

109TH CONGRESS
1ST SESSION

H. R. 3330

To provide an extension of administrative expenses for 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.

IN THE HOUSE OF REPRESENTATIVES

JULY 19, 2005

Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. PETRI, and Mr. DEFAZIO) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committees on Resources, Ways and Means, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide an extension of administrative expenses for 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 2005, Part III”.

1 **SEC. 2. ADMINISTRATIVE EXPENSES FOR FEDERAL-AID**
2 **HIGHWAY PROGRAM.**

3 (a) **AUTHORIZATION OF CONTRACT AUTHORITY.**—
4 Section 4(a) of the Surface Transportation Extension Act
5 of 2004, Part V (118 Stat. 1147, 119 Stat. 325) is
6 amended by striking “highway program” and all that fol-
7 lows through “2005” and inserting “highway program
8 \$289,518,000 for fiscal year 2005”.

9 (b) **LIMITATION ON OBLIGATIONS.**—Notwithstanding
10 any other provision of law, the obligations for administra-
11 tive expenses for Federal-aid highway and highway safety
12 construction programs provided by the amendment made
13 by subsection (a) shall be \$3,000,000 for the period begin-
14 ning July 19, 2005, and ending July 21, 2005.

15 (c) **CONFORMING AMENDMENT.**—Section 2(e)(3) of
16 such Act (118 Stat. 1146, 119 stat. 325) is amended by
17 striking “July 19” and inserting “July 21”.

18 **SEC. 3. ADMINISTRATIVE EXPENSES FOR NATIONAL HIGH-**
19 **WAY TRAFFIC SAFETY ADMINISTRATION.**

20 (a) **IN GENERAL.**—There shall be available from the
21 Highway Trust Fund (other than the Mass Transit Ac-
22 count) for the Secretary of Transportation to pay the ad-
23 ministrative expenses of the National Highway Traffic Ad-
24 ministration in carrying out the highway safety programs
25 authorized by sections 157 and 163 of chapter 1 of title
26 23, United States Code, and sections 402, 403, 405, and

1 410 of chapter 4 of such title, the National Driver Reg-
2 ister under chapter 303 of title 49, United States Code,
3 the motor vehicle safety program under chapter 301 of
4 such title 49, and the motor vehicle information and cost
5 savings program under part C of subtitle VI of such title
6 49 \$550,000 for the period of July 20, 2005, through July
7 21, 2005.

8 (b) CONTRACT AUTHORITY.—Funds made available
9 by this section shall be available for obligation in the same
10 manner as if such funds were apportioned under chapter
11 1 of title 23, United States Code; except that such funds
12 shall remain available until expended.

13 **SEC. 4. ADMINISTRATIVE EXPENSES FOR MOTOR CARRIER**
14 **SAFETY ADMINISTRATION PROGRAM.**

15 Section 7(a)(1) of the Surface Transportation Exten-
16 sion Act of 2004, Part V (118 Stat. 1153; 119 Stat. 330)
17 is amended—

18 (1) by striking “\$206,037,600” and inserting
19 “\$206,737,600”; and

20 (2) by striking “July 19” and inserting “July
21 21”.

22 **SEC. 5. ADMINISTRATIVE EXPENSES FOR FEDERAL TRAN-**
23 **SIT PROGRAMS.**

24 (a) AUTHORIZATION OF APPROPRIATIONS.—Section
25 5338(f)(2) of title 49, United States Code, is amended—

1 (1) in the heading by striking “JULY 19” and
2 inserting “JULY 21”;

3 (2) in subparagraph (A)(vii)—

4 (A) by striking “\$52,000,000” and insert-
5 ing “\$52,440,000”; and

6 (B) by striking “July 19” and inserting
7 “July 21”; and

8 (3) in subparagraph (B)(vii) by striking “July
9 19” and inserting “July 21”.

10 (b) OBLIGATION CEILING.—Section 3040(7) of the
11 Transportation Equity Act for the 21st Century (112
12 Stat. 394; 118 Stat. 885; 118 Stat. 1158; 119 Stat. 333)
13 is amended—

14 (1) by striking “\$6,166,400,000” and inserting
15 “\$6,166,844,000”; and

16 (2) by striking “July 19” and inserting “July
17 21”.

