

108TH CONGRESS  
2D SESSION

# S. 2822

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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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 21, 2004

Mr. REID (for himself, Mr. BOND, and Mr. JEFFORDS) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

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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.

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, Part VI”.

1 **SEC. 2. ADVANCES.**

2 (a) IN GENERAL.—The Secretary of Transportation  
 3 (referred to in this Act as the “Secretary”) shall apportion  
 4 funds made available under section 1101(c) of the Trans-  
 5 portation Equity Act for the 21st Century (117 Stat.  
 6 1111; 118 Stat. 876), to each State in the ratio that—

7 (1) the State’s total fiscal year 2004 obligation  
 8 authority for funds apportioned for the Federal-aid  
 9 highway program; bears to

10 (2) all States’ total fiscal year 2004 obligation  
 11 authority for funds apportioned for the Federal-aid  
 12 highway program.

13 (b) PROGRAMMATIC DISTRIBUTIONS.—

14 (1) PROGRAMS.—Of the funds to be appor-  
 15 tioned to each State under subsection (a), the Sec-  
 16 retary shall ensure that the State is apportioned an  
 17 amount of the funds, determined under paragraph  
 18 (2), for—

19 (A) the Interstate maintenance program;

20 (B) the National Highway System pro-  
 21 gram;

22 (C) the bridge program;

23 (D) the surface transportation program;

24 (E) the congestion mitigation and air qual-  
 25 ity improvement program;

26 (F) the recreational trails program;

1 (G) the Appalachian development highway  
2 system program; and

3 (H) the minimum guarantee.

4 (2) IN GENERAL.—The amount that each State  
5 shall be apportioned under this subsection for each  
6 item referred to in paragraph (1) shall be deter-  
7 mined by multiplying—

8 (A) the amount apportioned to the State  
9 under subsection (a); by

10 (B) the ratio that—

11 (i) the amount of funds apportioned  
12 for the item to the State for fiscal year  
13 2004; bears to

14 (ii) the total of the amount of funds  
15 apportioned for the items to the State for  
16 fiscal year 2004.

17 (3) ADMINISTRATION OF FUNDS.—Funds au-  
18 thorized by section 1101(l) of the Transportation  
19 Equity Act for the 21st Century (as added by sub-  
20 section (d)) shall be administered as if the funds had  
21 been apportioned, allocated, deducted, or set aside,  
22 as the case may be, under title 23, United States  
23 Code; except that the deductions and set-asides in  
24 the following sections of such title shall not apply to  
25 such funds: sections 104(a)(1)(A), 104(a)(1)(B),

1 104(b)(1)(A), 104(d)(1), 104(d)(2), 104(f)(1),  
2 104(h)(1), 118(c)(1), 140(b), 140(c), and 144(g)(1).

3 (4) SPECIAL RULES FOR MINIMUM GUAR-  
4 ANTEE.—In carrying out the minimum guarantee  
5 under section 105(c) of title 23, United States Code,  
6 with funds apportioned under this section for the  
7 minimum guarantee, the \$2,800,000,000 set forth in  
8 paragraph (1) of such section 105(c) shall be treated  
9 as being \$1,400,000,000 and the aggregate of  
10 amounts apportioned to the States under this sec-  
11 tion for the minimum guarantee shall be treated, for  
12 purposes of such section 105(c), as amounts made  
13 available under section 105 of such title.

14 (5) EXTENSION OF OFF-SYSTEM BRIDGE SET-  
15 ASIDE.—Section 144(g)(3) of title 23, United States  
16 Code, is amended in the first sentence by inserting  
17 after “2004,” the following: “and in the period of  
18 October 1, 2004, through March 31, 2005,”.

19 (c) REPAYMENT FROM FUTURE APPORTION-  
20 MENTS.—

21 (1) IN GENERAL.—The Secretary shall reduce  
22 the amount that would be apportioned, but for this  
23 section, to a State for programs under chapter 1 of  
24 title 23, United States Code, for fiscal year 2005,  
25 under a multiyear law reauthorizing the Federal-aid

1 highway program enacted after the date of enact-  
2 ment of this Act by the amount that is apportioned  
3 to each State under subsection (a) and section 5(c)  
4 for each such program.

5 (2) PROGRAM CATEGORY RECONCILIATION.—

6 The Secretary may establish procedures under which  
7 funds apportioned under subsection (a) for a pro-  
8 gram category for which funds are not authorized  
9 under a law described in paragraph (1) may be re-  
10 stored to the Federal-aid highway program.

11 (d) AUTHORIZATION OF CONTRACT AUTHORITY.—

12 Section 1101 of the Transportation Equity Act for the  
13 21st Century (112 Stat. 111; 117 Stat. 1118) is amended  
14 by adding at the end the following:

15 “(1) ADVANCE AUTHORIZATION FOR FISCAL YEAR  
16 2005.—

17 “(1) IN GENERAL.—There shall be available  
18 from the Highway Trust Fund (other than the Mass  
19 Transit Account) to carry out section 2(a) of the  
20 Surface Transportation Extension Act of 2004, Part  
21 VI \$18,080,500,000 for the period of October 1,  
22 2004, through March 31, 2005.

23 “(2) SPECIAL RULE.—Funds apportioned under  
24 section 2(a) of the Surface Transportation Exten-  
25 sion Act of 2004, Part VI shall be subject to a limi-

1 tation on obligations for Federal-aid highways and  
2 highway safety construction programs.

3 “(3) CONTRACT AUTHORITY.—Funds made  
4 available by this subsection shall be available for ob-  
5 ligation in the same manner as if such funds were  
6 apportioned under chapter 1 of title 23, United  
7 States Code.”.

