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**H. R. 3783**

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IN THE SENATE OF THE UNITED STATES

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**AN ACT**

To provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century.

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 “Surface Transpor-  
5 tation Extension Act of 2004”.

6 **SEC. 2. ADVANCES.**

7 (a) IN GENERAL.—Section 2(a) of the Surface  
8 Transportation Extension Act of 2003 (23 U.S.C. 104  
9 note; 117 Stat. 1110) is amended by inserting “and the  
10 Surface Transportation Extension Act of 2004” after “as  
11 amended by this Act”.

12 (b) PROGRAMMATIC DISTRIBUTIONS.—

13 (1) ADMINISTRATION OF FUNDS.—Section  
14 2(b)(3) of such Act (117 Stat. 1110) is amended by  
15 striking “the amendment made under subsection  
16 (d)” and inserting “section 1101(e) of the Transpor-  
17 tation Equity Act for the 21st Century”.

18 (2) SPECIAL RULES FOR MINIMUM GUAR-  
19 ANTEE.—Section 2(b)(4) of such Act is amended by  
20 striking “\$1,166,666,667” and inserting  
21 \$2,100,000,000.

22 (3) EXTENSION OF OFF-SYSTEM BRIDGE SET-  
23 ASIDE.—Section 144(g)(3) of title 23, United States  
24 Code, is amended by striking “February 29” insert-  
25 ing “June 30”.

1 (c) AUTHORIZATION OF CONTRACT AUTHORITY.—  
2 Section 1101(c)(1) of the Transportation Equity Act for  
3 the 21st Century (117 Stat. 1111) is amended by striking  
4 “\$13,483,458,333 for the period of October 1, 2003,  
5 through February 29, 2004” and inserting  
6 “\$24,270,225,000 for the period of October 1, 2003,  
7 through June 30, 2004”.

8 (d) LIMITATION ON OBLIGATIONS.—Section 2(e) of  
9 the Surface Transportation Extension Act of 2003 (117  
10 Stat. 1111) is amended to read as follows:

11 “(e) LIMITATION ON OBLIGATIONS.—

12 “(1) DISTRIBUTION OF OBLIGATION AUTHOR-  
13 ITY.—Subject to paragraph (2), for the period of  
14 October 1, 2003, through June 30, 2004, the Sec-  
15 retary shall distribute the obligation limitation made  
16 available for Federal-aid highways and highway safe-  
17 ty construction programs under the heading ‘(LIMI-  
18 TATION ON OBLIGATIONS)’ under the heading  
19 ‘FEDERAL-AID HIGHWAYS’ in the Transpor-  
20 tation, Treasury, and Independent Agencies Appro-  
21 priations Act, 2004 (division F of Public Law 108–  
22 199) in accordance with section 110 of such Act; ex-  
23 cept that the amount of obligation limitation to be  
24 distributed for such period for each program,  
25 project, and activity specified in sections 110(a)(1),

1 110(a)(2), 110(a)(4), 110(a)(5), and 110(g) of such  
2 Act shall equal the greater of—

3 “(A) the funding authorized for such pro-  
4 gram, project, or activity in this Act and the  
5 Surface Transportation Extension Act of 2004  
6 (including any amendments made by this Act  
7 and such Act); or

8 “(B)  $\frac{9}{12}$  of the funding provided for or  
9 limitation set on such program, project, or ac-  
10 tivity in the Transportation, Treasury, and  
11 Independent Agencies Appropriations Act,  
12 2004.

13 “(2) LIMITATION ON TOTAL AMOUNT OF AU-  
14 THORITY DISTRIBUTED.—The total amount of obli-  
15 gation limitation distributed under paragraph (1) for  
16 the period of October 1, 2003, through June 30,  
17 2004, shall not exceed \$25,232,250,000; except that  
18 this limitation shall not apply to \$479,000,000 in  
19 obligations for minimum guarantee for such period.

20 “(3) TIME PERIOD FOR OBLIGATIONS OF  
21 FUNDS.—A State shall not obligate after June 30,  
22 2004, any funds for any Federal-aid highway pro-  
23 gram project made available by this Act and the  
24 Surface Transportation Extension Act of 2004 (in-  
25 cluding any amendments made by this Act and such

1 Act), until the date of enactment of a law reauthor-  
2 izing the Federal-aid highway program.

3 “(4) TREATMENT OF OBLIGATIONS.—Any obli-  
4 gation of obligation authority distributed under this  
5 subsection shall be considered to be an obligation for  
6 Federal-aid highways and highway safety construc-  
7 tion programs for fiscal year 2004 for the purposes  
8 of the matter under the heading ‘(LIMITATION  
9 ON OBLIGATIONS)’ under the heading ‘FED-  
10 ERAL-AID HIGHWAYS’ in the Transportation,  
11 Treasury, and Independent Agencies Appropriations  
12 Act, 2004.”.

13 **SEC. 3. TRANSFERS OF UNOBLIGATED APPORTIONMENTS.**

14 Section 3 of the Surface Transportation Extension  
15 Act of 2003 (117 Stat. 1112–1113) is amended by adding  
16 at the end the following:

17 “(e) PROHIBITION OF TRANSFERS.—Notwith-  
18 standing any other provision of this section, no funds may  
19 be transferred after February 29, 2004, by a State under  
20 subsection (a)—

21 “(1) from amounts apportioned to the State for  
22 the congestion mitigation and air quality improve-  
23 ment program; and

24 “(2) from amounts apportioned to the State for  
25 the surface transportation program and that are

1 subject to any of paragraphs (1), (2), and (3)(A)(i)  
2 of section 133(d) of title 23, United States Code.”.

