program in each of fiscal  
18      years 1999 through 2003.

19           “(2) PURPOSE.—The purpose of the program  
20      shall be to permit an Indian tribal government to  
21      apply directly to the Secretary for authorization to  
22      conduct projects on Indian reservation roads using  
23      amounts allocated to the Indian tribal government  
24      under the Indian reservation roads program.

1           “(3) TREATMENT AS STATES.—Except as oth-  
2       erwise provided by the Secretary, an Indian tribal  
3       government submitting an application to the Sec-  
4       retary under the program shall be subject to the  
5       same requirements as a State applying for approval  
6       of a Federal-aid highway project.

7           “(4) SELECTION OF PARTICIPANTS.—

8           “(A) APPLICATIONS.—An Indian tribal  
9       government seeking to participate in the pro-  
10      gram shall submit to the Secretary an applica-  
11      tion which is in such form and contains such in-  
12      formation as the Secretary may require.

13          “(B) MAXIMUM NUMBER OF PARTICI-  
14      PANTS.—The Secretary shall select not more  
15      than 10 Indian tribal governments to partici-  
16      pate in the program.

17          “(5) TECHNICAL ASSISTANCE.—The Secretary,  
18      in cooperation with the Secretary of the Interior,  
19      shall provide technical assistance to Indian tribal  
20      governments participating in the program.

21          “(6) TRANSITIONAL ASSISTANCE.—Upon re-  
22      quest of the Secretary, the Secretary of the Interior  
23      shall provide to the Secretary such assistance as  
24      may be necessary for implementation of the pro-  
25      gram.

1           “(7) REPORT.—Not later than September 30,  
2           2001, the Secretary shall transmit to Congress a re-  
3           port on the results of the program. In developing  
4           such report, the Secretary shall solicit the comments  
5           of Indian tribal governments participating in the  
6           program.”.

7           (e) ACCESS TO JOHN F. KENNEDY CENTER FOR THE  
8   PERFORMING ARTS.—

9           (1) STUDY.—The Secretary, in cooperation with  
10          the District of Columbia, the John F. Kennedy Cen-  
11          ter for the Performing Arts, and the Department of  
12          the Interior and in consultation with other interested  
13          persons, shall conduct a study of methods to im-  
14          prove pedestrian and vehicular access to the John F.  
15          Kennedy Center for the Performing Arts.

16          (2) REPORT.—Not later than September 30,  
17          1999, the Secretary shall transmit to the Committee  
18          on Transportation and Infrastructure of the House  
19          of Representatives and the Committee on Environ-  
20          ment and Public Works of the Senate a report con-  
21          taining the results of the study, together with an as-  
22          sessment of the impacts (including environmental,  
23          aesthetic, economic, and historic impacts) associated  
24          with the implementation of each of the methods ex-  
25          amined under the study.

1           (3) AUTHORIZATION OF APPROPRIATIONS.—

2           There is authorized to be appropriated out of the  
3           Highway Trust Fund (other than the Mass Transit  
4           Account) \$500,000 for fiscal year 1998 to carry out  
5           this subsection.

6           (4) APPLICABILITY OF TITLE 23, UNITED  
7           STATES CODE.—Funds authorized by this subsection  
8           shall be available for obligation in the same manner  
9           as if such funds were apportioned under chapter 1  
10          of title 23, United States Code, except that the Fed-  
11          eral share of the cost of activities conducted using  
12          such funds shall be 100 percent and such funds  
13          shall remain available until expended.

14          (f) SMITHSONIAN INSTITUTION TRANSPORTATION  
15          PROGRAM.—

16               (1) IN GENERAL.—The Secretary shall allocate  
17               amounts made available by this subsection for obli-  
18               gation at the discretion of the Secretary of the  
19               Smithsonian Institution, in consultation with the  
20               Secretary, to carry out projects and activities de-  
21               scribed in paragraph (2).

22               (2) ELIGIBLE USES.—Amounts allocated under  
23               paragraph (1) may be obligated only—

24                       (A) for transportation-related exhibitions,  
25                       exhibits, and educational outreach programs;

1 (B) to enhance the care and protection of  
2 the Nation's collection of transportation-related  
3 artifacts;

4 (C) to acquire historically significant trans-  
5 portation-related artifacts; and

6 (D) to support research programs within  
7 the Smithsonian Institution that document the  
8 history and evolution of transportation, in co-  
9 operation with other museums in the United  
10 States.

11 (3) AUTHORIZATION OF APPROPRIATIONS.—

12 There are authorized to be appropriated out of the  
13 Highway Trust Fund (other than the Mass Transit  
14 Account) \$5,000,000 for each of fiscal years 1998  
15 through 2003 to carry out this subsection.

16 (4) APPLICABILITY OF TITLE 23.—Funds au-  
17 thorized by this subsection shall be available for obli-  
18 gation in the same manner as if such funds were ap-  
19 portioned under chapter 1 of title 23, United States  
20 Code; except that the Federal share of the cost of  
21 any project or activity under this subsection shall be  
22 100 percent and such funds shall remain available  
23 until expended.

24 (g) NEW RIVER PARKWAY.—Of amounts available  
25 under section 102(a)(11)(C) of this Act, the Secretary

1 shall allocate \$1,300,000 for fiscal year 1998, \$1,200,000  
2 for fiscal year 1999, and \$9,900,000 for fiscal year 2000  
3 to the Secretary of the Interior for the planning, design,  
4 and construction of a visitors center, and such other relat-  
5 ed facilities as may be necessary, to facilitate visitor un-  
6 derstanding and enjoyment of the scenic, historic, cultural,  
7 and recreational resources accessible by the New River  
8 Parkway in the State of West Virginia. The center and  
9 related facilities shall be located at a site for which title  
10 is held by the United States in the vicinity of the intersec-  
11 tion of the New River Parkway and I-64. Such funds shall  
12 remain available until expended.

13 (h) GETTYSBURG, PENNSYLVANIA.—

14 (1) RESTORATION OF TRAIN STATION.—The  
15 Secretary shall allocate amounts made available by  
16 this subsection for the restoration of the Gettysburg,  
17 Pennsylvania, train station.

18 (2) FUNDING.—There is authorized to be ap-  
19 propriated out of the Highway Trust Fund (other  
20 than the Mass Transit Account) \$400,000 for each  
21 of fiscal years 1998 and 1999 to carry out this sub-  
22 section.

23 (3) APPLICABILITY OF TITLE 23.—Funds made  
24 available to carry out this subsection shall be avail-  
25 able for obligation in the same manner as if such

1 funds were apportioned under chapter 1 of title 23,  
2 United States Code; except that the Federal share of  
3 the cost of restoration of the train station under this  
4 subsection shall be 80 percent and such funds shall  
5 remain available until expended.

6 **SEC. 118. NATIONAL SCENIC BYWAYS PROGRAM.**

7 (a) IN GENERAL.—Chapter 1 is amended by adding  
8 at the end the following:

9 **“§ 162. National scenic byways program**

10 “(a) DESIGNATION OF ROADS.—The Secretary shall  
11 carry out a national scenic byways program that recog-  
12 nizes roads having outstanding scenic, historic, cultural,  
13 natural, recreational, and archaeological qualities by des-  
14 ignating them as ‘National Scenic Byways’ or ‘All-Amer-  
15 ican Roads’. The Secretary shall designate roads to be rec-  
16 ognized under the national scenic byways program in ac-  
17 cordance with criteria developed by the Secretary. To be  
18 considered for such designation, a road must be nominated  
19 by a State or Federal land management agency and must  
20 first be designated as a State scenic byway or, for roads  
21 on Federal lands, as a Federal land management agency  
22 byway.

23 “(b) ALLOCATIONS AND TECHNICAL ASSISTANCE.—

1           “(1) GENERAL AUTHORITY.—The Secretary  
2           shall make allocations and provide technical assist-  
3           ance to States to—

4                   “(A) implement projects on highways des-  
5                   ignated as National Scenic Byways or All-  
6                   American Roads, or as State scenic byways;  
7                   and

8                   “(B) plan, design, and develop a State sce-  
9                   nic byways program.

10           “(2) PRIORITY PROJECTS.—In making alloca-  
11           tions under this subsection, the Secretary shall give  
12           priority to—

13                   “(A) eligible projects along highways that  
14                   are designated as National Scenic Byways or  
15                   All-American Roads;

16                   “(B) eligible projects on State-designated  
17                   scenic byways that are undertaken to make  
18                   them eligible for designation as National Scenic  
19                   Byways or All-American Roads; and

20                   “(C) eligible projects that will assist the  
21                   development of State scenic byways programs.

22           “(c) ELIGIBLE PROJECTS.—The following are  
23           projects that are eligible for Federal assistance under this  
24           section:



1           “(1) Activities related to planning, design, or  
2           development of State scenic byway programs.

3           “(2) Development of corridor management  
4           plans for scenic byways.

5           “(3) Safety improvements to a scenic byway to  
6           the extent such improvements are necessary to ac-  
7           commodate increased traffic and changes in the  
8           types of vehicles using the highway due to such des-  
9           ignation.

10          “(4) Construction along a scenic byway of fa-  
11          cilities for pedestrians and bicyclists, rest areas,  
12          turnouts, highway shoulder improvements, passing  
13          lanes, overlooks, and interpretive facilities.

14          “(5) Improvements to a scenic byway that will  
15          enhance access to an area for the purpose of recre-  
16          ation, including water-related recreation.

17          “(6) Protection of historical, archaeological, and  
18          cultural resources in areas adjacent to scenic by-  
19          ways.

20          “(7) Development and provision of tourist in-  
21          formation to the public, including interpretive infor-  
22          mation about scenic byways.

23          “(8) development and implementation of scenic  
24          byways marketing programs.

1       “(d) FEDERAL SHARE.—The Federal share payable  
2 on account of any project carried out under this section  
3 shall be determined in accordance with section 120(b) of  
4 this title. For any scenic byways project along a public  
5 road that provides access to or within Federal or Indian  
6 lands, a Federal land management agency may use funds  
7 authorized for its use as the non-Federal share of the costs  
8 of the project.

9       “(e) PROTECTION OF SCENIC INTEGRITY.—

10           “(1) SCENIC INTEGRITY.—The Secretary shall  
11 not make an allocation under this section for any  
12 project that would not protect the scenic, historic,  
13 recreational, cultural, natural, and archaeological in-  
14 tegrity of a highway and adjacent areas.

15           “(2) SAVINGS CLAUSE.—The Secretary shall  
16 not make any grant, provide technical assistance, or  
17 impose any requirement on a State under this sec-  
18 tion that is inconsistent with the authority of the  
19 State provided in this chapter.”.

20       (b) CONFORMING AMENDMENT.—The analysis for  
21 chapter 1 is amended by adding at the end the following  
22 new item:

“162. National scenic byways program.”.

23       (c) CENTER.—

24           (1) ESTABLISHMENT.—The Secretary shall al-  
25 locate funds made available to carry out this sub-

1 section to establish a center for national scenic by-  
2 ways in Duluth, Minnesota, to provide technical  
3 communications and network support for nationally  
4 designated scenic byway routes in accordance with  
5 paragraph (2).

6 (2) COMMUNICATIONS SYSTEMS.—The center  
7 for national scenic byways shall develop and imple-  
8 ment communications systems for the support of the  
9 national scenic byways program. Such communica-  
10 tions systems shall provide local officials and plan-  
11 ning groups associated with designated National  
12 Scenic Byways or All-American Roads with  
13 proactive, technical, and customized assistance  
14 through the latest technology which allows scenic  
15 byway officials to develop and sustain their National  
16 Scenic Byways or All-American Roads.

17 (3) AUTHORIZATION OF APPROPRIATIONS.—  
18 There is authorized to be appropriated out of the  
19 Highway Trust Fund (other than the Mass Transit  
20 Account) to carry out this subsection \$1,500,000 for  
21 each of fiscal years 1998 through 2003.

22 (4) APPLICABILITY OF TITLE 23.—Funds au-  
23 thorized by this subsection shall be available for obli-  
24 gation in the same manner as if such funds were ap-  
25 portioned under chapter 1 of title 23, United States

1 Code; except that the Federal share of the cost of  
2 any project under this subsection shall be 100 per-  
3 cent and such funds shall remain available until ex-  
4 pended.

5 **SEC. 119. VARIABLE PRICING PILOT PROGRAM.**

6 (a) ESTABLISHMENT.—The Secretary shall establish  
7 and implement a variable pricing program. In implement-  
8 ing such program, the Secretary shall solicit the participa-  
9 tion of State and local governments and public authorities  
10 for 1 or more variable pricing pilot programs. The Sec-  
11 retary may enter into cooperative agreements with as  
12 many as 15 of such governments and public authorities  
13 to conduct and monitor the pilot programs.

14 (b) FEDERAL SHARE PAYABLE.—The Federal share  
15 payable for a pilot program under this section shall be 80  
16 percent of the aggregate cost of the program and the Fed-  
17 eral share payable for any portion of a project conducted  
18 under the program may not exceed 100 percent.

19 (c) IMPLEMENTATION COSTS.—The Secretary may  
20 fund all pre-implementation costs, including public edu-  
21 cation and project design, and all of the development and  
22 startup costs of a pilot project under this section, includ-  
23 ing salaries and expenses, until such time that sufficient  
24 revenues are being generated by the program to fund its  
25 operating costs without Federal participation; except that

1 the Secretary may not fund the pre-implementation, devel-  
2 opment, and startup costs of a pilot project for more than  
3 3 years.

4 (d) USE OF REVENUES.—Revenues generated by any  
5 pilot project under this section must be applied to projects  
6 eligible for assistance under title 23, United States Code.

7 (e) COLLECTION OF TOLLS.—Notwithstanding sec-  
8 tions 129 and 301 of title 23, United States Code, the  
9 Secretary shall allow the use of tolls on the Interstate Sys-  
10 tem as part of a pilot program under this section, but not  
11 as part of more than 3 of such programs.

12 (f) FINANCIAL EFFECTS ON LOW-INCOME DRIV-  
13 ERS.—Any pilot program conducted under this section  
14 shall include an analysis of the potential effects of the pilot  
15 program on low income drivers and may include mitigation  
16 measures to deal with any potential adverse financial ef-  
17 fects on low-income drivers.

18 (g) REPORTS TO CONGRESS.—The Secretary shall  
19 monitor the effect of the pilot programs conducted for a  
20 period of at least 10 years and shall report to the Commit-  
21 tee on Environment and Public Works of the Senate and  
22 the Committee on Transportation and Infrastructure of  
23 the House of Representatives biennially on the effects such  
24 programs are having on driver behavior, traffic volume,

1 transit ridership, air quality, drivers of all income levels,  
2 and availability of funds for transportation programs.

3 (h) HOV PASSENGER REQUIREMENTS.—Notwith-  
4 standing section 102 of title 23, United States Code, a  
5 State may permit vehicles with fewer than 2 occupants  
6 to operate in high-occupancy vehicle lanes if such vehicles  
7 are part of a pilot program being conducted under this  
8 section.

9 (i) PERIOD OF AVAILABILITY.—Funds allocated by  
10 the Secretary under this section shall remain available for  
11 obligation by the State for a period of 3 years after the  
12 last day of the fiscal year for which such funds are author-  
13 ized. Any amounts allocated under this section that re-  
14 main unobligated at the end of such period and any  
15 amounts authorized under subsection (i) that remain  
16 unallocated by the end of such period shall be transferred  
17 to a State's apportionment under section 104(b)(3) of title  
18 23, United States Code, and shall be treated in the same  
19 manner as other funds apportioned under such section.

20 (j) APPLICABILITY OF TITLE 23.—Funds made avail-  
21 able to carry out this section shall be available for obliga-  
22 tion in the same manner as if such funds were apportioned  
23 under chapter 1 of title 23, United States Code; except  
24 that the Federal share of the cost of any project under

1 this section and the availability of such funds shall be de-  
2 termined in accordance with this section.

3 (k) REPEAL.—Section 1012(b) of the Intermodal  
4 Surface Transportation Efficiency Act of 1991 (23 U.S.C.  
5 149 note; 105 Stat. 1938) is repealed.

6 **SEC. 120. TOLL ROADS, BRIDGES, AND TUNNELS.**

7 (a) INCREASED FEDERAL SHARE FOR CERTAIN  
8 SAFETY PROJECTS.—The first sentence of section 120(c)  
9 is amended by inserting “and transit vehicles” after  
10 “emergency vehicles”.

11 (b) FEDERAL SHARE PAYABLE.—Section 120 is  
12 amended by adding at the end the following:

13 “(l) CREDIT FOR NON-FEDERAL SHARE.—

14 “(1) ELIGIBILITY.—A State may use as a cred-  
15 it toward the non-Federal matching share require-  
16 ment for any funds made available to carry out this  
17 title (other than the emergency relief program au-  
18 thorized in section 125) or chapter 53 of title 49 toll  
19 revenues that are generated and used by public,  
20 quasi-public, and private agencies to build, improve,  
21 or maintain highways, bridges, or tunnels that serve  
22 the public purpose of interstate commerce. Such  
23 public, quasi-public, or private agencies shall have  
24 built, improved, or maintained such facilities without  
25 Federal funds.

1           “(2) MAINTENANCE OF EFFORT.—

2                   “(A) IN GENERAL.—The credit for any  
3 non-Federal share provided under this sub-  
4 section shall not reduce nor replace State funds  
5 required to match Federal funds for any pro-  
6 gram under this title.

7                   “(B) AGREEMENTS.—In receiving a credit  
8 for non-Federal capital expenditures under this  
9 subsection, a State shall enter into such agree-  
10 ments as the Secretary may require to ensure  
11 that the State will maintain its non-Federal  
12 transportation capital expenditures at or above  
13 the average level of such expenditures for the  
14 preceding 3 fiscal years.

15           “(3) TREATMENT.—

16                   “(A) LIMITATION ON LIABILITY.—Use of a  
17 credit for a non-Federal share under this sub-  
18 section that is received from a public, quasi-  
19 public, or private agency—

20                           “(i) shall not expose the agency to ad-  
21 ditional liability, additional regulation, or  
22 additional administrative oversight; and

23                           “(ii) shall not subject the agency to  
24 any additional Federal design standards,  
25 laws, or regulations as a result of provid-



1           ing the non-Federal match other than  
2           those to which the agency is already sub-  
3           ject.

4           “(B) CHARTERED MULTISTATE AGEN-  
5           CIES.—When a credit that is received from a  
6           chartered multistate agency is applied for a  
7           non-Federal share under this subsection, such  
8           credit shall be applied equally to all charter  
9           States.”.

10       (c) INTERSTATE SYSTEM RECONSTRUCTION AND RE-  
11       HABILITATION PILOT PROGRAM.—

12           (1) ESTABLISHMENT.—The Secretary shall es-  
13       tablish and implement an Interstate System recon-  
14       struction and rehabilitation pilot program under  
15       which the Secretary, notwithstanding sections 129  
16       and 301 of title 23, United States Code, may permit  
17       a State to collect tolls on a highway, bridge, or tun-  
18       nel on the Interstate System for the purpose of re-  
19       constructing and rehabilitating Interstate highway  
20       corridors that could not otherwise be adequately  
21       maintained or functionally improved without the col-  
22       lection of tolls.

23           (2) LIMITATION ON NUMBER OF FACILITIES.—  
24       The Secretary may permit the collection of tolls  
25       under this subsection on 3 facilities on the Interstate

1       System. Each of such facilities shall be located in a  
2       different State.

3           (3) ELIGIBILITY.—In order to be eligible to  
4       participate in the pilot program, a State shall sub-  
5       mit to the Secretary an application that contains, at  
6       a minimum, the following:

7           (A) An identification of the facility on the  
8       Interstate System proposed to be a toll facility,  
9       including the age, condition, and intensity of  
10      use of such facility.

11          (B) In the case of a facility that affects a  
12      metropolitan area, an assurance that the metro-  
13      politan planning organization established under  
14      section 134 of title 23, United States Code, for  
15      the area has been consulted concerning the  
16      placement and amount of tolls on the facility.

17          (C) An analysis demonstrating that such  
18      facility could not be maintained or improved to  
19      meet current or future needs from the State's  
20      apportionments and allocations made available  
21      by this Act (including amendments made by  
22      this Act) and from revenues for highways from  
23      any other source without toll revenues.

24          (D) A facility management plan that in-  
25      cludes—

1 (i) a plan for implementing the im-  
2 position of tolls on the facility;

3 (ii) a schedule and finance plan for  
4 the reconstruction or rehabilitation of the  
5 facility using toll revenues;

6 (iii) a description of the public trans-  
7 portation agency which will be responsible  
8 for implementation and administration of  
9 the pilot toll reconstruction and rehabilita-  
10 tion program; and

11 (iv) a description of whether consider-  
12 ation will be given to privatizing the main-  
13 tenance and operational aspects of the con-  
14 verted facility, while retaining legal and  
15 administrative control of the Interstate  
16 route section.

17 (E) Such other information as the Sec-  
18 retary may require.

19 (4) SELECTION CRITERIA.—The Secretary may  
20 approve the application of a State under paragraph  
21 (3) only if the Secretary determines the following:

22 (A) The State is unable to reconstruct or  
23 rehabilitate the proposed toll facility using ex-  
24 isting apportionments.

1           (B) The facility has a sufficient intensity  
2           of use, age, or condition to warrant the collec-  
3           tion of tolls.

4           (C) The State plan for implementing tolls  
5           on the facility takes into account the interests  
6           of local, regional, and interstate travelers.

7           (D) The State plan for reconstruction or  
8           rehabilitation of the facility using toll revenues  
9           is reasonable.

10          (E) The State has given preference to the  
11          use of an existing public toll agency with dem-  
12          onstrated capability to build, operate, and  
13          maintain a toll expressway system meeting cri-  
14          teria for the Interstate System.

15          (5) LIMITATIONS ON USE OF REVENUES; AU-  
16          DITS.—Before the Secretary may permit a State to  
17          participate in the pilot program, the State must  
18          enter into an agreement with the Secretary that pro-  
19          vides that—

20                (A) all toll revenues received from oper-  
21                ation of the toll facility will be used only for  
22                debt service, for reasonable return on invest-  
23                ment of any private person financing the  
24                project, and for any costs necessary for the im-  
25                provement of and the proper operation and

1 maintenance of the toll facility, including recon-  
2 struction, resurfacing, restoration, and rehabili-  
3 tation of the toll facility; and

4 (B) regular audits will be conducted to en-  
5 sure compliance with subparagraph (A) and the  
6 results of such audits will be transmitted to the  
7 Secretary.

8 (6) LIMITATION ON USE OF INTERSTATE MAIN-  
9 TENANCE FUNDS.—During the term of the pilot pro-  
10 gram, funds apportioned for Interstate maintenance  
11 under section 104(b)(5) of title 23, United States  
12 Code, may not be used on a facility for which tolls  
13 are being collected under the program.

14 (7) PROGRAM TERM.—The Secretary shall con-  
15 duct the pilot program under this section for a term  
16 to be determined by the Secretary but not less than  
17 10 years.

18 (8) INTERSTATE SYSTEM DEFINED.—In this  
19 subsection, the term “Interstate System” has the  
20 same meaning such term has under section 101(a)  
21 of title 23, United States Code.

22 (d) BRIDGE RECONSTRUCTION OR REPLACEMENT.—  
23 Section 129(a)(1)(C) is amended by striking “toll-free  
24 bridge or tunnel” and inserting “toll-free major bridge or  
25 toll-free tunnel”.

1 **SEC. 121. CONSTRUCTION OF FERRY BOATS AND FERRY**  
2 **TERMINAL FACILITIES.**

3 (a) OBLIGATION OF AMOUNTS.—Section 1064(c) of  
4 the Intermodal Surface Transportation Efficiency Act of  
5 1991 (23 U.S.C. 129 note; 105 Stat. 2005) is amended  
6 to read as follows:

7 “(c) OBLIGATION OF AMOUNTS.—Amounts made  
8 available out of the Highway Trust Fund (other than the  
9 Mass Transit Account) to carry out this section may be  
10 obligated at the discretion of the Secretary. Such sums  
11 shall remain available until expended.”.

12 (b) STUDY.—

13 (1) IN GENERAL.—The Secretary shall conduct  
14 a study of ferry transportation in the United States  
15 and its possessions—

16 (A) to identify existing ferry operations, in-  
17 cluding—

18 (i) the locations and routes served;

19 and

20 (ii) the source and amount, if any, of  
21 funds derived from Federal, State, or local  
22 government sources supporting ferry oper-  
23 ations; and

24 (B) to identify potential domestic ferry  
25 routes in the United States and its possessions  
26 and to develop information on those routes.

1           (2) REPORT.—The Secretary shall submit a re-  
2       port on the results of the study required under para-  
3       graph (1) to the Committee on Transportation and  
4       Infrastructure of the House of Representatives and  
5       the Committee on Commerce, Science, and Trans-  
6       portation of the Senate.

7       (c) FERRY OPERATING AND LEASING AMEND-  
8       MENTS.—Section 129(c) is amended—

9           (1) in paragraph (3) by striking “owned.” and  
10      inserting “owned or operated.”; and

11          (2) in paragraph (6) by striking “sold, leased,  
12      or” and inserting “sold or”.

13   **SEC. 122. HIGHWAY USE TAX EVASION PROJECTS.**

14       (a) APPLICABILITY OF TITLE 23.—Section 1040(f)  
15      of the Intermodal Surface Transportation Efficiency Act  
16      of 1991 (23 U.S.C. 101 note; 105 Stat. 1992) is amended  
17      to read as follows:

18       “(f) APPLICABILITY OF TITLE 23.—Funds made  
19      available out of the Highway Trust Fund (other than the  
20      Mass Transit Account) to carry out this section shall be  
21      available for obligation in the same manner and to the  
22      same extent as if such funds were apportioned under chap-  
23      ter 1 of title 23, United States Code; except that the Fed-  
24      eral share of the cost of any project carried out under this  
25      section shall be 100 percent and such funds shall remain

1 available for obligation for a period of 1 year after the  
2 last day of the fiscal year for which the funds are author-  
3 ized.”.

4 (b) AUTOMATED FUEL REPORTING SYSTEM.—Sec-  
5 tion 1040 of such Act (23 U.S.C. 101 note; 105 Stat.  
6 1992) is amended by redesignating subsection (g) as sub-  
7 section (h) and by inserting after subsection (f) the follow-  
8 ing:

9 “(g) AUTOMATED FUEL REPORTING SYSTEM.—Of  
10 the amounts made available to carry out this section for  
11 each of fiscal years 1998 through 2003, the Secretary  
12 shall make available sufficient funds to the Internal Reve-  
13 nue Service to establish and operate an automated fuel  
14 reporting system.”.

15 (c) TECHNICAL AMENDMENT.—Section 1040(a) of  
16 such Act (23 U.S.C. 101 note; 105 Stat. 1992) is amended  
17 by striking “by subsection (e)”.

18 **SEC. 123. PERFORMANCE BONUS PROGRAM.**

19 (a) STUDY.—The Secretary shall develop perform-  
20 ance-based criteria for the distribution of not to exceed  
21 5 percent of the funds from each of the following pro-  
22 grams:

23 (1) The Interstate maintenance program under  
24 section 119 of title 23, United States Code.



1           (2) The bridge program under section 144 of  
2       such title.

3           (3) The high risk road safety improvement pro-  
4       gram under section 154 of such title.

5           (4) The surface transportation program under  
6       section 133 of such title.

7           (5) The congestion mitigation and air quality  
8       improvement program under section 149 of such  
9       title.

10       (b) REQUIREMENTS FOR DEVELOPMENT OF CRI-  
11   TERIA.—Performance-based criteria developed by the Sec-  
12   retary under subsection (a) shall assess on a statewide  
13   basis the following:

14           (1) For the Interstate maintenance program,  
15       whether pavement conditions on routes on the Inter-  
16       state System in the State have consistently been of  
17       a high quality or have recently improved.

18           (2) For the bridge program, whether the per-  
19       centage of deficient bridges in the State has consist-  
20       ently been low or has recently decreased.

21           (3) For the high risk road safety improvement  
22       program, whether the level of safety on highways in  
23       the State has consistently been high or has recently  
24       improved.

1           (4) For the surface transportation program,  
 2           whether the level of financial effort in State funding  
 3           for highway and transit investments has been high  
 4           or has recently increased.

5           (5) For the congestion mitigation and air qual-  
 6           ity improvement program, whether the environ-  
 7           mental performance of the transportation system  
 8           has been consistently high or has improved.

9           (c) REQUIRED SUBMISSION.—Not later than 18  
 10          months after the date of the enactment of this Act, the  
 11          Secretary shall transmit to the Committee on Transpor-  
 12          tation and Infrastructure of the House of Representatives  
 13          and the Committee on Environment and Public Works of  
 14          the Senate the performance-based criteria developed under  
 15          subsection (a).

16       **SEC. 124. METROPOLITAN PLANNING.**

17          (a) GENERAL REQUIREMENTS.—Section 134(a) is  
 18          amended by inserting after “and goods” the following:  
 19          “and foster economic growth and development”.

20          (b) COORDINATION OF MPOS.—Section 134(e) is  
 21          amended—

22               (1) in the subsection heading by striking  
 23               “MPO’s” and inserting “MPOs”;

24               (2) by inserting before “If” the following: “(1)

25               NONATTAINMENT AREAS.—”;

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

2 “(2) PROJECT LOCATED IN MULTIPLE MPOS.—

3 If a project is located within the boundaries of more  
4 than one metropolitan planning organization, the  
5 metropolitan planning organizations shall coordinate  
6 plans regarding the project.”; and

7 (4) by indenting paragraph (1), as designated  
8 by paragraph (2) of this subsection, and aligning  
9 such paragraph (1) with paragraph (2), as added by  
10 paragraph (3) of this subsection.

11 (c) GOALS AND OBJECTIVES OF PLANNING PROC-  
12 ESS.—Section 134(f) is amended to read as follows:

13 “(f) GOALS AND OBJECTIVES OF PLANNING PROC-  
14 ESS.—To the extent that the metropolitan planning orga-  
15 nization determines appropriate, the metropolitan trans-  
16 portation planning process may include consideration of  
17 goals and objectives that—

18 “(1) support the economic vitality of the metro-  
19 politan area, especially by enabling global competi-  
20 tiveness, productivity, and efficiency;

21 “(2) increase the safety and security of the  
22 transportation system for all users;

23 “(3) increase the accessibility and mobility for  
24 people and freight;

1           “(4) protect and enhance the environment, con-  
2       serve energy, and enhance quality of life;

3           “(5) enhance the integration and connectivity of  
4       the transportation system, across and between  
5       modes, for people and freight;

6           “(6) promote efficient system utilization and  
7       operation; and

8           “(7) preserve and optimize the existing trans-  
9       portation system.

10 This subsection shall apply to the development of long-  
11 range transportation plans and transportation improve-  
12 ment programs.”.

13       (d) LONG-RANGE PLAN.—Section 134(g) is amend-  
14 ed—

15           (1) in paragraph (1) by inserting “transpor-  
16       tation” after “long-range”;

17           (2) in paragraph (2) by striking “, at a mini-  
18       mum” and inserting “contain, at a minimum, the  
19       following”;

20           (3) in paragraph (2)(A)—

21               (A) by striking “Identify” and inserting  
22       “An identification of”; and

23               (B) by striking “shall consider” and insert-  
24       ing “may consider”;

1           (4) by striking paragraph (2)(B) and inserting  
2     the following:

3           “(B) A financial plan that demonstrates  
4     how the adopted transportation plan can be im-  
5     plemented, indicates resources from public and  
6     private sources that are reasonably expected to  
7     be made available to carry out the plan and rec-  
8     ommends any additional financing strategies for  
9     needed projects and programs. The financial  
10    plan may include, for illustrative purposes, ad-  
11    ditional projects that would be included in the  
12    adopted transportation plan if reasonable addi-  
13    tional resources beyond those identified in the  
14    financial plan were available. For the purpose  
15    of developing the transportation plan, the met-  
16    ropolitan planning organization and State shall  
17    cooperatively develop estimates of funds that  
18    will be available to support plan implementa-  
19    tion.”;

20          (5) in paragraph (4) by inserting after “em-  
21    ployees,” the following: “freight shippers and provid-  
22    ers of freight transportation services,”; and

23          (6) in paragraph (5) by inserting “transpor-  
24    tation” before “plan prepared”.

1 (e) TRANSPORTATION IMPROVEMENT PROGRAM.—

2 Section 134(h) is amended—

3 (1) in paragraph (1), by striking “2 years” and  
4 inserting “3 years”; and

5 (2) by adding at the end of paragraph (2)(B)  
6 the following: “The financial plan may include, for  
7 illustrative purposes, additional projects that would  
8 be included in the adopted transportation plan if  
9 reasonable additional resources beyond those identi-  
10 fied in the financial plan were available.”.

11 (f) TRANSPORTATION MANAGEMENT AREAS.—Sec-  
12 tion 134(i) is amended—

13 (1) in paragraph (4) by inserting after “Sys-  
14 tem” each place it appears the following: “, under  
15 the high risk road safety program,”; and

16 (2) in paragraph (5)—

17 (A) by striking “(1)” and inserting “(A)”;

18 and

19 (B) by striking “(2)” and inserting “(B)”.

20 **SEC. 125. STATEWIDE PLANNING.**

21 (a) SCOPE OF PLANNING PROCESS.—Section 135(c)  
22 is amended to read as follows:

23 “(c) SCOPE OF THE PLANNING PROCESS.—To the  
24 extent that a State determines appropriate, the State may

1 consider goals and objectives in the transportation plan-  
2 ning process that—

3 “(1) support the economic vitality of the Na-  
4 tion, its States and metropolitan areas, especially by  
5 enabling global competitiveness, productivity and ef-  
6 ficiency;

7 “(2) increase the safety and security of the  
8 transportation system for all users;

9 “(3) increase the accessibility and mobility for  
10 people and freight;

11 “(4) protect and enhance the environment, con-  
12 serve energy, and enhance the quality of life;

13 “(5) enhance the integration and connectivity of  
14 the transportation system, across and between  
15 modes throughout the State for people and freight;

16 “(6) promote efficient system utilization and  
17 operation; and

18 “(7) preserve and optimize the existing trans-  
19 portation system.”.

20 (b) ADDITIONAL CONSIDERATIONS.—Section 135(d)  
21 is amended—

22 (1) in the subsection heading by striking “RE-  
23 QUIREMENTS” and inserting “CONSIDERATIONS”;  
24 and

1           (2) by striking “shall, at a minimum,” and in-  
2       serting “may”.

3       (c) LONG-RANGE PLAN.—Section 135(e) is amended  
4 by inserting after “representatives,” the following:  
5 “freight shippers and providers of freight transportation  
6 services,”.

7       (d) TRANSPORTATION IMPROVEMENT PROGRAM.—  
8 Section 135(f) is amended—

9           (1) by inserting after the second sentence of  
10       paragraph (1) the following: “With respect to non-  
11       metropolitan areas of the State (areas with less than  
12       50,000 population), the program shall be developed  
13       by the State, in cooperation with officials of affected  
14       local governments and officials of subdivisions of af-  
15       fected local governments which have jurisdiction over  
16       transportation planning, through a process developed  
17       by the State which ensures participation by such  
18       elected officials.”;

19           (2) in paragraph (1) by inserting after “rep-  
20       resentatives,” the following: “freight shippers and  
21       providers of freight transportation services,”;

22           (3) in paragraph (2) by inserting before the last  
23       sentence the following: “The program may include,  
24       for illustrative purposes, additional projects that



1 would be included in the program if reasonable addi-  
2 tional resources were available.”;

3 (4) in paragraph (3) by inserting after “Sys-  
4 tem” each place it appears the following: “, under  
5 the high risk road safety program,”;

6 (5) in the heading to paragraph (4) by striking  
7 “BIENNIAL” and inserting “TRIENNIAL”; and

8 (6) in paragraph (4) by striking “biennially”  
9 and inserting “triennially”.

10 (e) PARTICIPATION OF LOCAL ELECTED OFFI-  
11 CIALS.—

12 (1) STUDY.—The Secretary shall conduct a  
13 study on the effectiveness of the participation of  
14 local elected officials in transportation planning and  
15 programming. In conducting the study, the Sec-  
16 retary shall consider the degree of cooperation be-  
17 tween State, local rural officials, and regional plan-  
18 ning and development organizations in different  
19 States.

20 (2) REPORT.—Not later than 2 years after the  
21 date of the enactment of this Act, the Secretary  
22 shall transmit to Congress a report containing the  
23 results of the study with any recommendations the  
24 Secretary determines appropriate as a result of the  
25 study.

1 **SEC. 126. ROADSIDE SAFETY TECHNOLOGIES.**

2 (a) CRASH CUSHIONS.—

3 (1) GUIDANCE.—Not later than 1 year after  
4 the date of the enactment of this Act, the Secretary  
5 shall initiate and issue a guidance regarding the  
6 benefits and safety performance of redirective and  
7 nonredirective crash cushions in different road appli-  
8 cations, taking into consideration roadway condi-  
9 tions, operating speed limits, the location of the  
10 crash cushion in the right-of-way, and any other rel-  
11 evant factors. The guidance shall include rec-  
12 ommendations on the most appropriate cir-  
13 cumstances for utilization of redirective and  
14 nonredirective crash cushions.

15 (2) USE OF GUIDANCE.—States shall use the  
16 guidance issued under this subsection in evaluating  
17 the safety and cost-effectiveness of utilizing different  
18 crash cushion designs and determining whether di-  
19 rective or nonredirective crash cushions or other  
20 safety appurtenances should be installed at specific  
21 highway locations.

22 (b) TRAFFIC FLOW AND SAFETY APPLICATIONS OF  
23 ROAD BARRIERS.—

24 (1) STUDY.—The Secretary shall conduct a  
25 study on the technologies and methods to enhance  
26 safety, streamline construction, and improve capac-

1       ity by providing positive separation at all times be-  
2       tween traffic, equipment, and workers on highway  
3       construction projects. The study shall also address  
4       how such technologies can be used to improve capac-  
5       ity and safety at those specific highway, bridge, and  
6       other appropriate locations where reversible lane,  
7       contraflow, and high occupancy vehicle lane oper-  
8       ations are implemented during peak traffic periods.

9               (2) FACTORS TO CONSIDER.—In conducting the  
10       study, the Secretary shall consider, at a minimum,  
11       uses of positive separation technologies related to—

12               (A) separating workers from traffic flow  
13       when work is in progress;

14               (B) providing additional safe work space  
15       by utilizing adjacent and available traffic lanes  
16       during off-peak hours;

17               (C) rapid deployment to allow for daily or  
18       periodic restoring lanes for use by traffic during  
19       peak hours as needed;

20               (D) mitigating congestion caused by con-  
21       struction by—

22                       (i) opening all adjacent and available  
23       lanes to traffic during peak traffic hours;

24       or

1 (ii) use of reversible lanes to optimize  
2 capacity of the highway by adjusting to di-  
3 rectional traffic flow; and

4 (E) permanent use of positive separation  
5 technologies to create contraflow or reversible  
6 lanes to increase the capacity of congested high-  
7 ways, bridges, and tunnels.

8 (3) REPORT.—Not later than 1 year after the  
9 date of the enactment of this Act, the Secretary shall  
10 submit a report to Congress on the results of the  
11 study. The report shall include findings and rec-  
12 ommendations for the use of the identified tech-  
13 nologies to provide positive separation on appro-  
14 priate projects and locations. The Secretary shall  
15 provide the report to the States for their use on ap-  
16 propriate projects on the National Highway System  
17 and other Federal-aid highways.

18 **SEC. 127. DISCRETIONARY PROGRAM AUTHORIZATIONS.**

19 (a) EXECUTIVE BRANCH DISCRETIONARY PRO-  
20 GRAMS.—

21 (1) BRIDGE DISCRETIONARY PROGRAM.—The  
22 amount set aside by the Secretary under section  
23 144(g)(2) of title 23, United States Code, shall be  
24 \$100,000,000 for each of fiscal years 1998 through  
25 2003.

1           (2) HIGH COST INTERSTATE SYSTEM RECON-  
2           STRUCTION AND IMPROVEMENT PROGRAM.—The  
3           amount the Secretary shall allocate for the high cost  
4           Interstate System reconstruction and improvement  
5           program under section 160(c)(2) of title 23, United  
6           States Code, shall not be more than \$100,000,000  
7           for fiscal year 1998, \$100,000,000 for fiscal year  
8           1999, \$250,000,000 for fiscal year 2000,  
9           \$252,000,000 for fiscal year 2001, \$252,000,000 for  
10          fiscal year 2002, and \$397,000,000 for fiscal year  
11          2003.

12          (3) ADDITIONAL EXECUTIVE BRANCH DISCRE-  
13          TIONARY PROGRAMS.—Of amounts made available  
14          by section 102(a)(8) of this Act, the following sums  
15          shall be available:

16                (A) COORDINATED BORDER INFRASTRUC-  
17                TURE AND SAFETY PROGRAM.—For the coordi-  
18                nated border infrastructure and safety program  
19                under section 116 of this Act \$70,000,000 for  
20                fiscal year 1998, \$100,000,000 for fiscal year  
21                1999, and \$100,000,000 for each of fiscal years  
22                2000 through 2003.

23                (B) NATIONAL CORRIDOR PLANNING AND  
24                DEVELOPMENT PROGRAM.—For the national  
25                corridor planning and development program

1 under section 115 of this Act \$50,000,000 for  
2 fiscal year 1998, \$200,000,000 for fiscal year  
3 1999, and \$250,000,000 for each of fiscal years  
4 2000 through 2003.

5 (C) CONSTRUCTION OF FERRY BOATS AND  
6 FERRY TERMINAL FACILITIES.—For construc-  
7 tion of ferry boats and ferry terminal facilities  
8 under section 1064 of the Intermodal Surface  
9 Transportation Efficiency Act of 1991 (23  
10 U.S.C. 129 note; 105 Stat. 2005) \$18,000,000  
11 for each of fiscal years 1998 through 2003.

12 (D) NATIONAL SCENIC BYWAYS PRO-  
13 GRAM.—For the national scenic byway program  
14 under section 162 of title 23, United States  
15 Code, \$30,000,000 for each of fiscal years 1998  
16 through 2003.

17 (E) VARIABLE PRICING PILOT PROGRAM.—  
18 For the variable pricing pilot program under  
19 section 119 of this Act \$10,000,000 for fiscal  
20 year 1998 and \$14,000,000 for each of fiscal  
21 years 1999 through 2003.

22 (F) HIGHWAY RESEARCH.—For highway  
23 research under sections 307, 308, and 325 of  
24 title 23, United States Code, \$150,000,000 for  
25 fiscal year 1998, \$185,000,000 for fiscal year

1999, and \$195,000,000 for each of fiscal years 2000 through 2003.

(G) TRANSPORTATION EDUCATION, PROFESSIONAL TRAINING, AND TECHNOLOGY DEPLOYMENT.—For transportation education, professional training, and technology deployment under sections 321, 322, and 326 of title 23, United States Code, and section 5505 of title 49, United States Code, \$50,000,000 for each of fiscal years 1998 and 1999 and \$55,000,000 for each of fiscal years 2000 through 2003.

(H) TRANSPORTATION TECHNOLOGY INNOVATION AND DEMONSTRATION PROGRAM.—For Transportation technology innovation and demonstration program under section 632 of this Act \$43,667,000 for fiscal year 1998, \$44,667,000 for fiscal year 1999, \$48,167,000 for fiscal year 2000, \$47,717,000 for fiscal year 2001, \$47,967,000 for fiscal year 2002, and \$48,217,000 for fiscal year 2003.

(I) INTELLIGENCE TRANSPORTATION SYSTEMS PROGRAMS.—For intelligence transportation systems programs under subtitle B of title VI of this Act \$175,000,000 for each of fiscal years 1998 through 2003.

1           (4) TRANSPORTATION ASSISTANCE FOR OLYM-  
 2       PIC CITIES.—There is authorized to be appropriated  
 3       to carry out section 130 of this Act, relating to  
 4       transportation assistance for Olympic cities, such  
 5       sums as may be necessary for fiscal years 1998  
 6       through 2003.

7       (b) LEGISLATIVE BRANCH DISCRETIONARY PRO-  
 8       GRAMS.—

9           (1) IN GENERAL.—Section 104 is amended by  
 10      redesignating subsection (j) as subsection (k), and  
 11      by inserting after subsection (i) the following:

12      “(j) HIGH PRIORITY PROJECTS PROGRAM.—

13           “(1) IN GENERAL.—Of amounts made available  
 14      by section 102(a)(8) of the Building Efficient Sur-  
 15      face Transportation and Equity Act of 1998,  
 16      \$1,025,695,000      for      fiscal      year      1998,  
 17      \$1,398,675,000      for      fiscal      year      1999,  
 18      \$1,678,410,000      for      fiscal      year      2000,  
 19      \$1,678,410,000      for      fiscal      year      2001,  
 20      \$1,771,655,000      for      fiscal      year      2002,      and  
 21      \$1,771,655,000 for fiscal year 2003 shall be avail-  
 22      able for high priority projects in accordance with  
 23      this subsection. Such funds shall remain available  
 24      until expended.



1           “(2) AUTHORIZATION OF HIGH PRIORITY  
2 PROJECTS.—The Secretary is authorized to carry  
3 out high priority projects with funds made available  
4 by paragraph (1). Of amounts made available by  
5 paragraph (1), the Secretary, subject to paragraph  
6 (3), shall make available to carry out each project  
7 described in section 127(c) of such Act the amount  
8 listed for such project in such section. Any amounts  
9 made available by this subsection that are not allo-  
10 cated for projects described in section 127(c) shall  
11 be available to the Secretary, subject to paragraph  
12 (3), to carry out such other high priority projects as  
13 the Secretary determines appropriate.

14           “(3) ALLOCATION PERCENTAGES.—For each  
15 project to be carried out with funds made available  
16 by paragraph (1)—

17                   “(A) 11 percent of the amount allocated by  
18 such section shall be available for obligation be-  
19 ginning in fiscal year 1998;

20                   “(B) 15 percent of such amount shall be  
21 available for obligation beginning in fiscal year  
22 1999;

23                   “(C) 18 percent of such amount shall be  
24 available for obligation beginning in fiscal year  
25 2000;

1           “(D) 18 percent of such amount shall be  
2           available for obligation beginning in fiscal year  
3           2001;

4           “(E) 19 percent of such amount shall be  
5           available for obligation beginning in fiscal year  
6           2002; and

7           “(F) 19 percent of such amount shall be  
8           available for obligation beginning in fiscal year  
9           2003.

10          “(4) FEDERAL SHARE.—The Federal share  
11          payable on account of any project carried out with  
12          funds made available by paragraph (1) shall be 80  
13          percent of the total cost thereof.

14          “(5) DELEGATION TO STATES.—Subject to the  
15          provisions of title 23, United States Code, the Sec-  
16          retary shall delegate responsibility for carrying out  
17          a project or projects, with funds made available by  
18          paragraph (1), to the State in which such project or  
19          projects are located upon request of such State.

20          “(6) ADVANCE CONSTRUCTION.—When a State  
21          which has been delegated responsibility for a project  
22          under this subsection—

23                 “(A) has obligated all funds allocated  
24                 under this subsection of such Act for such  
25                 project; and

1           “(B) proceeds to construct such project  
 2           without the aid of Federal funds in accordance  
 3           with all procedures and all requirements appli-  
 4           cable to such project, except insofar as such  
 5           procedures and requirements limit the State to  
 6           the construction of projects with the aid of Fed-  
 7           eral funds previously allocated to it;  
 8           the Secretary, upon the approval of the application  
 9           of a State, shall pay to the State the Federal share  
 10          of the cost of construction of the project when addi-  
 11          tional funds are allocated for such project under this  
 12          subsection and such section 127(c).

13           “(7) NONAPPLICABILITY OF OBLIGATION LIM-  
 14          TATION.—Funds made available by paragraph (1)  
 15          shall not be subject to any obligation limitation.”.

16           (2) DIVISION OR SEGMENTATION OF  
 17          PROJECTS.—Section 145 is amended—

18                   (A) by inserting “(a) PROTECTION OF  
 19                   STATE SOVEREIGNTY.—” before “The author-  
 20                   ization”; and

21                   (B) by adding at the end the following:

22           “(b) DIVISION OR SEGMENTATION OF PROJECTS.—

23                   “(1) IN GENERAL.—A State carrying out a  
 24                   project with funds made available by section 104(j)  
 25                   of this title or section 1103, 1104, 1105, 1106,

1 1107, or 1108 of the Intermodal Surface Transpor-  
 2 tation Efficiency Act of 1991 or section 149(b) or  
 3 149(c) of the Surface Transportation and Uniform  
 4 Relocation Assistance Act of 1987 may divide or  
 5 segment the project if such division or segmentation  
 6 meets the standards established by the Secretary for  
 7 division or segmentation (as the case may be) of  
 8 projects under the National Environmental Policy  
 9 Act of 1969.

10 “(2) AUTHORITY OF STATES TO CONSTRUCT  
 11 WITHOUT FEDERAL ASSISTANCE.—Any portion of  
 12 any project divided or segmented under this section  
 13 may be constructed without Federal assistance.”.

14 (c) HIGH PRIORITY PROJECTS.—Subject to section  
 15 104(j)(3) of title 23, United States Code, the amount list-  
 16 ed for each high priority project in the following table shall  
 17 be available (from amounts made available by section  
 18 104(j) of such title) for fiscal years 1998 through 2003  
 19 to carry out each such project:

			[Dollars in Millions]
1.	Dist. of Col. ...	Implement traffic signalization, freeway man- agement and motor vehicle information sys- tems, Washington, D.C. ....	8.000
2.	West Virginia	Upgrade US 340 between West Virginia/Vir- ginia State line and the Charles Town By- pass .....	6.500
3.	New York .....	Construct bridge deck over the Metro North right-of-way along Park Ave. between E. 188th and 189th Streets .....	1.000
4.	Oregon .....	Upgrade access road and related facilities to Port Orford, Port Orford .....	1.500
5.	Minnesota .....	Upgrade Perpich Memorial from CR-535 to CSAH 111 .....	2.800

			[Dollars in Millions]
6.	Indiana .....	Upgrade Route 31 and other roads, St. Joseph and Elkhart Counties .....	6.000
7.	Illinois .....	Upgrade Western Ave., Park Forest .....	0.126
8.	Washington ....	Undertake FAST Corridor improvements with the amounts provided as follows: \$16,000,000 to construct the North Duwamish Intermodal Project, \$4,500,000 for the Port of Tacoma Road project, \$3,000,000 for the SW Third St./BSNF project in Auburn, \$2,000,000 for the S. 277th St./UP project in Auburn/Kent, \$2,000,000 for the S. 180th St. project in Tukwila, \$1,000,000 for the 8th St. E/B SNF project in Pierce Co., and \$1,500,000 for the Shaw Rd. extension and Puyallup .....	32.000
9.	Dist. of Col. ...	Implement Geographical Information System, Washington, D.C. ....	10.000
10.	New York .....	Reconstruct Niagara St., Quay St., and 8th St. including realignment of Qual St. and 8th Ave. in Niagara Falls .....	3.500
11.	California .....	Upgrade access to Sylmar/San Fernando Metrolink Station and Westfield Village, Los Angeles .....	0.500
12.	Washington ....	Construct Cross Base Corridor, Fort Lewis-McChord AFB .....	0.500
13.	Illinois .....	Rehabilitate 95th Street between 54th Place and 50th Avenue, Oak Lawn .....	0.600
14.	Virginia .....	Reconstruct SR 168 (Battlefield Blvd.) in Chesapeake .....	8.000
15.	New York .....	Construct interchange and connector road using ITS testbed capabilities at I-90 Exit 8 .....	13.000
16.	Minnesota .....	Trunk Highway 53 DWP railroad bridge replacement, St. Louis Co. ....	4.800
17.	Illinois .....	Resurface Cicero Ave. between 127th St. and 143rd St., Chicago .....	0.610
18.	Illinois .....	Undertake improvements to 127th Street, Cicero Avenue and Route 83 to improve safety and facilitate traffic flow, Crestwood .....	1.000
19.	Illinois .....	Construct I-57 interchange, Coles Co. ....	8.150
20.	Connecticut ...	Construct Harford Riverwalk South, Hartford ..	3.520
21.	Virgin Islands	Upgrade West-East corridor through Charlotte Amalie .....	8.000
22.	Connecticut ...	Improve pedestrian and bicycle connections between Union Station and downtown New London .....	4.520
23.	North Carolina	Upgrade US 13 (including Ahoskie bypass) in Bertie and Hertford Counties .....	1.000
24.	Wisconsin .....	Construct Chippewa Falls Bypass .....	6.000
25.	Mississippi ....	Upgrade Brister Rd. between Tutwiler and Coahoma County line, Tallahatchie Co. ....	0.510
26.	Florida .....	Construct improvements to JFK Boulevard, Eatonville .....	1.000
27.	Illinois .....	Reconstruct Greenbriar Rd. with construction of new turn lanes in vicinity of John A. Logan College in Cartersville .....	1.400
28.	Connecticut ...	Construct overlook and access to Niantic Bay ..	3.080
29.	California .....	Construct sound walls along SR23 in Thousand Oaks .....	2.532
30.	Mississippi ....	Construct I-20 /Norrell Road interchange, Hinds County .....	5.000
31.	North Carolina	Upgrade I-85, Mecklenburg and Cabarrus Counties .....	26.000

			[Dollars in Millions]
32.	New Jersey ....	Construct, reconstruct and integrate multi-transportation modes, intermodal transportation corridor between Bayonne, Elizabeth, and Newark .....	4.000
33.	Texas .....	Road improvements along historic mission trails in San Antonio. ....	2.500
34.	Mississippi .....	Construct Lincoln Road extension, Lamar Co. ..	1.500
35.	Texas .....	Upgrade JFK Causeway, Corpus Christi .....	3.000
36.	Florida .....	Enhance access to Gateway Marketplace through improvements to access roads, Jacksonville .....	1.200
37.	California .....	Implement traffic management improvements, Grover Beach .....	0.500
38.	California .....	Construct Chatsworth Depot Bicycle and Pedestrian Access project, Los .....	0.492
39.	California .....	Reconstruct Palos Verdes Drive, Palos Verdes Estates .....	0.450
40.	Wisconsin .....	Construct freeway conversion project on Highway 41 between Kaukauna and Brown County Highway F .....	20.000
41.	California .....	Upgrade Price Canyon Road including construction of bikeway between San Luis Obispo and Pismo Beach .....	1.100
42.	Arkansas .....	Upgrade US Rt. 67, Newport to Missouri State line .....	2.000
43.	West Virginia	Construct I-73/74 Corridor, including an interchange with US-460, Mercer County .....	15.000
44.	Massachusetts	Construct Greenfield-Montague Bikeways, Franklin Co. ....	0.900
45.	Vermont .....	Replace Missisquoi Bay Bridge .....	16.000
46.	California .....	Upgrade Route 4 East in Contra Costa Co. ....	10.000
47.	Minnesota .....	Construct Phalen Blvd. between I-35E and I94	13.000
48.	Ohio .....	Upgrade North Road between US 422 and East Market St., Trumbull Co. ....	1.200
49.	Michigan .....	Construct bike path between Mount Clemens and New Baltimore .....	5.000
50.	Maryland .....	Upgrade US 29 interchange with Randolph Road, Montgomery Co. ....	12.000
51.	Texas .....	Construct Texas State Highway 49 between FM 1735 to Titus/Morris Co. line .....	6.400
52.	Wisconsin .....	Upgrade Marshfield Blvd., Marshfield .....	5.000
53.	California .....	Reconstruct the I-710/Firestone Blvd. interchange .....	16.000
54.	Massachusetts	Construct I-495/Route 2 interchange east of existing interchange to provide access to commuter rail station, Littleton .....	4.200
55.	Maryland .....	Undertake transportation infrastructure improvements within Baltimore Empowerment Zone .....	13.300
56.	West Virginia	Preliminary engineering, design and construction of the Orgas to Chelawn Road, Boone Co. ....	2.000
57.	Minnesota .....	Upgrade CSAH 1 from CSAH 61 to 0.8 miles north .....	0.480
58.	South Carolina	Widen North Main Street, Columbia .....	9.750
59.	Texas .....	Construct circumferential freeway loop around Texarkana .....	9.900
60.	Texas .....	Upgrade FM517 between Owens and FM 3346, Galveston .....	3.856
61.	Michigan .....	Reconstruct Co.Rd. 612 and Co.Rd. 491, Montmorency Co. ....	0.910
62.	Ohio .....	Construct Chesapeake Bypass, Lawrence Co. ...	5.000
63.	California .....	Construct I-10/Pepper Ave. Interchange .....	8.800

			[Dollars in Millions]
64.	Pennsylvania ..	Construct safety and capacity improvements to Rt. 309 and Old Packhouse Road including widening of Old Packhouse Road between KidsPeace National Hospital to Rt. 309 .....	8.200
65.	Iowa .....	Relocate US 61 to bypass Fort Madison .....	3.000
66.	Rhode Island	Install directional signs in Newport and surrounding communities .....	0.300
67.	Pennsylvania ..	Construct access to Tioga Marine Terminal, Ports of Philadelphia and Camden .....	1.600
68.	New York .....	Construct bikeway and pedestrian trail improvements, Rochester .....	2.400
69.	Ohio .....	Upgrade U.S. Route 422 through Girard .....	4.720
70.	Tennessee .....	State Highway 109 upgrade planning and engineering .....	1.840
71.	Virginia .....	Construct transportation demonstration project utilizing magnetic levitation technology along route of 'Smart Road' between Blacksburg and Roanoke .....	2.000
72.	Massachusetts	Construct Nowotuck-Manhan Bike Trail connections, Easthampton, Amherst, Holyoke, Williamsburg and Northampton .....	4.000
73.	New Jersey ....	Reconstruct Essex Street Bridge, Bergen Co. ...	2.500
74.	Illinois .....	Undertake traffic mitigation and circulation enhancements, 57th and Lake Shore Drive .....	1.920
75.	Alabama .....	Upgrade County Road 39 between Highway 84 and Silver Creek Park, Clarke Co. ....	1.000
76.	Virginia .....	Construct road improvements, trailhead and related facilities for Birch Knob Trail on Cumberland Mountain .....	0.125
77.	Washington ....	Construct SR 167 Corridor, Tacoma .....	1.500
78.	Pennsylvania ..	Construct Johnstown-Cambria County Airport Relocation Road .....	1.600
79.	Mississippi .....	Construct connector between US-90 and I-10 in Biloxi .....	8.500
80.	Alabama .....	Upgrade SR 5 in Perry Co. ....	1.700
81.	Maryland .....	Upgrade roads within Leakin Park Intermodal Corridor, Baltimore .....	3.200
82.	Illinois .....	Construct US Route 67 bypass project around Roseville .....	11.700
83.	Pennsylvania ..	Construct California University of Pennsylvania intermodal facility .....	1.000
84.	Virginia .....	Planning and design for Coalfields Expressway, Buchanan, Dickenson and Wise Counties .....	1.200
85.	Oregon .....	Design and engineering for Tualatin-Sherwood Bypass .....	0.500
86.	California .....	Upgrade Route 4 West in Contra Costa Co. ....	10.000
87.	Connecticut ....	Construct I-95 interchange, New Haven .....	26.000
88.	Illinois .....	Replace Lebanon Ave. Bridge and approaches, Belleville .....	1.000
89.	Minnesota .....	Upgrade Highway 73 from 4.5 miles north of Floodwood to 22.5 miles north of Floodwood .....	3.700
90.	Illinois .....	Reconstruct Mt. Erie Blacktop in Mt. Erie .....	3.385
91.	Michigan .....	Construct grade separation on Sheldon Road, Plymouth .....	7.000
92.	Connecticut ....	Construct the US Rt. 7 bypass project, Brookfield to New Milford town line .....	5.000
93.	Mississippi .....	Upgrade Cowan-Lorraine Rd. between I-10 and U.S. 90, Harrison Co. ....	10.000
94.	Alabama .....	Construct repairs to Pratt Highway Bridge, Birmingham .....	0.600
95.	Alabama .....	Initiate construction on controlled access highway between city of Huntsville and Mississippi State line .....	8.000

			[Dollars in Millions]
96.	Michigan .....	Upgrade Walton Blvd. between Opdyke and Squirrel, Oakland Co. ....	2.000
97.	Michigan .....	Construct Monroe Rail Consolidation Project, Monroe .....	6.000
98.	Massachusetts	Renovate Union Station Intermodal Transportation Center in Worcester .....	7.000
99.	Oregon .....	Construct bike path paralleling 42nd Street to link with existing bike path, Springfield .....	0.750
100.	California .....	Improve streets and related bicycle lane in Oak Park, Ventura Co. ....	0.907
101.	California .....	Construct Arbor Vitae Street improvements, Inglewood .....	3.500
102.	Mississippi .....	Refurbish Sartartia Bridge, Yazoo City .....	0.500
103.	Missouri .....	Upgrade Route 169 between Smithville and north of I-435, Clay Co. ....	14.000
104.	Illinois .....	Upgrade U.S. 45 between Eldorado and Harrisburg .....	19.200
105.	Michigan .....	Replace Chevrolet Ave. bridge in Genesee Co. ...	1.800
106.	Connecticut ....	Reconstruct I-84, Hartford .....	9.470
107.	Massachusetts	Improve safety and traffic operations on Main and Green Streets, Melrose .....	2.600
108.	Michigan .....	Preliminary engineering and right-of-way acquisition for 'Intertown South' route of US 31 bypass, Emmet County .....	1.500
109.	Illinois .....	Undertake improvements to Campus Transportation System .....	1.000
110.	California .....	Improve streets in Canoga Park and Reseda areas, Los Angeles .....	1.100
111.	Texas .....	Construct US Rt. 67 Corridor through San Angelo .....	7.000
112.	Illinois .....	Upgrade Bishop Ford Expressway/142nd St. interchange .....	1.500
113.	Texas .....	Construct Galveston Island Causeway Expansion project, Galveston .....	0.730
114.	California .....	Reconstruct Harbor Blvd./SR22 Interchange, City of Garden Grove .....	2.000
115.	Michigan .....	Undertake capital improvements to facilitate traffic between Lansing and .....	10.000
116.	Virginia .....	Construct Main Street Station in Richmond ....	8.000
117.	New York .....	Reconstruct Houston Street between Avenue B to the West Side Highway, New York City ...	2.000
118.	North Carolina	Upgrade US 158 (including bypasses of Norlina, Macon and Littleton) in Halifax and Warren Counties .....	3.000
119.	New York .....	Construct access road and entranceway improvements to airport in Niagara Falls .....	3.000
120.	New Jersey ....	Upgrade Baldwin Ave. intersection to facilitate access to waterfront and ferry, Weehawken ...	4.000
121.	Massachusetts	Undertake vehicular and pedestrian movement improvements within Central Business District of Foxborough .....	2.080
122.	California .....	Construct I-680HOV lanes between Marina Vista toll plaza to North Main Street, Martinez to Walnut Creek .....	7.000
123.	Michigan .....	Improvements to Card Road between 21 mile road and 23 mile road in Macomb Co. ....	1.300
124.	Michigan .....	Upgrade (all weather) on US 2, US 41, and M 35 .....	1.700
125.	Oregon .....	Relocate and rebuild intersection of Highway 101 and Highway 105, Clatsop Co. ....	1.600
126.	New York .....	Undertake Linden Place reconstruction project, Queens .....	7.000
127.	Texas .....	Construct Houston Street Viaduct project in Dallas .....	5.500



			[Dollars in Millions]
128.	Iowa .....	Improve US 65/IA 5 interchange, Polk Co. ....	5.000
129.	Texas .....	Construct segment located south of U.S. 290 in Travis County of a bypass to I-35 known as SH-130 only on a route running east of Decker Lake .....	18.000
130.	Illinois .....	Rehabilitate Timber Bridge over Little Muddy River and approach roadway, Perry Co. ....	0.140
131.	Connecticut ....	Reconstruct cross road over I-95, Waterford ....	2.000
132.	Minnesota .....	Construct pedestrian overpass on Highway 169, Mille Lacs Reservation .....	0.600
133.	Hawaii .....	Upgrade Kaumualii Highway .....	10.000
134.	Massachusetts	Undertake improvements to South Station Intermodal Station .....	3.000
135.	West Virginia	Construct Shawnee Parkway between junction with I-73/74 corridor and I-77 .....	5.000
136.	Massachusetts	Reconstruct North Street, Fitchburg .....	1.000
137.	Virginia .....	Replace Shore Drive Bridge over Petty Lake, Norfolk .....	4.000
138.	New Jersey ....	Upgrade Urban University Heights Connector, Newark .....	9.700
139.	California .....	Implement City of Compton traffic signal systems improvements .....	5.800
140.	California .....	Undertake San Pedro Bridge project at SR 1, Pacifica .....	1.500
141.	Texas .....	Construct grade separations in Manchester .....	16.000
142.	Minnesota .....	Upgrade TH6 between Talmoon and Highway 1 .....	1.200
143.	North Carolina	Construct US Route 17, Elizabeth City Bypass	4.500
144.	Pennsylvania ..	Undertake transportation enhancement activities within the Lehigh Landing Area of the Delaware and Lehigh Canal National Heritage Corridor .....	7.000
145.	Texas .....	Upgrade State Highway 24 from Commerce to State Highway 19 north of Cooper .....	5.000
146.	California .....	Reconstruct I-215 and construct HOV lanes between 2nd Street and 9th Street, San Bernardino .....	2.750
147.	California .....	Undertake safety enhancements along Monterey County Railroad highway grade, Monterey Co. ....	2.800
148.	Michigan .....	Upgrade I-94 between M-39 and I-96 .....	8.000
149.	Michigan .....	Widen and make improvements to Baldwin and Joslyn Roads, Oakland Co. ....	5.000
150.	Arkansas .....	Construct Geyer Springs RR grade separation, Little Rock .....	1.000
151.	New Jersey ....	Construct Route 4/17 interchange in Paramus	8.500
152.	West Virginia	Upgrade US Rt. 35 between I-64 and South Buffalo Bridge .....	35.000
153.	Alabama .....	Construct enhancements along 12th Street between State Highway 11 and Baptist Princeton Hospital, Birmingham .....	0.800
154.	Pennsylvania ..	Construct Independence Gateway Transportation Center project, Philadelphia .....	6.000
155.	Minnesota .....	Implement Trunk Highway 8 Corridor projects, Chisago Co. ....	15.300
156.	Missouri .....	Construct extension of bike path between Soulard market area and Riverfront bike trail in St. Louis .....	0.800
157.	Mississippi ....	Upgrade Goose Pond Subdivision Roads, Tallahatchie Co. ....	0.200
158.	Iowa .....	Construct controlled access four-lane highway between Des Moines and Burlington .....	14.925

			[Dollars in Millions]
159.	Maryland .....	Construct improvements to Route 50 interchange with Columbia Pike, Prince Georges Co. ....	3.200
160.	Tennessee .....	Construct Landport regional transportation hub, Nashville .....	8.000
161.	California .....	Construct San Francisco Regional Intermodal Terminal .....	12.500
162.	Texas .....	Relocate railroad tracks to eliminate road crossings, and provide for the rehabilitation of secondary roads providing access to various parts of the Port and the construction of new connecting roads to access new infrastructure safely and efficiently, Brownsville .....	6.000
163.	Massachusetts	Replace Brightman Street bridge in Fall River	13.640
164.	California .....	Construct Alameda Corridor East project .....	12.750
165.	Georgia .....	Upgrade US Rt. 27 .....	10.000
166.	Michigan .....	Upgrade Davison Rd. between Belsay and Irish Roads, Genessee Co. ....	4.500
167.	Pennsylvania ..	Upgrade PA 228 (Crows Run Corridor) .....	7.200
168.	Maine .....	Replace Singing Bridge across Taunton Bay ....	1.000
169.	California .....	Roadway improvements to provide access to Hansen Dam Recreation Area in Los Angeles	1.000
170.	Pennsylvania ..	Construct Rt. 819/Rt. 119 interchange between Mt. Pleasant and Scottdale .....	14.400
171.	Massachusetts	Reconstruct Huntington Ave. in Boston .....	4.000
172.	Ohio .....	Replace McCuffey Road Bridge, Mahoning Co.	3.360
173.	Michigan .....	Upgrade Rochester Road between I-75 and Torpsey St. ....	12.300
174.	California .....	Rehabilitate Artesia Blvd. ....	4.000
175.	Illinois .....	Construct improvements to McKinley Bridge over Mississippi River with terminus points in Venice, Illinois, and St. Louis, Missouri ....	5.200
176.	Maine .....	Construct I-295 connector, Portland .....	4.500
177.	Maine .....	Studies and planning for reconstruction of East-West Highway .....	4.000
178.	Illinois .....	Reconstruct Claire Blvd., Robbins .....	0.330
179.	Pennsylvania ..	Upgrade PA Route 21, Fayette and Greene Counties .....	7.000
180.	California .....	Construct VC Campus Parkway Loop System in Merced .....	8.000
181.	Massachusetts	Replace deck of Chain Bridge over Merrimack River .....	1.012
182.	New York .....	Construct Edgewater Road Dedicated Truck Route .....	12.000
183.	Illinois .....	Construct Rancey Street Overpass in Effingham	4.400
184.	Pennsylvania ..	Replace Masontown bridge, Fayette and Greene Counties .....	7.000
185.	Pennsylvania ..	Upgrade US Rt. 22, Chickory Mountain section	10.200
186.	Michigan .....	Upgrade Lalie St., Frenchtown Rd., and Penshee Rd., Ironwood .....	0.360
187.	South Carolina	Upgrade US Highway 301 within Bamberg .....	2.950
188.	Arizona .....	Construct Veterans' Memorial overpass in Pima Co. ....	15.000
189.	Michigan .....	Replace Chalk Hills Bridge over Menominee River .....	0.400
190.	Michigan .....	Construct intermodal freight terminal in Wayne Co. ....	24.000
191.	Oregon .....	Replace grade crossing with separated crossing and related improvements, Linn Co. ....	6.710
192.	California .....	Reconstruct State Route 81 (Sierra Ave.) and I-10 Interchange in Fontana .....	10.000
193.	California .....	Construct four-lane highway facility (Hollister Bypass), San Benito Co. ....	3.000

			[Dollars in Millions]
194.	Maine .....	Replacement and renovation of Carlton Bridge, Bath/Woolwich .....	8.000
195.	Oregon .....	Upgrade I-5/Highway 217 interchange, Portland .....	7.000
196.	American Samoa.	Upgrade village roads on Tutuila/Manua Islands, American Samoa .....	11.000
197.	New Jersey ....	Eliminate Berlin Circle and signalize intersection in Camden .....	8.000
198.	New York .....	Implement Melrose Commons geographic information system .....	1.000
199.	Pennsylvania ..	Reconstruct Lover Interchange on I-70, Washington Co. ....	5.000
200.	Virginia .....	Acquire land and construct segment of Daniel Boone Heritage Trail (Kane Gap section), Jefferson National Forest .....	0.200
201.	California .....	Construct Sacramento Intermodal Station .....	4.000
202.	New York .....	Construct intermodal facility in New Rochelle, Westchester Co. ....	7.250
203.	New York .....	Reconstruct 79th Street Traffic Circle, New York City .....	9.000
204.	Pennsylvania ..	Extend North Delaware Ave. between Lewis St. and Orthodox St., Philadelphia .....	5.200
205.	Pennsylvania ..	Upgrade US Rt. 119 between Homer City and Blairsville .....	6.400
206.	West Virginia	Relocate segment of Route 33 (Scott Miller Bypass), Roane Co. ....	8.000
207.	Missouri .....	Construct an intermodal center at Missouri Botanical Garden .....	1.200
208.	Maine .....	Rehabilitate Piscataqua River bridges, Kittery .....	5.250
209.	Wisconsin .....	Upgrade STH 29 between IH 94 and Chippewa Falls .....	6.000
210.	Illinois .....	Extend and reconstruct roadways through industrial corridor in Alton .....	5.690
211.	New Jersey ....	Construct road from the Military Ocean Terminal to the Port Jersey Pier, Bayonne .....	3.000
212.	Missouri .....	Relocate and reconstruct Route 21 between Schenk Rd. to Town of DeSoto .....	40.000
213.	Michigan .....	Improve drainage on 6th Street in Menominee .....	0.150
214.	Pennsylvania ..	Reconstruct and widen US Rt. 222 to four-lane expressway between Lancaster/Berks County line and Grings Mill Rd. and construction of Warren Street extension in Reading .....	25.000
215.	New Jersey ....	Relocate and complete construction of new multi-modal facility, Weehawken .....	14.000
216.	Arkansas .....	Construct North Belt Freeway .....	7.000
217.	California .....	Rehabilitate pavement throughout Santa Barbara Co. ....	1.500
218.	Virginia .....	Repair historic wooden bridges along portion of Virginia Creeper Trail maintained by Town of Abingdon .....	2.050
219.	Arizona .....	Reconstruct I-19, East Side Frontage Road, Ruby Road to Rio Rico Drive, Nogales .....	10.000
220.	Massachusetts	Conduct planning and engineering for connector route between I-95 and industrial/business park, Attleboro .....	0.800
221.	Georgia .....	Undertake Perimeter Central Parkway Overpass project and Ashford Dunwoody interchange improvements at I-285, DeKalb Co. ....	0.100
222.	Ohio .....	Construct Wilmington Bypass, Wilmington .....	5.000
223.	Illinois .....	Construct Western Springs Pedestrian and Tunnel project, Cook Co. ....	0.925
224.	Minnesota .....	Upgrade Cass County Road 105 and Crow Wing County Road 125, East Gull Lake .....	0.960

			[Dollars in Millions]
225.	Michigan .....	Upgrade H-58 within Pictured Rocks National Lakeshore .....	5.600
226.	California .....	Reconstruct and widen Mission Road, Alhambra	3.250
227.	Texas .....	Reconstruct and widen I-35 between North of Georgetown at Loop 418 to US Rt. 190 .....	8.000
228.	Florida .....	Construct access road to St. Johns Ave. Industrial Park .....	1.000
229.	Illinois .....	Intersection improvements at 79th and Stoney Island Blvd., Chicago .....	1.740
230.	Michigan .....	Construct Tawas Beach Road/US 23 interchange improvements, East Tawas .....	2.200
231.	Pennsylvania ..	Construct Lawrenceville Industrial Access Road	10.000
232.	Maryland .....	Construct intersection improvements to facilitate access to NSA facility, Anne Arundel Co. ....	3.000
233.	California .....	Upgrade Del Almo Boulevard at I-405 .....	5.000
234.	Minnesota .....	Reconstruct and replace I-494 Wakota Bridge from South St. Paul to Newport, and approaches .....	13.000
235.	Tennessee .....	Construct separated grade crossing at US 41 and US 231, Murfreesboro .....	0.323
236.	Michigan .....	Construct four-lane boulevard from Dixie Highway to Walton Blvd. on Telegraph Road, Oakland Co. ....	3.700
237.	New York .....	Reconstruct Mamaroneck Ave., White Plains, Harrison and Mamaroneck .....	4.500
238.	Texas .....	Upgrade FM 1764 between FM 646 to State Highway 6 .....	3.000
239.	Texas .....	Construct ramp connection between Hammet St. to Highway 54 ramp to provide access to I-10 in El Paso .....	8.000
240.	New York .....	Undertake studies, planning, engineering, design and construction of a tunnel alternative to reconstruction of existing elevated expressway (Gowanus tunnel project) .....	24.000
241.	New York .....	Rehabilitate segment of Henry Hudson Parkway between Washington Bridge and Dyckman St., New York City .....	1.470
242.	Illinois .....	Construct bicycle/pedestrian trail parallel to light rail transit system in St. Clair Co. ....	6.000
243.	Indiana .....	Upgrade 93rd Avenue in Merrillville .....	5.900
244.	Connecticut ....	Construct Greenmanville Ave. streetscape extension, including feasibility study, in towns of Groton, Stonington and Mystic .....	8.400
245.	Illinois .....	Reconstruct Broad Street between Maple St. to Sixth St., Evansville .....	0.350
246.	New York .....	Construct Mineola and Hicksville Intermodal Centers in Nassau Co. ....	16.000
247.	Colorado .....	Construct Broadway Viaduct, Denver .....	4.000
248.	New Jersey ....	Undertake improvements associated with the South Amboy Regional Intermodal Center ....	16.000
249.	Michigan .....	Extend Trowbridge Road from Harrison Rd. to Red Cedar Rd. ....	2.500
250.	Massachusetts	Construct improvements to North Main St. in Worcester .....	2.400
251.	Tennessee .....	Upgrade SR 96 between Arno Rd. and SR 252, Williamson Co. ....	3.600
252.	Louisiana .....	Extend Howard Avenue to Union Passenger Terminal, New Orleans .....	8.000
253.	California .....	Construct bike path between Sepulveda Basin Recreation Area and Warner Center/Canoga Park, Los Angeles .....	3.000

			[Dollars in Millions]
254.	New York .....	Upgrade Route 17 between Five Mile Point and Oceanum, Broome Co. ....	16.800
255.	Ohio .....	Upgrade US Rt. 33 between vicinity of Haydenville to Floodwood (Nelsonville Bypass) .....	5.000
256.	Oregon .....	Construct passing lanes on Highway 58 between Kitson Ridge Road and Mile Post 47, Lane Co. ....	6.800
257.	Michigan .....	Upgrade East Jordon Road, Boyne City .....	0.400
258.	California .....	Reconstruct Tennessee Valley Bridge, Marin Co. ....	1.000
259.	Illinois .....	Improve access to 93rd Street Station, Chicago .....	3.000
260.	California .....	Construct I-580 interchange, Livermore .....	13.200
261.	California .....	Construct San Diego and Arizona Eastern Intermodal Yard, San Ysidro .....	10.000
262.	Michigan .....	Apply ITS technologies relating to traffic control, Lansing .....	3.700
263.	California .....	Construct Palisades Bluff Stabilization project, Santa Monica .....	8.000
264.	Rhode Island	Upgrade pedestrian traffic facilities, Bristol .....	0.100
265.	Rhode Island	Implement transportation alternative relating to Court Street Bridge, Woonsocket .....	0.200
266.	California .....	Upgrade Industrial Parkway Southwest between Whipple Rd. and improved segment of the parkway, Hayward .....	0.600
267.	Missouri .....	Replace bridge on Route 92, Platte Co. ....	1.000
268.	Ohio .....	Upgrade Western Reserve Road, Mahoning Co. ....	5.600
269.	Ohio .....	Upgrade SR 124 between Five Points and Ravenswood Bridge, Meigs Co. ....	5.000
270.	Illinois .....	Undertake streetscaping between Damden and Halsted .....	1.150
271.	Illinois .....	Construct improvements to New Era Road, Carbondale .....	3.500
272.	New York .....	Construct access improvements to Port of Rochester Harbor, Rochester .....	12.000
273.	Rhode Island	Reconstruct interchanges on Rt. 116 between Rt. 146 and Ashton Viaduct, Lincoln .....	0.445
274.	West Virginia	Preliminary engineering and design for access road to proposed location of regional airport, Lincoln Co. ....	1.000
275.	Massachusetts	Upgrade Route 2 between Philipston and Greenfield .....	4.000
276.	Ohio .....	Construct grade separations at Front Street and Bagley Road, Berea .....	19.000
277.	Pennsylvania ..	Relocate PA 18 between 9th Ave. and 32nd St., Beaver Falls .....	1.400
278.	California .....	Construct bike paths, Thousand Oaks .....	0.625
279.	Oregon .....	Construct right-of-way improvements to provide improved pedestrian access to MAX light rail, Gresham .....	1.282
280.	Louisiana .....	Reconstruct I-10 and Ryan Street access ramps and frontage street improvements, Lake Charles .....	8.000
281.	California .....	Upgrade SR 92/El Camino interchange, San Mateo .....	3.700
282.	Massachusetts	Construct Housatonic-Hoosic bicycle network ...	4.000
283.	Texas .....	Upgrade SH 30, Huntsville .....	2.500
284.	Connecticut ...	Replace bridges over Harbor Brook, Meriden ...	6.550
285.	Indiana .....	Construct Marina Access Road in East Chicago .....	1.000
286.	West Virginia	Construct improvements on WV 9 including turning lane and signalization, Berkely Co. ...	0.200
287.	Arkansas .....	Upgrade Highway 63, Marked Tree to Lake David .....	12.000