8 (e) LIMITATION ON OBLIGATIONS.—

9 (1) IN GENERAL.—Subject to paragraph (2),  
10 for the period of October 1, 2004, through March  
11 31, 2005, the Secretary shall allocate to each State  
12 for programs funded under this section and section  
13 5(c) an amount of obligation authority made avail-  
14 able under an Act making appropriations for the De-  
15 partment of Transportation for fiscal year 2005 that  
16 is—

17 (A) equal to the greater of—

18 (i) the State’s unobligated balance, as  
19 of October 1, 2004, of Federal-aid highway  
20 apportionments subject to any limitation  
21 on obligations, except that unobligated bal-  
22 ances of contract authority from minimum  
23 guarantee and Appalachian development  
24 highway system apportionments for which  
25 obligation authority was made available

1           until used shall not be included for pur-  
2           poses of calculating a State's unobligated  
3           balance of apportionments for this clause;  
4           or

5                     (ii)  $\frac{5}{12}$  of the State's total fiscal year  
6           2004 obligation authority for funds appor-  
7           tioned for the Federal-aid highway pro-  
8           gram; but

9                     (B) not greater than 75 percent of the  
10          State's total fiscal year 2004 obligation author-  
11          ity for funds apportioned for the Federal-aid  
12          highway program.

13          (2) LIMITATION ON AMOUNT.—The total of all  
14          allocations under paragraph (1) and allocations, for  
15          programs funded under sections 4, 5 (other than  
16          subsection (c)), and 6(a) of this Act, of obligation  
17          authority made available under an Act making ap-  
18          propriations for the Department of Transportation  
19          for fiscal year 2005 shall not exceed  
20          \$17,450,000,000, except that this limitation shall  
21          not apply to \$319,500,000 in obligations for min-  
22          imum guarantee for the period of October 1, 2004,  
23          through March 31, 2005.

24          (3) TIME PERIOD FOR OBLIGATIONS OF  
25          FUNDS.—No funds shall be obligated for any Fed-

1 eral-aid highway program project after March 31,  
2 2005, until the date of enactment of a multiyear law  
3 reauthorizing the Federal-aid highway program that  
4 is enacted after the date of enactment of this Act.

5 (4) TREATMENT OF OBLIGATIONS.—Any obliga-  
6 tion of an allocation of obligation authority made  
7 under this subsection shall be considered to be an  
8 obligation for Federal-aid highways and highway  
9 safety construction programs for fiscal year 2005 for  
10 the purposes of the matter under the heading “(LIM-  
11 ITATION ON OBLIGATIONS)” under the heading  
12 “FEDERAL-AID HIGHWAYS” in an Act making appro-  
13 priations for the Department of Transportation for  
14 fiscal year 2005.

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

16 (a) IN GENERAL.—In addition to any other authority  
17 of a State to transfer funds, for fiscal year 2005, a State  
18 may transfer any funds apportioned to the State for any  
19 program under section 104(b) (including amounts appor-  
20 tioned under section 104(b)(3) or set aside, made avail-  
21 able, or suballocated under section 133(d) or 144 of title  
22 23, United States Code, before, on, or after the date of  
23 enactment of this Act, that are subject to any limitation  
24 on obligations, and that are not obligated, to any other  
25 of those programs.

1 (b) TREATMENT OF TRANSFERRED FUNDS.—Any  
2 funds transferred to another program under subsection (a)  
3 shall be subject to the provisions of the program to which  
4 the funds are transferred, except that funds transferred  
5 to a program under section 133 (other than subsections  
6 (d)(1) and (d)(2)) of title 23, United States Code, shall  
7 not be subject to section 133(d) of that title.

8 (c) RESTORATION OF APPORTIONMENTS.—

9 (1) IN GENERAL.—As soon as practicable after  
10 the date of enactment of a multiyear law reauthor-  
11 izing the Federal-aid highway program enacted after  
12 the date of enactment of this Act, the Secretary  
13 shall restore any funds that a State transferred  
14 under subsection (a) for any project not eligible for  
15 the funds but for this section to the program cat-  
16 egory from which the funds were transferred.

17 (2) PROGRAM CATEGORY RECONCILIATION.—

18 The Secretary may establish procedures under which  
19 funds transferred under subsection (a) from a pro-  
20 gram category for which funds are not authorized  
21 may be restored to the Federal-aid highway pro-  
22 gram.

23 (3) LIMITATION ON STATUTORY CONSTRU-  
24 TION.—No provision of law, except a statute enacted  
25 after the date of enactment of this Act that ex-

1       pressly limits the application of this subsection, shall  
 2       impair the authority of the Secretary to restore  
 3       funds pursuant to this subsection.

4       (d) GUIDANCE.—The Secretary may issue guidance  
 5       for use in carrying out this section.

6       **SEC. 4. ADMINISTRATIVE EXPENSES.**

7       (a) AUTHORIZATION OF CONTRACT AUTHORITY.—  
 8       There shall be available from the Highway Trust Fund  
 9       (other than the Mass Transit Account) for administrative  
 10       expenses of the Federal-aid highway program  
 11       \$225,000,000 for fiscal year 2005.

12       (b) CONTRACT AUTHORITY.—Funds made available  
 13       by this section shall be available for obligation in the same  
 14       manner as if such funds were apportioned under chapter  
 15       1 of title 23, United States Code, and shall be subject  
 16       to a limitation on obligations for Federal-aid highways and  
 17       highway safety construction programs, except that such  
 18       funds shall remain available until expended.

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

20       (a) AUTHORIZATION OF APPROPRIATIONS UNDER  
 21       TITLE I OF TEA21.—

22               (1) FEDERAL LANDS HIGHWAYS.—

23                       (A) INDIAN RESERVATION ROADS.—Sec-  
 24               tion 1101(a)(8)(A) of the Transportation Eq-

1            uity Act for the 21st Century (112 Stat. 112;  
2            118 Stat. 877) is amended—

3                    (i) by inserting before the period at  
4                    the end the following: “and \$137,500,000  
5                    for the period of October 1, 2004, through  
6                    March 31, 2005”; and

7                    (ii) by adding at the end the fol-  
8                    lowing: “The minimum amount made  
9                    available for such period that the Sec-  
10                    retary, in cooperation with the Secretary of  
11                    the Interior, shall reserve for Indian res-  
12                    ervation road bridges under section  
13                    202(d)(4) of title 23, United States Code,  
14                    shall be \$6,500,000 instead of  
15                    \$13,000,000.”.

16                    (B) PUBLIC LANDS HIGHWAYS.—Section  
17                    1101(a)(8)(B) of such Act (112 Stat. 112; 118  
18                    Stat. 878) is amended by inserting before the  
19                    period at the end the following: “and  
20                    \$123,000,000 for the period of October 1,  
21                    2004, through March 31, 2005”.