3 **SEC. 4. ADMINISTRATIVE EXPENSES.**

4 Section 4(a) of the Surface Transportation Extension  
5 Act of 2003 (117 Stat. 1113) is amended by striking  
6 “\$187,500,000” and inserting “\$337,500,000”.

7 **SEC. 5. OTHER FEDERAL-AID HIGHWAY PROGRAMS.**

8 (a) AUTHORIZATION OF APPROPRIATIONS UNDER  
9 TITLE I OF TEA21.—

10 (1) FEDERAL LANDS HIGHWAYS.—

11 (A) INDIAN RESERVATION ROADS.—Sec-  
12 tion 1101(a)(8)(A) of the Transportation Eq-  
13 uity Act for the 21st Century (112 Stat. 112;  
14 117 Stat. 1113) is amended—

15 (i) in the first sentence by striking  
16 “\$114,583,333 for the period of October 1,  
17 2003, through February 29, 2004” and in-  
18 serting “\$206,250,000 for the period of  
19 October 1, 2003, through June 30, 2004”;  
20 and

21 (ii) in the second sentence by striking  
22 “\$5,416,667” and inserting “\$9,750,000”.

23 (B) PUBLIC LANDS HIGHWAYS.—Section  
24 1101(a)(8)(B) of such Act (112 Stat. 112; 117  
25 Stat. 1113) is amended by striking

1           “\$102,500,000 for the period of October 1,  
2           2003, through February 29, 2004” and insert-  
3           ing “\$184,500,000 for the period of October 1,  
4           2003, through June 30, 2004”.

5           (C) PARK ROADS AND PARKWAYS.—Sec-  
6           tion 1101(a)(8)(C) of such Act (112 Stat. 112;  
7           117 Stat. 1113) is amended by striking  
8           “\$68,750,000 for the period of October 1,  
9           2003, through February 29, 2004” and insert-  
10          ing “\$123,750,000 for the period of October 1,  
11          2003, through June 30, 2004” .

12          (D) REFUGE ROADS.—Section  
13          1101(a)(8)(D) of such Act (112 Stat. 112; 117  
14          Stat. 1113) is amended by striking  
15          “\$8,333,333 for the period of October 1, 2003,  
16          through February 29, 2004” and inserting  
17          “\$15,000,000 for the period of October 1,  
18          2003, through June 30, 2004”.

19          (2) NATIONAL CORRIDOR PLANNING AND DE-  
20          VELOPMENT AND COORDINATED BORDER INFRA-  
21          STRUCTURE PROGRAMS.—Section 1101(a)(9) of such  
22          Act (112 Stat. 112; 117 Stat. 1114) is amended by  
23          striking “\$58,333,333 for the period of October 1,  
24          2003, through February 29, 2004” and inserting

1 “\$105,000,000 for the period of October 1, 2003,  
2 through June 30, 2004”.

3 (3) CONSTRUCTION OF FERRY BOATS AND  
4 FERRY TERMINAL FACILITIES.—

5 (A) IN GENERAL.—Section 1101(a)(10) of  
6 such Act (112 Stat. 113; 117 Stat. 1114) is  
7 amended by striking “\$15,833,333 for the pe-  
8 riod of October 1, 2003, through February 29,  
9 2004” and inserting “\$28,500,000 for the pe-  
10 riod of October 1, 2003, through June 30,  
11 2004”.

12 (B) SET ASIDE FOR ALASKA, NEW JERSEY,  
13 AND WASHINGTON.—Section 5(a)(3)(B) of the  
14 Surface Transportation Extension Act of 2003  
15 (117 Stat. 1114) is amended—

16 (i) in clause (i) by striking  
17 “\$4,166,667” and inserting “\$7,500,000”;

18 (ii) in clause (ii) by striking  
19 “\$2,083,333” and inserting “\$3,750,000”;

20 and

21 (iii) in clause (iii) by striking  
22 “\$2,083,333” and inserting “\$3,750,000”.

23 (4) NATIONAL SCENIC BYWAYS PROGRAM.—  
24 Section 1101(a)(11) of the Transportation Equity  
25 Act for the 21st Century (112 Stat. 113; 117 Stat.

1 1114) is amended by striking “\$11,458,333 for the  
2 period of October 1, 2003, through February 29,  
3 2004” and inserting “\$20,625,000 for the period of  
4 October 1, 2003, through June 30, 2004” .

5 (5) VALUE PRICING PILOT PROGRAM.—Section  
6 1101(a)(12) of such Act (112 Stat. 113; 117 Stat.  
7 1114) is amended by striking “\$4,583,333 for the  
8 period of October 1, 2003, through February 29,  
9 2004” and inserting “\$8,250,000 for the period of  
10 October 1, 2003, through June 30, 2004”.

11 (6) HIGHWAY USE TAX EVASION PROJECTS.—  
12 Section 1101(a)(14) of such Act (112 Stat. 113;  
13 117 Stat. 1114) is amended by striking “\$2,083,333  
14 for the period of October 1, 2003, through February  
15 29, 2004” and inserting “\$3,750,000 for the period  
16 of October 1, 2003, through June 30, 2004”.

17 (7) COMMONWEALTH OF PUERTO RICO HIGH-  
18 WAY PROGRAM.—Section 1101(a)(15) of such Act  
19 (112 Stat. 113; 117 Stat. 1114) is amended by  
20 striking “\$45,833,333 for the period of October 1,  
21 2003, through February 29, 2004” and inserting  
22 “\$82,500,000 for the period of October 1, 2003,  
23 through June 30, 2004”.