			[Dollars in Millions]
288.	Dist. of Col. ...	Conduct studies and related activities pertaining to proposed intermodal transportation Center, D.C. ....	1.000
289.	Ohio .....	Undertake improvements to Valley Street, Dayton .....	0.900
290.	Texas .....	Construct US Expressway 77/83 interchange, Harlingen .....	7.500
291.	Texas .....	Construct Loop 197, Galveston .....	4.290
292.	Minnesota .....	Upgrade Highway 53 between Virginia and Cook .....	2.000
293.	California .....	Upgrade intersection of Folsom Blvd. and Power Inn Rd., Sacramento .....	10.000
294.	California .....	Reconstruct Grand Avenue between Elm Street and Halcyon Road, Arroyo Grande .....	0.500
295.	New York .....	Construct intermodal facility in Yonkers, Westchester Co. ....	10.250
296.	Massachusetts	Construct bike path between Rt. 16 (Everett) to Lynn Oceanside .....	1.700
297.	Oregon .....	Design and engineering for intermodal transportation center, Astoria .....	0.300
298.	California .....	Construct Port of Oakland intermodal terminal	8.000
299.	Indiana .....	Upgrade County roads in LaPorte County .....	8.000
300.	Alabama .....	Replace bridge over Tombigbee River, Naheola	3.000
301.	Virginia .....	Construct access road and related facilities for Fisher Peak Mountain Music Interpretive Center on Blue Ridge Parkway .....	1.700
302.	Colorado .....	Reconstruct and upgrade I-70/I-25 Interchange, Denver .....	12.000
303.	Alabama .....	Construct improvements to 41st Street between 1st Ave. South and Airport Highway, Birmingham .....	1.000
304.	New York .....	Replace Route 28 bridge over NY State Thruway, Ulster Co. ....	3.200
305.	Minnesota .....	Reconstruct SE Main Ave./I-94 interchange, Moorhead .....	4.000
306.	Indiana .....	Construct Gary Marina access road (Buffington Harbor) .....	10.000
307.	Washington ....	Undertake SR 166 slide repair .....	6.500
308.	Oregon .....	Construct bike path between Main Street/Highway 99 in Cottage Grove to Row River Trail, Cottage Grove .....	0.230
309.	Minnesota .....	Upgrade 10th Street South, St. Cloud .....	1.500
310.	Missouri .....	Construct Grand Ave. viaduct over Mill Creek Valley in St. Louis .....	2.200
311.	Missouri .....	Construct Strother Rd./I-470 interchange, Jackson Co. ....	4.000
312.	Wisconsin .....	Upgrade U.S. 51 between I-90/94 to northern Wisconsin .....	5.000
313.	Virginia .....	Construct trailhead and related facilities and restore old Whitetop Train Station at terminus of Virginia Creeper Trail adjacent to Mount Rogers National Recreation Area .....	0.250
314.	Oregon .....	Reconstruct Lovejoy ramp, Portland .....	7.718
315.	Michigan .....	Rehabilitate Lincoln St., Negaunee .....	0.170
316.	New York .....	Construct full access controlled expressway along NY Route 17 at Parkville, Sullivan Co. ....	6.000
317.	Texas .....	Construct extension of Bay Area Blvd. ....	1.000
318.	California .....	Construct pedestrian boardwalk between terminus of Pismo Promenade at Pismo Creek and Grande Avenue in Gover Beach .....	0.500
319.	Michigan .....	Construct deceleration lane in front of 4427 Wilder Road, Bay City .....	0.020
320.	Massachusetts	Construct Arlington to Boston Bike Path .....	1.000

			[Dollars in Millions]
321.	Virginia .....	Undertake access improvements for Freemason Harbor Development Initiative, Norfolk .....	2.000
322.	Oregon .....	Construct bike path along Willamette River, Corvallis .....	0.808
323.	California .....	Upgrade Highway 99 between State Highway 70 and Lincoln Rd., Sutter Co. ....	14.300
324.	Texas .....	Construct US 77/83 Expressway extension, Brownsville .....	3.000
325.	Ohio .....	Undertake improvements to open Federal Street to traffic, Youngstown .....	2.080
326.	Massachusetts	Upgrade I-495 interchange 17 and related improvements including along Route 140 .....	14.480
327.	Indiana .....	Undertake safety and mobility improvements involving street and street crossings and Conrail line, Elkhart .....	2.000
328.	Illinois .....	Reconstruct interchange at I-294, 127th St. and Cicero Ave. with new ramps to the Tri-State Tollway, Alsip .....	34.265
329.	Minnesota .....	Construct TH 1 east of Northome including bicycle/pedestrian trail .....	0.240
330.	Missouri .....	Construct Jefferson Ave. viaduct over Mill Creek Valley in St. Louis .....	11.000
331.	Ohio .....	Construct connector road between North Road and SR46, Trumbull Co. ....	5.680
332.	Oregon .....	Repair bridge over Rogue River, Gold Beach ....	10.000
333.	Tennessee .....	Construct I-40/SR 155 interchange, Davidson .....	9.000
334.	Pennsylvania ..	Upgrade I-95 between Lehigh Ave. and Columbia Ave. and improvements to Girard Ave./I-95 interchange, Philadelphia .....	29.000
335.	Massachusetts	Construct Hyannis Intermodal Transportation Center, Hyannis .....	3.200
336.	New York .....	Reconstruct 127th Street viaduct, New York City .....	1.470
337.	California .....	Construct bicycle path, Westlake Village .....	0.136
338.	California .....	Upgrade Osgood Road between Washington Blvd. and South Grimmer Blvd., Freemont ...	2.000
339.	Tennessee .....	Upgrade Briley Parkway between I-40 and Opreyland .....	9.000
340.	Minnesota .....	Construct Gunflint Realignment project, Grand Marais .....	0.800
341.	Maryland .....	Reconstruct Baltimore Washington Parkway at Route 197, Prince Georges Co. ....	15.000
342.	Virgin Islands	Construct bypass around Christiansted .....	8.000
343.	Dist. of Col. ...	Rehabilitate Theodore Roosevelt Memorial Bridge .....	10.000
344.	California .....	Construct Los Angeles County Gateway Cities NHS Access .....	8.750
345.	South Carolina	Construct pedestrian walkway and safety improvements along SC 277, Richland Co. ....	0.800
346.	Ohio .....	Upgrade US Rt. 35 between vicinity of Chillicothe to Village of Richmond Dale .....	5.000
347.	California .....	Extend 7th St. between F St. and North 7th St., Sacramento .....	2.000
348.	Illinois .....	Construct I-64/North Greenmount Rd. interchange, St. Clair Co. ....	4.800
349.	Texas .....	Construct 6th and 7th Street overpass over railroad yard, Brownsville .....	0.500
350.	Iowa .....	Construct four-lane expressway between Des Moines and Marshalltown .....	11.100
351.	Michigan .....	Construct route improvements along Washington Ave. between Janes Ave. to Johnson St. and East Genesee Ave. between Saginaw River and Janes Ave., Saginaw .....	3.600

			[Dollars in Millions]
352.	Minnesota .....	Construct pedestrian bridge over TH 169 in Elk River .....	0.707
353.	Michigan .....	Reconstruct I-75/M-57 interchange .....	14.000
354.	Virginia .....	Upgrade Danville Bypass in Pittsylvania .....	4.000
355.	Massachusetts	Reconstruct Route 126 and replace bridge spanning Route 9, Town of Framingham .....	4.700
356.	Alabama .....	Construct improvements to 19th Street between I-59 and Tuxedo Junction, Birmingham .....	0.900
357.	Ohio .....	Restore Main and First Streets to two-way traffic, Miamisburg .....	0.450
358.	Texas .....	Upgrade FM225, Nacogdoches .....	4.000
359.	California .....	Construct railroad at-grade crossings, San Leandro .....	0.500
360.	Pennsylvania ..	Improve walking and biking trails between Easton and Lehigh Gorge State Park within the Delaware and Lehigh Canal National Heritage Corridor .....	2.800
361.	Massachusetts	Environmental studies, preliminary engineering and design of North-South Connector in Pittsfield to improve access to I-90 .....	2.000
362.	Oregon .....	Upgrade Naito Parkway, Portland .....	1.500
363.	Pennsylvania ..	Make safety improvements on PA Rt. 61 (Dusselink Safety Project) between Rt. 183 in Cressona and SR 0215 in Mount Carbon ..	7.000
364.	New York .....	Capital improvements for the car float operations in Brooklyn, New York, for the New York City Economic Development Corp. ....	14.000
365.	California .....	Construct Backbone Trail through Santa Monica National Recreation Area .....	0.200
366.	Massachusetts	Reconstruct Greenfield Road, Montague .....	2.500
367.	North Dakota	Upgrade U.S. Route 52 between Donnybrook and US Route 2 .....	2.400
368.	Pennsylvania ..	Construct Philadelphia Intermodal Gateway Project at 30th St. Station .....	8.000
369.	Hawaii .....	Construct Kapaa Bypass .....	10.000
370.	Missouri .....	Construct bike/pedestrian path between Delmar Metrolink Station and University City loop business district in St. Louis .....	0.800
371.	Hawaii .....	Replace Sand Island tunnel with bridge .....	1.000
372.	Missouri .....	Improve safety and traffic flow on Rt. 13 through Clinton .....	8.000
373.	California .....	Construct improvements to Moorpark/Highway 101 interchange, Bouchard/Highway 101 interchange and associated street improvements, Thousand Oaks .....	0.368
374.	Texas .....	Construct extension of West Austin Street (FM 2609) between Old Tyler Road and Loop 224, Nacogdoches .....	1.800
375.	Washington ....	Construct passenger ferry to serve Southworth-Seattle .....	5.000
376.	Hawaii .....	Construct interchange at junction of proposed North-South road and H-1 .....	20.000
377.	South Carolina	Construct I-95/I-26 interchange, Orangeburg Co. ....	12.000
378.	Ohio .....	Upgrade SR 46 between Mahoning Ave. and Salt Springs Rd., Mahoning and Trumbull Counties .....	3.520
379.	California .....	Rehabilitate Highway 1 in Guadalupe .....	0.500
380.	Massachusetts	Design, engineer, and right-of-way acquisition of the Great River Bridge, Westfield .....	2.000
381.	Maine .....	Studies and planning for extension of I-95 .....	1.500
382.	Michigan .....	Widen Arch St., Negaunee .....	0.080
383.	Texas .....	Construct Concord Road Widening project, Beaumont .....	8.500



			[Dollars in Millions]
384.	Massachusetts	Construct accessibility improvements to Charles Street T Station, Boston .....	4.000
385.	Oregon .....	Purchase and install emitters and receiving equipment to facilitate movement of emergency and transit vehicles at key arterial intersections, Portland .....	4.500
386.	Pennsylvania ..	Construct bicycle and pedestrian facility between Boston Bridge and McKee Point Park, Allegheny Co. ....	0.180
387.	Oregon .....	Restore transportation connection between Wauna, Astoria and Port of Astoria .....	0.700
388.	Pennsylvania ..	Construct Wexford I-79/SR 910 Interchange, Allegheny Co. ....	1.100
389.	Minnesota .....	Undertake improvements to Hennepin County Bikeway .....	5.200
390.	New Jersey ....	Construct New Jersey Exit 13A Flyover (extension of Kapowski Rd. to Trumbull St.) .....	3.000
391.	Texas .....	Implement 'Hike and Bike' trail program, Houston .....	8.000
392.	Puerto Rico ...	Upgrade PR 30 between PR 203 in Gurabo to PR 31 in Juncos .....	8.000
393.	Illinois .....	Planning, engineering and first phase construction of beltway connector, Decatur .....	2.000
394.	Texas .....	Extend Texas State Highway 154 between US 80W and State Highway 43S .....	4.900
395.	Illinois .....	Construct bypass of historic stone bridge, Maeystown .....	0.820
396.	Ohio .....	Rehabilitate Martin Luther King, Jr. Bridge, Toledo .....	2.000
397.	Missouri .....	Upgrade the Eastern Jackson Co. Expressway, Jackson Co. ....	6.000
398.	Puerto Rico ...	Upgrade PR 3 between Rio Grande and Fajardo .....	8.000
399.	Illinois .....	Reconstruct Cossitt Ave. in LaGrange .....	1.485
400.	Pennsylvania ..	Facilitate coordination of transportation systems at intersection of 46th and Market, and enhance access and related measures to area facilities including purchase of vans for reverse commutes, Philadelphia .....	4.000
401.	Connecticut ....	Upgrade bridge over Naugatuck River, Ansonia .....	0.450
402.	Pennsylvania ..	Construct access road to Hastings Industrial Park, Cambria Co. ....	6.400
403.	Pennsylvania ..	Construct Mon-Fayette Expressway between Union Town and Brownsville .....	20.000
404.	Washington ....	Reconstruct I-5 interchange, City of Lacey .....	1.500
405.	Dist. of Col. ...	Construct bicycle and pedestrian walkway (Metropolitan Branch Trail), Union Station to Silver Spring .....	10.000
406.	New Jersey ....	Upgrade I-78 interchange and West Peddie St. ramps, Newark .....	6.300
407.	Tennessee .....	Implement ITS technologies, Nashville .....	2.800
408.	Connecticut ....	Construct bicycle and pedestrian walkway, Town of East Hartford .....	1.200
409.	North Carolina	Upgrade Highway 55 between US 64 and State Route 1121, Wake and Durham Counties .....	23.000
410.	Virginia .....	Upgrade Route 501 in Bedford County .....	1.000
411.	Georgia .....	Construct multi-modal passenger terminal, Atlanta .....	16.000
412.	Virginia .....	Renovate Greater Richmond Transit transportation facility, Richmond .....	5.000
413.	Michigan .....	Upgrade Van Dyke Road between M-59 and Utica City limits .....	3.700

			[Dollars in Millions]
414.	Pennsylvania ..	Design, engineer, ROW acquisition and construct the Luzerne County Community College Road between S.R. 2002 and S.R. 3004 one-mile west of Center Street through S.R. 2008 in the vicinity of Prospect Street and the Luzerne County Community College, including a new interchange on S.R. 0029 .....	14.000
415.	Texas .....	Construct two-lane parallel bridge, State Highway 146, FM 517 to vicinity of Dickinson Bayou .....	4.850
416.	North Dakota	Upgrade US Rt. 52, Kenmare to Donnybrook ..	2.800
417.	Minnesota .....	Improve roads, Edge of Wilderness, Grand Rapids to Effie .....	6.000
418.	Virginia .....	Construct access road, walking trail and related facilities for the Nicholasville Center, Scott Co. ....	0.225
419.	Maryland .....	Construct pedestrian and bicycle path between Druid Hill Park and Penn Station, Baltimore	1.800
420.	Illinois .....	Construct access road to Melvin Price Locks and Dam Visitors Center, Madison Co. ....	1.500
421.	New York .....	Install advance traffic management system along Cross County Parkway between Saw Mill River Parkway and Hutchinson River Parkway .....	4.000
422.	South Carolina	Construct I-77/SC #S-20-30 interchange, Fairfield Co. ....	7.000
423.	Pennsylvania ..	Rehabilitate Jefferson Heights Bridge, Penn Hills .....	1.500
424.	Oregon .....	Construct I-205/Sunnyside/Sunnybrook interchange and related extension road, Clackamas Co. ....	20.000
425.	New York .....	Conduct Trans-Hudson Freight Improvement MIS, New York City .....	5.000
426.	Illinois .....	Construct Marion Street multi-modal project in Village of Oak Park .....	2.000
427.	Pennsylvania ..	Upgrade roadway in the Princeton/Cottman I-95 interchange and related improvements, Philadelphia .....	20.200
428.	California .....	Extend I-10 HOV lanes, Los Angeles .....	2.940
429.	Massachusetts	Rehabilitate Union Station in Springfield .....	16.000
430.	California .....	Upgrade Greenville Rd. and construct railroad underpass, Livermore .....	6.800
431.	Pennsylvania ..	Extend Martin Luther King, Jr. East Busway to link with Mon-Fayette .....	6.000
432.	Michigan .....	Construct improvements to Linden Rd. between Maple Ave. and Pierson Rd., Genessee Co. ....	1.200
433.	Texas .....	Construct Titus County West Loop, Mount Pleasant .....	2.500
434.	New York .....	Upgrade Riverside Drive between 97th St. and Tiemann, New York City .....	1.470
435.	Florida .....	Construct interchange at 21st Street to provide access to Talleyrand Marine Terminal .....	11.300
436.	Minnesota .....	Upgrade CSAH 116 north of SCAH 88 in Ely	1.600
437.	New York .....	Rehabilitate Queens Blvd./Sunnyside Yard Bridge, New York City .....	8.000
438.	Oregon .....	Upgrade I-5, Salem .....	6.592
439.	California .....	Install call boxes along Highway 166 between intersection with Highway 101 and junction with Highway 33 .....	0.288
440.	Arkansas .....	Construct US 63 interchange with Washington Ave. and Highway 63B .....	2.000

			[Dollars in Millions]
441.	Virginia .....	Upgrade Rt. 600 to facilitate access between I-81 and Mount Rogers National Recreation Area .....	8.000
442.	Pennsylvania ..	Construct bicycle and pedestrian facility between Washington's Landing and Millvale Borough, Allegheny Co. ....	0.620
443.	New Jersey ....	Conduct Route 46 Corridor Improvement Project in passaic County with of the amount provided, \$11,500,000 for the Route 46/Riverview Drive Interchange reconstruction project, \$16,900,000 for the Route 46/Van Houton Avenue reconstruction project, and \$4,100,000 for the Route 46/Union Blvd. Interchange reconstruction project .....	32.500
444.	Virginia .....	Construct Southeastern Parkway and Greenbelt in Virginia Beach .....	4.000
445.	Michigan .....	Upgrade Hill Road corridor between I-75 to Dort Highway, Genesee Co. ....	3.000
446.	Louisiana .....	Upgrade Lapalco Blvd. between Barataria Blvd. and US Hwy. 90, Jefferson Parish .....	8.000
447.	California .....	Upgrade South Higuera Street, San Luis Obispo .....	0.900
448.	Rhode Island	Reconstruct Harris Ave., Woonsocket .....	2.000
449.	California .....	Construct Olympic Training Center Access Road, Chula Vista .....	5.000
450.	Alabama .....	Construct bridge over Tennessee River connecting Muscle Shoals and Florence .....	10.000
451.	North Carolina	Construct I-540 from east of NC Rt. 50 to east of US Rt. 1 in Wake Co. ....	13.000
452.	Oregon .....	Upgrade Murray Blvd. including overpass bridge, Millikan to Terman .....	5.000
453.	California .....	Planning, preliminary engineering and design for Etiwanda Ave./I-10 interchange, San Bernardino Co. ....	2.000
454.	Arkansas .....	Upgrade US Rt. 412, Mountain Home to Missouri State line .....	10.000
455.	California .....	Upgrade access road to Mare Island .....	1.000
456.	California .....	Construct Prunedale Bypass segment of U.S. 101, Monterey Co. ....	2.200
457.	Illinois .....	Rehabilitate and upgrade 87th Street Station to improve intermodal access .....	2.362
458.	Wisconsin .....	Upgrade US Rt. 10 between Waupaca to US Rt. 41 .....	8.000
459.	Minnesota .....	Construct railroad crossing connecting University of MN with City of Crookston .....	0.200
460.	Wisconsin .....	Construct Eau Claire Bypass project .....	8.000
461.	Illinois .....	Resurface 63rd Street from Western Avenue to Wallace, Chicago .....	0.750
462.	New York .....	Reconstruct Chili Ave. between W. City Line and West Ave., Rochester .....	1.600
463.	West Virginia	Construct I-81 interchange, Martinsburg .....	5.300
464.	Texas .....	Construct transportation improvements as part of redevelopment of Kelly AFB, San Antonio .....	5.000
465.	Oregon .....	Construct roundabout at intersection of Highway 101 and Highway 202, Clatsop Co. ....	0.400
466.	Oregon .....	Construct bike path improvements between W.D. Street to south parking lot in Island Park and bicycle/pedestrian facility between Island Park path to the Willamalane Senior Center, Springfield .....	0.100
467.	Ohio .....	Undertake multimodal transportation improvements, Dayton .....	2.750

			[Dollars in Millions]
468.	Massachusetts	Upgrade Rt. 3 between Rt. 128/I-95 to Massachusetts and New Hampshire State Line .....	8.200
469.	Texas .....	Conduct MIS for Multimodal Downtown Improvement Project, San Antonio .....	1.000
470.	California .....	Construct improvements to Route 101/Lost Hills Road interchange, Calabasas .....	5.790
471.	Florida .....	Construct John Young Parkway/I-4 interchange .....	8.000
472.	Texas .....	Reconstruct FM 364 between Humble Road and I-10, Beaumont .....	4.800
473.	Texas .....	Construct Austin to San Antonio Corridor .....	7.500
474.	Texas .....	Construct East Loop, Brownsville .....	1.000
475.	Illinois .....	Upgrade South Lake Shore Drive between 47th and Hayes, Chicago .....	7.800
476.	Alabama .....	Construct Finley Ave. Extension East project ...	3.900
477.	Tennessee .....	Implement middle Tennessee alternative transportation system along the Stones River in Murfreesboro .....	9.500
478.	Hawaii .....	Construct improvements to H-1 between the Waiawa interchange and the Halawa interchange .....	2.000
479.	New Jersey ...	Upgrade Industrial Road between Carteret and Woodbridge Township .....	3.000
480.	Minnesota .....	Restore MN Transportation facility, Jackson Street Roundhouse, St. Paul .....	1.000
481.	Hawaii .....	Construct Kawaihae Bypass .....	1.000
482.	Georgia .....	Upgrade U.S. Rt. 19 between Albany and Thomaston .....	5.000
483.	Michigan .....	Operational improvements on M-15 from I-75 north to the Genesee County line .....	0.500
484.	Georgia .....	Upgrade Lithonia Industrial Boulevard, DeKalb Co. ....	0.500
485.	Michigan .....	Upgrade Walton Blvd. between Dixie and Sashabaw, Oakland Co. ....	2.000
486.	Kentucky .....	Reconstruct Liberty and Todd Roads, Lexington .....	8.000
487.	North Carolina	Construct Charlotte Western Outer Loop freeway, Mecklenburg Co. ....	16.000
488.	Tennessee .....	Construct Crosstown Greenway/Bikeway, Springfield .....	3.200
489.	North Carolina	Construct segment of I-74 between Maxton Bypass and NC 710, Robeson Co. ....	2.000
490.	Pennsylvania ..	Construct enhancements and related measures, including purchase of vans for reverse commutes, to intermodal facility located at intersection of 52nd and Lancaster Ave., Philadelphia .....	4.000
491.	Illinois .....	Undertake Industrial Transportation Improvement Program in Chicago .....	4.350
492.	Illinois .....	Resurface S. Chicago Ave. From 71st to 95th Streets, Chicago .....	1.060
493.	Texas .....	Upgrade US Rt. 59 between US 281 to I-37 ...	16.000
494.	Tennessee .....	Construct Stones River Greenway, Davidson ...	7.200
495.	South Carolina	Construct Calhoun/Clarendon Causeway .....	10.000
496.	Tennessee .....	Construct U.S. 45 bypass, Madison Co. ....	2.000
497.	Mississippi .....	Upgrade Land Fill Road, Panola Co. ....	1.000
498.	Illinois .....	Construct elevated walkway between Centre Station and arena .....	1.200
499.	New Jersey ...	Construct interchange improvements and flyover ramps at I-80W to Route D23N in Passaic Co. ....	10.000
500.	Illinois .....	Construct new entrance to Midway Airport Terminal .....	6.500
501.	North Dakota	Construct Jamestown bypass .....	4.800

			[Dollars in Millions]
502.	Illinois .....	Resurface 95th St. between Western Ave. and Stony Island Blvd., Chicago .....	3.120
503.	Massachusetts	Upgrade Rt. 9/Calvin Coolidge Bridge, Hadley	10.000
504.	Oregon .....	Acquire and rennovate facility to serve as multimodal transportation center, Eugene .....	3.590
505.	Tennessee .....	Upgrade SR 386 between US 31 to the Gallatin Bypass, Sumner Co. ....	3.440
506.	American Samoa.	Construct drainage system improvements associated with highway construction on Tutilla Island, American Samoa .....	5.000
507.	Ohio .....	Replace I-280 bridge over Maumee River, Toledo area .....	24.000
508.	Pennsylvania ..	Improve access to McKeesport-Duquesne Bridge .....	2.268
509.	Wisconsin .....	Upgrade State Highway 29 between Green Bay and Wausau .....	12.000
510.	California .....	Construct State Route 905 between I-805 and the Otay Mesa Border Crossing, San Diego Co. ....	25.000
511.	California .....	Undertake median improvements along E. 14th St., San Leandro .....	1.000
512.	Virginia .....	Conduct preliminary engineering on I-73 between Roanoke and Virginia/North Carolina State line .....	4.000
513.	Illinois .....	Upgrade industrial park road in Village of Sauget .....	4.500
514.	Massachusetts	Construct TeleCom Boulevard with access via Commercial Street and Corporation Way to the west of Malden River and with access via Santilli Highway to the east of the river in Everett, Medord and Malden .....	7.000
515.	Rhode Island	Construct Blackstone River Bikeway .....	3.455
516.	Oregon .....	Construct intermodal station, Clackamas Co. ....	0.600
517.	Illinois .....	Rehabilitate Western Springs Arterial Roadway, Cook Co. ....	0.825
518.	California .....	Implement enhanced traffic access between I-10, area hospitals and southern portion of Loma Linda .....	2.000
519.	Maine .....	Replace Ridlonville Bridge across Androscoggin River .....	1.500
520.	New York .....	Capital improvements for the Red Hook Barge in NY/NJ for the Port Authority of NY/NJ ..	5.000
521.	Oregon .....	Construct bike path between Terry Street and Greenhill Road, Eugene .....	1.500
522.	Texas .....	Conduct pipeline express study through Texas Transportation Institute (A&M University) ...	1.500
523.	North Carolina	Construct segment of Raleigh Outer Loop, Wake Co. ....	2.700
524.	North Carolina	Construct segment of new freeway, including right-of-way acquisition, between East of US 401 to I-95, and bridge over Cape Fear River .....	16.000
525.	Kentucky .....	Construct Newton Pike Extension between West Main St. to South Limestone in Lexington .....	8.000
526.	Indiana .....	Extend SR 149 between SR 130 to US Rt. 30, Valparaiso .....	4.000
527.	California .....	Implement safety and congestion mitigation improvements along Pacific Coast Highway, Malibu .....	0.650
528.	Maryland .....	Upgrade I-95/I-495 interchange at Ritchie Marlboro Rd., Prince Georges .....	4.800

			[Dollars in Millions]
529.	Michigan .....	Construct arterial connector between US41/M28 and Co. Rd. 480, Marquette .....	0.500
530.	Ohio .....	Construct SR 711 connector four-lane limited access highway in Mahoning Co. ....	25.000
531.	Illinois .....	Study for new bridge over Mississippi River with terminus points in St. Clair County and St. Louis, MO. ....	1.400
532.	Michigan .....	Upgrade Three Mile Road, Grand Traverse .....	1.000
533.	Wisconsin .....	Construct Abbotsford Bypass .....	6.000
534.	North Carolina	Upgrade US 13/NC11 (including Bethel bypass) in Pitt and Edgecombe .....	4.500
535.	New Jersey ....	Construct highway connector between Interstate Route 1&9 (Tonelle Ave.) and the New Jersey Turnpike at Secaucus Intermodal Transfer Rail Station .....	5.000
536.	Iowa .....	Reconstruct US Highway 218 between 7th and 20th Streets including center turn lane from Hubenthal Place to Carbide Lane, Keokuk ...	2.500
537.	Minnesota .....	Construct grade crossing improvements, Morrison County .....	1.800
538.	California .....	Upgrade Bristol St., Santa Ana .....	7.000
539.	Illinois .....	Undertake access improvements to U.S. Rt. 41, Chicago .....	3.750
540.	Illinois .....	Reconstruct Dixie Highway, Harvey .....	0.494
541.	Minnesota .....	Upgrade CSAH between TH324 and Snake River .....	1.200
542.	California .....	Rehabilitate B Street between Foothill Blvd. and Kelly St., Hayward .....	0.700
543.	Illinois .....	Construct improvements to Pleasant Hill Road, Carbondale .....	1.900
544.	Mississippi ....	Construct access improvements to various roads, Humphreys Co. ....	1.000
545.	Michigan .....	Construct safety enhancements at rail crossings, Linden, Fenton, Swartz Creek and Gaines .....	1.000
546.	Maryland .....	Implement city-wide signal control system replacements and improvements in Baltimore ..	17.700
547.	Michigan .....	Construct road drainage improvements, Suttons Bay Village .....	0.240
548.	West Virginia	Upgrade Route 10 between Logan and Man .....	50.000
549.	California .....	Construct Gene Autry Way/I-5 Access project, Anaheim .....	9.000
550.	Tennessee .....	Reconstruct US 79 between Milan and McKenzie .....	4.000
551.	Illinois .....	Reconstruct Midlothian Turnpike, Robbins .....	0.288
552.	California .....	Construct connector between I-5 and SR 113 and reconstruct I-5 interchange with Road 102, Woodland .....	11.500
553.	Massachusetts	Reconstruct Route 2/Jackson Road interchange, Lancaster .....	3.600
554.	California .....	Construct Airport Blvd. interchange in Salinas .....	8.000
555.	California .....	Construct Third Street South Bay Basin Bridge, San Francisco .....	12.500
556.	Minnesota .....	Reconstruct CSAH 48 extension, Brainerd/Baxter .....	0.320
557.	Florida .....	Upgrade U.S. 319 between Four Points and Oak Ridge Road, Tallahassee .....	5.000
558.	Connecticut ...	Reconstruct I-84 between vicinity of Route 69 in Waterbury and Marion Avenue in Southington .....	6.000
559.	California .....	Upgrade Riverside Avenue/I-10 interchange, Rialto .....	0.925

			[Dollars in Millions]
560.	Illinois .....	Consolidate rail tracks and eliminate grade crossings as part of Gateway Intermodal Terminal access project .....	1.500
561.	Pennsylvania ..	Construct Robinson Town Centre intermodal facility .....	2.700
562.	North Carolina	Construct bridge over Chockoyotte Creek in Halifax Co. ....	1.800
563.	Texas .....	Investigate strategies to reduce congestion and facilitate access at the international border crossing in Roma .....	0.500
564.	Hawaii .....	Construct Waimea Bypass .....	1.000
565.	Oregon .....	Reconstruct I-5/Beltline Road interchange .....	3.000
566.	Ohio .....	Construct Intermodal Industrial Park in Wellsville .....	2.040
567.	Ohio .....	Upgrade Route 82, Strongsville .....	7.000
568.	California .....	Construct pedestrian promenade, Pismo Beach .....	0.200
569.	Dist. of Col. ...	Conduct MIS of light rail corridors, D.C. ....	1.000
570.	California .....	Upgrade I-680 Corridor, Alameda Co. ....	10.000
571.	Ohio .....	Construct new bridge over Muskingum River and highway approaches, Washington County .....	2.000
572.	Massachusetts	Construct improvements along Route 18 to provide for access to waterfront and downtown areas, New Bedford .....	12.000
573.	Minnesota .....	Upgrade Cross-Range Expressway between Coleraine to CSAH 7 .....	6.000
574.	Illinois .....	Construct transportation improvements to Industrial Viaduct, Chicago .....	1.500
575.	Pennsylvania ..	Construct American Parkway Bridge project in Allentown .....	4.000
576.	Pennsylvania ..	Replace Grant Street Bridge, New Castle .....	2.400
577.	Illinois .....	Extend South 74th Street, Belleville .....	0.500
578.	California .....	Construct Phase 3 of Alameda Street project, Los Angeles .....	6.000
579.	New York .....	Rehabilitate Third Avenue Bridge over Harlem River, New York City .....	1.470
580.	West Virginia	Upgrade Route 2 in Cabell Co., including the relocation of Route 2 to provide for a connection to I-64 (Merrick Creek Connector) .....	25.000
581.	Minnesota .....	Construct Shepard Road/Upper Landing interceptor, St. Paul .....	3.000
582.	Illinois .....	Construct improvements to segment of Town Creek Road, Jackson Co. ....	1.300
583.	Minnesota .....	Complete construction of Forest Highway 11, Lake Co. ....	5.000
584.	Ohio .....	Construct access and related improvements to Downtown Riverfront Area, Dayton .....	4.900
585.	Minnesota .....	Replace Sauk Rapids Bridge over Mississippi River, Stearns and Benton Counties .....	10.300
586.	Ohio .....	Replace Jacobs Road Bridge, Mahoning Co. ....	2.000
587.	North Carolina	Make improvements to I-95/SR-1162 interchange in Johnston Co. ....	3.200
588.	Oregon .....	Rehabilitate Broadway Bridge in Portland .....	10.000
589.	Minnesota .....	Construct Trunk Highway 169 Causeway, Itasca Co. ....	8.100
590.	Minnesota .....	Construct Cass County Public Trails Corridors .....	0.240
591.	Tennessee .....	Construct park and ride intermodal centers for Nashville/Middle Tennessee Commuter Rail ..	8.000
592.	California .....	Construct bicycle path, Calabasas .....	0.500
593.	Mississippi .....	Upgrade Hampton Lake Road, Tallahatchie Co. ....	0.880
594.	Michigan .....	Upgrade M.L. King Drive, Genesee Co. ....	2.000
595.	Michigan .....	Facilitate access between I-75 and Soo Locks through road reconstruction, bikepath construction and related improvements, Sault Ste. Marie .....	0.500

			[Dollars in Millions]
596.	New York .....	Construct Midtown West Intermodal Ferry Terminal, New York City .....	5.000
597.	Michigan .....	Construct Jackson Road project (demonstrating performance of paper and plastic reinforced concrete), Scio Township .....	4.600
598.	Alabama .....	Upgrade Opoto-Madrid Blvd., Birmingham .....	1.400
599.	Michigan .....	Reconstruct Bagley Street and improve Genschaw Road, Alpena .....	0.600
600.	Texas .....	Reconstruct State Highway 87 between Sabine Pass and Bolivar Peninsula, McFadden Beach .....	1.294
601.	Arkansas .....	Construct Baseline Road RR grade separation, Little Rock .....	5.000
602.	Louisiana .....	Construct I-10/Louisiana Ave. interchange .....	8.000
603.	Oregon .....	Construct regional multimodal transportation center in Albany .....	10.320
604.	Oregon .....	Repair Coos Bay rail bridge, Port of Coos Bay .....	5.500
605.	Illinois .....	Upgrade Illinois 336 between Illinois 61 to south of Loraine .....	5.100
606.	Illinois .....	Right-of-way acquisition for segment of Alton Bypass between Illinois 143 to Illinois 140 near Alton .....	4.000
607.	Oregon .....	Restore the Historic Columbia River Highway including construction of a pedestrian and bicycle path under I-84 at Tanner Creek and restoration of the Tanner Creek and Moffett Creek bridges .....	2.000
608.	New Jersey ....	Reconstruct intermodal transportation facility on Bergenline Ave., Union City .....	4.000
609.	Tennessee .....	Alternative transportation systems, Rutherford .....	5.100
610.	Minnesota .....	Extend County State Highway 61 extension into Two Harbors .....	0.800
611.	Mississippi .....	Upgrade roads, Washington Co. ....	4.410
612.	Michigan .....	Operational improvements on M-24 from I-75 to the northern Oakland Co. border .....	0.500
613.	Washington ....	Construct Sequim/Dungeness Valley trail project .....	1.000
614.	California .....	Upgrade CA Rt. 2 Southern Freeway terminus and transportation efficiency improvements to Glendale Blvd. in Los Angeles .....	16.000
615.	Michigan .....	Upgrade Groveland Mine Road, Dickinson .....	0.500
616.	Pennsylvania ..	Upgrade Route 219 between Meyersdale and Somerset .....	5.000
617.	Texas .....	Upgrade IH-30 between Dallas and Ft. Worth .....	29.000
618.	Florida .....	Upgrade U.S. 319 between I-10 and the Florida/Georgia State line .....	5.000
619.	Rhode Island	Construct Rhode Island Greenways and Bikeways projects with of the amount provided \$5,700,000 for the Washington Secondary Bikepath, and \$2,100,000 for the South County Bikepath Phase 2 .....	7.800
620.	Texas .....	Conduct feasibility study on upgrading SH 16 in South Texas. ....	0.250
621.	Virginia .....	Construct road improvement, trailhead development and related facilities for Haysi to Breaks Interstate Bicycle and Pedestrian Trail between Haysi and Garden Hole area of Breaks Interstate Park .....	0.250
622.	Minnesota .....	Upgrade CSAH 16 between TH 53 and CSAH 4 .....	5.400
623.	Minnesota .....	Construct bicycle and pedestrian facility (Mesabi Trail), St. Louis County .....	3.000



			[Dollars in Millions]
624.	West Virginia	Construct I-73/74 Corridor including connectors with WV Rt. 44 and Co. Rt. 13 (Gilbert Creek), Mingo County .....	10.000
625.	Pennsylvania ..	Reconstruct structures and adjacent roadway, Etna and Aspenwall (design and right-of-way acquisition phases), Allegheny Co. ....	3.700
626.	Florida .....	Construct safety improvements and beautification along U.S. 92, Daytona Beach .....	3.000
627.	Georgia .....	Undertake major arterial enhancements in DeKalb Co. with the amount provides as follows: \$7,000,000 for Candler Rd., \$7,500,000 for Memorial Highway and \$900,000 for Bufford Highway .....	15.400
628.	Minnesota .....	Construct highway construction between Highway 494 and Carver Co. Rd. 147 .....	4.000
629.	California .....	Construct improvements to Harry Bridges Blvd., Los Angeles .....	9.100
630.	California .....	Extend Route 46 expressway in San Luis Obispo Co. ....	8.000
631.	Michigan .....	Upgrade M-84 connector between Tittabawasee Rd. and M-13, Bay and Saginaw Counties ...	16.180
632.	California .....	Construct I-380 connector between Sneath Lane and San Bruno Ave., San Bruno .....	2.800
633.	Maryland .....	Reconstruct segment of Baltimore Beltway between U.S. 1 and I-70 .....	9.000
634.	Ohio .....	Construct interchange at SR 11 and King Graves Rd. in Trumbull Co. ....	4.800
635.	Tennessee .....	Construct Franklin Road interchange and bypass .....	2.197
636.	Arkansas .....	Construct access routes between interstate highway, industrial park and Slackwater Harbor, Little Rock .....	1.000
637.	California .....	Upgrade I-880, Alameda .....	10.000
638.	Maine .....	Upgrade Route 11 .....	4.000
639.	Minnesota .....	Upgrade 77th St. between I-35W and 24th Ave. to four lanes in Richfield .....	22.800
640.	Rhode Island	Reconstruct Pawtucket Ave. and Wilcott St., Pawtucket .....	1.500
641.	Ohio .....	Construct grade separations at Fitch Road in Olmsted Falls .....	5.000
642.	New Jersey ....	Upgrade Market St./Essex St. and Rochelle Ave./Main St. to facilitate access to Routes 17 and 80, Bergen Co. ....	5.000
643.	Alabama .....	Construct improvements to Ensley Avenue between 20th St. and Warrior Rd., Birmingham .....	1.000
644.	California .....	Seismic retrofit of Golden Gate Bridge .....	2.000
645.	Illinois .....	Extend Rogers Street to mitigate congestion, Waterloo .....	1.900
646.	Massachusetts	Construct I-95/I-93 interchange, Boston .....	5.000
647.	Minnesota .....	Upgrade TH 13 between TH 77 and I-494 .....	2.000
648.	Indiana .....	Upgrade Ridge Road between Griffith and Highland .....	4.400
649.	California .....	Construct bikeways, Santa Maria .....	0.512
650.	Pennsylvania ..	Upgrade PA 61 between PA 895 and SR 2014, Schuylkill Co. ....	8.000
651.	Pennsylvania ..	Construct road connector and bridge over Allegheny River to link New Kensington with Allegheny Valley Expressway .....	5.000
652.	Alabama .....	Replace pedestrian bridges at Village Creek and Valley Creek, Birmingham .....	0.100
653.	Arkansas .....	Upgrade U.S. 65 in Faulkner and Van Buren Counties .....	4.000
654.	Illinois .....	Reconstruct U.S. 6, Harvey .....	1.660

			[Dollars in Millions]
655.	Texas .....	Construct improvements along US 69 including frontage roads, Jefferson Co. ....	7.680
656.	North Carolina	Relocate US 1 from north of Lakeview to SR 1180, Moore and Lee Counties .....	7.300
657.	Massachusetts	Reconstruct Bates Bridge over Merrimack River .....	4.000
658.	Oregon .....	Design and engineering for Newberg-Dundee Bypass .....	0.500
659.	Massachusetts	Construct Packets Landing Enhancement and Restoration Project, Town of Yarmouth .....	1.000
660.	Massachusetts	Construct roadway improvements on Crosby Drive and Middlesex Turnpike, Bedford, Burlington and Billerica .....	7.717
661.	Louisiana .....	Construct the Zachary Taylor Parkway project	1.000
662.	Indiana .....	Reconstruct US Rt. 231 between junction of State Road 66 to Dubois Co. line .....	4.500
663.	Massachusetts	Upgrade Lowell Street between Woburn Street and Route 38, Town of Wilmington .....	1.440
664.	New York .....	Redesign Grand Concourse to enhance traffic flow and related enhancements between E. 161st St. and Fordham Rd., New York City	13.000
665.	Massachusetts	Upgrade Spring St. between Bank and Latham Streets, Williamstown .....	2.000
666.	Massachusetts	Construct bikeway between Blackstone and Worcester .....	8.000
667.	Indiana .....	Repair signal wires, grade-crossing warning devices and other safety protections along South Shore Railroad between Gary and Michigan City .....	0.700
668.	Hawaii .....	Upgrade Puuloa Road between Kamehameha Highway and Salt Lake Blvd. ....	9.000
669.	California .....	Upgrade call boxes throughout Santa Barbara County .....	1.500
670.	Missouri .....	Upgrade Route 6 between I-29 and Route AC, St. Joseph .....	5.000
671.	Tennessee .....	Upgrade Briley Parkway between McGavock Pike and I-65 .....	9.000
672.	Wisconsin .....	Upgrade Highway 151 between Platteville and Dubuque .....	8.000
673.	Michigan .....	Construct Detroit Metropolitan/Wayne County South Access Road .....	20.000
674.	Missouri .....	Upgrade Route 36 between Hamilton and Chillicothe .....	20.000
675.	Pennsylvania ..	Extend Martin Luther King Busway, Allegheny Co. ....	2.200
676.	Illinois .....	Study upgrading Illinois 13/127 between Murphysboro and Pinckneyville .....	2.100
677.	Pennsylvania ..	Construct access to site of former Philadelphia Naval Shipyard and Base, Philadelphia .....	2.000
678.	California .....	Construct extension of State Route 180 between Rt. 99 and the Hughes/West Diagonal	8.000
679.	Iowa .....	Construct overpass to eliminate railroad crossing in Burlington .....	3.475
680.	West Virginia	Construct Riverside Expressway, Fairmont .....	36.000
681.	Massachusetts	Construct South Weymouth Naval Air Station Connectivity Improvements .....	16.300
682.	Ohio .....	Construct Eastern US Rt. 23 bypass of Portsmouth .....	5.000
683.	Texas .....	Construct highway-rail-marine intermodal project, Corpus Christi .....	11.000
684.	Illinois .....	Construct Central Ave.-Narragansett Ave. connector, Chicago .....	8.700
685.	Massachusetts	Preliminary design of Route 2 connector to downtown Fitchburg .....	2.000

			[Dollars in Millions]
686.	Connecticut ....	Implement Trinity College Area road improvements, Hartford .....	6.810
687.	New Jersey ....	Construct Collingswood Circle eliminator, Camden .....	8.000
688.	Virginia .....	Upgrade Virginia Route 10, Surrey Co. ....	1.000
689.	Alabama .....	Construct repairs to viaducts connecting downtown and midtown areas, Birmingham .....	0.600
690.	Connecticut ....	Replace Windham Road bridge, Windham .....	2.000
691.	Maine .....	Implement rural ITS .....	0.250
692.	Tennessee ....	Construct SR22 Bypass, Obion Co. ....	10.000
693.	Ohio .....	Construct Black River intermodal transportation center .....	5.600
694.	California .....	Construct the South Central Los Angeles Exposition Park Intermodal Urban Access Project in Los Angeles .....	26.000
695.	Georgia .....	Upgrade I-75 between the Crisp/Dooly Co. line to the Florida State line .....	11.000
696.	California .....	Construct bicycle paths as part of regional system, Agoura Hills .....	0.100
697.	Massachusetts	Construct bicycle and pedestrian facility (The Riverwalk), Peabody .....	1.440
698.	California .....	Construct I-5 rail grade crossings between I-605 and State Route 91, Los Angeles and Orange Counties .....	20.120
699.	California .....	Construct tunnel with approaches as part of Devils Slide project in San Mateo Co. ....	8.000
700.	Texas .....	Construct US Highway 59 railroad crossing overpass in Texarkana .....	3.500
701.	South Carolina	Construct improvements to I-95/SC 38 interchange .....	9.000
702.	Texas .....	Construct Cleveland Bypass .....	13.500
703.	Illinois .....	Rehabilitate WPA Streets in Chicago .....	4.700
704.	California .....	Implement ITS technologies in Employment Center area of City of El Segundo .....	3.550
705.	California .....	Construct grade-separated bicycle path along Los Angeles River between Fulton Ave. to the vicinity of Sepulveda Blvd. and the Sepulveda Basin Recreation Area, Los Angeles .....	1.600
706.	Michigan .....	Replace Barton Rd./M-14 interchange, Ann Arbor .....	1.000
707.	Missouri .....	Upgrade Mo. Rt. 150, Jackson Co. ....	6.000
708.	Michigan .....	Construct M-24 Corridor from I-69 to southern Lapeer County .....	4.000
709.	Virginia .....	Upgrade Route 58 from Stuart up Lovers' Leap Mountain towards Carroll Co. ....	7.000
710.	Massachusetts	Implement Cape and Islands Rural Roads Initiative, Cape Cod .....	0.500
711.	New York .....	Rehabilitate Broadway Bridge, New York City .....	1.470
712.	Massachusetts	Implement Phase II of unified signage system, Essex Co. ....	0.391
713.	Arizona .....	Design, engineering and ROW acquisition for Area Service Highway, Yuma .....	1.000
714.	Alabama .....	Construct Decatur Southern Bypass .....	2.000
715.	California .....	Construct new I-95 interchange with Highway 99W, Tehama Co. ....	2.200
716.	New York .....	Study transportation improvements for segments of Hutchinson River Parkway and New England Thruway which pass through the Northeast Bronx .....	1.000
717.	California .....	Construct Alameda Corridor East, San Gabriel Valley .....	2.940
718.	Massachusetts	Reconstruct Pleasant Street-River Terrace, Holyoke .....	1.600
719.	Mississippi ....	Upgrade Alva-Stage Rd., Montgomery Co. ....	1.500

			[Dollars in Millions]
720.	New York .....	Upgrade Frederick Douglas Circle, New York City .....	14.650
721.	West Virginia	Construct New River Parkway .....	6.000
722.	Illinois .....	Upgrade Wood Street between Little Calumet River to 171st St., Dixmore, Harvey, Markham, Hazel Crest .....	0.990
723.	Michigan .....	Improve Hoban Road and Grand Avenue, City of Mackinac Island .....	1.120
724.	Oregon .....	Construct South Rivergate rail overcrossing in Portland .....	13.000
725.	Mississippi ....	Upgrade West County Line Road, City of Jackson .....	11.000
726.	Massachusetts	Implement directional signage program between Worcester CBD and regional airport .....	0.600
727.	California .....	Upgrade D Street between Grand and Second Streets, Hayward .....	1.200
728.	Pennsylvania ..	Construction of noise barriers along State Route 28, Aspinwall .....	0.800
729.	Michigan .....	Upgrade Tittabawasee Road between Mackinaw Road and Midland Road, Saginaw Co. ....	4.000
730.	South Carolina	Construct North Charleston Regional Intermodal Center .....	4.500
731.	Ohio .....	Upgrade SR 7 (Eastern Ave.) to improve traffic flow into Gallipolis, Gallia Co. ....	2.000
732.	California .....	Modify HOV lanes, Marin Co. ....	7.000
733.	Minnesota .....	Construct Highway 210 trail/underpass, Brainerd/Baxter .....	0.640
734.	Pennsylvania ..	Design, engineer, ROW acquisition and construct the Wilkes-Barre/Scranton International Airport Access Road between Route 315 and Commerce Blvd. ....	2.000
735.	Tennessee .....	Construct greenway and bicycle path corridor, City of White House .....	3.800
736.	Texas .....	Upgrade Highway 271 between Paris and Pattonville .....	2.000
737.	North Carolina	Upgrade US-158 in Warren and Halifax Counties .....	3.000
738.	Connecticut ....	Revise interchange ramp on to Route 72 northbound from I-84 East in Plainville, Connecticut .....	3.750
739.	California .....	Improve Mission Boulevard in San Bernardino, California .....	8.500
740.	Ohio .....	Widen and reconstruct State Route 82 from Lorain/Cuyahoga County line to I.R. 77. ....	8.000
741.	Tennessee .....	Widen US-321 from Kinzel Springs to Wean Valley Road .....	9.100
742.	New Hampshire.	Construct Orford Bridge .....	3.400
743.	Oklahoma .....	Reconstruct US-70 in Marshall and Bryan Counties .....	0.200
744.	Washington ....	Widen SR522 from SR-9 to Paradise Lake Road .....	4.000
745.	New York .....	Improve Cross Westchester Expressway .....	1.000
746.	Pennsylvania ..	Improve US 22/Canoe Creek Blair County .....	2.000
747.	Missouri .....	Upgrade US-60 in Carter County, Missouri. ....	27.000
748.	Ohio .....	Relocate State Route 60 from Zanesville to Dresden, Muskingum County .....	1.500
749.	Pennsylvania ..	Construct PA 16 Truck climbing lane in Franklin County .....	1.000
750.	Indiana .....	Conduct railroad relocation study in Muncie ....	0.060
751.	Pennsylvania ..	Construct highway-transit transfer facility in Lemoyne .....	2.000
752.	Georgia .....	Construct surface transportation facilities along Atlanta-Griffin-Macon corridor .....	39.000

			[Dollars in Millions]
753.	Louisiana .....	Improve US-165 from Alexandria to Monroe ...	40.000
754.	Ohio .....	Upgrade US-30 from Wooster to Riceland .....	15.000
755.	Washington ....	Construct Edmonds Crossing Multi-modal transportation project in Edmonds, Washington. ....	5.000
756.	Indiana .....	Remove and replace Walnut Street in Muncie ...	2.140
757.	Pennsylvania ..	Improve South Central Business Park in Fulton County .....	1.000
758.	Pennsylvania ..	Construct exit ramp on I-180 at State Route 2049 in Lycoming County .....	10.500
759.	Washington ....	Construct pedestrian access and safety on Deception Pass Bridge, Deception Pass State Park, Washington .....	1.000
760.	Illinois .....	Improve and construct grade separation on Cockrell Lane in Springfield .....	2.400
761.	Virginia .....	Construct the Kemper Street Station connector road in Lynchburg .....	2.000
762.	Oklahoma .....	Reconstruct and widen I-40 Crosstown Bridge and Realignment in downtown Oklahoma City, including demolition of the existing bridge, vehicle approach roads, interchanges, intersections, signalization and supporting structures between I-35 and I-44. ....	97.050
763.	New Mexico ...	Improve I-25 at Raton Pass .....	10.000
764.	California .....	Reconstruct La Loma Bridge in Pasadena .....	3.000
765.	New York .....	Conduct traffic calming study on National Scenic Byway Route 5 in Hamburg .....	0.100
766.	Pennsylvania ..	Improve PA-8 between Cherry Tree and Rynd Farm .....	6.400
767.	Alabama .....	Construct Historic Whistler Bike Trail in Prichard, Alabama .....	0.670
768.	Alaska .....	Construct capital improvement to the Alaska Marine Highway and related facilities: \$6,000,000 for Seward, \$3,000,000 for Ketchikan and \$3,000,000 for Hollis .....	12.000
769.	Connecticut ....	Rehabilitate Route 202 bridge in New Milford, Connecticut .....	2.700
770.	Wisconsin .....	Construct U.S. Highway 10, Freemont to Appleton .....	4.000
771.	Texas .....	Conduct major investment study for Outer Loop freeway extension between I-35 West at State Highway 170 and State Highway 199 in Tarrant County .....	0.500
772.	Pennsylvania ..	Reconfigure US-13/Pennsylvania Turnpike interchange .....	4.000
773.	Washington ....	Construct Washington Pass visitor facilities on North Cascades Highway .....	1.200
774.	Washington ....	Improve Huntington Avenue South in Castle Rock .....	0.750
775.	California .....	Construct Centennial Transportation Corridor ..	21.000
776.	Kentucky .....	Extend Hurstbourne Parkway from Bardstown Road to Fern Valley Road .....	8.560
777.	Pennsylvania ..	Eliminate 16 at-grade rail crossings through Erie .....	8.000
778.	California .....	Construct Cabot-Camino Capistrano Bridge project in Southern Orange County .....	2.000
779.	Utah .....	Widen 106th South from I-15 to Bangerter Highway in South Jordan .....	5.000
780.	Ohio .....	Upgrade 11 warning devices on the rail north/south line from Toledo to Deshler .....	1.100
781.	Washington ....	Construct Port of Kalama River Bridge .....	0.900
782.	California .....	Improve Folsom Boulevard—Highway 50 in the city of Folsom .....	4.000

			[Dollars in Millions]
783.	New Hampshire.	Construct the Broad Street Parkway in Nashua	16.300
784.	New York .....	Construct County Road 93 between NYS 27 and NYS 454. ....	0.515
785.	Washington ....	Improve Clinton Ferry Terminal in Clinton .....	7.750
786.	Illinois .....	Construct Riverfront pedestrian walkway in Peoria .....	0.050
787.	Colorado .....	Construct alternative truck route in Montrose ..	5.600
788.	New York .....	I-87 Noise Abatement Program .....	10.000
789.	New Jersey ....	Construct Toms River bridge project connecting Dover and South Toms River Borough .....	3.000
790.	California .....	Install SiliconValley Smart Corridor project along the I-880 corridor .....	4.860
791.	Illinois .....	Construct Veterans Parkway from Eastland Drive to Commerce Parkway in Bloomington	11.040
792.	Pennsylvania ..	Construct Drexel University Infrastructure Research Facility roadway improvements .....	1.000
793.	New Jersey ....	Widen Route 1 from Pierson Avenue to Inman Avenue in Middlesex County .....	7.000
794.	Michigan .....	Construct US-131 Cadillac Bypass project .....	5.000
795.	New Hampshire.	Reconstruct US-3 Carroll town line 2.1 miles north .....	2.000
796.	Texas .....	Upgrade State Highway 35 Houston District Brazoria County .....	12.000
797.	Tennessee .....	Construct US-27 from State Road 61 to Morgan County line .....	5.500
798.	Pennsylvania ..	Install citywide signalization (SAMI) project in Lebanon .....	1.000
799.	Maryland .....	Upgrade US-113 north of US-50 to MD-589 in Worcester County, Maryland .....	24.000
800.	Louisiana .....	Construct Florida Expressway in St. Bernard and Orleans Parishes .....	0.200
801.	Colorado .....	Construct I-25 truck lane from Lincoln Avenue to Castle Pines Parkway in Douglas County	3.000
802.	Oklahoma .....	Conduct study of Highway 3 in McCurtain, Pushmataha and Atoka Counties. ....	0.300
803.	Texas .....	Reconstruct intermodal connectors on Highway 78 and Highway 544 in Wylie .....	10.000
804.	Georgia .....	Construct noise barriers on the westside of I-185 between Macon Road and Airport Thruway and on I-75 between Mt. Zion Road and Old Dixie Highway in the Atlanta area .....	1.000
805.	Arkansas .....	Construct the Ashdown Bypass/Overpass in Ashdown .....	5.000
806.	Illinois .....	Construct Peoria City River Center parking facility in Peoria .....	4.000
807.	Arkansas .....	Study and construct a multi-modal facility Russellville, Arkansas. ....	1.000
808.	Washington ....	Design and implement report and environmental study of the I-5 corridor in Everett, Washington .....	1.000
809.	Pennsylvania ..	Construct Newton Hamilton SR 3021 over Juniata River in Mifflin County .....	2.000
810.	Texas .....	Widen State Highway 6 from from Senior Road to FM521 .....	12.100
811.	South Dakota	Construct Eastern Dakota Expressway (Phase I) .....	15.790
812.	Kentucky .....	Construct necessary connections for the Taylor Southgate Bridge in Newport and the Clay Wade Bailey Bridge in Covington .....	9.500
813.	Washington ....	Construct traffic signals on US-2 at Olds Owens Road and 5th Street in Sultan, Washington. ....	0.257

			[Dollars in Millions]
814.	Minnesota .....	Widen Trunk Highway 14/52 from 75th Street, NW to Trunk Highway 63 in Rochester .....	13.000
815.	New Jersey ....	Improve Old York Road/Rising Run Road intersection in Burlington .....	6.640
816.	Pennsylvania ..	Construct I-81 noise abatement program in Dauphin County .....	0.640
817.	Alabama .....	Construct Crepe Myrtle Trail near Mobile, Alabama .....	1.600
818.	California .....	Construct SR-78/Rancho Del Oro interchange in Oceanside .....	5.000
819.	New Jersey ....	Improve grade separations on the Garden State Parkway in Cape May County, New Jersey. ..	14.000
820.	Pennsylvania ..	Construct Western Innerloop from PA-26 to State Route 3014 .....	3.600
821.	Kansas .....	Widen US-169 in Miami County .....	13.500
822.	New Hampshire.	Construct Hindsale Bridge .....	3.000
823.	Washington ....	Construct I-5 interchanges in Lewis County ....	6.650
824.	Georgia .....	Widen Georgia Route 6/US-278 in Polk County	10.888
825.	Pennsylvania ..	Improve access and interchange from I-95 to the international terminal at Philadelphia International Airport .....	5.000
826.	Pennsylvania ..	Construct rail mitigation and improvement projects from Philadelphia to New Jersey Line .....	12.800
827.	Nevada .....	Extend I-580 in Washie and Douglas Counties	5.000
828.	Georgia .....	Resurface Davis Drive, Green Street, and North Houston Road in Warner Robins .....	0.400
829.	Oregon .....	Repair Port of Hood River Bridge Lift Span project .....	1.500
830.	New York .....	Improve access to I-84/Dutchess intermodal facility in Dutchess County .....	3.000
831.	Georgia .....	Conduct a study of an interstate multimodal transportation corridor from Atlanta to Chattanooga .....	5.000
832.	Nebraska .....	Corridor study for Louisville South bypass from State Highway 66 to State Highway 50 .....	0.100
833.	Michigan .....	Conduct feasibility study on widening US-12 to three lanes between US-127 and Michigan Highway 50. ....	0.250
834.	Kentucky .....	Correct rock hazard on US-127 in Russell County .....	0.035
835.	New York .....	Construct new exit 46A on I-90 at Route 170 in North Chili .....	10.000
836.	California .....	Construct parking lot, pedestrian bridge and related improvements to improve intermodal transportation in Yorba Linda .....	3.800
837.	Missouri .....	Construct US-412 corridor from Kennett to Hayti, Missouri. ....	8.000
838.	Florida .....	ITS improvements on US-19 in Pasco County	2.000
839.	Florida .....	Construct I-4 reversible safety lane in Orlando	14.000
840.	Connecticut ....	Improve and realign Route 8 in Winchester .....	2.020
841.	Louisiana .....	Construct State Highway 3241/State Highway 1088/I-12 interchange in St. Tammany Parish, Louisiana. ....	10.000
842.	Nebraska .....	Corridor study for Plattsmouth Bridge area to US-75 and Horning Road .....	0.350
843.	Michigan .....	Construct US-131 Business route/industrial connector in Kalamazoo .....	2.000
844.	Michigan .....	Reconstruct I-94 between Michigan Route 14 and US-23 .....	12.000
845.	California .....	Construct Ontario International Airport ground access program .....	10.500

			[Dollars in Millions]
846.	Texas .....	Construct the George H.W. Bush Presidential Corridor from Bryan to east to I-45 .....	10.000
847.	Virginia .....	Construct I-73 from Roanoke to the North Carolina border .....	8.500
848.	Louisiana .....	Kerner's Ferry Bridge Replacement project .....	1.000
849.	Washington ....	Widen SR-522 in Snohomish County: \$3,650,000 for phase 1 from SR-9 to Lake Road; \$1,500,000 to construct segment from Paradise Lake Road to Snohomish River Bridge .....	5.200
850.	California .....	Plan and design interchange between I-15 and Sante Fe Road in Barstow, California. ....	4.000
851.	California .....	Upgrade Ft. Irwin Road from I-15 to Fort Irwin .....	1.500
852.	Nebraska .....	Construct bridge in Newcastle .....	4.000
853.	Indiana .....	Conduct rail-highway feasibility project study in Muncie .....	0.100
854.	New Jersey ....	Replace the Ocean City-Longport bridge in Cape May County, New Jersey. ....	26.000
855.	Kentucky .....	Construct a segment of the I-66 corridor from Somerset to I-75 .....	15.000
856.	Ohio .....	Improve and widen SR-45 from North of the I-90 interchange to North Bend Road in Ashtabula County, Ohio .....	7.920
857.	Illinois .....	Construct I-88 interchange at Peace Road in Dekalb .....	2.000
858.	Virginia .....	Widen Route 123 from Prince William County line to State Route 645 in Fairfax County, Virginia. ....	10.000
859.	Pennsylvania ..	Widen and improve Route 449 in Potter County	1.000
860.	Ohio .....	Conduct feasibility study for inclusion of US-22 as part of the Interstate System .....	0.100
861.	New Hampshire.	Improve the Bridge Street bridge in Plymouth	1.000
862.	Louisiana .....	Conduct a feasibility and design study of Louisiana Highway 30 between Louisiana Highway 44 and I-10 .....	2.000
863.	Louisiana .....	Construct I-610 noise and safety barrier in the Lake View section of New Orleans, Louisiana. ....	1.000
864.	New York .....	Conduct North Road Corridor study in Oswego County .....	1.500
865.	Kansas .....	Construct Diamond interchange at Antioch and I-435 .....	8.400
866.	Iowa .....	Reconstruct I-235 in Polk County .....	6.900
867.	Florida .....	Construct Port of Palm Beach road access improvements, Palm Beach County, Florida. ....	21.000
868.	Tennessee .....	Improve the Elizabethton Connector from US-312 to US-19 East .....	8.450
869.	California .....	Stabilize US-101 at Wilson Creek .....	1.000
870.	Michigan .....	Improve the I-73 corridor in Jackson and Lenawee Counties .....	5.250
871.	Arkansas .....	Improve Arkansas State Highway 59 from Rena Road to Old Uniontown Road in Van Buren .....	2.500
872.	Illinois .....	Construct Richton Road, Crete .....	2.000
873.	Ohio .....	Widen Licking-SR-79-06.65 (PID 8314) in Licking County .....	9.400
874.	New York .....	Improve and reconstruct Commerce Street in York Town .....	0.280
875.	Arkansas .....	Construct Highway 371 from Magnolia to Prescott .....	3.000
876.	Arkansas .....	Construct Highway 82 from Hamburg to Montrose .....	7.000



			[Dollars in Millions]
877.	California .....	Improve SR-91/Green River Road interchange	6.500
878.	California .....	Widen and improve I-5/State Route 126 interchange in Valencia .....	13.900
879.	Pennsylvania ..	Construct US-30 Bypass from Exton Bypass to PA-10 .....	4.400
880.	Illinois .....	Replace State Route 47 Bridge in Morris .....	19.000
881.	New York .....	Construct County Road 67 at Long Island Expressway Exit 57 between County Road 17 and .....	0.700
882.	California .....	Construct I-10/Barton Road West/Anderson Street connection .....	5.000
883.	New York .....	Reconstruct Route 9 in Plattsburgh .....	3.354
884.	Illinois .....	Engineering for Peoria to Chicago expressway ..	5.000
885.	Louisiana .....	Construct Hourma-Thibodaux to I-10 connector from Gramercy to Houma .....	3.100
886.	Washington ....	Construct Peace Arch Crossing of Entry (PACE) lane in Blaine .....	4.900
887.	Florida .....	Purchase and install I-275 traffic management system in Pinellas County, Florida. ....	1.000
888.	Mississippi .....	Construct I-55 connectors to US-51 in Madison, Mississippi. ....	3.000
889.	Alabama .....	Construct Anniston Eastern Bypass from I-20 to Fort McClellan in Calhoun County .....	44.600
890.	Connecticut ....	Realign and extend Hart Street in New Britain	4.000
891.	Texas .....	Construct Spur 10 from SH-36 to US-59 .....	4.000
892.	Wisconsin .....	Construct U.S. Highway 151 Fond du Lac Bypass .....	30.000
893.	Ohio .....	Grade separation project at Snow Road Brook Park .....	3.000
894.	Nebraska .....	Conduct corridor study from Wayne to Vermilion-Newcastle bridge .....	0.550
895.	Pennsylvania ..	Construct Erie Eastside Connector .....	21.600
896.	New York .....	Reconstruct County Route 24 in Franklin County .....	2.473
897.	Pennsylvania ..	Construct SR-3019 over Great Trough Creek in Huntingdon County .....	0.500
898.	California .....	Construct Tulare County roads in Tulare County .....	9.000
899.	Pennsylvania ..	Widen PA-228 from Criders Corners to State Route 3015 .....	1.200
900.	South Carolina	Three River Greenway Project to and from Gervals Street in Columbia .....	5.000
901.	Washington ....	Construct State Route 305 corridor improvements in Poulsbo, Washington. ....	3.500
902.	Pennsylvania ..	Improve Lewistown Narrows US-322 in Mifflin and Juniata County .....	1.000
903.	Nevada .....	Construct the US-395 Carson City Bypass .....	5.000
904.	Illinois .....	Reconstruct I-74 through Peoria .....	12.865
905.	Florida .....	Widen Gunn Highway between Erlich Road and South Mobley Road in Hillsborough County ..	2.000
906.	New York .....	Construct intermodal transportation hub in Patchogue .....	2.500
907.	New York .....	Upgrade and relocate Utica-Rome Expressway in Oneida, County New York. ....	20.000
908.	Georgia .....	Conduct a study of a multimodal transportation corridor from Lawrenceville to Marietta .....	2.400
909.	Georgia .....	I-75 advanced transportation management system in Cobb County .....	1.700
910.	New Hampshire.	Berlin Heritage Project from the Everett turnpike to Hudson in Berlin County .....	0.050
911.	Alabama .....	Engineer, acquire right-of-way, and construct the Birmingham Northern Beltline in Jefferson County .....	20.000

			[Dollars in Millions]
912.	Florida .....	Replace St. Johns River Bridge in Volusia and Seminole Counties .....	14.000
913.	Maryland .....	Improve Halfway Boulevard east and west of Exit 5, I-81 in Washington County .....	4.000
914.	Georgia .....	Construct Harry S. Truman Parkway .....	3.550
915.	Pennsylvania ..	Reconstruct the I-81 Davis Street interchange in Lackawanna .....	8.000
916.	Illinois .....	Widen 143rd Street in Orland Park .....	8.000
917.	Pennsylvania ..	Conduct study of Ft. Washington transportation improvements, Upper Dublin, PA. ....	0.500
918.	Kansas .....	Construct grade separations on US-36 and US-77 in Marysville, Kansas. ....	4.200
919.	Ohio .....	Relocate Harrison/Belmont US-250 .....	6.000
920.	Arkansas .....	Widen 28th Street and related improvements in Van Buren, Arkansas .....	1.000
921.	Tennessee .....	Improve County Road 374 in Montgomery County .....	5.000
922.	Virginia .....	Conduct feasibility study for the construction I-66 from Lynchburg to the West Virginia border .....	0.500
923.	Florida .....	Expand Palm Valley Bridge in St. Johns County .....	3.100
924.	Michigan .....	Acquire right-of-way and construct M-6 Grand Rapids South Beltline in Grand Rapids, Michigan. ....	28.720
925.	Pennsylvania ..	Reconstruct PA-309 in Eastern Montgomery with \$4,000,000 for noise abatement .....	17.400
926.	Colorado .....	Reconstruct I-225/Iliiff Avenue interchange in Aurora .....	5.500
927.	California .....	Widen US-101 from Windsor to Arata Interchange .....	1.600
928.	New Jersey ....	Design and construction Belford Ferry Terminal in Belford, New Jersey. ....	4.600
929.	Louisiana .....	Construct East-West Corridor project in Southwest Louisiana .....	1.000
930.	Kentucky .....	Construct US-127 Jamestown Bypass .....	5.800
931.	Kentucky .....	Conduct feasibility study for Northern Kentucky High Priority Corridor (I-74) .....	0.500
932.	Utah .....	Improve 5600 West Highway from 2100 South to 4100 South in West Valley City .....	5.000
933.	Arkansas .....	Construct US-270 East-West Arterial in Hot Springs .....	9.000
934.	New York .....	Improve Route 31 from Baldwinsville to County Route 57 .....	11.750
935.	Arkansas .....	Widen West Phoenix Avenue and related improvements in Fort Smith, Arkansas. ....	8.000
936.	Arkansas .....	Improve Arkansas State Highway 12 from US-71 at Rainbow Curve to Northwest Arkansas Regional Airport .....	0.500
937.	Texas .....	Widen State Highway 35 from SH288 in Angleton to FM521 and dedicate \$630,000 to the acquisition of right-of-way in Brazoria County .....	6.900
938.	Louisiana .....	Congestion mitigation and safety improvements to the Central thruway in Baton Rouge .....	3.000
939.	North Carolina	Widen North Carolina Route 24 from Swansboro to US-70 in Onslow and Carteret Counties .....	4.000
940.	North Carolina	Construct US-13 from the Wilson the US-264 Bypass to Goldsboro in Wayne and Wilson Counties .....	4.500
941.	Michigan .....	Construct Bridge Street bridge project in Southfield .....	4.200

			[Dollars in Millions]
942.	Connecticut ....	Improve Route 7 utility and landscaping in New Milford .....	7.200
943.	Pennsylvania ..	Construct access improvements between exits 56 and 57 off I-81 in Lackawanna .....	1.700
944.	New Jersey ....	Construct grade separation of Route 35 and Tinton falls and extend Shrewsbury Avenue in Monmouth .....	5.000
945.	Washington ....	Improve I-5/196th Street, Southwest Freeway interchange in Lynnwood, Washington. ....	4.500
946.	Tennessee .....	Extend Pellissippi Parkway from State Route 33 to State Route 321 in Blount County .....	11.800
947.	New York .....	Improve Route 281 in Cortland .....	9.000
948.	California .....	Construct I-15 Galinas interchange in Riverside County .....	8.500
949.	New Hampshire.	Construct the Keene bypass .....	6.150
950.	Illinois .....	Design and construct US-67 corridor from Jacksonville to Beardstown .....	10.000
951.	Virginia .....	Conduct Williamsburg 2007 transportation study .....	0.325
952.	Mississippi ....	Widen US-84 from I-55 at Brookhaven to US-49 at Collins .....	1.250
953.	New York .....	Reconstruct Jackson Avenue in New Windsor, Orange County .....	2.624
954.	Texas .....	Widen State Highway 6 from FM521 to Brazoria County line and construct railroad overpass .....	12.200
955.	Tennessee .....	Reconstruct road and causeway in Shiloh Military Park in Hardin County .....	15.000
956.	Florida .....	Pedestrian safety initiative on US-19 in Pinellas County .....	6.800
957.	Washington ....	Improve primary truck access route on East Marine View Drive, FAST corridor in Washington .....	4.900
958.	Florida .....	Construct Wonderwood Connector from Mayport to Arlington, Duval County, Florida.	38.000
959.	California .....	Improve the Avenue H overpass in Lancaster County .....	6.100
960.	Pennsylvania ..	Improve safety on PA-41 from US-30 to PA-926 .....	6.000
961.	New Jersey ....	Construct Route 29/129 bicycle, pedestrian and landscape improvement plan .....	5.500
962.	Idaho .....	Construct critical interchanges and grade-crossings on US-20 between Idaho Falls and Chester .....	10.000
963.	Louisiana .....	Expand Perkins Road in Baton Rouge .....	10.000
964.	Pennsylvania ..	Widen US 30 from Walker Rd to Fayetteville in Franklin County .....	2.000
965.	Wyoming .....	Construct Jackson-Teton Pathway in Teton County .....	1.830
966.	Utah .....	Widen 7200 South in Midvale .....	1.100
967.	Washington ....	Conduct feasibility study of State Route 35 Hood River bridge in White Salmon .....	1.000
968.	Arkansas .....	Upgrade US Route 412, Harrison to Mountain Home, Arkansas .....	3.550
969.	Nevada .....	Canamex Corridor Innovative Urban Renovation project in Henderson .....	7.000
970.	Georgia .....	Construct Athens to Atlanta Transportation Corridor .....	8.000
971.	California .....	Widen State Route 29 between Route 281 and Route 175 .....	0.500
972.	California .....	Upgrade US-101 from Eureka to Arcata .....	1.000

			[Dollars in Millions]
973.	Louisiana .....	Expand Harding Road from Scenic Highway to the Mississippi River and construct an information center .....	3.600
974.	Indiana .....	Improve Southwest Highway from Bloomington to Evansville .....	30.000
975.	Pennsylvania ..	Construct Route 72 overpass at Conrail in Lebanon .....	8.810
976.	Indiana .....	Construct Hazel Dell Parkway from 96th Street to 146th Street in Carmel .....	5.500
977.	New Jersey ....	Replace Calhoun Street Bridge in Trenton .....	1.300
978.	Utah .....	Reconstruct US-89 and interchange at 200 North in Kaysville .....	7.000
979.	California .....	Construct Nogales Street at Railroad Street grade separation in Los Angeles County, California. ....	4.500
980.	Pennsylvania ..	Improve Bedford County Business Park Rd in Bedford County .....	2.000
981.	Utah .....	Extend Main Street from 5600 South to Vine Street in Murray .....	11.500
982.	Pennsylvania ..	Construct US-30 at PA-772 and PA-41 .....	6.000
983.	Illinois .....	Improve Sugar Grove US30 .....	2.500
984.	California .....	Improve Route 99/Route 120 interchange in Manteca County .....	8.000
985.	Pennsylvania ..	Widen US-11/15 between Mt. Patrick and McKees Half Falls in Perry County .....	5.000
986.	Ohio .....	Add lanes and improve intersections on Route 20 in Lake County, Ohio .....	2.000
987.	Pennsylvania ..	Construct PA-283 North Union Street ramps in Dauphin County .....	2.450
988.	California .....	Improve and construct I-80 reliever route project; Walters Road and Walters Road Extension Segments .....	7.400
989.	Alabama .....	Expand US-278 in Cullman County .....	6.000
990.	Ohio .....	Construct Chagrin River/Gulley Brook corridor scenic greenway along I-90 in Lake County .....	1.545
991.	Oregon .....	Construct phase I: highway 99 to Biddle Road of the highway 62 corridor solutions project. ....	23.500
992.	New York .....	Renovate State Route 9 in Phillipstown .....	3.840
993.	Arkansas .....	Enhance area in the vicinity of Dickson Street in Fayetteville .....	1.500
994.	Missouri .....	Construction US-67/Route 60 interchange in Poplar Bluff, Missouri. ....	8.000
995.	Kansas .....	Widen US-81 from Minneapolis, Kansas to Nebraska. ....	27.800
996.	California .....	Widen US-101 from Petaluma Bridge to Novato .....	33.000
997.	Alabama .....	Construct new I-10 bridge over the Mobile River in Mobile, Alabama. ....	14.375
998.	Mississippi ....	Upgrade and widen US-49 in Rankin, Simpson, and Covington Counties .....	1.250
999.	California .....	Realign and improve California Route 79 in Riverside County .....	6.000
1000.	New Jersey ....	Construct East Windsor Bear Brook pathway system .....	0.360
1001.	New York .....	Construct Hutton Bridge Project .....	3.000
1002.	Ohio .....	Improve State Route 800 in Monroe County ....	0.500
1003.	Pennsylvania ..	Improve PA-41 between Delaware State line and PA-926 .....	7.600
1004.	New York .....	Improve Hiawatha Boulevard and Harrison Street corridors in Syracuse .....	2.250
1005.	Pennsylvania ..	Replace Dellville Bridge in Wheatfield .....	1.000
1006.	Florida .....	Construct I-4/John Young Parkway interchange project in Orlando .....	13.659
1007.	Connecticut ....	Reconstruct Broad Street in New Britain .....	3.200

			[Dollars in Millions]
1008.	Washington ....	Widen US-395 in the vicinity of mile post 170 north of Spokane .....	10.000
1009.	New York .....	Construct NYS Route 27 at intersection of North Monroe Avenue .....	4.700
1010.	New York .....	Reconstruct Route 23/Route 205 intersection in Oneonta .....	0.850
1011.	Alaska .....	Construct Pt. Mackenzie Intermodal Facility ....	9.000
1012.	Maryland .....	Construct phase 1A of the I-70/I-270/US-340 interchange in Frederick County .....	15.000
1013.	Illinois .....	Widen and improve US-34 interchange in Aurora .....	8.000
1014.	Florida .....	A-1-A Beautification project in Daytona, Florida .....	4.400
1015.	Louisiana .....	Construct I-49 interchange at Caddo Port Road in Shreveport .....	5.600
1016.	Tennessee .....	Construct Kingsport Highway in Washington County .....	2.000
1017.	New Hampshire.	Improve 3 Pisquataqua River Bridges on the New Hampshire—Maine border .....	2.200
1018.	Nebraska .....	Construct the Antelope Valley Overpass in Lincoln .....	7.500
1019.	Pennsylvania ..	Install traffic signal upgrade in Clearfield Borough in Clearfield County .....	0.500
1020.	North Carolina	Construct US-311(I-74) from NC-68 to US-29A-70A .....	30.500
1021.	California .....	Design and initiation of long term improvements along Highway 199 in Del Norte County, California .....	0.500
1022.	Virginia .....	Improve Lee Highway Corridor in Fairfax, Virginia. ....	1.800
1023.	Illinois .....	Improve roads in the Peoria Park District .....	0.810
1024.	California .....	Construct Overland Drive overcrossing in Temecula .....	5.000
1025.	Iowa .....	Construct the Julien Dubuque Bridge over the Mississippi River at Dubuque .....	28.000
1026.	Kentucky .....	Construct highway-rail grade separations along the City Lead in Paducah .....	1.100
1027.	Indiana .....	Safety improvements to McKinley and Riverside Avenues in Muncie .....	9.100
1028.	Pennsylvania ..	Gettysburg comprehensive road improvement study .....	4.000
1029.	Indiana .....	Reconstruct Wheeling Avenue in Muncie .....	1.600
1030.	Indiana .....	Construct Hoosier Heartland from Lafayette to Ft. Wayne .....	25.000
1031.	Louisiana .....	Upgrade and widen I-10 between Williams Boulevard and Tulane Avenue in Jefferson and Orleans Parishes .....	11.000
1032.	Louisiana .....	Construct Metairie Rail Improvements and Relocation project in Jefferson and Orleans Parishes, Louisiana. ....	7.000
1033.	Wisconsin .....	Construct STH-26/US-41 Interchange in Oshkosh .....	3.000
1034.	Pennsylvania ..	Improve Sidling Hill Curve and Truck Escape in Fulton County .....	0.500
1035.	New York .....	Construct Wellwood Avenue from Freemont Street to Montauk Highway in Lindenhurst ..	1.200
1036.	New York .....	Improve ferry infrastructure in Greenport .....	1.000
1037.	Alaska .....	Construct Spruce Creek Bridge in Soldotna .....	0.350
1038.	Alabama .....	Construct East Foley corridor project from Baldwin County Highway 20 to State Highway 59 in Alabama. ....	7.000
1039.	Louisiana .....	Construct North/South Road/I-10-US-61 connection in the Kenner, Louisiana. ....	7.000

			[Dollars in Millions]
1040.	Texas .....	Construct FM2234(McHard Road) from SH-35 to Beltway 8 at Monroe Boulevard .....	6.400
1041.	Michigan .....	Construct M-5 Haggerty Connector .....	3.200
1042.	Kentucky and Indiana.	Ohio River Major Investment Study Project, Kentucky and Indiana .....	40.100
1043.	Ohio .....	Construct Muskingum-SR-16 .....	8.000
1044.	Ohio .....	Relocate SR-30 for final design of south alternative in Carroll County, Ohio .....	1.000
1045.	Missouri .....	Upgrade US-63 in Howell County, Missouri. ...	8.000
1046.	California .....	Widen SR-23 between Moorpark and Thousand Oaks .....	14.000
1047.	New York .....	Construct CR-3 at Southern State Parkway overpass between Long Island Expressway and Colonial Springs .....	1.400
1048.	Washington ....	Improve I-90/Sunset Way interchange in Issaquah, WA .....	19.800
1049.	New York .....	Construct Elmira Arterial from Miller to Cedar .....	3.000
1050.	California .....	Construct Imperial Highway grade separation and sound walls at Esperanza Road/Orangethorpe Avenue in Yorba Linda, California. ....	14.500
1051.	Wyoming .....	Widen and improve Cody—Yellowstone Highway from the entrance to Yellowstone National Park to Cody .....	10.170
1052.	Florida .....	West Palm Beach Traffic Calming Project on US-1 and Flagler Drive .....	15.000
1053.	Missouri .....	Construction and upgrade of US-71/I-49 in Newton and McDonald County, Missouri. ....	33.303
1054.	Virginia .....	Commuter and freight rail congestion and mitigation project over Quantico Creek .....	10.000
1055.	California .....	Complete Citraeado Parkway project in San Diego County .....	3.000
1056.	Tennessee .....	Improve State Route 92 from I-40 to South of Jefferson City .....	4.550
1057.	Washington ....	Redevelop Port of Anacortes waterfront .....	0.077
1058.	Mississippi .....	Widen US-98 from Pike County to Foxworth ..	1.250
1059.	New York .....	Construct US-219 from Route 39 to Route 17 ..	20.000
1060.	Michigan .....	Construct US-27 between St. Johns and Ithaca ..	8.500
1061.	California .....	Construct highway-rail grade separation for Fairway Drive and Union Pacific track .....	4.215
1062.	Tennessee .....	Reconstruct Old Walland Highway bridge over Little River in Townsend .....	1.680
1063.	California .....	Construct I-10 Tippecanoe/Anderson interchange project in Loma Linda and San Bernardino County, California. ....	2.000
1064.	California .....	Construct State Route 76 in Northern San Diego. ....	10.000
1065.	Nebraska .....	Construct NE-35 alternative and modified route expressway in Norfolk and Wayne .....	4.500
1066.	Arkansas .....	Construct Highway 425 from Pine Bluff to the Louisiana State line .....	7.000
1067.	Tennessee .....	Construct bridge and approaches on State Route 33 over the Tennessee River (Henley Street Bridge) .....	13.200
1068.	Mississippi ....	Construct Jackson International Airport Parkway and connectors from High Street to the Jackson International Airport in Jackson, Mississippi. ....	10.000
1069.	Wisconsin .....	Reconstruct U.S. Highway 10, Waupaca County .....	12.000
1070.	Ohio .....	Construct highway-rail grade separations on Heisley Road between Hendricks Road and Jackson Street in Mentor .....	8.205
1071.	Virginia .....	Widen I-64 Bland Boulevard interchange .....	30.675