22                    (C) PARK ROADS AND PARKWAYS.—Sec-  
23                    tion 1101(a)(8)(C) of such Act (112 Stat. 112;  
24                    118 Stat. 878) is amended by inserting before  
25                    the period at the end the following: “and

1           \$82,500,000 for the period of October 1, 2004,  
2           through March 31, 2005”.

3           (D)           REFUGE           ROADS.—Section  
4           1101(a)(8)(D) of such Act (112 Stat. 112; 118  
5           Stat. 878) is amended by inserting before the  
6           period at the end the following: “and  
7           \$10,000,000 for the period of October 1, 2004,  
8           through March 31, 2005”.

9           (2) NATIONAL CORRIDOR PLANNING AND DE-  
10          VELOPMENT AND COORDINATED BORDER INFRA-  
11          STRUCTURE PROGRAMS.—Section 1101(a)(9) of such  
12          Act (112 Stat. 112; 118 Stat. 878) is amended by  
13          inserting before the period at the end the following:  
14          “and \$70,000,000 for the period of October 1, 2004,  
15          through March 31, 2005”.

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

18                 (A) IN GENERAL.—Section 1101(a)(10) of  
19                 such Act (112 Stat. 112; 118 Stat. 878) is  
20                 amended by inserting before the period at the  
21                 end the following: “and \$19,000,000 for the pe-  
22                 riod of October 1, 2004, through March 31,  
23                 2005”.

24                 (B) SET ASIDE FOR ALASKA, NEW JERSEY,  
25                 AND WASHINGTON.—To carry out section 1064

1 of the Intermodal Surface Transportation Effi-  
2 ciency Act of 1991 (23 U.S.C. 129 note; 105  
3 Stat. 2005; 118 Stat. 878), of funds made  
4 available by the amendment made by subpara-  
5 graph (A)—

6 (i) \$5,000,000 shall be available for  
7 section 1064(d)(2) of such Act;

8 (ii) \$2,500,000 shall be available for  
9 section 1064(d)(3) of such Act; and

10 (iii) \$2,500,000 shall be available for  
11 section 1064(d)(4) of such Act.

12 (4) NATIONAL SCENIC BYWAYS PROGRAM.—

13 Section 1101(a)(11) of the Transportation Equity  
14 Act for the 21st Century (112 Stat. 113; 118 Stat.  
15 878) is amended by striking “fiscal years 2003 and  
16 2004” and inserting “fiscal year 2003, and  
17 \$13,750,000 for the period of October 1, 2004,  
18 through March 31, 2005”.

19 (5) VALUE PRICING PILOT PROGRAM.—Section

20 1101(a)(12) of such Act (112 Stat. 113; 118 Stat.  
21 878) is amended—

22 (A) by striking “and”; and

23 (B) by inserting before the period at the  
24 end the following: “, and \$5,500,000 for the pe-

1           riod of October 1, 2004, through March 31,  
2           2005”.

3           (6) HIGHWAY USE TAX EVASION PROJECTS.—  
4           Section 1101(a)(14) of such Act (112 Stat. 113;  
5           118 Stat. 878) is amended by inserting before the  
6           period at the end the following: “and \$2,500,000 for  
7           the period of October 1, 2004, through March 31,  
8           2005”.

9           (7) COMMONWEALTH OF PUERTO RICO HIGH-  
10          WAY PROGRAM.—

11           (A) IN GENERAL.—Section 1101(a)(15) of  
12           such Act (112 Stat. 113; 118 Stat. 878) is  
13           amended by inserting before the period at the  
14           end the following: “and \$55,000,000 for the pe-  
15           riod of October 1, 2004, through March 31,  
16           2005”.

17           (B) CONFORMING AMENDMENT.—Section  
18           1214(r)(1) of such Act (112 Stat. 209; 117  
19           Stat. 1114) is amended by striking “2004” and  
20           inserting “2005”.

21           (8) SAFETY GRANTS.—Section 1212(i)(1)(D) of  
22           such Act (23 U.S.C. 402 note; 112 Stat. 196; 112  
23           Stat. 840; 118 Stat. 879) is amended by inserting  
24           before the period at the end the following: “and

1       \$250,000 for the period of October 1, 2004, through  
2       March 31, 2005”.

3           (9) TRANSPORTATION AND COMMUNITY AND  
4       SYSTEM PRESERVATION PILOT PROGRAM.—Section  
5       1221(e)(1) of such Act (23 U.S.C. 101 note; 112  
6       Stat. 223; 118 Stat. 879) is amended by inserting  
7       before the period at the end the following: “and  
8       \$12,500,000 for the period of October 1, 2004,  
9       through March 31, 2005”.

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

13           (A) in subsection (a)(1)—

14               (i) by striking “and” at the end of  
15               subparagraph (E);

16               (ii) by striking the period at the end  
17               of subparagraph (F) and inserting “; and”;  
18               and

19               (iii) by adding at the end the fol-  
20               lowing:

21               “(G) \$70,000,000 for the period of Octo-  
22               ber 1, 2004, through March 31, 2005.”;

23           (B) in subsection (a)(2)—

24               (i) by striking “2003 and” and insert-  
25               ing “2003,”; and

1 (ii) by inserting after “2004” the fol-  
 2 lowing: “and \$1,000,000 for the period of  
 3 October 1, 2004, through March 31,  
 4 2005”; and

5 (C) in subsection (c)—

6 (i) by striking “2004” and inserting  
 7 “2005”; and

8 (ii) by striking the period at the end  
 9 of the table and inserting the following:

“2005 .....\$1,300,000,000.”.

10 (b) AUTHORIZATION OF APPROPRIATIONS UNDER  
 11 TITLE V OF TEA21.—

12 (1) SURFACE TRANSPORTATION RESEARCH.—  
 13 Section 5001(a)(1) of the Transportation Equity Act  
 14 for the 21st Century (112 Stat. 419; 118 Stat. 879)  
 15 is amended—

16 (A) by striking “2003, and” and inserting  
 17 “2003,”; and

18 (B) by inserting after “2004” the fol-  
 19 lowing: “, and \$52,500,000 for the period of  
 20 October 1, 2004, through March 31, 2005”.