24 (8) SAFETY GRANTS.—Section 1212(i)(1)(D) of  
25 such Act (23 U.S.C. 402 note; 112 Stat. 196; 112

1 Stat. 840; 117 Stat. 1114) is amended by striking  
2 “\$208,333 for the period of October 1, 2003,  
3 through February 29, 2004” and inserting  
4 “\$375,000 for the period of October 1, 2003,  
5 through June 30, 2004”.

6 (9) TRANSPORTATION AND COMMUNITY AND  
7 SYSTEM PRESERVATION PILOT PROGRAM.—Section  
8 1221(e)(1) of such Act (23 U.S.C. 101 note; 112  
9 Stat. 223; 117 Stat. 1114) is amended by striking  
10 “\$10,416,667 for the period of October 1, 2003,  
11 through February 29, 2004” and inserting  
12 “\$18,750,000 for the period of October 1, 2003,  
13 through June 30, 2004”.

14 (10) TRANSPORTATION INFRASTRUCTURE FI-  
15 NANCE AND INNOVATION.—Section 188 of title 23,  
16 United States Code, is amended—

17 (A) by striking subsection (a)(1)(F) and  
18 inserting the following:

19 “(F) \$105,000,000 for the period of Octo-  
20 ber 1, 2003, through June 30, 2004.”;

21 (B) in subsection (a)(2) by striking  
22 “\$833,333 for the period of October 1, 2003,  
23 through February 29, 2004” and inserting  
24 “\$1,500,000 for the period of October 1, 2003,  
25 through June 30, 2004”; and

1 (C) in the item relating to fiscal year 2004  
2 in table contained in subsection (c) by striking  
3 “\$1,083,333,333” and inserting  
4 “\$1,950,000,000”.

5 (b) AUTHORIZATION OF APPROPRIATIONS UNDER  
6 TITLE V OF TEA21.—

7 (1) SURFACE TRANSPORTATION RESEARCH.—  
8 Section 5001(a)(1) of the Transportation Equity Act  
9 for the 21st Century (112 Stat. 419; 117 Stat.  
10 1115) is amended by striking “\$43,750,000 for the  
11 period of October 1, 2003, through February 29,  
12 2004” and inserting “\$78,750,000 for the period of  
13 October 1, 2003, through June 30, 2004”.

14 (2) TECHNOLOGY DEPLOYMENT PROGRAM.—  
15 Section 5001(a)(2) of such Act (112 Stat. 419; 117  
16 Stat. 1115) is amended by striking “\$22,916,667  
17 for the period of October 1, 2003, through February  
18 29, 2004” and inserting “\$41,250,000 for the pe-  
19 riod of October 1, 2003, through June 30, 2004”.

20 (3) TRAINING AND EDUCATION.—Section  
21 5001(a)(3) of such Act (112 Stat. 420; 117 Stat.  
22 1115) is amended by striking “\$8,750,000 for the  
23 period of October 1, 2003, through February 29,  
24 2004” and inserting “\$15,750,000 for the period of  
25 October 1, 2003, through June 30, 2004”.

1           (4) BUREAU OF TRANSPORTATION STATIS-  
2           TICS.—Section 5001(a)(4) of such Act (112 Stat.  
3           420; 117 Stat. 1115) is amended by striking  
4           “\$12,916,667 for the period of October 1, 2003,  
5           through February 29, 2004” and inserting  
6           “\$23,250,000 for the period of October 1, 2003,  
7           through June 30, 2004”.

8           (5) ITS STANDARDS, RESEARCH, OPERATIONAL  
9           TESTS, AND DEVELOPMENT.—Section 5001(a)(5) of  
10          such Act (112 Stat. 420; 117 Stat. 1115) is amend-  
11          ed by striking “\$47,916,667 for the period of Octo-  
12          ber 1, 2003, through February 29, 2004” and in-  
13          serting “\$86,250,000 for the period of October 1,  
14          2003, through June 30, 2004”.

15          (6) ITS DEPLOYMENT.—Section 5001(a)(6) of  
16          such Act (112 Stat. 420; 117 Stat. 1116) is amend-  
17          ed by striking “\$51,666,667 for the period of Octo-  
18          ber 1, 2003, through February 29, 2004” and in-  
19          serting “\$93,000,000 for the period of October 1,  
20          2003, through June 30, 2004”.

21          (7) UNIVERSITY TRANSPORTATION RE-  
22          SEARCH.—Section 5001(a)(7) of such Act (112 Stat.  
23          420; 117 Stat. 1116) is amended by striking  
24          “\$11,250,000 for the period of October 1, 2003,  
25          through February 29, 2004” and inserting

1       “\$20,250,000 for the period of October 1, 2003,  
2       through June 30, 2004”.

3       (c) METROPOLITAN PLANNING.—Section 5(c)(1) of  
4 the Surface Transportation Extension Act of 2003 (117  
5 Stat. 1116) is amended by striking “\$100,000,000 for the  
6 period of October 1, 2003, through February 29, 2004”  
7 and inserting “\$180,000,000 for the period of October 1,  
8 2003, through June 30, 2004”.

9       (d) TERRITORIES.—Section 1101(d)(1) of the Trans-  
10 portation Equity Act for the 21st Century (117 Stat.  
11 1116) is amended by striking “\$15,166,667 for the period  
12 of October 1, 2003, through February 29, 2004” and in-  
13 serting “\$27,300,000 for the period of October 1, 2003,  
14 through June 30, 2004”.

15       (e) ALASKA HIGHWAY.—Section 1101(e)(1) of such  
16 Act (117 Stat. 1116) is amended by striking “\$7,833,333  
17 for the period of October 1, 2003, through February 29,  
18 2004” and inserting “\$14,100,000 for the period of Octo-  
19 ber 1, 2003, through June 30, 2004”.