18 **SEC. 6. EXTENSION OF AUTHORIZATION FOR USE OF TRUST**

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

20 (a) HIGHWAY TRUST FUND.—

21 (1) IN GENERAL.—Paragraph (1) of section
22 9503(e) of the Internal Revenue Code of 1986 is
23 amended—

1 (A) in the matter before subparagraph (A),
2 by striking “July 20, 2005” and inserting
3 “July 22, 2005”,

4 (B) by striking “or” at the end of subpara-
5 graph (L),

6 (C) by striking the period at the end of
7 subparagraph (M) and inserting “, or”,

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

10 “(N) authorized to be paid out of the
11 Highway Trust Fund under the Surface Trans-
12 portation Extension Act of 2005, Part III.”,
13 and

14 (E) in the matter after subparagraph (N),
15 as added by this paragraph, by striking “Sur-
16 face Transportation Extension Act of 2005,
17 Part II” and inserting “Surface Transportation
18 Extension Act of 2005, Part III”.

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

21 (A) in the matter before subparagraph (A),
22 by striking “July 20, 2005” and inserting
23 “July 22, 2005”,

24 (B) in subparagraph (J), by striking “or”
25 at the end of such subparagraph,

1 (C) in subparagraph (K), by inserting “or”
2 at the end of such subparagraph,

3 (D) by inserting after subparagraph (K)
4 the following new subparagraph:

5 “(L) the Surface Transportation Extension
6 Act of 2005, Part III,”, and

7 (E) in the matter after subparagraph (L),
8 as added by this paragraph, by striking “Sur-
9 face Transportation Extension Act of 2005,
10 Part II” and inserting “Surface Transportation
11 Extension Act of 2005, Part III”.

12 (3) EXCEPTION TO LIMITATION ON TRANS-
13 FERS.—Subparagraph (B) of section 9503(b)(6) of
14 such Code is amended by striking “July 20, 2005”
15 and inserting “July 22, 2005”.

16 (b) AQUATIC RESOURCES TRUST FUND.—

17 (1) SPORT FISH RESTORATION ACCOUNT.—
18 Paragraph (2) of section 9504(b) of the Internal
19 Revenue Code of 1986 is amended by striking “Sur-
20 face Transportation Extension Act of 2005, Part II”
21 each place it appears and inserting “Surface Trans-
22 portation Extension Act of 2005, Part III”.

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

1 (A) by striking “July 20, 2005” and in-
2 serting “July 22, 2005”, and

3 (B) by striking “Surface Transportation
4 Extension Act of 2005, Part II” and inserting
5 “Surface Transportation Extension Act of
6 2005, Part III”.

7 (3) EXCEPTION TO LIMITATION ON TRANS-
8 FERS.—Paragraph (2) of section 9504(d) of such
9 Code is amended by striking “July 20, 2005” and
10 inserting “July 22, 2005”.

11 (c) EFFECTIVE DATE.—The amendments made by
12 this section shall take effect on the date of the enactment
13 of this Act.

14 (d) TEMPORARY RULE REGARDING ADJUST-
15 MENTS.—During the period beginning on the date of the
16 enactment of the Surface Transportation Extension Act
17 of 2003 and ending on July 21, 2005, for purposes of
18 making any estimate under section 9503(d) of the Internal
19 Revenue Code of 1986 of receipts of the Highway Trust
20 Fund, the Secretary of the Treasury shall treat—

21 (1) each expiring provision of paragraphs (1)
22 through (4) of section 9503(b) of such Code which
23 is related to appropriations or transfers to such
24 Fund to have been extended through the end of the

1 24-month period referred to in section
2 9503(d)(1)(B) of such Code, and

3 (2) with respect to each tax imposed under the
4 sections referred to in section 9503(b)(1) of such
5 Code, the rate of such tax during the 24-month pe-
6 riod referred to in section 9503(d)(1)(B) of such
7 Code to be the same as the rate of such tax as in
8 effect on the date of the enactment of the Surface
9 Transportation Extension Act of 2003.

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