

106TH CONGRESS
2D SESSION

H. R. 4052

AN ACT

To preserve certain reporting requirements under the jurisdiction of the Committee on Transportation and Infrastructure of the House of Representatives, and for other purposes.

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To preserve certain reporting requirements under the jurisdiction of the Committee on Transportation and Infrastructure of the House of Representatives, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Transportation and
3 Infrastructure Reports Restoration Act of 2000”.

4 **SEC. 2. PRESERVATION OF CERTAIN REPORTING REQUIRE-**
5 **MENTS REGARDING WATER RESOURCES AND**
6 **ENVIRONMENT.**

7 Section 3003(a)(1) of the Federal Reports Elimination and Sunset Act of 1995 (31 U.S.C. 1113 note) does not apply to any report required to be submitted under any of the following provisions of law:

11 (1) EXEMPTIONS FROM WATER POLLUTION
12 CONTROL REQUIREMENTS FOR EXECUTIVE AGEN-
13 CIES.—Section 313(a) of the Federal Water Pollu-
14 tion Control Act (33 U.S.C. 1323(a)).

15 (2) HEALTH HAZARDS OF ENVIRONMENTAL
16 POLLUTION.—Section 501(d) of Public Law 91–515
17 (42 U.S.C. 4394(d)).

18 (3) REVIEW OF REMEDIAL ACTIONS AT CER-
19 TAIN FACILITIES TO ENSURE PROTECTION OF
20 HUMAN HEALTH AND ENVIRONMENT.—Section
21 121(c) of the Comprehensive Environmental Re-
22 sponse, Compensation, and Liability Act of 1980 (42
23 U.S.C. 9621(c)).

24 (4) DESIRABILITY OF ADJUSTING OIL POLLU-
25 TION LIABILITY LIMITS.—Section 1004(d)(3) of the
26 Oil Pollution Act of 1990 (33 U.S.C. 2704(d)(3)).

1 (5) WORK OF RIVER BASIN COMMISSIONS.—
2 Section 204 of the Water Resources Planning Act
3 (42 U.S.C. 1962b–3(2)).

4 (6) AGENCY COMPLIANCE WITH COASTAL BAR-
5 RIER RESOURCES ACT.—Section 7 of the Coastal
6 Barrier Resources Act (16 U.S.C. 3506).

7 (7) COASTAL ZONE MANAGEMENT.—Section
8 316(a) of the Coastal Zone Management Act of
9 1972 (16 U.S.C. 1462(a)).

10 (8) GREAT LAKES RESOURCES ON WHICH RE-
11 SEARCH IS NEEDED.—Section 118(d)(2) of the Fed-
12 eral Water Pollution Control Act (33 U.S.C.
13 1268(d)(2)).

14 (9) ENVIRONMENTAL RESTORATION COSTS FOR
15 FACILITIES SUBJECT TO BASE CLOSURE LAWS.—
16 Section 2827(b) of the National Defense Authoriza-
17 tion Act for Fiscal Years 1992 and 1993 (105 Stat.
18 1551).

19 (10) COMPLIANCE WITH ANNEX V OF INTER-
20 NATIONAL CONVENTION FOR PREVENTION OF POL-
21 LUTION FROM SHIPS.—Section 2201 of the Marine
22 Plastic Pollution Research and Control Act of 1987
23 (33 U.S.C. 1913).

1 (11) COASTAL ZONE MANAGEMENT FUND.—
2 Section 308(b)(3) of the Coastal Zone Management
3 Act of 1972 (16 U.S.C. 1456a(b)(3)).

4 (12) RESULTS OF ENVIRONMENTAL MONI-
5 TORING ACTIVITIES.—Section 104B(j)(4)(B) of the
6 Marine Protection, Research, and Sanctuaries Act of
7 1972 (33 U.S.C. 1414b(j)(4)(B)).

8 (13) ATSDR RESULTS ON HEALTH ASSESS-
9 MENTS.—Section 104(i)(10) of the Comprehensive
10 Environmental Response, Compensation, and Liabil-
11 ity Act of 1980 (42 U.S.C. 9604(i)(10)).

12 (14) NATIONAL ESTUARY PROGRAM ACTIVI-
13 TIES.—Section 320(j)(2) of the Federal Water Pol-
14 lution Control Act (33 U.S.C. 1330(j)(2)).

15 (15) MONITORING FOR COASTAL WATERS.—
16 Section 112(m)(5) of the Clean Air Act (42 U.S.C.
17 7412(m)(5)).

18 (16) COMPREHENSIVE CONSERVATION AND
19 MANAGEMENT PLAN FOR LONG ISLAND SOUND.—
20 Section 119(c)(7) of the Federal Water Pollution
21 Control Act (33 U.S.C. 1269(c)(7)).