20       (f) OPERATION LIFESAVER.—Section 1101(f)(1) of  
21 such Act (117 Stat. 1117) is amended by striking  
22 “\$208,333 for the period of October 1, 2003, through  
23 February 29, 2004” and inserting “\$375,000 for the pe-  
24 riod of October 1, 2003, through June 30, 2004”.

1 (g) BRIDGE DISCRETIONARY.—Section 1101(g)(1) of  
2 such Act (117 Stat. 1117) is amended—

3 (1) by striking “\$41,666,667” and inserting  
4 “\$75,000,000”; and

5 (2) by striking “February 29” and inserting  
6 “June 30”.

7 (h) INTERSTATE MAINTENANCE.—Section  
8 1101(h)(1) of such Act (117 Stat. 1117) is amended—

9 (1) by striking “\$41,666,667” and inserting  
10 “\$75,000,000”; and

11 (2) by striking “February 29” and inserting  
12 “June 30”.

13 (i) RECREATIONAL TRAILS ADMINISTRATIVE  
14 COSTS.—Section 1101(i)(1) of such Act (117 Stat. 1117)  
15 is amended by striking “\$312,500 for the period of Octo-  
16 ber 1, 2003, through February 29, 2004” and inserting  
17 “\$562,500 for the period of October 1, 2003, through  
18 June 30, 2004”.

19 (j) RAILWAY-HIGHWAY CROSSING HAZARD ELIMI-  
20 NATION IN HIGH SPEED RAIL CORRIDORS.—Section  
21 1101(j)(1) of such Act (117 Stat. 1118) is amended—

22 (1) by striking “\$2,187,500” and inserting  
23 “\$3,937,500”;

24 (2) by striking “\$104,167” and inserting  
25 “\$187,500”; and

1           (3) by striking “February 29” each place it ap-  
2           pears and inserting “June 30”.

3           (k) NONDISCRIMINATION.—Section 1101(k) of such  
4 Act (117 Stat. 1118) is amended—

5           (1) in paragraph (1) by striking “\$4,166,667  
6           for the period of October 1, 2003, through February  
7           29, 2004” and inserting “\$7,500,000 for the period  
8           of October 1, 2003, through June 30, 2004”; and

9           (2) in paragraph (2) by striking “\$4,166,667  
10          for the period of October 1, 2003, through February  
11          29, 2004” and inserting “\$7,500,000 for the period  
12          of October 1, 2003, through June 30, 2004”.

13          (l) ADMINISTRATION OF FUNDS.—Section 5(l) of the  
14 Surface Transportation Extension Act of 2003 (117 Stat.  
15 1118) is amended—

16          (1) by inserting “and section 5 of the Surface  
17          Transportation Extension Act of 2004” after “this  
18          section” the first place it appears; and

19          (2) by inserting “or the amendment made by  
20          section 5(a)(1) of such Act” before the period at the  
21          end.

22          (m) REDUCTION OF ALLOCATED PROGRAMS.—Sec-  
23 tion 5(m) of such Act (117 Stat. 1119) is amended—

1           (1) by inserting “and section 5 of the Surface  
2           Transportation Extension Act of 2004” after “but  
3           for this section”;

4           (2) by striking “both”;

5           (3) by striking “and by this section” and insert-  
6           ing “, by this section, and by section 5 of such Act”;  
7           and

8           (4) by inserting “and by section 5 of such Act”  
9           before the period at the end.

10          (n) PROGRAM CATEGORY RECONCILIATION.—Section  
11          5(n) of such Act (117 Stat. 1119) is amended by inserting  
12          “and section 5 of the Surface Transportation Extension  
13          Act of 2004” after “this section”.

14          **SEC. 6. EXTENSION OF HIGHWAY SAFETY PROGRAMS.**

15          (a) CHAPTER 1 HIGHWAY SAFETY PROGRAMS.—

16               (1) SEAT BELT SAFETY INCENTIVE GRANTS.—  
17               Section 157(g)(1) of title 23, United States Code, is  
18               amended by striking “\$46,666,667 for the period of  
19               October 1, 2003, through February 29, 2004” and  
20               inserting “\$84,000,000 for the period of October 1,  
21               2003, through June 30, 2004”.

22               (2) PREVENTION OF INTOXICATED DRIVER IN-  
23               CENTIVE GRANTS.—Section 163(e)(1) of such title is  
24               amended by striking “\$50,000,000 for the period of  
25               October 1, 2003, through February 29, 2004” and

1       inserting “\$90,000,000 for the period of October 1,  
2       2003, through June 30, 2004”.

3       (b) CHAPTER 4 HIGHWAY SAFETY PROGRAMS.—Sec-  
4       tion 2009(a)(1) of the Transportation Equity Act for the  
5       21st Century (112 Stat. 337; 117 Stat. 1119) is amended  
6       by striking “, and \$68,750,000 for the period of October  
7       1, 2003, through February 29, 2004” and inserting “, and  
8       \$123,019,875 for the period of October 1, 2003, through  
9       June 30, 2004”.

10       (c) HIGHWAY SAFETY RESEARCH AND DEVELOP-  
11       MENT.—Section 2009(a)(2) of such Act (112 Stat. 337;  
12       117 Stat. 1119) is amended by striking “\$30,000,000 for  
13       the period of October 1, 2003, through February 29,  
14       2004” and inserting “\$53,681,400 for the period of Octo-  
15       ber 1, 2003, through June 30, 2004”.

16       (d) OCCUPANT PROTECTION INCENTIVE GRANTS.—  
17       Section 2009(a)(3) of such Act (112 Stat. 337; 117 Stat.  
18       1120) is amended by striking “\$8,333,333 for the period  
19       of October 1, 2003, through February 29, 2004” and in-  
20       serting “\$14,911,500 for the period of October 1, 2003,  
21       through June 30, 2004”.