			[Dollars in Millions]
1072.	Illinois .....	Improve IL-159 in Edwardsville .....	4.275
1073.	Iowa .....	Extend NW 86th Street from NW 70th Street to Beaver Drive in Polk County .....	7.000
1074.	New York .....	Construct County Route 21, Peekskill Hollow Road renovation project .....	7.577
1075.	Iowa .....	IA-192 relation and Avenue G viaduct in Council Bluffs .....	6.000
1076.	Ohio .....	Upgrade and widen US-24 from I-469 to I-475 .....	23.000
1077.	Illinois .....	Construct crossings over Fox River in Kane County .....	12.500
1078.	Florida .....	Construct North East Dade Bike Path in North Miami Beach, Florida. ....	1.600
1079.	Pennsylvania ..	Improve Oxford Valley Road/US-1 interchange in Bucks County .....	2.000
1080.	California .....	Improve highway access to Humboldt Bay and Harbor Port .....	0.500
1081.	North Carolina	Construct I-85 Greensboro Bypass in Greensboro, North Carolina. ....	29.500
1082.	Pennsylvania ..	Reconfigure I-81 Exit 2 Ramp in Franklin County .....	0.700
1083.	Indiana .....	Feasibility study of State Road 37 improvements in Noblesville, Elwood and Marion .....	0.600
1084.	New Jersey ....	Revitalize Route 130 from Cinnaminson to Willingboro .....	4.000
1085.	Ohio .....	Upgrade I-77/US-250/SR-39 interchange in Tuscarawas County .....	1.000
1086.	Virginia .....	Enhance Maple Avenue streetscape in Vienna, Virginia .....	2.700
1087.	Arkansas .....	Widen Highway 65/82 from Pine Bluff to the Mississippi State line .....	7.000
1088.	New Jersey ....	Construct Route 31 Fleming Bypass in Hunterdon County, New Jersey. ....	15.400
1089.	New York .....	Conduct safety study and improve I-90 in Downtown Buffalo .....	0.400
1090.	Utah .....	Widen SR-36 from I-80 to Mills Junction .....	3.000
1091.	Alabama .....	Construct the Montgomery Outer Loop from US-80 to I-85 via I-65 .....	17.650
1092.	Tennessee .....	Construct Foothills Parkway from Walland to Weans Valley .....	11.500
1093.	California .....	Upgrade and synchronize traffic lights in the Alameda Corridor East in Los Angeles County .....	23.000
1094.	New York .....	Conduct feasibility study of new International bridges on the NY/Canada border .....	0.500
1095.	Colorado .....	Construct C-470/I-70 ramps in Jefferson Co. ..	6.250
1096.	Virginia .....	Improve Route 123 from Route 1 to Fairfax County line in Prince William County, Virginia. ....	15.000
1097.	Washington ....	Construct Interstate 405/NE 8th Street interchange project in Bellevue, WA .....	23.500
1098.	New Hampshire.	Widen I-93 from Salem north .....	12.100
1099.	South Dakota	Replace Meridan Bridge .....	3.250
1100.	Washington ....	Extend Mill Plain Boulevard in Vancouver .....	4.000
1101.	Colorado .....	Improve SH-74/JC-73 interchange in the city of Evergreen in Jefferson County .....	6.250
1102.	Tennessee .....	Improve US-64 in Hardeman and McNairy Counties .....	5.000
1103.	Illinois .....	Design and construct I-72/MacArthur Boulevard interchange in Springfield .....	5.500
1104.	Pennsylvania ..	Replace bridge over Shermans Creek in Carroll	1.000
1105.	Illinois .....	Improve IL-113 in Kankakee .....	7.700

			[Dollars in Millions]
1106.	Pennsylvania ..	Realign PA29 in the Borough of Collegeville, Montgomery County, Pennsylvania .....	0.550
1107.	Louisiana .....	Construct Causeway Boulevard/Earhart Expressway interchange in Jefferson, Parish, Louisiana .....	5.000
1108.	Pennsylvania ..	Improve PA 26 in Huntingdon County .....	1.000
1109.	New York .....	Construct Furrows Road from Patchogue/Holbrook Road to Waverly Avenue in Islip .....	1.500
1110.	Tennessee .....	Reconstruction of US-414 In Henderson County .....	5.000
1111.	Indiana .....	Widen 116th Street in Carmel .....	1.500
1112.	Louisiana .....	Reconstruct Jefferson Lakefront bikepath in Jefferson Parish, Louisiana. ....	1.000
1113.	Utah .....	Construct 7800 South from 1300 West to Bangerter Highway in West Jordan .....	6.500
1114.	Mississippi .....	Construct segment 2 and 3 of the Bryam-Clinton Corridor in Hinds County .....	1.250
1115.	Kentucky .....	Construct Route 259-101 from Brownsville to I-65 .....	1.000
1116.	New Jersey ....	Replace Kinnaman Avenue bridge over Pohatcong Creek in Warren County .....	1.600
1117.	Louisiana .....	Widen Lapaleo Boulevard from Barataria Boulevard to Destrehan Avenue in Jefferson Parish, Louisiana. ....	5.000
1118.	Florida .....	Restore and rehabilitate Miami Beach Bridge and waterfront in Miami Beach, Florida. ....	1.800
1119.	Texas .....	Widen Highway 287 from Creek Bend Drive to Waxahacie bypass .....	13.500
1120.	Utah .....	Widen and improve 123rd/126th South from Jordan River to Bangerter Highway in Riverton .....	5.000
1121.	Ohio .....	Construct a new interchange at County Road 80 and I-77 in Dover with \$100,000 to preserve or reconstruct the Tourism Information Center .....	7.100
1122.	Pennsylvania ..	Realign Route 501 in Lebanon County .....	1.600
1123.	Pennsylvania ..	Construct Williamsport-Lycoming County Airport Access road from I-180 to the airport ...	7.000
1124.	New York .....	Construct the Mineola intermodal facility and Hicksville intermodal facility in Nassau County .....	14.000
1125.	Arkansas .....	Construct Highway 15 from Connector Road to Railroad Overpass in Pine Bluff .....	1.000
1126.	Kentucky .....	Redevelop and improve ground access to Louisville Waterfront District in Louisville, Kentucky. ....	2.840
1127.	Ohio .....	Improve and widen SR-91 from SR-43 south to county line/city line in Solon .....	5.000
1128.	Louisiana .....	Extend I-49 from I-220 to Arkansas State line	4.400
1129.	Pennsylvania ..	West Philadelphia congestion mitigation initiative .....	0.410
1130.	New York .....	Judd Road Connector in New Hartford and Whitestown, New York .....	37.300
1131.	South Dakota	Construct Eastern Dakota Expressway (Phase II) .....	31.438
1132.	Virginia .....	Conduct historic restoration of Roanoke Passange Station in Roanoke .....	0.500
1133.	Louisiana .....	Construct Port of St. Bernard Intermodal facility .....	2.100
1134.	Mississippi .....	Construct segment 2 of the Jackson University Parkway in Jackson .....	1.250
1135.	Indiana .....	Extend East 56th Street in Lawrence .....	6.500
1136.	Ohio .....	Improve and construct SR-44/Jackson Street Interchange in Painesville .....	4.000



			[Dollars in Millions]
1137.	Pennsylvania ..	Widen US-30 from US-222 to PA-340 and from PA-283 to PA-741 .....	12.000
1138.	Ohio .....	Construct State Route 209 from Cambridge and Byesville to the Guernsey County Industrial Park .....	2.200
1139.	California .....	Construct I-5/Avenida Vista Hermosa interchange in San Clemente .....	3.000
1140.	Pennsylvania ..	Improve PA 17 from PA 274 to PA 850 in Perry County .....	1.000
1141.	Georgia .....	Improve GA-316 in Gwinnett County .....	40.900
1142.	New York .....	Construct congestion mitigation project for Brookhaven .....	5.000
1143.	New Hampshire.	Construct Chestersfield Bridge .....	3.000
1144.	California .....	Improve the interchange at Cabo and Nason Street in Moreno Valley .....	6.000
1145.	Missouri .....	Widen US-63 in Randolph and Boone Counties, Missouri .....	45.360
1146.	New Jersey ....	Upgrade Garden State Parkway Exit 142 .....	30.000
1147.	New York .....	Improve Bedford-Banksville Road from Millbrook to Connecticut State line .....	2.880
1148.	New York .....	Upgrade and improve Albany to Saratoga to intermodal transportation corridor .....	14.200
1149.	Oklahoma .....	Reconstruct US-99/SH377 from Prague to Stroud in Lincoln County .....	9.000
1150.	Washington ....	Safety improvements to State Route 14 in Columbia River Gorge National Scenic Area .....	4.200
1151.	Nevada .....	Widen I-50 between Fallon and Fernley .....	4.000
1152.	South Carolina	Widen and relocate SC-6 in Lexington County .....	8.000
1153.	Kansas .....	Widen US-54 from Liberal, Kansas southwest to Oklahoma. ....	8.000
1154.	Virginia .....	Improve East Eldon Street in Herndon .....	0.500
1155.	Michigan .....	Improve US-31 from Holland to Grand Haven .....	5.000
1156.	Arkansas .....	Construct turning lanes at US-71/AR-8 intersection in Mena .....	0.250
1157.	California .....	Widen LaCosta Avenue in Carlsbad .....	3.000
1158.	Alaska .....	Improve roads in Kotzebue .....	2.350
1159.	New Hampshire.	Construct Manchester Airport access road in Manchester .....	10.700
1160.	Texas .....	Upgrade SH 130 in Caldwell and Williamson Counties .....	1.000
1161.	South Dakota	Construct Heartland Expressway Phase I .....	6.505
1162.	New York .....	Design and construct Outer Harbor Bridge in Buffalo. ....	16.260
1163.	Pennsylvania ..	Reconstruct State Route 2001 in Pike County .....	9.000
1164.	Ohio .....	Construct interchange at I-480 in Independence, Ohio. ....	6.000
1165.	New Mexico ...	Improve US-70 southwest of Portales .....	10.000
1166.	California .....	Willits Bypass, Highway 101 in Mendocino County, California .....	1.000
1167.	Florida .....	Widen US-192 between County Route 532 and I-95 in Brevard and Osceola Counties .....	25.000
1168.	Georgia .....	Widen US-84 South from US-82 to the Ware County Line in Wayeross and Ware Counties .....	3.200
1169.	New Hampshire.	Reconstruct bridge over the Connecticut River between Lebanon, NH and White River Junction, VT .....	3.000
1170.	Ohio .....	Conduct feasibility study for the construction of Muskingum County South 93-22-40 connector .....	0.700
1171.	Georgia .....	Reconstruct SR-26/US-60 from Bull River to Lazaretto Creek .....	3.550
1172.	Wisconsin .....	Improve Janesville transportation .....	4.000
1173.	Illinois .....	Reconstruct US-30 in Joliet .....	9.000

			[Dollars in Millions]
1174.	New Mexico ...	Complete the Paseo del Norte East Corridor in Bernalillo County .....	7.500
1175.	Michigan .....	Construct I-96/Beck Wixom Road interchange .....	2.600
1176.	Pennsylvania ..	Construct US-322 Conchester Highway between US-1 and PA-452 .....	25.000
1177.	New Mexico ...	Extend Unser Boulevard in Albuquerque .....	1.000
1178.	Arkansas .....	Conduct planning for highway 278 and rail for the Warren/Monticello Arkansas Intermodal Complex .....	1.000
1179.	Washington ....	Widen SR-543 from I-5 to International Boundary, Washington. ....	3.616
1180.	New York .....	Construct congestion mitigation project for Smithtown .....	1.000
1181.	Mississippi .....	Widen MS-15 from Laurel to Louiseville .....	10.000
1182.	Pennsylvania ..	Construct Abbey Trails in Abington Township .....	0.500
1183.	Mississippi .....	Construct East Metro Corridor in Rankin County, Mississippi. ....	3.500
1184.	Utah .....	Construct I-15 interchange at Atkinville .....	8.000
1185.	California .....	Improve SR-70 from Marysville Bypass to Oroville Freeway .....	15.000
1186.	New Hampshire.	Construct Conway bypass from Madison to Bartlett .....	7.100
1187.	New York .....	Improve the Route 31/I-81 Bridge in Watertown .....	2.473
1188.	Pennsylvania ..	Relocate PA-113 at Creamery Village in Skippack .....	3.000
1189.	Indiana .....	Upgrade 4 warning devices on north/south rail line from Terre Haute to Evansville .....	0.400
1190.	Pennsylvania ..	Construct noise abatement barriers along US-581 from I-83 2 miles west in Cumberland County .....	0.480
1191.	Louisiana .....	Install computer signal synchronization system in Baton Rouge .....	6.500
1192.	Alabama .....	Construct US-231/I-10 Freeway Connector from the Alabama border to Dothan .....	1.350
1193.	Michigan .....	Improve I-94 in Kalamazoo County .....	5.000
1194.	Florida .....	Construct Englewood Interstate connector from River Road to I-75 in Sarasota and Charlotte Counties .....	10.000
1195.	New York .....	Construct Hamilton Street interchange in Erwin. ....	16.500
1196.	Alabama .....	Extend I-759 in Etowah County .....	15.000
1197.	Pennsylvania ..	US-209 Marshall's Creek Traffic Relief project in Monroe County .....	10.000
1198.	Georgia .....	Construct the Fall Line Freeway from Bibb to Richmond Counties .....	23.000
1199.	Indiana .....	Construct SR-9 bypass in Greenfield .....	3.150
1200.	Illinois .....	Construct Alton Bypass from IL-40 to Fosterburg Road .....	2.500
1201.	New York .....	Replace of Route 92 Limestone Creek Bridge in Manlius .....	4.000
1202.	Indiana .....	Upgrade 14 warning devices on east/west rail line from Gary to Auburn .....	1.400
1203.	New York .....	Improve 6th and Columbia Street project in Elmira .....	0.700
1204.	Michigan .....	Improve Kent County Airport road access in Grand Rapids, Michigan by extending 36th Street, improving 48th Street, and constructing the I-96/Whitneyville Interchange .....	11.280
1205.	Arkansas .....	Enhance area around the Paris Courthouse in the vicinity of Arkansas Scenic Highway 22 and Arkansas Scenic Highway 309, Paris Arkansas .....	0.400

			[Dollars in Millions]
1206.	Virginia .....	Downtown Staunton Streetscape Plan—Phase I in Staunton .....	0.500
1207.	New York .....	Construct CR-85 from Foster Avenue to CR97 in Suffolk County .....	0.675
1208.	California .....	Construct interchange between I-15 and Main Street in Hesperia, California .....	10.000
1209.	Pennsylvania ..	Construct Ardmore Streetscape project .....	0.500
1210.	New York .....	Reconstruct Route 25/Route 27 intersection in St. Lawrence County .....	1.000
1211.	Connecticut ....	Relocate and realign Route 72 in Bristol .....	5.410
1212.	Pennsylvania ..	Improve Park Avenue/PA 36 in Blair County ...	0.600
1213.	Virginia .....	Construct Route 288 in the Richmond Metropolitan Area .....	22.000
1214.	New York .....	Construct city of Glen Cove waterfront improvements .....	5.000
1215.	North Carolina	Upgrade and improve US-19 from Maggie Valley to Cherokee .....	20.000
1216.	New York .....	Construct Eastern Long Island Scenic Byway in Suffolk County .....	15.000
1217.	Pennsylvania ..	Widen SR-247 and SR-2008 between 84 and Lackawanna Valley Industrial Highway for the Moosic Mountain Business Park .....	10.900
1218.	Louisiana .....	Construct and equip Transportation Technology and Emergency Preparedness Center in Baton Rouge, Louisiana .....	5.400
1219.	Pennsylvania ..	Reconstruct I-95/Street Road interchange in Bucks County .....	1.770
1220.	Mississippi .....	Widen State Route 24 from Liberty to I-55 .....	1.250
1221.	New York .....	Initiate study and subsequent development and engineering of an international trade corridor in St. Lawrence County .....	2.000
1222.	Missouri .....	Construct Highway 36 Hannibal Bridge and approaches in Marion County .....	3.496
1223.	New York .....	Reconstruct Ridge Road Bridge in Orange County .....	0.160
1224.	New Jersey ....	Reconstruct South Pemberton Road from Route 206 to Hanover Street .....	8.000
1225.	Ohio .....	Improve Alum Creek Drive from I-270 to Frebis Avenue in Franklin County .....	7.000
1226.	Ohio .....	Construct SR-315 Ohio State University Ramp project in Franklin County .....	3.000
1227.	North Carolina	Construct US-64/264 in Dare County .....	2.000
1228.	New Mexico ...	Improve US-70 from I-25 to Organ in New Mexico. ....	25.000
1229.	Kentucky .....	Construct connection between Natcher Bridge and KY-60 east of Owensboro .....	3.000
1230.	California .....	Widen 5th Street and replace 5th Street bridge in Highland, California .....	1.000
1231.	New Mexico ...	Reconstruct US-84/US-285 from Santa Fe to Espanola .....	15.000
1232.	Iowa .....	Improve IA-60 Corridor from LeMar to MN State line .....	8.800
1233.	Louisiana .....	Construct Leeville Bridge on LA-1 .....	1.500
1234.	Tennessee .....	Reconstruct US-27 in Morgan County .....	3.000
1235.	Texas .....	Improve US 82, East-West Freeway between Memphis Avenue and University Avenue .....	16.400
1236.	Alabama .....	Construct Eastern Black Warrior River Bridge and acquire right-of-way and construct an extension of the Black Warrior Parkway from US-82 to US-43 in Tuscaloosa County .....	23.000
1237.	North Carolina	Construct US-117, the Elizabeth City Bypass in Pasquotank County .....	4.500
1238.	Florida .....	Construct Cross Seminole Trail connection in Seminole County .....	1.500

			[Dollars in Millions]
1239.	New York .....	Construct County Road 50 in the vicinity of Windsor Avenue .....	1.360
1240.	Ohio .....	Construct greenway enhancements in Madison .....	2.300
1241.	Nebraska .....	Conduct corridor study of NE-35 alternative and modified route in Norfolk, Wayne and Dakota City .....	1.000
1242.	New York .....	Improve Broadway in North Castle in Westchester County .....	2.520
1243.	Louisiana .....	Extend Louisiana Highway 42 between US-61 and I-10 in Ascension Parish .....	8.000
1244.	Alaska .....	Extend Kenai Spur Highway-North Road in Kenai Peninsula Borough .....	8.000
1245.	Utah .....	Construct underpass at 100th South in Sandy .....	3.900
1246.	Connecticut ....	Construct Seaview Avenue Corridor project .....	10.000
1247.	New Jersey ....	Replace Maple Grange Road bridge over Pochuck Creek in Sussex County .....	1.800
1248.	New York .....	Construct congestion mitigation project for Riverhead .....	2.500
1249.	Pennsylvania ..	Improve PA 453 from Water Street to Tyrone in Huntingdon County .....	1.000
1250.	Oklahoma .....	Reconstruct County Road 237 from Indianola to Wichita Mountains Wildlife Refuge .....	0.250
1251.	Washington ....	Construct 192nd Street from Sr-14 to SE 15th .....	5.000
1252.	Ohio .....	Construct Licking-Thornwood Connector in Licking County .....	1.500
1253.	Pennsylvania ..	Improve I-95/PA-413 Interchange in Bucks County .....	7.500
1254.	Florida .....	Construct US-98/Thomas Drive interchange ....	15.000
1255.	Texas .....	Widen Meacham Boulevard from I-35W to FM-146 and extend Meacham Boulevard from west of FM-156 to North Main Street .....	3.500
1256.	Utah .....	Construct Cache Valley Highway in Logan .....	7.000
1257.	Texas .....	Relocation of Indiana Avenue between 19th street to North Loop 289 and Quaker Avenue intersection .....	9.600
1258.	Kentucky .....	Reconstruct KY-210 from Hodgenville to Morning Star Road, Larue County .....	8.000
1259.	Georgia .....	Construct Rome to Memphis Highway in Floyd and Bartow Counties .....	4.112
1260.	Pennsylvania ..	Realign West 38th Street from Shunpike Road to Myrtle Street in Erie County .....	7.200
1261.	New York .....	Upgrade Chenango County Route 32 in Norwich .....	1.600
1262.	California .....	Rehabilitate historic train depot in San Bernadino .....	3.500
1263.	Louisiana .....	Construct the Southern extension of I-49 from Lafayette to the Westbank Expressway .....	5.500
1264.	New York .....	Replace Kennedy-class ferries, Staten Island ....	40.000
1265.	Florida .....	Construct South Connector Road and Airport Road interchange in Jacksonville, Florida .....	9.000
1266.	Virginia .....	Construct the Lynchburg/Madison Heights bypass in Lynchburg .....	1.500
1267.	California .....	Widen I-15 from Victorville to Barstow in California .....	24.000
1268.	New York .....	Traffic Mitigation Project on William Street and Losson Road in Cheektowaga .....	3.000
1269.	Pennsylvania ..	Improve PA 56 from I-99 to Somerset County Line in Bedford County .....	1.000
1270.	Pennsylvania ..	Renovate Harrisburg Transportation Center in Dauphin County .....	2.500
1271.	Washington ....	Widen Columbia Center Boulevard in Kennewick .....	1.610
1272.	Indiana .....	Improve State Road 31 in Columbus .....	0.500

			[Dollars in Millions]
1273.	New York .....	Construct pedestrian access bridge from Utica Union Station .....	0.250
1274.	Pennsylvania ..	Improve Route 219 in Clearfield County .....	1.000
1275.	Kentucky .....	Construct KY-70 from Cave City to Mammoth Cave .....	2.000
1276.	New Jersey ....	Replace Groveville-Allentown Road bridge in Hanilton .....	3.200
1277.	Washington ....	Construct Mount Vernon multi-modal transportation facility project in Mount Vernon, Washington .....	3.500
1278.	New Jersey ....	Construct pedestrian bridge in Washington Township .....	3.000
1279.	Indiana .....	Install traffic signalization system in Muncie ....	0.900
1280.	New Mexico ...	Improve 84/285 between Espanola and Hernandez .....	5.000
1281.	Florida .....	Widen of State Road 44 in Volusia County .....	2.250
1282.	Maryland .....	Construct improvements a I-270/MD-187 interchange .....	10.000
1283.	Louisiana .....	Increase capacity of Lake Pontchartrain Causeway .....	2.000
1284.	Pennsylvania ..	Construct Walnut Street pedestrian bridge in Dauphin County .....	1.000
1285.	Pennsylvania ..	Improve US-22/PA-866 Intersection in Blair County .....	2.000
1286.	Indiana .....	Expand 126th Street in Carmel .....	1.000
1287.	Ohio .....	Upgrade 1 warning device on the rail line from Marion to Ridgeway .....	0.100
1288.	Illinois .....	Conduct Midwest Regional intermodal facility feasibility study in Rochelle .....	0.400
1289.	Minnesota .....	Construct Trunk Highway 610/10 from Trunk Highway 169 in Brooklyn Park to I-94 in Maple Grove .....	16.000
1290.	Oklahoma .....	Improve Battiest-Pickens Road between Battiest and Pickens in McCurtain County ...	3.000
1291.	Mississippi ....	Widen US-61 from Louisiana State line to Adams County .....	1.250
1292.	California .....	Construct capital improvements along I-680 corridor .....	5.000
1293.	Arkansas .....	Study and construct Van Buren intermodal port facility in Van Buren, Arkansas .....	0.300
1294.	New York .....	Construct access road from Lake Avenue to Milestrip Road in Blasdell .....	0.240
1295.	Iowa .....	Construct I-29 airport interchange overpass in Sioux City .....	6.200
1296.	Pennsylvania ..	Construct PA-309 Sumneytown Pike Connector .....	4.400
1297.	Kentucky .....	Construct Savage-Cedar Knob Bridge at Koger Creek .....	0.350
1298.	Washington ....	Widen SR-527 from 112th SE to 132nd SE in Everett .....	4.700
1299.	Kentucky .....	Complete I-65 upgrade from Elizabethtown to Tennessee State line .....	5.000
1300.	Illinois .....	Replace Gaumer Bridge near Alvin .....	0.900
1301.	South Carolina	Construct I-26/US-1 connector in Columbia ....	12.000
1302.	Illinois .....	Construct Sullivan Road Bridge over the Fox River .....	10.000
1303.	California .....	Extend State Route 7 in Imperial County .....	10.000
1304.	South Carolina	Construct high priority surface transportation projects eligible for Federal-aid highway funds. ....	10.000
1305.	New York .....	Construct Erie Canal Preserve I-90 rest stop in Port Byron .....	3.000
1306.	Virginia .....	Improve Harrisonburg East Side roadways in Harrisonburg .....	0.500

			[Dollars in Millions]
1307.	Texas .....	Improve I-35 West from Spur 280 to I-820 in Fort Worth .....	4.000
1308.	Pennsylvania ..	Construct US-202 Section 600 Phase I Early Action project in Upper Gwynedd and Lower Gwynedd .....	5.000
1309.	Pennsylvania ..	PA 26 over Piney Creek 2-bridges in Bedford County .....	0.800
1310.	Florida .....	Widen and realign Eller Drive in Port Everglades, Florida .....	5.600
1311.	Illinois .....	Improve access to Rantoul Aviation Center in Rantoul .....	1.600
1312.	Florida .....	Deploy magnetic lane marking system on I-4 ...	0.500
1313.	Alaska .....	Construct the a bridge joining the Island of Gravina to the Community of Ketchikan on Revilla Island .....	20.000
1314.	Louisiana .....	Conduct feasibility study, design and construction of connector between Louisiana Highway 16 to I-12 in Livingston Parish .....	5.000
1315.	New York .....	Improve Hardscrabble Road from Route 22 to June Road in North Salem .....	2.880
1316.	California .....	Enhance Fort Bragg and Willitis passenger stations .....	0.500
1317.	New Mexico ...	Improve Uptown in Bernalillo County .....	1.500
1318.	Missouri .....	Construction of airport ground transportation terminal for the Springfield/Branson Airport intermodal facility in Springfield, Missouri ....	5.000
1319.	North Carolina	Widen US-421 from North Carolina Route 194 to two miles East of US-221 .....	7.400
1320.	Kentucky .....	Construct US-127: \$800,000 for the segment between the Albany Bypass and KY-90; \$10,375,000 for the segment between the Albany Bypass and Clinton County High School; \$40,000 for the segment between KY696 and the Tennessee State line .....	11.215
1321.	Missouri .....	Upgrade US-71 interchange in Carthage, Missouri .....	1.000
1322.	Ohio .....	Reconstruct Morgan County 37 in Morgan County .....	0.500
1323.	New York .....	Construct Maybrook Corridor bikeway in Dutchess County .....	1.404
1324.	New York .....	Construct Poughkeepsie Intermodal Facility in Poughkeepsie .....	3.750
1325.	Illinois .....	Construct Orchard Road Bridge over the Fox River .....	7.000
1326.	Pennsylvania ..	Improve PA-23 Corridor from US-30 Bypass between Lancaster County line and Morgantown .....	4.000
1327.	California .....	Improve State Route 57 interchange at Lambert Road in Brea .....	0.985
1328.	Texas .....	Upgrade State Highway 35 Yoakum District in Matagorda and Buazovia Counties .....	12.000
1329.	Pennsylvania ..	Improve T-344 Bridge over Mahantango Creek in Snyder County .....	0.700
1330.	Ohio .....	Complete safety/bicycle path in Madison Township .....	0.030
1331.	New Jersey ....	Upgrade Montvale/Chestnut Ridge Road and Grand Avenue intersection at Garden State Parkway in Bergen County .....	0.500
1332.	Kentucky .....	Widen US-27 from Norwood to Eubank .....	30.000
1333.	California .....	Extend Highway 41 in Madera County .....	10.000
1334.	New York .....	Improve and reconstruct Stony Street in York Town .....	0.350

			[Dollars in Millions]
1335.	Pennsylvania ..	Complete Broad Street ramps at Route 611 bypass in Bucks County .....	2.330
1336.	Tennessee .....	Construct State Route 131 from Gill Road to Bishop Road .....	2.400
1337.	Georgia .....	Construct the Savannah River Parkway in Bullock, Jenkins, Screven and Effinghaus Counties .....	10.000
1338.	Illinois .....	Improve Illinois Route 29 in Sangamon and Christian Counties .....	2.300
1339.	Mississippi .....	Widen State Route 6 from Pontotoc to US-45 at Tupelo in Mississippi .....	15.000
1340.	Kansas .....	Construct road and rail grade separations in Wichita .....	35.000
1341.	Illinois .....	Widen US-20 in Freeport .....	5.100
1342.	Minnesota .....	Construct Mankato South Route in Mankato ....	7.000
1343.	Michigan .....	Construct interchange at Eastman Avenue/US-10 in Midland .....	11.000
1344.	California .....	Highway 65 improvement and mitigation project .....	4.000
1345.	Pennsylvania ..	Improve access to Raystown in Huntingdon County .....	1.500
1346.	Indiana .....	Construct East 79th from Sunnyside Road to Oaklandon Road in Lawrence .....	4.000
1347.	Georgia .....	Widen and reconstruct Corder Road from Pineview Drive to the Russell Parkway .....	3.400
1348.	New York .....	Rehabilitate Jay Covered Bridge in Essex County .....	1.000
1349.	New York .....	Improve Long Ridge Road from Pound Ridge Road to Connecticut State line .....	2.800
1350.	Mississippi .....	Widen MS-45 from Brooksville to US-82 in Mississippi. ....	4.500
1351.	Ohio .....	Upgrade US-30 from SR-235 in Hancock County to the Ontario Bypass in Richland County .....	15.000
1352.	Illinois .....	Construct an interchange at I-90 and Illinois Route 173 in Rockford .....	7.500
1353.	New York .....	Construct Route 17-Lowman Crossover in Ashland .....	4.800
1354.	New Jersey ....	Rehabilitate East Ridgewood Avenue over Route 17 in Bergen County .....	3.600
1355.	Pennsylvania ..	St. Thomas Signals Hade and Jack Rds US-30 in Franklin County .....	0.200
1356.	New York .....	Improve Route 9 in Dutchess County .....	1.560
1357.	Ohio .....	Rail mitigation and improvement projects from Vermillion to Conneaut .....	12.000
1358.	Virginia .....	Complete North Section of Fairfax County Parkway in Fairfax County, Virginia. ....	10.000
1359.	Arkansas .....	Conduct design study and acquire right of way on US-71 in the vicinity of Fort Chaffee, Fort Smith .....	5.000
1360.	Pennsylvania ..	Conduct preliminary engineering on the relocation of exits 4 and 5 on I-83 in York County .....	2.000
1361.	Florida .....	Construct Greater Orlando Aviation Authority Consolidated Surface Access in Orlando .....	1.341
1362.	Florida .....	Construct US17/92 and SR-436 interchange in Orange/Osceola/Seminole County region .....	2.750
1363.	Washington ....	Construct State Route 7—Elbe rest area and interpretive facility in Pierce County, WA. ....	0.600
1364.	Virginia .....	Improve the RIC airport connector road in Richmond .....	3.000
1365.	Tennessee .....	Improve State Road 60 from Waterville to US-64 in Bradley County .....	1.600

			[Dollars in Millions]
1366.	Pennsylvania ..	Relocate US-219 Ridgeway, Pennsylvania, truck bypass connector along Osterhout Street .....	5.000
1367.	Pennsylvania ..	Construct PA 36 Convention Center Connector in Blair County .....	1.000
1368.	New Jersey ....	Construct US-22/Chimney Rock Road interchange in Somerset County .....	23.000
1369.	Alaska .....	Improve Dalton Highway from Fairbanks to Prudhoe Bay .....	5.000
1370.	Pennsylvania ..	Allegheny Trail from Pittsburgh, Pennsylvania to Cumberland, Maryland .....	12.000
1371.	Washington ....	Reconstruct I-82/SR-24 intersection and add lanes on SR-24 to Keys Road .....	8.640
1372.	Pennsylvania ..	Upgrade 2 sections of US-6 in Tioga County ...	1.500
1373.	Illinois .....	Congestion mitigation for Illinois Route 31 and Illinois Route 62 intersection in Algonquin ...	12.000
1374.	Illinois .....	Construct Towanda-Barnes Road in Melean County .....	7.760
1375.	Pennsylvania ..	Construct Lackawanna River Heritage Trail in Lackawanna .....	0.500
1376.	Pennsylvania ..	Reconstruct I-81 Plainfield interchange in Cumberland County .....	3.520
1377.	Kentucky .....	Reconstruct US-231: \$7,500,000 for the segment between Dry Ridge Road and US-231 and US-31; \$4,000,000 for the segment between Allen-Warren County line and Dry Ridge Road .....	11.500
1378.	Tennessee .....	Construct State Route 30 from Athens to Etowah in McMinn County .....	10.320
1379.	Arizona .....	Replace US-93 Hoover Dam Bridge .....	20.000
1380.	Iowa .....	Conduct study of Port of Des Moines, Des Moines .....	0.100
1381.	Missouri .....	Bull Shoals Lake Ferry in Taney County, Missouri. ....	0.697
1382.	Pennsylvania ..	Widen PA-413 in Bucks County .....	7.500
1383.	Mississippi .....	Construct I-20 interchange at Pirate Cove .....	1.000
1384.	Texas .....	Complete State Highway 35 in Aransas County	10.000
1385.	California .....	Construct interchange between I-15 and SR-18 in Victorville/Apple Valley, California. ....	8.000
1386.	Pennsylvania ..	Improve Route 94 Corridor through Hanover to Maryland State Line. ....	8.000
1387.	Ohio .....	Upgrade 2 warning devices on the rail north/south line from Columbus to Toledo .....	0.200
1388.	Pennsylvania ..	Resurface current 219 bypass at Bradford .....	6.500
1389.	New Jersey ....	Construct Route 17 bridge over the Susquehanna and Western Rail line in Rochelle Park .....	1.500
1390.	Louisiana .....	Replace ferry in Plaquemines Parish .....	2.150
1391.	New York .....	Construct Hudson River scenic overlook from Route 9 to Waterfront in Poughkeepsie .....	0.455
1392.	California .....	Complete State Route 56 in San Diego .....	4.000
1393.	New Jersey ....	Replace Clove Road bridge over tributary of Mill Brook and Clove Brook in Sussex County .....	1.000
1394.	California .....	Construct interchanges for I-10 in Coachella Valley, Riverside County .....	3.000
1395.	South Dakota	Construct US-16 Hell Canyon Bridge and approaches in Custer County .....	0.441
1396.	Wisconsin .....	Reconstruct U.S. Highway 151, Waupun to Fond du Lac .....	26.000
1397.	Indiana .....	Construct I-70/Six Points interchange in Marion and Hendricks County .....	19.950
1398.	Wyoming .....	Reconstruct Cheyenne Area Norris Viaduct .....	8.000
1399.	California .....	Extend State Route 52 in San Diego .....	5.000



			[Dollars in Millions]
1400.	Kansas .....	Reconstruct K-7 from Lone Elm Road to Harrison .....	3.100
1401.	Mississippi .....	Construct US-84 from Eddiceton to Auburn Road .....	1.250
1402.	Florida .....	Construct County Road 470 Interchange in Lake County .....	8.000
1403.	Virginia .....	Widen I-81 in Roanoke and Botetourt Counties and in Rockbridge, Augusta and Rockingham Counties .....	6.000
1404.	California .....	Improve and modify the Port of Hueneme Intermodal Corridor—Phase II in Ventura County .....	22.400
1405.	New York .....	Construct Bay Shore Road SR-231 to SR-27 in Suffolk County .....	8.000
1406.	Alabama .....	Complete I-59 interchange in Dekalb County ...	4.000
1407.	Michigan .....	Construct interchange at US-10/Bay City Road in Midland .....	4.000
1408.	Connecticut ...	Improve Route 4 intersection in Harwinton, Connecticut. ....	1.800
1409.	Colorado .....	Construct Wadsworth Boulevard improvement project in Arvada .....	1.000
1410.	Connecticut ...	Reconstruct Post Office/Town Farm Road in Enfield, Connecticut .....	1.500
1411.	Pennsylvania ..	Widen and signalize Sumneytown Pike and Forty Foot Road in Montgomery County, Pennsylvania. ....	4.300
1412.	Tennessee .....	Improve State Road 95 from Westover Drive to SR-62 in Roane and Anderson Counties .....	4.900
1413.	New York .....	FJ&G Rail/Trail Project in Fulton County .....	0.700
1414.	Pennsylvania ..	Construct Towamencin Township multimodal center .....	2.900
1415.	Michigan .....	Relocate US-31 from River Road to Naomi Road in Berrian County .....	18.000
1416.	Alaska .....	Extend West Douglas Road in Goldbelt and Juneau .....	3.300
1417.	Illinois .....	Construct US-67 in Madison and Jersey Counties .....	6.800
1418.	Idaho .....	Reconstruct US-95 from Bellgrove to Mica .....	10.000
1419.	Idaho .....	Construct US-95: Sandcreek Alternate Route in Sandpoint .....	15.000
1420.	Ohio .....	Construct highway-rail grade separations on Snow Road in Brook Park .....	3.000
1421.	New York .....	Construct Southern State Parkway ITS between NYS Route 110 and Sagtikos Parkway .....	4.740
1422.	Florida .....	Widen US-17/92 in Volusia County .....	1.800
1423.	Connecticut ...	Realign Route 4 intersection in Farmington .....	2.800
1424.	Louisiana .....	Construct Louisiana Highway 1 from the Gulf of Mexico to US-90 .....	0.750
1425.	Kentucky .....	Construct Kentucky 31E from Bardstowns to Salt River .....	1.000
1426.	Virginia .....	Constuct Third Bridge/Tunnel Crossing of Hampton Road .....	5.000
1427.	Washington ...	Widen Cook Road in Skagit County, Washington. ....	3.100
1428.	Pennsylvania ..	Construct 25.5 miles of the Perkiomen Trail ....	0.540
1429.	Louisiana .....	Construct Port of South Louisiana Connector in Saint John the Baptist Parish .....	0.700
1430.	New York .....	Construct CR-96 from Great South Bay to Montauk Highway in Suffolk County .....	0.275
1431.	Pennsylvania ..	Construct US-6 Tunkhannock Bypass in Wyoming County .....	2.400
1432.	Alabama .....	Construct Eastern Shore Trail project in Fairhope, Alabama. ....	1.355

			[Dollars in Millions]
1433.	Georgia .....	Construct North River Causeway and Bridge, St. Mary's County .....	2.900
1434.	Utah .....	Construct Phase II of the University Avenue Interchange in Provo .....	10.000
1435.	California .....	Widen SR-71 from Riverside County to SR-91	13.000
1436.	Arkansas .....	Construct access route to Northwest Arkansas Regional Airport in Highfill, Arkansas. ....	16.000
1437.	California .....	Construct Ocean Boulevard and Terminal Island Freeway interchange in Long Beach, California. ....	20.000
1438.	Nebraska .....	Widen and reconstruct I-680 from Pacific Street to Dodge Street in Douglas County ....	8.000
1439.	Indiana .....	Lafayette Railroad relocation project in Lafayette, Indiana. ....	29.400
1440.	Florida .....	Construct pedestrian overpass from Florida National Scenic Trail over I-4 .....	2.500
1441.	Michigan .....	Conduct preliminary engineering, acquire right-of-way, and construct I-75/North Down River Road interchange .....	1.500
1442.	New York .....	Construct CR-82 from Montauk Highway to Sunrise Highway in Suffolk County .....	0.435
1443.	Connecticut ...	Widen Route 10 from vicinity of Lazy Lane to River Street in Southington, Connecticut .....	4.640
1444.	Connecticut ....	Widen Route 4 in Torrington .....	2.800
1445.	Washington ....	Construct Port of Longview Industrial Rail Corridor and Fibre Way Overpass in Longview .....	2.500
1446.	Virginia .....	Construct I-95/State Route 627 interchange in Stafford County .....	4.000
1447.	Colorado .....	Complete the Powers Boulevard north extension in Colorado Springs .....	12.000
1448.	Ohio .....	Construct St. Clairsville Bike Path in Belmont County .....	0.500
1449.	South Dakota ..	Construct Aberdeen Truck bypass .....	2.576
1450.	New York .....	Conduct extended needs study for the Tappan Zee Bridge .....	4.000
1451.	Washington ....	Widen SR-99 between 148th Street and King County Line in Lynnwood .....	3.000
1452.	Texas .....	Construct State Highway 121 from I-30 to US-67 in Cleburne .....	32.000
1453.	Oklahoma .....	Reconstruct US-70 from Broken Bow to Arkansas State line in McCurtain County .....	7.500
1454.	Georgia .....	Conduct study of a multimodal transportation corridor along GA-400 .....	25.000
1455.	New York .....	Reconstruct and widen Route 78 from I-90 to Route 15 .....	5.500
1456.	Nebraska .....	Construct South Beltway in Lincoln .....	5.500
1457.	Nebraska .....	Replace US-81 bridge between Yankton, south Dakota and Cedar County, Nebraska .....	1.500
1458.	Florida .....	Construct Alden Road Improvement Project in Orange County .....	0.700
1459.	California .....	Improve and widen Forest Hill Road in Placer County .....	7.000
1460.	Washington ....	Improve Hillsboro Street/Highway 395 intersection in Pasco .....	3.550
1461.	Missouri .....	Construct Hermann Bridge on Highway 19 in Montgomery and Gasconade Counties .....	1.544
1462.	Utah .....	Widen and improve 123rd/126th South from 700 East to Jordan River in Draper .....	7.000
1463.	Illinois .....	Improve Constitution Avenue in Peoria .....	3.500
1464.	New York .....	Reconstruct Washington County covered bridge project .....	1.700
1465.	New York .....	Reconstruct Stoneleigh Avenue in Putnam County .....	3.920

			[Dollars in Millions]
1466.	Kansas .....	Construct Phase II improvements to US-59 from US-56 to Ottawa .....	10.000
1467.	Pennsylvania ..	Rehabilitate Kenmawr Bridge, Swissvale .....	0.450
1468.	Pennsylvania ..	Construct Steel Heritage Trail between Glenwood Bridge to Clairton via McKeesport .....	0.482
1469.	Illinois .....	Construct Technology Ave. between US Rt. 45 East to Willenborg St., Effingham .....	2.735
1470.	Pennsylvania ..	Conduct preliminary engineering and design for US-219 bypass of Bradford .....	1.000
1471.	Texas .....	Construct relief route around Alice .....	0.250
1472.	Ohio .....	Upgrade State Rt. 18 between I-71 and I-77 ..	2.400
1473.	Illinois .....	Upgrade St. Marie Township Rd., Jasper County .....	0.036
1474.	Illinois .....	Upgrade US 40 in Martinsville .....	0.094
1475.	Michigan .....	Repair 48th Ave., Menominee .....	0.270
1476.	Illinois .....	Undertake improvements to Campus Transportation System, Chicago .....	2.000
1477.	Maine .....	Construct I-95/Stillwater Avenue interchange ..	2.000
1478.	Maine .....	Improve Route 26 .....	1.500
1479.	Maine .....	Improve Route 23 .....	0.500
1480.	Massachusetts	Construct Minuteman Commuter Bikeway-Charles River Bikeway connector, Cambridge and Watertown .....	0.750
1481.	Massachusetts	Construct Cambridge Roadways Improvement project, Cambridge .....	3.000
1482.	Massachusetts	Upgrade Sacramento Street underpass, Somerville .....	0.250
1483.	Massachusetts	Reconstruct roadways, Somerville .....	3.000
1484.	Michigan .....	Construct improvements to 23 Mile Rd. between Mound Rd. and M-53, Macomb .....	3.000
1485.	Minnesota .....	Conduct study of potential for diversion of traffic from the I-35 corridor to commuter rail, Chisago County north of Forest Lake along I-35 corridor to Rush City .....	0.500
1486.	Minnesota .....	Construct Elk River bypass from 171st Ave. at Highway 10 to intersection of County Roads 12 and 13 at Highway 169 .....	3.200
1487.	Minnesota .....	Construct grade separated interchange at south junction of TH 371/Brainerd bypass .....	1.000
1488.	New York .....	Construct Fordham University regional transportation facility .....	3.000
1489.	New York .....	Construct bike paths in the Riverdale section of the Bronx .....	0.500
1490.	New York .....	Construct Phase II of the City of Mount Vernon's New Haven Railroad Redevelopment .....	2.000
1491.	New York .....	Construct Bike Paths along the Bronx River in Bronx Park .....	0.500
1492.	New York .....	Rehabilitate transportation facilities in CO-OP City .....	1.000
1493.	New York .....	Construct sound barriers on both sides of Grand Central Parkway between 172nd St. to Chevy Chase Rd .....	1.940
1494.	New York .....	Construct sound barriers on east side of Clearview Expressway between 15th Rd. and Willets Point Blvd. ....	0.400
1495.	New York .....	Construct sound barriers on Grand Central Parkway between 244th St. and Douglaston Parkway .....	0.500
1496.	New York .....	Rehabilitate roads, Village of Great Neck .....	0.160
1497.	Tennessee .....	Construct pedestrian and bicycle pathway to connect with the Mississippi River Trail, and restore adjacent historic cobblestones on riverfront, Memphis .....	3.000

			[Dollars in Millions]
1498.	Texas .....	Expand Winters Freeway (US83/84) in Abilene between Southwest Drive and US 277 .....	11.200
1499.	New York .....	Reconstruct Springfield Blvd. between the Long Island Rail main line south to Rockaway Blvd., Queens County .....	4.000
1500.	Pennsylvania ..	Construct Frazier Township interchange on SR-28 in Allegheny .....	3.000
1501.	Minnesota .....	Reconstruct St. Louis CSAH 9 (Wallace Avenue) in Duluth .....	0.600
1502.	California .....	Reimburse costs associated with the relocation and protection work performed relating to pipelines, cables, and other facilities impacted by the construction of the Mid-Trench section of the Alameda Corrido project .....	5.350
1503.	Ohio .....	Construct grade separation at Dille Road in Euclid .....	5.000
1504.	Nevada .....	Widen I-15 from the California State line to Las Vegas .....	2.500
1505.	Nevada .....	Improve at-grade railroad crossings in Reno .....	2.500
1506.	New York .....	Reconstruct Flushing Avenue between Humboldt Street and Cypress Avenue, and between Porter Street and Cypress Avenue .....	5.000
1507.	New York .....	Reconstruct Flushing Avenue between Wycoff and Gates Street .....	3.000

**1 SEC. 128. WOODROW WILSON MEMORIAL BRIDGE.**

2 Section 407(a) of the National Highway System Des-  
3 ignation Act of 1995 (109 Stat. 630–631) is amended—

4 (1) by redesignating paragraph (2) as para-  
5 graph (3);

6 (2) by striking “(a)” and all that follows  
7 through the period at the end of paragraph (1) and  
8 inserting the following:

9 “(a) CONVEYANCES.—

10 “(1) CONVEYANCE TO STATES AND DISTRICT  
11 OF COLUMBIA.—

12 “(A) GENERAL AUTHORITY.—Not later  
13 than 60 days after the date of the enactment of  
14 this subparagraph, the Secretary shall convey to

1 the State of Virginia, the State of Maryland,  
2 and the District of Columbia all right, title, and  
3 interest of the United States in and to the  
4 Bridge, including such related riparian rights  
5 and interests in land underneath the Potomac  
6 River as are necessary to carry out the project.

7 “(B) ACCEPTANCE OF TITLE.—Except as  
8 provided in paragraph (3), upon conveyance by  
9 the Secretary, the State of Virginia, the State  
10 of Maryland, and the District of Columbia shall  
11 accept the right, title, and interest in and to the  
12 Bridge.

13 “(C) CONSOLIDATION OF JURISDICTION.—  
14 For the purpose of making the conveyance  
15 under this paragraph, the Secretary of the Inte-  
16 rior and the head of any other Federal depart-  
17 ment or agency that has jurisdiction over the  
18 land adjacent to the Bridge shall transfer such  
19 jurisdiction to the Secretary.

20 “(D) FUNDS ALLOCATED.—No funds  
21 made available for the high cost Interstate Sys-  
22 tem reconstruction and improvement program  
23 under section 160 of title 23, United States  
24 Code, may be allocated for the Bridge before  
25 the State of Virginia, the State of Maryland,

1           and the District of Columbia accept right, title,  
2           and interest in and to the Bridge under this  
3           paragraph.

4           “(2) CONVEYANCE TO AUTHORITY.—After exe-  
5           cution of the agreement under subsection (c), the  
6           State of Virginia, State of Maryland, and the Dis-  
7           trict of Columbia shall convey to the Authority their  
8           respective rights, titles, and interests in and to the  
9           Bridge, including such related riparian rights and  
10          interests in land underneath the Potomac River as  
11          are necessary to carry out the Project. Except as  
12          provided in paragraph (3), upon conveyance by the  
13          Secretary, the Authority shall accept the right, title,  
14          and interest in and to the Bridge and all duties and  
15          responsibilities associated with the Bridge.”; and

16          (3) in paragraph (3), as redesignated by para-  
17          graph (1) of this section, by striking “conveyance  
18          under paragraph (1)” and inserting “conveyance  
19          under this subsection”.

20   **SEC. 129. TRAINING.**

21          (a) TRAINING POSITIONS FOR WELFARE RECIPI-  
22          ENTS.—Section 140(a) is amended by inserting after the  
23          third sentence the following: “In implementing such pro-  
24          grams, a State may reserve training positions for persons  
25          who receive welfare assistance from such State; except

1 that the implementation of any such program shall not  
2 cause current employees to be displaced or current posi-  
3 tions to be supplanted.”.

4 (b) TYPES OF TRAINING.—Section 140(b) is amend-  
5 ed—

6 (1) in the first sentence—

7 (A) by inserting “and technology” after  
8 “construction”; and

9 (B) by inserting after “programs” the fol-  
10 lowing: “, and to develop and fund summer  
11 transportation institutes”; and

12 (2) in the last sentence by striking “may be  
13 available” and inserting “may be utilized”.

14 (c) HEAVY EQUIPMENT OPERATOR TRAINING FACIL-  
15 ITY.—

16 (1) ESTABLISHMENT.—The Secretary shall es-  
17 tablish a heavy equipment operator training facility  
18 in Hibbing, Minnesota. The purpose of the facility  
19 shall be to develop an appropriate curriculum for  
20 training, and to train operators and future operators  
21 of heavy equipment in the safe use of such equip-  
22 ment.

23 (2) FUNDING.—There is authorized to be ap-  
24 propriated out of the Highway Trust Fund (other  
25 than the Mass Transit Account) \$500,000 for each

1 of fiscal years 1998 and 1999 to carry out this sub-  
2 section.

3 (3) APPLICABILITY OF TITLE 23.—Funds made  
4 available to carry out this subsection shall be avail-  
5 able for obligation in the same manner as if such  
6 funds were apportioned under chapter 1 of title 23,  
7 United States Code; except that the Federal share of  
8 the cost of establishment of the facility under this  
9 subsection shall be 80 percent and such funds shall  
10 remain available until expended.

11 (d) MOTOR CARRIER OPERATOR VEHICLE AND  
12 TRAINING FACILITY.—

13 (1) ESTABLISHMENT.—The Secretary shall  
14 make grants to the State of Pennsylvania to estab-  
15 lish and operate an advanced tractor trailer safety  
16 and operator training facility in Chambersburg,  
17 Pennsylvania. The purpose of the facility shall be to  
18 develop and coordinate an advance curriculum for  
19 the training of operators and future operators of  
20 tractor trailers. The facility shall conduct training  
21 on the test track at Letterkenny Army Depot and  
22 the unused segment of the Pennsylvania Turnpike  
23 located in Bedford County, Pennsylvania. The facil-  
24 ity shall be operated by a not-for-profit entity and,  
25 when Federal assistance is no longer being provided



1 with respect to the facility, shall be privately oper-  
2 ated.

3 (2) FUNDING.—Of the amounts made available  
4 for each of fiscal years 1998 through 2003 by sec-  
5 tion 127(a)(3)(H) of this Act, \$500,000 per fiscal  
6 year shall be available to carry out this subsection.  
7 Such funds shall remain available until expended.  
8 The Federal share of the cost of establishment and  
9 operation of the facility under this subsection shall  
10 be 80 percent.

11 **SEC. 130. TRANSPORTATION ASSISTANCE FOR OLYMPIC**  
12 **CITIES.**

13 (a) PURPOSE.—The purpose of this section is to pro-  
14 vide assistance and support to State and local efforts on  
15 surface and aviation-related transportation issues nec-  
16 essary to obtain the national recognition and economic  
17 benefits of participation in the International Olympic  
18 movement and the International Paralympic movement by  
19 hosting international quadrennial Olympic and Paralympic  
20 events in the United States.

21 (b) PRIORITY FOR TRANSPORTATION PROJECTS RE-  
22 LATED TO OLYMPIC EVENTS.—Notwithstanding any other  
23 provision of law, the Secretary may give priority to fund-  
24 ing for a transportation project related to an Olympic  
25 event from funds available to carry out 1 or more of sec-

1 tions 144(g)(1) and 160 of title 23, United States Code,  
2 and sections 5309 and 5326 of title 49, United States  
3 Code, if the project meets the extraordinary needs associ-  
4 ated with an international quadrennial Olympic event and  
5 if the project is otherwise eligible for assistance under  
6 such section.

7 (c) TRANSPORTATION PLANNING ACTIVITIES.—The  
8 Secretary may participate in planning activities of States,  
9 metropolitan planning organizations, and sponsors of  
10 transportation projects related to an international quad-  
11 rennial Olympic event under sections 134 and 135 of title  
12 23, United States Code, and in developing intermodal  
13 transportation plans necessary for such projects in coordi-  
14 nation with State and local transportation agencies.

15 (d) USE OF ADMINISTRATIVE EXPENSES.—The Sec-  
16 retary may provide assistance from funds deducted under  
17 section 104(a) of title 23, United States Code, for the de-  
18 velopment of an Olympic and Paralympic transportation  
19 management plan in cooperation with an Olympic and a  
20 Paralympic Organizing Committee responsible for hosting,  
21 and State and local communities affected by, an inter-  
22 national quadrennial Olympic event.

23 (e) TRANSPORTATION PROJECTS RELATED TO  
24 OLYMPIC EVENTS.—

1           (1) GENERAL AUTHORITY.—The Secretary may  
2       provide assistance to States and local governments  
3       in carrying out transportation projects related to an  
4       international quadrennial Olympic event. Such as-  
5       sistance may include planning, capital, and operat-  
6       ing assistance.

7           (2) FEDERAL SHARE.—The Federal share of  
8       the costs of projects assisted under this subsection  
9       shall not exceed 80 percent. For purposes of deter-  
10      mining the non-Federal share, highway, aviation,  
11      and transit projects shall be considered a program of  
12      projects.

13       (f) ELIGIBLE GOVERNMENTS.—A State or local gov-  
14      ernment is eligible to receive assistance under this section  
15      only if it is hosting a venue that is part of an international  
16      quadrennial Olympics that is officially selected by the  
17      International Olympic Committee.

18       (g) AIRPORT DEVELOPMENT PROJECTS.—

19           (1) AIRPORT DEVELOPMENT DEFINED.—Sec-  
20      tion 47102(3) of title 49, United States Code, is  
21      amended by adding at the end the following:

22                   “(H) Developing, in coordination with  
23                   State and local transportation agencies, inter-  
24                   modal transportation plans necessary for Olym-  
25                   pic-related projects at an airport.”.

1           (2)       DISCRETIONARY       GRANTS.—Section  
2       47115(d) of title 49, United States Code, is amend-  
3       ed—

4                   (A) by striking “and” at the end of para-  
5       graph (5);

6                   (B) by striking the period at the end of  
7       paragraph (6) and inserting “; and”; and

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

9           “(7) the need for the project in order to meet  
10       the unique demands of hosting international quad-  
11       rennial Olympic events.”.

12   **SEC. 131. NATIONAL DEFENSE HIGHWAYS.**

13       (a) RECONSTRUCTION PROJECTS.—If the Secretary  
14       determines, after consultation with the Secretary of De-  
15       fense, that a highway, or portion of a highway, located  
16       outside the United States is important to the national de-  
17       fense, the Secretary may carry out a project for the recon-  
18       struction of such highway or portion of highway.

19       (b) FUNDING.—The Secretary may make available,  
20       from funds appropriated for expenditure on the National  
21       Highway System, not to exceed \$20,000,000 per fiscal  
22       year for each of fiscal years 1998 through 2003 to carry  
23       out this section. Such sums shall remain available until  
24       expended.

1 **SEC. 132. MISCELLANEOUS SURFACE TRANSPORTATION**  
2 **PROGRAMS.**

3 (a) **INFRASTRUCTURE AWARENESS PROGRAM.**—

4 (1) **IN GENERAL.**—The Secretary is authorized  
5 to fund the production of a documentary about in-  
6 frastructure in cooperation with a not-for-profit na-  
7 tional public television station and the National  
8 Academy of Engineering which shall demonstrate  
9 how public works and infrastructure projects stimu-  
10 late job growth and the economy and contribute to  
11 the general welfare of the nation.

12 (2) **FUNDING.**—There is authorized to be ap-  
13 propriated out of the Highway Trust Fund (other  
14 than the Mass Transit Account) to carry out this  
15 section \$1,000,000 for each of fiscal years 1998,  
16 1999, and 2000. Such funds shall remain available  
17 until expended.

18 (3) **APPLICABILITY OF TITLE 23.**—Funds au-  
19 thorized by this subsection shall be available for obli-  
20 gation in the same manner as if such funds were ap-  
21 portioned under chapter 1 of title 23, United States  
22 Code; except that the Federal share of the cost of  
23 any project under this subsection and the availability  
24 of funds authorized by this subsection shall be deter-  
25 mined in accordance with this subsection.

26 (b) **STUDY OF PARKING FACILITIES ADEQUACY.**—

1           (1) STUDY.—The Secretary shall conduct a  
2 study to determine the location and quantity of  
3 parking facilities at commercial truck stops and  
4 travel plazas and public rest areas that could be  
5 used by motor carriers to comply with Federal hours  
6 of service rules. The study shall include an inventory  
7 of current facilities serving the National Highway  
8 System, analyze where shortages exist or are pro-  
9 jected to exist, and propose a plan to reduce the  
10 shortages. The study shall be carried out in coopera-  
11 tion with research entities representing motor car-  
12 riers, the travel plaza industry, and commercial  
13 motor vehicle drivers.

14           (2) REPORT.—Not later than January 1, 2001,  
15 the Secretary shall transmit to Congress a report on  
16 the results of the study with any recommendations  
17 the Secretary determines appropriate as a result of  
18 the study.

19           (3) FUNDING.—From amounts set aside under  
20 section 104(a) of title 23, United States Code, for  
21 each of fiscal years 1998, 1999, and 2000, the Sec-  
22 retary may use not to exceed \$500,000 per fiscal  
23 year to carry out this section.

1 **SEC. 133. ELIGIBILITY.**

2 (a) **AMBASSADOR BRIDGE ACCESS, MICHIGAN.**—Not-  
3 withstanding section 129 of title 23, United States Code,  
4 or any other provision of law, improvements to and con-  
5 struction of access roads, approaches, and related facilities  
6 (such as signs, lights, and signals) necessary to connect  
7 the Ambassador Bridge in Detroit, Michigan, to the Inter-  
8 state System shall be eligible for funds apportioned under  
9 sections 104(b)(1) and 104(b)(3) of such title.

10 (b) **CUYAHOGA RIVER BRIDGE, OHIO.**—Notwith-  
11 standing section 149 of title 23, United States Code, or  
12 any other provision of law, a project to construct a new  
13 bridge over the Cuyahoga River in Cleveland, Ohio, shall  
14 be eligible for funds apportioned under section 104(b)(2)  
15 of such title.

16 (c) **CONNECTICUT.**—In fiscal year 1998, the State of  
17 Connecticut may transfer any funds remaining available  
18 for obligation under the section 104(b)(5)(A) of title 23,  
19 United States Code, as in effect on the day before the date  
20 of the enactment of this Act, for construction of the Inter-  
21 state System to any other program eligible for assistance  
22 under chapter 1 of such title. Before making any distribu-  
23 tion of the obligation limitation under section 103(c)(4)  
24 of this Act, the Secretary shall make available to the State  
25 of Connecticut sufficient obligation authority under sec-

tion 103(c) of this Act to obligate funds available for transfer under this subsection.

(d) SAN FRANCISCO-OAKLAND BAY BRIDGE, CALIFORNIA.—In accordance with section 502 of this Act, a project to reconstruct the Interstate System approach to the western end of the San Francisco-Oakland Bay Bridge and the ramps connecting the bridge to Treasure Island shall be eligible for funds under section 160 of title 23, United States Code, relating to the high-cost Interstate System reconstruction and improvement program.

(e) SOUTHERN CALIFORNIA.—Notwithstanding section 120(l)(1) of title 23, United States Code—

(1) private entity expenditures to construct the SR-91 toll road located in Orange County, California, from SR-55 to the Riverside County line may be credited toward the State matching share for any Federal-aid project beginning construction after the SR-91 toll road was opened to traffic; and

(2) private expenditures for the future SR-125 toll road in San Diego County, California, from SR-905 to San Miguel Road may be credited against the State match share for Federal-aid highway projects beginning after SR-125 is opened to traffic.

(f) INTERNATIONAL BRIDGE, SAULT STE. MARIE, MI.—The International Bridge Authority, or its successor



1 organization, shall be permitted to continue collection of  
2 tolls for the maintenance, operation, capital improve-  
3 ments, and future expansions to the International Bridge  
4 and its approaches, plaza areas, and associated buildings  
5 and structures.

6 (g) INFORMATION SERVICES.—A food business that  
7 would otherwise be eligible to display a mainline business  
8 logo on a specific service food sign described in section  
9 2G–5.7(4) of part IIG of the 1988 edition of the Manual  
10 on Uniform Traffic Control Devices for Streets and High-  
11 ways under the requirements specified in that section, but  
12 for the fact that the business is open 6 days a week, can-  
13 not be prohibited from inclusion on such a food sign.

14 (h) SURVEY OF STATE PRACTICES ON SPECIFIC  
15 SERVICE SIGNING.—

16 (1) STUDY.—The Secretary shall conduct a  
17 study to determine the practices in the States for  
18 specific service food signs described in sections 2G–  
19 5.7 and 2G–5.8 of the Manual on Uniform Traffic  
20 Control Devices for Streets and Highways. The  
21 study shall, at a minimum, examine—

22 (A) the practices of States for determining  
23 businesses eligible for inclusion on such signs;

1 (B) whether States allow businesses to be  
2 removed from such signs and the circumstances  
3 for such removal;

4 (C) the practices of States for erecting and  
5 maintaining such signs, including the time re-  
6 quired for erecting such signs;

7 (D) whether States contract out the erec-  
8 tion and maintenance of such signs; and

9 (E) a survey of States' practices on the  
10 issues identified in subparagraphs (A) through  
11 (D).

12 (2) REPORT.—Before the last day of the 1-year  
13 period beginning on the date of the enactment of  
14 this Act, the Secretary shall transmit to Congress a  
15 report on the results of the study, including such  
16 recommendations and modifications to the Manual  
17 as the Secretary determines appropriate as a result  
18 of the study. Such modifications may be made as  
19 part of any revision to the Manual.

20 **SEC. 134. FISCAL, ADMINISTRATIVE, AND OTHER AMEND-**  
21 **MENTS.**

22 (a) **ADVANCED CONSTRUCTION.**—Section 115 is  
23 amended—

24 (1) in subsection (b)—

1 (A) by moving the text of paragraph (1)  
2 (including subparagraphs (A) and (B)) 2 ems  
3 to the left;

4 (B) by striking “(1) IN GENERAL.—”;

5 (C) by striking paragraphs (2) and (3);  
6 and

7 (D) by striking “(A) prior” and inserting  
8 “(1) prior”; and

9 (E) by striking “(B) the project” and in-  
10 serting “(2) the project”;

11 (2) by striking subsection (c); and

12 (3) by redesignating subsection (d) as sub-  
13 section (c).

14 (b) AVAILABILITY OF FUNDS.—Section 118 is  
15 amended—

16 (1) in the subsection heading for subsection (b)  
17 by striking “; DISCRETIONARY PROJECTS”; and

18 (2) by striking subsection (e) and inserting the  
19 following:

20 “(e) EFFECT OF RELEASE OF FUNDS.—Any Fed-  
21 eral-aid highway funds released by the final payment on  
22 a project, or by the modification of the project agreement,  
23 shall be credited to the same program funding category  
24 previously apportioned to the State and shall be imme-  
25 diately available for expenditure.”.

1       (c) FEDERAL SHARE PAYABLE.—Section 120 is  
2 amended in each of subsections (a) and (b) by striking  
3 “shall be” and inserting “shall not exceed”.

4       (d) PAYMENTS TO STATES FOR CONSTRUCTION.—  
5 Section 121 is amended—

6           (1) in subsection (a)—

7               (A) by striking the second sentence; and

8               (B) by striking the last sentence and in-  
9               serting the following: “Such payments may also  
10              be made for the value of the materials (1)  
11              which have been stockpiled in the vicinity of  
12              such construction in conformity to plans and  
13              specifications for the projects, and (2) which  
14              are not in the vicinity of such construction if  
15              the Secretary determines that because of re-  
16              quired fabrication at an off-site location the  
17              material cannot be stockpiled in such vicinity.”;

18           (2) by striking subsection (b) and inserting the  
19           following:

20       “(b) PROJECT AGREEMENT.—No payment shall be  
21 made under this chapter except for a project covered by  
22 a project agreement. After completion of the project in ac-  
23 cordance with the project agreement, a State shall be enti-  
24 tled to payment out of the appropriate sums apportioned

1 or allocated to it of the unpaid balance of the Federal  
2 share payable on account of such project.”;

3 (3) by striking subsections (c) and (d); and

4 (4) by redesignating subsection (e) as sub-  
5 section (c).

6 (e) ADVANCES TO STATES.—Section 124 is amend-  
7 ed—

8 (1) by striking “(a)” the first place it appears;  
9 and

10 (2) by striking subsection (b).

11 (f) DIVERSION.—Section 126, and the item relating  
12 to such section in the table of sections for chapter 1, are  
13 repealed.

14 (g) STATE HIGHWAY DEPARTMENT.—Section 302 is  
15 amended—

16 (1) by adding at the end of subsection (a) the  
17 following: “Compliance with this provision shall have  
18 no effect on the eligibility of costs.”;

19 (2) by striking “(a)”;

20 (3) by striking subsection (b).

21 (h) BRIDGE COMMISSIONS.—Public Law 87–441, re-  
22 lating to bridge commissions created by Congress and  
23 Federal approval of membership of such commissions, is  
24 repealed.

25 (i) OTHER AMENDMENTS.—

1           (1) Section 1023(h)(1) of Intermodal Surface  
2       Transportation Efficiency Act of 1991 (23 U.S.C.  
3       127 note) is amended by striking “the date on which  
4       Federal-aid highway and transit programs are reau-  
5       thorized after the date of the enactment of the Na-  
6       tional Highway System Designation Act of 1995”  
7       and inserting “September 30, 2003”.

8           (2) Section 127(a) is amended by inserting be-  
9       fore the next to the last sentence the following:  
10      “With respect to the State of Colorado, vehicles de-  
11      signed to carry 2 or more precast concrete panels  
12      shall be considered a nondivisible load.”.

13          (3) Section 127(a) is amended by adding at the  
14      end the following: “The State of Louisiana may  
15      allow, by special permit, the operation of vehicles  
16      with a gross vehicle weight of up to 100,000 pounds  
17      for the hauling of sugarcane during the harvest sea-  
18      son, not to exceed 100 days annually.”.

19          (4) Section 127 is amended by adding at the  
20      end the following new subsection:

21      “(h) MAINE AND NEW HAMPSHIRE.—With respect to  
22      Interstate Route 95 in the State of New Hampshire, State  
23      laws or regulations in effect on January 1, 1987, shall  
24      be applicable for purposes of this section. With respect to  
25      that portion of the Maine Turnpike designated Interstate

1 Route 95 and 495, and that portion of Interstate Route  
2 95 from the southern terminus of the Maine Turnpike to  
3 the New Hampshire State line, State laws or regulations  
4 in effect on October 1, 1995, shall be applicable for pur-  
5 poses of this section.”.

6 (j) SPECIALIZED HAULING VEHICLES.—

7 (1) STUDY.—The Secretary shall conduct a  
8 study to examine the impact of the truck weight  
9 standards on specialized hauling vehicles.

10 (2) REPORT.—Not later than 2 years after the  
11 date of the enactment of this Act, the Secretary  
12 shall transmit to Congress a report on the results of  
13 the study with any recommendations the Secretary  
14 determines appropriate as a result of the study.

15 **SEC. 135. ACCESS OF MOTORCYCLES.**

16 Section 102 is amended by redesignating subsection  
17 (b) as subsection (c) and by inserting after subsection (a)  
18 the following:

19 “(b) ACCESS OF MOTORCYCLES.—No State or politi-  
20 cal subdivision of a State may restrict the access of motor-  
21 cycles to any highway or portion of a highway for which  
22 Federal-aid highway funds have been utilized for planning,  
23 design, construction, or maintenance.”.

1 **SEC. 136. AMENDMENTS TO PRIOR SURFACE TRANSPOR-**  
2 **TATION AUTHORIZATION LAWS.**

3 (a) **ISTEA HIGH PRIORITY CORRIDORS.**—

4 (1) **IN GENERAL.**—Section 1105(c) of the Inter-  
5 modal Surface Transportation Efficiency Act of  
6 1991 (105 Stat. 2032–2033) is amended—

7 (A) by striking paragraph (5)(B)(iii)(I)(ff)  
8 and inserting the following:

9 “(ff) South Carolina State line to  
10 the Myrtle Beach Conway region to  
11 Georgetown, South Carolina, includ-  
12 ing a connection to Andrews following  
13 the route 41 corridor and to Manning  
14 following the U.S. Route 521 corridor;  
15 and”;

16 (B) by striking paragraph  
17 (5)(B)(iii)(II)(hh) and inserting the following:

18 “(hh) South Carolina State line  
19 to the Myrtle Beach Conway region to  
20 Georgetown, South Carolina.”.

21 (C) in paragraph (9) by inserting after  
22 “New York” the following: “, including United  
23 States Route 322 between United States Route  
24 220 and I–80”;

25 (D) in paragraph (18)—



1 (i) by inserting before “Indianapolis,  
2 Indiana” the following: “Sarnia, Ontario,  
3 Canada, through Port Huron, Michigan,  
4 southwesterly along I-69 and from Wind-  
5 sor, Ontario, Canada, through Detroit,  
6 Michigan, westerly along I-94 via Mar-  
7 shall, Michigan, thence south to”; and

8 (ii) by striking “and to include” and  
9 inserting the following:

10 “as follows:

11 “(A) In Tennessee, Mississippi, Arkansas,  
12 and Louisiana, the Corridor shall—

13 “(i) follow the alignment generally  
14 identified in the Corridor 18 Special Issues  
15 Study Final Report; and

16 “(ii) run in an East/South direction to  
17 United States Route 61 and cross the Mis-  
18 sissippi River (in the vicinity of Memphis,  
19 Tennessee) to Highway 79, and then follow  
20 Highway 79 south to 2 miles west of  
21 Altimer, Arkansas, and across the Arkan-  
22 sas River at Lock and Dam Number 4, Ar-  
23 kansas, and then proceed south in the di-  
24 rection of Monticello, Arkansas, and link  
25 up with the route proposed in the Corridor

1                   18 Special Issues Study Final Report  
2                   which would continue to Haynesville, Lou-  
3                   isiana.

4                   “(B) In the Lower Rio Grande Valley, the  
5 Corridor shall—

6                   “(i) include United States Route 77  
7                   from the Rio Grande River to Interstate  
8                   Route 37 at Corpus Christi, Texas, and  
9                   then to Victoria, Texas, via United States  
10                  Route 77;

11                  “(ii) include United States Route 281  
12                  from the Rio Grande River to Interstate  
13                  Route 37 and then to Victoria, Texas, via  
14                  United States Route 59; and

15                  “(iii) include”;

16                  (E) in paragraph (21) by striking “United  
17                  States Route 17 in the vicinity of Salamanca,  
18                  New York” and inserting “Interstate Route  
19                  80”;

20                  (F) by inserting “, including I–29 between  
21                  Kansas City and the Canadian border” before  
22                  the period at the end of paragraph (23); and

23                  (G) by inserting after paragraph (29) the  
24                  following:

1           “(30) Interstate Route 5 in the States of Cali-  
2           fornia, Oregon, and Washington, including Califor-  
3           nia State Route 905 between Interstate Route 5 and  
4           the Otay Mesa Port of Entry.

5           “(31) The Mon-Fayette Expressway and South-  
6           ern Beltway in Pennsylvania.

7           “(32) The Wisconsin Development Corridor  
8           from the Iowa, Illinois, and Wisconsin border near  
9           Dubuque, Iowa, to the Upper Mississippi River  
10          Basin near Eau Claire, Wisconsin, as follows:

11           “(A) United States Route 151 from the  
12           Iowa border to Fond du Lac via Madison, Wis-  
13           consin, then United States Route 41 from Fond  
14           du Lac to Marinette via Oshkosh, Appleton,  
15           and Green Bay, Wisconsin.

16           “(B) State Route 29 from Green Bay to I-  
17           94 via Wausau, Chippewa Falls, and Eau  
18           Claire, Wisconsin.

19           “(C) United States Route 10 from Apple-  
20           ton to Marshfield, Wisconsin.

21           “(33) The Capital Gateway Corridor following  
22           United States Route 50 from the proposed inter-  
23           modal transportation center connected to I-395 in  
24           Washington, D.C., to the intersection of United

1 States Route 50 with Kenilworth Avenue and the  
2 Baltimore-Washington Parkway in Maryland.

3 “(34) The Alameda Corridor East and South-  
4 west Passage, California. The Alameda Corridor  
5 East is generally described as 52.8 miles from east  
6 Los Angeles (terminus of Alameda Corridor)  
7 through the San Gabriel Valley terminating at Col-  
8 ton Junction in San Bernandino. The Southwest  
9 Passage shall follow I-10 from San Bernardino to  
10 the Arizona State line and I-8 from San Diego to  
11 the Arizona State line.

12 “(35) Everett-Tacoma FAST Corridor.

13 “(36) New York and Pennsylvania State Route  
14 17 from Harriman, New York, to its intersection  
15 with I-90 in Pennsylvania.

16 “(37) United States Route 90 from I-49 in La-  
17 fayette, Louisiana, to I-10 in New Orleans.

18 “(38) The Ports-to-Plains Corridor from the  
19 Mexican Border via I-27 to Denver, Colorado.

20 “(39) United States Route 63 from Marked  
21 Tree, Arkansas, to I-55.

22 “(40) United States Route 277/United States  
23 Route 83 Corridor between I-44 in Wichita Falls,  
24 Texas, and I-20 in Abilene, Texas.”.

1 (2) PROVISIONS APPLICABLE TO CORRIDORS.—

2 Section 1105(e)(5)(A) of such Act is amended—

3 (A) by inserting after “referred to” the  
4 first place it appears the following: “in sub-  
5 section (c)(1),”;

6 (B) by striking “and” the second place it  
7 appears; and

8 (C) by inserting after “(c)(20)” the follow-  
9 ing: “, in subsection (c)(36), and in subsection  
10 (c)(37)”.

11 (3) ROUTES.—Section 1105(e)(5) of such Act  
12 is further amended—

13 (A) by redesignating subparagraphs (B)  
14 and (C) as subparagraphs (C) and (D), respec-  
15 tively;

16 (B) by inserting after subparagraph (A)  
17 the following:

18 “(B) ROUTES.—

19 “(i) DESIGNATION.—The routes re-  
20 ferred to in subsections (c)(18) and (c)(20)  
21 shall be designated as Interstate Route I-  
22 69. A State having jurisdiction over any  
23 segment of routes referred to in sub-  
24 sections (c)(18) and (c)(20) shall erect  
25 signs identifying such segment that is con-

1           sistent with the criteria set forth in sub-  
2           sections (e)(5)(A)(i) and (e)(5)(A)(ii) as  
3           Interstate Route I–69, including segments  
4           of United States Route 59 in the State of  
5           Texas. The segment identified in sub-  
6           section (c)(18)(B)(i) shall be designated as  
7           Interstate Route I–69 East, and the seg-  
8           ment identified in subsection (c)(18)(B)(ii)  
9           shall be designated as Interstate Route I–  
10          69 Central. The State of Texas shall erect  
11          signs identifying such routes as segments  
12          of future Interstate Route I–69.

13                 “(ii) RULEMAKING TO DETERMINE  
14                 FUTURE INTERSTATE SIGN ERECTION CRI-  
15                 TERIA.—The Secretary shall conduct a  
16                 rulemaking to determine the appropriate  
17                 criteria for the erection of signs for future  
18                 routes on the Interstate System identified  
19                 in subparagraph (A). Such rulemaking  
20                 shall be undertaken in consultation with  
21                 States and local officials and shall be com-  
22                 pleted not later than December 31, 1998.”;

23                 (C) by striking the last sentence of sub-  
24          paragraph (A) and inserting it as the first sen-

1           tence of subparagraph (B)(i), as inserted by  
 2           subparagraph (B) of this paragraph; and  
 3           (D) in subparagraph (D), as redesignated  
 4           by subparagraph (A) of this paragraph, by  
 5           striking “(C)” and inserting “(D)”.

6           (b) AMENDMENTS TO SURFACE TRANSPORTATION  
 7 ASSISTANCE ACT OF 1982.—Section 146 of the Surface  
 8 Transportation Assistance Act of 1982 (96 Stat. 2130),  
 9 relating to lane restrictions, is repealed.

10 **SEC. 137. BICYCLE TRANSPORTATION AND PEDESTRIAN**  
 11 **WALKWAYS.**

12           (a) IN GENERAL.—Section 217 is amended—

13           (1) in subsection (b)—

14           (A) by inserting “pedestrian walkways  
 15           and” after “construction of”; and

16           (B) by striking “(other than the Interstate  
 17           System)”;

18           (2) in subsection (e) by striking “, other than  
 19           a highway access to which is fully controlled,”;

20           (3) by striking subsection (g) and inserting the  
 21           following:

22           “(g) PLANNING AND DESIGN.—Bicyclists and pedes-  
 23 trians shall be given due consideration in the comprehen-  
 24 sive transportation plans developed by each metropolitan  
 25 planning organization and State in accordance with sec-

1 tions 134 and 135, respectively. Bicycle transportation fa-  
2 cilities and pedestrian walkways shall be considered, where  
3 appropriate, in conjunction with all new construction and  
4 reconstruction of transportation facilities, except where bi-  
5 cycle and pedestrian use are not permitted. Transpor-  
6 tation plans and projects shall provide due consideration  
7 for safety and contiguous routes. Safety considerations  
8 shall include the installation and maintenance of audible  
9 traffic signals and audible signs at street crossings.”;

10 (4) in subsection (h) by striking “No motorized  
11 vehicles shall” and inserting “Motorized vehicles  
12 may not”;

13 (5) in subsection (h)(3) by striking “when State  
14 and local regulations permit,”;

15 (6) in subsection (h)—

16 (A) by striking “and” at the end of para-  
17 graph (3);

18 (B) by redesignating paragraph (4) as  
19 paragraph (5); and

20 (C) by inserting after paragraph (3) the  
21 following:

22 “(4) when State or local regulations permit,  
23 electric bicycles; and”;

24 (7) by striking subsections (i) and (j) and in-  
25 serting the following:



1       “(i) DEFINITIONS.—In this section, the following  
2 definitions apply:

3               “(1) BICYCLE TRANSPORTATION FACILITY.—

4       The term ‘bicycle transportation facility’ means new  
5 or improved lanes, paths, or shoulders for use by  
6 bicyclists, traffic control devices, shelters, and park-  
7 ing facilities for bicycles.

8               “(2) ELECTRIC BICYCLE.—The term ‘electric

9 bicycle’ means any bicycle or tricycle with a low-pow-  
10 ered electric motor weighing under 100 pounds, with  
11 a top motor-powered speed not in excess of 20 miles  
12 per hour.

13              “(3) PEDESTRIAN.—The term ‘pedestrian’

14 means any person traveling by foot and any mobility  
15 impaired person using a wheelchair.

16              “(4) WHEELCHAIR.—The term ‘wheelchair’

17 means a mobility aid, usable indoors, and designed  
18 for and used by individuals with mobility impair-  
19 ments, whether operated manually or powered.”.

20       (b) PROTECTION OF NONMOTORIZED TRANSPOR-  
21 TATION TRAFFIC.—Section 109(n) is amended to read as  
22 follows:

23              “(n) PROTECTION OF NONMOTORIZED TRANSPOR-

24 TATION TRAFFIC.—The Secretary shall not approve any  
25 project or take any regulatory action under this title that

1 will result in the severance of an existing major route or  
2 have significant adverse impact on the safety for non-  
3 motorized transportation traffic and light motorcycles, un-  
4 less such project or regulatory action provides for a rea-  
5 sonably alternate route or such a route exists.”.

6 (c) RAILWAY-HIGHWAY CROSSINGS.—Section 130 is  
7 amended by adding at the end the following:

8 “(j) BICYCLE SAFETY.—In carrying out projects  
9 under this section, a State shall take into account bicycle  
10 safety.”.

11 (d) HIGHWAY AND STREET DESIGN STANDARDS.—

12 (1) STUDY.—Not later than 180 days after the  
13 date of the enactment of this Act, the Secretary  
14 shall initiate, in conjunction with the American As-  
15 sociation of State Highway and Transportation Offi-  
16 cials, a study to consider proposals to amend the  
17 policies of such association relating to highway and  
18 street design standards to accommodate bicyclists  
19 and pedestrians.

20 (2) REPORT.—Not later than 2 years after such  
21 date of enactment, the Secretary shall transmit to  
22 Congress a report on the results of the study with  
23 any recommendations on amending the policies re-  
24 ferred to in paragraph (1) the Secretary determines  
25 appropriate.

1       (e) NATIONAL BICYCLE SAFETY EDUCATION CUR-  
2   RICULA.—

3           (1) DEVELOPMENT.—The Secretary is author-  
4       ized to develop a national bicycle safety education  
5       curricula that may include courses relating to on-  
6       road training.