21 (2) TECHNOLOGY DEPLOYMENT PROGRAM.—  
 22 Section 5001(a)(2) of such Act (112 Stat. 419; 118  
 23 Stat. 879) is amended—

1 (A) by striking “2003, and” and inserting  
2 “2003,”; and

3 (B) by inserting after “2004” the fol-  
4 lowing: “, and \$27,500,000 for the period of  
5 October 1, 2004, through March 31, 2005”.

6 (3) TRAINING AND EDUCATION.—Section  
7 5001(a)(3) of such Act (112 Stat. 420; 118 Stat.  
8 879) is amended—

9 (A) by striking “2003, and” and inserting  
10 “2003,”; and

11 (B) by inserting after “2004” the fol-  
12 lowing: “, and \$10,500,000 for the period of  
13 October 1, 2004, through March 31, 2005”.

14 (4) BUREAU OF TRANSPORTATION STATIS-  
15 TICS.—Section 5001(a)(4) of such Act (112 Stat.  
16 420; 118 Stat. 879) is amended by inserting before  
17 the period at the end the following: “, and  
18 \$15,500,000 for the period of October 1, 2004,  
19 through March 31, 2005”.

20 (5) ITS STANDARDS, RESEARCH, OPERATIONAL  
21 TESTS, AND DEVELOPMENT.—Section 5001(a)(5) of  
22 such Act (112 Stat. 420; 118 Stat. 879) is amend-  
23 ed—

24 (A) by striking “2003, and” and inserting  
25 “2003,”; and

1 (B) by inserting after “2004” the fol-  
2 lowing: “, and \$57,500,000 for the period of  
3 October 1, 2004, through March 31, 2005”.

4 (6) ITS DEPLOYMENT.—Section 5001(a)(6) of  
5 such Act (112 Stat. 420; 118 Stat. 879) is amend-  
6 ed—

7 (A) by striking “2003, and” and inserting  
8 “2003,”; and

9 (B) by inserting after “2004” the fol-  
10 lowing: “, and \$62,000,000 for the period of  
11 October 1, 2004, through March 31, 2005”.

12 (7) UNIVERSITY TRANSPORTATION RE-  
13 SEARCH.—Section 5001(a)(7) of such Act (112 Stat.  
14 420; 118 Stat. 880) is amended—

15 (A) by striking “2003, and” and inserting  
16 “2003,”; and

17 (B) by inserting after “2004” the fol-  
18 lowing: “, and \$13,500,000 for the period of  
19 October 1, 2004, through March 31, 2005”.

20 (c) METROPOLITAN PLANNING.—

21 (1) AUTHORIZATION OF CONTRACT AUTHOR-  
22 ITY.—There shall be available from the Highway  
23 Trust Fund (other than the Mass Transit Account)  
24 to carry out section 134 of title 23, United States

1 Code, \$120,000,000 for the period of October 1,  
2 2004, through March 31, 2005.

3 (2) DISTRIBUTION OF FUNDS.—The Secretary  
4 shall distribute funds made available by this sub-  
5 section to the States in accordance with section  
6 104(f)(2) of title 23, United States Code.

7 (3) CONTRACT AUTHORITY.—Funds made  
8 available by this subsection shall be available for ob-  
9 ligation in the same manner as if such funds were  
10 apportioned under chapter 1 of title 23, United  
11 States Code, and shall be subject to a limitation on  
12 obligations for Federal-aid highways and highway  
13 safety construction programs.

14 (d) TERRITORIES.—Section 1101(d)(1) of the Trans-  
15 portation Equity Act for the 21st Century (117 Stat.  
16 1116; 118 Stat. 880) is amended by inserting after  
17 “2004” the following: “and \$18,200,000 for the period of  
18 October 1, 2004, through March 31, 2005”.

19 (e) ALASKA HIGHWAY.—Section 1101(e)(1) of such  
20 Act (117 Stat. 1116; 118 Stat. 880) is amended by insert-  
21 ing after “2004” the following: “and \$9,400,000 for the  
22 period of October 1, 2004, through March 31, 2005”.

23 (f) OPERATION LIFESAVER.—Section 1101(f)(1) of  
24 such Act (117 Stat. 1117; 118 Stat. 880) is amended by

1 inserting after “2004” the following: “and \$250,000 for  
2 the period of October 1, 2004, through March 31, 2005”.

3 (g) BRIDGE DISCRETIONARY.—Section 1101(g)(1) of  
4 such Act (117 Stat. 1117; 118 Stat. 880) is amended by  
5 inserting after “2004” the following: “and \$50,000,000  
6 for the period of October 1, 2004, through March 31,  
7 2005”.

8 (h) INTERSTATE MAINTENANCE.—Section  
9 1101(h)(1) of such Act (117 Stat. 1117; 118 Stat. 880)  
10 is amended by inserting after “2004” the following: “and  
11 \$50,000,000 for the period of October 1, 2004, through  
12 March 31, 2005”.

13 (i) RECREATIONAL TRAILS ADMINISTRATIVE  
14 COSTS.—Section 1101(i)(1) of such Act (117 Stat. 1117;  
15 118 Stat. 880) is amended by inserting after “2004” the  
16 following: “and \$375,000 for the period of October 1,  
17 2004, through March 31, 2005”.

18 (j) RAILWAY-HIGHWAY CROSSING HAZARD ELIMI-  
19 NATION IN HIGH SPEED RAIL CORRIDORS.—Section  
20 1101(j)(1) of such Act (117 Stat. 1118; 118 Stat. 880)  
21 is amended—

22 (1) by inserting before “; except” the following:  
23 “and \$2,625,000 for the period of October 1, 2004,  
24 through March 31, 2005”; and

1           (2) by inserting before “for eligible” the fol-  
2           lowing: “and not less than \$125,000 instead of  
3           \$250,000 shall be available for the period of October  
4           1, 2004, through March 31, 2005”.

5           (k) NONDISCRIMINATION.—Section 1101(k) of such  
6 Act (117 Stat. 1118; 118 Stat. 880) is amended—

7           (1) in paragraph (1) by inserting after “2004”  
8           the following: “and \$5,000,000 for the period of Oc-  
9           tober 1, 2004, through March 31, 2005”; and

10          (2) in paragraph (2) by inserting after “2004”  
11          the following: “and \$5,000,000 for the period of Oc-  
12          tober 1, 2004, through March 31, 2005”.