22       (e) ALCOHOL-IMPAIRED DRIVING COUNTER-  
23       MEASURES INCENTIVE GRANTS.—Section 2009(a)(4) of  
24       such Act (112 Stat. 337; 117 Stat. 1120) is amended by  
25       striking “\$16,666,667 for the period of October 1, 2003,

1 through February 29, 2004” and inserting “\$29,823,000  
2 for the period of October 1, 2003, through June 30,  
3 2004”.

4 (f) NATIONAL DRIVER REGISTER.—Section  
5 2009(a)(6) of such Act (112 Stat. 338; 117 Stat. 1120)  
6 is amended by striking “\$833,333 for the period of Octo-  
7 ber 1, 2003, through February 29, 2004” and inserting  
8 “\$2,684,070 for the period of October 1, 2003, through  
9 June 30, 2004”.

10 **SEC. 7. EXTENSION OF MOTOR CARRIER SAFETY PROGRAM.**

11 (a) ADMINISTRATIVE EXPENSES.—Section 7(a)(1) of  
12 the Surface Transportation Extension Act of 2003 (117  
13 Stat. 1120) is amended by striking “\$71,487,500 for the  
14 period of October 1, 2003, through February 29, 2004”  
15 and inserting “\$131,811,967 for the period October 1,  
16 2003 through June 30, 2004”.

17 (b) MOTOR CARRIER SAFETY ASSISTANCE PRO-  
18 GRAM.—Section 31104(a)(7) of title 49, United States  
19 Code, is amended to read as follows:

20 “(7) Not more than \$126,519,126 for the pe-  
21 riod of October 1, 2003, through June 30, 2004.”.

22 (c) INFORMATION SYSTEMS AND COMMERCIAL DRIV-  
23 ER’S LICENSE GRANTS.—

1           (1) AUTHORIZATION OF APPROPRIATION.—Sec-  
2           tion 31107(a)(5) of such title is amended to read as  
3           follows:

4           “(5) \$14,972,678 for the period of October 1,  
5           2003 through June 30, 2004.”.

6           (2) EMERGENCY CDL GRANTS.—Section 7(c) of  
7           the Surface Transportation Extension Act of 2003  
8           (117 Stat. 1121) is amended—

9                   (A) by striking “February 29,” and insert-  
10                  ing “June 30,”; and

11                   (B) by striking “\$416,667” and inserting  
12                  “\$748,634”.

13           (d) CRASH CAUSATION STUDY.—Section 7(d) of such  
14           Act is amended—

15                   (1) by striking “\$416,667” and inserting  
16                  “\$748,634”; and

17                   (2) by striking “February 29” and inserting  
18                  “June 30”.

19   **SEC. 8. EXTENSION OF FEDERAL TRANSIT PROGRAMS.**

20           (a) ALLOCATING AMOUNTS.—Section 5309(m) of  
21           title 49, United States Code, is amended—

22                   (1) in paragraph (1) by striking “February 29”  
23                  and inserting “June 30”;

24                   (2) in paragraph (2)(B)(iii)—

1 (A) by striking “FEBRUARY 29” in the  
2 clause heading and inserting “JUNE 30”;

3 (B) by striking “\$4,333,333” and insert-  
4 ing “\$7,753,980”;

5 (C) by striking “February 29” and insert-  
6 ing “June 30”;

7 (3) in paragraph (3)(B) by striking “(and  
8 \$1,250,000 shall be available for the period October  
9 1, 2003, through February 29, 2004)” and inserting  
10 “(and \$2,236,725 shall be available for the period  
11 October 1, 2003, through June 30, 2004)”;

12 (4) in paragraph (3)(C) by striking “(and  
13 \$20,833,334 shall be available for the period Octo-  
14 ber 1, 2003, through February 29, 2004)” and in-  
15 serting “(and \$37,278,750 shall be available for the  
16 period October 1, 2003, through June 30, 2004)”.

17 (b) APPORTIONMENT OF APPROPRIATIONS FOR  
18 FIXED GUIDEWAY MODERNIZATION.—The heading for  
19 paragraph (1) of section 8(b) of the Surface Transpor-  
20 tation Extension of 2003 (117 Stat. 1121) is amended by  
21 striking “FEBRUARY 29” and inserting “JUNE 30”.

22 (c) FORMULA GRANTS AUTHORIZATIONS.—Section  
23 5338(a) of title 49, United States Code, is amended—

24 (1) in the heading to paragraph (2) by striking  
25 “FEBRUARY 29” and inserting “JUNE 30”; and

1 (2) in paragraph (2)(A) by striking clause (vi)  
2 and inserting the following:

3 “(vi) \$2,289,809,940 for the period of  
4 October 1, 2003, through June 30, 2004.”;

5 (3) in paragraph (2)(B) by striking clause (vi)  
6 and inserting the following:

7 “(vi) \$572,452,485 for the period of  
8 October 1, 2003, through June 30, 2004.”;

9 and

10 (4) in paragraph (2)(C) by striking “February  
11 29” and inserting “June 30”.

12 (d) ALLOCATION OF FORMULA GRANT FUNDS FOR  
13 OCTOBER 1, 2003, THROUGH JUNE 30, 2004.—Section  
14 8(d) of the Surface Transportation Extension of 2003  
15 (117 Stat. 1122) is amended—

16 (1) in the subsection heading by striking “FEB-  
17 RUARY 29” and inserting “JUNE 30”;

18 (2) in the matter preceding paragraph (1) by  
19 striking “February 29” and inserting “June 30”;

20 (3) in paragraph (1) by striking “\$2,020,813”  
21 and inserting “\$3,616,001”;

22 (4) in paragraph (1) by striking “\$20,833,334”  
23 and inserting “\$37,278,750”.