7           (2) REPORT.—Not later than 12 months after  
8       the date of the enactment of this Act, the Secretary  
9       shall transmit to Congress a copy of the curricula.

10          (3) FUNDING.—From amounts made available  
11       under section 210 of this Act, the Secretary may use  
12       not to exceed \$500,000 for fiscal year 1998 to carry  
13       out this subsection.

14       (f) DESIGN GUIDANCE.—In implementing section  
15   217(g) of title 23, United States Code, the Secretary, in  
16   cooperation with the American Association of State High-  
17   way and Transportation Officials, the Institute of Trans-  
18   portation Engineers, and other interested organizations,  
19   shall develop guidance on the various approaches to ac-  
20   commodating bicycles and pedestrian travel. The guidance  
21   shall address issues such as the level and nature of the  
22   demand, volume, and speed of motor vehicle traffic, safety,  
23   terrain, cost, and sight distance. The guidance shall be  
24   developed within 1 year after the date of the enactment  
25   of this Act.

1 **SEC. 138. HAZARD ELIMINATION PROGRAM.**

2 Section 152 is amended—

3 (1) in subsection (a) by inserting “, bicyclists,”  
4 after “motorists”;

5 (2) by adding at the end of subsection (a) the  
6 following: “In carrying out this section, States shall  
7 minimize any negative impact on safety and access  
8 for bicyclists and pedestrians.”;

9 (3) in subsection (b) by inserting after  
10 “project” the following: “or safety improvement  
11 project described in subsection (a)”; and

12 (4) in subsections (f) and (g) by striking “high-  
13 way” each place it appears.

14 **SEC. 139. PROJECT ADMINISTRATION.**

15 (a) LIFE CYCLE COST ANALYSIS.—Section 106(e) is  
16 amended—

17 (1) in paragraph (1) by striking “with a cost of  
18 \$25,000,000 or more”;

19 (2) by adding at the end of paragraph (1) the  
20 following: “The program shall be based on the prin-  
21 ciples contained in section 2 of Executive Order  
22 12893.”; and

23 (3) in paragraph (2) by inserting after “mainte-  
24 nance,” the following: “user costs,”.

25 (b) EVALUATION OF PROCUREMENT PRACTICES AND  
26 PROJECT DELIVERY.—

1           (1) STUDY.—The Comptroller General shall  
2       conduct a study to assess the impact that a utility  
3       company’s failure to relocate their facilities in a  
4       timely manner has on the delivery and cost of Fed-  
5       eral-aid highway and bridge projects. The study  
6       shall also assess the following:

7           (A) Methods States use to mitigate such  
8       delays, including the use of the courts to compel  
9       utility cooperation.

10          (B) The prevalence and use of incentives  
11       to utility companies for early completion of util-  
12       ity relocations on Federal-aid transportation  
13       project sites and, conversely, penalties assessed  
14       on utility companies for utility relocation delays  
15       on such projects.

16          (C) The extent to which States have used  
17       available technologies, such as subsurface utility  
18       engineering, early in the design of Federal-aid  
19       highway and bridge projects so as to eliminate  
20       or reduce the need for or delays due to utility  
21       relocations.

22          (D) Whether individual States compensate  
23       transportation contractors for business costs  
24       they incur when Federal-aid highway and  
25       bridge projects under contract to them are de-

1           laid by utility company caused delays in utility  
2           relocations and any methods used by States in  
3           making any such compensation.

4           (2) REPORT.—Not later than 1 year after the  
5           date of the enactment of this Act, the Comptroller  
6           General shall transmit to Congress a report on the  
7           results of the study with any recommendations the  
8           Comptroller General determines appropriate as a re-  
9           sult of the study.

10 **SEC. 140. CONTRACTING FOR ENGINEERING AND DESIGN**  
11 **SERVICES.**

12           (a) CONTRACTING PROCEDURES.—Section 112(b)(2)  
13 of title 23, United States Code, is amended—

14                 (1) in subparagraph (B)(i) by striking “, except  
15           to” and all that follows through “services”;

16                 (2) by striking subparagraph (C) and inserting  
17           the following:

18                         “(C) SELECTION, PERFORMANCE, AND AU-  
19           DITS.—

20                                 “(i) IN GENERAL.—All requirements  
21                   for architectural, engineering, and related  
22                   services at any phase of a highway project  
23                   funded in whole or in part with Federal-  
24                   aid highway funds shall be performed  
25                   under a contract awarded in accordance

1 with subparagraph (A) unless the sim-  
2 plified acquisition procedures of the Fed-  
3 eral Acquisition Regulations of title 48,  
4 Code of Federal Regulations, apply.

5 “(ii) PROHIBITION ON STATE RE-  
6 STRICTIONS.—A State shall not impose  
7 any overhead restriction, or salary limita-  
8 tion inconsistent with the Federal Acquisi-  
9 tion Regulations, that would preclude any  
10 qualified firm from being eligible to com-  
11 pete for contracts awarded in accordance  
12 with subparagraph (A).

13 “(iii) COMPLIANCE WITH FEDERAL  
14 ACQUISITION REGULATIONS.—The process  
15 for selection, award, performance, adminis-  
16 tration, and audit of the resulting con-  
17 tracts shall comply with the procedures,  
18 cost principles, and cost accounting prin-  
19 ciples of the Federal Acquisition Regula-  
20 tions, including parts 30, 31, and 36 of  
21 title 48, Code of Federal Regulations.”;

22 (3) in subparagraph (G)—

23 (A) by inserting “(i) GENERAL RULE.—”  
24 before “Subpagraphs”;

25 (B) by adding at the end the following:

1                   “(ii) STATE OPTION.—Congress has  
2                   determined that the State opt-out period  
3                   for the contract administration procedures  
4                   has expired. States that have complied  
5                   with or received waivers from the Secretary  
6                   regarding the requirements of section 307  
7                   of the National Highway Designation Act  
8                   of 1995, as of the date of the enactment  
9                   of this clause, shall not be subject to the  
10                  requirements of subparagraph (A).”; and

11                  (C) by indenting clause (i), as designated  
12                  by subparagraph (A) of this paragraph, and  
13                  aligning it with clause (ii), as added by sub-  
14                  paragraph (B) of this paragraph; and

15                  (4) by adding at the end the following:

16                  “(H) COMPLIANCE.—A State shall comply,  
17                  with respect to any architecture, engineering, or  
18                  related service contract for any phase of a Fed-  
19                  eral-aid highway project, with the qualifica-  
20                  tions-based selection procedures of the Federal  
21                  Acquisition Regulations, and with the single  
22                  audit procedures required under this paragraph,  
23                  or with an existing State law or a statute en-  
24                  acted in accordance with the legislative session  
25                  exemption provided by subparagraph (G).”.



1 (b) SELECTION PROCESS.—Section 112 is further  
2 amended by adding at the end the following:

3 “(g) SELECTION PROCESS.—A State may procure,  
4 under a single contract, the services of a consultant to pre-  
5 pare any environmental impact assessments or analyses  
6 required, including environmental impact statements, as  
7 well as subsequent engineering and design work on the  
8 same project if the State has conducted a review that as-  
9 sesses the objectivity of any analysis, environmental as-  
10 sessment, or environmental impact statement prior to its  
11 submission to the Secretary.”.

12 **SEC. 141. COMMERCIAL MOTOR VEHICLE STUDY.**

13 (a) STUDY.—The Secretary shall request the Trans-  
14 portation Research Board of the National Academy of  
15 Sciences to conduct a study regarding the regulation of  
16 weights, lengths, and widths of commercial motor vehicles  
17 operating on Federal-aid highways to which Federal regu-  
18 lations currently apply. In conducting the study, the  
19 Board shall review current law, regulations, studies (in-  
20 cluding Transportation Research Board Special Report  
21 225), and practices and develop recommendations regard-  
22 ing any revisions to current law and regulations that the  
23 Board deems appropriate.

24 (b) FACTORS TO CONSIDER AND EVALUATE.—In de-  
25 veloping recommendations under subsection (a), the Board

1 shall consider and evaluate the impact of the recommenda-  
2 tions described in subsection (a) on the economy, the envi-  
3 ronment, safety, and service to communities.

4 (c) CONSULTATION.—In carrying out the study, the  
5 Board shall consult the Department of Transportation,  
6 States, the motor carrier industry, freight shippers, high-  
7 way safety groups, air quality and natural resource man-  
8 agement groups, commercial motor vehicle driver rep-  
9 resentatives, and other appropriate entities.

10 (d) REPORT.—Not later than 2 years after the date  
11 of the enactment of this Act, the Board shall transmit to  
12 Congress and the Secretary a report on the results of the  
13 study conducted under this section.

14 (e) RECOMMENDATIONS.—Not later than 6 months  
15 after the date of receipt of the report under subsection  
16 (d), the Secretary may transmit to Congress a report con-  
17 taining comments or recommendations of the Secretary re-  
18 garding the report.

19 (f) FUNDING.—There is authorized to be appro-  
20 priated out of the Highway Trust Fund (other than the  
21 Mass Transit Account) \$250,000 for each of fiscal years  
22 1998 and 1999 to carry out this subsection.

23 (g) APPLICABILITY OF TITLE 23.—Funds made  
24 available to carry out this section shall be available for  
25 obligation in the same manner as if such funds were ap-

1   portioned under chapter 1 of title 23, United States Code;  
2   except that the Federal share of the cost of the study  
3   under this section shall be 100 percent and such funds  
4   shall remain available until expended.

5   **SEC. 142. NEW YORK AVENUE TRANSPORTATION DEVELOP-**  
6                   **MENT AUTHORITY.**

7           (a) **ESTABLISHMENT.**—There is established an au-  
8   thority to be known as the New York Avenue Transpor-  
9   tation Development Authority (hereinafter in this section  
10  referred to as “Authority”).

11          (b) **MEMBERSHIP.**—The Authority shall be composed  
12  of 5 members appointed as follows:

13                  (1) 3 individuals appointed by the President.

14                  (2) 2 individuals appointed by the mayor of the  
15   District of Columbia.

16          (c) **COMPENSATION.**—Members of the Authority may  
17  not receive pay, allowances, or benefits by reason of their  
18  service on the Authority.

19          (d) **DUTIES.**—The Authority shall develop a trans-  
20  portation improvement plan for the Capital Gateway Cor-  
21  ridor and vicinity following United States Route 50 from  
22  I–395 in Washington, D.C., to the intersection of United  
23  States Route 50 with Kenilworth Avenue and the Balti-  
24  more-Washington Parkway in Maryland, which shall in-  
25  clude—

1           (1) engineering, pre-design, and design nec-  
2           essary to improve the corridor; and

3           (2) economic feasibility studies of financing the  
4           project, including the feasibility of repaying funds  
5           that may be borrowed from the Highway Trust  
6           Fund to carry out the project.

7           (e) CONSIDERATIONS FOR TIP.—In developing the  
8           transportation improvement plan, the Authority shall con-  
9           sider—

10           (1) how a tunnel or other method to re-route  
11           interstate traffic from the surface of New York Ave-  
12           nue may improve traffic on and access to the New  
13           York Avenue Corridor; and

14           (2) how to improve access to the National Arbo-  
15           retum.

16           (f) REPORT.—Not later than 3 years after the date  
17           of the enactment of this Act, the Authority shall report  
18           to the Congress on any additional legal authorities it needs  
19           to carry out the transportation improvement plan.

20           (g) FUNDING.—The Authority is eligible to receive  
21           funds authorized under the National Corridor Planning  
22           and Development program established in section 115.

23   **SEC. 143. DEFINITIONS.**

24           Section 101(a) is amended to read as follows:

25           “(a) DEFINITIONS.—The following definitions apply:

1           “(1) APPORTIONMENT.—The term ‘apportion-  
2           ment’ includes unexpended apportionments made  
3           under prior authorization laws.

4           “(2) CARPOOL PROJECT.—The term ‘carpool  
5           project’ means any project to encourage the use of  
6           carpools and vanpools, including provision of car-  
7           pooling opportunities to the elderly and handicapped,  
8           systems for locating potential riders and informing  
9           them of carpool opportunities, acquiring vehicles for  
10          carpool use, designating existing highway lanes as  
11          preferential carpool highway lanes, providing related  
12          traffic control devices, and designating existing fa-  
13          cilities for use for preferential parking for carpools.

14          “(3) CONSTRUCTION.—The term ‘construction’  
15          means the supervising, inspecting, actual building,  
16          and all expenses incidental to the construction or re-  
17          construction of a highway, including bond costs and  
18          other costs relating to the issuance in accordance  
19          with section 122 of bonds or other debt financing in-  
20          struments and costs incurred by the State in per-  
21          forming Federal-aid project related audits which di-  
22          rectly benefit the Federal-aid highway program.  
23          Such term includes—

24                  “(A) locating, surveying, and mapping (in-  
25                  cluding the establishment of temporary and per-

1           manent geodetic markers in accordance with  
2           specifications of the National Oceanic and At-  
3           mospheric Administration in the Department of  
4           Commerce);

5                 “(B) resurfacing, restoration, and rehabili-  
6           tation;

7                 “(C) acquisition of rights-of-way;

8                 “(D) relocation assistance, acquisition of  
9           replacement housing sites, and acquisition and  
10          rehabilitation, relocation, and construction of  
11          replacement housing;

12                “(E) elimination of hazards of railway  
13          grade crossings;

14                “(F) elimination of roadside obstacles;

15                “(G) improvements which directly facilitate  
16          and control traffic flow, such as grade separa-  
17          tion of intersections, widening of lanes, channel-  
18          ization of traffic, traffic control systems, and  
19          passenger loading and unloading areas; and

20                “(H) capital improvements which directly  
21          facilitate an effective vehicle weight enforcement  
22          program, such as scales (fixed and portable),  
23          scale pits, scale installation, and scale houses.

24                “(4) COUNTY.—The term ‘county’ includes cor-  
25          responding units of government under any other

1 name in States which do not have county organiza-  
2 tions and, in those States in which the county gov-  
3 ernment does not have jurisdiction over highways,  
4 any local government unit vested with jurisdiction  
5 over local highways.

6 “(5) FEDERAL-AID HIGHWAYS.—The term  
7 ‘Federal-aid highways’ means highways eligible for  
8 assistance under this chapter other than highways  
9 classified as local roads or rural minor collectors.

10 “(6) FEDERAL-AID SYSTEM.—The term ‘Fed-  
11 eral-aid system’ means any one of the Federal-aid  
12 highway systems described in section 103.

13 “(7) FEDERAL LANDS HIGHWAYS.—The term  
14 ‘Federal lands highways’ means forest highways,  
15 public lands highways, park roads, parkways, and  
16 Indian reservation roads which are public roads.

17 “(8) FOREST DEVELOPMENT ROADS AND  
18 TRAILS.—The term ‘forest development roads and  
19 trails’ means a forest road or trail under the juris-  
20 diction of the Forest Service.

21 “(9) FOREST HIGHWAY.—The term ‘forest  
22 highway’ means a forest road under the jurisdiction  
23 of, and maintained by, a public authority and open  
24 to public travel.

1           “(10) FOREST ROAD OR TRAIL.—The term ‘for-  
2       est road or trail’ means a road or trail wholly or  
3       partly within, or adjacent to, and serving the Na-  
4       tional Forest System and which is necessary for the  
5       protection, administration, and utilization of the Na-  
6       tional Forest System and the use and development  
7       of its resources.

8           “(11) HIGHWAY.—The term ‘highway’ includes  
9       roads, streets, and parkways, and also includes  
10      rights-of-way, bridges, railroad-highway crossings,  
11      tunnels, drainage structures, signs, guardrails, and  
12      protective structures, in connection with highways.  
13      It further includes that portion of any interstate or  
14      international bridge or tunnel and the approaches  
15      thereto, the cost of which is assumed by a State  
16      highway department, including such facilities as may  
17      be required by the United States Customs and Im-  
18      migration Services in connection with the operation  
19      of an international bridge or tunnel.

20          “(12)   HIGHWAY   SAFETY   IMPROVEMENT  
21      PROJECT.—The term ‘highway safety improvement  
22      project’ means a project which corrects or improves  
23      high hazard locations, eliminates roadside obstacles,  
24      improves highway signing and pavement marking,  
25      installs priority control systems for emergency vehi-



cles at signalized intersections, installs or replaces emergency motorist aid call boxes, or installs traffic control or warning devices at high accident potential locations.

“(13) INDIAN RESERVATION ROADS.—The term ‘Indian reservation roads’ means public roads that are located within or provide access to an Indian reservation or Indian trust land or restricted Indian land which is not subject to fee title alienation without the approval of the Federal Government, or Indian and Alaska Native villages, groups, or communities in which Indians and Alaskan Natives reside, whom the Secretary of the Interior has determined are eligible for services generally available to Indians under Federal laws specifically applicable to Indians.

“(14) INTERSTATE SYSTEM.—The term ‘Interstate System’ means the Dwight D. Eisenhower National System of Interstate and Defense Highways described in section 103(e).

“(15) MAINTENANCE.—The term ‘maintenance’ means the preservation of the entire highway, including surface, shoulders, roadsides, structures, and such traffic-control devices as are necessary for its safe and efficient utilization.

1           “(16) NATIONAL HIGHWAY SYSTEM.—The term  
2           ‘National Highway System’ means the Federal-aid  
3           highway system described in section 103(b).

4           “(17) OPERATING COSTS FOR TRAFFIC MON-  
5           ITORING, MANAGEMENT, AND CONTROL.—The term  
6           ‘operating costs for traffic monitoring, management,  
7           and control’ includes labor costs, administrative  
8           costs, costs of utilities and rent, and other costs as-  
9           sociated with the continuous operation of traffic con-  
10          trol, such as integrated traffic control systems, inci-  
11          dent management programs, and traffic control cen-  
12          ters.

13          “(18) OPERATIONAL IMPROVEMENT.—The term  
14          ‘operational improvement’ means a capital improve-  
15          ment for installation of traffic surveillance and con-  
16          trol equipment, computerized signal systems, motor-  
17          ist information systems, integrated traffic control  
18          systems, incident management programs, and trans-  
19          portation demand management facilities, strategies,  
20          and programs and such other capital improvements  
21          to public roads as the Secretary may designate, by  
22          regulation; except that such term does not include  
23          resurfacing, restoring, or rehabilitating improve-  
24          ments, construction of additional lanes, inter-

1 changes, and grade separations, and construction of  
2 a new facility on a new location.

3 “(19) PARK ROAD.—The term ‘park road’  
4 means a public road, including a bridge built pri-  
5 marily for pedestrian use, but with capacity for use  
6 by emergency vehicles, that is located within, or pro-  
7 vides access to, an area in the National Park System  
8 with title and maintenance responsibilities vested in  
9 the United States.

10 “(20) PARKWAY.—The term ‘parkway’, as used  
11 in chapter 2 of this title, means a parkway author-  
12 ized by Act of Congress on lands to which title is  
13 vested in the United States.

14 “(21) PROJECT.—The term ‘project’ means an  
15 undertaking to construct a particular portion of a  
16 highway, or if the context so implies, the particular  
17 portion of a highway so constructed or any other un-  
18 dertaking eligible for assistance under this title.

19 “(22) PROJECT AGREEMENT.—The term  
20 ‘project agreement’ means the formal instrument to  
21 be executed by the State highway department and  
22 the Secretary as required by section 110(a).

23 “(23) PUBLIC AUTHORITY.—The term ‘public  
24 authority’ means a Federal, State, county, town, or  
25 township, Indian tribe, municipal or other local gov-

1       ernment or instrumentality with authority to fi-  
2       nance, build, operate, or maintain toll or toll-free fa-  
3       cilities.

4           “(24) PUBLIC LANDS DEVELOPMENT ROADS  
5       AND TRAILS.—The term ‘public lands development  
6       roads and trails’ means those roads or trails which  
7       the Secretary of the Interior determines are of pri-  
8       mary importance for the development, protection,  
9       administration, and utilization of public lands and  
10      resources under his control.

11          “(25) PUBLIC LANDS HIGHWAY.—The term  
12      ‘public lands highway’ means any highway through  
13      unappropriated or unreserved public lands, non-  
14      taxable Indian lands, or other Federal reservations  
15      under the jurisdiction of and maintained by a public  
16      authority and open to public travel.

17          “(26) PUBLIC ROAD.—The term ‘public road’  
18      means any road or street under the jurisdiction of  
19      and maintained by a public authority and open to  
20      public travel.

21          “(27) RURAL AREAS.—The term ‘rural areas’  
22      means all areas of a State not included in urban  
23      areas.

24          “(28) SECRETARY.—The term ‘Secretary’  
25      means Secretary of Transportation.

1           “(29) STATE.—The term ‘State’ means any one  
2           of the fifty States, the District of Columbia, or  
3           Puerto Rico.

4           “(30) STATE FUNDS.—The term ‘State funds’  
5           includes funds raised under the authority of the  
6           State or any political or other subdivision thereof,  
7           and made available for expenditure under the direct  
8           control of the State highway department.

9           “(31) STATE HIGHWAY DEPARTMENT.—The  
10          term ‘State highway department’ means that depart-  
11          ment, commission, board, or official of any State  
12          charged by its laws with the responsibility for high-  
13          way construction.

14          “(32) TRANSPORTATION ENHANCEMENT AC-  
15          TIVITIES.—The term ‘transportation enhancement  
16          activities’ means, with respect to any project or the  
17          area to be served by the project, any of the following  
18          activities if such activity has a direct link to surface  
19          transportation: provision of facilities for pedestrians  
20          and bicycles, provision of safety and educational ac-  
21          tivities for pedestrians and bicyclists, acquisition of  
22          scenic easements and scenic or historic sites, scenic  
23          or historic highway programs, landscaping and other  
24          scenic beautification, including removal of graffiti  
25          and litter to the extent that such removal is in ex-

1       cess of fiscal year 1997 maintenance levels for re-  
2       moval of graffiti and litter, historic preservation, re-  
3       habilitation and operation of historic transportation  
4       buildings, structures, or facilities (including historic  
5       railroad facilities and canals), preservation of aban-  
6       doned railway corridors (including the conversion  
7       and use thereof for pedestrian or bicycle trails), con-  
8       trol and removal of outdoor advertising, archaeologi-  
9       cal planning and research, environmental mitigation  
10      to address water pollution due to highway runoff or  
11      reduce vehicle-caused wildlife mortality while main-  
12      taining habitat connectivity, and provision of tourist  
13      and welcome centers.

14           “(33) URBAN AREA.—The term ‘urban area’  
15      means an urbanized area or, in the case of an ur-  
16      banized area encompassing more than one State,  
17      that part of the urbanized area in each such State,  
18      or urban place as designated by the Bureau of the  
19      Census having a population of 5,000 or more and  
20      not within any urbanized area, within boundaries to  
21      be fixed by responsible State and local officials in co-  
22      operation with each other, subject to approval by the  
23      Secretary. Such boundaries shall, as a minimum, en-  
24      compass the entire urban place designated by the  
25      Bureau of the Census, except in the case of cities in

1 the State of Maine and in the State of New Hamp-  
2 shire.

3 “(34) URBANIZED AREA.—The term ‘urbanized  
4 area’ means an area with a population of 50,000 or  
5 more designated by the Bureau of the Census, with-  
6 in boundaries to be fixed by responsible State and  
7 local officials in cooperation with each other, subject  
8 to approval by the Secretary. Boundaries shall, at a  
9 minimum, encompass the entire urbanized area with-  
10 in a State as designated by the Bureau of the Cen-  
11 sus.”.

12 **SEC. 144. SUBSTITUTE PROJECT.**

13 (a) APPROVAL OF PROJECT.—Notwithstanding any  
14 other provision of law, upon the request of the Mayor of  
15 the District of Columbia, the Secretary may approve sub-  
16 stitute highway and transit projects under section  
17 103(e)(4) of title 23, United States Code, as in effect on  
18 the day before the date of the enactment of this Act, in  
19 lieu of construction of the Barney Circle Freeway project  
20 in the District of Columbia, as identified in the 1991  
21 Interstate Cost Estimate.

22 (b) ELIGIBILITY FOR FEDERAL ASSISTANCE.—Upon  
23 approval of any substitute project or projects under sub-  
24 section (a)—

1           (1) the cost of construction of the Barney Cir-  
2           cle Freeway Modification project shall not be eligible  
3           for funds authorized under section 108(b) of the  
4           Federal-Aid Highway Act of 1956; and

5           (2) substitute projects approved pursuant to  
6           this section shall be funded from interstate construc-  
7           tion funds apportioned or allocated to the District of  
8           Columbia that are not expended and not subject to  
9           lapse on the date of the enactment of this Act.

10          (c) FEDERAL SHARE.—The Federal share payable on  
11          account of a project or activity approved under this section  
12          shall be 85 percent of the cost thereof; except that the  
13          exception set forth in section 120(b)(2) of title 23, United  
14          States Code, shall apply.

15          (d) LIMITATION ON ELIGIBILITY.—Any substitute  
16          project approved pursuant to subsection (a) (for which the  
17          Secretary finds that sufficient Federal funds are available)  
18          must be under contract for construction, or construction  
19          must have commenced, before the last day of the 4-year  
20          period beginning on the date of the enactment of this sec-  
21          tion. If the substitute project is not under contract for  
22          construction, or construction has not commenced, by such  
23          last day, the Secretary shall withdraw approval of the sub-  
24          stitute project.



1 **SEC. 145. USE OF HOV LANES BY ELECTRIC VEHICLES.**

2 Section 102(a) is amended by adding at the end the  
 3 following: “Notwithstanding the preceding sentence, be-  
 4 fore September 30, 2003, a State may permit an electric  
 5 vehicle with fewer than 2 occupants to operate in high oc-  
 6 cupancy vehicle lanes if the vehicle is certified and labeled  
 7 as an Inherently Low Emission Vehicle pursuant to sec-  
 8 tion 88.313–93 of title 40, Code of Federal Regulations,  
 9 provided that such permission may be revoked by the  
 10 State should the State determine it necessary.”.

11 **TITLE II—HIGHWAY SAFETY**

12 **SEC. 201. AMENDMENTS TO TITLE 23, UNITED STATES**  
 13 **CODE.**

14 Except as otherwise specifically provided, whenever in  
 15 this title an amendment or repeal is expressed in terms  
 16 of an amendment to, or repeal of, a section or other provi-  
 17 sion of law, the reference shall be considered to be made  
 18 to a section or other provision of title 23, United States  
 19 Code.

20 **SEC. 202. HIGHWAY SAFETY PROGRAMS.**

21 (a) UNIFORM GUIDELINES.—Section 402(a) is  
 22 amended—

23 (1) in the fourth sentence by striking “(4)” and  
 24 inserting “(4) to prevent accidents and”; and

25 (2) in the eighth sentence by striking “include  
 26 information obtained by the Secretary under section

1       4007 of the Intermodal Surface Transportation Effi-  
2       ciency Act of 1991 and”.

3       (b) ADMINISTRATION OF STATE PROGRAMS.—Sec-  
4       tion 402(b) is amended—

5           (1) by striking “(b)(1)” and all that follows  
6       through paragraph (2) and inserting the following:

7       “(b) ADMINISTRATION OF STATE PROGRAMS.—”;

8           (2) by redesignating paragraphs (3), (4), and  
9       (5) as paragraphs (1), (2), and (3), respectively;

10          (3) in paragraph (1)(C), as so redesignated, by  
11       striking “paragraph (5)” and inserting “paragraph  
12       (3)”; and

13          (4) in paragraph (2), as so redesignated, by  
14       striking “paragraph (3)(C)” and inserting “para-  
15       graph (1)(C)”.

16       (c) APPORTIONMENT OF FUNDS.—The 6th sentence  
17       of section 402(c) is amended by inserting “the appor-  
18       tionment to the Secretary of the Interior shall not be less than  
19       three-fourths of 1 percent of the total apportionment and”  
20       after “except that”.

21       (d) APPLICATION IN INDIAN COUNTRY.—Section  
22       402(i) is amended to read as follows:

23       “(i) APPLICATION IN INDIAN COUNTRY.—

24           “(1) IN GENERAL.—For the purpose of applica-  
25       tion of this section in Indian country, the terms

1       ‘State’ and ‘Governor of a State’ include the Sec-  
2       retary of the Interior and the term ‘political subdivi-  
3       sion of a State’ includes an Indian tribe. Notwith-  
4       standing subsection (b)(1)(C), 95 percent of the  
5       funds apportioned to the Secretary of the Interior  
6       under this section shall be expended by Indian tribes  
7       to carry out highway safety programs within their  
8       jurisdictions. The requirements of subsection  
9       (b)(1)(D) shall be applicable to Indian tribes, except  
10      to those tribes with respect to which the Secretary  
11      of Transportation determines that application of  
12      such provisions would not be practicable.

13           “(2) INDIAN COUNTRY DEFINED.—In this sub-  
14      section, the term ‘Indian country’ means—

15           “(A) all land within the limits of any In-  
16      dian reservation under the jurisdiction of the  
17      United States, notwithstanding the issuance of  
18      any patent, and including rights-of-way running  
19      through the reservation;

20           “(B) all dependent Indian communities  
21      within the borders of the United States, wheth-  
22      er within the original or subsequently acquired  
23      territory thereof and whether within or without  
24      the limits of a State; and

1           “(C) all Indian allotments, the Indian ti-  
2           tles to which have not been extinguished, in-  
3           cluding rights-of-way running through such al-  
4           lotments.”.

5           (e) RULEMAKING PROCEEDING.—Section 402(j) is  
6           amended to read as follows:

7           “(j) RULEMAKING PROCEEDING.—The Secretary  
8           may from time to time conduct a rulemaking process to  
9           identify highway safety programs that are highly effective  
10          in reducing motor vehicle crashes, injuries, and deaths.  
11          Any such rulemaking shall take into account the major  
12          role of the States in implementing such programs. When  
13          a rule promulgated in accordance with this section takes  
14          effect, States shall consider these highly effective pro-  
15          grams when developing their highway safety programs.”.

16          (f) HIGHWAY SAFETY EDUCATION AND INFORMA-  
17          TION.—

18               (1) IN GENERAL.—For fiscal years 1999 and  
19               2000, the Secretary shall allow any State to use  
20               funds apportioned to it under section 402 of title 23,  
21               United States Code to purchase television and radio  
22               time for the placement of highway safety public serv-  
23               ice messages.

24               (2) STUDY.—The Secretary shall conduct a  
25               study of the effectiveness of the public service mes-

1 sages and transmit a report on the results of the  
2 study together with the transmittal under section  
3 508 of this Act.

4 **SEC. 203. HIGHWAY SAFETY RESEARCH AND DEVELOP-**  
5 **MENT.**

6 Section 403(a)(2)(A) is amended by inserting “, in-  
7 cluding training in work zone safety management” after  
8 “personnel”.

9 **SEC. 204. OCCUPANT PROTECTION INCENTIVE GRANTS.**

10 (a) IN GENERAL.—Chapter 4 is amended by insert-  
11 ing after section 404 the following:

12 **“§ 405. Occupant protection incentive grants**

13 **“(a) GENERAL AUTHORITY.—**

14 **“(1) AUTHORITY TO MAKE GRANTS.—**Subject  
15 to the provisions of this section, the Secretary shall  
16 make grants under subsections (b) and (c) to States  
17 that adopt and implement effective programs to re-  
18 duce highway deaths and injuries resulting from in-  
19 dividuals riding unrestrained or improperly re-  
20 strained in motor vehicles. Such grants may be used  
21 by recipient States only to implement and enforce,  
22 as appropriate, such programs.

23 **“(2) MAINTENANCE OF EFFORT.—**No grant  
24 may be made to a State under subsection (b) or (c)  
25 in any fiscal year unless the State enters into such

1 agreements with the Secretary as the Secretary may  
2 require to ensure that the State will maintain its ag-  
3 gregate expenditures from all other sources for pro-  
4 grams described in paragraph (1) at or above the  
5 average level of such expenditures in its 2 fiscal  
6 years preceding the Building Efficient Surface  
7 Transportation and Equity Act of 1998.

8 “(3) MAXIMUM PERIOD OF ELIGIBILITY; FED-  
9 ERAL SHARE FOR GRANTS.—No State may receive  
10 grants under subsection (b) or (c) in more than 6  
11 fiscal years beginning after September 30, 1997.  
12 The Federal share payable for any grant under this  
13 section shall not exceed—

14 “(A) in the first and second fiscal years in  
15 which the State receives the grant, 75 percent  
16 of the cost of implementing and enforcing, as  
17 appropriate, in such fiscal year a program  
18 adopted by the State;

19 “(B) in the third and fourth fiscal years in  
20 which the State receives the grant, 50 percent  
21 of the cost of implementing and enforcing, as  
22 appropriate, in such fiscal year such program;  
23 and

24 “(C) in the fifth and sixth fiscal years in  
25 which the State receives the grant, 25 percent

1           of the cost of implementing and enforcing, as  
2           appropriate, in such fiscal year such program.

3           “(b) GRANT A.—A State may establish its eligibility  
4 for a grant under this subsection by adopting or dem-  
5 onstrating to the satisfaction of the Secretary at least 5  
6 of the following and, beginning in fiscal year 2001, at least  
7 6 of the following:

8           “(1) SAFETY BELT USE LAW.—The State has  
9           in effect a safety belt use law that makes unlawful  
10          throughout the State the operation of a passenger  
11          motor vehicle whenever an individual (other than a  
12          child who is secured in a child restraint system) in  
13          the front seat of the vehicle (and, beginning in fiscal  
14          year 2000, in any seat in the vehicle) does not have  
15          a safety belt properly secured about the individual’s  
16          body.

17          “(2) PRIMARY SAFETY BELT USE LAW.—The  
18          State provides for primary enforcement of its safety  
19          belt use law.

20          “(3) MINIMUM FINE OR PENALTY POINTS.—  
21          The State imposes a minimum fine, or provides for  
22          the imposition of penalty points against an individ-  
23          ual’s driver’s license, for a violation of its safety belt  
24          use law.

1           “(4) CHILD SAFETY SEAT LAW.—The State has  
2           in effect a child passenger protection law that makes  
3           unlawful throughout the State the operation of a  
4           passenger motor vehicle whenever a child up to 4  
5           years of age in the vehicle is not properly secured in  
6           a child safety seat.

7           “(5) SPECIAL TRAFFIC ENFORCEMENT PRO-  
8           GRAM.—The State has implemented a statewide spe-  
9           cial traffic enforcement program for occupant pro-  
10          tection that emphasizes publicity for the program.

11          “(6) CHILD OCCUPANT PROTECTION EDU-  
12          CATION PROGRAM.—The State has implemented a  
13          statewide comprehensive child occupant protection  
14          education program that includes education about  
15          proper seating positions for children in air bag  
16          equipped motor vehicles and instruction on how to  
17          reduce the improper use of child restraints systems.

18          “(7) CHILD PASSENGER PROTECTION LAW.—  
19          The State has in effect a child passenger protection  
20          law that makes unlawful throughout the State the  
21          operation of a passenger motor vehicle whenever a  
22          child up to 10 years of age (and, beginning in fiscal  
23          year 2003, a child up to 16 years of age) in the ve-  
24          hicle is not properly restrained.



1       “(c) GRANT B.—A State may establish its eligibility  
2 for a grant under this subsection by adopting or dem-  
3 onstrating to the satisfaction of the Secretary each of the  
4 following:

5           “(1) STATE SAFETY BELT USE RATE.—The  
6 State demonstrates a statewide safety belt use rate  
7 in both front outboard seating positions in all pas-  
8 senger motor vehicles of 80 percent or higher in  
9 each of the years a grant under this subparagraph  
10 is received.

11          “(2) SURVEY METHOD.—The State follows  
12 safety belt use survey methods which conform to  
13 guidelines issued by the Secretary ensuring that  
14 such measurements are accurate and representative.

15       “(d) GRANT AMOUNTS.—The amount of each grant  
16 for which a State qualifies under subsection (b) or (c) for  
17 a fiscal year shall equal up to 30 percent of the amount  
18 apportioned to the State for fiscal year 1997 under section  
19 402 of this title.

20       “(e) DEFINITIONS.—In this subsection, the following  
21 definitions apply:

22           “(1) CHILD SAFETY SEAT.—The term ‘child  
23 safety seat’ means any device (except safety belts)  
24 designed for use in a motor vehicle to restrain, seat,  
25 or position a child who weighs 50 pounds or less.

1           “(2) MOTOR VEHICLE.—The term ‘motor vehi-  
2           cle’ means a vehicle driven or drawn by mechanical  
3           power and manufactured primarily for use on public  
4           streets, roads, and highways, but does not include a  
5           vehicle operated only on a rail line.

6           “(3) MULTIPURPOSE PASSENGER VEHICLE.—  
7           The term ‘multipurpose passenger vehicle’ means a  
8           motor vehicle with motive power (except a trailer),  
9           designed to carry not more than 10 individuals, that  
10          is constructed either on a truck chassis or with spe-  
11          cial features for occasional off-road operation.

12          “(4) PASSENGER CAR.—The term ‘passenger  
13          car’ means a motor vehicle with motive power (ex-  
14          cept a multipurpose passenger vehicle, motorcycle, or  
15          trailer) designed to carry not more than 10 individ-  
16          uals.

17          “(5) PASSENGER MOTOR VEHICLE.—The term  
18          ‘passenger motor vehicle’ means a passenger car or  
19          a multipurpose passenger motor vehicle.

20          “(6) SAFETY BELT.—The term ‘safety belt’  
21          means—

22                 “(A) with respect to open-body passenger  
23                 vehicles, including convertibles, an occupant re-  
24                 straint system consisting of a lap belt or a lap  
25                 belt and a detachable shoulder belt; and

1                   “(B) with respect to other passenger vehi-  
2                   cles, an occupant restraint system consisting of  
3                   integrated lap and shoulder belts.

4           “(f) ADMINISTRATIVE EXPENSES.—Funds author-  
5 ized to be appropriated to carry out this section shall be  
6 subject to a deduction not to exceed 5 percent for the nec-  
7 essary costs of administering the provisions of this section.

8           “(g) APPLICABILITY OF CHAPTER 1.—

9                   “(1) IN GENERAL.—Except as otherwise pro-  
10                  vided in this subsection, all provisions of chapter 1  
11                  of this title that are applicable to National Highway  
12                  System funds, other than provisions relating to the  
13                  apportionment formula and provisions limiting the  
14                  expenditure of such funds to Federal-aid highways,  
15                  shall apply to the funds authorized to be appro-  
16                  priated to carry out this section.

17                  “(2) INCONSISTENT PROVISIONS.—If the Sec-  
18                  retary determines that a provision of chapter 1 of  
19                  this title is inconsistent with this section, such provi-  
20                  sion shall not apply to funds authorized to be appro-  
21                  priated to carry out this section.

22                  “(3) CREDIT FOR STATE AND LOCAL EXPENDI-  
23                  TURES.—The aggregate of all expenditures made  
24                  during any fiscal year by a State and its political  
25                  subdivisions (exclusive of Federal funds) for carrying

1 out the State highway safety program under section  
2 402 (other than planning and administration) shall  
3 be available for the purpose of crediting such State  
4 during such fiscal year for the non-Federal share of  
5 the cost of any project under this section (other than  
6 one for planning or administration) without regard  
7 to whether such expenditures were actually made in  
8 connection with such project.

9 “(4) INCREASED FEDERAL SHARE FOR CERTAIN  
10 INDIAN TRIBE PROGRAMS.—In the case of an occu-  
11 pant protection program carried out by an Indian  
12 tribe, if the Secretary is satisfied that an Indian  
13 tribe does not have sufficient funds available to meet  
14 the non-Federal share of the cost of such program,  
15 the Secretary may increase the Federal share of the  
16 cost thereof payable under this title to the extent  
17 necessary.

18 “(5) TREATMENT OF TERM ‘STATE HIGHWAY  
19 DEPARTMENT’.—In applying provisions of chapter 1  
20 in carrying out this section, the term ‘State highway  
21 department’ as used in such provisions shall mean  
22 the Governor of a State and, in the case of an In-  
23 dian tribe program, the Secretary of the Interior.”.

1 (b) CONFORMING AMENDMENT.—The table of sec-  
2 tions for such chapter is amended by inserting after the  
3 item relating to section 404 the following:

“405. Occupant protection incentive grants.”.

4 **SEC. 205. ALCOHOL-IMPAIRED DRIVING COUNTER-**  
5 **MEASURES.**

6 Section 410 is amended to read as follows:

7 **“§ 410. Alcohol-impaired driving countermeasures**

8 “(a) GENERAL AUTHORITY.—Subject to the require-  
9 ments of this section, the Secretary shall make grants to  
10 States that adopt and implement effective programs to re-  
11 duce traffic safety problems resulting from individuals  
12 driving while under the influence of alcohol. Such grants  
13 may only be used by recipient States to implement and  
14 enforce such programs.

15 “(b) MAINTENANCE OF EFFORT.—No grant may be  
16 made to a State under this section in any fiscal year unless  
17 the State enters into such agreements with the Secretary  
18 as the Secretary may require to ensure that the State will  
19 maintain its aggregate expenditures from all other sources  
20 for alcohol traffic safety programs at or above the average  
21 level of such expenditures in its 2 fiscal years preceding  
22 the date of the enactment of the Building Efficient Sur-  
23 face Transportation and Equity Act of 1998.

24 “(c) MAXIMUM PERIOD OF ELIGIBILITY; FEDERAL  
25 SHARE FOR GRANTS.—No State may receive grants under

1 this section in more than 6 fiscal years beginning after  
2 September 30, 1997. The Federal share payable for any  
3 grant under this section shall not exceed—

4 “(1) in the first and second fiscal years in  
5 which the State receives a grant under this section,  
6 75 percent of the cost of implementing and enforce-  
7 ing in such fiscal year a program adopted by the  
8 State pursuant to subsection (a);

9 “(2) in the third and fourth fiscal years in  
10 which the State receives a grant under this section,  
11 50 percent of the cost of implementing and enforce-  
12 ing in such fiscal year such program; and

13 “(3) in the fifth and sixth fiscal years in which  
14 the State receives a grant under this section, 25 per-  
15 cent of the cost of implementing and enforcing in  
16 such fiscal year such program.

17 “(d) BASIC GRANT ELIGIBILITY.—

18 “(1) BASIC GRANT A.—A State shall become el-  
19 igible for a grant under this paragraph by adopting  
20 or demonstrating to the satisfaction of the Secretary  
21 at least 5 of the following:

22 “(A) .08 BAC PER SE LAW.—A law that  
23 provides that any individual with a blood alco-  
24 hol concentration of 0.08 percent or greater

1 while operating a motor vehicle shall be deemed  
2 to be driving while intoxicated.

3 “(B) ADMINISTRATIVE LICENSE REVOCA-  
4 TION.—An administrative driver’s license sus-  
5 pension or revocation system for individuals  
6 who operate motor vehicles while under the in-  
7 fluence of alcohol that requires that—

8 “(i) in the case of an individual who,  
9 in any 5-year period beginning after the  
10 date of the enactment of the Building Effi-  
11 cient Surface Transportation and Equity  
12 Act of 1998, is determined on the basis of  
13 a chemical test to have been operating a  
14 motor vehicle under the influence of alco-  
15 hol or is determined to have refused to  
16 submit to such a test as proposed by a law  
17 enforcement officer, the State agency re-  
18 sponsible for administering drivers’ li-  
19 censes, upon receipt of the report of the  
20 law enforcement officer—

21 “(I) shall suspend the driver’s li-  
22 cense of such individual for a period  
23 of not less than 90 days if such indi-  
24 vidual is a first offender in such 5-  
25 year period; and

1                   “(II) shall suspend the driver’s li-  
2                   cense of such individual for a period  
3                   of not less than 1 year, or revoke such  
4                   license, if such individual is a repeat  
5                   offender in such 5-year period; and

6                   “(ii) the suspension and revocation re-  
7                   ferred to under clause (i) shall take effect  
8                   not later than 30 days after the day on  
9                   which the individual refused to submit to a  
10                  chemical test or received notice of having  
11                  been determined to be driving under the  
12                  influence of alcohol, in accordance with the  
13                  State’s procedures.

14               “(C) UNDERAGE DRINKING PROGRAM.—  
15               An effective system, as determined by the Sec-  
16               retary, for preventing operators of motor vehi-  
17               cles under age 21 from obtaining alcoholic bev-  
18               erages and for preventing persons from making  
19               alcoholic beverages available to individuals  
20               under age 21. Such system may include a grad-  
21               uated licensing system, the issuance of drivers’  
22               licenses to individuals under age 21 that are  
23               easily distinguishable in appearance from driv-  
24               ers’ licenses issued to individuals age 21 years



1 of age or older, and the issuance of drivers' li-  
2 censes that are tamper resistant.

3 “(D) ENFORCEMENT PROGRAM.—Either—

4 “(i) a statewide program for stopping  
5 motor vehicles on a nondiscriminatory,  
6 lawful basis for the purpose of determining  
7 whether the operators of such motor vehi-  
8 cles are driving while under the influence  
9 of alcohol; or

10 “(ii) a statewide special traffic en-  
11 forcement program for impaired driving  
12 that emphasizes publicity for the program.

13 “(E) REPEAT OFFENDERS.—Effective  
14 sanctions for repeat offenders convicted of driv-  
15 ing under the influence of alcohol. Such sanc-  
16 tions, as determined by the Secretary, may in-  
17 clude electronic monitoring; alcohol interlocks;  
18 intensive supervision of probation; vehicle im-  
19 poundment, confiscation, or forfeiture; dedi-  
20 cated detention facilities; special measures to  
21 reduce driving with a suspended license; and as-  
22 signment of treatment.

23 “(F) DRIVERS WITH HIGH BAC’S.—Pro-  
24 grams to target individuals with high blood al-  
25cohol concentrations who operate a motor vehi-

1           ele. Such programs may include implementation  
2           of a system of graduated penalties and assess-  
3           ment of individuals convicted of driving under  
4           the influence of alcohol.

5           “(G) YOUNG ADULT DRINKING PRO-  
6           GRAMS.—Programs to reduce driving while  
7           under the influence of alcohol by individuals age  
8           21 through 34. Such programs may include  
9           awareness campaigns; traffic safety partner-  
10          ships with employers, colleges, and the hospi-  
11          tality industry; assessment of first time offend-  
12          ers; and incorporation of treatment into judicial  
13          sentencing.

14          “(H) TESTING FOR BAC.—An effective sys-  
15          tem for increasing the rate of testing for blood  
16          alcohol concentration of motor vehicle drivers in  
17          fatal accidents and, in fiscal year 2000 and in  
18          each fiscal year thereafter, a rate of such test-  
19          ing that is equal to or greater than the national  
20          average.

21          “(2) BASIC GRANT B.—A State shall become el-  
22          igible for a grant under this paragraph by adopting  
23          or demonstrating to the satisfaction of the Secretary  
24          each of the following:

1           “(A) FATAL IMPAIRED DRIVER PERCENT-  
2           AGE REDUCTION.—The percentage of fatally in-  
3           jured drivers with 0.10 percent or greater blood  
4           alcohol concentration in the State has decreased  
5           in each of the 3 most recent calendar years for  
6           which statistics for determining such percent-  
7           ages are available.

8           “(B) FATAL IMPAIRED DRIVER PERCENT-  
9           AGE COMPARISON.—The percentage of fatally  
10          injured drivers with 0.10 percent or greater  
11          blood alcohol concentration in the State has  
12          been lower than the average percentage for all  
13          States in each of the calendar years referred to  
14          in subparagraph (A).

15          “(3) BASIC GRANT AMOUNT.—The amount of a  
16          basic grant made to a State for a fiscal year under  
17          this subsection shall equal up to 30 percent of the  
18          amount apportioned to the State for fiscal year 1997  
19          under section 402 of this title.

20          “(e) DISCRETIONARY GRANTS.—

21                 “(1) IN GENERAL.—Upon receiving an applica-  
22                 tion from a State, the Secretary may make grants  
23                 to the State for carrying out innovative programs  
24                 (other than the programs specified in subsection (d))  
25                 to reduce traffic safety problems resulting from indi-

1       viduals driving while under the influence of alcohol  
2       or controlled substances. Such programs may seek to  
3       achieve such a reduction through legal, judicial, en-  
4       forcement, educational, technological, or other ap-  
5       proaches.

6               “(2) ELIGIBILITY.—A State shall be eligible to  
7       receive a grant under this subsection in a fiscal year  
8       only if the State is eligible to receive a grant under  
9       subsection (d) in such fiscal year.

10              “(3) FUNDING.—Of the amounts made avail-  
11       able to carry out this section, not to exceed 12 per-  
12       cent shall be available for making grants under this  
13       subsection.

14              “(f) ADMINISTRATIVE EXPENSES.—Funds author-  
15       ized to be appropriated to carry out this section shall be  
16       subject to a deduction not to exceed 5 percent for the nec-  
17       essary costs of administering the provisions of this section.

18              “(g) APPLICABILITY OF CHAPTER 1.—

19               “(1) IN GENERAL.—Except as otherwise pro-  
20       vided in this subsection, all provisions of chapter 1  
21       of this title that are applicable to National Highway  
22       System funds, other than provisions relating to the  
23       apportionment formula and provisions limiting the  
24       expenditure of such funds to Federal-aid highways,

1 shall apply to the funds authorized to be appro-  
2 priated to carry out this section.

3 “(2) INCONSISTENT PROVISIONS.—If the Sec-  
4 retary determines that a provision of chapter 1 of  
5 this title is inconsistent with this section, such provi-  
6 sion shall not apply to funds authorized to be appro-  
7 priated to carry out this section.

8 “(3) CREDIT FOR STATE AND LOCAL EXPENDI-  
9 TURES.—The aggregate of all expenditures made  
10 during any fiscal year by a State and its political  
11 subdivisions (exclusive of Federal funds) for carrying  
12 out the State highway safety program under section  
13 402 (other than planning and administration) shall  
14 be available for the purpose of crediting such State  
15 during such fiscal year for the non-Federal share of  
16 the cost of any project under this section (other than  
17 one for planning or administration) without regard  
18 to whether such expenditures were actually made in  
19 connection with such project.

20 “(4) INCREASED FEDERAL SHARE FOR CERTAIN  
21 INDIAN TRIBE PROGRAMS.—In the case of an alco-  
22 hol-impaired driving countermeasures program car-  
23 ried out by an Indian tribe, if the Secretary is satis-  
24 fied that an Indian tribe does not have sufficient  
25 funds available to meet the non-Federal share of the

1 cost of such program, the Secretary may increase  
2 the Federal share of the cost thereof payable under  
3 this title to the extent necessary.

4 “(5) TREATMENT OF TERM ‘STATE HIGHWAY  
5 DEPARTMENT’.—In applying provisions of chapter 1  
6 in carrying out this section, the term ‘State highway  
7 department’ as used in such provisions shall mean  
8 the Governor of a State and, in the case of an In-  
9 dian tribe program, the Secretary of the Interior.

10 “(h) DEFINITIONS.—In this section, the following  
11 definitions apply:

12 “(1) ALCOHOLIC BEVERAGE.—The term ‘alco-  
13 holic beverage’ has the meaning such term has  
14 under section 158(c) of this title.

15 “(2) CONTROLLED SUBSTANCES.—The term  
16 ‘controlled substances’ has the meaning such term  
17 has under section 102(6) of the Controlled Sub-  
18 stances Act (21 U.S.C. 802(6)).

19 “(3) MOTOR VEHICLE.—The term ‘motor vehi-  
20 cle’ means a vehicle driven or drawn by mechanical  
21 power and manufactured primarily for use on public  
22 streets, roads, and highways, but does not include a  
23 vehicle operated only on a rail line.”.

1 **SEC. 206. STATE HIGHWAY SAFETY DATA IMPROVEMENTS.**

2 (a) IN GENERAL.—Chapter 4 is further amended by  
3 adding at the end the following new section:

4 **“§ 411. State highway safety data improvements**

5 “(a) GENERAL AUTHORITY.—Subject to the provi-  
6 sions of this section, the Secretary shall make grants to  
7 States that adopt and implement effective programs to—

8 “(1) improve the timeliness, accuracy, complete-  
9 ness, uniformity, and accessibility of the State’s data  
10 needed to identify priorities for national, State, and  
11 local highway and traffic safety programs;

12 “(2) evaluate the effectiveness of efforts to  
13 make such improvements;

14 “(3) link these State data systems, including  
15 traffic records, together and with other data systems  
16 within the State, such as systems that contain medi-  
17 cal and economic data; and

18 “(4) improve State data systems’ compatibility  
19 with national data systems and those of other States  
20 and enhance the Secretary’s ability to observe and  
21 analyze national trends in crash occurrences, rates,  
22 outcomes, and causation.

23 Such grants may be used by recipient States only to imple-  
24 ment such programs.

25 “(b) MODEL DATA ELEMENTS.—The Secretary, in  
26 consultation with States and other appropriate parties,

1 shall determine the model data elements necessary to ob-  
2 serve and analyze national trends in crash occurrences,  
3 rates, outcomes, and causation. A State's multiyear high-  
4 way safety data and traffic records plan described in sub-  
5 section (e)(1) shall demonstrate how the model data ele-  
6 ments will be incorporated into the State's data systems  
7 for the State to be eligible for grants under this section.

8       “(c) MAINTENANCE OF EFFORT.—No grant may be  
9 made to a State under this section in any fiscal year unless  
10 the State enters into such agreements with the Secretary  
11 as the Secretary may require to ensure that the State will  
12 maintain its aggregate expenditures from all other sources  
13 for highway safety data programs at or above the average  
14 level of such expenditures in its 2 fiscal years preceding  
15 the date of the enactment of the Building Efficient Sur-  
16 face Transportation and Equity Act of 1998.

17       “(d) MAXIMUM PERIOD OF ELIGIBILITY; FEDERAL  
18 SHARE FOR GRANTS.—No State may receive grants under  
19 this section in more than 6 fiscal years beginning after  
20 September 30, 1997. The Federal share payable for any  
21 grant under this section shall not exceed—

22               “(1) in the first and second fiscal years in  
23 which the State receives the grant, 75 percent of the  
24 cost of implementing and enforcing, as appropriate,  
25 in such fiscal year a program adopted by the State;



1           “(2) in the third and fourth fiscal years in  
2           which the State receives the grant, 50 percent of the  
3           cost of implementing and enforcing, as appropriate,  
4           in such fiscal year such program; and

5           “(3) in the fifth and sixth fiscal years in which  
6           the State receives the grant under this section, 25  
7           percent of the cost of implementing and enforcing,  
8           as appropriate, in such fiscal year such program.

9           “(e) FIRST-YEAR GRANTS.—

10           “(1) ELIGIBILITY.—A State shall be eligible for  
11           a first-year grant under this section in a fiscal year  
12           if the State either—

13                   “(A) demonstrates, to the satisfaction of  
14           the Secretary, that the State has—

15                           “(i) established a highway safety data  
16                           and traffic records coordinating committee  
17                           with a multidisciplinary membership, in-  
18                           cluding the administrators, collectors, and  
19                           users of such data (including the public  
20                           health, injury control, and motor carrier  
21                           communities);

22                           “(ii) completed, within the preceding  
23                           5 years, a highway safety data and traffic  
24                           records assessment or an audit of the

1 State’s highway safety data and traffic  
2 records system; and

3 “(iii) initiated the development of a  
4 multiyear highway safety data and traffic  
5 records strategic plan, to be approved by  
6 the State’s highway safety data and traffic  
7 records coordinating committee, that iden-  
8 tifies and prioritizes the State’s highway  
9 safety data and traffic records needs and  
10 goals, and that identifies performance-  
11 based measures by which progress toward  
12 those goals will be determined; or

13 “(B) provides, to the satisfaction of the  
14 Secretary—

15 “(i) a certification that the State has  
16 met the requirements of clauses (i) and (ii)  
17 of subparagraph (A);

18 “(ii) a multiyear plan that—

19 “(I) identifies and prioritizes the  
20 State’s highway safety data and traf-  
21 fic records needs and goals;

22 “(II) specifies how the State’s in-  
23 centive funds for the fiscal year will  
24 be used to address those needs and  
25 goals; and

1                   “(III) identifies performance-  
2                   based measures by which progress to-  
3                   ward those goals will be determined;  
4                   and

5                   “(iii) a certification that the State’s  
6                   highway safety data and traffic records co-  
7                   ordinating committee continues to operate  
8                   and supports the multiyear plan described  
9                   in clause (ii).

10                  “(2) GRANT AMOUNTS.—The amount of a first-  
11                  year grant made to a State for a fiscal year under  
12                  this subsection shall equal—

13                       “(A) if the State is eligible for the grant  
14                       under paragraph (1)(A), \$125,000, subject to  
15                       the availability of appropriations; and

16                       “(B) if the State is eligible for the grant  
17                       under paragraph (1)(B), an amount determined  
18                       by multiplying—

19                               “(i) the amount appropriated to carry  
20                               out this section for such fiscal year; by

21                               “(ii) the ratio that the funds appor-  
22                               tioned to the State under section 402 for  
23                               fiscal year 1997 bears to the funds appor-  
24                               tioned to all States under section 402 for  
25                               fiscal year 1997;

1           except that no State shall receive less than  
2           \$225,000, subject to the availability of appro-  
3           priations.

4           “(f) SUCCEEDING YEAR GRANTS.—

5           “(1) ELIGIBILITY.—A State shall be eligible for  
6           a grant under this subsection in any fiscal year suc-  
7           ceeding the first fiscal year in which the State re-  
8           ceives a grant under subsection (e) if the State, to  
9           the satisfaction of the Secretary—

10           “(A) submits or updates a multiyear plan  
11           described in subsection (e)(1)(A)(iii);

12           “(B) certifies that the highway safety data  
13           and traffic records coordinating committee of  
14           the State continues to operate and supports the  
15           multiyear plan; and

16           “(C) reports annually on the State’s  
17           progress in implementing the multiyear plan.

18           “(2) GRANT AMOUNTS.—The amount of a suc-  
19           ceeding year grant made to the State for a fiscal  
20           year under this paragraph shall equal the amount  
21           determined by multiplying—

22           “(A) the amount appropriated to carry out  
23           this section for such fiscal year; by

24           “(B) the ratio that the funds apportioned  
25           to the State under section 402 for fiscal year

1           1997 bears to the funds apportioned to all  
2           States under section 402 for fiscal year 1997;  
3           except that no State shall receive less than  
4           \$225,000, subject to the availability of appropria-  
5           tions.

6           “(g) ADMINISTRATIVE EXPENSES.—Funds author-  
7           ized to be appropriated to carry out this section shall be  
8           subject to a deduction not to exceed 5 percent for the nec-  
9           essary costs of administering the provisions of this section.

10          “(h) APPLICABILITY OF CHAPTER 1.—

11           “(1) IN GENERAL.—Except as otherwise pro-  
12           vided in this subsection, all provisions of chapter 1  
13           of this title that are applicable to National Highway  
14           System funds, other than provisions relating to the  
15           apportionment formula and provisions limiting the  
16           expenditure of such funds to Federal-aid highways,  
17           shall apply to the funds authorized to be appro-  
18           priated to carry out this section.

19           “(2) INCONSISTENT PROVISIONS.—If the Sec-  
20           retary determines that a provision of chapter 1 of  
21           this title is inconsistent with this section, such provi-  
22           sion shall not apply to funds authorized to be appro-  
23           priated to carry out this section.

24           “(3) CREDIT FOR STATE AND LOCAL EXPENDI-  
25           TURES.—The aggregate of all expenditures made

1 during any fiscal year by a State and its political  
2 subdivisions (exclusive of Federal funds) for carrying  
3 out the State highway safety program under section  
4 402 (other than planning and administration) shall  
5 be available for the purpose of crediting such State  
6 during such fiscal year for the non-Federal share of  
7 the cost of any project under this section (other than  
8 one for planning or administration) without regard  
9 to whether such expenditures were actually made in  
10 connection with such project.

11 “(4) INCREASED FEDERAL SHARE FOR CERTAIN  
12 INDIAN TRIBE PROGRAMS.—In the case of a highway  
13 safety data improvements program carried out by an  
14 Indian tribe, if the Secretary is satisfied that an In-  
15 dian tribe does not have sufficient funds available to  
16 meet the non-Federal share of the cost of such pro-  
17 gram, the Secretary may increase the Federal share  
18 of the cost thereof payable under this title to the ex-  
19 tent necessary.

20 “(5) TREATMENT OF TERM ‘STATE HIGHWAY  
21 DEPARTMENT’.—In applying provisions of chapter 1  
22 in carrying out this section, the term ‘State highway  
23 department’ as used in such provisions shall mean  
24 the Governor of a State and, in the case of an In-  
25 dian tribe program, the Secretary of the Interior.”.

1 (b) CONFORMING AMENDMENT.—The table of sec-  
2 tions for such chapter is amended by adding at the end  
3 the following:

“411. State highway safety data improvements.”.

4 **SEC. 207. NATIONAL DRIVER REGISTER.**

5 (a) TRANSFER OF SELECTED FUNCTIONS TO NON-  
6 FEDERAL MANAGEMENT.—Section 30302 of title 49,  
7 United States Code, is amended by adding at the end the  
8 following:

9 “(e) TRANSFER OF SELECTED FUNCTIONS TO NON-  
10 FEDERAL MANAGEMENT.—

11 “(1) AGREEMENT.—The Secretary may enter  
12 into an agreement with an organization that rep-  
13 resents the interests of the States to manage, ad-  
14 minister, and operate the National Driver Register’s  
15 computer timeshare and user assistance functions. If  
16 the Secretary decides to enter into such an agree-  
17 ment, the Secretary shall ensure that the manage-  
18 ment of these functions is compatible with this chap-  
19 ter and the regulations issued to implement this  
20 chapter.

21 “(2) REQUIRED DEMONSTRATION.—Any trans-  
22 fer of the National Driver Register’s computer  
23 timeshare and user assistance functions to an orga-  
24 nization that represents the interests of the States  
25 shall begin only after a determination is made by the

1 Secretary that all States are participating in the Na-  
2 tional Driver Register's 'Problem Driver Pointer  
3 System' (the system used by the Register to effect  
4 the exchange of motor vehicle driving records), and  
5 that the system is functioning properly.

6 “(3) TRANSITION PERIOD.—Any agreement en-  
7 tered into under this subsection shall include a pro-  
8 vision for a transition period sufficient to allow the  
9 States to make the budgetary and legislative changes  
10 the States may need to pay fees charged by the or-  
11 ganization representing their interests for their use  
12 of the National Driver Register's computer  
13 timeshare and user assistance functions. During this  
14 transition period, the Secretary shall continue to  
15 fund these transferred functions.

16 “(4) FEES.—The total of the fees charged by  
17 the organization representing the interests of the  
18 States in any fiscal year for the use of the National  
19 Driver Register's computer timeshare and user as-  
20 sistance functions shall not exceed the total cost to  
21 the organization of performing these functions in  
22 such fiscal year.

23 “(5) LIMITATION ON STATUTORY CONSTRUC-  
24 TION.—Nothing in this subsection may be construed



1 to diminish, limit, or otherwise affect the authority  
2 of the Secretary to carry out this chapter.”.

3 (b) ACCESS TO REGISTER INFORMATION.—

4 (1) CONFORMING AMENDMENTS.—Section  
5 30305(b) of title 49, United States Code, is amend-  
6 ed—

7 (A) in paragraph (2) by inserting before  
8 the period at the end the following: “, unless  
9 the information is about a revocation or suspen-  
10 sion still in effect on the date of the request”;

11 (B) in paragraph (8), as redesignated by  
12 section 207(b) of the Coast Guard Authoriza-  
13 tion Act of 1996 (Public Law 104–324, 110  
14 Stat. 3908)—

15 (i) by striking “paragraph (2)” and  
16 inserting “subsection (a) of this section”;  
17 and

18 (ii) by moving the text of such para-  
19 graph 2 ems to the left; and

20 (C) by redesignating paragraph (8), as re-  
21 designated by section 502(b)(1) of the Federal  
22 Aviation Reauthorization Act of 1996 (Public  
23 Law 104–264, 110 Stat. 3262), as paragraph  
24 (9).

1           (2) FEDERAL AGENCY ACCESS PROVISION.—

2           Section 30305(b) of title 49, United States Code, is  
3           further amended—

4                   (A) by redesignating paragraph (6) as  
5                   paragraph (10) and inserting such paragraph  
6                   after paragraph (9);

7                   (B) by inserting after paragraph (5) the  
8                   following:

9           “(6) The head of a Federal department or agency  
10          that issues motor vehicle operator’s licenses may request  
11          the chief driver licensing official of a State to obtain infor-  
12          mation under subsection (a) of this section about an indi-  
13          vidual applicant for a motor vehicle operator’s license from  
14          such department or agency. The department or agency  
15          may receive the information, provided it transmits to the  
16          Secretary a report regarding any individual who is denied  
17          a motor vehicle operator’s license by that department or  
18          agency for cause; whose motor vehicle operator’s license  
19          is revoked, suspended, or canceled by that department or  
20          agency for cause; or about whom the department or agen-  
21          cy has been notified of a conviction of any of the motor  
22          vehicle-related offenses or comparable offenses listed in  
23          section 30304(a)(3) and over whom the department or  
24          agency has licensing authority. The report shall contain  
25          the information specified in section 30304(b).”; and

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

2 “(11) The head of a Federal department or agency  
3 authorized to receive information regarding an individual  
4 from the Register under this section may request and re-  
5 ceive such information from the Secretary.”.

6 (c) EVALUATION AND ASSESSMENT OF ALTER-  
7 NATIVES.—

8 (1) EVALUATION.—The Secretary shall evaluate  
9 the implementation of chapter 303 of title 49,  
10 United States Code, and the programs under sec-  
11 tions 31106 and 31309 of such title and identify al-  
12 ternatives to improve the ability of the States to ex-  
13 change information about unsafe drivers and to  
14 identify drivers with multiple licenses.

15 (2) TECHNOLOGY ASSESSMENT.—The Sec-  
16 retary, in conjunction with the American Association  
17 of Motor Vehicle Administrators, shall conduct an  
18 assessment of available electronic technologies to im-  
19 prove access to and exchange of motor vehicle driv-  
20 ing records. The assessment may consider alter-  
21 native unique motor vehicle driver identifiers that  
22 would facilitate accurate matching of drivers and  
23 their records.

24 (3) REPORT TO CONGRESS.—Not later than 2  
25 years after the date of the enactment of this Act, the

1 Secretary shall transmit to Congress a report on the  
2 results of the evaluation and technology assessment,  
3 together with any recommendations for appropriate  
4 administrative and legislative actions.

5 **SEC. 208. SAFETY STUDIES.**

6 (a) BLOWOUT RESISTANT TIRES STUDY.—The Sec-  
7 retary shall conduct a study on the benefit to public safety  
8 of the use of blowout resistant tires on commercial motor  
9 vehicles and the potential to decrease the incidence of acci-  
10 dents and fatalities from accidents occurring as a result  
11 of blown out tires.

12 (b) SCHOOL BUS OCCUPANT SAFETY STUDY.—The  
13 Secretary shall conduct a study to assess occupant safety  
14 in school buses. The study shall examine available infor-  
15 mation about occupant safety and analyze options for im-  
16 proving occupant safety.

17 (c) REPORTS.—Not later than 2 years after the date  
18 of the enactment of this Act, the Secretary shall transmit  
19 to Congress a report on the results of each study con-  
20 ducted under this section.

21 (d) LIMITATION ON FUNDING.—The Secretary may  
22 not expend more than \$200,000, from funds made avail-  
23 able by section 210, for conducting each study under this  
24 section.

1 **SEC. 209. EFFECTIVENESS OF LAWS ESTABLISHING MAXI-**  
2 **MUM BLOOD ALCOHOL CONCENTRATIONS.**

3 (a) STUDY.—The Comptroller General shall conduct  
4 a study to evaluate the effectiveness of State laws that—

5 (1) deem any individual with a blood alcohol  
6 concentration of 0.08 percent or greater while oper-  
7 ating a motor vehicle to be driving while intoxicated;  
8 and

9 (2) deem any individual under the age of 21  
10 with a blood alcohol concentration of 0.02 percent or  
11 greater while operating a motor vehicle to be driving  
12 while intoxicated;

13 in reducing the number and severity of alcohol-involved  
14 crashes.

15 (b) REPORT.—Not later than 2 years after the date  
16 of the enactment of this Act, the Comptroller General shall  
17 transmit to the Committee on Transportation and Infra-  
18 structure of the House of Representatives and the Com-  
19 mittee on Public Works and the Environment of the Sen-  
20 ate a report containing the results of the study conducted  
21 under this section.

22 **SEC. 210. AUTHORIZATIONS OF APPROPRIATIONS.**

23 (a) IN GENERAL.—The following sums are author-  
24 ized to be appropriated out of the Highway Trust Fund  
25 (other than the Mass Transit Account):

1           (1) NHTSA HIGHWAY SAFETY PROGRAMS.—  
2       For carrying out section 402 of title 23, United  
3       States Code, by the National Highway Traffic Safe-  
4       ty Administration \$128,200,000 for fiscal year  
5       1998, \$150,700,000 for fiscal year 1999, and  
6       \$195,700,000 for each of fiscal years 2000 through  
7       2003.

8           (2) FHWA HIGHWAY SAFETY PROGRAMS.—For  
9       carrying out section 402 of title 23, United States  
10      Code, by the Federal Highway Administration  
11      \$12,000,000 for fiscal year 1998, \$20,000,000 for  
12      fiscal year 1999, and \$25,000,000 for each of fiscal  
13      years 2000 through 2003.

14          (3) NHTSA HIGHWAY SAFETY RESEARCH AND  
15      DEVELOPMENT.—For carrying out section 403 of  
16      such title by the National Highway Traffic Safety  
17      Administration \$55,000,000 for each of fiscal years  
18      1998 through 2003.

19          (4) FHWA HIGHWAY SAFETY RESEARCH AND  
20      DEVELOPMENT.—For carrying out section 403 of  
21      such title by the Federal Highway Administration  
22      \$20,000,000 for each of fiscal years 1998 through  
23      2003.

24          (5) OCCUPANT PROTECTION INCENTIVE  
25      GRANTS.—For carrying out section 405 of such title

1       \$9,000,000 for fiscal year 1998 and \$20,000,000 for  
2       each of fiscal years 1999 through 2003.

3           (6) ALCOHOL-IMPAIRED DRIVING COUNTER-  
4       MEASURES INCENTIVE GRANT PROGRAM.—For car-  
5       rying out section 410 of such title \$35,000,000 for  
6       fiscal year 1998 and \$45,000,000 for each of fiscal  
7       years 1999 through 2003.

8           (7) STATE HIGHWAY SAFETY DATA GRANTS.—  
9       For carrying out section 411 of such title  
10      \$2,500,000 for fiscal year 1998 and \$12,000,000 for  
11      each of fiscal years 1999 through 2003.

12          (8) NATIONAL DRIVER REGISTER.—For carry-  
13      ing out chapter 303 of title 49, United States Code,  
14      by the National Highway Traffic Safety Administra-  
15      tion, \$2,300,000 for each of fiscal years 1998  
16      through 2003.

17      (b) TRANSFERS.—In each fiscal year, the Secretary  
18      may transfer any amounts remaining available under  
19      paragraph (5), (6), or (7) of subsection (a) to the amounts  
20      made available under any other of such paragraphs in  
21      order to ensure, to the maximum extent possible, that each  
22      State receives the maximum incentive funding for which  
23      the State is eligible under sections 405, 406, and 410 of  
24      title 23, United States Code.

1 **SEC. 211. TRANSPORTATION INJURY RESEARCH.**

2 (a) CENTER FOR TRANSPORTATION INJURY RE-  
3 SEARCH.—

4 (1) IN GENERAL.—The Secretary shall make  
5 grants to establish and maintain a center for trans-  
6 portation injury research at the Calspan University  
7 of Buffalo Research Center affiliated with the State  
8 University of New York at Buffalo.

9 (2) FUNDING.—Of the amounts made available  
10 for each of fiscal years 1998 through 2003 by sec-  
11 tion 127(a)(3)(H) of this Act, \$2,000,000 per fiscal  
12 year shall be available to carry out this subsection.

13 (b) HEAD AND SPINAL CORD INJURY RESEARCH.—

14 (1) IN GENERAL.—The Secretary shall make  
15 grants to the Neuroscience Center for Excellence at  
16 Louisiana State University and the Virginia Trans-  
17 portation Research Institute at George Washington  
18 University for research and technology development  
19 for preventing and minimizing head and spinal cord  
20 injuries relating to automobile accidents.

21 (2) FUNDING.—Of amounts made available for  
22 each of fiscal years 1999 through 2003 by section  
23 127(a)(3)(F), \$500,000 per fiscal year shall be  
24 available to carry out this subsection.



1     **TITLE III—FEDERAL TRANSIT**  
2     **ADMINISTRATION PROGRAMS**

3     **SEC. 301. AMENDMENTS TO TITLE 49, UNITED STATES**  
4             **CODE.**

5         Except as otherwise specifically provided, whenever in  
6 this title an amendment or repeal is expressed in terms  
7 of an amendment to, or repeal of, a section or other provi-  
8 sion of law, the reference shall be considered to be made  
9 to a section or other provision of title 49, United States  
10 Code.

11     **SEC. 302. DEFINITIONS.**

12         Section 5302 is amended to read as follows:

13     **“§ 5302. Definitions**

14         “(a) IN GENERAL.—In this chapter, the following  
15 definitions apply:

16             “(1) CAPITAL PROJECT.—The term ‘capital  
17 project’ means a project for—

18                 “(A) acquiring, constructing, supervising,  
19 or inspecting equipment or a facility for use in  
20 mass transportation, expenses incidental to the  
21 acquisition or construction (including designing,  
22 engineering, location surveying, mapping, and  
23 acquiring rights of way), payments for the cap-  
24 ital portions of rail trackage rights agreements,  
25 transit-related intelligent transportation sys-

1           tems, relocation assistance, acquiring replace-  
2           ment housing sites, and acquiring, constructing,  
3           relocating, and rehabilitating replacement hous-  
4           ing;

5           “(B) rehabilitating a bus;

6           “(C) remanufacturing a bus;

7           “(D) overhauling rail rolling stock;

8           “(E) preventive maintenance;

9           “(F) leasing equipment or a facility for use  
10          in mass transportation subject to regulations  
11          the Secretary prescribes limiting the leasing ar-  
12          rangements to those that are more cost-effective  
13          than acquisition or construction; or

14          “(G) a mass transportation improvement  
15          that enhances economic development or incor-  
16          porates private investment (including commer-  
17          cial and residential development and pedestrian  
18          and bicycle access to a mass transportation fa-  
19          cility) because the improvement—

20               “(i) enhances the effectiveness of a  
21               mass transportation project and is related  
22               physically or functionally to that mass  
23               transportation project or establishes new  
24               or enhanced coordination between mass

1                   transportation and other transportation;  
2                   and

3                   “(ii) provides a fair share of revenue  
4                   for mass transportation that will be used  
5                   for mass transportation.

6                   “(2) CHIEF EXECUTIVE OFFICER OF A  
7                   STATE.—The term ‘chief executive officer of a State’  
8                   includes the designee of the chief executive officer.

9                   “(3) EMERGENCY REGULATION.—The term  
10                  ‘emergency regulation’ means a regulation—

11                  “(A) that is effective temporarily before  
12                  the expiration of the otherwise specified periods  
13                  of time for public notice and comment under  
14                  section 5334(b) of this title; and

15                  “(B) prescribed by the Secretary of Trans-  
16                  portation as the result of a finding that a delay  
17                  in the effective date of the regulation—

18                  “(i) would injure seriously an impor-  
19                  tant public interest;

20                  “(ii) would frustrate substantially leg-  
21                  islative policy and intent; or

22                  “(iii) would damage seriously a person  
23                  or class without serving an important pub-  
24                  lic interest.

1           “(4) FIXED GUIDEWAY.—The term ‘fixed  
2       guideway’ means a mass transportation facility—

3           “(A) using and occupying a separate right  
4       of way or rail for the exclusive use of mass  
5       transportation and other high occupancy vehi-  
6       cles; or

7           “(B) using a fixed catenary system and a  
8       right of way usable by other forms of transpor-  
9       tation.

10          “(5) HANDICAPPED INDIVIDUAL.—The term  
11       ‘handicapped individual’ means an individual who,  
12       because of illness, injury, age, congenital malfunc-  
13       tion, or other incapacity or temporary or permanent  
14       disability (including an individual who is a wheel-  
15       chair user or has semiambulatory capability), cannot  
16       use effectively, without special facilities, planning, or  
17       design, mass transportation service or a mass trans-  
18       portation facility.

19          “(6) LOCAL GOVERNMENTAL AUTHORITY.—The  
20       term ‘local governmental authority’ includes—

21           “(A) a political subdivision of a State;

22           “(B) an authority of at least one State or  
23       political subdivision of a State;

24           “(C) an Indian tribe; and

1           “(D) a public corporation, board, or com-  
2           mission established under the laws of a State.

3           “(7) MASS TRANSPORTATION.—The term ‘mass  
4           transportation’ means transportation by a convey-  
5           ance that provides regular and continuing general or  
6           special transportation to the public, but does not in-  
7           clude school bus, charter, or sightseeing transpor-  
8           tation.

9           “(8) NET PROJECT COST.—The term ‘net  
10          project cost’ means the part of a project that reason-  
11          ably cannot be financed from revenues.

12          “(9) NEW BUS MODEL.—The term ‘new bus  
13          model’ means a bus model (including a model using  
14          alternative fuel)—

15               “(A) that has not been used in mass trans-  
16               portation in the United States before the date  
17               of production of the model; or

18               “(B) used in mass transportation in the  
19               United States but being produced with a major  
20               change in configuration or components.

21          “(10) PREVENTIVE MAINTENANCE.—The term  
22          ‘preventive maintenance’ means a major activity in-  
23          tended to improve or upgrade a transit vehicle or fa-  
24          cility or repair or replace a damaged, malfunction-  
25          ing, overaged, or outmoded transit vehicle or facility

1 system, subsystem, element, or component. Such  
2 term does not include any activity of a routine or  
3 servicing nature, such as checking and replenishing  
4 fluid levels, adjusting settings on otherwise properly  
5 operating components, washing and cleaning a tran-  
6 sit vehicle or facility, changing tires and wheels, or  
7 repairing damage to a vehicle or facility caused by  
8 an accident.

9 “(11) PUBLIC TRANSPORTATION.—The term  
10 ‘public transportation’ means mass transportation.

11 “(12) REGULATION.—The term ‘regulation’  
12 means any part of a statement of general or particu-  
13 lar applicability of the Secretary of Transportation  
14 designed to carry out, interpret, or prescribe law or  
15 policy in carrying out this chapter.

16 “(13) STATE.—The term ‘State’ means a State  
17 of the United States, the District of Columbia, Puer-  
18 to Rico, the Northern Mariana Islands, Guam,  
19 American Samoa, and the Virgin Islands.

20 “(14) TRANSIT.—The term ‘transit’ means  
21 mass transportation.

22 “(15) TRANSIT ENHANCEMENT.—The term  
23 ‘transit enhancement’ means with respect to any  
24 project or an area to be served by the project, his-  
25 toric preservation, rehabilitation, and operation of

1 historic mass transportation buildings, structures,  
2 and facilities (including historic bus and railroad fa-  
3 cilities and canals); projects that enhance transit  
4 safety and security; landscaping and other scenic  
5 beautification and art in and around mass transpor-  
6 tation stations, facilities, bus shelters, bridges, and  
7 buses; bicycle and pedestrian access to mass trans-  
8 portation, including bicycle storage facilities and in-  
9 stalling equipment for transporting bicycles on mass  
10 transportation vehicles; projects that enhance access  
11 for the disabled to mass transportation; and archae-  
12 ological planning and research related to mass trans-  
13 portation projects.

14 “(16) URBAN AREA.—The term ‘urban area’  
15 means an area that includes a municipality or other  
16 built-up place that the Secretary of Transportation,  
17 after considering local patterns and trends of urban  
18 growth, decides is appropriate for a local mass  
19 transportation system to serve individuals in the lo-  
20 cality.

21 “(17) URBANIZED AREA.—The term ‘urbanized  
22 area’ means an area—

23 “(A) encompassing at least an urbanized  
24 area within a State that the Secretary of Com-  
25 merce designates; and

1           “(B) designated as an urbanized area  
2           within boundaries fixed by State and local offi-  
3           cials and approved by the Secretary of Trans-  
4           portation.

5           “(b) AUTHORITY TO MODIFY ‘HANDICAPPED INDIVIDUAL’.—The Secretary of Transportation by regulation  
6           may modify the definition of subsection (a)(5) as it applies  
7           to section 5307(d)(1)(D) of this title.”.

9   **SEC. 303. METROPOLITAN PLANNING.**

10          (a) GOALS AND OBJECTIVES OF PLANNING PROCESS.—Section 5303(b) is amended to read as follows:

12          “(b) GOALS AND OBJECTIVES OF PLANNING PROCESS.—

14               “(1) CONSIDERATION.—To the extent that the  
15               metropolitan planning organization determines appropriate, the metropolitan transportation planning  
16               process may include consideration of goals and objectives that—

19                       “(A) support the economic vitality of the  
20                       metropolitan area, especially by enabling global  
21                       competitiveness, productivity, and efficiency;

22                       “(B) increase the safety and security of  
23                       the transportation system for all users;

24                       “(C) increase the accessibility and mobility  
25                       for people and freight;



1           “(D) protect and enhance the environment,  
2           conserve energy, and enhance quality of life;

3           “(E) enhance the integration and  
4           connectivity of the transportation system,  
5           across and between modes, for people and  
6           freight;

7           “(F) promote efficient system utilization  
8           and operation; and

9           “(G) preserve and optimize the existing  
10          transportation system.

11       This paragraph shall apply to the development of  
12       long-range transportation plans and transportation  
13       improvement programs.

14       “(2) CONVERSION TO GOALS AND OBJEC-  
15       TIVES.—The metropolitan planning organization  
16       shall cooperatively determine with the State and  
17       mass transportation operators how the consider-  
18       ations listed in paragraph (1) are translated into  
19       metropolitan goals and objectives and how they are  
20       factored into decisionmaking.”.