13          (l) ADMINISTRATION OF FUNDS.—Funds authorized  
14 by the amendments made by this section shall be adminis-  
15 tered as if the funds had been apportioned, allocated, de-  
16 ducted, or set aside, as the case may be, under title 23,  
17 United States Code, except that the deductions under sec-  
18 tions 104(a)(1)(A) and 104(a)(1)(B) of such title shall not  
19 apply to funds made available by the amendment made  
20 by subsection (a)(1) of this section.

21          (m) REDUCTION OF ALLOCATED PROGRAMS.—The  
22 Secretary shall reduce the amount that would be made  
23 available, but for this section, for fiscal year 2005 for allo-  
24 cation under a program, that is continued both by a  
25 multiyear law reauthorizing such program enacted after

1 the date of enactment of this Act and by this section, by  
2 the amount made available for such program by this sec-  
3 tion.

4 (n) PROGRAM CATEGORY RECONCILIATION.—The  
5 Secretary may establish procedures under which funds al-  
6 located under this section for fiscal year 2005 for a pro-  
7 gram category for which funds are not authorized for fis-  
8 cal year 2005 under a multiyear law reauthorizing the  
9 Federal-aid highway program enacted after the date of en-  
10 actment of this Act may be restored to the Federal-aid  
11 highway program.

12 **SEC. 6. NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRA-**  
13 **TION PROGRAMS.**

14 (a) CHAPTER 4 HIGHWAY SAFETY PROGRAMS.—Sec-  
15 tion 2009(a)(1) of the Transportation Equity Act for the  
16 21st Century (112 Stat. 337; 117 Stat. 1119) is amended  
17 by striking “2004.” and inserting “2004, and  
18 \$82,500,000 for the period October 1, 2004, through  
19 March 31, 2005.”.

20 (b) HIGHWAY SAFETY RESEARCH AND DEVELOP-  
21 MENT.—Section 2009(a)(2) of such Act (112 Stat. 337;  
22 117 Stat. 1119) is amended by striking “2004” and in-  
23 serting “2004, and \$36,000,000 for the period October  
24 1, 2004, through March 31, 2005”.

1 (c) OCCUPANT PROTECTION INCENTIVE GRANTS.—  
2 Section 2009(a)(3) of such Act (112 Stat. 337; 117 Stat.  
3 1120) is amended by inserting “and \$10,000,000 for the  
4 period October 1, 2004, through March 31, 2005” after  
5 “fiscal year 2004”.

6 (d) ALCOHOL-IMPAIRED DRIVING COUNTER-  
7 MEASURES INCENTIVE GRANTS.—Section 2009(a)(4) of  
8 such Act (112 Stat. 337; 117 Stat. 1120) is amended by  
9 “and \$20,000,000 for the period October 1, 2004, through  
10 March 31, 2005” after “fiscal year 2004”.

11 (e) NATIONAL DRIVER REGISTER.—Section  
12 2009(a)(6) of such Act (112 Stat. 338; 117 Stat. 1120)  
13 is amended by inserting “and \$2,000,000 for the period  
14 October 1, 2004, through March 31, 2005” after “fiscal  
15 year 2004”.

16 **SEC. 7. FEDERAL MOTOR CARRIER SAFETY ADMINISTRA-**  
17 **TION PROGRAM.**

18 (a) ADMINISTRATIVE EXPENSES.—Section 7(a)(1) of  
19 the Surface Transportation Extension Act of 2003 (117  
20 Stat. 1120) is amended by inserting “and \$130,000,000  
21 for the period October 1, 2004, through March 31, 2005”  
22 after “fiscal year 2004”.

23 (b) MOTOR CARRIER SAFETY ASSISTANCE PRO-  
24 GRAM.—Section 31104(a) of title 49, United States Code,  
25 is amended by adding at the end the following:

1           “(8) Not more than \$84,500,000 for for the pe-  
2           riod October 1, 2004, through March 31, 2005.”.

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

5           (1) AUTHORIZATION OF APPROPRIATION.—Sec-  
6           tion 31107(a) of such title is amended by adding at  
7           the end the following:

8           “(6) \$9,500,000 for the period October 1,  
9           2004, through March 31, 2005.”.

10          (2) EMERGENCY CDL GRANTS.—Section 7(c) of  
11          the Surface Transportation Extension Act of 2003  
12          (117 Stat. 1121) is amended by inserting “and up  
13          to \$500,000 for the period October 1, 2004, through  
14          March 31, 2005,” after “\$1,000,000”.

15          (d) CRASH CAUSATION STUDY.—Section 7(d) of such  
16          Act is amended by inserting “and up to \$500,000 for the  
17          period October 1, 2004, through March 31, 2005,” after  
18          “fiscal year 2004.”.

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), in the matter preceding  
23                 subparagraph (A), by adding at the end the fol-  
24                 lowing: “and for the period of October 1, 2004  
25                 through March 31, 2005,”;

1           (2) in paragraph (2)(B), by inserting at the end  
2           the following:

3                   “(iii) OCTOBER 1, 2004 THROUGH  
4                   MARCH 31, 2005.—Of the amounts made  
5                   available under paragraph (1)(B),  
6                   \$5,200,000 shall be available for the period  
7                   of October 1, 2004, through March 31,  
8                   2005, for capital projects described in  
9                   clause (i).”;

10           (3) in paragraph (3)(B), by striking “2004”  
11           and inserting “2004 (and \$1,500,000 shall be avail-  
12           able for the period October 1, 2004, through March  
13           31, 2005)”; and

14           (4) in paragraph (3)(C), by inserting after  
15           “2004” the following: “(and \$25,000,000 shall be  
16           available for the period October 1, 2004, through  
17           March 31, 2005)”.

18           (b) APPORTIONMENT OF APPROPRIATIONS FOR  
19           FIXED GUIDEWAY MODERNIZATION.—The Secretary of  
20           Transportation shall determine the amount that each ur-  
21           banized area is to be apportioned for fixed guideway mod-  
22           ernization under section 5337 of title 49, United States  
23           Code, on a pro rata basis to reflect the partial fiscal year  
24           2005 funding made available by subparagraphs (A)(vii)  
25           and (B)(vii) of section 5338(b)(2) of such title.