24 (e) CAPITAL PROGRAM AUTHORIZATIONS.—Section  
25 5338(b) of title 49, United States Code, is amended—

1 (1) in the heading to paragraph (2) by striking  
2 “FEBRUARY 29” and inserting “JUNE 30”;

3 (2) in paragraph (2)(A) by striking clause (vi)  
4 and inserting the following:

5 “(vi) \$1,871,393,250 for the period of  
6 October 1, 2003, through June 30, 2004.”;

7 and

8 (3) in paragraph (2)(B) by striking clause (vi)  
9 and inserting the following:

10 “(vi) \$467,848,313 for the period of  
11 October 1, 2003, through June 30, 2004.”.

12 (f) PLANNING AUTHORIZATIONS AND ALLOCA-  
13 TIONS.—Section 5338(c) of such title is amended—

14 (1) in the heading to paragraph (2) by striking  
15 “FEBRUARY 29” and inserting “JUNE 30”;

16 (2) in paragraph (2)(A) by striking clause (vi)  
17 and inserting the following:

18 “(vi) \$43,690,695 for the period of  
19 October 1, 2003, through June 30, 2004.”;

20 and

21 (3) in paragraph (2)(B) by striking clause (vi)  
22 and inserting the following:

23 “(vi) \$10,736,280 for the period of  
24 October 1, 2003, through June 30, 2004.”.

1 (g) RESEARCH AUTHORIZATIONS.—Section 5338(d)  
2 of such title is amended—

3 (1) in the heading to paragraph (2) by striking  
4 “FEBRUARY 29” and inserting “JUNE 30”;

5 (2) in paragraph (2)(A) by striking clause (vi)  
6 and inserting the following:

7 “(vi) \$31,463,265 for the period of  
8 October 1, 2003, through June 30, 2004.”;

9 (3) in paragraph (2)(B) by striking clause (vi)  
10 and inserting the following:

11 “(vi) \$8,052,210 for the period of Oc-  
12 tober 1, 2003, through June 30, 2004.”;

13 and

14 (4) in paragraph (2)(C) by striking “February  
15 29” and inserting “June 30”.

16 (h) ALLOCATION OF RESEARCH FUNDS FOR OCTO-  
17 BER 1, 2003, THROUGH FEBRUARY 29, 2004.—Section  
18 8(h) of the Surface Transportation Extension Act of 2003  
19 (117 Stat. 1123)—

20 (1) in the matter preceding paragraph (1) by  
21 striking “February 29” and inserting “June 30”;

22 (2) in paragraph (1) by striking “\$2,187,500”  
23 and inserting “\$3,914,269”;

24 (3) in paragraph (2) by striking “\$3,437,500”  
25 and inserting “\$6,150,994”;

1 (4) in paragraph (3)—

2 (A) by striking “\$1,666,667” and inserting  
3 “\$2,982,300”; and

4 (B) by striking “\$416,667” and inserting  
5 “\$745,575”.

6 (i) UNIVERSITY TRANSPORTATION RESEARCH AU-  
7 THORIZATIONS.—Section 5338(e) of title 49, United  
8 States Code, is amended—

9 (1) in the heading to paragraph (2) by striking  
10 “FEBRUARY 29” and inserting “JUNE 30”;

11 (2) in paragraph (2)(A) by striking  
12 “\$2,020,833 for the period of October 1, 2003,  
13 through February 29, 2004” and inserting  
14 “\$3,578,760 for the period of October 1, 2003,  
15 through June 30, 2004”; and

16 (3) in paragraph (2)(B) by striking “\$505,833  
17 for the period of October 1, 2003, through February  
18 29, 2004” and inserting “\$894,690 for the period of  
19 October 1, 2003, through June 30, 2004” ; and

20 (4) in each of clauses (i) and (iii) of paragraph  
21 (2)(C) by striking “February 29” and inserting  
22 “June 30”.

23 (j) ALLOCATION OF UNIVERSITY TRANSPORTATION  
24 RESEARCH FUNDS.—

1           (1) IN GENERAL.—Section 8(j)(1) of the Sur-  
2           face Transportation Extension Act of 2003 (117  
3           Stat. 1124) is amended—

4                   (A) in the matter preceding subparagraph  
5           (A) by striking “February 29” and inserting  
6           “June 30”;

7                   (B) in subparagraph (A) by striking  
8           “\$833,333” and inserting “\$1,491,150”; and

9                   (C) in subparagraph (B) by striking  
10          “\$833,333” and inserting “1,491,150”.

11          (2) CONFORMING AMENDMENT.—Section  
12          3015(d)(2) of the Transportation Equity Act for the  
13          21st Century (112 Stat. 857) is amended by striking  
14          “February 29” and inserting “June 30”.

15          (k) ADMINISTRATION AUTHORIZATIONS.—Section  
16          5338(f) of title 49, United States Code, is amended—

17                   (1) in the heading to paragraph (2) by striking  
18          “FEBRUARY 29” and inserting “JUNE 30”;

19                   (2) in paragraph (2)(A) by striking clause (vi)  
20          and inserting the following:

21                           “(vi) \$45,032,730 for the period of  
22                           October 1, 2003, through June 30, 2004.”;

23                           and

24                   (3) in paragraph (2)(B) by striking clause (vi)  
25          and inserting the following:

1                   “(vi) \$11,258,183 for the period of  
2                   October 1, 2003, through June 30, 2004.”.