21       (b) COORDINATION.—Section 5303(e) is amended by  
22       adding at the end the following:

23       “(4) PROJECT LOCATED IN MULTIPLE MPOS.—  
24       If a project is located within the boundaries of more  
25       than one metropolitan planning organization, the

1 metropolitan planning organizations shall coordinate  
2 plans regarding the project.”.

3 (c) LONG-RANGE TRANSPORTATION PLAN.—Section  
4 5303(f) is amended—

5 (1) in paragraph (1) by inserting “transportation” after “long-range”;

7 (2) in paragraph (1) by striking “at least  
8 shall—” and inserting “shall contain, at a minimum,  
9 the following:”;

10 (3) in paragraph (1)(A)—

11 (A) by striking “identify” and inserting  
12 “An identification of”; and

13 (B) by striking the semicolon at the end  
14 and inserting a period;

15 (4) by striking paragraph (1)(B) and inserting  
16 the following:

17 “(B) A financial plan that demonstrates how  
18 the adopted transportation plan can be implemented,  
19 indicates resources from public and private sources  
20 that are reasonably expected to be made available to  
21 carry out the plan and recommends any additional  
22 financing strategies for needed projects and pro-  
23 grams. The financial plan may include, for illus-  
24 trative purposes, additional projects that would be  
25 included in the adopted transportation plan if rea-

1 sonable additional resources beyond those identified  
 2 in the financial plan were available. For the purpose  
 3 of developing the transportation plan, the metropoli-  
 4 tan planning organization and State shall coopera-  
 5 tively develop estimates of funds that will be avail-  
 6 able to support plan implementation.”;

7 (5) in paragraph (1)(C)—

8 (A) by striking “assess” and inserting “An  
 9 assessment of”; and

10 (B) by striking “; and” and inserting a pe-  
 11 riod;

12 (6) in paragraph (1)(D) by striking “indicate”  
 13 and inserting “Indicate”;

14 (7) in paragraph (4) by inserting after “em-  
 15 ployees,” the following: “freight shippers and provid-  
 16 ers of freight transportation services,”; and

17 (8) in paragraph (5) by inserting “transpor-  
 18 tation” before “plan”.

19 **SEC. 304. TRANSPORTATION IMPROVEMENT PROGRAM.**

20 Section 5304 is amended—

21 (1) in subsection (a) by striking “2 years” and  
 22 inserting “3 years”; and

23 (2) in subsection (b)(2)—

24 (A) by striking “and” at the end of sub-  
 25 paragraph (B);

1 (B) by striking the period at the end of  
2 subparagraph (C) and inserting “; and”; and

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

4 “(D) may include, for illustrative purposes,  
5 additional projects that would be included in  
6 the adopted transportation plan if reasonable  
7 additional resources beyond those identified in  
8 the financial plan were available.”.

9 **SEC. 305. TRANSPORTATION MANAGEMENT AREAS.**

10 Section 5305(d)(1) is amended by striking “of the  
11 National Highway System” each place it appears and in-  
12 serting the following: “under the National Highway Sys-  
13 tem and high risk road safety programs,”.

14 **SEC. 306. URBANIZED AREA FORMULA GRANTS.**

15 (a) SECTION HEADING.—

16 (1) AMENDMENT TO SECTION.—Section 5307 is  
17 amended by striking the section heading and insert-  
18 ing the following:

19 **“§ 5307. Urbanized area formula grants”.**

20 (2) CONFORMING AMENDMENT.—The item re-  
21 lating to section 5307 in the table of sections for  
22 chapter 53 is amended to read as follows:

“5307. Urbanized area formula grants.”.

23 (b) DEFINITIONS.—Section 5307(a) is amended—

1           (1) by striking “In this section—” and insert-  
2       ing “In this section, the following definitions  
3       apply:”;

4           (2) by inserting “ASSOCIATED CAPITAL MAIN-  
5       TENANCE ITEMS.—The term” after “(1)”; and

6           (3) by inserting “DESIGNATED RECIPIENT.—  
7       The term” after “(2)”.

8       (c) GENERAL AUTHORITY.—Section 5307(b) is  
9       amended—

10           (1) in paragraph (1)—

11                (A) by striking “, improvement, and oper-  
12               ating costs” and inserting “and improvement  
13               costs”; and

14                (B) by adding at the end the following new  
15               sentence: “In an urbanized area with a popu-  
16               lation of less than 200,000, the Secretary may  
17               also make grants under this section to finance  
18               the operating cost of equipment and facilities  
19               for use in mass transportation.”;

20           (2) by striking paragraphs (3) and (5); and

21           (3) by redesignating paragraph (4) as para-  
22       graph (3).

23       (d) ADVANCE CONSTRUCTION.—Section 5307(g)(3)  
24       is amended by striking “the amount by which” and all  
25       that follows through the period at the end and inserting

1 “the most favorable financing terms reasonably available  
2 for the project at the time of borrowing. The applicant  
3 shall certify, in a manner satisfactory to the Secretary,  
4 that the applicant has shown reasonable diligence in seek-  
5 ing the most favorable financing terms.”.

6 (e) COORDINATION OF REVIEWS.—Section  
7 5307(i)(2) is amended by adding at the end the following:  
8 “To the extent practicable, the Secretary shall coordinate  
9 such reviews with any related State or local reviews.”.

10 (f) TRANSIT ENHANCEMENT ACTIVITIES.—Section  
11 5307(k) is amended to read as follows:

12 “(k) TRANSIT ENHANCEMENT ACTIVITIES.—2 per-  
13 cent of the funds apportioned to urbanized areas of at  
14 least 200,000 population under section 5336 for a fiscal  
15 year shall only be available for transit enhancement activi-  
16 ties.”.

17 (g) CONFORMING AMENDMENTS.—Section 5307(n) is  
18 amended by inserting “5319,” after “5318,”.

19 **SEC. 307. MASS TRANSIT ACCOUNT BLOCK GRANTS.**

20 Section 5308, and the item relating to section 5308  
21 in the table of sections for chapter 53, are repealed.

22 **SEC. 308. CAPITAL PROGRAM GRANTS AND LOANS.**

23 (a) SECTION HEADING.—Section 5309 is amended in  
24 the section heading by striking “**Discretionary**” and  
25 inserting “**Capital program**”.

1 (b) CONFORMING AMENDMENT.—The item relating  
2 to section 5309 in the table of sections for chapter 53 is  
3 amended by striking “Discretionary” and inserting “Cap-  
4 ital program”.

5 (c) GENERAL AUTHORITY.—Section 5309(a) is  
6 amended—

7 (1) by striking paragraph (1)(E) and inserting  
8 the following:

9 “(E) capital projects to modernize existing fixed  
10 guideway systems;”;

11 (2) by striking “and” at the end of paragraph  
12 (1)(F);

13 (3) by striking the period at the end of para-  
14 graph (1)(G) and inserting “; and”; and

15 (4) by inserting after paragraph (1)(G) the fol-  
16 lowing:

17 “(H) capital projects to replace, rehabilitate,  
18 and purchase buses and related equipment and to  
19 construct bus-related facilities.”.

20 (d) CONSIDERATION OF DECREASED COMMUTER  
21 RAIL TRANSPORTATION.—Section 5309(c) is repealed.

22 (e) CRITERIA FOR GRANTS AND LOANS FOR FIXED  
23 GUIDEWAY SYSTEMS.—Section 5309(e) is amended to  
24 read as follows:

1       “(e) CRITERIA FOR GRANTS AND LOANS FOR FIXED  
2 GUIDEWAY SYSTEMS.—

3               “(1) IN GENERAL.—The Secretary of Transpor-  
4 tation may approve a grant or loan under this sec-  
5 tion for a capital project for a new fixed guideway  
6 system or extension of an existing fixed guideway  
7 system only if the Secretary determines that the pro-  
8 posed project is—

9               “(A) based on the results of an alter-  
10 natives analysis and preliminary engineering;

11              “(B) justified based on a comprehensive  
12 review of its mobility improvements, environ-  
13 mental benefits, cost effectiveness, and operat-  
14 ing efficiencies; and

15              “(C) supported by an acceptable degree of  
16 local financial commitment, including evidence  
17 of stable and dependable financing sources to  
18 construct, maintain, and operate the system or  
19 extension.

20              “(2) ALTERNATIVES ANALYSIS AND PRELIMI-  
21 NARY ENGINEERING.—In evaluating a project under  
22 paragraph (1)(A), the Secretary shall analyze and  
23 consider the results of the alternatives analysis and  
24 preliminary engineering for the project.



1           “(3) PROJECT JUSTIFICATION.—In evaluating a  
2       project under paragraph (1)(B), the Secretary  
3       shall—

4           “(A) consider the direct and indirect costs  
5       of relevant alternatives;

6           “(B) consider factors such as congestion  
7       relief, improved mobility, air pollution, noise  
8       pollution, energy consumption, and all associ-  
9       ated ancillary and mitigation costs necessary to  
10      carry out each alternative analyzed;

11          “(C) identify and consider existing mass  
12      transportation supportive land use policies and  
13      future land use patterns and the costs of urban  
14      sprawl;

15          “(D) consider the degree to which the  
16      project increases the mobility of the mass trans-  
17      portation dependent population or promotes  
18      economic development;

19          “(E) consider population density, current  
20      transit ridership in the corridor, and cost per  
21      new rider;

22          “(F) consider the technical capability of  
23      the grant recipient to construct the project;

1           “(G) adjust the project justification to re-  
2           flect differences in local land, construction, and  
3           operating costs; and

4           “(H) consider other factors the Secretary  
5           determines appropriate to carry out this chap-  
6           ter.

7           “(4) LOCAL FINANCIAL COMMITMENT.—

8           “(A) EVALUATION OF PROJECT.—In evalu-  
9           ating a project under paragraph (1)(C), the  
10          Secretary shall require that—

11           “(i) the proposed project plan pro-  
12           vides for the availability of contingency  
13           amounts the Secretary determines to be  
14           reasonable to cover unanticipated cost in-  
15           creases;

16           “(ii) each proposed local source of  
17           capital and operating financing is stable,  
18           reliable, and available within the proposed  
19           project timetable; and

20           “(iii) local resources are available to  
21           operate the overall proposed mass trans-  
22           portation system (including essential feeder  
23           bus and other services necessary to achieve  
24           the projected ridership levels) without re-  
25           quiring a reduction in existing mass trans-

1           portation services to operate the proposed  
2           project.

3           “(B) STABILITY, RELIABILITY, AND AVAIL-  
4           ABILITY OF LOCAL FINANCING.—In assessing  
5           the stability, reliability, and availability of pro-  
6           posed sources of local financing for the project,  
7           the Secretary shall consider—

8                   “(i) existing grant commitments;

9                   “(ii) the degree to which financing  
10           sources are dedicated to the purposes pro-  
11           posed;

12                   “(iii) any debt obligation that exists  
13           or is proposed by the recipient for the pro-  
14           posed project or other mass transportation  
15           purpose; and

16                   “(iv) the extent to which the project  
17           has a local financial commitment that ex-  
18           ceeds the required non-Federal share of  
19           the cost of the project.

20           “(5) REGULATIONS.—No later than 120 days  
21           after the date of the enactment of the Building Effi-  
22           cient Surface Transportation and Equity Act of  
23           1998, the Secretary shall issue regulations on how  
24           the Secretary will evaluate and rate the projects  
25           based on the results of alternatives analysis, project

1 justification, and the degree of local financial com-  
2 mitment as required under this subsection.

3 “(6) PROJECT EVALUATION AND RATING.—A  
4 proposed project may advance from alternatives  
5 analysis to preliminary engineering, and may ad-  
6 vance from preliminary engineering to final design  
7 and construction, only if the Secretary finds that the  
8 project meets the requirements of this section and  
9 there is a reasonable likelihood that the project will  
10 continue to meet such requirements. In making such  
11 findings, the Secretary shall evaluate and rate the  
12 project as either highly recommended, recommended,  
13 or not recommended based on the results of alter-  
14 natives analysis, the project justification criteria,  
15 and the degree of local financial commitment as re-  
16 quired under this subsection. In rating the projects,  
17 the Secretary shall provide, in addition to the overall  
18 project rating, individual ratings for each criteria es-  
19 tablished under the regulations issued under para-  
20 graph (5).

21 “(7) FULL FUNDING GRANT AGREEMENT.—A  
22 project financed under this subsection shall be car-  
23 ried out through a full funding grant agreement.  
24 The Secretary shall enter into a full funding grant  
25 agreement based on the evaluations and ratings re-

1       quired under this subsection. The Secretary shall not  
2       enter into a full funding grant agreement for a  
3       project unless that project is authorized for final de-  
4       sign and construction.

5           “(8) LIMITATIONS ON APPLICABILITY.—

6               “(A) PROJECTS WITH A SECTION 5309  
7       FEDERAL SHARE OF LESS THAN \$25,000,000.—A  
8       project for a new fixed guideway system or ex-  
9       tension of an existing fixed guideway system is  
10      not subject to the requirements of this sub-  
11      section, and the simultaneous evaluation of  
12      similar projects in at least 2 corridors in a met-  
13      ropolitan area may not be limited, if the assist-  
14      ance provided under this section with respect to  
15      the project is less than \$25,000,000.

16           “(B) PROJECTS IN NONATTAINMENT  
17      AREAS.—The simultaneous evaluation of  
18      projects in at least 2 corridors in a metropoli-  
19      tan area may not be limited and the Secretary  
20      shall make decisions under this subsection with  
21      expedited procedures that will promote carrying  
22      out an approved State Implementation Plan in  
23      a timely way if a project is—

24               “(i) located in a nonattainment area;

1 “(ii) a transportation control measure  
 2 (as defined by the Clean Air Act (42  
 3 U.S.C. 7401 et seq.)); and

4 “(iii) required to carry out the State  
 5 Implementation Plan.

6 “(C) PROJECTS FINANCED WITH HIGHWAY  
 7 FUNDS.—This subsection does not apply to a  
 8 project financed completely with amounts made  
 9 available from the Highway Trust Fund (other  
 10 than the Mass Transit Account).

11 “(D) PREVIOUSLY ISSUED LETTER OF IN-  
 12 TENT OR FULL FUNDING GRANT AGREE-  
 13 MENT.—This subsection does not apply to  
 14 projects for which the Secretary has issued a  
 15 letter of intent or entered into a full funding  
 16 grant agreement before the date of the enact-  
 17 ment of this subparagraph.”.

18 (f) LETTERS OF INTENT AND FULL FUNDING GRANT  
 19 AGREEMENTS.—Section 5309(g) is amended—

20 (1) in the subsection heading by striking “FI-  
 21 NANCING” and inserting “FUNDING”;

22 (2) by striking “full financing” each place it ap-  
 23 pears and inserting “full funding”; and

24 (3) in paragraph (1)(B)—

1 (A) by striking “30 days” and inserting  
2 “60 days”;

3 (B) by inserting before the first comma  
4 “or entering into a full funding grant agree-  
5 ment”; and

6 (C) by striking “issuance of the letter.”  
7 and inserting “letter or agreement. The Sec-  
8 retary shall include with the notification a copy  
9 of the proposed letter or agreement as well as  
10 the evaluations and ratings for the project.”.

11 (g) ALLOCATING AMOUNTS.—Section 5309(m) is  
12 amended to read as follows:

13 “(m) ALLOCATING AMOUNTS.—

14 “(1) IN GENERAL.—Of the amounts made  
15 available by section 5338(b) for grants and loans  
16 under this section for each of fiscal years 1998  
17 through 2003—

18 “(A) 40 percent shall be available for fixed  
19 guideway modernization;

20 “(B) 40 percent shall be available for cap-  
21 ital projects for new fixed guideway systems  
22 and extensions to existing fixed guideway sys-  
23 tems; and

24 “(C) 20 percent shall be available to re-  
25 place, rehabilitate, and buy buses and related

1 equipment and to construct bus-related facili-  
2 ties.

3 “(2) LIMITATION ON AMOUNTS AVAILABLE FOR  
4 ACTIVITIES OTHER THAN FINAL DESIGN AND CON-  
5 STRUCTION.—Not more than 8 percent of the  
6 amounts made available in each fiscal year by para-  
7 graph (1)(B) shall be available for activities other  
8 than final design and construction.

9 “(3) BUS AND BUS FACILITY GRANTS.—

10 “(A) CONSIDERATION.—In making grants  
11 under paragraph (1)(C), the Secretary shall  
12 consider the age of buses, bus fleets, related  
13 equipment, and bus-related facilities.

14 “(B) FUNDING FOR BUS TESTING FACIL-  
15 ITY.—Of the amounts made available by para-  
16 graph (1)(C), \$3,000,000 shall be available in  
17 each of fiscal years 1998 through 2003 to carry  
18 out section 5318.

19 “(C) FUNDING FOR BUS TECHNOLOGY  
20 PILOT PROGRAM.—Of the funds made available  
21 by paragraph (1)(C), 10 percent shall be avail-  
22 able in each of fiscal years 1998 through 2003  
23 to carry out the bus technology pilot program  
24 under subsection (o).



1                   “(D) OTHER THAN URBANIZED AREAS.—

2                   Of amounts made available by paragraph  
3                   (1)(C), not less than 5.5 percent shall be avail-  
4                   able in each fiscal year for other than urbanized  
5                   areas.

6                   “(4) ELIGIBILITY FOR ASSISTANCE FOR MUL-  
7                   TIPLE PROJECTS.—A person applying for, or receiv-  
8                   ing, assistance for a project described in clause (A),  
9                   (B), or (C) of paragraph (1) may receive assistance  
10                  for a project described in another of those clauses.”.

11                  (h) ADVANCE CONSTRUCTION.—Section 5309(n)(2)  
12                  is amended by striking “in a way” and inserting “in a  
13                  manner”.

14                  (i) CONFORMING AMENDMENTS.—

15                  (1) RELOCATION OF SUBSECTION.—Section  
16                  5309 is amended—

17                         (A) by striking subsection (f); and

18                         (B) by redesignating subsections (g)  
19                         through (o) as subsections (f) through (n), re-  
20                         spectively.

21                  (2) CROSS REFERENCES.—Chapter 53 is  
22                  amended—

23                         (A) in section 5319 by striking “5309(h)”  
24                         and inserting “5309(g)”;

1 (B) in section 5328(a)(2) by striking  
2 “5309(e)(1)–(6) of this title” and inserting  
3 “5309(e)”; and

4 (C) in section 5328(a)(4) by striking  
5 “5309(m)(2) of this title” and inserting  
6 “5309(o)(1)”.

7 (3) REFERENCES TO FULL FUNDING GRANT  
8 AGREEMENTS.—Sections 5320 and 5328(a)(4) are  
9 each amended by striking “full financing” each place  
10 it appears and inserting “full funding”. The sub-  
11 section heading for section 5320(e) is amended by  
12 striking “FINANCING” and inserting “FUNDING”.

13 (j) BUS TECHNOLOGY PILOT PROGRAM.—Section  
14 5309 is further amended by adding at the end the follow-  
15 ing:

16 “(o) BUS TECHNOLOGY PILOT PROGRAM.—

17 “(1) ESTABLISHMENT.—The Secretary shall es-  
18 tablish a pilot program for the testing and deploy-  
19 ment of new bus technology, including clean fuel and  
20 alternative fuel technology.

21 “(2) PROJECTS.—Under the pilot program, the  
22 Secretary shall carry out projects for testing and de-  
23 ployment of new bus technology, including clean fuel  
24 and alternative fuel technology. The Secretary shall  
25 select projects for funding under the pilot program

1       that will employ a variety of technologies and will be  
2       performed in a variety of geographic areas of the  
3       country with populations under 50,000, between  
4       50,000 and 200,000, and over 200,000.

5           “(3) REPORT.—Not later than April 30, 2000,  
6       the Secretary shall transmit to the Committee on  
7       Transportation and Infrastructure of the House of  
8       Representatives and the Committee on Banking,  
9       Housing, and Urban Affairs of the Senate a report  
10      on the results of the pilot program, including a de-  
11      scription of the projects carried out, the amounts ob-  
12      ligated, and the status of the test and deployment  
13      activities undertaken.”.

14      (k) REPORTS.—Section 5309 is further amended by  
15      adding at the end the following:

16      “(p) REPORTS.—

17           “(1) FUNDING LEVELS AND ALLOCATIONS OF  
18      FUNDS FOR FIXED GUIDEWAY SYSTEMS.—

19           “(A) ANNUAL REPORT.—Not later than  
20      the first Monday in February of each year, the  
21      Secretary shall submit to the Committee on  
22      Transportation and Infrastructure of the House  
23      of Representatives and the Committee on Bank-  
24      ing, Housing, and Urban Affairs of the Senate  
25      a report that includes a proposal on the alloca-

tion of amounts to be made available to finance grants and loans for capital projects for new fixed guideway systems and extensions to existing fixed guideway systems among applicants for those amounts.

“(B) RECOMMENDATIONS ON FUNDING.—

The annual report under this paragraph shall include evaluations and ratings, as required under subsection (e), for each project that is authorized or has received funds under this section since the date of the enactment of this Act or October 1 of the preceding fiscal year, whichever date is earlier. The report shall also include recommendations of projects for funding based on the evaluations and ratings and on existing commitments and anticipated funding levels for the next 3 fiscal years and for the next 10 fiscal years based on information currently available to the Secretary.

“(2) SUPPLEMENTAL REPORT ON NEW

STARTS.—The Secretary shall submit a report to Congress on the 31st day of August of each year that describes the Secretary’s evaluation and rating of each project that has completed alternatives analysis or preliminary engineering since the date of the

1 last report. The report shall include all relevant in-  
2 formation that supports the evaluation and rating of  
3 each project, including a summary of each project's  
4 financial plan.

5 “(3) ANNUAL GAO REVIEW.—the General Ac-  
6 counting Office shall—

7 “(A) conduct an annual review of—

8 “(i) the processes and procedures for  
9 evaluating and rating projects and rec-  
10 ommending projects; and

11 “(ii) the Secretary's implementation  
12 of such processes and procedures; and

13 “(B) shall report to Congress on the re-  
14 sults of such review by April 30 of each year.”.

15 (l) PROJECT DEFINED.—Section 5309 is further  
16 amended by adding at the end the following:

17 “(q) PROJECT DEFINED.—In this section, the term  
18 ‘project’ means, with respect to a new fixed guideway sys-  
19 tem or extension to an existing fixed guideway system, a  
20 minimum operable segment of the project.”.

21 **SEC. 309. DOLLAR VALUE OF MOBILITY IMPROVEMENTS.**

22 (a) IN GENERAL.—The Secretary shall not consider  
23 the dollar value of mobility improvements, as specified in  
24 the report required under section 5309(m)(1)(C) or sec-  
25 tion 5309(p) (as added by this Act), in evaluating projects

1 under section 5309 of title 49, United States Code, in de-  
2 veloping regulations, or in carrying out any other duty of  
3 the Secretary.

4 (b) STUDY.—

5 (1) IN GENERAL.—The Comptroller General  
6 shall conduct a study of the dollar value of mobility  
7 improvements and the relationship of mobility im-  
8 provements to the overall transportation justification  
9 of a new fixed guideway system or extension to an  
10 existing system.

11 (2) REPORT.—Not later than January 1, 2000,  
12 the Secretary shall transmit to the Committee on  
13 Transportation and Infrastructure of the House of  
14 Representatives and the Committee on Banking,  
15 Housing, and Urban Affairs of the Senate a report  
16 on the results of the study, including an analysis of  
17 the factors relevant to determining the dollar value  
18 of mobility improvements.

19 **SEC. 310. FORMULA GRANTS AND LOANS FOR SPECIAL**  
20 **NEEDS OF ELDERLY INDIVIDUALS AND INDIV-**  
21 **VIDUALS WITH DISABILITIES.**

22 (a) SECTION HEADING.—Section 5310 is amended in  
23 the section heading by striking “**Grants**” and inserting  
24 “**Formula grants**”.

1 (b) CONFORMING AMENDMENT.—The item relating  
 2 to section 5310 in the table of sections for chapter 53 is  
 3 amended by inserting “formula” before “grants”.

4 **SEC. 311. FORMULA PROGRAM FOR OTHER THAN URBAN-**  
 5 **IZED AREAS.**

6 (a) INTERCITY BUS TRANSPORTATION.—Section  
 7 5311 is amended—

8 (1) in the section heading by striking “**Finan-**  
 9 **cial assistance**” and inserting “**Formula**  
 10 **grants**”; and

11 (2) in subsection (f)(1) by striking “10 percent  
 12 of the amount made available in the fiscal year end-  
 13 ing September 30, 1993, and”.

14 (b) CONFORMING AMENDMENT.—The item relating  
 15 to section 5311 in the table of sections for chapter 53 is  
 16 amended by striking “Financial assistance” and inserting  
 17 “Formula grant”.

18 **SEC. 312. RESEARCH, DEVELOPMENT, DEMONSTRATION,**  
 19 **AND TRAINING PROJECTS.**

20 (a) IN GENERAL.—Section 5312 is amended—

21 (1) in each of subsections (a) and (b) by strik-  
 22 ing the first parenthetical phrase; and

23 (2) by adding at the end the following:

24 “(d) JOINT PARTNERSHIPS FOR DEPLOYMENT OF  
 25 INNOVATION.—

1           “(1) CONSORTIUM DEFINED.—In this sub-  
2           section, the term ‘consortium’ means one or more  
3           public or private organizations located in the United  
4           States which provide mass transportation service to  
5           the public and one or more businesses, including  
6           small and medium sized businesses, incorporated in  
7           a State, offering goods or services or willing to offer  
8           goods or services to mass transportation operators.  
9           It may include as additional members public or pri-  
10          vate research organizations located in the United  
11          States, or State or local governmental authorities.

12          “(2) GRANTS AND AGREEMENTS.—The Sec-  
13          retary may make grants and enter into contracts,  
14          cooperative agreements, and other agreements with  
15          consortia selected competitively from among public  
16          and private partnerships to promote the early de-  
17          ployment of innovation in mass transportation tech-  
18          nology, services, management, or operational prac-  
19          tices. Any such grant, contract, or agreement shall  
20          provide for the sharing of costs, risks, and rewards  
21          of early deployment of innovation. Such grants, con-  
22          tracts, and agreements shall be subject to such  
23          terms and conditions as the Secretary prescribes.



1           “(3) CONSULTATION REQUIREMENT.—This  
2 subsection shall be carried out in consultation with  
3 the transit industry.

4           “(4) COST SHARING.—Any consortium that re-  
5 ceives a grant or enters into a contract or agreement  
6 under this subsection shall provide at least 50 per-  
7 cent of the cost of any joint partnership project. Any  
8 business, organization, person, or governmental body  
9 may contribute funds to such project.

10          “(5) PUBLIC NOTICE.—The Secretary shall pe-  
11 riodically give public notice of—

12           “(A) the technical areas for which joint  
13 partnerships are solicited under this subsection;

14           “(B) required qualifications of consortia  
15 desiring to participate in such partnerships;

16           “(C) the method of selection and evalua-  
17 tion criteria to be used in selecting participating  
18 consortia and projects under this subsection;  
19 and

20           “(D) the process by which projects will be  
21 awarded under this subsection.

22          “(6) ACCEPTANCE OF REVENUES.—The Sec-  
23 retary may accept a portion of the revenues result-  
24 ing from sales of an innovation supported under this  
25 subsection and deposit any revenues accepted into a

1 special account of the Treasury of the United States  
2 to be established for purposes of carrying out this  
3 subsection.

4 “(e) INTERNATIONAL MASS TRANSPORTATION PRO-  
5 GRAM.—

6 “(1) ACTIVITIES.—The Secretary is authorized  
7 to engage in activities to inform the United States  
8 domestic mass transportation community about tech-  
9 nological innovations available in the international  
10 marketplace and activities that may afford domestic  
11 businesses the opportunity to become globally com-  
12 petitive in the export of mass transportation prod-  
13 ucts and services. These activities may include—

14 “(A) development, monitoring, assessment,  
15 and dissemination domestically of information  
16 about worldwide mass transportation market  
17 opportunities;

18 “(B) cooperation with foreign public sector  
19 entities in research, development, demonstra-  
20 tion, training, and other forms of technology  
21 transfer and exchange of experts and informa-  
22 tion;

23 “(C) advocacy, in international mass trans-  
24 portation markets, of firms, products, and serv-  
25 ices available from the United States;

1           “(D) informing the international market  
2           about the technical quality of mass transpor-  
3           tation products and services through participa-  
4           tion in seminars, expositions, and similar activi-  
5           ties; and

6           “(E) offering those Federal Transit Ad-  
7           ministration technical services which cannot be  
8           readily obtained from the United States private  
9           sector to foreign public authorities planning or  
10          undertaking mass transportation projects if the  
11          cost of these services will be recovered under  
12          the terms of each project.

13          “(2) COOPERATION.—The Secretary may carry  
14          out activities under this subsection in cooperation  
15          with other Federal agencies, State or local agencies,  
16          public and private nonprofit institutions, government  
17          laboratories, foreign governments, or any other orga-  
18          nization the Secretary determines is appropriate.

19          “(3) FUNDING.—The funds available to carry  
20          out this subsection shall include funds paid to the  
21          Secretary by any cooperating organization or person  
22          and shall be deposited by the Secretary in a special  
23          account in the Treasury of the United States to be  
24          established for purposes of carrying out this sub-  
25          section. The funds shall be available for promotional

1 materials, travel, reception, and representation ex-  
2 penses necessary to carry out the activities author-  
3 ized by this subsection. Reimbursement for services  
4 provided under this subsection shall be credited to  
5 the appropriation account concerned.”.

6 (b) MASS TRANSPORTATION TECHNOLOGY DEVEL-  
7 OPMENT AND DEPLOYMENT.—

8 (1) GENERAL AUTHORITY.—The Secretary may  
9 make grants and enter into contracts, cooperative  
10 agreements, and other agreements with eligible con-  
11 sortia to promote the development and early deploy-  
12 ment of innovation in mass transportation tech-  
13 nology, services, management, or operational prac-  
14 tices. The Secretary shall coordinate activities under  
15 this section with related activities under programs of  
16 other Federal departments and agencies.

17 (2) ELIGIBILITY CRITERIA.—To be qualified to  
18 receive funding under this section, an eligible consor-  
19 tium shall—

20 (A) be organized for the purpose of design-  
21 ing, developing, and deploying advanced mass  
22 transportation technologies that address identi-  
23 fied technological impediments in the mass  
24 transportation field;

1           (B) have an established mechanism for de-  
2           signing, developing, and deploying advanced  
3           mass transportation technologies as evidenced  
4           by participation in a Federal program such as  
5           the consortia funded pursuant to Public Law  
6           102–396;

7           (C) facilitate the participation in the con-  
8           sortium of small- and medium-sized businesses  
9           in conjunction with large established manufac-  
10          turers, as appropriate;

11          (D) be designed to use State and Federal  
12          funding to attract private capital in the form of  
13          grants or investments to further the purposes of  
14          this section; and

15          (E) provide for the sharing of costs, risks,  
16          and rewards of early deployment of innovation  
17          in mass transportation technologies.

18          (3) GRANT REQUIREMENTS.—Grants, contracts,  
19          and agreements under paragraph (1) shall be eligible  
20          under and consistent with section 5312 of title 49,  
21          United States Code, and shall be subject to such  
22          terms and conditions as the Secretary prescribes.

23          (4) FEDERAL SHARE OF COSTS.—The Federal  
24          share of costs for a grant, contract, or agreement

1 with a consortium under this subsection shall not ex-  
2 ceed 50 percent of the net project cost.

3 (5) ELIGIBLE CONSORTIUM DEFINED.—For  
4 purposes of this section, the term “eligible consor-  
5 tium” means a consortium of—

6 (A) businesses incorporated in the United  
7 States;

8 (B) public or private educational or re-  
9 search organizations located in the United  
10 States;

11 (C) entities of State or local governments  
12 in the United States;

13 (D) Federal laboratories; or

14 (E) existing consortia funded pursuant to  
15 Public Law 103–396.

16 (6) FUNDING.—

17 (A) SET-ASIDE OF AMOUNTS MADE AVAIL-  
18 ABLE UNDER SECTION 5338(d).—Of the funds  
19 made available by or appropriated under section  
20 5338(d) of title 49, United States Code, for a  
21 fiscal year \$5,000,000 shall be available to  
22 carry out this subsection.

23 (B) SET-ASIDE OF AMOUNTS MADE AVAIL-  
24 ABLE UNDER SECTION 5309(o).—Of the funds  
25 made available to carry out the bus technology

1 pilot program under section 5309(o) of title 49,  
2 United States Code, for a fiscal year  
3 \$5,000,000 shall be available to carry out this  
4 subsection.

5 (c) FUEL CELL BUS AND BUS FACILITIES PRO-  
6 GRAM.—Of the funds made available for a fiscal year to  
7 carry out the bus technology pilot program under section  
8 5309(o) of title 49, United States Code, \$4,850,000 shall  
9 be available to carry out the fuel cell powered transit bus  
10 program and the intermodal transportation fuel cell bus  
11 maintenance facility.

12 (d) ADVANCED TECHNOLOGY PILOT PROJECT.—

13 (1) IN GENERAL.—The Secretary shall make  
14 grants for the development of low speed magnetic  
15 levitation technology for public transportation pur-  
16 poses in urban areas to demonstrate energy effi-  
17 ciency, congestion mitigation, and safety benefits.

18 (2) FUNDING.—Of the amounts made available  
19 for each of fiscal years 1998 through 2003 by sec-  
20 tion 127(a)(3)(H) of this Act, \$5,000,000 per fiscal  
21 year shall be available to carry out this subsection.

22 (3) FEDERAL SHARE.—The Federal share pay-  
23 able on account of activities carried out using a  
24 grant made under this subsection shall be 80 per-  
25 cent of the cost of such activities.

1 (e) INTELLIGENT TRANSPORTATION SYSTEMS APPLI-  
 2 CATIONS.—

3 (1) IN GENERAL.—The Secretary shall make  
 4 grants for the study, design, and demonstration of  
 5 fixed guideway technology in North Orange-South  
 6 Seminole County, Florida, and in Galveston, Texas.

7 (2) FUNDING.—Of the amounts made available  
 8 pursuant to section 5338(d) of title 49, United  
 9 States Code, for fiscal year 1999, \$1,500,000 shall  
 10 be available to carry out this subsection. Of such  
 11 sums, \$750,000 shall be available for fixed guideway  
 12 activities in North Orange-South Seminole County,  
 13 Florida, and \$750,000 shall be available for fixed  
 14 guideway activities in Galveston, Texas.

15 **SEC. 313. NATIONAL PLANNING AND RESEARCH PRO-**  
 16 **GRAMS.**

17 Section 5314(a)(2) is amended by striking  
 18 “\$2,000,000” and inserting “\$3,000,000”.

19 **SEC. 314. NATIONAL TRANSIT INSTITUTE.**

20 (a) IN GENERAL.—Section 5315 is amended—

21 (1) in the section heading by striking “**mass**  
 22 **transportation**” and inserting “**transit**”; and

23 (2) in subsection (a)—

24 (A) by striking “mass transportation” in  
 25 the first sentence and inserting “transit”;



1 (B) by inserting “and architectural de-  
2 sign” before the semicolon at the end of para-  
3 graph (5);

4 (C) by striking “carrying out” in para-  
5 graph (7) and inserting “delivering”;

6 (D) by inserting “, construction manage-  
7 ment, insurance, and risk management” before  
8 the semicolon at the end of paragraph (11);

9 (E) by striking “and” at the end of para-  
10 graph (13);

11 (F) by striking the period at the end of  
12 paragraph (14) and inserting “; and”; and

13 (G) by adding at the end the following:

14 “(15) innovative finance.”.

15 (b) CONFORMING AMENDMENT.—The item relating  
16 to section 5315 in the table of sections for chapter 53 is  
17 amended by striking “mass transportation” and inserting  
18 “transit”.

19 **SEC. 315. UNIVERSITY RESEARCH INSTITUTES.**

20 Section 5316, and the item relating to section 5316  
21 in the table of sections for chapter 53, are repealed.

22 **SEC. 316. TRANSPORTATION CENTERS.**

23 Section 5317, and the item relating to section 5317  
24 in the table of sections for chapter 53, are repealed.

1 **SEC. 317. BUS TESTING FACILITIES.**

2 (a) OPERATION AND MAINTENANCE.—Section  
3 5318(b) is amended—

4 (1) by striking “make a contract with” and in-  
5 serting “enter into a contract or cooperative agree-  
6 ment with, or make a grant to,”;

7 (2) by inserting “or organization” after “per-  
8 son”;

9 (3) by inserting “, cooperative agreement, or  
10 grant” after “The contract”; and

11 (4) by inserting “mass transportation” after  
12 “and other”.

13 (b) AVAILABILITY OF AMOUNTS.—Section 5318(d) is  
14 amended by striking “make a contract with” and inserting  
15 “enter into a contract or cooperative agreement with, or  
16 make a grant to,”.

17 **SEC. 318. BICYCLE FACILITIES.**

18 Section 5319 is amended by striking “under this sec-  
19 tion is for 90 percent of the cost of the project” and insert-  
20 ing “made eligible by this section is for 90 percent of the  
21 cost of the project; except that, if the grant or any portion  
22 of the grant is made with funds required to be expended  
23 under section 5307(k) and the project involves providing  
24 bicycle access to mass transportation, that grant or por-  
25 tion of that grant shall be at a Federal share of 95 per-  
26 cent”.

1 **SEC. 319. GENERAL PROVISIONS ON ASSISTANCE.**

2 (a) TECHNICAL AMENDMENT.—Section 5323(d) is  
3 amended by striking “BUYING AND OPERATING  
4 BUSES.—”and inserting “CONDITION ON CHARTER BUS  
5 TRANSPORTATION SERVICE.—”.

6 (b) GOVERNMENT’S SHARE.—Section 5323(i) is  
7 amended to read as follows:

8 “(i) GOVERNMENT SHARE OF COSTS FOR CERTAIN  
9 PROJECTS.—A grant for a project to be assisted under  
10 this chapter that involves acquiring vehicle-related equip-  
11 ment required by the Americans with Disabilities Act of  
12 1990 (42 U.S.C. 12101 et seq.) or vehicle-related equip-  
13 ment (including clean fuel or alternative fuel vehicle-relat-  
14 ed equipment) for purposes of complying with or maintain-  
15 ing compliance with the Clean Air Act, is for 90 percent  
16 of the net project cost of such equipment attributable to  
17 compliance with such Acts. The Secretary shall have dis-  
18 cretion to determine, through practicable administrative  
19 procedures, the costs of such equipment attributable to  
20 compliance with such Acts.”.

21 (c) BUY AMERICA.—Section 5323(j)(7) is amended  
22 to read as follows:

23 “(7) OPPORTUNITY TO CORRECT INADVERTENT  
24 ERROR.—The Secretary may allow a manufacturer  
25 or supplier of steel, iron, or manufactured goods to  
26 correct after bid opening any certification made

1 under this subsection if the Secretary is satisfied  
2 that the manufacturer or supplier submitted an in-  
3 correct certification as a result of an inadvertent or  
4 clerical error.”.

5 (d) PARTICIPATION OF GOVERNMENTAL AGENCIES  
6 IN DESIGN AND DELIVERY OF TRANSPORTATION SERV-  
7 ICES.—Section 5323 is amended by redesignating sub-  
8 sections (k) and (l) as subsections (l) and (m) and by in-  
9 serting after subsection (j) the following:

10 “(k) PARTICIPATION OF GOVERNMENTAL AGENCIES  
11 IN DESIGN AND DELIVERY OF TRANSPORTATION SERV-  
12 ICES.—To the extent feasible, governmental agencies and  
13 nonprofit organizations that receive assistance from Gov-  
14 ernment sources (other than the Department of Transpor-  
15 tation) for nonemergency transportation services shall  
16 participate and coordinate with recipients of assistance  
17 under this chapter in the design and delivery of transpor-  
18 tation services and shall be included in the planning for  
19 such services.”.

20 (e) SUBMISSION OF CERTIFICATIONS.—Section 5323  
21 is further amended by adding at the end the following:

22 “(n) SUBMISSION OF CERTIFICATIONS.—A certifi-  
23 cation required under this chapter and any additional cer-  
24 tification or assurance required by law or regulation to  
25 be submitted to the Secretary may be consolidated into

1 a single document to be submitted annually as part of a  
2 grant application under this chapter. The Secretary shall  
3 publish annually a list of all certifications required under  
4 this chapter with the publication required under section  
5 5336(e)(2).”.

6 (f) REQUIRED PAYMENTS AND ELIGIBLE COSTS.—  
7 Section 5323 is further amended by adding at the end the  
8 following:

9 “(o) REQUIRED PAYMENTS AND ELIGIBLE COSTS OF  
10 PROJECTS THAT ENHANCE ECONOMIC DEVELOPMENT OR  
11 INCORPORATE PRIVATE INVESTMENT.—

12 “(1) REQUIRED PAYMENTS.—Each grant or  
13 loan under this chapter for a capital project de-  
14 scribed in section 5302(a)(1)(G) shall require that a  
15 person making an agreement to occupy space in a  
16 facility funded under this chapter pay a reasonable  
17 share of the costs of the facility through rental pay-  
18 ments and other means.

19 “(2) ELIGIBLE COSTS.—Eligible costs for a  
20 capital project described in section 5302(a)(1)(G)—

21 “(A) include property acquisition, demoli-  
22 tion of existing structures, site preparation,  
23 utilities, building foundations, walkways, open  
24 space, and a capital project for, and improving,

1 equipment or a facility for an intermodal trans-  
2 fer facility or transportation mall; but

3 “(B) do not include construction of a com-  
4 mercial revenue producing facility or a part of  
5 a public facility not related to mass transpor-  
6 tation.”.

7 **SEC. 320. CONTRACT REQUIREMENTS.**

8 (a) EFFICIENT PROCUREMENT.—Section 5325 is  
9 amended—

10 (1) by striking subsections (b) and (c);

11 (2) by redesignating subsection (d) as sub-  
12 section (b); and

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

14 “(c) EFFICIENT PROCUREMENT.—A recipient may  
15 award a procurement contract under this chapter to other  
16 than the lowest bidder when the award furthers an objec-  
17 tive consistent with the purposes of this chapter, including  
18 improved long-term operating efficiency and lower long-  
19 term costs.”.

20 (b) ARCHITECTURAL, ENGINEERING, AND DESIGN  
21 CONTRACTS.—Section 5325(b), as redesignated by sub-  
22 section (a)(2), is amended—

23 (1) by inserting “or requirement” after “A con-  
24 tract”; and

1           (2) by inserting before the last sentence the fol-  
2       lowing: “When awarding such contracts, recipients  
3       of assistance under this chapter shall maximize effi-  
4       ciencies of administration by accepting nondisputed  
5       audits conducted by other government agencies, as  
6       provided in subparagraphs (C) through (F) of sec-  
7       tion 112(b)(2) of title 23.”.

8   **SEC. 321. SPECIAL PROCUREMENTS.**

9       (a) **TURNKEY SYSTEM PROJECTS.**—Section 5326(a)  
10   is amended—

11           (1) by striking paragraph (1) and inserting the  
12       following:

13           “(1) **TURNKEY SYSTEM PROJECT DEFINED.**—In  
14       this subsection, the term ‘turnkey system project’  
15       means a project under which a recipient enters into  
16       a contract with a seller, firm, or consortium of firms  
17       to design and build a mass transportation system or  
18       an operable segment thereof that meets specific per-  
19       formance criteria. Such project may also include an  
20       option to finance, or operate for a period of time,  
21       the system or segment or any combination of design-  
22       ing, building, operating, or maintaining such system  
23       or segment.”;

24           (2) in paragraph (2)—

1 (A) by inserting “SELECTION OF TURNKEY  
2 PROJECTS.—” after “(2)”; and

3 (B) by inserting “or an operable segment  
4 of a mass transportation system” after “trans-  
5 portation system”;

6 (3) in paragraph (3) by inserting “DEM-  
7 ONSTRATIONS.—” after “(3)”; and

8 (4) by aligning paragraphs (2) and (3) with  
9 paragraph (1) of such section, as amended by para-  
10 graph (1) of this section.

11 (b) TECHNICAL AMENDMENT.—Section 5326 is  
12 amended by striking subsection (c) and inserting the fol-  
13 lowing:

14 “(c) ACQUIRING ROLLING STOCK.—A recipient of fi-  
15 nancial assistance of the United States Government under  
16 this chapter may enter into a contract to expend that as-  
17 sistance to acquire rolling stock—

18 “(1) based on—

19 “(A) initial capital costs; or

20 “(B) performance, standardization, life  
21 cycle costs, and other factors; or

22 “(2) with a party selected through a competi-  
23 tive procurement process.

24 “(d) PROCURING ASSOCIATED CAPITAL MAINTENANCE  
25 ITEMS.—A recipient of a grant under section 5307



1 of this title procuring an associated capital maintenance  
2 item under section 5307(b) may enter into a contract di-  
3 rectly with the original manufacturer or supplier of the  
4 item to be replaced, without receiving prior approval of  
5 the Secretary, if the recipient first certifies in writing to  
6 the Secretary that—

7 “(1) the manufacturer or supplier is the only  
8 source for the item; and

9 “(2) the price of the item is no more than the  
10 price similar customers pay for the item.”.

11 (c) CONFORMING AMENDMENT.—Section 5334(b)(4)  
12 is amended by striking “5323(a)(2), (c) and (e), 5324(c),  
13 and 5325 of this title” and inserting “5323(a)(2),  
14 5323(c), 5323(e), 5324(c), 5325(a), 5325(b), 5326(c),  
15 and 5326(d)”.

16 **SEC. 322. PROJECT MANAGEMENT OVERSIGHT AND RE-**  
17 **VIEW.**

18 Section 5327(c)(2) is amended—

19 (1) by striking “make contracts” and inserting  
20 “enter into contracts”; and

21 (2) by inserting before the period at the end of  
22 the first sentence the following: “and to provide  
23 technical assistance to correct deficiencies identified  
24 in compliance reviews and audits carried out under  
25 this section”.

1 **SEC. 323. STUDY ON ALCOHOL AND CONTROLLED SUB-**  
2 **STANCES RANDOM TESTING RATE CALCULA-**  
3 **TION.**

4 (a) STUDY.—The Secretary shall conduct a study to  
5 determine how the alcohol and controlled substances ran-  
6 dom testing rate under section 5331 of title 49, United  
7 States Code, should be calculated.

8 (b) CONSIDERATIONS.—In conducting the study  
9 under this section, the Secretary shall consider—

10 (1) the differences in random testing results  
11 among employers subject to section 5331 of title 49,  
12 United States Code;

13 (2) the differences in random testing results  
14 among employers subject to such section in areas  
15 with populations of at least 200,000, in areas with  
16 populations less than 200,000, and in other than ur-  
17 banized areas;

18 (3) the deterrent effect of random testing; and

19 (4) the effect of random testing on public safe-  
20 ty.

21 (c) REPORT.—Not later than December 31, 1999, the  
22 Secretary shall transmit to Congress a report on the re-  
23 sults of the study conducted under this section, together  
24 with any proposed changes to the calculation of the ran-  
25 dom alcohol and controlled substances testing rate.

1 **SEC. 324. ADMINISTRATIVE PROCEDURES.**

2 (a) TRAINING AND CONFERENCE COSTS.—Section  
3 5334(a) is amended—

4 (1) by striking “and” at the end of paragraph  
5 (8);

6 (2) by striking the period at the end of para-  
7 graph (9) and inserting “; and”; and

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

9 “(10) collect fees to cover the costs of training  
10 or conferences, including costs of promotional mate-  
11 rials, sponsored by the Federal Transit Administra-  
12 tion to promote mass transportation and credit  
13 amounts collected to the appropriation concerned.”.

14 (b) FLEXIBILITY FOR AREAS WITH POPULATIONS  
15 UNDER 200,000.—Section 5334(i) is amended to read as  
16 follows:

17 “(i) FLEXIBILITY FOR AREAS WITH POPULATIONS  
18 UNDER 200,000.—Not later than 180 days after the date  
19 of the enactment of the Building Efficient Surface Trans-  
20 portation and Equity Act of 1998, the Secretary shall seek  
21 public comment on ways to simplify and streamline the  
22 administration of the formula program for urbanized  
23 areas with populations of less than 200,000 and shall  
24 make, to the extent feasible and consistent with statutory  
25 requirements, every effort to ease any administrative bur-  
26 dens thereby identified.”.

1 (c) TECHNICAL AMENDMENTS.—

2 (1) SECTION HEADING.—The heading for sec-  
3 tion 5334 is amended by inserting “**provisions**”  
4 after “**Administrative**”.

5 (2) TABLE OF SECTIONS.—The item relating to  
6 section 5334 in the table of sections for chapter 53  
7 is amended by inserting “provisions” after “Admin-  
8 istrative”.

9 **SEC. 325. REPORTS AND AUDITS.**

10 (a) NATIONAL TRANSIT DATABASE.—Section  
11 5335(a) is amended—

12 (1) by striking “REPORTING SYSTEM AND UNI-  
13 FORM SYSTEM OF ACCOUNTS AND RECORDS” and  
14 inserting “NATIONAL TRANSIT DATABASE”; and

15 (2) in paragraph (1)—

16 (A) by striking “by uniform categories,”  
17 and inserting “using uniform categories”; and

18 (B) by striking “and a uniform system of  
19 accounts and records” and inserting “and using  
20 a uniform system of accounts”.

21 (b) REPORTS.—Section 5335 is further amended—

22 (1) by striking subsections (b) and (c); and

23 (2) by redesignating subsection (d) as sub-  
24 section (b).

1 **SEC. 326. APPORTIONMENT OF APPROPRIATIONS FOR FOR-**  
2 **MULA GRANTS.**

3 Section 5336 is amended—

4 (1) in the section heading by striking “**block**  
5 **grants**” and inserting “**formula grants**”; and

6 (2) by striking subsection (d) and inserting the  
7 following:

8 “(d) LIMITATION ON OPERATING ASSISTANCE AND  
9 PREVENTIVE MAINTENANCE.—Of the funds apportioned  
10 under this section for urbanized areas, such sums as may  
11 be necessary shall be available for operating assistance for  
12 urbanized areas with populations under 200,000, except  
13 that the total amount of such funds made available for  
14 such operating assistance and for urbanized areas for pre-  
15 ventive maintenance activities that become eligible for cap-  
16 ital assistance under section 5307 on the date of the en-  
17 actment of the Building Efficient Surface Transportation  
18 and Equity Act of 1998 may not exceed \$400,000,000 for  
19 any fiscal year.”.

20 **SEC. 327. APPORTIONMENT OF APPROPRIATIONS FOR**  
21 **FIXED GUIDEWAY MODERNIZATION.**

22 (a) DISTRIBUTION.—Section 5337(a) is amended to  
23 read as follows:

24 “(a) DISTRIBUTION.—The Secretary of Transpor-  
25 tation shall apportion amounts made available for fixed

1 guideway modernization under section 5309 for each of  
2 fiscal years 1998 through 2003 as follows:

3           “(1) The first \$497,700,000 shall be appor-  
4           tioned in the following urbanized areas as follows:

5                   “(A) Baltimore, \$8,372,000.

6                   “(B) Boston, \$38,948,000.

7                   “(C) Chicago/Northwestern Indiana,  
8           \$78,169,000.

9                   “(D) Cleveland, \$9,509,500.

10                  “(E) New Orleans, \$1,730,588.

11                  “(F) New York, \$176,034,461.

12                  “(G) Northeastern New Jersey,  
13           \$50,604,653.

14                  “(H) Philadelphia/Southern New Jersey,  
15           \$58,924,764.

16                  “(I) Pittsburgh, \$13,662,463.

17                  “(J) San Francisco, \$33,989,571.

18                  “(K) Southwestern Connecticut,  
19           \$27,755,000.

20           “(2) The next \$74,849,950 shall be apportioned  
21           as follows:

22                   “(A) \$4,849,950 to the Alaska Railroad  
23                   for improvements to its passenger operations.

24                   “(B) Of the remaining \$70,000,000—

1 “(i) 50 percent in the urbanized areas  
2 listed in paragraph (1) as provided in sec-  
3 tion 5336(b)(2)(A); and

4 “(ii) 50 percent in other urbanized  
5 areas eligible for assistance under section  
6 5336(b)(2)(A) to which amounts were ap-  
7 portioned under this section for fiscal year  
8 1997, as provided in section 5336(b)(2)(A)  
9 and subsection (e) of this section.

10 “(3) The next \$5,700,000 shall be apportioned  
11 in the following urbanized areas as follows:

12 “(A) Pittsburgh, 61.76 percent.

13 “(B) Cleveland, 10.73 percent.

14 “(C) New Orleans, 5.79 percent.

15 “(D) 21.72 percent in urbanized areas to  
16 which paragraph (2)(B)(ii) applies, as provided  
17 in section 5336(b)(2)(A) and subsection (e) of  
18 this section.

19 “(4) The next \$186,600,000 shall be appor-  
20 tioned in each urbanized area to which paragraph  
21 (1) applies and in each urbanized area to which  
22 paragraph (2)(B) applies, as provided in section  
23 5336(b)(2)(A) and subsection (e) of this section.

24 “(5) The next \$140,000,000 shall be appor-  
25 tioned as follows:

1           “(A) 65 percent in the urbanized areas  
2           listed in paragraph (1) as provided in section  
3           5336(b)(2)(A) and subsection (e) of this sec-  
4           tion.

5           “(B) 35 percent to other urbanized areas  
6           eligible for assistance under section  
7           5336(b)(2)(A) of this title if the areas contain  
8           fixed guideway systems placed in revenue serv-  
9           ice at least 7 years before the fiscal year in  
10          which amounts are made available and in any  
11          urbanized area if, before the first day of the fis-  
12          cal year, the area satisfies the Secretary that  
13          the area has modernization needs that cannot  
14          adequately be met with amounts received under  
15          section 5336(b)(2)(A), as provided in section  
16          5336(b)(2)(A) and subsection (e) of this sec-  
17          tion.

18          “(6) The next \$100,000,000 shall be appor-  
19          tioned as follows:

20               “(A) 60 percent in the urbanized areas  
21               listed in paragraph (1) as provided in section  
22               5336(b)(2)(A) and subsection (e) of this sec-  
23               tion.

24               “(B) 40 percent to urbanized areas to  
25               which paragraph (5)(B) applies, as provided in



1 section 5336(b)(2)(A) and subsection (e) of this  
2 section.

3 “(7) Remaining amounts shall be apportioned  
4 as follows:

5 “(A) 50 percent in the urbanized areas  
6 listed in paragraph (1) as provided in section  
7 5336(b)(2)(A) and subsection (e) of this sec-  
8 tion.

9 “(B) 50 percent to urbanized areas to  
10 which paragraph (5)(B) applies, as provided in  
11 section 5336(b)(2)(A) and subsection (e) of this  
12 section.”.

13 (b) ROUTE SEGMENTS TO BE INCLUDED IN APPOR-  
14 TIONMENT FORMULAS.—Section 5337 is further amended  
15 by adding at the end the following:

16 “(e) ROUTE SEGMENTS TO BE INCLUDED IN APPOR-  
17 TIONMENT FORMULAS.—(1) Amounts apportioned under  
18 paragraphs (2)(B), (3), and (4) of subsection (a) shall  
19 have attributable to each urbanized area only the number  
20 of fixed guideway revenue miles of service and number of  
21 fixed guideway route miles for segments of fixed guideway  
22 systems used to determine apportionments for fiscal year  
23 1997.

24 “(2) Amounts apportioned under paragraphs (5)  
25 through (7) of subsection (a) shall have attributable to

1 each urbanized area only the number of fixed guideway  
2 revenue miles of service and number of fixed guideway  
3 route-miles for segments of fixed guideway systems placed  
4 in revenue service at least 7 years before the fiscal year  
5 in which amounts are made available.”.

6 **SEC. 328. AUTHORIZATIONS.**

7 (a) IN GENERAL.—Section 5338 is amended to read  
8 as follows:

9 **“§ 5338. Authorizations**

10 “(a) FORMULA GRANTS.—

11 “(1) FROM THE TRUST FUND.—There shall be  
12 available from the Mass Transit Account of the  
13 Highway Trust Fund to carry out sections 5307,  
14 5310, and 5311—

15 “(A) \$2,697,600,000 for fiscal year 1998;

16 “(B) \$3,213,000,000 for fiscal year 1999;

17 and

18 “(C) \$3,553,000,000 for each of fiscal  
19 years 2000 through 2003.

20 “(2) FROM THE GENERAL FUND.—In addition  
21 to amounts made available under paragraph (1),  
22 there are authorized to be appropriated to carry out  
23 sections 5307 and 5311—

24 “(A) \$290,000,000 for fiscal year 1998;

25 and

1 “(B) \$68,000,000 for fiscal year 1999.

2 “(3) ALLOCATION OF FUNDS.—Of the aggre-  
3 gate of amounts made available by and appropriated  
4 under this subsection for a fiscal year—

5 “(A) 2.4 percent shall be available to pro-  
6 vide transportation services to elderly individ-  
7 uals and individuals with disabilities under sec-  
8 tion 5310;

9 “(B) 5.37 percent shall be available to pro-  
10 vide financial assistance for other than urban-  
11 ized areas under section 5311; and

12 “(C) 92.23 percent shall be available to  
13 provide financial assistance for urbanized areas  
14 under section 5307.

15 “(b) CAPITAL PROGRAM GRANTS AND LOANS.—  
16 There shall be available from the Mass Transit Account  
17 of the Highway Trust Fund to carry out section 5309:

18 “(1) \$2,197,000,000 for fiscal year 1998.

19 “(2) \$2,412,000,000 for fiscal year 1999.

20 “(3) \$2,613,000,000 for each of fiscal years  
21 2000 through 2003.

22 “(c) PLANNING.—

23 “(1) FROM THE TRUST FUND.—There shall be  
24 available from the Mass Transit Account of the  
25 Highway Trust Fund to carry out sections 5303,

1       5304, 5305, and 5313(b) \$54,000,000 for each of  
2       fiscal years 2000 through 2003.

3           “(2) FROM THE GENERAL FUND.—There are  
4       authorized to be appropriated to carry out sections  
5       5303, 5304, 5305, and 5313(b)—

6           “(A) \$48,000,000 for fiscal year 1998; and

7           “(B) \$52,000,000 for fiscal year 1999.

8           “(3) ALLOCATION OF FUNDS.—Of the funds  
9       made available by or appropriated under this sub-  
10      section for a fiscal year—

11          “(A) 82.72 percent shall be available for  
12          metropolitan planning under sections 5303,  
13          5304, and 5305; and

14          “(B) 17.28 percent shall be available for  
15          State planning under section 5313(b).

16      “(d) RESEARCH.—

17          “(1) FROM THE TRUST FUND.—There shall be  
18          available from the Mass Transit Account of the  
19          Highway Trust Fund to carry out sections  
20          5311(b)(2), 5312, 5313(a), 5314, 5315, and 5322  
21          \$38,000,000 for each of fiscal years 2000 through  
22          2003.

23          “(2) FROM THE GENERAL FUND.—There are  
24          authorized to be appropriated to carry out sections

1       5311(b)(2), 5312, 5313(a), 5314, 5315, and 5322  
2       \$38,000,000 for each of fiscal years 1998 and 1999.

3           “(3) ALLOCATION OF FUNDS.—Of the funds  
4       made available by or appropriated under this sub-  
5       section for a fiscal year—

6           “(A) not less than \$5,250,000 shall be  
7       available for providing rural transportation as-  
8       sistance under section 5311(b)(2);

9           “(B) not less than \$8,250,000 shall be  
10      available for carrying out transit cooperative re-  
11      search programs under section 5313(a);

12          “(C) not less than \$3,000,000 shall be  
13      available to carry out programs under the Na-  
14      tional Transit Institute under section 5315; and

15          “(D) the remainder shall be available for  
16      carrying out national planning and research  
17      programs under sections 5311(b)(2), 5312,  
18      5313(a), 5314, and 5322.

19      “(e) UNIVERSITY TRANSPORTATION RESEARCH.—

20          “(1) FROM THE TRUST FUND.—There shall be  
21      available from the Mass Transit Account of the  
22      Highway Trust Fund to carry out section 5505  
23      \$6,000,000 for each of fiscal years 2000 through  
24      2003.

1           “(2) FROM THE GENERAL FUND.—There is au-  
2           thorized to be appropriated to carry out section  
3           5505 \$6,000,000 per fiscal year for fiscal years  
4           1998 and 1999.

5           “(f) ADMINISTRATION.—

6           “(1) FROM THE TRUST FUND.—There shall be  
7           available from the Mass Transit Account of the  
8           Highway Trust Fund for administrative expenses to  
9           carry out section 5334 \$52,000,000 for each of fis-  
10          cal years 2000 through 2003.

11          “(2) FROM THE GENERAL FUND.—There is au-  
12          thorized to be appropriated for administrative ex-  
13          penses to carry out section 5334—

14                  “(A) \$46,000,000 for fiscal year 1998; and

15                  “(B) \$50,000,000 for fiscal year 1999.

16          “(g) GRANTS AS CONTRACTUAL OBLIGATIONS.—

17          “(1) GRANTS FINANCED FROM THE HIGHWAY  
18          TRUST FUND.—A grant or contract approved by the  
19          Secretary, that is financed with amounts made avail-  
20          able under subsection (a)(1), (b), (c)(1), (d)(1),  
21          (e)(1), or (f)(1) is a contractual obligation of the  
22          United States Government to pay the Government’s  
23          share of the cost of the project.

24          “(2) GRANTS FINANCED FROM GENERAL  
25          FUNDS.—A grant or contract, approved by the Sec-

1       retary, that is financed with amounts made available  
2       under subsection (a)(2), (c)(2), (d)(2), (e)(2), or  
3       (f)(2) is a contractual obligation of the Government  
4       to pay the Government's share of the cost of the  
5       project only to the extent amounts are provided in  
6       advance in an appropriations law.

7       “(h) AVAILABILITY OF AMOUNTS.—Amounts made  
8       available by or appropriated under subsections (a) through  
9       (e) shall remain available until expended.”.

10       (b) CONFORMING AMENDMENTS.—Chapter 53 is  
11       amended as follows:

12               (1) In sections 5303(h)(1), 5303(h)(2)(A), and  
13       5303(h)(3)(A) by striking “5338(g)(1)” and insert-  
14       ing “5338(c)(3)(A)”.

15               (2) In section 5303(h)(1) by striking “–5306”  
16       and inserting “and 5305”.

17               (3) In section 5303(h)(4) by striking “5338(g)”  
18       and inserting “5338(c)(3)(A)”.

19               (4) In section 5309(f)(4), as redesignated by  
20       section 308(i)(1)(B) of this Act, by striking  
21       “5338(a)” and inserting “5338(b)”.

22               (5) In section 5310(b) by striking “5338(a)”  
23       and inserting “5338(a)(3)(A)”.

24               (6) In section 5311(c) by striking “5338(a)”  
25       and inserting “5338(a)(3)(B)”.

1           (7) In section 5313(a)(1) by striking “section  
2       5338(g)(3)” and inserting “sections 5338(d)(3)(B)  
3       and 5338(d)(3)(D)”.

4           (8) In section 5313(b)(1) by striking  
5       “5338(g)(3)” and inserting “5338(c)(3)(B)”.

6           (9) In section 5314(a)(1) by striking  
7       “5338(g)(4)” and inserting “5338(d)(3)(D)”.

8           (10) In section 5318(d) by striking  
9       “5338(j)(5)” and inserting “5309(m)(3)(B)”.

10          (11) In section 5333(b) by striking  
11       “5338(j)(5)” each place it appears and inserting  
12       “5338(b)”.

13          (12) In section 5336(a) by striking “5338(f)”  
14       and inserting “5338(a)(3)(C)”.

15          (13) In section 5336(e)(1) by striking  
16       “5338(f)” and inserting “5338(a)(3)(C)”.

17 **SEC. 329. OBLIGATION CEILING.**

18       (a) CAPITAL PROGRAM GRANTS AND LOANS.—Not-  
19 withstanding any other provision of law, the total of all  
20 obligations from amounts made available from the Mass  
21 Transit Account of the Highway Trust Fund by section  
22 5338(b) of title 49, United States Code, shall not exceed—

23           (1) \$2,000,000,000 in fiscal year 1998;

24           (2) \$2,412,000,000 in fiscal year 1999; and



1           (3) \$2,613,000,000 in each of fiscal years 2000  
2       through 2003.

3       (b) FORMULA GRANTS, PLANNING, RESEARCH, AD-  
4       MINISTRATION, AND STUDIES.—Notwithstanding any  
5       other provision of law, the total of all obligations from  
6       amounts made available from the Mass Transit Account  
7       of the Highway Trust Fund by subsections (a), (c), (d),  
8       (e), and (f) of section 5338 of title 49, United States Code,  
9       and sections 331 and 332 of this Act shall not exceed—

10           (1) \$2,260,000,000 in fiscal year 1998;  
11           (2) \$3,213,000,000 in fiscal year 1999; and  
12           (3) \$3,703,000,000 in each of fiscal years 2000  
13       through 2003.

14       **SEC. 330. ACCESS TO JOBS CHALLENGE GRANT PILOT PRO-**  
15                               **GRAM.**

16       (a) GENERAL AUTHORITY.—The Secretary may  
17       make grants under this section to assist States, local gov-  
18       ernmental authorities, and nonprofit organizations in fi-  
19       nancing transportation services designed to transport wel-  
20       fare recipients to and from jobs and activities related to  
21       their employment. The Secretary shall coordinate activi-  
22       ties under this section with related activities under pro-  
23       grams of other Federal departments and agencies.

1       (b) GRANT CRITERIA.—In selecting applicants for  
2 grants under this section, the Secretary shall consider the  
3 following:

4           (1) The percentage of the population in the  
5 area to be served that are welfare recipients.

6           (2) The need for additional services (including  
7 bicycling) to transport welfare recipients to and from  
8 specified jobs, training, and other employment sup-  
9 port services, and the extent to which the proposed  
10 services will address those needs.

11          (3) The extent to which the applicant dem-  
12 onstrates coordination with, and the financial com-  
13 mitment of, existing transportation service providers  
14 and the extent to which the applicant demonstrates  
15 coordination with the State agency or department  
16 that administers the State program funded under  
17 part A of title IV of the Social Security Act.

18          (4) The extent to which the applicant dem-  
19 onstrates maximum utilization of existing transpor-  
20 tation service providers and expands existing transit  
21 networks or hours of service or both.

22          (5) The extent to which the applicant dem-  
23 onstrates an innovative approach that is responsive  
24 to identified service needs.

1           (6) The extent to which the applicant presents  
2           a comprehensive approach to addressing the needs of  
3           welfare recipients and identifies long-term financing  
4           strategies to support the services under this section.

5           (c) ELIGIBLE PROJECTS.—The Secretary may make  
6           grants under this section for—

7           (1) capital projects and to finance operating  
8           costs of equipment, facilities, and associated capital  
9           maintenance items related to providing access to  
10          jobs under this section;

11          (2) promoting the use of transit by workers  
12          with nontraditional work schedules;

13          (3) promoting the use by appropriate agencies  
14          of transit vouchers for welfare recipients under spe-  
15          cific terms and conditions developed by the Sec-  
16          retary; and

17          (4) promoting the use of employer-provided  
18          transportation including the transit pass benefit pro-  
19          gram under subsections (a) and (f) of section 132 of  
20          the Internal Revenue Code of 1986.

21          No planning or coordination activities are eligible for as-  
22          sistance under this section.

23          (d) COMPETITIVE GRANT SELECTION.—The Sec-  
24          retary shall conduct a national solicitation for applications  
25          for grants under this section. Grantees shall be selected

1 on a competitive basis. The Secretary shall select not more  
2 than 10 demonstration projects for the pilot program, in-  
3 cluding 6 projects from urbanized areas with populations  
4 of at least 200,000, 2 projects from urbanized areas with  
5 populations less than 200,000, and 2 projects from other  
6 than urbanized areas.

7 (e) FEDERAL SHARE OF COSTS.—The Federal share  
8 of costs under this section shall be provided from funds  
9 appropriated to carry out this section. The Federal share  
10 of the costs for a project under this section shall not ex-  
11 ceed 50 percent of the net project cost. The remainder  
12 shall be provided in cash from sources other than revenues  
13 from providing mass transportation. Funds appropriated  
14 to a Federal department or agency (other than the De-  
15 partment of Transportation) and eligible to be used for  
16 transportation may be used toward the nongovernment  
17 share payable on a project under this section.

18 (f) PLANNING REQUIREMENTS.—The requirements  
19 of sections 5303 through 5306 of title 49, United States  
20 Code, apply to grants made under this section. Applica-  
21 tions must reflect coordination with and the approval of  
22 affected transit grant recipients and the projects financed  
23 must be part of a coordinated public transit-human serv-  
24 ices transportation planning process.

1       (g) GRANT REQUIREMENTS.—A grant under this sec-  
2 tion shall be subject to all of the terms and conditions  
3 of grants made under section 5307 of title 49, United  
4 States Code, and such terms and conditions as determined  
5 by the Secretary.

6       (h) PROGRAM EVALUATION.—

7           (1) COMPTROLLER GENERAL.—Six months  
8 after the date of the enactment of this Act and each  
9 6 months thereafter, the Comptroller General shall  
10 conduct a study to evaluate the access to jobs pro-  
11 gram conducted under this section and transmit to  
12 the Committee on Transportation and Infrastructure  
13 of the House of Representatives and the Committee  
14 on Banking, Housing, and Urban Affairs of the Sen-  
15 ate the results of the study.

16          (2) DEPARTMENT OF TRANSPORTATION.—The  
17 Secretary shall conduct a study to evaluate the ac-  
18 cess to jobs program conducted under this section  
19 and transmit to the Committee on Transportation  
20 and Infrastructure of the House of Representatives  
21 and the Committee on Banking, Housing, and  
22 Urban Affairs of the Senate the results of the study  
23 within 2 years of the date of the enactment of this  
24 Act.

1 (i) DEFINITIONS.—In this section, the following defi-  
2 nitions apply:

3 (1) CAPITAL PROJECT AND URBANIZED  
4 AREA.—The terms “capital project” and “urbanized  
5 area” have the meaning such terms have under sec-  
6 tion 5302 of title 49, United States Code.

7 (2) EXISTING TRANSPORTATION SERVICE PRO-  
8 VIDERS.—The term “existing transportation service  
9 providers” means mass transportation operators and  
10 governmental agencies and nonprofit organizations  
11 that receive assistance from Federal, State, or local  
12 sources for nonemergency transportation services.

13 (3) WELFARE RECIPIENT.—The term “welfare  
14 recipient” means an individual who receives or re-  
15 ceived aid or assistance under a State program fund-  
16 ed under part A of title IV of the Social Security  
17 Act (whether in effect before or after the effective  
18 date of the amendments made by title I of the Per-  
19 sonal Responsibility and Work Opportunity Rec-  
20 onciliation Act of 1996) at any time during the 3-  
21 year period ending on the date the applicant applies  
22 for a grant under this section.

23 (j) FUNDING.—There is authorized to be appro-  
24 priated to carry out this section \$150,000,000 per fiscal

1 year for fiscal years 1998 through 2003. Such sums shall  
2 remain available until expended.

3 **SEC. 331. ADJUSTMENTS FOR THE SURFACE TRANSPOR-**  
4 **TATION EXTENSION ACT OF 1997.**

5 (a) IN GENERAL.—Notwithstanding any other provi-  
6 sion of law, the Secretary shall ensure that the total ap-  
7 portionments and allocations made to a designated grant  
8 recipient under section 5338 of this Act for fiscal year  
9 1998 shall be reduced by the amount apportioned to such  
10 designated recipient pursuant to section 8 of the Surface  
11 Transportation Extension Act of 1997 (111 Stat. 2559).

12 (b) FIXED GUIDEWAY MODERNIZATION ADJUST-  
13 MENT.—In making the apportionments described in sub-  
14 section (a), the Secretary shall adjust the amount appor-  
15 tioned to each urbanized area for fixed guideway mod-  
16 ernization for fiscal year 1998 to reflect the method for  
17 apportioning funds in section 5337(a).

18 **SEC. 332. PROJECTS FOR NEW FIXED GUIDEWAY SYSTEMS**  
19 **AND EXTENSIONS TO EXISTING SYSTEMS.**

20 (a) FINAL DESIGN AND CONSTRUCTION.—The fol-  
21 lowing projects are authorized for final design and con-  
22 struction for fiscal years 1998 through 2003 under section  
23 5309(m)(1)(B) of title 49, United States Code:

24 (1) Atlanta—Athens Commuter Rail.

25 (2) Atlanta—Griffin Commuter Rail.

- 1           (3) Atlanta—North Line Extension.
- 2           (4) Austin—NW/North Central/SE—Airport
- 3       LRT.
- 4           (5) Baltimore—Central LRT Extension to Glen
- 5       Burnie.
- 6           (6) Boston—Massport Airport Intermodal
- 7       Transit Connector.
- 8           (7) Boston—North Shore Blue Line Extension
- 9       to Beverly.
- 10          (8) Charlotte—South Corridor Transitway.
- 11          (9) Chicago—Navy Pier-McCormick Place
- 12       Busway.
- 13          (10) Chicago—North Central Upgrade Com-
- 14       muter Rail.
- 15          (11) Chicago—Ravenswood Line Extension.
- 16          (12) Chicago—Southwest Extension.
- 17          (13) Chicago—West Line Expansion.
- 18          (14) Cleveland—Akron-Canton Commuter Rail.
- 19          (15) Cleveland—Berea Metroline Extension.
- 20          (16) Cleveland—Blue Line Extension.
- 21          (17) Cleveland—Euclid Corridor Extension.
- 22          (18) Cleveland—I-90 Corridor to Ashtabula
- 23       County.
- 24          (19) Cleveland—Waterfront Line Extension.
- 25          (20) Dallas—North Central Extension.



- 1           (21) Dallas—Ft. Worth RAILTRAN (Phase
- 2       II).
- 3           (22) Denver—East Corridor (Airport).
- 4           (23) Denver—Southeast LRT (I-25 between
- 5       6th & Lincoln).
- 6           (24) Denver—Southwest LRT.
- 7           (25) Denver—West Corridor LRT.
- 8           (26) East St. Louis-St. Clair County—Mid-
- 9       America Airport Corridor.
- 10          (27) Ft. Lauderdale-West Palm Beach-Miami
- 11       Tri-County Commuter Rail.
- 12          (28) Galveston—Trolley Extension.
- 13          (29) Hartford—Griffin Line.
- 14          (30) Hollis—Ketchikan Ferry.
- 15          (31) Houston—Regional Bus Plan—Phase I.
- 16          (32) Kansas City—I-35 Commuter Rail.
- 17          (33) Kansas City—Southtown Corridor.
- 18          (34) Las Vegas Corridor.
- 19          (35) Little Rock—River Rail.
- 20          (36) Los Angeles—Metrolink San Bernadino
- 21       Line.
- 22          (37) Los Angeles—MOS-3.
- 23          (38) Los Angeles—Metrolink (Union Station-
- 24       Fullerton).
- 25          (39) Louisville—Jefferson County Corridor.

- 1 (40) MARC—Commuter Rail Improvements.
- 2 (41) Maryland Light Rail Double Track.
- 3 (42) Memphis—Medical Center Extension.
- 4 (43) Miami—East-West Intermodal Corridor.
- 5 (44) Miami—North 27th Avenue Corridor.
- 6 (45) Miami—South Busway Extension.
- 7 (46) Milwaukee—East-West Corridor.
- 8 (47) Monterey County Commuter Rail.
- 9 (48) Nashua, NH—Lowell, MA Commuter
- 10 Rail.
- 11 (49) Nashville—Commuter Rail.
- 12 (50) New Orleans—Canal Streetcar.
- 13 (51) New York—8th Avenue Subway Connec-
- 14 tor.
- 15 (52) New York—Brooklyn—Staten Island
- 16 Ferry.
- 17 (53) New York—Long Island Railroad East
- 18 Side Access.
- 19 (54) New York—Staten Island Ferry—White-
- 20 hall Intermodal Terminal.
- 21 (55) New York Susquehanna and Western
- 22 Commuter Rail.
- 23 (56) New Jersey Urban Core.
- 24 (57) Norfolk—Virginia Beach Corridor.

1           (58) Orange County—Fullerton—Irvine Cor-  
2       ridor.

3           (59) Orlando—I-4 Central Florida Light Rail  
4       System.

5           (60) Philadelphia—Schuylkill Valley Metro.

6           (61) Phoenix—Fixed Guideway.

7           (62) Colorado—Roaring Fork Valley Rail.

8           (63) Pittsburgh Airborne Shuttle System.

9           (64) Pittsburgh—MLK Busway Extension.

10          (65) Portland—South-North Corridor.

11          (66) Portland—Westside-Hillsboro Corridor.

12          (67) Raleigh-Durham—Regional Transit Plan.

13          (68) Sacramento—Folsom Extension.

14          (69) Sacramento—Placer County Corridor.

15          (70) Sacramento—South Corridor.

16          (71) Salt Lake City—Light Rail (Airport to  
17       University of Utah).

18          (72) Salt Lake City—Ogden-Provo Commuter  
19       Rail.

20          (73) Salt Lake City—South LRT.

21          (74) San Diego—Mid-Coast LRT Corridor.

22          (75) San Diego—Mission Valley East Corridor.

23          (76) San Diego—Oceanside—Escondido Cor-  
24       ridor.

- 1           (77) San Francisco—BART to San Francisco
- 2   International Airport Extension.
- 3           (78) San Francisco—Bayshore Corridor.
- 4           (79) San Jose—Tasman Corridor Light Rail.
- 5           (80) San Juan—Tren Urbano.
- 6           (81) San Juan—Tren Urbano Extension to
- 7   Minellas.
- 8           (82) Santa Cruz—Fixed Guideway.
- 9           (83) Seattle—Southworth High Speed Ferry.
- 10          (84) Seattle—Sound Move Corridor.
- 11          (85) South Boston—Piers Transitway.
- 12          (86) St. Louis—Cross County Corridor.
- 13          (87) Stockton—Altamont Commuter Rail.
- 14          (88) Tampa Bay—Regional Rail.
- 15          (89) Twin Cities—Northstar Corridor (Down-
- 16   town, Minneapolis-Anoka County-St. Cloud).
- 17          (90) Twin Cities—Transitways Corridors.
- 18          (91) Washington—Richmond Rail Corridor Im-
- 19   provements.
- 20          (92) Washington, D.C.—Dulles Corridor Exten-
- 21   sion.
- 22          (93) Washington, D.C.—Largo Extension.
- 23          (94) West Trenton Line (West Trenton-New-
- 24   ark).
- 25          (95) Westlake—Commuter Rail Link.

1           (96) Pittsburgh North Shore-Central Business  
2       District Corridor.

3           (97) Pittsburgh—Stage II Light Rail.

4           (98) Boston—North-South Rail Link.

5           (99) Spokane—South Valley Corridor Light  
6       Rail.

7           (100) Miami—Palmetto Metrorail.

8       (b) ALTERNATIVES ANALYSIS AND PRELIMINARY  
9       ENGINEERING.—The following projects are authorized for  
10      alternatives analysis and preliminary engineering for fiscal  
11      years 1998 through 2003 under section 5309(m)(1)(B) of  
12      title 49, United States Code:

13           (1) Albuquerque—High Capacity Corridor.

14           (2) Atlanta—Georgia 400 Multimodal Corridor.

15           (3) Atlanta—MARTA Extension (S. DeKalb-  
16      Lindbergh).

17           (4) Atlanta—MARTA I-285 Transit Corridor.

18           (5) Atlanta—MARTA Marietta-Lawrenceville  
19      Corridor.

20           (6) Atlanta—MARTA South DeKalb Com-  
21      prehensive Transit Program.

22           (7) Baltimore—Metropolitan Rail Corridor.

23           (8) Baltimore—People Mover.

24           (9) Bergen County Cross—County Light Rail.

25           (10) Birmingham Transit Corridor.

- 1 (11) Boston—Urban Ring.
- 2 (12) Charleston—Monobeam.
- 3 (13) Chicago—Cominsky Park Station.
- 4 (14) Chicago—Inner Circumferential Commuter
- 5 Rail.
- 6 (15) Cumberland/Dauphin County Corridor 1
- 7 Commuter Rail.
- 8 (16) Dallas—DART LRT Extensions.
- 9 (17) Dallas—Las Colinas Corridor.
- 10 (18) Dayton—Regional Riverfront Corridor.
- 11 (19) El Paso—International Fixed Guideway
- 12 (El Paso-Juarez).
- 13 (20) Fremont—South Bay Corridor.
- 14 (21) Georgetown Branch (Bethesda-Silver
- 15 Spring).
- 16 (22) Houston—Advanced Transit Program.
- 17 (23) Jacksonville—Fixed Guideway Corridor.
- 18 (24) Kenosha-Racine—Milwaukee Rail Exten-
- 19 sion.
- 20 (25) Knoxville—Electric Transit.
- 21 (26) Lorain—Cleveland Commuter Rail.
- 22 (27) Los Angeles—MOS-4 East Side Extension
- 23 (II).
- 24 (28) Los Angeles—MOS-4 San Fernando Val-
- 25 ley East-West.

- 1           (29) Los Angeles—LOSSAN (Del Mar-San  
2       Diego).
- 3           (30) Maine High Speed Ferry Service.
- 4           (31) Maryland Route 5 Corridor.
- 5           (32) Memphis—Regional Rail Plan.
- 6           (33) Miami—Kendall Corridor.
- 7           (34) Miami—Northeast Corridor.
- 8           (35) New Jersey Trans-Hudson Midtown Cor-  
9       ridor.
- 10          (36) New Orleans—Airport—CBD Commuter  
11       Rail.
- 12          (37) New Orleans—Desire Streetcar.
- 13          (38) New York—Astoria—East Elmhurst Ex-  
14       tension.
- 15          (39) New York—Broadway—Lafayette &  
16       Bleecker St Transfer.
- 17          (40) New York—Brooklyn—Manhattan Access.
- 18          (41) New York—Lower Manhattan Access.
- 19          (42) New York—Manhattan East Side Link.
- 20          (43) New York—Midtown West Intermodal  
21       Terminal.
- 22          (44) New York—Nassau Hub.
- 23          (45) New York—North Shore Railroad.
- 24          (46) New York—Queens West Light Rail Link.