1 (c) FORMULA GRANTS AUTHORIZATIONS.—Section  
2 5338(a)(2) of title 49, United States Code, is amended—

3 (1) in the paragraph heading, by inserting  
4 “AND FOR THE PERIOD OF OCTOBER 1, 2004  
5 THROUGH MARCH 31, 2005” after “2004”;

6 (2) in subparagraph (A)—

7 (A) in clause (v), by striking “and” at the  
8 end;

9 (B) in clause (vi), by striking the period at  
10 the end and inserting “; and”; and

11 (C) by adding at the end the following:

12 “(vii) \$1,747,128,500 for the period  
13 of October 1, 2004, through March 31,  
14 2005.”;

15 (2) in subparagraph (B)—

16 (A) in clause (v), by striking “and” at the  
17 end;

18 (B) in clause (vi), by striking the period at  
19 the end and inserting “; and”; and

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

21 “(vii) \$256,459,000 for the period of  
22 October 1, 2004, through March 31,  
23 2005.”; and

1           (6) in subparagraph (C), by striking “2003”  
2           and inserting “2004 (other than for the period of  
3           October 1, 2004 through March 31, 2005)”.

4           (d) ALLOCATION OF FORMULA GRANT FUNDS FOR  
5 THE PERIOD OF OCTOBER 1, 2004 THROUGH MARCH 31,  
6 2005.—Of the aggregate of amounts made available by  
7 or appropriated under section 5338(a)(2) of title 49,  
8 United States Code, for the period of October 1, 2004  
9 through March 31, 2005—

10           “(1) \$2,424,975 shall be available to the Alaska  
11 Railroad for improvements to its passenger oper-  
12 ations under section 5307 of such title;

13           “(2) \$25,000,000 shall be available to carry out  
14 section 5308 of such title;

15           “(3) \$47,344,500 shall be available to provide  
16 transportation services to elderly individuals and in-  
17 dividuals with disabilities under section 5310 of such  
18 title;

19           “(4) \$125,660,195 shall be available to provide  
20 financial assistance for other than urbanized areas  
21 under section 5311 of such title; and

22           “(5) \$1,799,682,829 shall be available to pro-  
23 vide financial assistance for urbanized areas under  
24 section 5307 of such title.”.

1 (e) CAPITAL PROGRAM AUTHORIZATIONS.—Section  
2 5338(b)(2) of title 49, United States Code, is amended—

3 (1) in the paragraph heading by adding after  
4 “2004” the following: “AND FOR THE PERIOD OF OC-  
5 TOBER 1, 2004 THROUGH MARCH 31, 2005”;

6 (2) in subparagraph (A)—

7 (A) in clause (v), by striking “and” at the  
8 end;

9 (B) in clause (vi), by striking the period at  
10 the end and inserting “; and”; and

11 (C) by adding at the end the following:

12 “(vii) \$1,488,427,500 for the period  
13 of October 1, 2004, through March 31,  
14 2005.”; and

15 (2) in subparagraph (B)—

16 (A) in clause (v), by striking “and” at the  
17 end;

18 (B) in clause (vi), by striking the period at  
19 the end and inserting “; and”; and

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

21 “(vii) \$218,485,000 for the period of  
22 October 1, 2004, through March 31,  
23 2005.”.

1 (f) PLANNING AUTHORIZATIONS AND ALLOCA-  
2 TIONS.—Section 5338(c)(2) of title 49, United States  
3 Code, is amended—

4 (1) in the paragraph heading by inserting after  
5 “2004” the following: “AND FOR THE PERIOD OF OC-  
6 TOBER 1, 2004 THROUGH MARCH 31, 2005”;

7 (2) in subparagraph (A)—

8 (A) in clause (v), by striking “and” at the  
9 end;

10 (B) in clause (vi), by striking the period at  
11 the end and inserting “; and”; and

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

13 “(vii) \$31,828,000 for the period of  
14 October 1, 2004, through March 31,  
15 2005.”;

16 (2) in subparagraph (B)—

17 (A) in clause (v), by striking “and” at the  
18 end;

19 (B) in clause (vi), by striking the period at  
20 the end and inserting “; and”; and

21 (C) by adding at the end the following:

22 “(vii) \$4,672,000 for the period of  
23 October 1, 2004, through March 31,  
24 2005.”; and

1           (3) in subparagraph (C), by inserting “or any  
2           portion of a fiscal year” after “fiscal year”.

3           (g) RESEARCH.—Section 5338(d)(2) of such title is  
4 amended—

5           (1) in the paragraph heading by inserting after  
6           “2004” the following: “AND FOR THE PERIOD OF OC-  
7           TOBER 1, 2004 THROUGH MARCH 31, 2005”;

8           (2) in subparagraph (A)—

9           (A) in clause (v), by striking “and” at the  
10           end;

11           (B) in clause (vi), by striking the period at  
12           the end and inserting “; and”; and

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

14                   “(vii) \$23,980,000 for the period of  
15                   October 1, 2004, through March 31,  
16                   2005.”;

17           (2) in subparagraph (B)—

18           (A) in clause (v), by striking “and” at the  
19           end;

20           (B) in clause (vi), by striking the period at  
21           the end and inserting “; and”; and

22           (C) by adding at the end the following:

23                   “(vii) \$3,520,000 for the period of  
24                   October 1, 2004, through March 31,  
25                   2005.”; and

1           (3) in subparagraph (C), by inserting “other  
2           than for the period from October 1, 2004 through  
3           March 31, 2005” after “fiscal year”.

4           (h) ALLOCATION OF RESEARCH FUNDS FOR THE PE-  
5           RIOD FROM OCTOBER 1, 2004 THROUGH MARCH 31,  
6           2005.—Of the funds made available by or appropriated  
7           under section 5338(d)(2) of title 49, United States Code,  
8           for the period of October 1, 2004 through March 31,  
9           2005—

10           (1) not less than \$2,625,000 shall be available  
11           for providing rural transportation assistance under  
12           section 5311(b)(2) of such title;

13           (2) not less than \$4,125,000 shall be available  
14           for carrying out transit cooperative research pro-  
15           grams under section 5313(a) of such title;

16           (3) not less than \$2,000,000 shall be available  
17           to carry out programs under the National Transit  
18           Institute under section 5315 of such title, including  
19           not more than \$500,000 shall be available to carry  
20           out section 5315(a)(16) of such title; and

21           (4) the remainder shall be available for carrying  
22           out national planning and research programs under  
23           sections 5311(b)(2), 5312, 5313(a), 5314, and 5322  
24           of such title.