22 (17) IMPLEMENTATION OF GREAT LAKES
23 WATER QUALITY AGREEMENT OF 1978.—Section
24 118(c)(10) of the Federal Water Pollution Control
25 Act (33 U.S.C. 1268(c)(10)).

1 (18) EFFECTS OF POLLUTION ON NATION'S ES-
2 TUARIES.—Section 104(n)(3) of the Federal Water
3 Pollution Control Act (33 U.S.C. 1254(n)(3)).

4 (19) NATIONAL REQUIREMENTS AND COSTS OF
5 WATER POLLUTION CONTROL.—Section 516 of the
6 Federal Water Pollution Control Act (33 U.S.C.
7 1375).

8 (20) REGULATION OF OCEAN DUMPING.—Sec-
9 tion 112 of the Marine Protection, Research, and
10 Sanctuaries Act of 1972 (33 U.S.C. 1421).

11 (21) ESTUARINE MONITORING PROGRAM OF
12 ORGANOTIN.—Section 7(a) of the Organotin
13 Antifouling Paint Control Act of 1988 (33 U.S.C.
14 2406(a)).

15 (22) PROGRESS OF IMPLEMENTING CERCLA.—
16 Section 301(h) of the Comprehensive Environmental
17 Response, Compensation, and Liability Act of 1980
18 (42 U.S.C. 9651(h)).

19 (23) STATUS OF WATER QUALITY IN UNITED
20 STATES LAKES.—Section 314(a)(3) of the Federal
21 Water Pollution Control Act (33 U.S.C. 1324(a)(3)).

22 (24) STATE REPORTS ON WATER QUALITY OF
23 ALL NAVIGABLE WATERS.—Section 305(b) of the
24 Federal Water Pollution Control Act (33 U.S.C.
25 1315(b)).

1 (25) LAKE WATER QUALITY DEMONSTRATION
2 PROGRAM.—Section 314(d)(3) of the Federal Water
3 Pollution Control Act (33 U.S.C. 1324(d)(3)).

4 (26) FINANCIAL STATEMENTS AND ANNUAL RE-
5 PORTS (TVA).—Section 9(a) of the Tennessee Valley
6 Authority Act of 1933 (16 U.S.C. 831h(a)).

7 (27) LEVEL B PLAN ON ALL RIVER BASINS.—
8 Section 209(b) of the Federal Water Pollution Con-
9 trol Act (33 U.S.C. 1289(b)).

10 (28) REPORTS ON CONTRACTS ENTERED INTO
11 RELATING TO PROCUREMENT FROM VIOLATORS OF
12 WATER QUALITY STANDARDS.—Section 508(e) of the
13 Federal Water Pollution Control Act (33 U.S.C.
14 1368(e)).

15 **SEC. 3. PRESERVATION OF CERTAIN REPORTING REQUIRE-**
16 **MENTS REGARDING SURFACE TRANSPOR-**
17 **TATION.**

18 (a) IN GENERAL.—Section 3003(a)(1) of the Federal
19 Reports Elimination and Sunset Act of 1995 (31 U.S.C.
20 1113 note) does not apply to any report required to be
21 submitted under any of the following provisions of law:

22 (1) TRANSPORTATION STATISTICS ANNUAL RE-
23 PORT.—Section 111(j) of title 49, United States
24 Code.

1 (2) CURRENT PERFORMANCE AND CONDITION
2 OF PUBLIC MASS TRANSPORTATION SYSTEMS.—Sec-
3 tion 308(e) of title 49, United States Code.

4 (3) STATE ENFORCEMENT OF VEHICLE WEIGHT
5 LIMITATIONS.—Section 123(c) of the Federal-Aid
6 Highway Act of 1978 (23 U.S.C. 141 note; 92 Stat.
7 2701).

8 (4) STATE PROGRESS IN IMPLEMENTING HIGH-
9 WAY HAZARD ELIMINATION AND HIGHWAY-RAIL
10 GRADE CROSSING PROGRAMS.—Section 130(g) of
11 title 23, United States Code.

12 (b) STATE PROGRESS IN IMPLEMENTING HIGHWAY
13 HAZARD ELIMINATION AND HIGHWAY-RAIL GRADE
14 CROSSING PROGRAMS.—

15 (1) IN GENERAL.—Section 130(g) of title 23,
16 United States Code, is amended to read as follows:
17 “(g) ANNUAL REPORTS.—

18 “(1) STATE REPORTS.—Each State shall report
19 to the Secretary not later than December 30 of each
20 year on the progress being made to implement the
21 railway-highway crossings program authorized by
22 this section and to implement safety improvement
23 projects for hazard elimination authorized by section
24 152 and the effectiveness of such improvements.
25 Each State report shall contain an assessment of the

1 cost of, and safety benefits derived from, the various
2 means and methods used to mitigate or eliminate
3 hazards and to improve railway-highway crossings
4 and the previous and subsequent accident experience
5 at improved locations.