- 1           (47) New York—St. George’s Ferry Intermodal
- 2   Terminal.
- 3           (48) Newburgh—LRT System.
- 4           (49) North Front Range Corridor.
- 5           (50) Northeast Indianapolis Corridor.
- 6           (51) Oakland Airport—BART Connector.
- 7           (52) Philadelphia—Broad Street Line Exten-
- 8   sion.
- 9           (53) Philadelphia—Cross County Metro.
- 10          (54) Philadelphia—Lower Marion Township.
- 11          (55) Pinellas County—Mobility Initiative
- 12   Project.
- 13          (56) Redlands—San Bernardino Transportation
- 14   Corridor.
- 15          (57) Riverside—Perris rail passenger service.
- 16          (58) Salt Lake City—Draper Light Rail Exten-
- 17   sion.
- 18          (59) Salt Lake City—West Jordan Light Rail
- 19   Extension.
- 20          (60) San Francisco—CalTrain Extension to
- 21   Hollister.
- 22          (61) Scranton—Laurel Line Intermodal Cor-
- 23   ridor.
- 24          (62) SEATAC—Personal Rapid Transit.
- 25          (63) Toledo—CBD to Zoo.



1           (64) Union Township Station (Raritan Valley  
2     Line).

3           (65) Washington County Corridor (Hastings-St.  
4     Paul).

5           (66) Washington, D.C.—Georgetown-Ft. Lin-  
6     coln.

7           (67) Williamsburg—Newport News-Hampton  
8     LRT.

9           (68) Cincinnati/N. Kentucky—Northeast Cor-  
10    ridor.

11          (69) Northeast Ohio—commuter rail.

12          (70) California—North Bay Commuter Rail.

13   (c) EFFECT OF AUTHORIZATION.—

14          (1) IN GENERAL.—Projects authorized by sub-  
15    section (a) for final design and construction are also  
16    authorized for alternatives analysis and preliminary  
17    engineering.

18          (2) FIXED GUIDEWAY AUTHORIZATION.—The  
19    project authorized by subsection (a)(3) includes an  
20    additional 28 rapid rail cars and project scope  
21    changes from amounts authorized by the Intermodal  
22    Surface Transportation Efficiency Act of 1991.

23          (3) INTERMODAL CENTER AUTHORIZATION.—  
24    Notwithstanding any other provision of law, the  
25    Huntington, West Virginia Intermodal Facility

1 project is eligible for funding under section  
2 5309(m)(1)(C) of title 49, United States Code.

3 (d) NEW JERSEY URBAN CORE PROJECT.—

4 (1) ALLOCATIONS.—Section 3031(a) of the  
5 Intermodal Surface Transportation Efficiency Act of  
6 1991 (105 Stat. 2122) is amended by adding at the  
7 end the following:

8 “(3) ALLOCATIONS.—

9 “(A) RAIL CONNECTION BETWEEN PENN  
10 STATION NEWARK AND BROAD STREET STA-  
11 TION, NEWARK.—Of the amounts made avail-  
12 able for the New Jersey Urban Core Project  
13 under section 5309(m)(1)(B) of title 49, United  
14 States Code, for fiscal years 1998 through  
15 2003, the Secretary shall set aside 10 percent,  
16 but not more than \$5,000,000, per fiscal year  
17 for preliminary engineering, design, and con-  
18 struction of the rail connection between Penn  
19 Station, Newark and Broad Street Station,  
20 Newark.

21 “(B) NEWARK—NEWARK INTERNATIONAL  
22 AIRPORT—ELIZABETH TRANSIT LINK.—Of the  
23 amounts made available for the New Jersey  
24 Urban Core Project under section  
25 5309(m)(1)(B) of title 49, United States Code,

1 for fiscal years 1998 through 2003, the Sec-  
2 retary, after making the set aside under sub-  
3 paragraph (A), shall set aside 10 percent, but  
4 not more than \$5,000,000, per fiscal year for  
5 preliminary engineering, design, and construc-  
6 tion of the Newark—Newark International Air-  
7 port—Elizabeth Transit Link, including con-  
8 struction of the auxiliary New Jersey Transit  
9 station, described in subsection (d).

10 “(C) LIGHT RAIL CONNECTION AND ALIGN-  
11 MENT WITHIN AND SERVING THE CITY OF ELIZ-  
12 ABETH.—Of amounts made available for the  
13 New Jersey Urban Core Project under section  
14 5309(m)(1)(B) of title 49, United States Code,  
15 for fiscal years 1998 through 2003, the Sec-  
16 retary, after making the set-aside under sub-  
17 paragraphs (A) and (B), shall set aside 10 per-  
18 cent but not more than \$5,000,000 per fiscal  
19 year for preliminary engineering, design, and  
20 construction of the light rail connection and  
21 alignment within and serving the city of Eliza-  
22 beth as described in subsection (d).”.

23 (2) CONFORMING AMENDMENT.—Section  
24 3031(c) of such Act is amended—

1 (A) by striking “section 3(i) of the Federal  
2 Transit Act (relating to criteria for new  
3 starts)” and inserting “section 5309(e) of title  
4 49, United States Code,”; and

5 (B) by striking “; except” and all that fol-  
6 lows through “such element”.

7 (3) ELEMENTS OF NEW JERSEY URBAN CORE  
8 PROJECT.—Section 3031(d) of such Act is amend-  
9 ed—

10 (A) by inserting after “Secaucus Transfer”  
11 the following: “(including relocation and con-  
12 struction of the Bergen County and Pascack  
13 Valley Rail Lines and the relocation of the  
14 Main/Bergen Connection with construction of a  
15 rail station and associated components to and  
16 at the contiguous New Jersey Meadowlands  
17 Sports Complex)”;

18 (B) by striking “, Newark-Newark Inter-  
19 national Airport-Elizabeth Transit Link” and  
20 inserting the following: “(including a connection  
21 from the Vince Lombardi Station to  
22 Saddlebrook), Newark-Newark International  
23 Airport-Elizabeth Transit Link (including con-  
24 struction of an auxiliary New Jersey Light Rail  
25 Transit station directly connected to and inte-

1           grated with the Amtrak Northeast Corridor  
2           Station at Newark International Airport, pro-  
3           viding access from the Newark-Newark Inter-  
4           national Airport-Elizabeth Light Rail Transit  
5           Link to the Newark International Airport)”;  
6           and

7           (C) by inserting after “New York Penn  
8           Station Concourse,” the following: “the restora-  
9           tion of commuter rail service in Lakewood to  
10          Freehold to Matawan or Jamesburg, New Jer-  
11          sey, as described in section 3035(p) of the  
12          Intermodal Surface Transportation Efficiency  
13          Act of 1991 (105 Stat. 2131), a light rail ex-  
14          tension of the Newark-Newark International  
15          Airport-Elizabeth Light Rail Transit Link from  
16          Elizabeth, New Jersey, to the towns of  
17          Cranford, Westfield, Fanwood, and Plainfield in  
18          Union County, New Jersey, and any appro-  
19          priate light rail connections and alignments  
20          within the city of Elizabeth to be determined by  
21          the city of Elizabeth and the New Jersey De-  
22          partment of Transportation (and which shall in-  
23          clude connecting midtown Elizabeth to Route 1  
24          Park and Ride, the Elizabeth Car House Mu-  
25          seum, Division Street, Singer Place, Ferry Ter-

1 minal, Jersey Gardens Mall, Elizabeth Port to  
 2 Lot D at Newark Airport) and any appropriate  
 3 fixed guideway system in Passaic County,”.

4 **SEC. 333. PROJECTS FOR BUS AND BUS-RELATED FACILI-**  
 5 **TIES.**

6 Of the amounts made available to carry out section  
 7 5309(m)(1)(C) for each of fiscal years 1999 and 2000,  
 8 the Secretary shall make funds available for the following  
 9 projects in not less than the amounts specified for the fis-  
 10 cal year:

Project		FY 1999 (in millions)	FY 2000 (in millions)
1.	Albuquerque, NM buses .....	1.250	1.250
2.	Alexandria, VA bus maintenance facility	1.000	1.000
3.	Alexandria, VA King Street Station access .....	1.100	0.000
4.	Altoona, PA Metro Transit Authority buses and transit system improvements	0.842	0.842
5.	Altoona, PA Metro Transit Authority Logan Valley Mall Suburban Transfer Center .....	0.080	0.000
6.	Altoona, PA Metro Transit Authority Transit Center improvements .....	0.424	0.000
7.	Arkansas Highway and Transit Depart- ment buses .....	0.200	2.000
8.	Armstrong County-Mid County, PA bus facilities and buses .....	0.150	0.150
9.	Atlanta, GA MARTA buses .....	9.000	13.500
10.	Austin, TX buses .....	1.250	1.250
11.	Babylon, NY Intermodal Center .....	1.250	1.250
12.	Birmingham-Jefferson County, AL buses	1.250	1.250
13.	Boulder/Denver, CO RTD buses .....	0.625	0.625
14.	Bradford County, Endless Mountain Transportation Authority buses .....	1.000	0.000
15.	Brookhaven Town, NY elderly and disabled buses and vans .....	0.225	0.000
16.	Brooklyn-Staten Island, NY Mobility Enhancement buses .....	0.800	0.000
17.	Broward County, FL buses .....	1.000	0.000
18.	Buffalo, NY Auditorium Intermodal Center .....	2.000	2.000
19.	Buffalo, NY Crossroads Intermodal Sta- tion .....	1.000	0.000

	Project	FY 1999 (in millions)	FY 2000 (in millions)
20.	Cambria County, PA bus facilities and buses .....	0.575	0.575
21.	Centre Area, PA Transportation Authority buses .....	1.250	1.250
22.	Chambersburg, PA Transit Authority buses .....	0.300	0.000
23.	Chambersburg, PA Transit Authority Intermodal Center .....	1.000	0.000
24.	Chester County, PA Paoli Transportation Center .....	1.000	1.000
25.	Clark County, NV Regional Transportation Commission buses .....	1.250	1.250
26.	Cleveland, OH Triskett Garage bus maintenance facility .....	0.625	0.625
27.	Crawford Area, PA Transportation buses .....	0.500	0.000
28.	Culver City, CA CityBus buses .....	1.250	1.250
29.	Davis, CA Unitrans transit maintenance facility .....	0.625	0.625
30.	Dayton, OH Multimodal Transportation Center .....	0.625	0.625
31.	Daytona, FL Intermodal Center .....	2.500	2.500
32.	Duluth, MN Transit Authority community circulation vehicles .....	1.000	1.000
33.	Duluth, MN Transit Authority intelligent transportation systems .....	0.500	0.500
34.	Duluth, MN Transit Authority Transit Hub .....	0.500	0.500
35.	Dutchess County, NY Loop System buses .....	0.521	0.521
36.	East Hampton, NY elderly and disabled buses and vans .....	0.100	0.000
37.	Erie, PA Metropolitan Transit Authority buses .....	1.000	1.000
38.	Everett, WA Multimodal Transportation Center .....	1.950	1.950
39.	Fayette County, PA Intermodal Facilities and buses .....	1.270	1.270
40.	Fayetteville, AR University of Arkansas Transit System buses .....	0.500	0.500
41.	Fort Dodge, IA Intermodal Facility (Phase II) .....	0.885	0.885
42.	Gary, IN Transit Consortium buses .....	1.250	1.250
43.	Grant County, WA buses and vans .....	0.600	0.000
44.	Greensboro, NC Multimodal Center .....	3.340	3.339
45.	Greensboro, NC Transit Authority buses .....	1.500	1.500
46.	Greensboro, NC Transit Authority small buses and vans .....	0.321	0.000
47.	Hartford, CT Transportation Access Project .....	0.800	0.000
48.	Healdsburg, CA Intermodal Facility .....	1.000	1.000
49.	Honolulu, HI bus facility and buses .....	2.250	2.250
50.	Hot Springs, AR Transportation Depot and Plaza .....	0.560	0.560
51.	Humboldt, CA Intermodal Facility .....	1.000	0.000

	Project	FY 1999 (in millions)	FY 2000 (in millions)
52.	Huntington, WV Intermodal Facility .....	8.000	12.000
53.	Illinois statewide buses and bus-related equipment .....	6.800	8.200
54.	Indianapolis, IN buses .....	5.000	5.000
55.	Iowa/Illinois Transit Consortium bus safety and security .....	1.000	1.000
56.	Ithaca, NY TCAT bus technology improvements .....	1.250	1.250
57.	Lackawanna County, PA Transit System buses .....	0.600	0.600
58.	Lakeland, FL Citrus Connection transit vehicles and related equipment .....	1.250	1.250
59.	Lane County, OR Bus Rapid Transit .....	4.400	4.400
60.	Lansing, MI CATA bus technology improvements .....	0.600	0.000
61.	Little Rock, AR Central Arkansas Transit buses .....	0.300	0.300
62.	Livermore, CA automatic vehicle locator	1.000	1.000
63.	Long Island, NY CNG transit vehicles and facilities .....	1.250	1.250
64.	Los Angeles County, CA Foothill Transit buses .....	1.625	1.250
65.	New York, NY West 72nd St. Intermodal Station .....	1.750	1.750
66.	Los Angeles, CA San Fernando Valley smart shuttle buses .....	0.300	0.000
67.	Los Angeles, CA Union Station Gateway Intermodal Transit Center .....	1.250	1.250
68.	Louisiana statewide bus facilities and buses .....	8.000	12.000
69.	Maryland statewide bus facilities and buses .....	7.000	11.500
70.	Mercer County, PA buses .....	0.750	0.000
71.	Miami Beach, FL Electric Shuttle Service .....	0.750	0.750
72.	Miami-Dade, FL buses .....	2.250	2.250
73.	Michigan statewide buses .....	10.000	13.500
74.	Milwaukee County, WI buses .....	4.000	6.000
75.	Mineola/Hicksville, NY LIRR Intermodal Centers .....	1.250	1.250
76.	Modesto, CA bus maintenance facility .....	0.625	0.625
77.	Monroe County, PA Transportation Authority buses .....	1.000	0.000
78.	Monterey, CA Monterey-Salinas buses .....	0.625	0.625
79.	Morango Basin, CA Transit Authority bus facility .....	0.650	0.000
80.	New Haven, CT bus facility .....	2.250	2.250
81.	New Jersey Transit jitney shuttle buses ..	1.750	1.750
82.	Newark, NJ Morris & Essex Station access and buses .....	1.250	1.250
83.	Northstar Corridor, MN Intermodal Facilities and buses .....	6.000	10.000
84.	Norwich, CT buses .....	2.250	2.250



Project		FY 1999 (in millions)	FY 2000 (in millions)
85.	Ogden, UT Intermodal Center .....	0.800	0.800
86.	Oklahoma statewide bus facilities and buses .....	5.000	5.000
87.	Orlando, FL Downtown Intermodal Facility .....	2.500	2.500
88.	Palm Springs, CA fuel cell buses .....	1.000	1.000
89.	Perris, CA bus maintenance facility .....	1.250	1.250
90.	Philadelphia, PA Frankford Transpor- tation Center .....	5.000	5.000
91.	Philadelphia, PA Intermodal 30th Street Station .....	1.250	1.250
92.	Portland, OR Tri-Met buses .....	1.750	1.750
93.	Pritchard, AL bus transfer facility .....	0.500	0.000
94.	Reading, PA BARTA Intermodal Transportation Facility .....	1.750	1.750
95.	Red Rose, PA Transit Bus Terminal .....	1.000	0.000
96.	Richmond, VA GRTC bus maintenance facility .....	1.250	1.250
97.	Riverhead, NY elderly and disabled buses and vans .....	0.125	0.000
98.	Robinson, PA Towne Center Intermodal Facility .....	1.500	1.500
99.	Rome, NY Intermodal Center .....	0.400	0.000
100.	Sacramento, CA CNG buses .....	1.250	1.250
101.	San Francisco, CA Islais Creek Mainte- nance Facility .....	1.250	1.250
102.	San Juan, Puerto Rico Intermodal access	0.600	0.600
103.	Santa Clarita, CA facilities and buses .....	1.250	1.250
104.	Santa Cruz, CA bus facility .....	0.625	0.625
105.	Santa Rosa/Cotati, CA Intermodal Trans- portation Facilities .....	0.750	0.750
106.	Seattle, WA Intermodal Transportation Terminal .....	1.250	1.250
107.	Shelter Island, NY elderly and disabled buses and vans .....	0.100	0.000
108.	Smithtown, NY elderly and disabled buses and vans .....	0.125	0.000
109.	Somerset County, PA bus facilities and buses .....	0.175	0.175
110.	South Amboy, NJ Regional Intermodal Transportation Initiative .....	1.250	1.250
111.	South Bend, IN Urban Intermodal Transportation Facility .....	1.250	1.250
112.	South Carolina statewide Virtual Transit Enterprise .....	1.220	1.220
113.	South Dakota statewide bus facilities and buses .....	1.500	1.500
114.	Southampton, NY elderly and disabled buses and vans .....	0.125	0.000
115.	Southold, NY elderly and disabled buses and vans .....	0.100	0.000
116.	Springfield, MA Union Station .....	1.250	1.250

Project		FY 1999 (in millions)	FY 2000 (in millions)
117.	St. Louis, MO Bi-state Intermodal Center .....	1.250	1.250
118.	Denver, CO Stapleton Intermodal Center .....	1.250	1.250
119.	Suffolk County, NY elderly and disabled buses and vans .....	0.100	0.000
120.	Texas statewide small urban and rural buses .....	4.000	4.500
121.	Towamencin Township, PA Intermodal Bus Transportation Center .....	1.500	1.500
122.	Tuscaloosa, AL Intermodal Center .....	1.000	0.000
123.	Ukiah, CA Transportation Center .....	0.500	0.000
124.	Utah Transit Authority, UT Intermodal Facilities .....	1.500	1.500
125.	Utah Transit Authority/Park City Transit, UT buses .....	6.500	6.500
126.	Utica, NY Union Station .....	2.100	2.100
127.	Utica and Rome, NY bus facilities and buses .....	0.500	0.000
128.	Washington County, PA Intermodal Facilities .....	0.630	0.630
129.	Washington, D.C. Intermodal Transportation Center .....	2.500	2.500
130.	Washoe County, NV transit improvements .....	1.250	1.250
131.	Waterbury, CT bus facility .....	2.250	2.250
132.	West Virginia statewide Intermodal Facility and buses .....	5.000	5.000
133.	Westchester County, NY Bee-Line transit system fareboxes .....	0.979	0.979
134.	Westchester County, NY Bee-Line transit system shuttle buses .....	1.000	1.000
135.	Westchester County, NY DOT articulated buses .....	1.250	1.250
136.	Westmoreland County, PA Intermodal Facility .....	0.200	0.200
137.	Wilkes-Barre, PA Intermodal Facility .....	1.250	1.250
138.	Williamsport, PA Bus Facility .....	1.200	1.200
139.	Windsor, CA Intermodal Facility .....	0.750	0.750
140.	Wisconsin statewide bus facilities and buses .....	8.000	12.000
141.	Woodland Hills, CA Warner Center Transportation Hub .....	0.325	0.625
142.	Worcester, MA Union Station Intermodal Transportation Center .....	2.500	2.500
143.	Lynchburg, VA buses .....	0.200	0.000
144.	Harrisonburg, VA buses .....	0.200	0.000
145.	Roanoke, VA buses .....	0.200	0.000
146.	Allegheny County, PA buses .....	0.000	1.500

1 **SEC. 334. PROJECT MANAGEMENT OVERSIGHT.**

2 (a) STUDY.—The Comptroller General shall conduct  
3 a study of the Secretary of Transportation’s implementa-  
4 tion of project management oversight under section 5327  
5 of title 49, United States Code.

6 (b) CONTENTS.—The study shall include the follow-  
7 ing:

8 (1) A listing of the amounts made available  
9 under section 5327(c)(1) of title 49, United States  
10 Code, for project management oversight in each of  
11 fiscal years 1992 through 1997 and a description of  
12 the activities funded using such amounts.

13 (2) A description of the major capital projects  
14 subject to project management oversight, including  
15 the grant amounts for such projects.

16 (3) A description of the contracts entered into  
17 for project management oversight, including the  
18 scope of work and dollar amounts of such contracts.

19 (4) A determination of whether the project  
20 management oversight activities conducted by the  
21 Secretary are authorized under section 5327.

22 (5) A description of any cost savings or pro-  
23 gram improvements resulting from project manage-  
24 ment oversight.

1           (6) Recommendations regarding any changes  
2           that would improve the project management over-  
3           sight function.

4           (c) REPORT.—Not later than 12 months after the  
5           date of the enactment of this Act, the Comptroller General  
6           shall transmit to the Committee on Transportation and  
7           Infrastructure of the House of Representatives and the  
8           Committee on Banking, Housing, and Urban Affairs of  
9           the Senate a report containing the results of the study.

10   **SEC. 335. PRIVATIZATION.**

11          (a) STUDY.—Not later than 3 months after the date  
12          of the enactment of this Act, the Secretary shall enter into  
13          an agreement with the Transportation Research Board of  
14          the National Academy of Sciences to conduct a study of  
15          the effect of privatization or contracting out mass trans-  
16          portation operation and administrative functions on cost,  
17          availability and level of service, efficiency, safety, quality  
18          of services provided to transit-dependent populations, and  
19          employer-employee relations.

20          (b) TERMS OF AGREEMENT.—The agreement entered  
21          into in subsection (a) shall provide that—

22                (1) the Transportation Research Board, in con-  
23                ducting the study, consider the number of grant re-  
24                cipients that have privatized or contracted out serv-  
25                ices, the size of the population served by such grant

1 recipients, the basis for decisions regarding privat-  
2 ization or contracting out, and the extent to which  
3 contracting out was affected by the integration and  
4 coordination of resources of transit agencies and  
5 other Federal agencies and programs; and

6 (2) the panel conducting the study shall include  
7 representatives of transit agencies, employees of  
8 transit agencies, private contractors, academic and  
9 policy analysts, and other interested persons.

10 (c) REPORT.—Not later than 24 months after the  
11 date of entry into the agreement under subsection (a), the  
12 Secretary shall transmit to the Committee on Transpor-  
13 tation and Infrastructure of the House of Representatives  
14 and the Committee on Banking, Housing, and Urban Af-  
15 fairs of the Senate a report containing the results of the  
16 study.

17 (d) FUNDING.—There shall be available from the  
18 Mass Transit Account of the Highway Trust Fund to  
19 carry out this section \$200,000 for fiscal year 1998, sub-  
20 ject to the obligation limitation set forth in section 329(b).

21 (e) CONTRACTUAL OBLIGATION.—Entry into an  
22 agreement to carry out this section that is financed with  
23 amounts made available under subsection (c) is a contrac-  
24 tual obligation of the United States to pay the Govern-  
25 ment's share of the cost of the study.

1 **SEC. 336. SCHOOL TRANSPORTATION SAFETY.**

2 (a) STUDY.—Not later than 3 months after the date  
3 of the enactment of this Act, the Secretary shall enter into  
4 an agreement with the Transportation Research Board of  
5 the National Academy of Sciences to conduct a study of  
6 the safety issues attendant to transportation of school chil-  
7 dren to and from school and school-related activities by  
8 various transportation modes.

9 (b) TERMS OF AGREEMENT.—The agreement entered  
10 into in subsection (a) shall provide that—

11 (1) the Transportation Research Board, in con-  
12 ducting the study, consider—

13 (A) in consultation with the National  
14 Transportation Safety Board, the Bureau of  
15 Transportation Statistics, and other relevant  
16 entities, available crash injury data, and if un-  
17 available or insufficient, recommend a new data  
18 collection regimen and implementation guide-  
19 lines; and

20 (B) vehicle design and driver training re-  
21 quirements, routing, and operational factors  
22 that affect safety and other factors that the  
23 Secretary considers appropriate; and

24 (2) the panel conducting the study shall include  
25 representatives of highway safety organizations,  
26 school transportation, mass transportation opera-

1       tors, employee organizations, bicycling organizations,  
2       academic and policy analysts, and other interested  
3       parties.

4       (c) REPORT.—Not later than 12 months after the  
5       date of entry into the agreement under subsection (a), the  
6       Secretary shall transmit to the Committee on Transpor-  
7       tation and Infrastructure of the House of Representatives  
8       and the Committee on Banking, Housing, and Urban Af-  
9       fairs of the Senate a report containing the results of the  
10      study.

11      (d) FUNDING.—There shall be available from the  
12      Mass Transit Account of the Highway Trust Fund to  
13      carry out this section \$200,000 for fiscal year 1998, sub-  
14      ject to the obligation limitation set forth in section 329(b).

15      (e) CONTRACTUAL OBLIGATION.—Entry into an  
16      agreement to carry out this section that is financed with  
17      amounts made available under subsection (c) is a contrac-  
18      tual obligation of the United States to pay the Govern-  
19      ment's share of the cost of the study.

20      **SEC. 337. URBANIZED AREA FORMULA STUDY.**

21      (a) STUDY.—The Secretary shall conduct a study to  
22      determine whether the current formula for apportioning  
23      funds to urbanized areas accurately reflects the transit  
24      needs of the urbanized areas and if not whether any  
25      changes should be made either to the formula or through

1 some other mechanism to reflect the fact that some urban-  
2 ized areas with a population between 50,000 and 200,000  
3 have transit systems that carry more passengers per mile  
4 or hour than the average of those transit systems in ur-  
5 banized areas with a population over 200,000.

6 (b) REPORT.—Not later than December 31, 1999,  
7 the Secretary shall transmit to the Committee on Trans-  
8 portation and Infrastructure of the House of Representa-  
9 tives and the Committee on Banking, Housing, and Urban  
10 Affairs of the Senate a report on the results of the study  
11 conducted under this section together with any proposed  
12 changes to the method for apportioning funds to urbanized  
13 areas with a population over 50,000.

14 **SEC. 338. COORDINATED TRANSPORTATION SERVICES.**

15 (a) STUDY.—The Comptroller General shall conduct  
16 a study of Federal departments and agencies (other than  
17 the Department of Transportation) that receive Federal  
18 financial assistance for non-emergency transportation  
19 services.

20 (b) CONTENTS.—In conducting the study, the Comp-  
21 troller General shall—

22 (1) identify each Federal department and agen-  
23 cy (other than the Department of Transportation)  
24 that has received Federal financial assistance for  
25 non-emergency transportation services in any of the



1       3 fiscal years preceding the date of the enactment  
2       of this Act;

3           (2) identify the amount of such assistance re-  
4       ceived by each Federal department and agency in  
5       such fiscal years; and

6           (3) identify the projects and activities funded  
7       using such financial assistance.

8       (c) REPORT.—Not later than 1 year after the date  
9       of the enactment of this Act, the Comptroller General shall  
10      transmit to the Committee on Transportation and Infra-  
11      structure of the House of Representatives and the Com-  
12      mittee on Banking, Housing, and Urban Affairs of the  
13      Senate a report containing the results of the study and  
14      any recommendations for enhanced coordination between  
15      the Department of Transportation and other Federal de-  
16      partments and agencies that provide funding for non-  
17      emergency transportation.

18   **SEC. 339. FINAL ASSEMBLY OF BUSES.**

19       (a) STUDY.—The Comptroller General shall conduct  
20      a study to review monitoring by the Federal Transit Ad-  
21      ministration of preaward and post-delivery audits for com-  
22      pliance with the requirements for final assembly of buses  
23      of section 5323(j) of title 49, United States Code.

24       (b) REPORT.—Not later than 6 months after the date  
25      of the enactment of this Act, the Comptroller General shall

1 transmit to the Committee on Transportation and Infra-  
2 structure of the House of Representatives and the Com-  
3 mittee on Banking, Housing, and Urban Affairs of the  
4 Senate a report containing the results of the study.

5 **SEC. 340. CLEAN FUEL VEHICLES.**

6 (a) STUDY.—The Comptroller General shall conduct  
7 a study of the various low and zero emission fuel tech-  
8 nologies for transit vehicles, including compressed natural  
9 gas, liquified natural gas, biodiesel fuel, battery, alcohol  
10 based fuel, hybrid electric, fuel cell, and clean diesel to  
11 determine the status of the development and use of such  
12 technologies, the environmental benefits of such tech-  
13 nologies under the Clean Air Act, and the cost of such  
14 technologies and any associated equipment.

15 (b) REPORT.—Not later than January 1, 2000, the  
16 Comptroller General shall transmit to the Committee on  
17 Transportation and Infrastructure of the House of Rep-  
18 resentatives and the Committee on Banking, Housing and  
19 Urban Affairs of the Senate a report on the results of the  
20 study, together with recommendations for incentives to en-  
21 courage the use of low and zero emission fuel technology  
22 for transit vehicles.

1       **TITLE IV—MOTOR CARRIER**  
2                   **SAFETY**

3   **SEC. 401. AMENDMENTS TO TITLE 49, UNITED STATES**  
4                   **CODE.**

5       Except as otherwise specifically provided, whenever in  
6 this title an amendment or repeal is expressed in terms  
7 of an amendment to, or repeal of, a section or other provi-  
8 sion of law, the reference shall be considered to be made  
9 to a section or other provision of title 49, United States  
10 Code.

11   **SEC. 402. STATE GRANTS.**

12       (a) OBJECTIVE AND DEFINITIONS.—Section 31101  
13 is amended—

14               (1) by striking

15       **“§ 31101. Definitions”**

16 and inserting the following:

17       **“§ 31101. Objective and definitions”;**

18               (2) in paragraph (1)(A)—

19                   (A) by inserting “or gross vehicle weight”

20 after “rating”; and

21                   (B) by striking “10,000 pounds” and in-  
22 serting “10,001 pounds, whichever is greater”;

23               (3) in paragraph (1)(C) by inserting “and  
24 transported in a quantity requiring placarding under

1 regulations prescribed by the Secretary under sec-  
2 tion 5103” after “title”;

3 (4) by striking “In this subchapter—” and in-  
4 serting the following:

5 “(b) DEFINITIONS.—In this subchapter the following  
6 definitions apply:”; and

7 (5) by inserting after the section heading the  
8 following:

9 “(a) OBJECTIVE.—The objective of this subchapter  
10 is to ensure that the Secretary, States, and other political  
11 jurisdictions establish programs to improve motor carrier,  
12 commercial motor vehicle, and driver safety to support a  
13 safe and efficient transportation system by—

14 “(1) promoting safe for-hire and private trans-  
15 portation, including transportation of passengers  
16 and hazardous materials, to reduce the number and  
17 severity of commercial motor vehicle crashes;

18 “(2) developing and enforcing effective, compat-  
19 ible, and cost-beneficial motor carrier, commercial  
20 motor vehicle, and driver safety regulations and  
21 practices, including enforcement of State and local  
22 traffic safety laws and regulations;

23 “(3) assessing and improving statewide pro-  
24 gram performance by setting program outcome  
25 goals, improving problem identification and counter-

1 measures planning, designing appropriate perform-  
2 ance standards, measures, and benchmarks, improv-  
3 ing performance information, and monitoring pro-  
4 gram effectiveness;

5 “(4) ensuring that drivers of commercial motor  
6 vehicles and enforcement personnel obtain adequate  
7 training in safe operational practices and regulatory  
8 requirements; and

9 “(5) advancing promising technologies and en-  
10 couraging adoption of safe operational practices.”.

11 (b) PERFORMANCE-BASED GRANTS AND HAZARDOUS  
12 MATERIALS TRANSPORTATION SAFETY.—Section 31102  
13 is amended—

14 (1) in subsection (a)—

15 (A) by inserting “improving motor carrier  
16 safety and” after “programs for”; and

17 (B) by inserting “, hazardous material  
18 transportation safety,” after “commercial motor  
19 vehicle safety”; and

20 (2) in the first sentence of paragraph (b)(1)—

21 (A) by striking “adopt and assume respon-  
22 sibility for enforcing” and inserting “assume re-  
23 sponsibility for improving motor carrier safety  
24 and to adopt and enforce”; and

1 (B) by inserting “, hazardous material  
2 transportation safety,” after “commercial motor  
3 vehicle safety”.

4 (c) CONTENTS OF STATE PLANS.—Section  
5 31102(b)(1) is amended—

6 (1) in subparagraph (J) by inserting “(1)”  
7 after “(c)”;

8 (2) by striking subparagraphs (K), (L), (M),  
9 and (N) and inserting the following:

10 “(K) ensures consistent, effective, and reason-  
11 able sanctions;

12 “(L) ensures that the State agency will coordi-  
13 nate the plan, data collection, and information sys-  
14 tems with State highway safety programs under title  
15 23;

16 “(M) ensures participation in motor carrier,  
17 commercial motor vehicle, and driver information  
18 systems by all appropriate jurisdictions receiving  
19 funding under this section;

20 “(N) implements performance-based activities  
21 by fiscal year 2003;”;

22 (3) in subparagraph (O)—

23 (A) by inserting after “activities” the fol-  
24 lowing: “in support of national priorities and  
25 performance goals, including”;

1 (B) by striking “to remove” in clause (i)  
2 and inserting “activities aimed at removing”;

3 (C) by striking “to provide” in clause (ii)  
4 and inserting “activities aimed at providing”;  
5 and

6 (D) by inserting “and” after the semicolon  
7 at the end of clause (ii); and

8 (E) by striking clauses (iii) and (iv) and  
9 inserting the following:

10 “(iii) interdiction activities affecting the  
11 transportation of controlled substances by com-  
12 mercial motor vehicle drivers and training on  
13 appropriate strategies for carrying out those  
14 interdiction activities;”;

15 (4) by striking subparagraph (P) and inserting  
16 the following:

17 “(P) provides that the State will establish a  
18 program to ensure the proper and timely correction  
19 of commercial motor vehicle safety violations noted  
20 during an inspection carried out with funds author-  
21 ized under section 31104;”;

22 (5) by striking the period at the end of sub-  
23 paragraph (Q) and inserting “; and”; and

24 (6) by adding at the end the following:

1           “(R) ensures that roadside inspections will be  
2           conducted only at a distance that is adequate to pro-  
3           tect the safety of drivers and enforcement person-  
4           nel.”.

5           (d) UNITED STATES GOVERNMENT’S SHARE OF  
6 COSTS.—The first sentence of section 31103 is amended  
7 by inserting “improve commercial motor vehicle safety  
8 and” before “enforce”.

9           (e) AVAILABILITY OF AMOUNTS.—Section 31104(a)  
10 of such title is amended to read as follows:

11           “(a) IN GENERAL.—The following amounts are made  
12 available from the Highway Trust Fund (other than the  
13 Mass Transit Account) for the Secretary of Transpor-  
14 tation to incur obligations to carry out section 31102:

15           “(1) Not more than \$78,000,000 for fiscal year  
16           1998.

17           “(2) Not more than \$110,000,000 for fiscal  
18           year 1999.

19           “(3) Not more than \$130,000,000 for each of  
20           fiscal years 2000 through 2003.”

21           (f) CONFORMING AMENDMENT.—Section 31104(b) is  
22 amended by striking “(1)” and by striking paragraph (2).

23           (g) ALLOCATION CRITERIA AND ELIGIBILITY.—Sec-  
24 tion 31104 is further amended—



1           (1) by striking subsections (f) and (g) and in-  
2       serting the following:

3       “(f) ALLOCATION CRITERIA AND ELIGIBILITY.—

4           “(1) IN GENERAL.—On October 1 of each fiscal  
5       year or as soon after that date as practicable and  
6       after making the deduction under subsection (e), the  
7       Secretary shall allocate amounts made available to  
8       carry out section 31102 for such fiscal year among  
9       the States with plans approved under section 31102.  
10      Such allocation shall be made under such criteria as  
11      the Secretary prescribes by regulation.

12       “(2)     HIGH-PRIORITY     ACTIVITIES     AND  
13      PROJECTS.—The Secretary may designate up to 5  
14      percent of amounts available for allocation under  
15      paragraph (1) to reimburse—

16           “(A) States for carrying out high priority  
17           activities and projects that improve commercial  
18           motor vehicle safety and compliance with com-  
19           mercial motor vehicle safety regulations, includ-  
20           ing activities and projects that are national in  
21           scope, increase public awareness and education,  
22           or demonstrate new technologies; and

23           “(B) local governments and other persons  
24           that use trained and qualified officers and em-  
25           ployees, for carrying out activities and projects

1 described in subparagraph (A) in coordination  
2 with State motor vehicle safety agencies.”;

3 (2) by redesignating subsection (h) as sub-  
4 section (g);

5 (3) by striking subsection (i);

6 (4) by redesignating subsection (j) as sub-  
7 section (h); and

8 (5) in the first sentence of subsection (h), as so  
9 redesignated, by striking “tolerance”.

10 (h) CONFORMING AMENDMENT.—The table of sec-  
11 tions for chapter 311 is amended by striking the item re-  
12 lating to section 31101 and inserting the following:

“31101. Objective and definitions.”.

13 **SEC. 403. INFORMATION SYSTEMS.**

14 (a) IN GENERAL.—Section 31106 is amended to read  
15 as follows:

16 **“§ 31106. Information systems**

17 “(a) INFORMATION SYSTEMS AND DATA ANALY-  
18 SIS.—

19 “(1) IN GENERAL.—Subject to the provisions of  
20 this section, the Secretary shall establish and oper-  
21 ate motor carrier, commercial motor vehicle, and  
22 driver information systems and data analysis pro-  
23 grams to support safety activities required under  
24 this title.

1           “(2) COORDINATION INTO NETWORK.—In co-  
2           operation with the States, the information systems  
3           under this section shall be coordinated into a net-  
4           work providing identification of motor carriers and  
5           drivers, commercial motor vehicle registration and li-  
6           cense tracking, and motor carrier, commercial motor  
7           vehicle, and driver safety performance data.

8           “(3) DATA ANALYSIS CAPACITY AND PRO-  
9           GRAMS.—The Secretary shall develop and maintain  
10          under this section data analysis capacity and pro-  
11          grams that provide the means to—

12               “(A) identify and collect necessary motor  
13               carrier, commercial motor vehicle, and driver  
14               data;

15               “(B) evaluate the safety fitness of motor  
16               carriers, commercial motor vehicles, and driv-  
17               ers;

18               “(C) develop strategies to mitigate safety  
19               problems and to measure the effectiveness of  
20               such strategies and related programs;

21               “(D) determine the cost-effectiveness of  
22               Federal and State safety and enforcement pro-  
23               grams and other countermeasures; and

1           “(E) adapt, improve, and incorporate other  
2           information and information systems as the  
3           Secretary determines appropriate.

4           “(4) STANDARDS.—To implement this section,  
5           the Secretary may prescribe technical and oper-  
6           ational standards to ensure—

7           “(A) uniform, timely, and accurate infor-  
8           mation collection and reporting by the States  
9           and other entities;

10          “(B) uniform Federal, State, and local  
11          policies and procedures; and

12          “(C) the reliability and availability of the  
13          information to the Secretary, States, and others  
14          as the Secretary determines appropriate.

15          “(b) PERFORMANCE AND REGISTRATION INFORMA-  
16          TION PROGRAM.—

17          “(1) INFORMATION CLEARINGHOUSE.—The  
18          Secretary shall include, as part of the information  
19          systems authorized by this section, a program to es-  
20          tablish and maintain a clearinghouse and repository  
21          of information related to State registration and li-  
22          censing of commercial motor vehicles and the motor  
23          carriers operating the vehicles. The clearinghouse  
24          and repository shall include information on the safe-  
25          ty fitness of each motor carrier and registrant and

1 other information the Secretary considers appro-  
2 priate, including information on motor carrier, com-  
3 mercial motor vehicle, and driver safety perform-  
4 ance.

5 “(2) DESIGN.—The program shall link Federal  
6 safety information systems with State registration  
7 and licensing systems and shall be designed to en-  
8 able a State to—

9 “(A) determine the safety fitness of a  
10 motor carrier or registrant when licensing or  
11 registering the motor carrier or commercial  
12 motor vehicle or while the license or registration  
13 is in effect; and

14 “(B) decide, in cooperation with the Sec-  
15 retary, whether and what types of sanctions or  
16 operating limitations to impose on the motor  
17 carrier or registrant to ensure safety.

18 “(3) CONDITIONS FOR PARTICIPATION.—The  
19 Secretary shall require States, as a condition of par-  
20 ticipation in the program, to—

21 “(A) comply with the technical and oper-  
22 ational standards prescribed by the Secretary  
23 under subsection (a)(4); and

24 “(B) possess or seek authority to impose  
25 commercial motor vehicle registration sanctions

1 or operating limitations on the basis of a Fed-  
2 eral safety fitness determination.

3 “(4) FUNDING.—Of the amounts made avail-  
4 able under section 31107, not more than \$6,000,000  
5 in each of fiscal years 1998 through 2003 may be  
6 used to carry out this subsection.

7 “(c) COMMERCIAL MOTOR VEHICLE DRIVER SAFETY  
8 PROGRAM.—In coordination with the information system  
9 under section 31309, the Secretary is authorized to estab-  
10 lish a program to improve commercial motor vehicle driver  
11 safety. The objectives of the program shall include—

12 “(1) enhancing the exchange of driver licensing  
13 information among the States and among the  
14 States, the Federal Government, and foreign coun-  
15 tries;

16 “(2) providing information to the judicial sys-  
17 tem on commercial motor vehicle drivers;

18 “(3) evaluating any aspect of driver perform-  
19 ance that the Secretary determines appropriate; and

20 “(4) developing appropriate strategies and  
21 countermeasures to improve driver safety.

22 “(d) COOPERATIVE AGREEMENTS, GRANTS, AND  
23 CONTRACTS.—The Secretary may carry out this section  
24 either independently or in cooperation with other Federal  
25 departments, agencies, and instrumentalities, or by mak-

1 ing grants to, and entering into contracts and cooperative  
2 agreements with, States, local governments, associations,  
3 institutions, corporations, and other persons.

4 “(e) INFORMATION AVAILABILITY AND PRIVACY  
5 PROTECTION.—

6 “(1) AVAILABILITY OF INFORMATION.—The  
7 Secretary shall make data collected in systems and  
8 through programs under this section available to the  
9 public to the maximum extent permissible under the  
10 Privacy Act of 1974 (5 U.S.C. 552a) and the Free-  
11 dom of Information Act (5 U.S.C. 552).

12 “(2) REVIEW OF DATA.—The Secretary shall  
13 allow individuals and motor carriers to whom the  
14 data pertains to review periodically such data and to  
15 request corrections or clarifications.

16 “(3) STATE AND LOCAL OFFICIALS.—State and  
17 local safety and enforcement officials shall have ac-  
18 cess to data made available under this subsection to  
19 the same extent as Federal safety and enforcement  
20 officials.”.

21 (b) AUTHORIZATION OF APPROPRIATIONS.—Section  
22 31107 is amended to read as follows:

1   **“§ 31107. Authorization of appropriations for infor-**  
2                   **mation systems**

3           “(a) IN GENERAL.—There shall be available from the  
4 Highway Trust Fund (other than the Mass Transit Ac-  
5 count) to carry out sections 31106 and 31309 of this  
6 title—

7                   “(1) \$7,000,000 for fiscal year 1998;

8                   “(2) \$15,000,000 for fiscal year 1999; and

9                   “(3) \$20,000,000 for each of fiscal years 2000  
10           through 2003.

11 The amounts made available under this subsection shall  
12 remain available until expended.

13           “(b) CONTRACT AUTHORITY.—Approval by the Sec-  
14 retary of a grant with funds made available under this  
15 section imposes upon the United States Government a  
16 contractual obligation for payment of the Government’s  
17 share of costs incurred in carrying out the objectives of  
18 the grant.”.

19           (c) SUBCHAPTER HEADING.—The heading for sub-  
20 chapter I of chapter 311 is amended by inserting after  
21 “GRANTS” the following: “AND OTHER COMMERCIAL MOTOR VEHICLE PROGRAMS”.

23           (d) CONFORMING AMENDMENTS.—The table of sec-  
24 tions for chapter 311 is amended—



1 (1) by striking

“SUBCHAPTER I—STATE GRANTS”

2 and inserting

“SUBCHAPTER I—STATE GRANTS AND OTHER COMMERCIAL  
MOTOR VEHICLE PROGRAMS”;

3 (2) by striking the item relating to section  
4 31106 and inserting the following:

“31106. Information systems.”; and

5 (3) by striking the item relating to section  
6 31107 and inserting the following:

“31107. Authorization of appropriations for information systems.”.

7 **SEC. 404. AUTOMOBILE TRANSPORTER DEFINED.**

8 Section 31111(a) is amended—

9 (1) by striking “section—” and inserting “sec-  
10 tion, the following definitions apply.”;

11 (2) by inserting after “(1)” the following:  
12 “MAXI-CUBE VEHICLE.—The term”;

13 (3) by inserting after “(2)” the following:  
14 “TRUCK TRACTOR.—The term”;

15 (4) by redesignating paragraphs (1) and (2) as  
16 paragraphs (2) and (3), respectively; and

17 (5) by inserting before paragraph (2), as so re-  
18 designated, the following:

19 “(1) AUTOMOBILE TRANSPORTER.—The term  
20 ‘automobile transporter’ means any vehicle combina-

1       tion designed and used specifically for the transport  
2       of assembled highway vehicles.”.

3   **SEC. 405. INSPECTIONS AND REPORTS.**

4       (a) GENERAL POWERS OF THE SECRETARY.—Sec-  
5   tion 31133(a)(1) is amended by inserting “and make con-  
6   tracts for” after “conduct”.

7       (b) REPORTS AND RECORDS.—Section 504(c) is  
8   amended by inserting “(and, in the case of a motor car-  
9   rier, a contractor)” before the second comma.

10   **SEC. 406. EXEMPTIONS AND PILOT PROGRAMS.**

11       (a) IN GENERAL.—Section 31315 is amended to read  
12   as follows:

13   **“§ 31315. Exemptions and pilot programs**

14       “(a) EXEMPTIONS.—

15               “(1) IN GENERAL.—Upon receipt of a request  
16       pursuant to paragraph (3), the Secretary of Trans-  
17       portation may grant to a person or class of persons  
18       an exemption from a regulation prescribed under  
19       this chapter or section 31136 if the Secretary finds  
20       such exemption would likely achieve a level of safety  
21       equal to or greater than the level that would be  
22       achieved absent such exemption. An exemption may  
23       be granted for no longer than 2 years from its ap-  
24       proval date and may be renewed upon application to  
25       the Secretary.

1           “(2) AUTHORITY TO REVOKE EXEMPTION.—

2           The Secretary shall immediately revoke an exemp-  
3           tion if the person fails to comply with the terms and  
4           conditions of such exemption or if continuation of  
5           the exemption would not be consistent with the goals  
6           and objectives of this chapter or section 31136, as  
7           the case may be.

8           “(3) REQUESTS FOR EXEMPTION.—Not later  
9           than 180 days after the date of the enactment of  
10          this section and after notice and an opportunity for  
11          public comment, the Secretary shall specify by regu-  
12          lation the procedures by which a person may request  
13          an exemption. Such regulations shall, at a minimum,  
14          require the person to provide the following informa-  
15          tion for each exemption request:

16               “(A) The provisions from which the person  
17               requests exemption.

18               “(B) The time period during which the ex-  
19               emption would apply.

20               “(C) An analysis of the safety impacts the  
21               exemption may cause.

22               “(D) The specific countermeasures the  
23               person would undertake, if the exemption were  
24               granted, to ensure an equal or greater level of

1 safety than would be achieved absent the ex-  
2 emption.

3 “(4) NOTICE AND COMMENT.—

4 “(A) UPON RECEIPT OF A REQUEST.—

5 Upon receipt of an exemption request, the Sec-  
6 retary shall publish in the Federal Register a  
7 notice explaining the request that has been filed  
8 and shall give the public an opportunity to in-  
9 spect the safety analysis and any other relevant  
10 information known to the Secretary and to com-  
11 ment on the request. This subparagraph does  
12 not require the release of information protected  
13 by law from public disclosure.

14 “(B) UPON GRANTING A REQUEST.—Upon  
15 granting a request for exemption, the Secretary  
16 shall publish in the Federal Register the name  
17 of the person granted the exemption, the provi-  
18 sions from which the person will be exempt, the  
19 effective period, and all terms and conditions of  
20 the exemption.

21 “(C) UPON DENYING A REQUEST.—Upon  
22 denying a request for exemption, the Secretary  
23 shall publish in the Federal Register the name  
24 of the person denied the exemption and the rea-  
25 sons for such denial.

1           “(5) APPLICATIONS TO BE DEALT WITH  
2           PROMPTLY.—The Secretary shall grant or deny an  
3           exemption request after a thorough review of its  
4           safety implications, but in no case later than 180  
5           days after the filing date of such request, or the Sec-  
6           retary shall publish in the Federal Register the rea-  
7           son for the delay in the decision and an estimate of  
8           when the decision will be made.

9           “(6) TERMS AND CONDITIONS.—The Secretary  
10          shall establish terms and conditions for each exemp-  
11          tion to ensure that it will likely achieve a level of  
12          safety equal to or greater than the level that would  
13          be achieved absent such exemption. The Secretary  
14          shall monitor the implementation of the exemption  
15          to ensure compliance with its terms and conditions.

16          “(7) NOTIFICATION OF STATE COMPLIANCE  
17          AND ENFORCEMENT PERSONNEL.—Before granting  
18          a request for exemption, the Secretary shall notify  
19          State safety compliance and enforcement personnel,  
20          including roadside inspectors, and the public that a  
21          person will be operating pursuant to an exemption  
22          and any terms and conditions that will apply to the  
23          exemption.

24          “(b) PILOT PROGRAMS.—

1           “(1) IN GENERAL.—The Secretary may conduct  
2       pilot programs to evaluate innovative approaches to  
3       motor carrier, vehicle, and driver safety. Such pilot  
4       programs may include exemptions from a regulation  
5       prescribed under this chapter or section 31136 if the  
6       pilot program contains, at a minimum, the elements  
7       described in paragraph (2). The Secretary shall pub-  
8       lish in the Federal Register a detailed description of  
9       the program and the exemptions to be considered  
10      and provide notice and an opportunity for public  
11      comment before the effective date of any exemptions.

12           “(2) PROGRAM ELEMENTS.—In proposing a  
13      pilot program and before granting exemptions for  
14      purposes of a pilot program, the Secretary shall in-  
15      clude, at a minimum, the following elements in each  
16      pilot program plan:

17           “(A) A program scheduled life of not more  
18      than 3 years.

19           “(B) A scientifically valid methodology and  
20      study design, including a specific data collection  
21      and analysis plan, that identifies appropriate  
22      control groups for comparison.

23           “(C) The fewest participants necessary to  
24      yield statistically valid findings.

1           “(D) Observance of appropriate ethical  
2 protocols for the use of human subjects in field  
3 experiments.

4           “(E) An oversight plan to ensure that par-  
5 ticipants comply with the terms and conditions  
6 of participation.

7           “(F) Adequate countermeasures to protect  
8 the health and safety of study participants and  
9 the general public.

10          “(G) A plan to inform State partners and  
11 the public about the pilot program and to iden-  
12 tify approved participants to safety compliance  
13 and enforcement personnel and to the public.

14          “(3) AUTHORITY TO REVOKE PARTICIPATION.—  
15 The Secretary shall immediately revoke participation  
16 in a pilot program of a motor carrier, vehicle, or  
17 driver for failure to comply with the terms and con-  
18 ditions of the pilot program or if continued partici-  
19 pation would not be consistent with the goals and  
20 objectives of this chapter or section 31136, as the  
21 case may be.

22          “(4) AUTHORITY TO TERMINATE PROGRAM.—  
23 The Secretary shall immediately terminate a pilot  
24 program if its continuation would not be consistent

1 with the goals and objectives of this chapter or sec-  
2 tion 31136, as the case may be.

3 “(5) REPORT TO CONGRESS.—At the conclusion  
4 of each pilot program, the Secretary shall promptly  
5 report to Congress the findings, conclusions, and  
6 recommendations of the program, including sug-  
7 gested amendments to law or regulation that would  
8 enhance motor carrier, vehicle, and driver safety and  
9 improve compliance with national safety standards.

10 “(c) PREEMPTION OF STATE RULES.—During the  
11 time period that an exemption or pilot program is in effect  
12 under this section, no State shall enforce any law or regu-  
13 lation that conflicts with or is inconsistent with an exemp-  
14 tion or pilot program with respect to a person exercising  
15 the exemption or participating in the pilot program.”.

16 (b) TABLE OF SECTIONS.—The table of sections for  
17 chapter 313 is amended by striking the item relating to  
18 section 31315 and inserting the following:

“31315. Exemptions and pilot programs.”.

19 (c) CONFORMING AMENDMENT.—Section 31136(e) is  
20 amended to read as follows:

21 “(e) EXEMPTIONS.—The Secretary may grant ex-  
22 emptions from any regulation prescribed under this sec-  
23 tion in accordance with section 31315.”.

24 (d) PROTECTION OF EXISTING EXEMPTIONS.—The  
25 amendments made by subsections (a) and (c) of this sec-



tion shall not apply to or otherwise affect an exemption or waiver in effect on the day before the date of the enactment of this Act under section 31315 or 31136(e) of title 49, United States Code.

**SEC. 407. SAFETY REGULATION.**

(a) COMMERCIAL MOTOR VEHICLE DEFINED.—Section 31132(1) is amended—

(1) in subparagraph (A)—

(A) by inserting “or gross vehicle weight” after “rating”; and

(B) by inserting “, whichever is greater” after “pounds”; and

(2) in subparagraph (B)—

(A) by inserting “or livery” after “taxi-cab”; and

(B) by striking “6 passengers” and inserting “8 passengers, including the driver,”.

(b) REPEAL OF REVIEW PANEL.—Section 31134, and the item relating to such section in the table of sections for chapter 311, are repealed.

(c) REPEAL OF SUBMISSION TO REVIEW PANEL.—Section 31140, and the item relating to such section in the table of sections for chapter 311, are repealed.

(d) REVIEW PROCEDURE.—Section 31141 is amended—

1           (1) by striking subsections (b) and (c) and in-  
2       serting the following:

3       “(b) SUBMISSION OF REGULATION.—A State that  
4       enacts a State law or issues a regulation on commercial  
5       motor vehicle safety shall submit a copy of the law or regu-  
6       lation to the Secretary of Transportation immediately  
7       after the enactment or issuance.

8       “(c) REVIEW AND DECISIONS BY SECRETARY.—

9           “(1) REVIEW.—The Secretary shall review  
10       State laws and regulations on commercial motor ve-  
11       hicle safety. The Secretary shall decide whether the  
12       State law or regulation—

13               “(A) has the same effect as a regulation  
14       prescribed by the Secretary under section  
15       31136;

16               “(B) is less stringent than such regulation;  
17       or

18               “(C) is additional to or more stringent  
19       than such regulation.

20       “(2) REGULATIONS WITH SAME EFFECT.—If  
21       the Secretary decides a State law or regulation has  
22       the same effect as a regulation prescribed by the  
23       Secretary under section 31136 of this title, the State  
24       law or regulation may be enforced.

1           “(3) LESS STRINGENT REGULATIONS.—If the  
2       Secretary decides a State law or regulation is less  
3       stringent than a regulation prescribed by the Sec-  
4       retary under section 31136 of this title, the State  
5       law or regulation may not be enforced.

6           “(4) ADDITIONAL OR MORE STRINGENT REGU-  
7       LATIONS.—If the Secretary decides a State law or  
8       regulation is additional to or more stringent than a  
9       regulation prescribed by the Secretary under section  
10      31136 of this title, the State law or regulation may  
11      be enforced unless the Secretary also decides that—

12               “(A) the State law or regulation has no  
13              safety benefit;

14               “(B) the State law or regulation is incom-  
15              patible with the regulation prescribed by the  
16              Secretary; or

17               “(C) enforcement of the State law or regu-  
18              lation would cause an unreasonable burden on  
19              interstate commerce.

20           “(5) CONSIDERATION OF EFFECT ON INTER-  
21      STATE COMMERCE.—In deciding under paragraph  
22      (4) whether a State law or regulation will cause an  
23      unreasonable burden on interstate commerce, the  
24      Secretary may consider the effect on interstate com-  
25      merce of implementation of that law or regulation

1 with the implementation of all similar laws and reg-  
2 ulations of other States.”;

3 (2) by striking subsection (e); and

4 (3) by redesignating subsections (f), (g), and  
5 (h) as subsections (e), (f), and (g), respectively.

6 (e) INSPECTION OF SAFETY EQUIPMENT.—Section  
7 31142(a) is amended by striking “part 393 of title 49,  
8 Code of Federal Regulations” and inserting “the regula-  
9 tions issued under section 31136”.

10 (f) PROTECTION OF STATES PARTICIPATING IN  
11 STATE GROUPS.—Section 31142(c)(1)(C) is amended—

12 (1) by inserting after “from” the following:  
13 “participating in the activities of a voluntary group  
14 of States”; and

15 (2) by striking “that meets” and all that fol-  
16 lows through “1984”.

17 (g) REPORT.—Not later than 180 days after the date  
18 of the enactment of this Act, the Secretary shall transmit  
19 to the Committee on Transportation and Infrastructure  
20 of the House of Representatives and the Committee on  
21 Commerce, Science, and Transportation of the Senate a  
22 report on the status of implementation of the amendments  
23 made by subsection (a)(2) of this section.

1   **SEC. 408. IMPROVED INTERSTATE SCHOOL BUS SAFETY.**

2           (a) APPLICABILITY OF FEDERAL MOTOR CARRIER  
3 SAFETY REGULATIONS TO INTERSTATE SCHOOL BUS OP-  
4 ERATIONS.—Section 31136 is amended by adding at the  
5 end the following:

6           “(g) APPLICABILITY TO SCHOOL TRANSPORTATION  
7 OPERATIONS OF LOCAL EDUCATION AGENCIES.—Not  
8 later than 6 months after the date of the enactment of  
9 this subsection, the Secretary shall issue regulations mak-  
10 ing the relevant commercial motor carrier safety regula-  
11 tions issued under subsection (a) applicable to all inter-  
12 state school transportation operations by local educational  
13 agencies (as defined in section 14101 of the Elementary  
14 and Secondary Education Act of 1965).”.

15          (b) REPORT.—Not later than 2 years after the date  
16 of the enactment of this Act, the Secretary shall submit  
17 to Congress a report describing the status of compliance  
18 by private for-hire motor carriers and local educational  
19 agencies in meeting the requirements of section 31136 of  
20 title 49, United States Code, and any activities of the Sec-  
21 retary or the States to enforce such requirements.

22   **SEC. 409. REPEAL OF CERTAIN OBSOLETE MISCELLANEOUS**  
23                           **AUTHORITIES.**

24          Subchapter IV of chapter 311 (including sections  
25 31161 and 31162), and the items relating to such sub-

1 chapter and sections in the table of sections for chapter  
2 311, are repealed.

3 **SEC. 410. COMMERCIAL VEHICLE OPERATORS.**

4 (a) COMMERCIAL MOTOR VEHICLE DEFINED.—Sec-  
5 tion 31301(4) is amended—

6 (1) in subparagraph (A)—

7 (A) by inserting “or gross vehicle weight”  
8 after “rating” the first 2 places it appears; and

9 (B) by inserting “, whichever is greater,”  
10 after “pounds” the first place it appears; and

11 (2) in subparagraph (C)(ii) by inserting “is”  
12 before “transporting” each place it appears.

13 (b) PROHIBITION ON CMV OPERATION WITHOUT  
14 CDL.—

15 (1) IN GENERAL.—Section 31302 is amended  
16 to read as follows:

17 **“§ 31302. Driver’s license requirement**

18 “An individual may operate a commercial motor vehi-  
19 cle only if the individual has a valid commercial driver’s  
20 license. An individual operating a commercial motor vehi-  
21 cle may have only one driver’s license at any time.”.

22 (2) CONFORMING AMENDMENT.—The item re-  
23 lating to section 31302 in the table of sections for  
24 chapter 313 is amended to read as follows:

“31302. Driver’s license requirement.”.

25 (c) UNIQUE IDENTIFIERS IN CDLS.—

1           (1) IN GENERAL.—Section 31308(2) is amend-  
2       ed by inserting before the semicolon “and each li-  
3       cense issued after January 1, 2000, include unique  
4       identifiers to minimize fraud and duplication”.

5           (2) DEADLINE FOR ISSUANCE OF REGULA-  
6       TIONS.—Not later than 180 days after the date of  
7       the enactment of this Act, the Secretary shall issue  
8       regulations to carry out the amendment made by  
9       paragraph (1).

10       (d) COMMERCIAL DRIVER’S LICENSE INFORMATION  
11   SYSTEM.—Section 31309 is amended—

12           (1) in subsection (a) by striking “make an  
13       agreement under subsection (b) of this section for  
14       the operation of, or establish under subsection (c) of  
15       this section,” and inserting “maintain”;

16           (2) by inserting after the first sentence of sub-  
17       section (a) the following: “The system shall be co-  
18       ordinated with activities carried out under section  
19       31106.”;

20           (3) by striking subsections (b) and (c);

21           (4) in subsection (d)(1)—

22                (A) by striking “and” at the end of sub-  
23       paragraph (E);

24                (B) by striking the period at the end of  
25       subparagraph (F) and inserting “; and”; and

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

2 “(G) information on all fines, penalties, convic-  
3 tions, and failure to appear for a hearing or trial in-  
4 curred by the operator with respect to operation of  
5 a motor vehicle for a period of not less than 3 years  
6 beginning on the date of the imposition of such a  
7 fine or penalty or the date of such a conviction or  
8 failure to appear.”;

9 (5) by striking subsection (d)(2) and inserting  
10 the following:

11 “(2) The information system under this section must  
12 accommodate any unique identifiers required to minimize  
13 fraud or duplication of a commercial driver’s license under  
14 section 31308(2).”;

15 (6) by striking subsection (e) and inserting the  
16 following:

17 “(e) AVAILABILITY OF INFORMATION.—Information  
18 in the information system shall be made available and sub-  
19 ject to review and correction in accordance with section  
20 31106(e).”;

21 (7) in subsection (f) by striking “If the Sec-  
22 retary establishes an information system under this  
23 section, the” and inserting “The”;

24 (8) by striking “shall” in the first sentence of  
25 subsection (f) and inserting “may”; and



1           (9) by redesignating subsections (d), (e), and  
2           (f) as subsections (b), (c), and (d), respectively.

3           (e) REPEAL OF OBSOLETE GRANT PROGRAMS.—Sec-  
4       tions 31312 and 31313, and the items relating to such  
5       sections in the table of sections for chapter 313, are re-  
6       pealed.

7           (f) UPDATING AMENDMENTS.—Section 31314 is  
8       amended—

9           (1) by striking “(2), (5), and (6)” each place it  
10       appears in subsections (a) and (b) and inserting  
11       “(3), and (5)”;

12          (2) in subsection (c) by striking “(1) Amounts”  
13       and all that follows through “(2) Amounts” and in-  
14       serting “Amounts”;

15          (3) by striking subsection (d); and

16          (4) by redesignating subsection (e) as sub-  
17       section (d).

18       **SEC. 411. INTERIM BORDER SAFETY IMPROVEMENT PRO-**  
19               **GRAM.**

20          (a) PROGRAM.—The Secretary shall carry out a pro-  
21       gram to improve commercial motor vehicle safety in the  
22       vicinity of borders between the United States and Canada  
23       and the United States and Mexico.

1 (b) GRANT AND OTHER AUTHORITY.—The Secretary  
2 may expend funds made available to carry out this sec-  
3 tion—

4 (1) for making grants to border States, local  
5 governments, organizations, and other persons to  
6 carry out activities described in subsection (c);

7 (2) for personnel of the Department of Trans-  
8 portation to conduct such activities; and

9 (3) for entry into contracts for the conduct of  
10 such activities.

11 (c) USE OF FUNDS.—Activities for which funds may  
12 be expended under this section include—

13 (1) employment by the Department of Trans-  
14 portation or a border State of additional personnel  
15 to enforce commercial motor vehicle safety regula-  
16 tions described in subsection (a);

17 (2) training of personnel to enforce such regula-  
18 tions;

19 (3) development of data bases and communica-  
20 tion systems to improve commercial motor vehicle  
21 safety; and

22 (4) education and outreach initiatives.

23 (d) CRITERIA.—In selecting activities and projects  
24 for funding under this section, the Secretary shall consider  
25 current levels of enforcement by border States, cross bor-

1 der traffic patterns (including volume of commercial motor  
2 vehicle traffic), location of inspection facilities, and such  
3 other factors as the Secretary determines will result in the  
4 greatest safety improvement and benefit to border States  
5 and the Nation.

6 (e) FEDERAL SHARE.—

7 (1) IN GENERAL.—The Federal share payable  
8 under a grant made under this section for—

9 (A) any activity described in paragraph  
10 (2), (3), or (4) of subsection (c) shall be 80 per-  
11 cent; and

12 (B) any activity described in subsection  
13 (c)(1) shall be—

14 (i) 80 percent for the first 2 years  
15 that a State receives a grant under this  
16 section for such activity;

17 (ii) 50 percent for the third and  
18 fourth years that a State receives a grant  
19 under this section for such activity; and

20 (iii) 25 percent for the fifth and sixth  
21 years that a State receives a grant under  
22 this section for such activity.

23 (2) IN-KIND CONTRIBUTIONS.—In determining  
24 the non-Federal costs under paragraph (1), the Sec-  
25 retary shall include in-kind contributions by the

1 grant recipient, of which up to \$2,500,000 may be  
2 used to upgrade earthquake simulation facilities as  
3 required to carry out the program.

4 (f) MAINTENANCE OF EFFORT.—A grant may not be  
5 made to a State under this section for an activity de-  
6 scribed in subsection (c)(1) in any fiscal year unless the  
7 State enters into such agreements with the Secretary as  
8 the Secretary may require to ensure that the State will  
9 maintain its aggregate expenditures from all other sources  
10 for employment of personnel to enforce commercial motor  
11 vehicle safety regulations in the vicinity of the border at  
12 or above the average level of such expenditures in the  
13 State’s 2 fiscal years preceding the date of the enactment  
14 of this section.

15 (g) FUNDING.—Of amounts made available to carry  
16 out the coordinated border infrastructure and safety pro-  
17 gram under section 116 of this Act, \$20,000,000 for fiscal  
18 year 1998 and \$15,000,000 for each of fiscal years 1999  
19 through 2003 shall be available to carry out this section.

20 (h) BORDER STATE DEFINED.—In this section, the  
21 term “border State” means any State that has a boundary  
22 in common with Canada or Mexico.

1   **SEC. 412. VEHICLE WEIGHT ENFORCEMENT.**

2           (a) STUDY.—The Secretary shall conduct a study of  
3   State laws and regulations pertaining to penalties for vio-  
4   lation of State commercial motor vehicle weight laws.

5           (b) PURPOSE.—The purpose of the study shall be to  
6   determine the effectiveness of State penalties as a deter-  
7   rent to illegally overweight trucking operations. The study  
8   shall evaluate fine structures, innovative roadside enforce-  
9   ment techniques, a State’s ability to penalize shippers and  
10   carriers as well as drivers, and shall examine the effective-  
11   ness of administrative and judicial procedures utilized to  
12   enforce vehicle weight laws.

13          (c) REPORT.—Not later than 2 years after the date  
14   of the enactment of this Act, the Secretary shall transmit  
15   to Congress a report on the results of the study conducted  
16   under this section, together with any legislative rec-  
17   ommendations of the Secretary.

18          (d) FUNDING.—From amounts made available under  
19   subparagraphs (F) through (I) of section 127(a)(3) of this  
20   Act, the Secretary may use not to exceed \$300,000 to  
21   carry out this section.

1 **SEC. 413. PARTICIPATION IN INTERNATIONAL REGISTRA-**  
2 **TION PLAN AND INTERNATIONAL FUEL TAX**  
3 **AGREEMENT.**

4 Sections 31702, 31703, and 31708, and the items re-  
5 lating to such sections in the table of sections for chapter  
6 317, are repealed.

7 **SEC. 414. TELEPHONE HOTLINE FOR REPORTING SAFETY**  
8 **VIOLATIONS.**

9 (a) IN GENERAL.—For a period of not less than 2  
10 years beginning on or before the 90th day following the  
11 date of the enactment of this Act, the Secretary shall es-  
12 tablish, maintain, and promote the use of a nationwide  
13 toll-free telephone system to be used by drivers of commer-  
14 cial motor vehicles and others to report potential violations  
15 of Federal motor carrier safety regulations and any laws  
16 or regulations relating to the safe operation of commercial  
17 motor vehicles and to report potentially improper inspec-  
18 tions, audits, and enforcement activities.

19 (b) MONITORING.—The Secretary shall monitor re-  
20 ports received by the telephone system and shall consider  
21 nonfrivolous information provided by such reports in set-  
22 ting priorities for motor carrier safety audits and other  
23 enforcement activities.

24 (c) PROTECTION OF PERSONS REPORTING VIOLA-  
25 TIONS.—

1           (1) PROHIBITION.—A person reporting a poten-  
2           tial violation to the telephone system while acting in  
3           good faith may not be discharged, disciplined, or dis-  
4           criminated against regarding pay, terms, or privi-  
5           leges of employment because of the reporting of such  
6           violation.

7           (2) APPLICABILITY OF SECTION 31105 OF TITLE  
8           49.—For purposes of section 31105 of title 49,  
9           United States Code, a violation or alleged violation  
10          of paragraph (1) shall be treated as a violation of  
11          section 31105(a) of such title.

12          (d) FUNDING.—From amounts set aside under sec-  
13          tion 104(a) of title 23, United States Code, the Secretary  
14          may use not to exceed \$300,000 for each of fiscal years  
15          1998 through 2003 to carry out this section.

16   **SEC. 415. INSULIN TREATED DIABETES MELLITUS.**

17          (a) DETERMINATION.—Not later than 18 months  
18          after the date of the enactment of this Act, the Secretary  
19          shall determine whether a practicable and cost-effective  
20          screening, operating, and monitoring protocol could likely  
21          be developed for insulin treated diabetes mellitus individ-  
22          uals who want to operate commercial motor vehicles in  
23          interstate commerce that would ensure a level of safety  
24          equal to or greater than that achieved with the current

1 prohibition on individuals with insulin treated diabetes  
2 mellitus driving such vehicles.

3 (b) COMPILATION AND EVALUATION.—Prior to mak-  
4 ing the determination in subsection (a), the Secretary  
5 shall compile and evaluate research and other information  
6 on the effects of insulin treated diabetes mellitus on driv-  
7 ing performance. In preparing the compilation and evalua-  
8 tion, the Secretary shall, at a minimum—

9 (1) consult with States that have developed and  
10 are implementing a screening process to identify in-  
11 dividuals with insulin treated diabetes mellitus who  
12 may obtain waivers to drive commercial motor vehi-  
13 cles in intrastate commerce;

14 (2) evaluate the Department’s policy and ac-  
15 tions to permit certain insulin treated diabetes  
16 mellitus individuals who meet selection criteria and  
17 who successfully comply with the approved monitor-  
18 ing protocol to operate in other modes of transpor-  
19 tation;

20 (3) analyze available data on the safety per-  
21 formance of diabetic drivers of motor vehicles;

22 (4) assess the relevance of intrastate driving  
23 and experiences of other modes of transportation to  
24 interstate commercial motor vehicle operations; and



1           (5) consult with interested groups knowledge-  
2           able about diabetes and related issues.

3           (c) REPORT TO CONGRESS.—If the Secretary deter-  
4           mines that no protocol described in subsection (a) could  
5           likely be developed, the Secretary shall report to Congress  
6           the basis for such determination.

7           (d) INITIATION OF RULEMAKING.—If the Secretary  
8           determines that a protocol described in subsection (a)  
9           could likely be developed, the Secretary shall report to  
10          Congress a description of the elements of such protocol  
11          and shall promptly initiate a rulemaking proceeding to im-  
12          plement such protocol.

13   **SEC. 416. PERFORMANCE-BASED CDL TESTING.**

14          (a) REVIEW.—Not later than 1 year after the date  
15          of the enactment of this Act, the Secretary shall complete  
16          a review of the procedures established and implemented  
17          by States under section 31305 of title 49, United States  
18          Code, to determine if the current system for testing is an  
19          accurate measure and reflection of an individual's knowl-  
20          edge and skills as an operator of a commercial motor vehi-  
21          cle and to identify methods to improve testing and licens-  
22          ing standards, including identifying the benefits and costs  
23          of a graduated licensing system.

24          (b) REGULATIONS.—Not later than 1 year after the  
25          date of completion of the review under subsection (a), the

1 Secretary shall issue regulations under section 31305 re-  
2 flecting the results of the review.

3 **SEC. 417. POSTACCIDENT ALCOHOL TESTING.**

4 (a) STUDY.—The Secretary shall conduct a study of  
5 the feasibility of utilizing qualified emergency responders  
6 and law enforcement officers for conducting postaccident  
7 alcohol testing of commercial motor vehicle operators  
8 under section 31306 of title 49, United States Code, as  
9 a method of obtaining more timely information and reduc-  
10 ing the burdens that employers may encounter in meeting  
11 the testing requirements of such section.

12 (b) REPORT.—Not later than 18 months after the  
13 date of the enactment of this Act, the Secretary shall  
14 transmit to Congress a report on the study conducted  
15 under subsection (a) with recommendations regarding the  
16 utilization of emergency responders and law enforcement  
17 officers in conducting testing described in subsection (a).

18 **SEC. 418. DRIVER FATIGUE.**

19 (a) TECHNOLOGIES TO REDUCE FATIGUE OF COM-  
20 Mercial Motor Vehicle Operators.—

21 (1) DEVELOPMENT OF TECHNOLOGIES.—As  
22 part of the activities of the Secretary relating to the  
23 fatigue of commercial motor vehicle operators, the  
24 Secretary shall encourage the research, development,

1       and demonstration of technologies that may aid in  
2       reducing such fatigue.

3               (2) IDENTIFICATION OF TECHNOLOGIES.—In  
4       identifying technologies pursuant to paragraph (1),  
5       the Secretary shall take into account—

6                       (A) the degree to which the technology will  
7                       be cost efficient;

8                       (B) the degree to which the technology can  
9                       be effectively used in diverse climatic regions of  
10                      the Nation; and

11                      (C) the degree to which the application of  
12                      the technology will further emissions reductions,  
13                      energy conservation, and other transportation  
14                      goals.

15               (3) FUNDING.—The Secretary may use  
16       amounts made available under subparagraphs (F)  
17       through (I) of section 127(a)(3) of this Act to carry  
18       out this subsection.

19               (b) NONSEDATING ANTIHISTAMINES.—The Secretary  
20       shall review available information on the effects of antihis-  
21       tamines on driver fatigue, awareness, and performance  
22       and shall consider encouraging the use of nonsedating  
23       antihistamines as a means of reducing the adverse effects  
24       of the use of other antihistamines by drivers.

1 **SEC. 419. SAFETY FITNESS.**

2 (a) IN GENERAL.—Section 31144 is amended to read  
3 as follows:

4 **“§ 31144. Safety fitness of owners and operators**

5 “(a) IN GENERAL.—The Secretary shall—

6 “(1) determine whether an owner or operator is  
7 fit to operate safely commercial motor vehicles;

8 “(2) periodically update such safety fitness de-  
9 terminations;

10 “(3) make such safety fitness determinations  
11 readily available to the public; and

12 “(4) prescribe by regulation penalties for viola-  
13 tions of this section consistent with section 521.

14 “(b) PROCEDURE.—The Secretary shall maintain by  
15 regulation a procedure for determining whether an owner  
16 or operator is fit to operate safely commercial motor vehi-  
17 cles. The procedure shall include, at a minimum, the fol-  
18 lowing elements:

19 “(1) Specific initial and continuing require-  
20 ments with which an owner or operator must comply  
21 to demonstrate safety fitness.

22 “(2) A methodology the Secretary will use to  
23 determine whether an owner or operator is fit.

24 “(3) Specific time frames within which the Sec-  
25 retary will determine whether an owner or operator  
26 is fit.

1 “(c) PROHIBITED TRANSPORTATION.—

2 “(1) IN GENERAL.—Except as provided in sec-  
3 tions 521(b)(5)(A) and 5113 and this subsection, an  
4 owner or operator who the Secretary determines is  
5 not fit may not operate commercial motor vehicles in  
6 interstate commerce beginning on the 61st day after  
7 the date of such fitness determination and until the  
8 Secretary determines such owner or operator is fit.

9 “(2) OWNERS OR OPERATORS TRANSPORTING  
10 PASSENGERS.—With regard to owners or operators  
11 of commercial motor vehicles designed or used to  
12 transport passengers, an owner or operator who the  
13 Secretary determines is not fit may not operate in  
14 interstate commerce beginning on the 46th day after  
15 the date of such fitness determination and until the  
16 Secretary determines such owner or operator is fit.

17 “(3) OWNERS OR OPERATORS TRANSPORTING  
18 HAZARDOUS MATERIAL.—With regard to owners or  
19 operators of commercial motor vehicles designed or  
20 used to transport hazardous material for which  
21 placarding of a motor vehicle is required under regu-  
22 lations prescribed under chapter 51, an owner or op-  
23 erator who the Secretary determines is not fit may  
24 not operate in interstate commerce beginning on the  
25 46th day after the date of such fitness determination

1 and until the Secretary determines such owner or  
2 operator is fit.

3 “(4) SECRETARY’S DISCRETION.—Except for  
4 owners or operators described in paragraphs (2) and  
5 (3), the Secretary may allow an owner or operator  
6 who is not fit to continue operating for an additional  
7 60 days after the 61st day after the date of the Sec-  
8 retary’s fitness determination, if the Secretary deter-  
9 mines that such owner or operator is making a good  
10 faith effort to become fit.

11 “(d) REVIEW OF FITNESS DETERMINATIONS.—

12 “(1) IN GENERAL.—Not later than 45 days  
13 after an unfit owner or operator requests a review,  
14 the Secretary shall review such owner’s or operator’s  
15 compliance with those requirements with which the  
16 owner or operator failed to comply and resulted in  
17 the Secretary determining that the owner or opera-  
18 tor was not fit.

19 “(2) OWNERS OR OPERATORS TRANSPORTING  
20 PASSENGERS.—Not later than 30 days after an unfit  
21 owner or operator of commercial motor vehicles de-  
22 signed or used to transport passengers requests a re-  
23 view, the Secretary shall review such owner’s or op-  
24 erator’s compliance with those requirements with  
25 which the owner or operator failed to comply and re-

1       sulted in the Secretary determining that the owner  
2       or operator was not fit.

3           “(3) OWNERS OR OPERATORS TRANSPORTING  
4       HAZARDOUS MATERIAL.—Not later than 30 days  
5       after an unfit owner or operator of commercial  
6       motor vehicles designed or used to transport hazard-  
7       ous material for which placarding of a motor vehicle  
8       is required under regulations prescribed under chap-  
9       ter 51, the Secretary shall review such owner’s or  
10      operator’s compliance with those requirements with  
11      which the owner or operator failed to comply and re-  
12      sulted in the Secretary determining that the owner  
13      or operator was not fit.

14      “(e) PROHIBITED GOVERNMENT USE.—A depart-  
15      ment, agency, or instrumentality of the United States  
16      Government may not use to provide any transportation  
17      service an owner or operator who the Secretary has deter-  
18      mined is not fit until the Secretary determines such owner  
19      or operator is fit.”.

20      (b) CONFORMING AMENDMENT.—Section 5113 is  
21      amended by striking subsections (a), (b), (c), and (d) and  
22      inserting the following:

23      “See section 31144.”.

1 **SEC. 420. HAZARDOUS MATERIALS TRANSPORTATION REG-**  
2 **ULATION AND FARM SERVICE VEHICLES.**

3 (a) EXCEPTIONS.—Section 5117(d)(2) is amended—

4 (1) by striking “do not prohibit”;

5 (2) in subparagraph (A)—

6 (A) by inserting “do not prohibit” before  
7 “or regulate”; and

8 (B) by striking “or” the last place it ap-  
9 pears;

10 (3) in subparagraph (B) by inserting “do not  
11 prohibit” before “transportation”;

12 (4) by striking the period at the end of sub-  
13 paragraph (B) and inserting “; or”; and

14 (5) by adding at the end the following:

15 “(C) do not prohibit a State from providing an  
16 exception from requirements relating to placarding,  
17 shipping papers, and emergency telephone numbers  
18 for the private motor carriage in intrastate transpor-  
19 tation of an agricultural production material from a  
20 source of supply to a farm, from a farm to another  
21 farm, from a field to another field on a farm, or  
22 from the farm back to the source of supply.

23 In granting any exception under subparagraph (C), a  
24 State must certify to the Secretary that such exception  
25 is in the public interest, the need for such exception, and  
26 that the State shall monitor the exception and take such



1 measures necessary to ensure that safety is not com-  
2 promised.”.

3 (b) AGRICULTURAL PRODUCTION MATERIAL DE-  
4 FINED.—Section 5117 is amended by adding at the end  
5 the following:

6 “(f) AGRICULTURAL PRODUCTION MATERIAL DE-  
7 FINED.—In this section, the term ‘agricultural production  
8 material’ means—

9 “(1) ammonium nitrate fertilizer in a quantity  
10 that does not exceed 16,094 pounds;

11 “(2) a pesticide in a quantity that does not ex-  
12 ceed 502 gallons for liquids and 5,070 pounds for  
13 solids; and

14 “(3) a diluted solution of water and pesticides  
15 or fertilizer in a quantity that does not exceed 3,500  
16 gallons.”.

17 **SEC. 421. TRUCK TRAILER CONSPICUITY.**

18 (a) ISSUANCE OF FINAL RULE.—Not later than 1  
19 year after the date of the enactment of this Act, the Sec-  
20 retary shall issue a final rule regarding the conspicuity  
21 of trailers manufactured before December 1, 1993.