1 (i) UNIVERSITY TRANSPORTATION RESEARCH AU-  
2 THORIZATIONS.—Section 5338(e)(2) of title 49, United  
3 States Code, is amended—

4 (1) in the paragraph heading by adding after  
5 “2004” the following: “AND FOR THE PERIOD OF OC-  
6 TOBER 1, 2004 THROUGH MARCH 31, 2005”;

7 (2) in subparagraph (A), by inserting “and  
8 \$2,616,000 for the period from October 1, 2004  
9 through March 31, 2005” after “2004”;

10 (3) in subparagraph (B), by inserting “and  
11 \$384,000 for the period from October 1, 2004  
12 through March 31, 2005” after “2004”; and

13 (4) in subparagraph (C)—

14 (A) in clause (i), by inserting “(other than  
15 for the period of October 1, 2004 through  
16 March 31, 2005)” after “fiscal year”; and

17 (B) in clause (iii), by inserting “(other  
18 than for the period of October 1, 2004 through  
19 March 31, 2005)” after “fiscal year”.

20 (j) UNIVERSITY TRANSPORTATION RESEARCH  
21 FUNDS.—

22 (1) IN GENERAL.— Of the amounts made avail-  
23 able under section 5338(e)(2)(A) of title 49, United  
24 States Code, for the period October 1, 2004 through  
25 March 31, 2005—

1           (A) \$1,000,000 shall be available for the  
2 center identified in section 5505(j)(4)(A) of  
3 such title; and

4           (B) \$1,000,000 shall be available for the  
5 center identified in section 5505(j)(4)(F) of  
6 such title.

7           (2) TRAINING AND CURRICULUM DEVELOP-  
8 MENT.—Notwithstanding section 5338(e)(2) of title  
9 49, United States Code, any amounts made available  
10 under such section for such period that remain after  
11 distribution under paragraph (1) shall be available  
12 for the purposes identified in section 3015(d) of the  
13 Federal Transit Act of 1998 (112 Stat. 857).

14           (3) CONFORMING AMENDMENT.—Section  
15 3015(d)(2) of the Federal Transit Act of 1998 (112  
16 Stat. 857) is amended by inserting “or in the period  
17 October 1, 2004 through March 31, 2005” after  
18 “2004”.

19           (k) ADMINISTRATION AUTHORIZATIONS.—Section  
20 5338(f)(2) of title 49, United States Code, is amended—

21           (1) in the paragraph heading by inserting after  
22 “2004” the following: “AND FOR THE PERIOD OF OC-  
23 TOBER 1, 2004 THROUGH MARCH 31, 2005”;

24           (2) in subparagraph (A)—

1 (A) in clause (v), by striking “and” at the  
2 end;

3 (B) in clause (vi), by striking the period at  
4 the end and inserting “; and”; and

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

6 “(vii) \$34,008,000 for the period of  
7 October 1, 2004, through March 31,  
8 2005.”;

9 (2) in subparagraph (B)—

10 (A) in clause (v), by striking “and” at the  
11 end;

12 (B) in clause (vi), by striking the period at  
13 the end and inserting “; and”; and

14 (C) by adding at the end the following:

15 “(vii) \$4,992,000 for the period of  
16 October 1, 2004, through March 31,  
17 2005.”.

18 (l) JOB ACCESS AND REVERSE COMMUTE PRO-  
19 GRAM.—Section 3037(l) of the Federal Transit Act of  
20 1998 (49 U.S.C. 5309 note) is amended—

21 (1) in paragraph (1)(A)—

22 (A) in clause (v), by striking “and” at the  
23 end;

24 (B) in clause (vi), by striking the period at  
25 the end and inserting “; and”; and

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

2 “(vii) \$54,500,000 for the period of  
3 October 1, 2004 through March 31,  
4 2005.”;

5 (2) in paragraph (1)(B)—

6 (A) in clause (v), by striking “and” at the  
7 end;

8 (B) in clause (vi), by striking the period at  
9 the end and inserting “; and”; and

10 (C) by adding at the end the following:

11 “(vii) \$8,000,000 for the period of  
12 October 1, 2004 through March 31,  
13 2005.”; and

14 (3) in paragraph (2), by inserting before the pe-  
15 riod at the end the following: “, except that in the  
16 period of October 1, 2004 through March 31, 2005,  
17 not more than \$5,000,000 shall be used for such  
18 projects”.

19 (m) RURAL TRANSPORTATION ACCESSIBILITY IN-  
20 CENTIVE PROGRAM.—Section 3038(g) of the Federal  
21 Transit Act of 1998 (49 U.S.C. 5310 note) is amended—

22 (1) in paragraph (1), by adding at the end the  
23 following:

24 “(G) \$2,625,000 for the period of October  
25 1, 2004 through March 31, 2005.”; and

1           (2) in paragraph (2), by inserting “(and  
2           \$850,000 shall be available for the period of October  
3           1, 2004, through March 31, 2005)” after “2004”.

4           (n) URBANIZED AREA FORMULA GRANTS.—Section  
5 5307(b)(2) of title 49, United States Code, is amended—

6           (1) in the heading, by inserting “AND FOR THE  
7           PERIOD OF OCTOBER 1, 2004, THROUGH MARCH 31,  
8           2005” after “2004”; and

9           (2) in subparagraph (A), by inserting “and for  
10          the period of October 1, 2004, through March 31,  
11          2005” after “2004”.

12          (o) OBLIGATION CEILING.—Section 3040 of the Fed-  
13 eral Transit Act of 1998 (112 Stat. 394; 118 Stat. 708)  
14 is amended—

15          (1) in paragraph (5), by striking “and” at the  
16          end;

17          (2) in paragraph (6), by striking the period at  
18          the end and inserting “; and”; and

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

20                 “(7) \$3,879,000,000 for the period of October  
21                 1, 2004, through March 31, 2005.”.

22          (p) FUEL CELL BUS AND BUS FACILITIES PRO-  
23 GRAM.—Section 3015(b) of the Federal Transit Act of  
24 1998 (112 Stat. 361; 118 Stat. 885) is amended by insert-  
25 ing “(or, in the case of the period of October 1, 2004,

1 through March 31, 2005, \$2,425,000) after  
2 “\$4,850,000”.