6 “(2) SECRETARY’S REPORTS.—The Secretary
7 shall submit a report to the Committee on Environ-
8 ment and Public Works of the Senate and the Com-
9 mittee on Transportation and Infrastructure of the
10 House of Representatives not later than April 1 of
11 each year, on the progress being made by the States
12 in implementing projects to improve railway-highway
13 crossings and in implementing the hazard elimi-
14 nation program (including any projects for pavement
15 marking). The report shall include, but not be lim-
16 ited to, the number of projects undertaken, their dis-
17 tribution by cost range, road system, nature of treat-
18 ment, means and methods used, and the previous
19 and subsequent accident experience at improved lo-
20 cations. In addition, the Secretary’s report shall ana-
21 lyze and evaluate each State program, identify any
22 State found not to be in compliance with the sched-
23 ule of improvements required by subsection (d) and
24 section 152(a), and include recommendations for fu-

1 ture implementation of the railroad highway cross-
 2 ings and hazard elimination programs.”.

3 (2) CONFORMING AMENDMENTS.—Section 152
 4 of title 23, United States Code, is amended by strik-
 5 ing subsection (g) and by redesignating subsection
 6 (h) as subsection (g).

7 (c) CURRENT PERFORMANCE AND CONDITION OF
 8 PUBLIC MASS TRANSPORTATION SYSTEMS.—Section
 9 308(e) of title 49, United States Code, is amended by
 10 striking “in March 1998, and in March of each even num-
 11 bered year thereafter,” and inserting “, together with each
 12 infrastructure investment needs report made under section
 13 502(g) of title 23,”.

14 **SEC. 4. PRESERVATION OF CERTAIN REPORTING REQUIRE-**
 15 **MENTS REGARDING EMERGENCY MANAGE-**
 16 **MENT.**

17 Section 3003(a)(1) of the Federal Reports Elimini-
 18 nation and Sunset Act of 1995 (31 U.S.C. 1113 note)
 19 does not apply to any report required to be submitted
 20 under any of the following provisions of law:

21 (1) ANNUAL REVIEW OF FEDERAL AND STATE
 22 DISASTER PREPAREDNESS AND RELIEF PRO-
 23 GRAMS.—Section 313 of the Robert T. Stafford Dis-
 24 aster Relief and Emergency Assistance Act (42
 25 U.S.C. 5156).

1 (2) AMOUNT OF EMERGENCY ASSISTANCE.—
2 Section 503(b)(3) of the Robert T. Stafford Disaster
3 Relief and Emergency Assistance Act (42 U.S.C.
4 5193(b)(3)).

5 **SEC. 5. PRESERVATION OF CERTAIN REPORTING REQUIRE-**
6 **MENTS RELATING TO THE COAST GUARD AND**
7 **MARITIME TRANSPORTATION.**

8 Section 3003(a)(1) of the Federal Reports Elimini-
9 nation and Sunset Act of 1995 (31 U.S.C. 1113 note)
10 does not apply to any report required to be submitted
11 under any of the following provisions of law:

12 (1) LEASING OF HOUSING FACILITIES NEAR
13 COAST GUARD INSTALLATIONS.—Section 475(e) of
14 title 14, United States Code.

15 (2) COAST GUARD OPERATIONS AND EXPENDI-
16 TURES.—Section 651 of title 14, United States
17 Code.

18 (3) SUMMARY OF MARINE CASUALTIES RE-
19 PORTED DURING PRIOR FISCAL YEAR.—Section
20 6307(c) of title 46, United States Code.

21 (4) USER FEE ACTIVITIES AND AMOUNTS.—
22 Section 664 of title 14, United States Code.

23 (5) CONDITIONS OF PUBLIC PORTS OF THE
24 UNITED STATES.—Section 308(c) of title 49, United
25 States Code.

1 (6) ACTIVITIES OF FEDERAL MARITIME COM-
2 MISSION.—Section 208 of the Merchant Marine Act,
3 1936 (46 U.S.C. App. 1118).

4 (7) ACTIVITIES OF INTERAGENCY COORDI-
5 NATING COMMITTEE ON OIL POLLUTION RE-
6 SEARCH.—Section 7001(e) of the Oil Pollution Act
7 of 1990 (33 U.S.C. 2761(e)).