22 (b) CONSIDERATIONS.—In conducting the rule-  
23 making under subsection (a), the Secretary shall consider,  
24 at a minimum, the following:

1           (1) The cost-effectiveness of any requirement to  
2       retrofit trailers manufactured before December 1,  
3       1993.

4           (2) The extent to which motor carriers have vol-  
5       untarily taken steps to increase equipment visibility.

6           (3) Regulatory flexibility to accommodate dif-  
7       fering trailer designs and configurations, such as  
8       tank trucks.

9   **SEC. 422. DOT IMPLEMENTATION PLAN.**

10       (a) IN GENERAL.—Not later than 18 months after  
11   the date of the enactment of this section, the Secretary  
12   shall develop and submit to Congress a plan for imple-  
13   menting authority (if subsequently provided by law) to—

14           (1) investigate and bring civil actions to enforce  
15       chapter 5 of title 49, United States Code, or a regu-  
16       lation or order of the Secretary under such chapter,  
17       when violated by shippers, freight forwarders, bro-  
18       kers, consignees, or persons (other than rail carriers,  
19       motor carriers, motor carriers of migrant workers,  
20       or motor private carriers); and

21           (2) assess civil or criminal penalties against a  
22       person who knowingly aids, abets, counsels, com-  
23       mands, induces, or procures a violation of a regula-  
24       tion or an order of the Secretary under chapter 311  
25       or section 31502 of such title to the same extent as

1 a motor carrier or driver who commits such a viola-  
2 tion.

3 (b) CONTENTS OF IMPLEMENTATION PLAN.—In de-  
4 veloping the implementation plan, the Secretary, at a min-  
5 imum, shall consider—

6 (1) in what circumstances the Secretary would  
7 exercise the new authority;

8 (2) how the Secretary would determine that  
9 shippers, freight forwarders, brokers, consignees, or  
10 other persons committed violations described in sub-  
11 section (a), including what types of evidence would  
12 be conclusive;

13 (3) what procedures would be necessary during  
14 investigations to ensure the confidentiality of shipper  
15 contract terms prior to the Secretary's findings of  
16 violations;

17 (4) what impact the exercise of the new author-  
18 ity would have on the Secretary's resources, includ-  
19 ing whether additional investigative or legal re-  
20 sources would be necessary and whether the staff  
21 would need specialized education or training to exer-  
22 cise properly such authority;

23 (5) to what extent the Secretary would conduct  
24 educational activities for persons who would be sub-  
25 ject to the new authority; and

1           (6) any other information that would assist the  
2       Congress in determining whether to provide the Sec-  
3       retary the new authority.

4   **SEC. 423. ELECTRONIC DATA STUDY.**

5       (a) IN GENERAL.—The Secretary shall contract with  
6   an entity that is independent of the Department of Trans-  
7   portation to conduct a study to identify, examine, and  
8   evaluate current and future issues and policies related to  
9   government access to data produced by electronic systems  
10  for motor carrier regulatory enforcement. The entity shall  
11  have demonstrated knowledge about the motor carrier in-  
12  dustry, motor carrier safety regulations, and the electronic  
13  information industry.

14       (b) INSPECTOR GENERAL.—The Office of the Inspec-  
15  tor General of the Department of Transportation shall ap-  
16  prove the statement of work of the entity referred to in  
17  subsection (a) and approve the contract award under sub-  
18  section (a). In carrying out its responsibilities under this  
19  subsection, the Office of the Inspector General shall per-  
20  form such overview and validation or verification of data  
21  as may be necessary to ensure that the study to be con-  
22  ducted under subsection (a) meets the requirements of  
23  subsection (a).

24       (c) DEADLINE.—The study to be conducted under  
25  subsection (a) shall be completed not later than 2 years

1 after the date of the enactment of this Act. A report con-  
 2 taining the results of the study shall be submitted to the  
 3 Secretary and Congress.

4 (d) FUNDING.—Of amounts made available under  
 5 section 127(a)(3)(H), \$100,000 for fiscal year 1998,  
 6 \$200,000 for fiscal year 1999, and \$200,000 for fiscal  
 7 year 2000 shall be available to carry out this subsection.

## 8 **TITLE V—PROGRAMMATIC**

## 9 **REFORMS AND STREAMLINING**

### 10 **SEC. 501. PROJECT APPROVAL AND OVERSIGHT.**

11 (a) IN GENERAL.—Section 106 is amended by strik-  
 12 ing the section heading and all that follows through the  
 13 period at the end of subsection (d) and inserting the fol-  
 14 lowing:

#### 15 **“§ 106. Project approval and oversight**

16 “(a) IN GENERAL.—

17 “(1) SUBMISSION OF PLANS, SPECIFICATIONS,  
 18 AND ESTIMATES.—Except as otherwise provided in  
 19 this section, each State highway department shall  
 20 submit to the Secretary for approval such plans,  
 21 specifications, and estimates for each proposed  
 22 project as the Secretary may require.

23 “(2) PROJECT AGREEMENT.—The Secretary  
 24 shall act upon the plans, specifications, and esti-  
 25 mates as soon as practicable after the date of their

1 submission and shall enter into a formal project  
2 agreement with the State highway department for-  
3 malizing the conditions of the project approval.

4 “(3) CONTRACTUAL OBLIGATION.—The execu-  
5 tion of the project agreement shall be deemed a con-  
6 tractual obligation of the Federal Government for  
7 the payment of its proportional contribution thereto.

8 “(4) GUIDANCE.—In taking action under this  
9 subsection, the Secretary shall be guided by the pro-  
10 visions of section 109.

11 “(b) PROJECT AGREEMENT.—

12 “(1) PROVISION OF STATE FUNDS.—The  
13 project agreement shall make provision for State  
14 funds required for the State’s pro rata share of the  
15 cost of construction of the project and for the main-  
16 tenance of the project after completion of construc-  
17 tion.

18 “(2) REPRESENTATIONS OF STATE.—The Sec-  
19 retary may rely upon representations made by the  
20 State highway department with respect to the ar-  
21 rangements or agreements made by the State high-  
22 way department and appropriate local officials if a  
23 part of the project is to be constructed at the ex-  
24 pense of, or in cooperation with, local subdivisions of  
25 the State.

1 “(c) SPECIAL RULES FOR PROJECT OVERSIGHT.—

2 “(1) NHS PROJECTS.—

3 “(A) GENERAL AUTHORITY.—Except as  
4 otherwise provided in subsection (d), the Sec-  
5 retary may discharge to the State any of the  
6 Secretary’s responsibilities under this title for  
7 design, plans, specifications, estimates, contract  
8 awards, and inspection of projects on the Na-  
9 tional Highway System.

10 “(B) AGREEMENT.—The Secretary and  
11 the State shall reach agreement as to the extent  
12 the State may assume the Secretary’s respon-  
13 sibilities under this subsection. The Secretary  
14 may not assume any greater responsibility than  
15 the Secretary is permitted under this title on  
16 September 30, 1997, except upon agreement by  
17 the Secretary and the State.

18 “(2) NON-INTERSTATE SYSTEM PROJECTS.—

19 For all projects under this title that are not on the  
20 National Highway System, the State shall assume  
21 the Secretary’s responsibility under this title for de-  
22 sign, plans, specifications, estimates, contract  
23 awards, and inspection of projects. For projects that  
24 are on the National Highway System but not on the  
25 Interstate System, the State shall assume the Sec-

1       retary’s responsibility under this title for design,  
 2       plans, specifications, estimates, contract awards, and  
 3       inspections of projects unless the State or the Sec-  
 4       retary determines that such assumption is not ap-  
 5       propriate.

6       “(d) SECRETARY’S RESPONSIBILITIES.—Nothing in  
 7 this section, section 133, and section 149 shall affect or  
 8 discharge any responsibility or obligation of the Secretary  
 9 under any Federal law, other than this title. Any respon-  
 10 sibility or obligation of the Secretary under sections 113  
 11 and 114 of this title and section 5333 of title 49, United  
 12 States Code, shall not be affected and may not be dis-  
 13 charged under this section, section 133, or section 149.”.

14       (b) REPEAL OF OBSOLETE PROVISIONS.—Sections  
 15 105, 110, and 117, and the items relating to such sections  
 16 in the table of sections for chapter 1, are repealed.

17       (c) CONFORMING AMENDMENT.—The table of sec-  
 18 tions for chapter 1 is amended by striking the item relat-  
 19 ing to section 106 and inserting:

“106. Project approval and oversight.”.

20 **SEC. 502. ENVIRONMENTAL STREAMLINING.**

21       (a) COORDINATED ENVIRONMENTAL REVIEW PROC-  
 22 ESS.—

23               (1) DEVELOPMENT AND IMPLEMENTATION.—  
 24       The Secretary shall develop and implement a coordi-



1 nated environmental review process for highway con-  
2 struction projects that require—

3 (A) the preparation of an environmental  
4 impact statement or environmental assessment  
5 under the National Environmental Policy Act of  
6 1969, except that the Secretary may decide not  
7 to apply this section to the preparation of an  
8 environmental assessment under such Act; or

9 (B) the conduct of any other environ-  
10 mental review, analysis, opinion, or issuance of  
11 an environmental permit, license, or approval by  
12 operation of Federal law.

13 (2) MEMORANDUM OF UNDERSTANDING.—The  
14 coordinated environmental review process for each  
15 project shall ensure that, whenever practicable (as  
16 set forth in this section), all environmental reviews,  
17 analyses, opinions, and any permits, licenses, or ap-  
18 provals that must be issued or made by any Federal  
19 agency for the concerned highway project shall be  
20 conducted concurrently and completed within a coop-  
21 eratively determined time period. Such process for a  
22 project or class of projects may be incorporated into  
23 a memorandum of understanding between the De-  
24 partment of Transportation and all other Federal  
25 agencies (and, where appropriate, State agencies). In

1        establishing such time period and any time periods  
2        for review within such period the Department and  
3        all such agencies shall take into account their re-  
4        spective resources and statutory commitments.

5        (b) ELEMENTS OF COORDINATED ENVIRONMENTAL  
6 REVIEW PROCESS.—For each highway project, the coordi-  
7 nated environmental review process established under this  
8 section shall provide, at a minimum, for the following ele-  
9 ments:

10            (1) AGENCY IDENTIFICATION.—The Secretary  
11        shall, at the earliest possible time, identify all poten-  
12        tial Federal agencies that—

13                    (A) have jurisdiction by law over environ-  
14        mental-related issues that may be affected by  
15        the project and the analysis of which would be  
16        part of any environmental document required  
17        by the National Environmental Policy Act of  
18        1969; or

19                    (B) may be required by Federal law to  
20        independently—

21                            (i) conduct an environmental-related  
22        review or analysis; or

23                            (ii) determine whether to issue a per-  
24        mit, license, or approval or render an opin-

1           ion on the environmental impact of the  
2           project.

3           (2) TIME LIMITATIONS AND CONCURRENT RE-  
4       VIEW.—The Secretary and the head of each Federal  
5       agency identified under paragraph (1)—

6           (A)(i) shall jointly develop and establish  
7       time periods for review for—

8           (I) all Federal agency comments with  
9       respect to any environmental review docu-  
10      ments required by the National Environ-  
11      mental Policy Act of 1969 for the project;  
12      and

13          (II) all other independent Federal  
14      agency environmental analyses, reviews,  
15      opinions, and decisions on any permits, li-  
16      censes, and approvals that must be issued  
17      or made for the project;

18      whereby each such Federal agency's review  
19      shall be undertaken and completed within such  
20      established time periods for review; or

21          (ii) may enter into an agreement to estab-  
22      lish such time periods for review with respect to  
23      a class of projects; and

24          (B) shall ensure, in establishing such time  
25      periods for review, that the conduct of any such

1           analysis, review, opinion, and decision is under-  
2           taken concurrently with all other environmental  
3           reviews for the project, including those required  
4           by the National Environmental Policy Act of  
5           1969; except that such review may not be con-  
6           current if the affected Federal agency can dem-  
7           onstrate that such concurrent review would re-  
8           sult in a significant adverse impact to the envi-  
9           ronment or substantively alter the operation of  
10          Federal law or would not be possible without in-  
11          formation developed as part of the environ-  
12          mental review process.

13           (3) FACTORS TO BE CONSIDERED.—Time peri-  
14          ods for review established under this section shall be  
15          consistent with those established by the Council on  
16          Environmental Quality under the provisions of sec-  
17          tions 1501.8 and 1506.10 of title 40, Code of Fed-  
18          eral Regulations.

19           (4) EXTENSIONS.—The Secretary shall extend  
20          any time periods for review under this section if,  
21          upon good cause shown, the Secretary and any Fed-  
22          eral agency concerned determine that additional time  
23          for analysis and review is needed as a result of new  
24          information which has been discovered that could  
25          not reasonably have been anticipated when such

1 agency's time periods for review were established.  
2 Any memorandum of understanding shall be modi-  
3 fied to incorporate any mutually agreed upon exten-  
4 sions.

5 (c) DISPUTE RESOLUTION.—When the Secretary de-  
6 termines that a Federal agency which is subject to a time  
7 period for its environmental review or analysis under this  
8 section has failed to complete such review, analysis, opin-  
9 ion, or decision on issuing any permit, license, or approval  
10 within the established time period or within any agreed  
11 upon extension to such time period, then the Secretary  
12 may close the record. If the Secretary finds after timely  
13 compliance with this section, that an environmental issue  
14 related to the highway project that an affected Federal  
15 agency has jurisdiction over by operation of Federal law  
16 has not been resolved, then the Secretary and the head  
17 of such agency shall resolve the matter within 30 days of  
18 the finding by the Secretary.

19 (d) ACCEPTANCE OF PURPOSE AND NEED.—For any  
20 environmental impact statement prepared pursuant to the  
21 National Environmental Policy Act of 1969 or the conduct  
22 of any other environmental review, analysis, opinion, or  
23 issuance of an environmental permit, license, or approval  
24 that requires an analysis of purpose and need, the agency  
25 conducting such review with respect to the highway project

1 shall give due consideration to the project purpose and  
2 need as defined by the Secretary and the project applicant.

3 (e) PARTICIPATION OF STATE AGENCIES.—For any  
4 project eligible for assistance under chapter 1 of title 23,  
5 United States Code, a State, by operation of State law,  
6 may require that all State agencies that have jurisdiction  
7 by State or Federal law over environmental-related issues  
8 that may be affected by the project or must issue any envi-  
9 ronmental-related reviews, analyses, opinions, or deter-  
10 minations on issuing any permits, licenses, or approvals  
11 for the project be subject to the coordinated environmental  
12 review process provided for in this section unless the Sec-  
13 retary determines that a State’s participation would not  
14 be in the public interest. For a State to require State  
15 agencies to participate in the review process, all affected  
16 agencies of such State shall be subject to the review proc-  
17 ess.

18 (f) ASSISTANCE TO AFFECTED FEDERAL AGEN-  
19 CIES.—The Secretary may approve a request by a State  
20 to provide funds made available under chapter 1 of title  
21 23, United States Code, to the State for the project sub-  
22 ject to the review process established by this section to  
23 affected Federal agencies to provide the resources nec-  
24 essary to meet any time limits established by this section.  
25 Such requests shall only be approved for the additional

1 amounts that the Secretary determines are necessary for  
2 such affected Federal agencies to meet the time limits for  
3 environmental review where such time limits are less than  
4 the customary time necessary for such review.

5 (g) FEDERAL AGENCY DEFINED.—For the purposes  
6 of this section, the term “Federal agency” means any Fed-  
7 eral agency or any State agency carrying out affected re-  
8 sponsibilities required by operation of Federal law.

9 (h) JUDICIAL REVIEW AND SAVINGS CLAUSE.—

10 (1) JUDICIAL REVIEW.—Nothing in this section  
11 shall affect the reviewability of any final Federal  
12 agency action in a district court of the United States  
13 or in the court of any State.

14 (2) SAVINGS CLAUSE.—Nothing in this section  
15 shall be construed to affect the applicability of the  
16 National Environmental Policy Act of 1969 or any  
17 other Federal environmental statute or affect the re-  
18 sponsibility of any Federal officer to comply with or  
19 enforce any such statute.

20 (i) STATE ENVIRONMENTAL REVIEW DELEGATION  
21 PILOT DEMONSTRATION PROGRAM.—

22 (1) IN GENERAL.—The Secretary, in coopera-  
23 tion with the Council on Environmental Quality,  
24 shall establish and implement a State environmental  
25 review pilot demonstration program. Such program

1 shall permit the Secretary, in cooperation with the  
2 Council on Environmental Quality, to develop cri-  
3 teria for States to select up to 8 States for partici-  
4 pation in the program. A State interested in partici-  
5 pation in the program shall submit to the Secretary  
6 an application for participation.

7 (2) DELEGATION OF AUTHORITY.—For each  
8 State selected to participate in the pilot program,  
9 the Secretary shall delegate and the State shall ac-  
10 cept all of the responsibilities for conducting the  
11 Federal environmental review process required by  
12 the National Environmental Policy Act of 1969 in  
13 the manner required if the projects were undertaken  
14 by the Secretary.

15 (3) CERTIFICATION.—A State that is selected  
16 to participate in the pilot program shall, prior to as-  
17 suming any responsibilities for the Secretary under  
18 this subsection, submit to the Secretary and the Sec-  
19 retary, in cooperation with the Council on Environ-  
20 mental Quality, shall approve a certification that  
21 shall, at a minimum—

22 (A) be in a form acceptable to the Sec-  
23 retary;

24 (B) be executed by the Chief Executive Of-  
25 ficer of the recipient of assistance under this



1 section (hereinafter in this section referred to  
2 as the “certifying officer”);

3 (C) specify that the certifying officer con-  
4 sents to assume the status of a responsible Fed-  
5 eral officer under the National Environmental  
6 Policy Act of 1969 (and any applicable regula-  
7 tions issued by the Secretary or the Council on  
8 Environmental Quality implementing such Act)  
9 for the affected project;

10 (D) accept jurisdiction of the Federal  
11 courts for the purpose of enforcement of the  
12 State’s responsibilities for the project; and

13 (E) agree that the Secretary’s approval of  
14 such certification shall constitute the Sec-  
15 retary’s responsibilities under the National En-  
16 vironmental Policy Act of 1969 and any other  
17 related provisions of law that the Secretary may  
18 specify for the affected project.

19 (4) OVERSIGHT.—For each State selected to  
20 participate in the pilot program, the Secretary shall,  
21 in cooperation with the Council on Environmental  
22 Quality, conduct quarterly audits in the first year of  
23 such participation, and annual audits every year  
24 thereafter, to ensure that each selected State is com-  
25 plying with all elements of the certification provided

1       for in this subsection and all requirements delegated  
2       pursuant to this subsection.

3           (5) TERMINATION.—The Secretary, in coopera-  
4       tion with the Council on Environmental Quality,  
5       may immediately terminate the participation of any  
6       State if the Secretary, in cooperation with the Coun-  
7       cil on Environmental Quality, finds that such State  
8       is not complying with any responsibility or duty set  
9       forth in this subsection or that the State’s continued  
10      participation in the program would result in any ad-  
11      verse impact on the environment.

12          (6) PERIOD OF APPLICABILITY.—The pilot pro-  
13      gram shall remain in effect for 3 years. The pilot  
14      program shall apply to all projects initiated within  
15      such 3-year period, and any such project shall be  
16      subject to the provisions of this subsection until the  
17      review of the project is completed under this sub-  
18      section.

19          (7) REPORT TO CONGRESS.—The Secretary and  
20      Council on Environmental Quality shall transmit to  
21      Congress annual reports on the pilot program.

22   **SEC. 503. MAJOR INVESTMENT STUDY INTEGRATION.**

23      The Secretary shall eliminate the major investment  
24      study set forth in section 450.318 of title 23, Code of Fed-  
25      eral Regulations, as a separate requirement and promul-

1 gate regulations to integrate such requirement, as appro-  
2 priate, as part of each analysis undertaken pursuant to  
3 the National Environmental Policy Act of 1969 for a  
4 project receiving assistance with funds made available  
5 under this Act (including any amendments made by this  
6 Act).

7 **SEC. 504. FINANCIAL PLAN.**

8       The Secretary shall require each recipient of Federal  
9 financial assistance for a highway or transit project with  
10 an estimated total cost of \$1,000,000,000 or more to sub-  
11 mit to the Secretary an annual financial plan. Such plan  
12 shall be based on detailed annual estimates of the cost  
13 to complete the remaining elements of the project and on  
14 reasonable assumptions, as determined by the Secretary,  
15 of future increases in the cost to complete the project.

16 **SEC. 505. UNIFORM TRANSFERABILITY OF FEDERAL-AID**  
17 **HIGHWAY FUNDS.**

18       (a) IN GENERAL.—Chapter 1 is amended by insert-  
19 ing after section 109 the following:

20 **“§ 110. Uniform transferability of Federal-aid high-**  
21 **way funds**

22       “(a) GENERAL RULE.—Notwithstanding any other  
23 provision of law but subject to subsections (b) and (c),  
24 if at least 50 percent of a State’s apportionment under  
25 section 104 or 144 for a fiscal year or at least 50 percent

1 of the funds set-aside under section 133(d) from the  
2 State's apportionment section 104(b)(3) may not be trans-  
3 ferred to any other apportionment of the State under sec-  
4 tion 104 or 144 for such fiscal year, then the State may  
5 transfer not to exceed 50 percent of such apportionment  
6 or set aside to any other apportionment of such State  
7 under section 104 or 144 for such fiscal year.

8       “(b) APPLICATION TO CERTAIN SET-ASIDES.—This  
9 section shall not apply to funds subject to the last sentence  
10 of section 133(d)(1) and funds subject to sections 104(f)  
11 and 133(d)(3). The maximum amount that a State may  
12 transfer under this section of the State's set-aside under  
13 section 133(d)(2) for a fiscal year may not exceed 50 per-  
14 cent of (1) the amount of such set-aside, less (2) the  
15 amount of the State's set-aside under section 133(d)(3)  
16 for fiscal year 1996.

17       “(c) APPLICATION TO CERTAIN CMAQ FUNDS.—The  
18 maximum amount that a State may transfer under this  
19 section of the State's apportionment under section  
20 104(b)(2) for a fiscal year may not exceed 50 percent of  
21 (1) the amount of such apportionment, less (2) the  
22 amount of the State's apportionment under section  
23 104(b)(2) for fiscal year 1997. Any such funds appor-  
24 tioned under section 104(b)(2) and transferred under this  
25 section may only be obligated in geographic areas eligible

1 for the obligation of funds apportioned under section  
2 104(b)(2).”.

3 (b) CONFORMING AMENDMENT.—The table of sec-  
4 tions for chapter 1 is amended by inserting after the item  
5 relating to section 109 the following:

“110. Uniform transferability of Federal-aid highway funds.”.

6 **SEC. 506. DISCRETIONARY GRANT SELECTION CRITERIA**  
7 **AND PROCESS.**

8 (a) ESTABLISHMENT OF CRITERIA.—The Secretary  
9 shall establish criteria for all discretionary programs fund-  
10 ed from the Highway Trust Fund (including the Mass  
11 Transit Account). To the extent practicable, such criteria  
12 shall conform to the Executive Order No. 12893 (relating  
13 to infrastructure investment). In formulating such cri-  
14 teria, the Secretary shall provide that, if 2 or more appli-  
15 cations for a discretionary grant are otherwise equal, then  
16 the grant shall be awarded to the application from a State  
17 that has a Highway Trust Fund (other than the Mass  
18 Transit Account) return of less than 90 percent.

19 (b) SELECTION PROCESS.—

20 (1) LIMITATION ON ACCEPTANCE OF APPLICA-  
21 TION.—Before accepting application for grants  
22 under any discretionary program for which funds  
23 are authorized to be appropriated from the Highway  
24 Trust Fund (including the Mass Transit Account)  
25 by this Act (including the amendments made by this

1 Act), the Secretary shall publish the criteria estab-  
2 lished under subsection (a). Such publication shall  
3 identify all statutory criteria and any criteria estab-  
4 lished by regulation that will apply to such program.

5 (2) EXPLANATION.—At least 14 days before  
6 making a grant under a discretionary program de-  
7 scribed in paragraph (1), the Secretary shall trans-  
8 mit to the respective committees of the House of  
9 Representatives and the Senate having jurisdiction  
10 over such program, and shall publish, an explanation  
11 of how projects will be selected based on the criteria  
12 established for such program under subsection (a).

13 (c) MINIMUM PROGRAMS.—At a minimum the cri-  
14 teria established under subsection (a) and the process es-  
15 tablished by subsection (b) shall apply to the following  
16 programs:

17 (1) The high cost Interstate System reconstruc-  
18 tion and improvement program.

19 (2) The research program under title VI of this  
20 Act.

21 (3) The national corridor planning and develop-  
22 ment program.

23 (4) The coordinated border infrastructure and  
24 safety program.

1           (5) The construction of ferry boats and ferry  
2       terminal facilities.

3           (6) The scenic byway program.

4           (7) The discretionary bridge program.

5           (8) New fixed guideway systems and extensions  
6       to existing fixed guideway systems under section  
7       5309 of title 49, United States Code.

8           (9) Transit research and planning.

9       **SEC. 507. ELIMINATION OF REGIONAL OFFICE RESPON-**  
10                               **SIBILITIES.**

11       (a) IN GENERAL.—The Secretary shall eliminate any  
12       programmatic responsibility of the regional offices of the  
13       Federal Highway Administration as part of the Adminis-  
14       tration's efforts to restructure its field organization, in-  
15       cluding elimination of regional offices, creation of tech-  
16       nical resource centers, and maximum delegation of author-  
17       ity to its State offices.

18       (b) REPORT TO CONGRESS.—The Secretary shall  
19       transmit to the Committee on Transportation and Infra-  
20       structure of the House of Representatives and the Com-  
21       mittee on Environment and Public Works of the Senate  
22       a detailed implementation plan not later than September  
23       30, 1998, and thereafter provide periodic progress reports  
24       to such Committees.

1       (c) IMPLEMENTATION.—The Secretary shall begin  
2 implementation of the plan transmitted under subsection  
3 (b) not later than December 31, 1998.

4 **SEC. 508. AUTHORITY FOR CONGRESS TO MAKE MID-**  
5 **COURSE CORRECTIONS TO THE HIGHWAY**  
6 **AND TRANSIT PROGRAMS.**

7       The Secretary shall not apportion or allocate, prior  
8 to August 1, 2001, any funds authorized to be appro-  
9 priated or made available for fiscal year 2001 under title  
10 23, United States Code (other than sections 125 and 157  
11 and amounts necessary for the administration of the Fed-  
12 eral Highway Administration under section 104(a)), title  
13 I and VI of this Act (other than section 127(b)), section  
14 31104(a) of title 49, United States Code, section 5338 of  
15 title 49, United States Code (other than amounts nec-  
16 essary for the administration of the Federal Transit Ad-  
17 ministration), and title III of this Act, unless a law has  
18 been enacted making midcourse corrections to the Fed-  
19 eral-aid highway and transit programs authorized by this  
20 Act (including amendments made by this Act) which  
21 would, at a minimum—

22           (1) approve a funding distribution for and any  
23 modifications to the high-cost interstate reconstruc-  
24 tion and improvement program;



1           (2) approve a proposed system of performance  
2 bonuses to States pursuant to the bonus program es-  
3 tablished under section 123 of this Act;

4           (3) approve a cost estimate for States as part  
5 of the Appalachian development highway system pro-  
6 gram;

7           (4) determine whether to approve a revised for-  
8 mula for the distribution of funds under section  
9 104(b)(2) of title 23, United States Code, for the  
10 congestion mitigation and air quality improvement  
11 program due to the designation of new nonattain-  
12 ment areas by the Environmental Protection Agency;

13          (5) make any other appropriate programmatic  
14 changes and recommendations made to the Commit-  
15 tee on Transportation and Infrastructure of the  
16 House of Representatives and the Committees on  
17 Environment and Public Works and Banking, Hous-  
18 ing, and Urban Affairs of the Senate;

19          (6) approve projects under the capital program  
20 for final design and construction of a new fixed  
21 guideway system or extension of an existing fixed  
22 guideway system; and

23          (7) include a certification that such law meets  
24 the requirements of this section.

1       **TITLE VI—TRANSPORTATION**  
2                   **RESEARCH**

3   **SEC. 601. AMENDMENTS TO TITLE 23, UNITED STATES**  
4                   **CODE.**

5       Except as otherwise specifically provided, whenever in  
6 this title an amendment or repeal is expressed in terms  
7 of an amendment to, or repeal of, a section or other provi-  
8 sion of law, the reference shall be considered to be made  
9 to a section or other provision of title 23, United States  
10 Code.

11 **SEC. 602. APPLICABILITY OF TITLE 23.**

12       Funds made available by subparagraphs (F) through  
13 (I) of section 127(a)(3) of this Act shall be available for  
14 obligation in the same manner as if such funds were ap-  
15 portioned under chapter 1 of title 23, United States Code,  
16 except that the Federal share payable for a project or ac-  
17 tivity carried out using such funds shall be determined by  
18 the Secretary (unless otherwise expressly provided by this  
19 Act) and such funds shall remain available until expended.

20 **SEC. 603. TRANSFERS OF FUNDS.**

21       The Secretary may transfer not to exceed 10 percent  
22 of the amounts made available by each of subparagraphs  
23 (F) through (I) of section 127(a)(3) of this Act to the  
24 amounts made available by any other of such subpara-  
25 graphs.

1 **SEC. 604. NOTICE.**

2 (a) NOTICE OF REPROGRAMMING.—If any funds au-  
3 thorized for carrying out this title or the amendments  
4 made by this title are subject to a reprogramming action  
5 that requires notice to be provided to the Appropriations  
6 Committees of the House of Representatives and the Sen-  
7 ate, notice of such action shall concurrently be provided  
8 to the Committee on Transportation and Infrastructure  
9 and the Committee on Science of the House of Represent-  
10 atives and the Committee on Environment and Public  
11 Works and the Committee on Commerce, Science, and  
12 Transportation of the Senate.

13 (b) NOTICE OF REORGANIZATION.—The Secretary of  
14 Transportation shall provide notice to the Committee on  
15 Transportation and Infrastructure and the Committee on  
16 Science of the House of Representatives and the Commit-  
17 tee on Environment and Public Works and the Committee  
18 on Commerce, Science, and Transportation of the Senate,  
19 not later than 15 days before any major reorganization  
20 of any program, project, or activity of the Department of  
21 Transportation for which funds are authorized by this title  
22 or the amendments made by this title.

1 **SEC. 605. SENSE OF THE CONGRESS ON THE YEAR 2000**

2 **PROBLEM.**

3 With the year 2000 fast approaching, it is the sense  
4 of the Congress that the Department of Transportation  
5 should—

6 (1) give high priority to correcting all 2-digit  
7 date-related problems in its computer systems to en-  
8 sure that those systems continue to operate effec-  
9 tively in the year 2000 and beyond;

10 (2) assess immediately the extent of the risk to  
11 the operations of the Department of Transportation  
12 posed by the problems referred to in paragraph (1),  
13 and plan and budget for achieving Year 2000 com-  
14 pliance for all of its mission-critical systems; and

15 (3) develop contingency plans for those systems  
16 that the Department of Transportation is unable to  
17 correct in time.

18 **Subtitle A—Surface Transportation**  
19 **Research, Technology, and Edu-**  
20 **cation**

21 **PART I—HIGHWAY RESEARCH**

22 **SEC. 611. RESEARCH.**

23 (a) RESEARCH.—Section 307(a) is amended—

24 (1) in paragraph (1) by striking subparagraph  
25 (C); and

1           (2) by striking paragraph (3) and inserting the  
2           following:

3           “(3) AMOUNTS DEPOSITED BY COOPERATING  
4           ORGANIZATIONS AND PERSONS.—There shall be  
5           available to the Secretary for carrying out this sub-  
6           section such funds as may be deposited by any co-  
7           operating organization or person in a special account  
8           of the Treasury of the United States established for  
9           such purpose.”.

10          (b) LONG-TERM PAVEMENT PERFORMANCE.—Sec-  
11          tion 307(b)(2) is amended to read as follows:

12                 “(2) LONG-TERM PAVEMENT PERFORMANCE.—

13                         “(A) IN GENERAL.—As part of the high-  
14                         way research program under subsection (a), the  
15                         Secretary shall carry out a long-term pavement  
16                         performance program to continue to completion  
17                         the long-term pavement performance tests initi-  
18                         ated under the strategic highway research pro-  
19                         gram.

20                         “(B) GRANTS, COOPERATIVE AGREE-  
21                         MENTS, AND CONTRACTS.—In carrying out sub-  
22                         paragraph (A), the Secretary shall make grants  
23                         and enter into cooperative agreements and con-  
24                         tracts for the following purposes:

1                   “(i) To continue the monitoring, ma-  
2                   terial-testing, and evaluation of the high-  
3                   way test sections established under the  
4                   long-term pavement performance program.

5                   “(ii) To carry out analyses of the data  
6                   collected under the program.

7                   “(iii) To prepare the products re-  
8                   quired to fulfill the original objectives of  
9                   the program and to meet future pavement  
10                  technology needs.”.

11           (c) ADVANCED RESEARCH.—Section 307(b)(4) is  
12 amended to read as follows:

13                   “(4) ADVANCED RESEARCH.—

14                   “(A) IN GENERAL.—The highway research  
15                   program under subsection (a) shall include an  
16                   advanced research program, consistent with the  
17                   plan developed under section 5506 of title 49,  
18                   that addresses longer-term, higher-risk research  
19                   that shows potential benefits for improving the  
20                   durability, efficiency, environmental impact,  
21                   productivity, and safety (including bicycle and  
22                   pedestrian safety) of highway and intermodal  
23                   transportation systems. In carrying out this  
24                   program, the Secretary shall strive to develop

1 partnerships with the public and private sec-  
2 tors.

3 “(B) RESEARCH AREAS.—In carrying out  
4 the advanced research program under subpara-  
5 graph (A), the Secretary may make grants and  
6 enter into cooperative agreements and contracts  
7 in such areas as the Secretary determines ap-  
8 propriate, including the following:

9 “(i) Characterization of materials  
10 used in highway infrastructure, including  
11 analytical techniques, microstructure mod-  
12 eling, and the deterioration processes.

13 “(ii) Diagnostics for evaluation of the  
14 condition of bridge and pavement struc-  
15 tures to enable the assessment of risks of  
16 failure, including from seismic activity, vi-  
17 bration, and weather.

18 “(iii) Design and construction details  
19 for composite structures.

20 “(iv) Safety technology based prob-  
21 lems in the areas of pedestrian and bicycle  
22 safety, roadside hazards, and composite  
23 materials for roadside safety hardware.

24 “(v) Environmental research, includ-  
25 ing particulate matter source apportion-

1                   ment, control strategy synthesis evaluation,  
2                   and model development.

3                   “(vi) Data acquisition techniques for  
4                   system condition and performance monitor-  
5                   ing.

6                   “(vii) Human factors, including pre-  
7                   diction of the response of current and fu-  
8                   ture travelers to new technologies.”.

9           (d)     SUPPORTING     INFRASTRUCTURE.—Section  
10 307(b)(5) is amended—

11           (1) by amending subparagraph (A) to read as  
12 follows:

13                   “(A) Methods, materials, and testing to  
14 improve the durability of surface transportation  
15 infrastructure facilities and extend the life of  
16 bridge structures, including new and innovative  
17 technologies to reduce corrosion and tests simu-  
18 lating seismic activity, vibration, and weather.”;

19           (2) by striking subparagraph (C);

20           (3) by redesignating subparagraph (D) as sub-  
21 paragraph (C); and

22           (4) by adding after subparagraph (C), as so re-  
23 designated, the following new subparagraphs:



1           “(D) Research on the use of recycled mate-  
2           rials, such as paper and plastic fiber reinforce-  
3           ment systems.

4           “(E) New innovative technologies to en-  
5           hance and facilitate field construction and reha-  
6           bilitation techniques for minimizing disruption  
7           during repair and maintenance of structures.

8           “(F) Expansion of knowledge of imple-  
9           menting life cycle cost assessment, including es-  
10          tablishing the appropriate analysis period and  
11          discount rates, learning how to value and prop-  
12          erly consider user costs, determining tradeoffs  
13          between reconstruction and rehabilitation, and  
14          establishing methodologies for balancing higher  
15          initial costs of new technologies and improved  
16          or advanced materials against lower mainte-  
17          nance costs.

18          “(G) Standardized estimates of useful life  
19          under various conditions for advanced materials  
20          of use in surface transportation. Such estimates  
21          shall be developed in conjunction with the Na-  
22          tional Institute of Standards and Technology  
23          and other appropriate organizations.”.

24          (e) REPEALS.—Section 307 is amended—

1           (1) by striking subsections (c), (d), and (e) and  
2       inserting the following:

3       “(c) STUDY OF FUTURE STRATEGIC HIGHWAY RE-  
4 SEARCH PROGRAM.—

5           “(1) STUDY.—

6               “(A) IN GENERAL.—Not later than 120  
7       days after the date of enactment of the Build-  
8       ing Efficient Surface Transportation and Eq-  
9       uity Act of 1998, the Secretary shall make a  
10      grant to, or enter into a cooperative agreement  
11      or contract with, the Transportation Research  
12      Board of the National Academy of Sciences (re-  
13      ferred to in this subsection as the “Board”) to  
14      conduct a study to determine the goals, pur-  
15      poses, research agenda and projects, adminis-  
16      trative structure, and fiscal needs for a new  
17      strategic highway research program to replace  
18      the program established under section 307(d)  
19      (as in effect on the day before the date of en-  
20      actment of the Building Efficient Surface  
21      Transportation and Equity Act of 1998), or a  
22      similar effort.

23           “(B) CONSULTATION.—In conducting the  
24      study, the Board shall consult with the Amer-  
25      ican Association of State Highway and Trans-

1           portation Officials and such other entities as  
2           the Board determines to be necessary to the  
3           conduct of the study.

4           “(2) REPORT.—Not later than 2 years after  
5           making a grant or entering into a cooperative agree-  
6           ment or contract under subsection (a), the Board  
7           shall submit a final report on the results of the  
8           study to the Secretary, the Committee on Transpor-  
9           tation and Infrastructure and the Committee on  
10          Science of the House of Representatives, and the  
11          Committee on Environment and Public Works of the  
12          Senate.”; and

13          (2) by redesignating subsections (f), (g), and  
14          (h) as subsections “(d), (e), and (f)”.

15          (f) SEISMIC RESEARCH PROGRAM.—Section 307(d),  
16 as so redesignated, is amended—

17          (1) by striking paragraph (1) and inserting the  
18          following:

19          “(1) ESTABLISHMENT.—The Secretary shall es-  
20          tablish a program to study the vulnerability of the  
21          Federal-aid highway system and other surface trans-  
22          portation systems to seismic activity and to develop  
23          and implement cost-effective methods to reduce such  
24          vulnerability.”;

1           (2) by striking paragraph (4) and inserting the  
2           following:

3           “(4) FUNDING.—Of the amounts made avail-  
4           able to carry out this section, the Secretary shall ex-  
5           pend not more than \$2,000,000 for each of fiscal  
6           years 1998 through 2003 to carry out this sub-  
7           section, of which up to \$2,500,000 may be used to  
8           upgrade earthquake simulation facilities as required  
9           to carry out the program.”; and

10          (3) by striking paragraph (5).

11          (g) BIENNIAL REPORT.—Section 307(f), as so redes-  
12        ignated, is amended—

13               (1) by striking “The Secretary” and inserting  
14               “BIENNIAL REPORT.—The Secretary”; and

15               (2) by inserting after “highway needs” the fol-  
16               lowing: “, as well as the backlog of current highway  
17               needs,”.

18          (h) RECYCLED MATERIALS RESEARCH PROGRAM.—  
19        Section 307 is further amended by adding at the end the  
20        following:

21               “(g) RECYCLED MATERIALS RESEARCH PROGRAM.—

22                       “(1) IN GENERAL.—The Secretary shall con-  
23               duct a program of research to determine—

24                               “(A) the performance of asphalt pavement  
25               containing tire-derived carbonous asphalt modi-

1           fiers under various climate and use conditions;  
2           and

3                   “(B) the degree to which asphalt pavement  
4           containing tire-derived carbonous asphalt modi-  
5           fiers can be recycled.

6           “(2) DATE OF COMPLETION.—The Secretary  
7           shall complete the research program under this sub-  
8           section not later than 3 years after the date of the  
9           enactment of the Building Efficient Surface Trans-  
10          portation and Equity Act of 1998.”.

11          (i) CONFORMING AMENDMENTS.—Chapter 3 is  
12          amended—

13               (1) in the heading to section 307 by striking  
14          “**AND PLANNING**”; and

15               (2) in the table of sections for such chapter by  
16          striking the item relating to section 307 and insert-  
17          ing the following:

          “307. Research.”.

18          (j) TECHNOLOGICAL INNOVATION.—Section 307 is  
19          amended by adding at the end the following new sub-  
20          section:

21               “(h) TECHNOLOGICAL INNOVATION.—The programs  
22          and activities carried out under this section shall be con-  
23          sistent with the plan developed under section 5506 of title  
24          49.”.

1 **SEC. 612. STATE PLANNING AND RESEARCH.**

2 (a) IN GENERAL.—Chapter 3 is amended by insert-  
3 ing after section 312 the following:

4 **“§ 313. State planning and research**

5 “(a) GENERAL RULE.—Two percent of the sums ap-  
6 portioned for each fiscal year beginning after September  
7 30, 1997, under section 104 (other than sections 104(f)  
8 and 104(h)) and under section 144 shall be available for  
9 expenditure by the State, in consultation with the Sec-  
10 retary, only for the following purposes:

11 “(1) Engineering and economic surveys and in-  
12 vestigations.

13 “(2) The planning of future highway programs  
14 and local public transportation systems and the  
15 planning of the financing of such programs and sys-  
16 tems, including statewide planning under section  
17 135.

18 “(3) Development and implementation of man-  
19 agement systems under section 303.

20 “(4) Studies of the economy, safety, and con-  
21 venience of highway usage and the desirable regula-  
22 tion and equitable taxation thereof.

23 “(5) Research, development, and technology  
24 transfer activities necessary in connection with the  
25 planning, design, construction, management, and  
26 maintenance of highway, public transportation, and

1 intermodal transportation systems and study, re-  
2 search, and training on the engineering standards  
3 and construction materials for such systems, includ-  
4 ing the evaluation and accreditation of inspection  
5 and testing and the regulation and taxation of their  
6 use.

7 “(b) MINIMUM EXPENDITURES ON RESEARCH, DE-  
8 VELOPMENT, AND TECHNOLOGY TRANSFER ACTIVI-  
9 TIES.—Not less than 25 percent of the funds which are  
10 apportioned to a State for a fiscal year and are subject  
11 to subsection (a) shall be expended by the State for re-  
12 search, development, and technology transfer activities de-  
13 scribed in subsection (a) relating to highway, public trans-  
14 portation, and intermodal transportation systems unless  
15 the State certifies to the Secretary for such fiscal year  
16 that total expenditures by the State for transportation  
17 planning under sections 134 and 135 will exceed 75 per-  
18 cent of the amount of such funds and the Secretary ac-  
19 cepts such certification. Funds used for research provided  
20 under this subsection are not subject to an assessment  
21 under the Small Business Research and Development En-  
22 hancement Act of 1992 (Public Law 102–564).

23 “(c) FEDERAL SHARE.—The Federal share payable  
24 on account of any project financed with funds which are  
25 subject to subsection (a) shall be 80 percent unless the

1 Secretary determines that the interests of the Federal-aid  
 2 highway program would be best served by decreasing or  
 3 eliminating the non-Federal share.

4 “(d) ADMINISTRATION OF SUMS.—Funds which are  
 5 subject to subsection (a) shall be combined and adminis-  
 6 tered by the Secretary as a single fund which shall be  
 7 available for obligation for the same period as funds ap-  
 8 portioned under section 104(b)(1).

9 “(e) ANNUAL REPORT.—Each State shall report an-  
 10 nually to the Secretary on the level of its funding for re-  
 11 search and development activities described in subsection  
 12 (a)(5). A State may provide such information as part of  
 13 another report that the State provides to the Secretary.”.

14 (b) CONFORMING AMENDMENT.—The table of sec-  
 15 tions for chapter 3 is amended by inserting after the item  
 16 relating to section 312 the following:

“313. State planning and research.”.

17 (c) HIGHWAY NOISE RESEARCH CENTER.—

18 (1) IN GENERAL.—The Secretary, in coopera-  
 19 tion with a university with an ongoing program re-  
 20 lating to noise control and acoustics research, shall  
 21 carry out research on methods to reduce highway  
 22 noise.

23 (2) FUNDING.—Of the amounts made available  
 24 for each of fiscal years 1999 through 2003 by sec-



1       tion 127(a)(3)(H) of this Act, \$1,000,000 per fiscal  
2       year shall be available to carry out this subsection.

3   **SEC. 613. INTERNATIONAL HIGHWAY TRANSPORTATION**  
4       **OUTREACH PROGRAM.**

5       (a) ACTIVITIES.—Section 325(a) is amended—

6           (1) by inserting after “expertise” the following:

7       “, goods, and services”;

8           (2) by striking “and” at the end of paragraph

9       (4);

10          (3) by striking the period at the end of para-

11       graph (5) and inserting “; and”; and

12          (4) by adding at the end the following:

13       “(6) gathering and disseminating information

14       on foreign transportation markets and industries.”.

15       (b) FUNDS.—Section 325(c) is amended to read as  
16       follows:

17       “(c) FUNDS.—Funds available to carry out this sec-

18       tion shall include funds deposited by any cooperating orga-

19       nization or person in a special account for such purpose

20       with the Secretary of the Treasury. The funds deposited

21       in the special account and other funds available to carry

22       out this section shall be available to cover the cost of any

23       activity eligible under this section, including the cost of

24       promotional materials, travel, reception and representa-

25       tion expenses, and salaries and benefits. Reimbursements

1 for salaries and benefits of Department of Transportation  
 2 employees providing services under this section shall be  
 3 credited to the special account.”.

4 (c) ELIGIBILITY.—Section 325 is amended by adding  
 5 at the end the following:

6 “(d) ELIGIBLE USE OF STATE PLANNING AND RE-  
 7 SEARCH FUNDS.—A State, in coordination with the Sec-  
 8 retary, may obligate funds made available to carry out sec-  
 9 tion 313 for any activity authorized under subsection  
 10 (a).”.

11 **PART II—TRANSPORTATION EDUCATION, PRO-**  
 12 **FESSIONAL TRAINING, AND TECHNOLOGY**  
 13 **DEPLOYMENT**

14 **SEC. 621. NATIONAL HIGHWAY INSTITUTE.**

15 Section 321 is amended by striking subsection (f) and  
 16 redesignating subsection (g) as subsection (f).

17 **SEC. 622. NATIONAL TECHNOLOGY DEPLOYMENT INITIA-**  
 18 **TIVE.**

19 (a) IN GENERAL.—Chapter 3 is further amended by  
 20 inserting after section 321 the following:

21 **“§ 322. National technology deployment initiative**

22 “(a) IN GENERAL.—The Secretary shall develop and  
 23 implement a national technology deployment initiative to  
 24 expand adoption by the surface transportation community  
 25 of innovative technologies to improve the safety, efficiency,

1 reliability, service life, and sustainability of transportation  
2 systems and to reduce environmental impact.

3 “(b) INTEGRATION WITH OTHER PROGRAMS.—The  
4 Secretary shall integrate activities undertaken pursuant to  
5 this section with the efforts of the Department to dissemi-  
6 nate the results of research sponsored by the Department  
7 and to facilitate technology transfer.

8 “(c) LEVERAGING OF FEDERAL RESOURCES.—In se-  
9 lecting projects to be carried out under this section, the  
10 Secretary shall give preference to projects that leverage  
11 Federal funds with other significant public or private re-  
12 sources.

13 “(d) GRANTS, CONTRACTS, AND COOPERATIVE  
14 AGREEMENTS.—The Secretary may carry out this section  
15 either independently or in cooperation with other Federal  
16 departments, agencies, and instrumentalities or by making  
17 grants to, or entering into contracts, cooperative agree-  
18 ments, or other transactions with any State or local agen-  
19 cy, authority, association, institution, corporation (for-  
20 profit or nonprofit), organization, or person.”.

21 (b) CONFORMING AMENDMENT.—The table of sec-  
22 tions for chapter 3 is amended by inserting after the item  
23 relating to section 321 the following:

“322. National technology deployment initiative.”.

1 **SEC. 623. EDUCATION AND TRAINING PROGRAMS.**

2 (a) LOCAL TECHNICAL ASSISTANCE PROGRAM.—

3 Section 326(a) is amended—

4 (1) by striking “AUTHORITY” and inserting  
5 “LOCAL TECHNICAL ASSISTANCE PROGRAM”; and

6 (2) by striking “transportation assistance pro-  
7 gram” and inserting “local technical assistance pro-  
8 gram”.

9 (b) RESEARCH FELLOWSHIPS.—Section 326 is fur-  
10 ther amended—

11 (1) in subsection (a), by inserting “, including  
12 information obtained pursuant to section  
13 307(b)(5)(F) and (G)” after “modern highway tech-  
14 nology”;

15 (2) by striking subsection (c);

16 (3) by redesignating subsection (b) as sub-  
17 section (c), and in paragraph (1) of that subsection,  
18 by inserting “concrete,” after “pavement,”; and

19 (4) by inserting after subsection (a) the follow-  
20 ing:

21 “(b) RESEARCH FELLOWSHIPS.—

22 “(1) GENERAL AUTHORITY.—The Secretary  
23 may, acting either independently or in cooperation  
24 with other Federal departments, agencies, and in-  
25 strumentalities, make grants for research fellowships

1 for any purpose for which research is authorized by  
2 this section.

3 “(2) DWIGHT DAVID EISENHOWER TRANSPOR-  
4 TATION FELLOWSHIP PROGRAM.—The Secretary  
5 shall establish and implement a transportation re-  
6 search fellowship program for the purpose of attract-  
7 ing qualified students to the field of transportation.  
8 Such program shall be known as the ‘Dwight David  
9 Eisenhower Transportation Fellowship Program’.”.

10 (c) CONFORMING AMENDMENTS.—Chapter 3 is  
11 amended—

12 (1) in the heading to section 326 by striking  
13 “**program**” and inserting “**programs**”; and

14 (2) in the table of sections for such chapter by  
15 striking the item relating to section 326 and insert-  
16 ing the following:

“326. Education and training programs.”.

17 **SEC. 624. UNIVERSITY TRANSPORTATION RESEARCH.**

18 (a) IN GENERAL.—Subchapter I of chapter 55 of title  
19 49, United States Code, is amended by adding at the end  
20 the following:

21 **“§ 5505. University transportation research**

22 “(a) REGIONAL CENTERS.—The Secretary of Trans-  
23 portation shall make grants to nonprofit institutions of  
24 higher learning to establish and operate 1 university  
25 transportation center in each of the 10 United States Gov-

1 ernment regions that comprise the Standard Federal Re-  
2 gional Boundary System.

3       “(b) OTHER CENTERS.—The Secretary shall make  
4 grants to nonprofit institutions of higher learning to es-  
5 tablish and operate 10 university transportation centers,  
6 in addition to the centers receiving grants under sub-  
7 section (a), to address transportation management and re-  
8 search and development, with special attention to increas-  
9 ing the number of highly skilled individuals entering the  
10 field of transportation.

11       “(c) SELECTION OF GRANT RECIPIENTS.—

12               “(1) APPLICATIONS.—In order to be eligible to  
13 receive a grant under this section, a nonprofit insti-  
14 tution of higher learning shall submit to the Sec-  
15 retary an application that is in such form and con-  
16 tains such information as the Secretary may require.

17               “(2) SELECTION CRITERIA.—The Secretary  
18 shall select each recipient of a grant under this sec-  
19 tion through a competitive process, except as pro-  
20 vided in subsection (i), on the basis of the following:

21                       “(A) For regional centers, the location of  
22 the center within the Federal region to be  
23 served.

1           “(B) The demonstrated research and ex-  
2           tension resources available to the recipient to  
3           carry out this section.

4           “(C) The capability of the recipient to pro-  
5           vide leadership in making national and regional  
6           contributions to the solution of immediate and  
7           long-range transportation problems.

8           “(D) The recipient’s establishment of a  
9           surface transportation program encompassing  
10          several modes of transportation.

11          “(E) The recipient’s demonstrated commit-  
12          ment of at least \$200,000 in regularly budgeted  
13          institutional amounts each year to support on-  
14          going transportation research and education  
15          programs.

16          “(F) The recipient’s demonstrated ability  
17          to disseminate results of transportation re-  
18          search and education programs through a state-  
19          wide or regionwide continuing education pro-  
20          gram.

21          “(G) The strategic plan the recipient pro-  
22          poses to carry out under the grant.

23          “(d) OBJECTIVES.—Each university transportation  
24          center receiving a grant under this section shall conduct  
25          the following programs and activities:

1           “(1) Basic and applied research, the products  
2           of which are judged by peers or other experts in the  
3           field to advance the body of knowledge in transpor-  
4           tation.

5           “(2) An education program that includes multi-  
6           disciplinary course work and participation in re-  
7           search.

8           “(3) An ongoing program of technology transfer  
9           that makes research results available to potential  
10          users in a form that can be implemented, utilized,  
11          or otherwise applied.

12          “(e) MAINTENANCE OF EFFORT.—In order to be eli-  
13          gible to receive a grant under this section, a recipient shall  
14          enter into an agreement with the Secretary to ensure that  
15          the recipient will maintain total expenditures from all  
16          other sources to establish and operate a university trans-  
17          portation center and related research activities at a level  
18          at least equal to the average level of such expenditures  
19          in its 2 fiscal years prior to award of a grant under this  
20          section.

21          “(f) FEDERAL SHARE.—The Federal share of the  
22          costs of activities carried out using a grant made under  
23          this section is 50 percent of costs. The non-Federal share  
24          may include funds provided to a recipient under section



1 5307 or 5311 of this title or section 313, 322, or 326(a)  
2 of title 23, United States Code.

3 “(g) PROGRAM COORDINATION.—

4 “(1) COORDINATION.—The Secretary shall co-  
5 ordinate the research, education, training, and tech-  
6 nology transfer activities that grant recipients carry  
7 out under this section, disseminate the results of the  
8 research, and establish and operate a clearinghouse.

9 “(2) ANNUAL REVIEW AND EVALUATION.—At  
10 least annually and consistent with the plan devel-  
11 oped under section 5506, the Secretary shall review  
12 and evaluate programs the grant recipients carry  
13 out.

14 “(3) FUNDING LIMITATION.—The Secretary  
15 may use not more than 1 percent of amounts made  
16 available from Government sources to carry out this  
17 subsection.

18 “(h) LIMITATION ON AVAILABILITY OF FUNDS.—  
19 Funds made available to carry out this program shall re-  
20 main available for obligation for a period of 2 years after  
21 the last day of the fiscal year for which such funds are  
22 authorized.

23 “(i) SPECIAL RULE FOR FISCAL YEARS 1998 and  
24 1999.—

1           “(1) IN GENERAL.—In carrying out subsections  
2           (a) and (b) in fiscal years 1998 and 1999, the Sec-  
3           retary shall make grants to each university transpor-  
4           tation center and university research institute that  
5           received a grant in fiscal year 1997 under section  
6           5316 or 5317 of this title, as in effect on the day  
7           before the date of the enactment of this section.

8           “(2) TERMS AND CONDITIONS.—Notwithstand-  
9           ing any other provision of this section, grants made  
10          pursuant to paragraph (1) in fiscal years 1998 and  
11          1999 shall be subject to the same terms and condi-  
12          tions as the fiscal year 1997 grants referred to in  
13          paragraph (1); except that the university research  
14          institutes at San Jose State University, North Caro-  
15          lina A&T State University, and the University of  
16          South Florida shall each receive \$1,000,000 in  
17          grants under paragraph (1) in each of fiscal years  
18          1998 and 1999.

19          “(j) UNIVERSITY RESEARCH INSTITUTES.—Any uni-  
20          versity research institute that received a grant under sec-  
21          tion 5316 of this title, as in effect on the day before the  
22          date of the enactment of this section, shall be eligible to  
23          receive grants made available to university transportation  
24          centers under this section.

1       “(k) APPLICATIONS THAT MAY BE CONSIDERED.—

2   In selecting grant recipients under subsection (b), the Sec-  
3   retary shall consider at a minimum applications submitted  
4   by the following:

5           “(1) Any university transportation center or  
6   university research institute described in subsection  
7   (i)(1).

8           “(2) The University of Denver and Mississippi  
9   State University.

10          “(3) The University of Arizona.

11          “(4) The University of Central Florida.

12          “(5) Carnegie Mellon and Lehigh Universities.

13          “(6) University of Southern California and  
14   California State University at Long Beach.

15          “(7) Pace University.

16          “(8) A consortium of historically black colleges  
17   in Alabama.

18          “(9) Lawson State Community College.

19          “(10) A consortium consisting of the University  
20   of Wisconsin, the University of Illinois, and Purdue  
21   University.

22          “(11) The University of New Hampshire.

23          “(12) A consortium consisting of George Mason  
24   University, along with the University of Virginia and  
25   Virginia Tech University.

1           “(13) The University of Tennessee.

2           “(14) The Alabama Transportation Institute.

3           “(15) A consortium consisting of Columbia  
4           University, City University of New York, Manhattan  
5           College, and New Jersey Institute of Technology.

6           “(16) Maritime College of the State University  
7           of New York.

8           “(17) University of New Orleans.

9           “(18) University of Maine.

10          “(19) Tennessee Technological University.

11          “(20) Middle Tennessee State University.

12          “(21) The University of Maryland.”.

13          (b) CONFORMING AMENDMENT.—The table of sec-  
14          tions for chapter 55 of title 49, United States Code, is  
15          amended by inserting after the item relating to section  
16          5504 the following:

          “5505. University transportation research.”.

17          (c) APPALACHIAN TRANSPORTATION INSTITUTE.—

18               (1) GRANTS.—The Secretary shall make grants  
19          under section 5505 of title 49, United States Code,  
20          to Marshall University, West Virginia, on behalf of  
21          a consortium which also may include West Virginia  
22          University Institute of Technology, the College of  
23          West Virginia, and Bluefield State College to estab-  
24          lish and operate an Appalachian Transportation In-  
25          stitute. Such institute shall conduct research, train-

1 ing, technology transfer, and other transportation  
2 related activities in the development and enhance-  
3 ment of transportation systems in the Appalachian  
4 region, including the Appalachian Development  
5 Highway System.

6 (2) FUNDING.—Of amounts made available to  
7 carry out such section 5505, \$2,000,000 shall be  
8 available for each of fiscal years 1998 through 2003  
9 to carry out paragraph (1).

10 (3) FEDERAL SHARE.—The Federal share pay-  
11 able for the costs of the institute referred to in para-  
12 graph (1) shall be 80 percent; except that the non-  
13 Federal interest shall receive credit for the reason-  
14 able cost associated with the establishment and ad-  
15 ministration of the institute referred to in paragraph  
16 (1).

17 (d) ITS INSTITUTE.—

18 (1) GRANTS.—The Secretary shall make grants  
19 under section 5505 of title 49, United States Code,  
20 to the University of Minnesota to continue to oper-  
21 ate and expand the ITS Institute. The ITS Institute  
22 shall continue to conduct research, education, and  
23 development activities that focus on transportation  
24 management, enhanced safety, human factors, and  
25 reduced environmental effects. The ITS Institute

1       shall develop new or expanded programs to address  
2       emerging issues of ITS related to transportation pol-  
3       icy, intermodalism, sustainable community develop-  
4       ment, and transportation telematics.

5           (2) FUNDING.—Of amounts made available to  
6       carry out such section 5505, \$2,000,000 shall be  
7       available for each of fiscal years 1998 through 2003  
8       to carry out paragraph (1).

9           (3) FEDERAL SHARE.—The Federal share pay-  
10      able for the costs of the institute referred to in para-  
11      graph (1) shall be 80 percent; except that the non-  
12      Federal interest shall receive credit for the reason-  
13      able cost associated with the establishment and ad-  
14      ministration of the institute referred to in paragraph  
15      (1).

16   **SEC. 625. FUNDING ALLOCATIONS.**

17      Of the amounts made available for each of fiscal  
18      years 1998 through 2003 by section 127(a)(3)(G) of this  
19      Act—

20           (1) not to exceed \$8,000,000 per fiscal year  
21      shall be available for the National Highway Institute  
22      under section 321 of title 23, United States Code;  
23           (2) not to exceed \$10,000,000 per fiscal year  
24      shall be available for the local technical assistance  
25      program under section 326(a) of such title;

1           (3) not to exceed \$2,000,000 per fiscal year  
 2           shall be available for the Dwight D. Eisenhower  
 3           Transportation Fellowship Program under section  
 4           326(b) of such title;

5           (4) not to exceed \$14,000,000 for each of fiscal  
 6           years 1998 and 1999 and \$19,000,000 for each of  
 7           fiscal years 2000 through 2003 shall be available for  
 8           the national technology deployment initiative pro-  
 9           gram under section 322 of such title; and

10          (5) not to exceed \$17,750,000 per fiscal year  
 11          shall be available for university transportation cen-  
 12          ters under section 5505 of title 49, United States  
 13          Code.

14           **PART III—BUREAU OF TRANSPORTATION**

15           **STATISTICS AND MISCELLANEOUS PROGRAMS**

16           **SEC. 631. BUREAU OF TRANSPORTATION STATISTICS.**

17           (a) IN GENERAL.—Section 111 of title 49, United  
 18           States Code, is amended—

19           (1) by striking the second sentence of sub-  
 20           section (b)(4);

21           (2) in subsection (c)(1)—

22           (A) in subparagraph (J) by striking “and”  
 23           at the end;

24           (B) in subparagraph (K) by striking the  
 25           period and inserting “; and” ; and

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

2 “(L) transportation-related variables influ-  
3 encing global competitiveness.”;

4 (3) in subsection (c)(2)—

5 (A) by striking “national transportation  
6 system” in the first sentence and inserting  
7 “Nation’s transportation systems”;

8 (B) by striking subparagraph (A) and in-  
9 serting the following:

10 “(A) be coordinated with efforts to meas-  
11 ure outputs and outcomes of the Department of  
12 Transportation and the Nation’s transportation  
13 systems under the Government Performance  
14 and Results Act of 1993 (107 Stat. 285 et  
15 seq.);” and

16 (C) in subparagraph (C) by inserting “,  
17 made relevant to the States and metropolitan  
18 planning organizations,” after “accuracy”;

19 (4) in subsection (c)(3) by adding at the end  
20 the following: “The Bureau shall review and report  
21 to the Secretary of Transportation on the sources  
22 and reliability of the statistics proposed by the heads  
23 of the operating administrations of the Department  
24 to measure outputs and outcomes as required by the  
25 Government Performance and Results Act of 1993



1 (107 Stat. 285 et seq.), and shall undertake such  
2 other reviews as may be requested by the Sec-  
3 retary.”;

4 (5) in subsection (c) by adding at the end the  
5 following:

6 “(7) SUPPORTING TRANSPORTATION DECISION-  
7 MAKING.—Ensuring that the statistics compiled  
8 under paragraph (1) are relevant for transportation  
9 decisions by Federal, State, and local governments,  
10 transportation-related associations, private busi-  
11 nesses, and consumers.”;

12 (6) by redesignating subsections (d), (e), and  
13 (f) as subsections (h), (i) and (j), respectively;

14 (7) by striking subsection (g); and

15 (8) by inserting after subsection (c) the follow-  
16 ing:

17 “(d) INTERMODAL TRANSPORTATION DATA BASE.—  
18 The Director shall establish and maintain an intermodal  
19 transportation data base. The data base shall be suitable  
20 for analyses conducted by the Federal Government, the  
21 States, and metropolitan planning organizations. The data  
22 base shall include, at a minimum—

23 “(1) information on the volumes and patterns  
24 of movement of goods, including local, interregional,  
25 and international movements, by all modes of trans-

1        portation and intermodal combinations, and by rel-  
2        evant classification;

3            “(2) information on the volumes and patterns  
4        of movement of people, including local, interregional,  
5        and international movements, by all modes of trans-  
6        portation and intermodal combinations, and by rel-  
7        evant classification; and

8            “(3) information on the location and  
9        connectivity of transportation facilities and services  
10       and a national accounting of expenditures and cap-  
11       ital stocks on each mode of transportation and inter-  
12       modal combinations.

13        “(e) NATIONAL TRANSPORTATION LIBRARY.—The  
14       Director shall establish and maintain a national transpor-  
15       tation library containing a collection of statistical and  
16       other information needed for transportation decision-  
17       making at the Federal, State, and local levels.

18        “(f) NATIONAL TRANSPORTATION ATLAS DATA  
19       BASE.—The Director shall develop and maintain geo-  
20       graphic data bases depicting transportation networks;  
21       flows of people, goods, vehicles, and craft over those net-  
22       works; and social, economic, and environmental conditions  
23       affecting or affected by those networks. These data bases  
24       shall be able to support intermodal network analysis.

1       “(g) RESEARCH AND DEVELOPMENT GRANTS.—The  
2 Secretary may make grants to, or enter into cooperative  
3 agreements or contracts with, public and nonprofit private  
4 entities to support the programs and activities of the Bu-  
5 reau.”;

6           (9) by striking subsection (i), as so redesign-  
7 nated, and inserting the following:

8       “(i) PROHIBITION ON CERTAIN DISCLOSURES.—

9           “(1) INFORMATION OBTAINED UNDER LONG-  
10 TERM DATA COLLECTION PROGRAM.—An officer or  
11 employee of the Bureau may not—

12           “(A) make any publication in which the  
13 data furnished by an individual or organization  
14 under paragraph (c)(2) can be identified;

15           “(B) use the information furnished under  
16 the provisions of subsection (c)(2) for a non-  
17 statistical purpose; or

18           “(C) permit anyone other than the individ-  
19 uals authorized by the Director to examine indi-  
20 vidual reports furnished under subsection  
21 (c)(2).

22       “(2) COPIES OF REPORTS.—No department,  
23 bureau, agency, officer, or employee of the United  
24 States, except the Director in carrying out the pur-  
25 pose of this section, shall require, for any reason,

1 copies of reports which have been filed under sub-  
2 section (c)(2) with the Bureau or retained by any in-  
3 dividual respondent. Copies of such reports which  
4 have been so retained or filed with the Bureau or  
5 any of its employees, contractors, or agents shall be  
6 immune from legal process, and shall not, without  
7 the consent of the individual concerned, be admitted  
8 as evidence or used for any purpose in any action,  
9 suit, or other judicial or administrative proceeding.  
10 This paragraph shall only apply to information that  
11 permits information concerning an individual or or-  
12 ganization to be reasonable inferred by direct or in-  
13 direct means.

14 “(3) COLLECTION OF DATA FOR NONSTATIS-  
15 TICAL PURPOSES.—In a case in which the Bureau is  
16 authorized by statute to collect data or information  
17 for nonstatistical purposes, the Director shall clearly  
18 distinguish the collection of such data or information  
19 by rule, and on the collection instrument, to inform  
20 a respondent requested or required to supply the  
21 data or information of the nonstatistical purposes.”;  
22 and

23 (10) by adding at the end the following:

24 “(k) DATA PRODUCT SALES PROCEEDS.—Notwith-  
25 standing section 3302 of title 31, United States Code,

1 funds received by the Bureau from the sale of data prod-  
 2 ucts may be credited to the Highway Trust Fund (other  
 3 than the Mass Transit Account) and shall be available for  
 4 the purpose of reimbursing the Bureau for such expenses.

5 “(1) FUNDING.—

6 “(1) AUTHORIZATION OF APPROPRIATIONS.—

7 There is authorized to be appropriated out of the  
 8 Highway Trust Fund (other than the Mass Transit  
 9 Account) \$31,000,000 for each of fiscal years 1998  
 10 through 2003 to carry out this section, except that  
 11 amounts for activities under subsection (g) may not  
 12 exceed \$500,000 in any fiscal year. Amounts made  
 13 available under this subsection shall remain available  
 14 for a period of 3 fiscal years.

15 “(2) APPLICABILITY OF TITLE 23.—Funds au-  
 16 thorized by this subsection shall be available for obli-  
 17 gation in the same manner as if such funds were ap-  
 18 portioned under chapter 1 of title 23, United States  
 19 Code.”.

20 (b) CONFORMING AMENDMENT.—Section 5503 of  
 21 title 49, United States Code, is amended—

22 (1) by striking subsection (d); and

23 (2) by redesignating subsections (e), (f), and

24 (g) as subsections (d), (e), and (f), respectively.

1 **SEC. 632. TRANSPORTATION TECHNOLOGY INNOVATION**  
2 **AND DEMONSTRATION PROGRAM.**

3 (a) IN GENERAL.—The Secretary shall carry out a  
4 transportation technology innovation and demonstration  
5 program in accordance with the requirements of this sec-  
6 tion.

7 (b) CONTENTS OF PROGRAM.—

8 (1) USE OF CONCRETE PAVEMENT.—

9 (A) IN GENERAL.—The Secretary shall  
10 conduct research on improved methods of using  
11 concrete pavement in the construction, recon-  
12 struction, and repair of Federal-aid highways.

13 (B) FUNDING.—Of the amounts made  
14 available for each of fiscal years 1998 through  
15 2003 by section 127(a)(3)(H) of this Act,  
16 \$10,000,000 per fiscal year shall be available to  
17 carry out this paragraph.

18 (2) MOTOR VEHICLE SAFETY WARNING SYS-  
19 TEM.—

20 (A) IN GENERAL.—The Secretary shall ex-  
21 pand and continue the study authorized by sec-  
22 tion 358(c) of the National Highway System  
23 Designation Act of 1995 (23 U.S.C. 401 note;  
24 109 Stat. 625) relating to the development of  
25 a motor vehicle safety warning system and shall  
26 conduct tests of such system.

1 (B) GRANTS.—In carrying out this para-  
2 graph, the Secretary may make grants to State  
3 and local governments.

4 (C) FUNDING.—Of the amounts made  
5 available for each of fiscal years 1998 through  
6 2000 by section 127(a)(3)(H) of this Act,  
7 \$700,000 per fiscal year shall be available to  
8 carry out this paragraph.

9 (3) STEEL BRIDGE CONSTRUCTION.—

10 (A) IN GENERAL.—The Secretary shall  
11 make grants for research and construction to  
12 improve and demonstrate the use of steel bridge  
13 construction.

14 (B) FUNDING.—Of the amounts made  
15 available for each of fiscal years 1998 through  
16 2003 by section 127(a)(3)(H) of this Act,  
17 \$10,000,000 per fiscal year shall be available to  
18 carry out this paragraph.

19 (C) FEDERAL SHARE.—The Federal share  
20 payable on account of construction activities  
21 carried out using a grant made under this para-  
22 graph shall be 80 percent of the cost of such  
23 activities.

24 (4) USE OF ASPHALT PAVEMENT.—

1           (A) IN GENERAL.—The Secretary shall  
2           conduct research on improved methods of using  
3           asphalt pavement in the construction, recon-  
4           struction, and repair of Federal-aid highways.

5           (B) FUNDING.—Of the amounts made  
6           available for each of fiscal years 1998 through  
7           2003 by section 127(a)(3)(H) of this Act,  
8           \$10,000,000 per fiscal year shall be available to  
9           carry out this paragraph.

10          (5) USE OF HAZARDOUS MATERIALS MONITOR-  
11          ING SYSTEMS.—

12           (A) IN GENERAL.—The Secretary shall  
13           conduct research on improved methods of de-  
14           ploying and integrating existing ITS projects to  
15           include hazardous materials monitoring systems  
16           across various modes of transportation.

17           (B) FUNDING.—Of the amounts made  
18           available for each of fiscal years 1998 through  
19           2003 by section 127(a)(3)(I) of this Act,  
20           \$1,500,000 per fiscal year shall be available to  
21           carry out this paragraph.

22          (6) MOTOR CARRIER ADVANCED SENSOR CON-  
23          TROL SYSTEM.—

24           (A) IN GENERAL.—The Secretary shall  
25           conduct research on the deployment of a system



1 of advanced sensors and signal processors in  
2 trucks and tractor trailers to determine axle  
3 and wheel alignment, monitor collision alarm,  
4 check tire pressure and tire balance conditions,  
5 measure and detect load distribution in the ve-  
6 hicle, and monitor and adjust automatic brak-  
7 ing systems.

8 (B) FUNDING.—Of the amounts made  
9 available for each of fiscal years 1998 through  
10 2003 by section 127(a)(3)(I) of this Act,  
11 \$700,000 per fiscal year shall be available to  
12 carry out this paragraph.

13 (7) OUTREACH AND TECHNOLOGY TRANSFER  
14 ACTIVITIES.—

15 (A) IN GENERAL.—The Secretary shall  
16 continue to support the Urban Consortium's  
17 ITS outreach and technology transfer activities.

18 (B) FUNDING.—Of the amounts made  
19 available for each of fiscal years 1998 through  
20 2003 by section 127(a)(3)(H) of this Act,  
21 \$500,000 per fiscal year shall be available to  
22 carry out this paragraph.

23 (8) TRANSPORTATION ECONOMIC AND LAND  
24 USE SYSTEM.—

1           (A) IN GENERAL.—The Secretary shall  
2           continue development and deployment through  
3           the New Jersey Institute of Technology to met-  
4           ropolitan planning organizations of the Trans-  
5           portation Economic and Land Use System.

6           (B) FUNDING.—Of the amounts made  
7           available for each of fiscal years 1998 through  
8           2003 by section 127(a)(3)(H) of this Act,  
9           \$1,000,000 per fiscal year shall be available to  
10          carry out this paragraph.

11       (9) GREAT LAKES ITS IMPLEMENTATION.—

12          (A) IN GENERAL.—The Secretary shall  
13          make grants to the State of Wisconsin to con-  
14          tinue ITS activities in the corridor serving the  
15          Greater Milwaukee, Wisconsin, Chicago, Illinois,  
16          and Gary, Indiana, areas initiated under the  
17          Intermodal Surface Transportation Efficiency  
18          Act of 1991.

19          (B) FUNDING.—Of the amounts allocated  
20          for each of fiscal years 1998 through 2003  
21          under section 657(a) of this Act, \$2,000,000  
22          per fiscal year shall be available to carry out  
23          this paragraph.

24       (10) NORTHEAST ITS IMPLEMENTATION.—

1           (A) IN GENERAL.—The Secretary shall  
2           make grants to the States to continue ITS ac-  
3           tivities in the Interstate Route I-95 corridor in  
4           the northeastern United States initiated under  
5           the Intermodal Surface Transportation Effi-  
6           ciency Act of 1991.

7           (B) FUNDING.—Of the amounts allocated  
8           for each of fiscal years 1998 through 2003  
9           under section 657(a) of this Act, \$5,000,000  
10          per fiscal year shall be available to carry out  
11          this paragraph.

12         (11) COMPOSITE MATERIALS.—

13           (A) IN GENERAL.—The Secretary shall  
14           conduct research in the use of composite mate-  
15           rials for guardrails and bridge decking.

16           (B) FUNDING.—Of the amounts made  
17           available for each of fiscal years 1998 through  
18           2003 by section 127(a)(3)(F) of this Act,  
19           \$700,000 per fiscal year shall be available to  
20           carry out this paragraph.

21         (12) INTELLIGENT TRANSPORTATION INFRA-  
22         STRUCTURE.—

23           (A) IN GENERAL.—The Secretary shall  
24           carry out a program to advance the deployment  
25           of an operational intelligent transportation in-

1        frastructure system for the measurement of  
2        various transportation system activities to aid  
3        in the transportation planning and analysis  
4        while making a significant contribution to the  
5        ITS program under this title. This program  
6        shall be located in the 2 largest metropolitan  
7        areas in the State of Pennsylvania.

8            (B) FUNDING.—Of the amounts made  
9        available for each of fiscal years 1998 through  
10       2003 by section 127(a)(3)(H) of this Act,  
11       \$1,700,000 per fiscal year shall be available to  
12       carry out this paragraph.

13           (C) FEDERAL SHARE.—The Federal share  
14       payable on account of the program carried out  
15       under this paragraph shall be 80 percent of the  
16       cost of such program.

17       (13) CORROSION CONTROL AND PREVENTION.—

18           (A) IN GENERAL.—The Secretary shall  
19       make a grant to conduct a study on the costs  
20       and benefits of corrosion control and preven-  
21       tion. The study shall be conducted in conjunc-  
22       tion with an interdisciplinary team of experts  
23       from the fields of metallurgy, chemistry, eco-  
24       nomics, and others, as appropriate. Not later  
25       than September 30, 2001, the Secretary shall

1 submit to Congress a report on the study re-  
2 sults, together with any recommendations.

3 (B) FUNDING.—Of the amounts made  
4 available for each of fiscal years 1999 and 2000  
5 by section 127(a)(3)(H) of this Act, \$500,000  
6 per fiscal year shall be available to carry out  
7 this paragraph.

8 (14) RECYCLED MATERIALS.—

9 (A) IN GENERAL.—The Secretary shall  
10 make grants to the University of New Hamp-  
11 shire to continue research on the use of recycled  
12 materials in the construction of transportation  
13 projects.

14 (B) FUNDING.—Of the amounts made  
15 available for each of fiscal years 1999 through  
16 2003 by section 127(a)(3)(F) of this Act,  
17 \$1,000,000 per fiscal year shall be available to  
18 carry out this paragraph.

19 (15) TRANSLINK.—

20 (A) IN GENERAL.—The Secretary shall  
21 make grants to the Texas Transportation Insti-  
22 tute to continue the Translink Research pro-  
23 gram.

24 (B) FUNDING.—Of the amounts allocated  
25 for each of fiscal years 1999 through 2001

1 under section 657(a) of this Act, \$1,300,000  
2 per fiscal year shall be available to carry out  
3 this paragraph.

4 (16) FUNDAMENTAL PROPERTIES OF ASPHALTS  
5 AND MODIFIED ASPHALTS.—

6 (A) IN GENERAL.—The Secretary shall  
7 continue to carry out section 6016 of the Inter-  
8 modal Surface Transportation Efficiency Act of  
9 1991. Additional areas of the program under  
10 such section shall be asphalt-water interaction  
11 studies and asphalt-aggregate thin film behav-  
12 ior studies.

13 (B) FUNDING.—Of the amounts made  
14 available for each of fiscal years 1999 through  
15 2003 by section 127(a)(3)(F) of this Act,  
16 \$3,000,000 per fiscal year shall be available to  
17 carry out this paragraph.

18 (17) NATIONAL CENTER FOR TRANSPORTATION  
19 MANAGEMENT, RESEARCH, AND DEVELOPMENT.—

20 (A) IN GENERAL.—The Secretary shall  
21 make grants to design, develop, and implement  
22 research, training, and technology transfer ac-  
23 tivities to increase the number of highly skilled  
24 minority individuals and women entering the  
25 transportation workforce. The grant recipient

1 shall be an institution with a predominantly mi-  
2 nority student population, a dedicated graduate  
3 degree program in transportation studies, and a  
4 demonstrated record for at least 5 years in pur-  
5 suing the objectives for which grants are au-  
6 thorized by this subparagraph.

7 (B) FUNDING.—Of the amounts made  
8 available by section 127(a)(3)(H) of this Act,  
9 \$1,000,000 shall be available to carry out this  
10 paragraph for fiscal year 2000, \$1,250,000 for  
11 fiscal year 2001, \$1,500,000 for fiscal year  
12 2002, and \$1,750,000 for fiscal year 2003.

13 (18) INFRASTRUCTURE TECHNOLOGY INSTI-  
14 TUTE.—

15 (A) IN GENERAL.—The Secretary shall  
16 make grants to study techniques to evaluate  
17 and monitor infrastructure conditions, to im-  
18 prove information systems for infrastructure  
19 construction and management, and to study ad-  
20 vanced materials and automated processes for  
21 constructing and rehabilitating public works fa-  
22 cilities. The recipient shall be an institution  
23 with a demonstrated record for at least 5 years  
24 in pursuing the objectives for which grants are  
25 authorized by this subparagraph.

1 (B) FUNDING.—Of the amounts made  
2 available for each of fiscal years 2000 through  
3 2003 by section 127(a)(3)(H) of this Act,  
4 \$3,000,000 per fiscal year shall be available to  
5 carry out this paragraph.

6 **SEC. 633. TRANSPORTATION RESEARCH AND TECHNOLOGY**  
7 **DEVELOPMENT.**

8 (a) IN GENERAL.—Subchapter I of chapter 55 of title  
9 49, United States Code, is further amended by adding at  
10 the end the following:

11 **“§ 5506. Surface transportation research planning**

12 “(a) IN GENERAL.—The Secretary of Transportation  
13 shall—

14 “(1) establish a strategic planning process, con-  
15 sistent with section 306 of title 5, United States  
16 Code, for the Department of Transportation to de-  
17 termine national transportation research and tech-  
18 nology development priorities related to surface  
19 transportation;

20 “(2) coordinate Federal surface transportation  
21 research and technology development activities;

22 “(3) measure the results of those activities and  
23 how they impact the performance of the national  
24 surface transportation system; and



1           “(4) ensure that planning and reporting activi-  
2           ties carried out under this subchapter are coordi-  
3           nated with all other surface transportation planning  
4           and reporting requirements.

5           “(b) IMPLEMENTATION.—The Secretary shall—

6           “(1) provide for the integrated planning, coordi-  
7           nation, and consultation among the operating ad-  
8           ministrations, all other Federal agencies with re-  
9           sponsibility for surface transportation research and  
10          technology development, State and local govern-  
11          ments, institutions of higher education, industry,  
12          and other private and public sector organizations en-  
13          gaged in surface transportation-related research and  
14          development activities;

15          “(2) ensure that the Department’s surface  
16          transportation research and technology development  
17          programs do not duplicate other Federal, State, or  
18          private sector research and development programs;  
19          and

20          “(3) provide for independent validation of the  
21          scientific and technical assumptions underlying the  
22          Department’s surface transportation research and  
23          technology development plans.