3           (l) JOB ACCESS AND REVERSE COMMUTE PRO-  
4 GRAM.—Section 3037(l) of the Transportation Equity Act  
5 for the 21st Century (49 U.S.C. 5309 note; 112 Stat.  
6 391–392; 117 Stat. 1124) is amended—

7           (1) in paragraph (1)(A) by striking clause (vi)  
8           and inserting the following:

9                   “(vi) \$74,557,500 for the period of  
10                   October 1, 2003, through June 30, 2004.”;

11           (2) in paragraph (1)(B) by striking clause (vi)  
12           and inserting the following:

13                   “(vi) \$18,639,375 for the period of  
14                   October 1, 2003, through June 30, 2004.”;

15           and

16           (3) in paragraph (2) by striking “February 29,  
17           2004, \$4,166,667” and inserting “June 30, 2004,  
18           \$7,455,750 shall be used for such projects”.

19           (m) RURAL TRANSPORTATION ACCESSIBILITY IN-  
20 CENTIVE PROGRAM.—Section 3038(g) of such Act (49  
21 U.S.C. 5310 note; 112 Stat. 393; 117 Stat. 1125) is  
22 amended—

23           (1) in paragraph (1) by striking subparagraph  
24           (F) and inserting the following:

1           “(F) \$3,914,269 for the period of October  
2           1, 2003, through June 30, 2004.”; and

3           (2) in paragraph (2) by striking “(and  
4           \$708,333 shall be available for the period of October  
5           1, 2003, through February 29, 2004)” and inserting  
6           “(and \$1,267,478 shall be available for the period of  
7           October 1, 2003, through June 30, 2004)”.

8           (n) URBANIZED AREA FORMULA GRANTS.—Section  
9           5307(b) of title 49, United States Code, is amended—

10           (1) in the heading to paragraph (2) by striking  
11           “FEBRUARY 29” and inserting “JUNE 30”; and

12           (2) in paragraph (2)(A) by striking “February  
13           29” and inserting “June 30”.

14           (o) OBLIGATION CEILING.—Section 3040(6) of the  
15           Transportation Equity Act for the 21st Century (112  
16           Stat. 394; 117 Stat. 1125) is amended to read as follows:

17           “(6) \$5,449,407,675 for the period of October  
18           1, 2003, through June 30, 2004.”.

19           (p) FUEL CELL BUS AND BUS FACILITIES PRO-  
20           GRAM.—Section 3015(b) of such Act (112 Stat. 361; 117  
21           Stat. 1125) is amended by striking “February 29, 2004,  
22           \$2,020,833)” and inserting “June 30, 2004,  
23           \$3,616,039)”.

1 (q) ADVANCED TECHNOLOGY PILOT PROJECT.—Sec-  
2 tion 3015(c)(2) of such Act (49 U.S.C. 322 note; 112  
3 Stat. 361; 117 Stat. 1125) is amended—

4 (1) by striking “February 29” and inserting  
5 “June 30”; and

6 (2) by striking “and \$2,083,333” and inserting  
7 “and \$3,727,875”.

8 (r) PROJECTS FOR NEW FIXED GUIDEWAY SYSTEMS  
9 AND EXTENSIONS TO EXISTING SYSTEMS.—Subsections  
10 (a), (b), and (c)(1) of section 3030 of such Act (112 Stat.  
11 373–381; 117 Stat. 1125) are each amended by striking  
12 “February 29” and inserting “June 30”.

13 (s) NEW JERSEY URBAN CORE PROJECT.—Subpara-  
14 graphs (A), (B), and (C) of section 3031(a)(3) of the  
15 Intermodal Surface Transportation Efficiency Act of 1991  
16 (105 Stat. 2122; 112 Stat. 379) are each amended by  
17 striking “February 29” and inserting “June 30”.

18 (t) TREATMENT OF FUNDS.—Section 8(t) of the Sur-  
19 face Transportation Extension Act of 2003 (23 U.S.C.  
20 101 note; 117 Stat. 1126) is amended by inserting “and  
21 by section 8 of the Surface Transportation Extension Act  
22 of 2004” before “shall be treated”.

23 (u) LOCAL SHARE.—Section 3011(a) of the Trans-  
24 portation Equity Act for the 21st Century (112 Stat. 357)

1 is amended by inserting “and for the period of October  
2 1, 2003, through June 30, 2004” after “2003”.

3 **SEC. 9. SPORT FISHING AND BOATING SAFETY.**

4 (a) FUNDING FOR NATIONAL OUTREACH AND COM-  
5 MUNICATIONS PROGRAM.—Section 4(c)(6) of the Dingell-  
6 Johnson Sport Fish Restoration Act (16 U.S.C.  
7 777c(e)(6)) is amended to read as follows:

8 “(6) \$7,500,000 for the period of October 1,  
9 2003, through June 30, 2004;”.

10 (b) CLEAN VESSEL ACT FUNDING.—Section 4(b)(4)  
11 of such Act (16 U.S.C. 777c(b)(4)) is amended to read  
12 as follows:

13 “(4) FIRST 9 MONTHS OF FISCAL YEAR  
14 2004.—For the period of October 1, 2003, through  
15 June 30, 2004, of the balance of each annual appro-  
16 priation remaining after making the distribution  
17 under subsection (a), an amount equal to  
18 \$61,500,000 , reduced by 82 percent of the amount  
19 appropriated for that fiscal year from the Boat Safe-  
20 ty Account of the Aquatic Resources Trust Fund es-  
21 tablished by section 9504 of the Internal Revenue  
22 Code of 1986 to carry out the purposes of section  
23 13106(a) of title 46, United States Code, shall be  
24 used as follows:

1           “(A) \$7,500,000 shall be available to the  
2           Secretary of the Interior for 3 fiscal years for  
3           obligation for qualified projects under section  
4           5604(c) of the Clean Vessel Act of 1992 (33  
5           U.S.C. 1322 note).