8 **SEC. 6. PRESERVATION OF CERTAIN REPORTING REQUIRE-**
9 **MENTS RELATING TO ECONOMIC DEVELOP-**
10 **MENT.**

11 Section 3003(a)(1) of the Federal Reports Elimini-
12 tion and Sunset Act of 1995 (31 U.S.C. 1113 note)
13 does not apply to any report required to be submitted
14 under any of the following provisions of law:

15 (1) ACTIVITIES UNDER PUBLIC WORKS AND
16 ECONOMIC DEVELOPMENT ACT OF 1965.—Section
17 603 of the Public Works and Economic Development
18 Act of 1965 (42 U.S.C. 3213).

19 (2) ACTIVITIES UNDER APPALACHIAN RE-
20 GIONAL DEVELOPMENT ACT OF 1965.—Section 304
21 of the Appalachian Regional Development Act of
22 1965 (40 U.S.C. App. 304).

1 **SEC. 7. PRESERVATION OF CERTAIN REPORTING REQUIRE-**
2 **MENTS RELATING TO RAILROADS.**

3 Section 3003(a)(1) of the Federal Reports Elimini-
4 nation and Sunset Act of 1995 (31 U.S.C. 1113 note)
5 does not apply to any report required to be submitted
6 under any of the following provisions of law:

7 (1) NATIONAL TRANSPORTATION SAFETY
8 BOARD ACTIVITIES.—Section 1117 of title 49,
9 United States Code.

10 (2) NTSB LEGISLATIVE RECOMMENDATIONS
11 AND BUDGET ESTIMATES.—Section 1113(c) of title
12 49, United States Code.

13 (3) NTSB RECOMMENDATIONS AND RE-
14 SPONSES.—Section 1135(d) of title 49, United
15 States Code.

16 (4) SURFACE TRANSPORTATION BOARD ANNUAL
17 REPORT.—Section 704 of title 49, United States
18 Code.

19 (5) SURFACE TRANSPORTATION BOARD BUDGET
20 AND APPROPRIATIONS.—Section 703(f) and (g) of
21 title 49, United States Code.

22 (6) NATIONAL MEDIATION BOARD ANNUAL RE-
23 PORT.—Section 4 of the Railway Labor Act (45
24 U.S.C. 154).

1 (7) RAILROAD RETIREMENT BOARD ANNUAL
2 REPORT.—Section 7(b)(6) of the Railroad Retirement
3 Act of 1974 (45 U.S.C. 231f(b)(6)).

4 (8) RAILROAD RETIREMENT ACCOUNT.—Section
5 22(a)(1) of the Railroad Retirement Act of 1974 (45
6 U.S.C. 231u(a)(1)).

7 (9) ACTUARIAL STATUS OF RAILROAD RETIRE-
8 MENT SYSTEM.—Section 502 of the Railroad Retirement
9 Solvency Act of 1983 (45 U.S.C. 321f–1).

10 (10) AMTRAK REPORTS AND AUDITS.—Section
11 24315 of title 49, United States Code.

12 **SEC. 8. PRESERVATION OF CERTAIN REPORTING REQUIRE-**
13 **MENTS RELATING TO PUBLIC BUILDINGS.**

14 Section 3003(a)(1) of the Federal Reports Elimination
15 and Sunset Act of 1995 (31 U.S.C. 1113 note)
16 does not apply to any report required to be submitted
17 under any of the following provisions of law:

18 (1) CONSERVATION IN FEDERAL FACILITIES.—
19 Section 403(a)(2) of the Powerplant and Industrial
20 Fuel Use Act of 1978 (42 U.S.C. 8373(a)(2)).

21 (2) ACTIVITIES OF ARCHITECTURAL AND
22 TRANSPORTATION BARRIERS COMPLIANCE BOARD.—
23 Section 7(b) of Public Law 90–480 (42 U.S.C.
24 4157(b)), commonly known as the “Architectural
25 Barriers Act of 1968”.

1 **SEC. 9. PRESERVATION OF CERTAIN REPORTING REQUIRE-**
2 **MENTS RELATING TO AVIATION.**

3 Section 3003(a)(1) of the Federal Reports Elimini-
4 nation and Sunset Act of 1995 (31 U.S.C. 1113 note)
5 does not apply to any report required to be submitted
6 under any of the following provisions of law:

7 (1) TRANSPORTATION SECURITY.—Section
8 44938(a) of title 49, United States Code.

9 (2) SCREENING OF FOREIGN AIR CARRIER AND
10 AIRPORT SECURITY.—Section 44938(b) of title 49,
11 United States Code.

Passed the House of Representatives April 3, 2000.

Attest:

Clerk.