24          “(c) SURFACE TRANSPORTATION RESEARCH AND  
25          TECHNOLOGY DEVELOPMENT STRATEGIC PLAN.—

1           “(1) DEVELOPMENT.—The Secretary shall de-  
2       velop an integrated surface transportation research  
3       and technology development strategic plan.

4           “(2) CONTENTS.—The plan shall include—

5               “(A) an identification of the general goals  
6               and objectives of the Department of Transpor-  
7               tation for surface transportation research and  
8               development;

9               “(B) a description of the roles of the De-  
10              partment of Transportation and other Federal  
11              agencies in achieving the goals identified under  
12              subparagraph (A), in order to avoid unneces-  
13              sary duplication of effort;

14             “(C) a description of the Department’s  
15             overall strategy, and the role of each of the op-  
16             erating administrations in carrying out the plan  
17             over the next 5 years including a description of  
18             procedures for coordination of its efforts with  
19             the operating administrations and with other  
20             Federal agencies;

21             “(D) an assessment of how State and local  
22             research and technology development activities  
23             are contributing to the achievement of the goals  
24             identified under subparagraph (A);

1           “(E) details of the Department’s surface  
2           transportation research and technology develop-  
3           ment programs, including performance goals,  
4           resources needed to achieve those goals, and  
5           performance indicators as described in section  
6           1115(a) of title 31, United States Code, for the  
7           next 5 years for each area of research and tech-  
8           nology development;

9           “(F) significant comments on the plan and  
10          its contents obtained from outside sources; and

11          “(G) responses to significant comments ob-  
12          tained from the National Research Council and  
13          other advisory bodies, and a description of any  
14          corrective actions taken pursuant thereto.

15          “(3) NATIONAL RESEARCH COUNCIL REVIEW.—  
16          The Secretary shall enter into an agreement for the  
17          review by the National Research Council of the de-  
18          tails of each—

19                 “(A) strategic plan or revision required  
20                 under section 306 of title 5, United States  
21                 Code;

22                 “(B) performance plan required under sec-  
23                 tion 1115 of title 31, United States Code; and

1           “(C) program performance report required  
2           under section 1116 of title 31, United States  
3           Code,  
4           with respect to surface transportation research and  
5           technology development.

6           “(4) PERFORMANCE PLANS AND REPORTS.—In  
7           complying with sections 1115 and 1116 of title 31,  
8           United States Code, the Secretary shall include—

9           “(A) a summary of the results for the pre-  
10          vious fiscal year of surface transportation re-  
11          search and technology development programs to  
12          which the Department of Transportation con-  
13          tributes, along with—

14          “(i) an analysis of the relationship be-  
15          tween those results and the goals identified  
16          under paragraph (2)(A); and

17          “(ii) a description of the methodology  
18          used for assessing the results; and

19          “(B) a description of significant surface  
20          transportation research and technology develop-  
21          ment initiatives, if any, undertaken during the  
22          previous fiscal year which were not in the plan  
23          developed under paragraph (1), and any signifi-  
24          cant changes in the plan from the previous  
25          year’s plan.

1       “(d) MERIT REVIEW AND PERFORMANCE MEASURE-  
2   MENT.—The Secretary shall, within one year after the  
3   date of the enactment of this section, transmit to the Con-  
4   gress a report describing competitive merit review proce-  
5   dures for research and technology development, and per-  
6   formance measurement procedures for surface transpor-  
7   tation research and technology development and dem-  
8   onstrations.

9       “(e) PROCUREMENT PROCEDURES.—The Secretary  
10  shall—

11           “(1) develop model procurement procedures  
12       that encourage the use of advanced technologies; and

13           “(2) develop model transactions for carrying  
14       out and coordinating Federal and State surface  
15       transportation research and technology development  
16       activities.

17       “(f) CONSISTENCY WITH GOVERNMENT PERFORM-  
18  ANCE AND RESULTS ACT OF 1993.—The plans and re-  
19  ports developed under this section shall be consistent with  
20  and incorporated as part of the plans developed under sec-  
21  tion 306 of title 5, United States Code, and sections 1115  
22  and 1116 of title 31, United States Code.

1   **“§ 5507. Surface transportation-environment coopera-**  
2                   **tive research program**

3           “(a) IN GENERAL.—The Secretary of Transportation  
4 shall establish and carry out a surface transportation and  
5 environment cooperative research program.

6           “(b) CONTENTS.—The program to be carried out  
7 under this section shall include research designed to—

8                   “(1) develop more accurate models for evaluat-  
9           ing transportation control measures and transpor-  
10          tation system designs that are appropriate for use  
11          by State and local governments, including metropoli-  
12          tan planning organizations, in designing implemen-  
13          tation plans to meet Federal, State, and local envi-  
14          ronmental requirements;

15                  “(2) improve understanding of the factors that  
16          contribute to the demand for transportation, includ-  
17          ing transportation system design, demographic  
18          change, land use planning, and communications and  
19          other information technologies; and

20                  “(3) develop indicators of economic, social, and  
21          environmental performance of transportation sys-  
22          tems to facilitate analysis of potential alternatives.

23          “(c) ADVISORY BOARD.—

24                  “(1) ESTABLISHMENT.—In consultation with  
25          appropriate Federal agencies, the Secretary shall es-  
26          tablish an advisory board to recommend environ-

1       mental and energy conservation research, tech-  
2       nology, and technology transfer activities related to  
3       surface transportation.

4               “(2) MEMBERSHIP.—The advisory board shall  
5       include—

6                       “(A) representatives of State transpor-  
7                       tation and environmental agencies;

8                       “(B) transportation and environmental sci-  
9                       entists and engineers; and

10                      “(C) representatives of metropolitan plan-  
11                      ning organizations, transit operating agencies,  
12                      and environmental organizations.

13       “(d) NATIONAL ACADEMY OF SCIENCES.—The Sec-  
14       retary may make grants to, and enter into cooperative  
15       agreements with, the National Academy of Sciences to  
16       carry out such activities relating to the research, tech-  
17       nology, and technology transfer activities described in sub-  
18       section (b) as the Secretary determines to be appropriate.

19       “(e) FUNDING.—Funding for carrying out this sec-  
20       tion shall be derived from funds made available under sec-  
21       tion 127(a)(3)(F) of the Building Efficient Surface Trans-  
22       portation and Equity Act of 1998.”.

23       (b) CONFORMING AMENDMENT.—The table of sec-  
24       tions for chapter 55 of title 49, United States Code, is

1 amended by inserting after the item relating to section  
2 5505 the following:

“5506. Surface transportation research planning.

“5507. Surface transportation-environment cooperative research program.”.

3                   **Subtitle B—Intelligent**  
4                   **Transportation Systems**

5 **SEC. 651. DEFINITIONS.**

6           As used in this subtitle, the following definitions  
7 apply:

8                   (1) INTELLIGENT TRANSPORTATION SYSTEMS;  
9           ITS.—The terms “intelligent transportation sys-  
10           tems” and “ITS” mean electronics, communications,  
11           or information processing used singly or in combina-  
12           tion to improve the efficiency and safety of surface  
13           transportation systems.

14                   (2) INTELLIGENT TRANSPORTATION INFRA-  
15           STRUCTURE.—The term “intelligent transportation  
16           infrastructure” means fully integrated public sector  
17           ITS components, as defined by the Secretary.

18                   (3) SECRETARY.—The term “Secretary” means  
19           the Secretary of Transportation.

20                   (4) STATE.—The term “State” has the mean-  
21           ing given such term under section 101 of title 23,  
22           United States Code.



1 **SEC. 652. SCOPE OF PROGRAM.**

2 (a) SCOPE.—Subject to the provisions of this subtitle,  
3 the Secretary shall conduct an ongoing ITS program to  
4 research, develop, and operationally test intelligent trans-  
5 portation systems and advance nationwide deployment of  
6 such systems as a component of the Nation’s surface  
7 transportation systems.

8 (b) GOALS.—The goals of the ITS program include—

9 (1) enhancement of surface transportation effi-  
10 ciency to enable existing facilities to meet a signifi-  
11 cant portion of future transportation needs and to  
12 reduce regulatory, financial, and other transaction  
13 costs to public agencies and system users;

14 (2) enhancement of safe operation of motor ve-  
15 hicles, including motorcycles, and nonmotorized vehi-  
16 cles on the Nation’s surface transportation systems,  
17 with a particular emphasis on decreasing the num-  
18 ber and severity of collisions;

19 (3) protection and enhancement of the natural  
20 environment and communities affected by surface  
21 transportation, with particular emphasis on assisting  
22 States to attain air quality goals established pursu-  
23 ant to the Clean Air Act (42 U.S.C. 7401 et seq.);

24 (4) accommodation of the needs of all users of  
25 the Nation’s surface transportation systems, includ-  
26 ing the operators of commercial vehicles, passenger

1 vehicles, and motorcycles, and including the handi-  
2 capped;

3 (5) improvement of public access to employ-  
4 ment, goods, and services;

5 (6) development of a technology base and nec-  
6 essary standards and protocols for intelligent trans-  
7 portation systems;

8 (7) improvement of the Nation's ability to re-  
9 spond to emergencies and natural disasters and en-  
10 hancement of national defense mobility;

11 (8) promotion of the access and use of data col-  
12 lected from projects conducted under the program  
13 by public and private organizations; and

14 (9) the development of a workforce capable of  
15 developing, operating, and maintaining intelligent  
16 transportation systems.

17 **SEC. 653. GENERAL AUTHORITIES AND REQUIREMENTS.**

18 (a) COOPERATION AND CONSULTATION REQUIRE-  
19 MENTS.—

20 (1) COOPERATION WITH GOVERNMENTAL, PRI-  
21 VATE, AND EDUCATIONAL ENTITIES.—The Secretary  
22 shall carry out the ITS program in cooperation with  
23 State and local governments and other public enti-  
24 ties, the United States private sector, and colleges  
25 and universities, including historically black colleges

1 and universities and other minority institutions of  
2 higher education.

3 (2) CONSULTATION WITH FEDERAL OFFI-  
4 CIALS.—In carrying out the ITS program, the Sec-  
5 retary, as appropriate, shall consult with the Sec-  
6 retary of Commerce, the Secretary of the Treasury,  
7 the Administrator of the Environmental Protection  
8 Agency, the Director of the National Science Foun-  
9 dation, and the heads of other Federal departments  
10 and agencies.

11 (b) STANDARDS.—

12 (1) DEVELOPMENT OF NATIONAL ITS ARCHI-  
13 TECTURE.—The Secretary shall develop, implement,  
14 and maintain a national ITS architecture and stand-  
15 ards and protocols to promote the widespread use  
16 and evaluation of ITS technology as a component of  
17 the Nation's surface transportation systems.

18 (2) INTEROPERABILITY AMONG ITS TECH-  
19 NOLOGIES.—The national ITS architecture shall  
20 promote interoperability among ITS technologies im-  
21 plemented throughout the States.

22 (3) USE OF SERVICES OF STANDARDS-SETTING  
23 ORGANIZATIONS.—In carrying out this subsection,  
24 the Secretary may use the services of standards-set-  
25 ting organizations.

1           (4) ESTABLISHMENT OF DEDICATED SHORT-  
2       RANGE VEHICLE TO WAYSIDE WIRELESS STAND-  
3       ARD.—In carrying out this subsection, the Secretary,  
4       in consultation with the Secretary of Commerce, the  
5       Secretary of Defense, and the Federal Communica-  
6       tions Commission, shall take such actions as may be  
7       necessary to secure the necessary spectrum for the  
8       near-term establishment of a dedicated short-range  
9       vehicle to wayside wireless standard.

10       (c) EVALUATIONS.—

11           (1) GUIDELINES AND REQUIREMENTS.—The  
12       Secretary shall issue guidelines and requirements for  
13       the evaluation of field and related operational tests  
14       carried out under section 655 of this Act.

15           (2) OBJECTIVITY AND INDEPENDENCE.—The  
16       guidelines and requirements issued under paragraph  
17       (1) shall include provisions to ensure the objectivity  
18       and independence of the evaluator and to avoid any  
19       real or apparent conflict of interest or potential in-  
20       fluence on the outcome by parties to the tests or any  
21       other formal evaluation conducted under this sub-  
22       title.

23       (d) INFORMATION CLEARINGHOUSE.—

24           (1) ESTABLISHMENT.—The Secretary shall es-  
25       tablish and maintain a repository for technical and

1 safety data collected as a result of federally-spon-  
2 sored projects under this subtitle and shall make,  
3 upon request, such information (except for propri-  
4 etary information and data) readily available to all  
5 users of the repository at an appropriate cost.

6 (2) DELEGATION OF AUTHORITY.—The Sec-  
7 retary may delegate the responsibility of the Sec-  
8 retary under this subsection, with continuing over-  
9 sight by the Secretary, to an appropriate entity that  
10 is not within the Department of Transportation. Any  
11 entity to which such responsibility is delegated shall  
12 be eligible for Federal assistance under this subtitle.

13 (e) ADVISORY COMMITTEES.—

14 (1) IN GENERAL.—The Secretary may utilize 1  
15 or more advisory committees in carrying out this  
16 subtitle.

17 (2) APPLICABILITY OF FEDERAL ADVISORY  
18 COMMITTEE ACT.—Any advisory committee utilized  
19 under this subsection shall be subject to the Federal  
20 Advisory Committee Act (5 U.S.C. App., 86 Stat.  
21 770).

22 (3) FUNDING.—Funding provided for an advi-  
23 sory committee utilized under this subsection shall  
24 be available from moneys appropriated for advisory  
25 committees as specified in relevant appropriations

1 Acts and from funds allocated for research, develop-  
2 ment, and implementation activities in connection  
3 with the ITS program.

4 (f) CONFORMITY WITH STANDARDS.—

5 (1) IN GENERAL.—The Secretary shall ensure  
6 that ITS projects carried out using funds made  
7 available out of the Highway Trust Fund conform to  
8 the national ITS architecture and standards and  
9 protocols developed under subsection (b).

10 (2) EXCEPTION.—Paragraph (1) shall not  
11 apply to projects carried out using funds authorized  
12 for specific research objectives in the National ITS  
13 Program Plan under section 654 of this Act.

14 (g) LIFE-CYCLE COST ANALYSIS.—The Secretary  
15 shall require an analysis of the life-cycle costs of each  
16 project carried out using funds made available under this  
17 subtitle, and each project authorized in section 656 of this  
18 Act, for operations and maintenance of ITS elements,  
19 where the total initial capital costs of the such elements  
20 exceed \$3,000,000.

21 (h) PROCUREMENT METHODS.—

22 (1) TECHNICAL ASSISTANCE.—The Secretary  
23 shall develop appropriate technical assistance and  
24 guidance to assist State and local agencies in evalu-  
25 ating and selecting appropriate methods of procure-

1       ment for its projects carried out using funds made  
2       available from the Highway Trust Fund, including  
3       innovative and nontraditional methods of procure-  
4       ment.

5           (2) ITS SOFTWARE.—To the maximum extent  
6       practicable, contracting officials shall use as a criti-  
7       cal evaluation criterion the Software Engineering In-  
8       stitute’s Capability Maturity Model, or another simi-  
9       lar recognized standard risk assessment methodol-  
10      ogy, to reduce the cost, schedule, and performance  
11      risks associated with the development, management,  
12      and integration of ITS software.

13 **SEC. 654. NATIONAL ITS PROGRAM PLAN.**

14       (a) NATIONAL ITS PROGRAM PLAN.—

15           (1) UPDATES.—The Secretary shall maintain  
16       and update, as necessary, the National ITS Program  
17       Plan developed by the Department of Transportation  
18       and the Intelligent Transportation Society of Amer-  
19       ica.

20           (2) SCOPE.—The National ITS Program Plan  
21       shall—

22                (A) specify the goals, objectives, and mile-  
23               stones for the deployment of intelligent trans-  
24               portation infrastructure in the context of major  
25               metropolitan areas, smaller metropolitan and

1 rural areas, and commercial vehicle information  
2 systems and networks;

3 (B) specify how specific programs and  
4 projects relate to the goals, objectives, and mile-  
5 stones referred to in subparagraph (A), includ-  
6 ing consideration of the 5-, 10-, and 20-year  
7 timeframes for the goals and objectives;

8 (C) establish a course of action necessary  
9 to achieve the program's goals and objectives;

10 (D) provide for the evolutionary develop-  
11 ment of standards and protocols to promote  
12 and ensure interoperability in the implementa-  
13 tion of ITS technologies; and

14 (E) establish a cooperative process with  
15 State and local governments for determining  
16 desired surface transportation system perform-  
17 ance levels and developing plans for national in-  
18 corporation of specific ITS capabilities into sur-  
19 face transportation systems.

20 (b) REPORTING.—The plan described in subsection  
21 (a) shall be transmitted and updated as part of the plan  
22 developed under section 5506 of title 49, United States  
23 Code.



1 **SEC. 655. TECHNICAL ASSISTANCE, PLANNING, RESEARCH,**  
2 **AND OPERATIONAL TESTS.**

3 (a) TECHNICAL ASSISTANCE, TRAINING, AND INFOR-  
4 MATION.—The Secretary may provide technical assistance,  
5 training, and information to State and local governments  
6 seeking to implement, operate, maintain, and evaluate ITS  
7 technologies and services.

8 (b) TRANSPORTATION PLANNING.—The Secretary  
9 may provide funding to support adequate consideration of  
10 transportation system management and operations, in-  
11 cluding ITS, within metropolitan and statewide transpor-  
12 tation planning processes.

13 (c) RESEARCH AND OPERATIONAL TESTS.—The Sec-  
14 retary may provide funding for research and operational  
15 tests relating to ITS. Such tests shall be designed for the  
16 collection of data to permit objective evaluation of the re-  
17 sults of the tests and the derivation of cost-benefit infor-  
18 mation that is useful to others contemplating the deploy-  
19 ment of similar systems.

20 (d) DEMONSTRATION AND EVALUATION OF INTEL-  
21 LIGENT VEHICLE HIGHWAY SYSTEMS.—The Secretary  
22 may conduct research and development activities for the  
23 purpose of demonstrating integrated intelligent vehicle  
24 highway systems and roadway safety systems. Such re-  
25 search shall include state-of-the-art systems and shall inte-  
26 grate collision avoidance, in-vehicle information, and other

1 safety related systems (including infrastructure-based sys-  
2 tems). Development work—

3 (1) shall incorporate human factors research,  
4 which may include research in the science of the  
5 driving process, to improve the operational efficiency  
6 and safety of intelligent transportation systems;

7 (2) may incorporate research on environmental,  
8 weather, and natural conditions that impact intel-  
9 ligent transportation systems, including the effects  
10 of cold climates; and

11 (3) may incorporate materials or magnetics re-  
12 search.

13 **SEC. 656. ITS DEPLOYMENT.**

14 (a) INTELLIGENT TRANSPORTATION INFRASTRUC-  
15 TURE DEPLOYMENT INCENTIVES PROGRAM.—The Sec-  
16 retary shall conduct a program to promote the deployment  
17 of regionally integrated, intermodal intelligent transpor-  
18 tation systems and, through financial and technical assist-  
19 ance under this subtitle, shall assist in the development  
20 and implementation of such systems.

21 (b) GOALS.—In accordance with the National ITS  
22 Program Plan under section 654 of this Act, the Secretary  
23 shall provide incentives for the deployment of integrated  
24 applications of intermodal, intelligent transportation infra-  
25 structure and system technologies to—

1           (1) stimulate sufficient deployment to validate  
2           and accelerate the establishment of national ITS  
3           standards and protocols;

4           (2) realize the benefits of regionally integrated,  
5           intermodal deployment of intelligent transportation  
6           infrastructure and commercial vehicle operations, in-  
7           cluding electronic border crossing applications; and

8           (3) motivate innovative approaches to over-  
9           coming non-technical constraints or impediments to  
10          deployment.

11          (c) PROJECT SELECTION.—In order to be eligible for  
12          funding under this section, a project shall—

13           (1) contribute to national deployment goals and  
14           objectives outlined in the National ITS Program  
15           Plan under section 654 of this Act;

16           (2) demonstrate a strong commitment to co-  
17           operation among agencies, jurisdictions, and the pri-  
18           vate sector, as evidenced by signed memorandums of  
19           understanding that clearly define the responsibilities  
20           and relation of all parties to a partnership arrange-  
21           ment, including institutional relationships and finan-  
22           cial agreements needed to support deployment, and  
23           commitment to the criteria provided in paragraphs  
24           (3) through (7);

1           (3) demonstrate commitment to a comprehen-  
2           sive plan of fully integrated ITS deployment in ac-  
3           cordance with the national ITS architecture and  
4           standards and protocols established under section  
5           653(b) of this Act;

6           (4) be part of approved plans and programs de-  
7           veloped under applicable statewide and metropolitan  
8           transportation planning processes and applicable  
9           State air quality implementation plans, as appro-  
10          prium, at the time Federal funds are sought;

11          (5) minimize the relative percentage and  
12          amount of Federal contributions under this section  
13          to total project costs;

14          (6) ensure continued, long-term operations and  
15          maintenance without continued reliance on Federal  
16          funding under this subtitle, along with documented  
17          evidence of fiscal capacity and commitment from an-  
18          ticipated public and private sources;

19          (7) demonstrate technical capacity for effective  
20          operations and maintenance or commitment to ac-  
21          quiring necessary skills; and

22          (8) identify the impacts on bicycle and pedes-  
23          trian transportation and safety and evaluate options  
24          to mitigate any adverse impacts on bicycle and pe-  
25          destrian transportation and safety.

1 (d) FUNDING LIMITATIONS.—

2 (1) PROJECTS IN METROPOLITAN AREAS.—

3 Funding under this section for intelligent transpor-  
4 tation infrastructure projects in metropolitan areas  
5 shall be limited to activities primarily necessary to  
6 integrate intelligent transportation infrastructure  
7 elements either deployed or to be deployed with  
8 other sources of funds.

9 (2) OTHER PROJECTS.—For commercial vehicle  
10 projects and projects outside metropolitan areas,  
11 funding provided under this subtitle may also be  
12 used for installation of intelligent transportation in-  
13 frastructure elements.

14 (3) FISCAL YEAR LIMITATIONS.—Of the  
15 amounts made available to carry out this section in  
16 a fiscal year—

17 (A) not more than \$15,000,000 may be  
18 used for projects in a metropolitan area;

19 (B) not more than \$2,000,000 may be  
20 used for a project in a rural area;

21 (C) not more than \$5,000,000 may be  
22 used for a commercial vehicle information sys-  
23 tem and network project; and

24 (D) not more than \$35,000,000 may be  
25 used for projects in a State.

1           (4) PRIORITIES.—In providing funding for  
2       projects under this section, the Secretary shall allo-  
3       cate—

4                   (A) not less than 25 percent of the funds  
5       made available to carry out this section to eligi-  
6       ble State and local entities for the implementa-  
7       tion of commercial vehicle information systems  
8       and networks, and international border crossing  
9       improvements, in support of public sector com-  
10      mercial vehicle operations nationwide; and

11                   (B) not less than 10 percent of such funds  
12      for other intelligent transportation infrastruc-  
13      ture deployment activities outside of metropoli-  
14      tan areas.

15   **SEC. 657. FUNDING ALLOCATIONS.**

16       (a) INTELLIGENT TRANSPORTATION INFRASTRUC-  
17      TURE DEPLOYMENT INCENTIVES PROGRAM.—

18           (1) ALLOCATION.—Of the amounts made avail-  
19      able for each of fiscal years 1998 through 2003 by  
20      section 127(a)(3)(I) of this Act, \$75,000,000 per fis-  
21      cal year shall be available to carry out section 656  
22      of this Act.

23           (2) USE OF UNALLOCATED AMOUNTS.—In addi-  
24      tion to amounts made available by subsection (b),  
25      any amounts made available under paragraph (1)

1 and not allocated by the Secretary for carrying out  
2 section 656 of this Act may be used by the Secretary  
3 for carrying out other activities authorized under  
4 this subtitle.

5 (b) ITS RESEARCH AND PROGRAM SUPPORT ACTIVITIES.—Of the amounts made available for each of fiscal  
6 years 1998 through 2003 by section 127(a)(3)(I) of this  
7 Act, \$100,000,000 per fiscal year shall be available to  
8 carry out multi-year research and technology development  
9 initiatives under this subtitle (other than projects under  
10 section 656 of this Act).

12 (c) FEDERAL SHARE PAYABLE.—

13 (1) INTELLIGENT TRANSPORTATION INFRA-  
14 STRUCTURE DEPLOYMENT INCENTIVES PROGRAM.—  
15 For activities funded with amounts allocated under  
16 subsection (a), the Federal share payable from such  
17 amounts shall not exceed 50 percent of the costs of  
18 the activities, and the total Federal share payable  
19 from all eligible sources (including subsection (a))  
20 shall not exceed 80 percent of the costs of the activi-  
21 ties.

22 (2) OTHER PROGRAMS.—For activities funded  
23 with amounts allocated under subsection (b), unless  
24 the Secretary determines otherwise, the Federal

1 share payable on account of such activities shall not  
2 exceed 80 percent of the costs of the activities.

3 (3) LONG-RANGE ACTIVITIES.—For long-range  
4 activities undertaken in partnership with private en-  
5 tities for the purposes of section 655(d) of this Act,  
6 the Federal share payable from funds allocated  
7 under this subtitle on account of such activities shall  
8 not exceed 50 percent of the costs of the activities,  
9 and the total Federal share payable from all eligible  
10 sources (including subsection (a)) shall not exceed  
11 80 percent of the costs of the activities.

12 (4) PARTICIPATION OF OTHER PUBLIC AND PRI-  
13 VATE SOURCES.—The Secretary shall seek maximum  
14 participation in the funding of activities under this  
15 subtitle from other public and private sources, and  
16 shall minimize the use of funds provided under this  
17 subtitle for the construction or long-term acquisition  
18 of buildings and grounds.

19 (d) ADVANCED TRAFFIC MONITORING AND RE-  
20 SPONSE CENTER.—

21 (1) IN GENERAL.—The Secretary shall make  
22 grants to the Pennsylvania Transportation Institute,  
23 in conjunction with the Pennsylvania Turnpike Com-  
24 mission, to establish an advanced traffic monitoring  
25 and emergency response center at Letterkenny Army



1 Depot in Chambersburg, Pennsylvania. The center  
2 shall help develop and coordinate traffic monitoring  
3 and ITS systems on the entire Pennsylvania Turn-  
4 pike system and I–81, coordinate emergency re-  
5 sponse with State and local governments in the Cen-  
6 tral Pennsylvania Region, and conduct research.

7 (2) FUNDING.—Of the amounts made available  
8 for each of fiscal years 1998 through 2003 by sec-  
9 tion 127(a)(3)(H) of this Act, \$1,667,000 per fiscal  
10 year shall be available to carry out this subsection.

11 **SEC. 658. REPEAL.**

12 Part B of title VI of the Intermodal Surface Trans-  
13 portation Efficiency Act of 1991 (105 Stat. 2189–2195)  
14 is repealed.

15 **TITLE VII—TRUTH IN**  
16 **BUDGETING**

17 **SEC. 701. BUDGETARY TREATMENT OF HIGHWAY TRUST**  
18 **FUND.**

19 Notwithstanding any other provision of law (except  
20 the Line Item Veto Act of 1996), the receipts and dis-  
21 bursements of the Highway Trust Fund established by  
22 section 9503 of the Internal Revenue Code of 1986—

23 (1) shall not be counted as new budget author-  
24 ity, outlays, receipts, or deficit or surplus for pur-  
25 poses of—

1 (A) the budget of the United States Gov-  
2 ernment as submitted by the President,

3 (B) the congressional budget (including al-  
4 locations of budget authority and outlays pro-  
5 vided therein), or

6 (C) the Balanced Budget and Emergency  
7 Deficit Control Act of 1985; and

8 (2) shall be exempt from any general budget  
9 limitation imposed by statute on expenditures and  
10 net lending (budget outlays) of the United States  
11 Government.

12 **SEC. 702. APPLICABILITY.**

13 This title shall apply to fiscal years beginning after  
14 September 30, 1997.

15 **TITLE VIII—RECREATIONAL**  
16 **BOATING SAFETY PROGRAM**

17 **SEC. 801. SHORT TITLE.**

18 This title may be cited as the “Recreational Boating  
19 Safety Improvement Act of 1998”.

20 **SEC. 802. AMENDMENTS RELATING TO RECREATIONAL**  
21 **BOATING SAFETY PROGRAM.**

22 (a) IN GENERAL.—Section 13106 of title 46, United  
23 States Code, is amended—

24 (1) in subsection (a)—

1           (A) by striking “(1)” and all that follows  
2           through the first sentence and inserting the fol-  
3           lowing: “Except as provided in subsection (c)  
4           and subject to such amounts as are provided in  
5           appropriations laws, the Secretary may expend  
6           for each fiscal year the amount transferred for  
7           such fiscal year to the Boat Safety Account  
8           under section 9503(c)(4) of the Internal Reve-  
9           nue Code of 1986 (26 U.S.C. 9503(c)(4)).”;  
10          and

11           (B) by striking paragraph (2); and  
12          (2) by striking subsection (c) and inserting the  
13          following:

14          “(c)(1) Of the amount transferred for each fiscal year  
15          to the Boat Safety Account under section 9503(c)(4) of  
16          the Internal Revenue Code of 1986 (26 U.S.C.  
17          9503(c)(4))—

18           “(A) up to two percent is available to the Sec-  
19           retary to pay the costs of investigations, personnel,  
20           and activities related to administering State rec-  
21           reational boating safety programs;

22           “(B) up to two percent is available to the Sec-  
23           retary to ensure compliance with chapter 43 of this  
24           title; and

1           “(C) up to three percent is available to the Sec-  
2       retary to establish, operate, and maintain aids to  
3       navigation that promote primarily recreational boat-  
4       ing safety.

5       “(2) Amounts made available by this subsection shall  
6       remain available until expended.”.

7       (b) COMPREHENSIVE SURVEYS.—Section 13103(c) of  
8       title 46, United States Code, is amended—

9           (1) by inserting “(1)” after “(c)”; and

10          (2) by adding at the end the following:

11       “(2) The Secretary shall use amounts allocated under  
12       this subsection to conduct and report to the Congress the  
13       findings of a comprehensive survey of recreational boating  
14       in the United States, by not later than December 1 of  
15       1999 and of every fifth year thereafter. The amount ex-  
16       pended for each survey may not exceed 50 percent of the  
17       amounts allocated under this subsection for the fiscal year  
18       in which the survey is conducted.”.

19       (c) REQUIREMENT TO USE STATE PROGRAM ASSIST-  
20       ANCE FOR CERTAIN PUBLIC ACCESS FACILITIES.—Sec-  
21       tion 13106 of title 46, United States Code, is amended  
22       by adding at the end the following:

23       “(d)(1) The Secretary shall require that of the  
24       amount appropriated for a fiscal year to which this sub-  
25       section applies that is allocated and distributed under this

1 chapter for State recreational boating safety programs,  
 2 the amount described in paragraph (2) shall be available  
 3 only for use pursuant to subsection (b)(4) for public access  
 4 facilities for transient nontrailerable recreational vessels.

5 “(2) The amount referred to in paragraph (1) is  
 6 equal to five percent of the portion of sums appropriated  
 7 for the fiscal year to carry out this chapter that is in ex-  
 8 cess of \$35,000,000.

9 “(3) This subsection applies to any fiscal year for  
 10 which the total amount appropriated to carry out this  
 11 chapter exceeds \$35,000,000.”.

12 (d) EFFECTIVE DATE.—This section shall take effect  
 13 October 1, 1998.

14 **SEC. 803. AMENDMENT OF NATIONAL SEA GRANT COLLEGE**  
 15 **PROGRAM ACT.**

16 Section 203 of the National Sea Grant College Pro-  
 17 gram Act (33 U.S.C. 1122) is amended—

18 (1) by striking paragraph (5);

19 (2) by redesignating paragraphs (6) through  
 20 (17) as paragraphs (5) through (16), respectively;

21 (3) by redesignating subparagraphs (C) through  
 22 (F) of paragraph (7), as so redesignated, as sub-  
 23 paragraphs (D) through (G), respectively; and

24 (4) by inserting after subparagraph (B) of  
 25 paragraph (7), as so redesignated, the following:

1           “(C) Lake Champlain (to the extent that  
 2           such resources have hydrological, biological,  
 3           physical, or geological characteristics and prob-  
 4           lems similar or related to those of the Great  
 5           Lakes);”.

## 6           **TITLE IX—RAILROADS**

### 7   **SEC. 901. HIGH-SPEED RAIL.**

8           (a) AUTHORIZATION OF APPROPRIATIONS.—Section  
 9   26104 of title 49, United States Code, is amended—

10           (1) by redesignating subsection (d) as sub-  
 11           section (h); and

12           (2) by inserting after subsection (c) the follow-  
 13           ing new subsections:

14           “(d) FISCAL YEAR 1998.—(1) There are authorized  
 15   to be appropriated to the Secretary \$10,000,000 for fiscal  
 16   year 1998, for carrying out section 26101 (including pay-  
 17   ment of administrative expenses related thereto).

18           “(2) There are authorized to be appropriated to the  
 19   Secretary \$25,000,000 for fiscal year 1998, for carrying  
 20   out section 26102 (including payment of administrative  
 21   expenses related thereto).

22           “(e) FISCAL YEAR 1999.—(1) There are authorized  
 23   to be appropriated to the Secretary \$10,000,000 for fiscal  
 24   year 1999, for carrying out section 26101 (including pay-  
 25   ment of administrative expenses related thereto).

1       “(2) There are authorized to be appropriated to the  
2 Secretary \$25,000,000 for fiscal year 1999, for carrying  
3 out section 26102 (including payment of administrative  
4 expenses related thereto).

5       “(f) FISCAL YEAR 2000.—(1) There are authorized  
6 to be appropriated to the Secretary \$10,000,000 for fiscal  
7 year 2000, for carrying out section 26101 (including pay-  
8 ment of administrative expenses related thereto).

9       “(2) There are authorized to be appropriated to the  
10 Secretary \$25,000,000 for fiscal year 2000, for carrying  
11 out section 26102 (including payment of administrative  
12 expenses related thereto).

13       “(g) FISCAL YEAR 2001.—(1) There are authorized  
14 to be appropriated to the Secretary \$10,000,000 for fiscal  
15 year 2001, for carrying out section 26101 (including pay-  
16 ment of administrative expenses related thereto).

17       “(2) There are authorized to be appropriated to the  
18 Secretary \$25,000,000 for fiscal year 2001, for carrying  
19 out section 26102 (including payment of administrative  
20 expenses related thereto).”.

21       (b) DEFINITION.—Section 26105(2) of title 49,  
22 United States Code, is amended to read as follows:

23               “(2) the term ‘high-speed rail’ means all forms  
24       of nonhighway ground transportation that run on

1 rails or electromagnetic guideways providing trans-  
 2 portation service which is—

3 “(A) reasonably expected to reach sus-  
 4 tained speeds of more than 125 miles per hour;  
 5 and

6 “(B) made available to members of the  
 7 general public as passengers,  
 8 but does not include rapid transit operations within  
 9 an urban area that are not connected to the general  
 10 rail system of transportation;”.

11 **SEC. 902. LIGHT DENSITY RAIL LINE PILOT PROJECTS.**

12 (a) AMENDMENT.—Part B of subtitle V of title 49,  
 13 United States Code, is amended by adding at the end the  
 14 following new chapter:

15 **“CHAPTER 223—LIGHT DENSITY RAIL**  
 16 **LINE PILOT PROJECTS**

“Sec.  
 “22301. Light density rail line pilot projects.

17 **“§ 22301. Light density rail line pilot projects**

18 “(a) GRANTS.—The Secretary of Transportation may  
 19 make grants to States that have State rail plans described  
 20 in section 22102 (1) and (2), to fund pilot projects that  
 21 demonstrate the relationship of light density railroad serv-  
 22 ices to the statutory responsibilities of the Secretary, in-  
 23 cluding those under title 23.



1       “(b) LIMITATIONS.—Grants under this section may  
2 be made only for pilot projects for making capital improve-  
3 ments to, and rehabilitating, publicly and privately owned  
4 rail line structures, and may not be used for providing  
5 operating assistance.

6       “(c) PRIVATE OWNER CONTRIBUTIONS.—Grants  
7 made under this section for projects on privately owned  
8 rail line structures shall include contributions by the  
9 owner of the rail line structures, based on the benefit to  
10 those structures, as determined by the Secretary.

11       “(d) STUDY.—The Secretary shall conduct a study  
12 of the pilot projects carried out with grant assistance  
13 under this section to determine the public interest benefits  
14 associated with the light density railroad networks in the  
15 States and their contribution to a multimodal transpor-  
16 tation system. Not later than March 31, 2003, the Sec-  
17 retary shall report to Congress any recommendations the  
18 Secretary considers appropriate regarding the eligibility of  
19 light density rail networks for Federal infrastructure fi-  
20 nancing.

21       “(e) AUTHORIZATION OF APPROPRIATIONS.—There  
22 are authorized to be appropriated to the Secretary to carry  
23 out this section \$25,000,000 for each of the fiscal years  
24 1998, 1999, 2000, 2001, 2002, and 2003. Such funds  
25 shall remain available until expended.”.

1 (b) TABLE OF CHAPTERS.—The table of chapters of  
 2 subtitle V of title 49, United States Code, is amended by  
 3 inserting after the item relating to chapter 221 the follow-  
 4 ing new item:

“223. LIGHT DENSITY RAIL LINE PILOT PROJECTS ..... 22301”.

5 **SEC. 903. MIAMI-ORLANDO-TAMPA CORRIDOR PROJECT.**

6 There are authorized to be appropriated to the Sec-  
 7 retary of Transportation \$200,000,000, to be made avail-  
 8 able to the Florida Department of Transportation to reim-  
 9 burse the Florida Overland Express project in the Miami-  
 10 Orlando-Tampa corridor for capital costs of that project.  
 11 The Florida Department of Transportation shall deposit  
 12 funds received under this section into a separate account  
 13 which shall, to the extent not yet required for the purposes  
 14 of this section, be invested in United States Treasury se-  
 15 curities. Funds authorized under this section shall not be  
 16 counted in calculating the allocation to the State of Flor-  
 17 ida under section 111.

18 **SEC. 904. ALASKA RAILROAD.**

19 (a) GRANTS.—The Secretary may make grants to the  
 20 Alaska Railroad for capital rehabilitation of and improve-  
 21 ments to its passenger services.

22 (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
 23 authorized to be appropriated to carry out this section  
 24 \$5,250,000 for each of fiscal years 1998 through 2003.

1 **SEC. 905. RAILWAY-HIGHWAY CROSSING HAZARD ELIMI-**  
2 **NATION IN HIGH SPEED RAIL CORRIDORS.**

3 There is authorized to be appropriated to carry out  
4 section 104(d)(2) of title 23, United States Code,  
5 \$5,250,000 for each of fiscal years 1998 through 2003.

6 **SEC. 906. RAILROAD REHABILITATION AND IMPROVEMENT**  
7 **FINANCING.**

8 (a) AMENDMENTS.—Title V of the Railroad Revital-  
9 ization and Regulatory Reform Act of 1976 is amended—  
10 (1) by striking sections 501 through 504 and  
11 inserting the following new sections:

12 **“SEC. 501. DEFINITIONS.**

13 “For purposes of this title:

14 “(1)(A) The term ‘cost’ means the estimated  
15 long-term cost to the Government of a direct loan or  
16 loan guarantee, calculated on a net present value  
17 basis, excluding administrative costs and any inci-  
18 dental effects on governmental receipts or outlays.

19 “(B) The cost of a direct loan shall be the net  
20 present value, at the time when the direct loan is  
21 disbursed, of the following cash flows:

22 “(i) Loan disbursements.

23 “(ii) Repayments of principal.

24 “(iii) Payments of interest and other pay-  
25 ments by or to the Government over the life of  
26 the loan after adjusting for estimated defaults,

1           prepayments, fees, penalties, and other recover-  
2           ies.

3           “(C) The cost of a loan guarantee shall be the  
4           net present value when a guaranteed loan is dis-  
5           bursed, of the following cash flows:

6                   “(i) Estimated payments by the Govern-  
7                   ment to cover defaults and delinquencies, inter-  
8                   est subsidies, or other payments.

9                   “(ii) Estimated payments to the Govern-  
10                  ment, including origination and other fees, pen-  
11                  alties, and recoveries.

12           “(D) Any Government action that alters the es-  
13           timated net present value of an outstanding direct  
14           loan or loan guarantee (except modifications within  
15           the terms of existing contracts or through other ex-  
16           isting authorities) shall be counted as a change in  
17           the cost of that direct loan or loan guarantee. The  
18           calculation of such changes shall be based on the es-  
19           timated present value of the direct loan or loan  
20           guarantee at the time of modification.

21           “(E) In estimating net present values, the dis-  
22           count rate shall be the average interest rate on mar-  
23           ketable Treasury securities of similar maturity to  
24           the direct loan or loan guarantee for which the esti-  
25           mate is being made.

1           “(2) The term ‘direct loan’ means a disburse-  
2           ment of funds by the Government to a non-Federal  
3           borrower under a contract that requires the repay-  
4           ment of such funds. The term includes the purchase  
5           of, or participation in, a loan made by another lend-  
6           er. The term does not include the acquisition of a  
7           federally guaranteed loan in satisfaction of default  
8           claims.

9           “(3) The term ‘direct loan obligation’ means a  
10          binding agreement by the Secretary to make a direct  
11          loan when specified conditions are fulfilled by the  
12          borrower.

13          “(4) The term ‘intermodal’ means of or relating  
14          to the connection between rail service and other  
15          modes of transportation, including all parts of facili-  
16          ties at which such connection is made.

17          “(5) The term ‘loan guarantee’ means any  
18          guarantee, insurance, or other pledge with respect to  
19          the payment of all or a part of the principal or inter-  
20          est on any debt obligation of a non-Federal borrower  
21          to a non-Federal lender, but does not include the in-  
22          surance of deposits, shares, or other withdrawable  
23          accounts in financial institutions.

24          “(6) The term ‘loan guarantee commitment’  
25          means a binding agreement by the Secretary to

1       make a loan guarantee when specified conditions are  
2       fulfilled by the borrower, the lender, or any other  
3       party to the guarantee agreement.

4   **“SEC. 502. DIRECT LOANS AND LOAN GUARANTEES.**

5       “(a) GENERAL AUTHORITY.—The Secretary may  
6       provide direct loans and loan guarantees to State and local  
7       governments, government sponsored authorities and cor-  
8       porations, railroads, and joint ventures that include at  
9       least 1 railroad.

10      “(b) ELIGIBLE PURPOSES.—

11           “(1) IN GENERAL.—Direct loans and loan guar-  
12       antees under this section shall be used to—

13           “(A) acquire, improve, or rehabilitate  
14       intermodal or rail equipment or facilities, in-  
15       cluding track, components of track, bridges,  
16       yards, buildings, and shops;

17           “(B) refinance outstanding debt incurred  
18       for the purposes described in subparagraph (A);  
19       or

20           “(C) develop or establish new intermodal  
21       or railroad facilities.

22      “(2) OPERATING EXPENSES NOT ELIGIBLE.—  
23       Direct loans and loan guarantees under this section  
24       shall not be used for railroad operating expenses.

1       “(c) PRIORITY PROJECTS.—In granting applications  
2 for direct loans or guaranteed loans under this section,  
3 the Secretary shall give priority to projects that—

4               “(1) enhance public safety;

5               “(2) enhance the environment;

6               “(3) promote economic development;

7               “(4) enable United States companies to be more  
8 competitive in international markets;

9               “(5) are endorsed by the plans prepared under  
10 section 135 of title 23, United States Code, by the  
11 State or States in which they are located; or

12               “(6) preserve rail or intermodal service to small  
13 communities or rural areas.

14       “(d) EXTENT OF AUTHORITY.—The aggregate un-  
15 paid principal amounts of obligations under direct loans  
16 and loan guarantees made under this section shall not ex-  
17 ceed \$5,000,000,000 at any one time. Of this amount, not  
18 less than \$1,000,000,000 shall be available solely for  
19 projects primarily benefiting freight railroads other than  
20 Class I carriers.

21       “(e) RATES OF INTEREST.—

22               “(1) DIRECT LOANS.—The Secretary shall re-  
23 quire interest to be paid on a direct loan made  
24 under this section at a rate not less than that nec-  
25 essary to recover the cost of making the loan.

1           “(2) LOAN GUARANTEES.—The Secretary shall  
2           not make a loan guarantee under this section if the  
3           interest rate for the loan exceeds that which the Sec-  
4           retary determines to be reasonable, taking into con-  
5           sideration the prevailing interest rates and cus-  
6           tomary fees incurred under similar obligations in the  
7           private capital market.

8           “(f) INFRASTRUCTURE PARTNERS.—

9           “(1) AUTHORITY OF SECRETARY.—In lieu of or  
10          in combination with appropriations of budget au-  
11          thority to cover the costs of direct loans and loan  
12          guarantees as required under section 504(b)(1) of  
13          the Federal Credit Reform Act of 1990, the Sec-  
14          retary may accept on behalf of an applicant for as-  
15          sistance under this section a commitment from a  
16          non-Federal source to fund in whole or in part credit  
17          risk premiums with respect to the loan that is the  
18          subject of the application. In no event shall the ag-  
19          gregate of appropriations of budget authority and  
20          credit risk premiums described in this paragraph  
21          with respect to a direct loan or loan guarantee be  
22          less than the cost of that direct loan or loan guaran-  
23          tee.

24          “(2) CREDIT RISK PREMIUM AMOUNT.—The  
25          Secretary shall determine the amount required for



1 credit risk premiums under this subsection on the  
2 basis of—

3 “(A) the circumstances of the applicant,  
4 including the amount of collateral offered;

5 “(B) the proposed schedule of loan dis-  
6 bursements;

7 “(C) historical data on the repayment his-  
8 tory of similar borrowers;

9 “(D) consultation with the Congressional  
10 Budget Office; and

11 “(E) any other factors the Secretary con-  
12 siders relevant.

13 “(3) PAYMENT OF PREMIUMS.—Credit risk pre-  
14 miums under this subsection shall be paid to the  
15 Secretary before the disbursement of loan amounts.

16 “(4) COHORTS OF LOANS.—In order to main-  
17 tain sufficient balances of credit risk premiums to  
18 adequately protect the Federal Government from  
19 risk of default, while minimizing the length of time  
20 the Government retains possession of those balances,  
21 the Secretary shall establish cohorts of loans. When  
22 all obligations attached to a cohort of loans have  
23 been satisfied, credit risk premiums paid for the co-  
24 hort, and interest accrued thereon, which were not

1       used to mitigate losses shall be returned to the origi-  
2       nal source on a pro rata basis.

3       “(g) PREREQUISITES FOR ASSISTANCE.—The Sec-  
4       retary shall not make a direct loan or loan guarantee  
5       under this section unless the Secretary has made a finding  
6       in writing that—

7               “(1) repayment of the obligation is required to  
8       be made within a term of not more than 25 years  
9       from the date of its execution;

10              “(2) the direct loan or loan guarantee is justi-  
11       fied by the present and probable future demand for  
12       rail services or intermodal facilities;

13              “(3) the applicant has given reasonable assur-  
14       ances that the facilities or equipment to be acquired,  
15       rehabilitated, improved, developed, or established  
16       with the proceeds of the obligation will be economi-  
17       cally and efficiently utilized;

18              “(4) the obligation can reasonably be repaid,  
19       using an appropriate combination of credit risk pre-  
20       miums and collateral offered by the applicant to pro-  
21       tect the Federal Government; and

22              “(5) the purposes of the direct loan or loan  
23       guarantee are consistent with subsection (b).

24       “(h) CONDITIONS OF ASSISTANCE.—The Secretary  
25       shall, before granting assistance under this section, re-

1   quire the applicant to agree to such terms and conditions  
2   as are sufficient, in the judgment of the Secretary, to en-  
3   sure that, as long as any principal or interest is due and  
4   payable on such obligation, the applicant, and any railroad  
5   or railroad partner for whose benefit the assistance is in-  
6   tended—

7           “(1) will not use any funds or assets from rail-  
8       road or intermodal operations for purposes not relat-  
9       ed to such operations, if such use would impair the  
10      ability of the applicant, railroad, or railroad partner  
11      to provide rail or intermodal services in an efficient  
12      and economic manner, or would adversely affect the  
13      ability of the applicant, railroad, or railroad partner  
14      to perform any obligation entered into by the appli-  
15      cant under this section;

16           “(2) will, consistent with its capital resources,  
17      maintain its capital program, equipment, facilities,  
18      and operations on a continuing basis; and

19           “(3) will not make any discretionary dividend  
20      payments that unreasonably conflict with the pur-  
21      poses stated in subsection (b).

22   **“SEC. 503. ADMINISTRATION OF DIRECT LOANS AND LOAN**  
23           **GUARANTEES.**

24           “(a) APPLICATIONS.—The Secretary shall prescribe  
25      the form and contents required of applications for assist-

1   ance under section 502, to enable the Secretary to deter-  
2   mine the eligibility of the applicant's proposal, and shall  
3   establish terms and conditions for direct loans and loan  
4   guarantees made under that section.

5       “(c) ASSIGNMENT OF LOAN GUARANTEES.—The  
6   holder of a loan guarantee made under section 502 may  
7   assign the loan guarantee in whole or in part, subject to  
8   such requirements as the Secretary may prescribe.

9       “(d) MODIFICATIONS.—The Secretary may approve  
10  the modification of any term or condition of a direct loan,  
11  loan guarantee, direct loan obligation, or loan guarantee  
12  commitment, including the rate of interest, time of pay-  
13  ment of interest or principal, or security requirements, if  
14  the Secretary finds in writing that—

15           “(1) the modification is equitable and is in the  
16       overall best interests of the United States; and

17           “(2) consent has been obtained from the appli-  
18       cant and, in the case of a loan guarantee or loan  
19       guarantee commitment, the holder of the obligation.

20       “(e) COMPLIANCE.—The Secretary shall assure com-  
21  pliance, by an applicant, any other party to the loan, and  
22  any railroad or railroad partner for whose benefit assist-  
23  ance is intended, with the provisions of this title, regula-  
24  tions issued hereunder, and the terms and conditions of

1 the direct loan or loan guarantee, including through regu-  
2 lar periodic inspections.

3 “(f) COMMERCIAL VALIDITY.—For purposes of  
4 claims by any party other than the Secretary, a loan guar-  
5 antee or loan guarantee commitment shall be conclusive  
6 evidence that the underlying obligation is in compliance  
7 with the provisions of this title, and that such obligation  
8 has been approved and is legal as to principal, interest,  
9 and other terms. Such a guarantee or commitment shall  
10 be valid and incontestable in the hands of a holder thereof,  
11 including the original lender or any other holder, as of  
12 the date when the Secretary granted the application there-  
13 for, except as to fraud or material misrepresentation by  
14 such holder.

15 “(g) DEFAULT.—The Secretary shall prescribe regu-  
16 lations setting forth procedures in the event of default on  
17 a loan made or guaranteed under section 502. The Sec-  
18 retary shall ensure that each loan guarantee made under  
19 that section contains terms and conditions that provide  
20 that—

21 “(1) if a payment of principal or interest under  
22 the loan is in default for more than 30 days, the  
23 Secretary shall pay to the holder of the obligation,  
24 or the holder’s agent, the amount of unpaid guaran-  
25 teed interest;

1           “(2) if the default has continued for more than  
2           90 days, the Secretary shall pay to the holder of the  
3           obligation, or the holder’s agent, 90 percent of the  
4           unpaid guaranteed principal;

5           “(3) after final resolution of the default,  
6           through liquidation or otherwise, the Secretary shall  
7           pay to the holder of the obligation, or the holder’s  
8           agent, any remaining amounts guaranteed but which  
9           were not recovered through the default’s resolution;

10          “(4) the Secretary shall not be required to  
11          make any payment under paragraphs (1) through  
12          (3) if the Secretary finds, before the expiration of  
13          the periods described in such paragraphs, that the  
14          default has been remedied; and

15          “(5) the holder of the obligation shall not re-  
16          ceive payment or be entitled to retain payment in a  
17          total amount which, together with all other recover-  
18          ies (including any recovery based upon a security in-  
19          terest in equipment or facilities) exceeds the actual  
20          loss of such holder.

21          “(h) RIGHTS OF THE SECRETARY.—

22          “(1) SUBROGATION.—If the Secretary makes  
23          payment to a holder, or a holder’s agent, under sub-  
24          section (g) in connection with a loan guarantee made  
25          under section 502, the Secretary shall be subrogated

1 to all of the rights of the holder with respect to the  
2 obligor under the loan.

3 “(2) DISPOSITION OF PROPERTY.—The Sec-  
4 retary may complete, recondition, reconstruct, ren-  
5 ovate, repair, maintain, operate, charter, rent, sell,  
6 or otherwise dispose of any property or other inter-  
7 ests obtained pursuant to this section. The Secretary  
8 shall not be subject to any Federal or State regu-  
9 latory requirements when carrying out this para-  
10 graph.

11 “(i) ACTION AGAINST OBLIGOR.—The Secretary may  
12 bring a civil action in an appropriate Federal court in the  
13 name of the United States in the event of a default on  
14 a direct loan made under section 502, or in the name of  
15 the United States or of the holder of the obligation in the  
16 event of a default on a loan guaranteed under section 502.  
17 The holder of a guarantee shall make available to the Sec-  
18 retary all records and evidence necessary to prosecute the  
19 civil action. The Secretary may accept property in full or  
20 partial satisfaction of any sums owed as a result of a de-  
21 fault. If the Secretary receives, through the sale or other  
22 disposition of such property, an amount greater than the  
23 aggregate of—

24 “(1) the amount paid to the holder of a guaran-  
25 tee under subsection (g) of this section; and

1           “(2) any other cost to the United States of  
2       remedying the default,  
3 the Secretary shall pay such excess to the obligor.

4       “(j) BREACH OF CONDITIONS.—The Attorney Gen-  
5 eral shall commence a civil action in an appropriate Fed-  
6 eral court to enjoin any activity which the Secretary finds  
7 is in violation of this title, regulations issued hereunder,  
8 or any conditions which were duly agreed to, and to secure  
9 any other appropriate relief.

10       “(k) ATTACHMENT.—No attachment or execution  
11 may be issued against the Secretary, or any property in  
12 the control of the Secretary, prior to the entry of final  
13 judgment to such effect in any State, Federal, or other  
14 court.

15       “(l) INVESTIGATION CHARGE.—The Secretary may  
16 charge and collect from each applicant a reasonable charge  
17 for appraisal of the value of the equipment or facilities  
18 for which the direct loan or loan guarantee is sought, and  
19 for making necessary determinations and findings. Such  
20 charge shall not aggregate more than one-half of 1 percent  
21 of the principal amount of the obligation.”;

22           (2) by striking sections 505 through 515 (other  
23 than 511(c)), 517, and 518;

24           (3) in section 511(c) by striking “this section”  
25 and inserting “section 502”;



1           (4) by moving subsection (c) of section 511 (as  
2           amended by paragraph (3) of this section) from sec-  
3           tion 511 to section 503 (as inserted by paragraph  
4           (1) of this section), inserting it after subsection (a),  
5           and redesignating it as subsection (b); and

6           (5) by redesignating section 516 as section 504.

7           (b) TECHNICAL AND CONFORMING PROVISIONS.—

8           (1) TABLE OF CONTENTS.—The table of con-  
9           tents of title V of the Railroad Revitalization and  
10          Regulatory Reform Act of 1976 is amended by strik-  
11          ing the items relating to sections 502 through 518  
12          and inserting the following:

“Sec. 502. Direct loans and loan guarantees.

“Sec. 503. Administration of direct loans and loan guarantees.

“Sec. 504. Employee protection.”.

13          (2) SAVINGS PROVISION.—A transaction en-  
14          tered into under the authority of title V of the Rail-  
15          road Revitalization and Regulatory Reform Act of  
16          1976 (45 U.S.C. 821 et seq.) before the date of the  
17          enactment of this Act shall be administered until  
18          completion under its terms as if this Act were not  
19          enacted.

20          (3) REPEAL.—Section 211(i) of the Regional  
21          Rail Reorganization Act of 1973 (45 U.S.C. 721(i))  
22          is repealed.

1       **TITLE X—CONDITIONS FOR**  
2       **IMPLEMENTATION OF FUNDING**

3       **SEC. 1001. CONDITIONS FOR IMPLEMENTATION OF FUND-**  
4               **ING.**

5           (a) PURPOSE.—The purpose of this section is to en-  
6       sure that all additional spending provided by this Act  
7       above the levels assumed for those programs under section  
8       257 of the Balanced Budget and Emergency Deficit Con-  
9       trol Act of 1985 in the baseline projections contained in  
10      the Congressional Budget Office document entitled “Re-  
11      vised Baseline Budget Projections for Fiscal Years 1999–  
12      2008,” dated March 3, 1998, except that for programs  
13      with discretionary outlays the projections shall assume ob-  
14      ligation authority at the 1998 enacted level and that the  
15      programs shall be adjusted for the transfer of general fund  
16      programs to the trust fund, is fully offset through manda-  
17      tory and discretionary offsets set forth in this Act.

18          (b) DUTY IMPOSED ON SECRETARY.—The Secretary  
19      of Transportation shall not apportion, allocate, or obligate  
20      any funds authorized or provided by this Act unless it con-  
21      tains a section stating that the conditions set forth in sub-  
22      section (c) have been met.

23          (c) ENUMERATION OF SPECIFIC CONDITIONS.—The  
24      conditions referred to in subsection (b) are that this Act  
25      shall contain provisions that offset any increase in outlays

1 from the Highway Trust Fund caused by this Act above  
2 the levels assumed for those programs under section 257  
3 of the Balanced Budget and Emergency Deficit Control  
4 Act of 1985 in the baseline projections contained in the  
5 Congressional Budget Office document entitled “Revised  
6 Baseline Budget Projections for Fiscal Years 1999–  
7 2008,” dated March 3, 1998, except that for programs  
8 with discretionary outlays the projections shall assume ob-  
9 ligation authority at the 1998 enacted level and that the  
10 programs shall be adjusted for the transfer of general fund  
11 programs to the trust fund, by reducing mandatory and  
12 discretionary spending.

13 **SEC. 1002. SENSE OF THE CONGRESS WITH RESPECT TO**  
14 **VETERANS PROGRAMS.**

15 It is the sense of the Congress that provisions re-  
16 ferred to in section 1001(c) that are to be contained in  
17 this Act to offset increases described in that section in  
18 outlays from the Highway Trust Fund should not include  
19 any provision making a change in programs or benefits  
20 administered by the Secretary of Veterans Affairs.

21 **TITLE XI—EXTENSION AND**  
22 **MODIFICATION OF HIGHWAY-**  
23 **RELATED TAXES AND TRUST**  
24 **FUND**

Sec. 1101. Short title; amendment of 1986 Code.

Sec. 1102. Extension of highway-related taxes and trust fund.

Sec. 1103. Modifications to Highway Trust Fund.

Sec. 1104. Provisions relating to Aquatic Resources Trust Fund.

Sec. 1105. Repeal of excise tax on tires.

Sec. 1106. Repeal of 4.3 cent excise tax on diesel fuel and gasoline used in trains.

Sec. 1107. Delay in effective date of new requirement for approved diesel or kerosene terminals.

Sec. 1108. Simplified fuel tax refund procedures.

Sec. 1109. Repeal of National Recreational Trails Trust Fund.

**1 SEC. 1101. SHORT TITLE; AMENDMENT OF 1986 CODE.**

2 (a) SHORT TITLE.—This title may be cited as the  
3 “Surface Transportation Revenue Act of 1998”.

4 (b) AMENDMENT OF 1986 CODE.—Except as other-  
5 wise expressly provided, whenever in this title an amend-  
6 ment or repeal is expressed in terms of an amendment  
7 to, or repeal of, a section or other provision, the reference  
8 shall be considered to be made to a section or other provi-  
9 sion of the Internal Revenue Code of 1986.

**10 SEC. 1102. EXTENSION OF HIGHWAY-RELATED TAXES AND**  
**11 TRUST FUND.**

12 (a) EXTENSION OF TAXES.—

13 (1) IN GENERAL.—The following provisions are  
14 each amended by striking “1999” each place it ap-  
15 pears and inserting “2005”:

16 (A) Section 4041(a)(1)(C)(iii)(I) (relating  
17 to rate of tax on certain buses).

18 (B) Section 4041(a)(2)(B) (relating to rate  
19 of tax on special motor fuels), as amended by  
20 section 907(a)(1) of the Taxpayer Relief Act of  
21 1997.

1 (C) Section 4041(m)(1)(A) (relating to  
2 certain alcohol fuels), as amended by section  
3 907(b) of the Taxpayer Relief Act of 1997.

4 (D) Section 4051(c) (relating to termi-  
5 nation).

6 (E) Section 4081(d)(1) (relating to termi-  
7 nation).

8 (F) Section 4481(e) (relating to period tax  
9 in effect).

10 (G) Section 4482(c)(4) (relating to taxable  
11 period).

12 (H) Section 4482(d) (relating to special  
13 rule for taxable period in which termination  
14 date occurs).

15 (2) TAX ON TIRES EXTENDED ONLY THROUGH  
16 SEPTEMBER 30, 2000.—Section 4071(d) (relating to  
17 termination) is amended by striking “1999” and in-  
18 serting “2000”.

19 (3) OTHER PROVISIONS.—

20 (A) FLOOR STOCKS REFUNDS.—Section  
21 6412(a)(1) (relating to floor stocks refunds) is  
22 amended—

23 (i) by striking “1999” each place it  
24 appears and inserting “2005”, and

1 (ii) by striking “2000” each place it  
2 appears and inserting “2006”.

3 (B) INSTALLMENT PAYMENTS OF HIGH-  
4 WAY USE TAX.—Section 6156(e)(2) (relating to  
5 installment payments of highway use tax on use  
6 of highway motor vehicles) is amended by strik-  
7 ing “1999” and inserting “2005”.

8 (b) EXTENSION OF CERTAIN EXEMPTIONS.—The fol-  
9 lowing provisions are each amended by striking “1999”  
10 and inserting “2005”:

11 (1) Section 4221(a) (relating to certain tax-free  
12 sales).

13 (2) Section 4483(g) (relating to termination of  
14 exemptions for highway use tax).

15 (c) EXTENSION OF DEPOSITS INTO, AND CERTAIN  
16 TRANSFERS FROM, TRUST FUND.—

17 (1) IN GENERAL.—Subsection (b), and para-  
18 graphs (2) and (3) of subsection (c), of section 9503  
19 (relating to the Highway Trust Fund) are each  
20 amended—

21 (A) by striking “1999” each place it ap-  
22 pears (other than in subsection (b)(4)) and in-  
23 serting “2005”, and

24 (B) by striking “2000” each place it ap-  
25 pears and inserting “2006”.

1           (2) MOTORBOAT AND SMALL-ENGINE FUEL TAX  
2       TRANSFERS.—

3           (A) IN GENERAL.—Paragraphs (4)(A)(i)  
4       and (5)(A) of section 9503(c) are each amended  
5       by striking “1998” and inserting “2003”.

6           (B) CONFORMING AMENDMENTS TO LAND  
7       AND WATER CONSERVATION FUND.—Section  
8       201(b) of the Land and Water Conservation  
9       Fund Act of 1965 (16 U.S.C. 460l–11(b)) is  
10      amended—

11           (i) by striking “1997” and inserting  
12       “2003”, and

13           (ii) by striking “1998” each place it  
14       appears and inserting “2004”.

15       (3) CONFORMING AMENDMENT.—The heading  
16       for paragraph (3) of section 9503(c) is amended to  
17       read as follows:

18           “(3) FLOOR STOCKS REFUNDS.—”.

19       (d) EXTENSION AND EXPANSION OF EXPENDITURES  
20       FROM TRUST FUND.—

21       (1) HIGHWAY ACCOUNT.—

22           (A) EXTENSION OF EXPENDITURE AU-  
23       THORITY.—Paragraph (1) of section 9503(c) is  
24       amended by striking “1998” and inserting  
25       “2003”.

1 (B) EXPANSION OF PURPOSES.—Para-  
2 graph (1) of section 9503(c) is amended—

3 (i) by striking “or” at the end of sub-  
4 paragraph (C), and

5 (ii) by striking “1991.” in subpara-  
6 graph (D) and all that follows through the  
7 end of paragraph (1) and inserting “1991,  
8 or

9 “(E) authorized to be paid out of the  
10 Highway Trust Fund under the Building Effi-  
11 cient Surface Transportation and Equity Act of  
12 1998.

13 In determining the authorizations under the Acts re-  
14 ferred to in the preceding subparagraphs, such Acts  
15 shall be applied as in effect on the date of the enact-  
16 ment of the Building Efficient Surface Transpor-  
17 tation and Equity Act of 1998.”.

18 (2) MASS TRANSIT ACCOUNT.—

19 (A) EXTENSION OF EXPENDITURE AU-  
20 THORITY.—Paragraph (3) of section 9503(e) is  
21 amended by striking “1998” and inserting  
22 “2003”.

23 (B) EXPANSION OF PURPOSES.—Para-  
24 graph (3) of section 9503(e) is amended—



1 (i) by striking “or” at the end of sub-  
2 paragraph (A),

3 (ii) by adding “or” at the end of sub-  
4 paragraph (B), and

5 (iii) by striking all that follows sub-  
6 paragraph (B) and inserting:

7 “(C) the Building Efficient Surface Trans-  
8 portation and Equity Act of 1998,

9 as such sections and Acts are in effect on the date  
10 of the enactment of the Building Efficient Surface  
11 Transportation and Equity Act of 1998.”.

12 (e) TECHNICAL CORRECTION RELATING TO TRANS-  
13 FERS TO MASS TRANSIT ACCOUNT.—

14 (1) IN GENERAL.—Section 9503(e)(2) is  
15 amended by striking the last sentence and inserting  
16 the following: “For purposes of the preceding sen-  
17 tence, the term ‘mass transit portion’ means, for any  
18 fuel with respect to which tax was imposed under  
19 section 4041 or 4081 and otherwise deposited into  
20 the Highway Trust Fund, the amount determined at  
21 the rate of—

22 “(A) except as otherwise provided in this  
23 sentence, 2.86 cents per gallon,

24 “(B) 1.43 cents per gallon in the case of  
25 any partially exempt methanol or ethanol fuel

1 (as defined in section 4041(m)) none of the al-  
 2 cohol in which consists of ethanol,

3 “(C) 1.86 cents per gallon in the case of  
 4 liquefied natural gas,

5 “(D) 2.13 cents per gallon in the case of  
 6 liquefied petroleum gas, and

7 “(E) 9.71 cents per MCF (determined at  
 8 standard temperature and pressure) in the case  
 9 of compressed natural gas.”.

10 (2) EFFECTIVE DATE.—The amendment made  
 11 by paragraph (1) shall take effect as if included in  
 12 the amendment made by section 901(b) of the Tax-  
 13 payer Relief Act of 1997.

14 **SEC. 1103. MODIFICATIONS TO HIGHWAY TRUST FUND.**

15 (a) DETERMINATION OF TRUST FUND BALANCES  
 16 AFTER SEPTEMBER 30, 1998.—

17 (1) IN GENERAL.—Section 9503 (relating to  
 18 Highway Trust Fund) is amended by adding at the  
 19 end the following new subsection:

20 “(f) DETERMINATION OF TRUST FUND BALANCES  
 21 AFTER SEPTEMBER 30, 1998.—For purposes of deter-  
 22 mining the balances of the Highway Trust Fund and the  
 23 Mass Transit Account after September 30, 1998—

1           “(1) the opening balance of the Highway Trust  
2       Fund (other than the Mass Transit Account) on Oc-  
3       tober 1, 1998, shall be \$8,000,000,000,

4           “(2) the opening balance of the Mass Transit  
5       Account on such date shall be \$5,500,000,000, and

6           “(3) no interest on any obligation held by such  
7       Fund shall be credited to such Fund if such interest  
8       accrues after September 30, 1998.

9       The Secretary shall cancel obligations held by the High-  
10      way Trust Fund to reflect the reduction in the balances  
11      under this subsection.”.

12           (2) EFFECTIVE DATE.—The amendment made  
13      by paragraph (1) shall take effect on October 1,  
14      1998.

15           (b) REPEAL OF LIMITATION ON EXPENDITURES  
16      ADDED BY TAXPAYER RELIEF ACT OF 1997.—

17           (1) IN GENERAL.—Subsection (c) of section  
18      9503 (relating to expenditures from Highway Trust  
19      Fund) is amended by striking paragraph (7).

20           (2) EFFECTIVE DATE.—The amendment made  
21      by paragraph (1) shall take effect as if included in  
22      the amendments made by section 901 of the Tax-  
23      payer Relief Act of 1997.

24           (c) LIMITATION ON EXPENDITURE AUTHORITY.—  
25      Subsection (b) of section 9503 (relating to transfers to

1 Highway Trust Fund) is amended by adding at the end  
2 the following new paragraph:

3 “(6) LIMITATION ON TRANSFERS TO HIGHWAY  
4 TRUST FUND.—

5 “(A) IN GENERAL.—Except as provided in  
6 subparagraph (B), no amount may be appro-  
7 priated to the Highway Trust Fund on and  
8 after the date of any expenditure from the  
9 Highway Trust Fund which is not permitted by  
10 this section. The determination of whether an  
11 expenditure is so permitted shall be made with-  
12 out regard to—

13 “(i) any provision of law which is not  
14 contained or referenced in this title or in  
15 a revenue Act, and

16 “(ii) whether such provision of law is  
17 a subsequently enacted provision or di-  
18 rectly or indirectly seeks to waive the ap-  
19 plication of this paragraph.

20 “(B) EXCEPTION FOR PRIOR OBLIGA-  
21 TIONS.—Subparagraph (A) shall not apply to  
22 any expenditure to liquidate any contract en-  
23 tered into (or for any amount otherwise obli-  
24 gated) before October 1, 2003, in accordance  
25 with the provisions of this section.”.

1 (d) MODIFICATION OF MASS TRANSIT ACCOUNT  
2 RULES ON ADJUSTMENTS OF APPORTIONMENTS.—Para-  
3 graph (4) of section 9503(e) is amended to read as follows:

4 “(4) LIMITATION.—Rules similar to the rules of  
5 subsection (d) shall apply to the Mass Transit Ac-  
6 count.”.

7 **SEC. 1104. PROVISIONS RELATING TO AQUATIC RESOURCES**  
8 **TRUST FUND.**

9 (a) INCREASED TRANSFERS.—

10 (1)(A) Effective with respect to taxes imposed  
11 after September 30, 1999, and before October 1,  
12 2000, subparagraph (D) of section 9503(b)(4) is  
13 amended by striking “11.5 cents” and inserting  
14 “14.9 cents”.

15 (B) Effective with respect to taxes imposed  
16 after September 30, 2000, paragraph (4) of section  
17 9503(b) is amended by striking subparagraph (D)  
18 and by redesignating subparagraphs (E), (F), and  
19 (G) as subparagraphs (D), (E), and (F), respec-  
20 tively.

21 (2) Subparagraph (A) of section 9503(c)(4), as  
22 amended by section 1102(c)(2)(A), is amended to  
23 read as follows:

24 “(A) TRANSFERS TO BOAT SAFETY AC-  
25 COUNT.—

1                   “(i) IN GENERAL.—The Secretary  
2                   shall pay from time to time from the High-  
3                   way Trust Fund into the Boat Safety Ac-  
4                   count in the Aquatic Resources Trust  
5                   Fund amounts (as determined by the Sec-  
6                   retary) equivalent to one-half of the motor-  
7                   boat fuel taxes received after September  
8                   30, 1998, and before October 1, 2003.

9                   “(ii) LIMIT ON AMOUNT IN FUND.—  
10                  No amount shall be transferred under this  
11                  subparagraph during any fiscal year if the  
12                  Secretary determines that such transfer  
13                  would result in increasing the unobligated  
14                  balance in the Boat Safety Account to a  
15                  sum in excess of one-half of the total  
16                  amount received as motorboat fuel taxes  
17                  during the preceding fiscal year.”.

18               (b) EXTENSION AND EXPANSION OF EXPENDITURE  
19               AUTHORITY FROM BOAT SAFETY ACCOUNT.—Section  
20               9504(c) (relating to expenditures from Boat Safety Ac-  
21               count) is amended—

22                   (1) by striking “1998” and inserting “2003”,

23                   and

1           (2) by striking “October 1, 1988” and inserting  
2           “the date of the enactment of the Building Efficient  
3           Surface Transportation and Equity Act of 1998”.

4           (c) LIMITATION ON EXPENDITURE AUTHORITY.—  
5           Section 9504 (relating to Aquatic Resources Trust Fund)  
6           is amended by redesignating subsection (d) as subsection  
7           (e) and by inserting after subsection (c) the following:

8           “(d) LIMITATION ON TRANSFERS TO AQUATIC RE-  
9           SOURCES TRUST FUND.—

10           “(1) IN GENERAL.—Except as provided in para-  
11           graph (2), no amount may be appropriated or paid  
12           to any Account in the Aquatic Resources Trust  
13           Fund on and after the date of any expenditure from  
14           any such Account which is not permitted by this sec-  
15           tion. The determination of whether an expenditure is  
16           so permitted shall be made without regard to—

17           “(A) any provision of law which is not con-  
18           tained or referenced in this title or in a revenue  
19           Act, and

20           “(B) whether such provision of law is a  
21           subsequently enacted provision or directly or in-  
22           directly seeks to waive the application of this  
23           subsection.

24           “(2) EXCEPTION FOR PRIOR OBLIGATIONS.—  
25           Paragraph (1) shall not apply to any expenditure to

1 liquidate any contract entered into (or for any  
2 amount otherwise obligated) before October 1, 2003,  
3 in accordance with the provisions of this section.”.

4 (d) EFFECTIVE DATES.—

5 (1) IN GENERAL.—Except as otherwise pro-  
6 vided in this section, the amendments made by this  
7 section shall take effect on the date of the enactment  
8 of this Act.

9 (2) INCREASED TRANSFERS.—The amendment  
10 made by subsection (a)(2) shall take effect on Octo-  
11 ber 1, 1998.

12 **SEC. 1105. REPEAL OF EXCISE TAX ON TIRES.**

13 (a) IN GENERAL.—Subchapter A of chapter 32 (re-  
14 lating to automotive and related items) is amended by  
15 striking part II.

16 (b) CONFORMING AMENDMENTS.—

17 (1) Section 4051 is amended by striking sub-  
18 section (d).

19 (2) Section 4218 is amended—

20 (A) by striking “(other than a tire taxable  
21 under section 4071)” in subsection (a),

22 (B) by striking subsection (b), and

23 (C) by redesignating subsection (c) as sub-  
24 section (b).



1           (3)(A) The third sentence of section 4221(a) is  
2           amended to read as follows: “Paragraphs (4) and  
3           (5) shall not apply to the tax imposed by section  
4           4051 on and after October 1, 2005.”

5           (B) Subsection (e) of section 4221 is amend-  
6           ed—

7                   (i) by striking paragraphs (2) and (3),

8                   (ii) by striking so much of such subsection  
9                   as precedes the text of paragraph (1) and in-  
10                  serting:

11           “(e) RECIPROCITY REQUIRED IN CASE OF CIVIL AIR-  
12           CRAFT.—”, and

13                   (iii) by moving such text 2 ems to the left.

14           (4) Paragraph (1) of section 4223(b) is amend-  
15           ed by striking “section 4218(c)” and inserting “sec-  
16           tion 4218(b)”.

17           (5)(A) Paragraph (1) of section 6412(a) is  
18           amended—

19                   (i) by striking “TIRES AND TAXABLE” in  
20                   the heading and inserting “TAXABLE”, and

21                   (ii) by striking “4071 or”.

22           (B) Subsection (c) of section 6412 is amended  
23           by striking “sections 4071 and” and inserting “sec-  
24           tion”.

1           (6)(A) Paragraph (1) of section 6416(b) is  
2 amended—

3           (i) by striking “or (C)” in subparagraph  
4 (A), and

5           (ii) by striking subparagraph (C).

6           (B) Paragraph (2) of section 6416(b) is amend-  
7 ed by adding “or” at the end of subparagraph (D),  
8 by striking subparagraph (E), and by redesignating  
9 subparagraph (F) as subparagraph (E).

10          (C) Subsection (b) of section 6416 is amended  
11 by striking paragraph (4) and redesignating para-  
12 graphs (5) and (6) as paragraphs (4) and (5), re-  
13 spectively.

14          (D) Subsection (d) of section 4216 is amended  
15 by striking “section 6416(b)(5)” and inserting “sec-  
16 tion 6416(b)(4)”.

17          (7) Paragraph (1) of section 9503(b) is amend-  
18 ed by striking subparagraphs (C) and (D) and by re-  
19 designating subparagraphs (E) and (F) as subpara-  
20 graphs (C) and (D), respectively.

21          (8) Paragraph (5) of section 9503(b) is amend-  
22 ed by striking “and (E)” and inserting “and (C)”.

23          (9) The table of parts for subchapter A of chap-  
24 ter 32 is amended by striking the item relating to  
25 part II.

1       (c) EFFECTIVE DATE.—The amendments made by  
2 this section shall take effect on October 1, 2000; except  
3 that the amendment made by subsection (b)(6) shall not  
4 apply to amounts received in the Treasury with respect  
5 to taxes imposed before such date.

6 **SEC. 1106. REPEAL OF 4.3 CENT EXCISE TAX ON DIESEL**  
7 **FUEL AND GASOLINE USED IN TRAINS.**

8       (a) DIESEL FUEL.—

9           (1) IN GENERAL.—Clause (ii) of section  
10 4041(a)(1)(C) (relating to rate of tax) is amended to  
11 read as follows:

12                   “(ii) RATE OF TAX ON TRAINS.—In  
13 the case of any sale for use, or use, of die-  
14 sel fuel in a train, the rate of tax imposed  
15 by this paragraph shall be—

16                           “(I) 5.55 cents per gallon after  
17 September 30, 1995, and before Octo-  
18 ber 1, 1999,

19                           “(II) 4.3 cents per gallon after  
20 September 30, 1999, and before Octo-  
21 ber 1, 2000, and

22                           “(III) zero after September 30,  
23 2000.”.

1           (2) CONFORMING AMENDMENT.—Subparagraph  
2           (B) of section 6427(l)(3) is amended to read as fol-  
3           lows:

4                   “(B) so much of the rate specified in sec-  
5           tion 4081(a)(2)(A) as does not exceed—

6                           “(i) 5.55 cents per gallon after Sep-  
7                           tember 30, 1995, and before October 1,  
8                           1999,

9                           “(ii) 4.3 cents per gallon after Sep-  
10                          tember 30, 1999, and before October 1,  
11                          2000, and

12                          “(iii) zero after September 30,  
13                          2000.”.

14           (b) GASOLINE.—Subparagraph (B) of section  
15   6421(f)(3) is amended to read as follows:

16                   “(B) so much of the rate specified in sec-  
17           tion 4081(a)(2)(A) as does not exceed—

18                           “(i) 5.55 cents per gallon after Sep-  
19                           tember 30, 1995, and before October 1,  
20                           1999,

21                           “(ii) 4.3 cents per gallon after Sep-  
22                          tember 30, 1999, and before October 1,  
23                          2000, and

24                          “(iii) zero after September 30,  
25                          2000.”.

1       (c) EFFECTIVE DATE.—The amendments made by  
2 this section shall take effect on the date of the enactment  
3 of this Act.

4 **SEC. 1107. DELAY IN EFFECTIVE DATE OF NEW REQUIRE-**  
5 **MENT FOR APPROVED DIESEL OR KEROSENE**  
6 **TERMINALS.**

7       Subsection (f) of section 1032 of the Taxpayer Relief  
8 Act of 1997 is amended to read as follows:

9       “(f) EFFECTIVE DATES.—

10           “(1) Except as provided in paragraph (2), the  
11 amendments made by this section shall take effect  
12 on July 1, 1998.

13           “(2) The amendment made by subsection (d)  
14 shall take effect on July 1, 2000.”.

15 **SEC. 1108. SIMPLIFIED FUEL TAX REFUND PROCEDURES.**

16       (a) IN GENERAL.—Subparagraph (A) of section  
17 6427(i)(2) is amended to read as follows:

18           “(A) IN GENERAL.—If, at the close of any  
19 quarter of the taxable year of any person, at  
20 least \$750 is payable in the aggregate under  
21 subsections (a), (b), (d), (h), (l), and (q) of this  
22 section and section 6421 to such person with  
23 respect to fuel used—

24           “(i) during such quarter, or

1                   “(ii) any prior quarter during such  
 2                   taxable year for which no other claim has  
 3                   been filed,  
 4                   a claim may be filed under this section with re-  
 5                   spect to such fuel.”.

6           (b) CONFORMING AMENDMENTS.—

7                   (1) Subsection (i) of section 6427 is amended  
 8                   by striking paragraph (4) and by redesignating  
 9                   paragraph (5) as paragraph (4).

10                  (2) Paragraph (2) of section 6427(k) is amend-  
 11                  ed to read as follows:

12                   “(2) EXCEPTION.—Paragraph (1) shall not  
 13                   apply to a payment of a claim filed under paragraph  
 14                   (2), (3), or (4) of subsection (i).”.

15                  (3) Paragraph (2) of section 6421(d) is amend-  
 16                  ed to read as follows:

17                   “(2) EXCEPTION.—

**“For payments per quarter based on aggregate  
 amounts payable under this section and section  
 6427, see section 6427(i)(2).”.**

18                  (c) EFFECTIVE DATE.—The amendments made by  
 19                  this section shall take effect on October 1, 1998.

20   **SEC. 1109. REPEAL OF NATIONAL RECREATIONAL TRAILS**  
 21                   **TRUST FUND.**

22                  (a) IN GENERAL.—Section 9511 (relating to Na-  
 23                  tional Recreational Trails Trust Fund) is repealed.

24                  (b) CONFORMING AMENDMENTS.—

Passed the House of Representatives April 1, 1998.

**HR 2400 RDS**