3 (q) ADVANCED TECHNOLOGY PILOT PROJECT.—Sec-  
4 tion 3015(c)(2) of the Federal Transit Act of 1998 (49  
5 U.S.C. 322 note; 118 Stat. 885) is amended—

6 (1) by inserting “, and \$2,500,000 for the pe-  
7 riod of October 1, 2004, through March 31, 2005,”  
8 after “per fiscal year”.

9 (r) PROJECTS FOR NEW FIXED GUIDEWAY SYSTEMS  
10 AND EXTENSIONS TO EXISTING SYSTEMS.—Section 3030  
11 of the Federal Transit Act of 1998 (112 Stat. 373; 118  
12 Stat. 885) is amended by inserting “and for the period  
13 of October 1, 2004, through March 31, 2005,” after  
14 “2004” each place it appears.

15 (s) NEW JERSEY URBAN CORE PROJECT.—Section  
16 3031(a)(3) of the Intermodal Surface Transportation Ef-  
17 ficiency Act of 1991 (105 Stat. 2122; 118 Stat. 885) is  
18 amended by inserting “and for the period of October 1,  
19 2004, through March 31, 2005, after “2004” each place  
20 it appears.

21 (t) TREATMENT OF FUNDS.—Section 8(t) of the Sur-  
22 face Transportation Extension Act of 2003 is amended—

23 (1) in paragraph (1), by striking “and by sec-  
24 tion 7 of the Surface Transportation Extension Act  
25 of 2004, Part IV” and inserting “by section 7 of the

1 Surface Transportation Extension Act of 2004, Part  
2 IV, and by section 8 of the Surface Transportation  
3 Extension Act of 2004, Part VI”; and

4 (2) in paragraph (2), by inserting “for fiscal  
5 year 2004” after “section”.

6 (u) LOCAL SHARE.—Section 3011(a) of the Federal  
7 Transit Act of 1998 (49 U.S.C. 5307 note; 118 Stat. 886)  
8 is amended by inserting “and for the period of October  
9 1, 2004, through March 31, 2005” after “2004,”.

10 **SEC. 9. EXTENSION OF AUTHORIZATION FOR USE OF TRUST**

11 **FUNDS FOR OBLIGATIONS UNDER TEA-21.**

12 (a) HIGHWAY TRUST FUND.—

13 (1) IN GENERAL.—Paragraph (1) of section  
14 9503(e) of the Internal Revenue Code of 1986 is  
15 amended—

16 (A) in the matter before subparagraph (A),  
17 by striking “October 1, 2004” and inserting  
18 “April 1, 2005”,

19 (B) by striking “or” at the end of subpara-  
20 graph (J),

21 (C) by striking the period at the end of  
22 subparagraph (K) and inserting “, or”,

23 (D) by inserting after subparagraph (K)  
24 the following new subparagraph:

1           “(L) authorized to be paid out of the  
2 Highway Trust Fund under the Surface Trans-  
3 portation Extension Act of 2004, Part VI.”,  
4 and

5           (E) in the matter after subparagraph (L),  
6 as added by this paragraph, by striking “Sur-  
7 face Transportation Extension Act of 2004,  
8 Part V” and inserting “Surface Transportation  
9 Extension Act of 2004, Part VI”.

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

12           (A) in the matter before subparagraph (A),  
13 by striking “October 1, 2004” and inserting  
14 “April 1, 2005”,

15           (B) in subparagraph (H), by striking “or”  
16 at the end of such subparagraph,

17           (C) in subparagraph (I), by inserting “or”  
18 at the end of such subparagraph,

19           (D) by inserting after subparagraph (I) the  
20 following new subparagraph:

21           “(J) the Surface Transportation Extension  
22 Act of 2004, Part VI.”, and

23           (E) in the matter after subparagraph (J),  
24 as added by this paragraph, by striking “Sur-  
25 face Transportation Extension Act of 2004,

1           Part V” and inserting “Surface Transportation  
2           Extension Act of 2004, Part VI”.

3           (b) AQUATIC RESOURCES TRUST FUND.—

4           (1) SPORT FISH RESTORATION ACCOUNT.—

5           Paragraph (2) of section 9504(b) of the Internal  
6           Revenue Code of 1986 is amended by striking “Sur-  
7           face Transportation Extension Act of 2004, Part V”  
8           each place it appears and inserting “Surface Trans-  
9           portation Extension Act of 2004, Part VI”.

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

12                 (A) by striking “October 1, 2004” and in-  
13                 serting “April 1, 2005”, and

14                 (B) by striking “Surface Transportation  
15                 Extension Act of 2004, Part V” and inserting  
16                 “Surface Transportation Extension Act of  
17                 2004, Part VI”.

18          (3) EXCEPTION TO LIMITATION ON TRANS-  
19          FERS.—Paragraph (2) of section 9504(d) of such  
20          Code is amended by striking “October 1, 2004” and  
21          inserting “April 1, 2005”.

22          (c) EFFECTIVE DATE.—The amendments made by  
23          this section shall take effect on the date of the enactment  
24          of this Act.

1           (d) TEMPORARY RULE REGARDING ADJUST-  
2 MENTS.—During the period beginning on the date of the  
3 enactment of the Surface Transportation Extension Act  
4 of 2003 and ending on March 31, 2005, for purposes of  
5 making any estimate under section 9503(d) of the Internal  
6 Revenue Code of 1986 of receipts of the Highway Trust  
7 Fund, the Secretary of the Treasury shall treat—

8           (1) each expiring provision of paragraphs (1)  
9           through (4) of section 9503(b) of such Code which  
10          is related to appropriations or transfers to such  
11          Fund to have been extended through the end of the  
12          24-month period referred to in section  
13          9503(d)(1)(B) of such Code, and

14          (2) with respect to each tax imposed under the  
15          sections referred to in section 9503(b)(1) of such  
16          Code, the rate of such tax during the 24-month pe-  
17          riod referred to in section 9503(d)(1)(B) of such  
18          Code to be the same as the rate of such tax as in  
19          effect on the date of the enactment of the Surface  
20          Transportation Extension Act of 2003.

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