6           “(B) \$6,000,000 shall be available to the  
7           Secretary of the Interior for 3 fiscal years for  
8           obligation for qualified projects under section  
9           7404(d) of the Sportfishing and Boating Safety  
10          Act of 1998 (16 U.S.C. 777g–1(d)).

11          “(C) The balance remaining after the ap-  
12          plication of subparagraphs (A) and (B) shall be  
13          transferred to the Secretary of Transportation  
14          and shall be expended for State recreational  
15          boating safety programs under section 13106 of  
16          title 46, United States Code.”.

17          (c) BOAT SAFETY FUNDS.—Section 13106(c) of title  
18          46, United States Code, is amended—

19                 (1) by striking “\$2,083,333” and inserting  
20                 “\$3,750,000”; and

21                 (2) by striking “\$833,333” and inserting  
22                 “\$1,500,000”.

1 **SEC. 10. EXTENSION OF AUTHORIZATION FOR USE OF**  
2 **TRUST FUNDS FOR OBLIGATIONS UNDER**  
3 **TEA-21.**

4 (a) HIGHWAY TRUST FUND.—

5 (1) IN GENERAL.—Paragraph (1) of section  
6 9503(e) of the Internal Revenue Code of 1986 is  
7 amended—

8 (A) in the matter before subparagraph (A),  
9 by striking “March 1, 2004” and inserting  
10 “July 1, 2004”,

11 (B) by striking “or” at the end of subpara-  
12 graph (E),

13 (C) by striking the period at the end of  
14 subparagraph (F) and inserting “, or”,

15 (D) by inserting after subparagraph (F),  
16 the following new subparagraph:

17 “(G) authorized to be paid out of the  
18 Highway Trust Fund under the Surface Trans-  
19 portation Extension Act of 2004.”, and

20 (E) in the matter after subparagraph (G),  
21 as added by this paragraph, by striking “Sur-  
22 face Transportation Extension Act of 2003”  
23 and inserting “Surface Transportation Exten-  
24 sion Act of 2004”.

25 (2) MASS TRANSIT ACCOUNT.—Paragraph (3)  
26 of section 9503(e) of such Code is amended—

1 (A) in the matter before subparagraph (A),  
2 by striking “March 1, 2004” and inserting  
3 “July 1, 2004”,

4 (B) in subparagraph (C), by striking “or”  
5 at the end of such subparagraph,

6 (C) in subparagraph (D), by inserting “or”  
7 at the end of such subparagraph,

8 (D) by inserting after subparagraph (D)  
9 the following new subparagraph:

10 “(E) the Surface Transportation Extension  
11 Act of 2004,” and

12 (E) in the matter after subparagraph (E),  
13 as added by this paragraph, by striking “Sur-  
14 face Transportation Extension Act of 2003”  
15 and inserting “Surface Transportation Exten-  
16 sion Act of 2004”.

17 (3) EXCEPTION TO LIMITATION ON TRANS-  
18 FERS.—Subparagraph (B) of section 9503(b)(5) of  
19 such Code is amended by striking “March 1, 2004”  
20 and inserting “July 1, 2004”.

21 (b) AQUATIC RESOURCES TRUST FUND.—

22 (1) SPORT FISH RESTORATION ACCOUNT.—  
23 Paragraph (2) of section 9504(b) of the Internal  
24 Revenue Code of 1986 is amended by striking “Sur-  
25 face Transportation Extension Act of 2003” each

1 place it appears and inserting “Surface Transpor-  
2 tation Extension Act of 2004”.

3 (2) BOAT SAFETY ACCOUNT.—Subsection (c) of  
4 section 9504 of such Code is amended—

5 (A) by striking “March 1, 2004” and in-  
6 serting “July 1, 2004”, and

7 (B) by striking “Surface Transportation  
8 Extension Act of 2003” and inserting “Surface  
9 Transportation Extension Act of 2004”.

10 (3) EXCEPTION TO LIMITATION ON TRANS-  
11 FERS.—Paragraph (2) of section 9504(d) of such  
12 Code is amended by striking “March 1, 2004” and  
13 inserting “July 1, 2004”.

14 (c) EFFECTIVE DATE.—The amendments made by  
15 this section shall take effect on the date of the enactment  
16 of this Act.

17 (d) TEMPORARY RULE REGARDING ADJUST-  
18 MENTS.—During the period beginning on the date of the  
19 enactment of the Surface Transportation Extension Act  
20 of 2003 and ending on June 30, 2004, for purposes of  
21 making any estimate under section 9503(d) of the Internal  
22 Revenue Code of 1986 of receipts of the Highway Trust  
23 Fund, the Secretary of the Treasury shall treat—

24 (1) each expiring provision of paragraphs (1)  
25 through (4) of section 9503(b) of such Code which

1 is related to appropriations or transfers to such  
2 Fund to have been extended through the end of the  
3 24-month period referred to in section  
4 9503(d)(1)(B) of such Code, and  
5 (2) with respect to each tax imposed under the  
6 sections referred to in section 9503(b)(1) of such  
7 Code, the rate of such tax during the 24-month pe-  
8 riod referred to in section 9503(d)(1)(B) of such  
9 Code to be the same as the rate of such tax as in  
10 effect on the date of the enactment of the Surface  
11 Transportation Extension Act of 2003.

Passed the House of Representatives February 11,  
2004.

Attest:

JEFF TRANDAHL,

*Clerk.*



**Calendar No. 434**

108TH CONGRESS  
2D SESSION

**H. R. 3783**

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**A BILL**

To provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century.

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FEBRUARY 25, 2004

Read the second time and placed on the calendar