

107TH CONGRESS
2^D SESSION

H. R. 4545

To authorize appropriations for the benefit of Amtrak for fiscal year 2003,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 23, 2002

Mr. YOUNG of Alaska (for himself and Mr. QUINN) introduced the following
bill; which was referred to the Committee on Transportation and Infra-
structure

A BILL

To authorize appropriations for the benefit of Amtrak for
fiscal year 2003, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Amtrak Reauthoriza-
5 tion Act of 2002”.

6 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS.**

7 Section 24104 of title 49, United States Code, is
8 amended to read as follows:

9 **“§ 24104. Authorization of appropriations**

10 “(a) CAPITAL EXPENSES.—

1 “(1) AUTHORIZATION.—There are authorized to
2 be appropriated to the Secretary of Transportation,
3 for the benefit of Amtrak, \$800,000,000 for fiscal
4 year 2003 for capital expenditures.

5 “(2) PAYMENT TO AMTRAK.—

6 “(A) NEW CAPITAL PROJECTS.—The Sec-
7 retary shall make payments to Amtrak of
8 amounts authorized under paragraph (1) for
9 capital projects not begun before the date of the
10 enactment of the Amtrak Reauthorization Act
11 of 2002 only if the Secretary has received, ei-
12 ther in an annual work plan or a supplement
13 thereto, a description of the work to be funded,
14 a work timetable, cost estimates, and a list of
15 other funding sources if the project is not en-
16 tirely funded by the Federal Government, with
17 an identification for each project as to which
18 business unit described in subsection (e)(1) it is
19 associated with. The Secretary shall determine,
20 within 30 days after receiving a work plan or
21 supplement, whether each of the capital projects
22 proposed is sufficiently justified. To the extent
23 that the Secretary determines that a project is
24 justified, the Secretary shall make payments
25 under this subparagraph within 30 days after

1 receipt from Amtrak of a request for funds for
2 the project.

3 “(B) ONGOING CAPITAL PROJECTS.—In
4 the case of capital projects begun before the
5 date of the enactment of the Amtrak Reauthor-
6 ization Act of 2002, Amtrak shall transmit to
7 the Secretary within 180 days after such date
8 of enactment a description of the work funded,
9 a work timetable, cost estimates, and a list of
10 other funding sources if the project is not en-
11 tirely funded by the Federal Government. The
12 Secretary shall determine, within 30 days after
13 receiving a description of the work funded,
14 whether each of the capital projects proposed is
15 sufficiently justified. To the extent that the
16 Secretary determines that a project is justified,
17 the Secretary shall make payments under this
18 subparagraph within 30 days after receipt from
19 Amtrak of a request for funds for the project.
20 The Secretary shall not provide any further
21 funding for a project until the Secretary re-
22 ceives a description required under this sub-
23 paragraph.

24 “(3) PROJECT OVERSIGHT.—

1 “(A) NOTICE OF CHANGES.—If the scope,
2 timetable, or cost of a project funded under
3 paragraph (2) substantially changes, Amtrak
4 shall notify the Secretary within 30 days after
5 Amtrak learns of the change.

6 “(B) OVERSIGHT.—The Secretary shall
7 conduct oversight activities, including inspec-
8 tions as necessary, to ensure appropriate
9 progress of projects funded under paragraph
10 (2).

11 “(b) OPERATING EXPENSES.—

12 “(1) AUTHORIZATION.—There are authorized to
13 be appropriated to the Secretary, for the benefit of
14 Amtrak, \$200,000,000 for fiscal year 2003 for oper-
15 ating expenditures.

16 “(2) PAYMENT TO AMTRAK.—The Secretary
17 shall make payments to Amtrak of amounts author-
18 ized under paragraph (1) as follows:

19 “(A) 50 percent on October 1.

20 “(B) 25 percent on January 1.

21 “(C) 25 percent on April 1.

22 Payments under this paragraph may only be made
23 after 30 days have expired after receipt by the Sec-
24 retary of all documents due under subsection (e).

25 “(c) EXCESS RRTA.—

1 “(1) AUTHORIZATION.—There are authorized to
2 be appropriated to the Secretary, for payment to the
3 Treasury by the Secretary on behalf of Amtrak, for
4 fiscal year 2003 an amount equal to the amount
5 Amtrak is required to pay under section 3221 of the
6 Internal Revenue Code of 1986 that is more than
7 the amount needed for anticipated benefits for indi-
8 viduals who retire from Amtrak and for their bene-
9 ficiaries.

10 “(2) REQUEST FOR TRANSFER OF FUNDS.—
11 The Secretary shall make payments to the Treasury
12 of amounts authorized under paragraph (1) only
13 after the Secretary has received from Amtrak a re-
14 quest for the transfer of such funds, which shall in-
15 clude materials supporting, to the satisfaction of the
16 Secretary, the amount of the request.

17 “(d) RAIL SECURITY.—In addition to amounts au-
18 thorized under subsections (a), (b), and (c), there are au-
19 thorized to be appropriated to the Secretary of Transpor-
20 tation for fiscal year 2003—

21 “(1) \$375,000,000 for grants to finance the
22 cost of enhancements to the security and safety of
23 Amtrak intercity rail passenger service; and

24 “(2) \$400,000,000 for grants for life safety im-
25 provements to 6 New York Amtrak tunnels built in

1 1910, the Baltimore & Potomac Amtrak tunnel built
2 in 1872, and the Washington, D.C. Union Station
3 Amtrak tunnels built in 1904 under the Supreme
4 Court and House and Senate Office Buildings.

5 “(e) ANNUAL BUSINESS PLAN AND QUARTERLY AS-
6 SESSMENTS.—

7 “(1) BUSINESS PLAN.—Not later than Sep-
8 tember 1, 2002, Amtrak shall transmit to the Sec-
9 retary a comprehensive business plan for fiscal year
10 2003, including targets for ridership, revenues, and
11 capital and operating expenses. The plan shall in-
12 clude a separate accounting of such targets for each
13 of the following business units:

14 “(A) Northeast Corridor.

15 “(B) Autotrain.

16 “(C) Amtrak West.

17 “(D) Each other long-distance intercity
18 train route, accounted for separately.

19 “(E) Contract Operations.

20 “(F) Mail and Express.

21 “(G) Corporate.

22 “(2) QUARTERLY ASSESSMENTS.—Not later
23 than 30 days before the beginning of each fiscal
24 quarter, Amtrak shall transmit to the Secretary—

1 “(A) an assessment of the extent to which
2 each goal identified in the plan transmitted
3 under paragraph (1) has been achieved;

4 “(B) an explanation of any failure to
5 achieve such a goal; and

6 “(C) a description of any deviation from
7 the business plan.

8 The assessment required under subparagraph (A)
9 shall be prepared by an outside financial consultant,
10 which shall not be an entity that has assisted Am-
11 trak in the preparation of a business plan under
12 paragraph (1).

13 “(3) CERTIFICATION.—The President of Am-
14 trak shall certify each business plan and quarterly
15 assessment transmitted under this subsection, and
16 any other document required by this section to be
17 transmitted to the Secretary.

18 “(f) AVAILABILITY OF AMOUNTS AND EARLY APPRO-
19 PRIATIONS.—(1) Amounts appropriated under this section
20 remain available until expended.

21 “(2) Amounts for capital acquisitions and improve-
22 ments may be appropriated in a fiscal year before the fis-
23 cal year in which the amounts will be obligated.

24 “(g) LIMITATIONS ON USE.—Amounts appropriated
25 under this section may not be used to subsidize operating

1 losses of commuter rail passenger or rail freight transpor-
2 tation.”.

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