

In the Senate of the United States,

December 21, 2010.

Resolved, That the bill from the House of Representatives (H.R. 3082) entitled “An Act making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes.”, do pass with the following

**SENATE AMENDMENT TO HOUSE AMENDMENT TO
SENATE AMENDMENT:**

In lieu of the matter proposed to be inserted, insert the following:

1 *TITLE I—CONTINUING APPROPRIATIONS*

2 *AMENDMENTS*

3 *SECTION 1. (a) The Continuing Appropriations Act,*
4 *2011 (Public Law 111–242) is further amended by—*

5 *(1) striking the date specified in section 106(3)*

6 *and inserting “March 4, 2011”; and*

7 *(2) adding the following:*

8 *“SEC. 147. (a) For the purposes of this section—*

9 *“(1) the term ‘employee’—*

1 “(A) means an employee as defined in sec-
2 tion 2105 of title 5, United States Code; and

3 “(B) includes an individual to whom sub-
4 section (b), (c), or (f) of such section 2105 per-
5 tains (whether or not such individual satisfies
6 subparagraph (A));

7 “(2) the term ‘senior executive’ means—

8 “(A) a member of the Senior Executive
9 Service under subchapter VIII of chapter 53 of
10 title 5, United States Code;

11 “(B) a member of the FBI–DEA Senior Ex-
12 ecutive Service under subchapter III of chapter
13 31 of title 5, United States Code;

14 “(C) a member of the Senior Foreign Serv-
15 ice under chapter 4 of title I of the Foreign Serv-
16 ice Act of 1980 (22 U.S.C. 3961 and following);
17 and

18 “(D) a member of any similar senior execu-
19 tive service in an Executive agency;

20 “(3) the term ‘senior-level employee’ means an
21 employee who holds a position in an Executive agen-
22 cy and who is covered by section 5376 of title 5,
23 United States Code, or any similar authority; and

1 “(4) the term ‘Executive agency’ has the mean-
2 ing given such term by section 105 of title 5, United
3 States Code.

4 “(b)(1) Notwithstanding any other provision of law,
5 except as provided in subsection (e), no statutory pay ad-
6 justment which (but for this subsection) would otherwise
7 take effect during the period beginning on January 1, 2011,
8 and ending on December 31, 2012, shall be made.

9 “(2) For purposes of this subsection, the term ‘statu-
10 tory pay adjustment’ means—

11 “(A) an adjustment required under section 5303,
12 5304, 5304a, 5318, or 5343(a) of title 5, United
13 States Code; and

14 “(B) any similar adjustment, required by stat-
15 ute, with respect to employees in an Executive agency.

16 “(c) Notwithstanding any other provision of law, ex-
17 cept as provided in subsection (e), during the period begin-
18 ning on January 1, 2011, and ending on December 31,
19 2012, no senior executive or senior-level employee may re-
20 ceive an increase in his or her rate of basic pay absent a
21 change of position that results in a substantial increase in
22 responsibility, or a promotion.

23 “(d) The President may issue guidance that Executive
24 agencies shall apply in the implementation of this section.

1 “(e) *The Non-Foreign Area Retirement Equity Assur-*
2 *ance Act of 2009 (5 U.S.C. 5304 note) shall be applied using*
3 *the appropriate locality-based comparability payments es-*
4 *tablished by the President as the applicable comparability*
5 *payments in section 1914(2) and (3) of such Act.*

6 “SEC. 148. *Notwithstanding section 101, the level for*
7 *‘Department of Commerce, National Telecommunications*
8 *and Information Administration, Salaries and Expenses’*
9 *shall be \$40,649,000.*

10 “SEC. 149. *The following authorities shall continue in*
11 *effect through the earlier of the date specified in section*
12 *106(3) of this Act or the date of enactment of the National*
13 *Defense Authorization Act for Fiscal Year 2011:*

14 “(1) *Section 1021 of the Ronald W. Reagan Na-*
15 *tional Defense Authorization Act for Fiscal Year 2005*
16 *(Public Law 108–375; 118 Stat. 2042), as amended*
17 *by section 1011 of the National Defense Authorization*
18 *Act for Fiscal Year 2010 (Public Law 111–84; 123*
19 *Stat. 2441);*

20 “(2) *Section 1022 of the National Defense Au-*
21 *thorization Act for Fiscal Year 2004 (Public Law*
22 *108–136; 10 U.S.C. 371 note), as amended by section*
23 *1012 of the National Defense Authorization Act for*
24 *Fiscal Year 2010 (Public Law 111–84; 123 Stat.*
25 *2441);*

1 “(3) Section 1033 of the National Defense Au-
2 thorization Act for Fiscal Year 1998 (Public Law
3 105–85), as amended by section 1014 of the National
4 Defense Authorization Act for Fiscal Year 2010 (Pub-
5 lic Law 111–84; 123 Stat. 2442);

6 “(4) Sections 611, 612, 613, 614, 615, 616, 1106,
7 1222(e), 1224 and 1234 of the National Defense Au-
8 thorization Act for Fiscal Year 2010 (Public Law
9 111–84);

10 “(5) Section 631 of the National Defense Author-
11 ization Act for Fiscal Year 2008 (Public Law 110–
12 181); and

13 “(6) Section 931 of the National Defense Author-
14 ization Act for Fiscal Year 2007 (Public Law 109–
15 364).

16 “SEC. 150. Subject to the availability of appropria-
17 tions, the Secretary of the Navy may award a contract or
18 contracts for up to 20 Littoral Combat Ships (LCS).

19 “SEC. 151. Section 8905a(d)(4)(B) of title 5, United
20 States Code, is amended—

21 “(1) in clause (i), by striking ‘October 1, 2010’
22 and inserting ‘December 31, 2011’; and

23 “(2) in clause (ii)—

24 “(A) by striking ‘February 1, 2011’ and in-
25 serting ‘February 1, 2012’; and

1 “(B) by striking ‘October 1, 2010’ and in-
2 serting ‘December 31, 2011’.

3 “SEC. 152. Notwithstanding section 101, the level for
4 ‘Special Inspector General for the Troubled Asset Relief
5 Program, Salaries and Expenses’ shall be \$36,300,000.

6 “SEC. 153. Public Law 111–240 is amended in section
7 1114 and section 1704 by striking ‘December 31, 2010’ and
8 inserting ‘March 4, 2011’ each time it appears and in sec-
9 tion 1704 by adding at the end the following:

10 “(c) For purposes of the loans made under this sec-
11 tion, the maximum guaranteed amount outstanding to the
12 borrower may not exceed \$4,500,000.’

13 “SEC. 154. The appropriation to the Securities and
14 Exchange Commission pursuant to this Act shall be deemed
15 a regular appropriation for purposes of section 6(b) of the
16 Securities Act of 1933 (15 U.S.C. 77f(b)) and sections 13(e),
17 14(g), and 31 of the Securities Exchange Act of 1934 (15
18 U.S.C. 78m(e), 78n(g), and 78ee).

19 “SEC. 155. Section 302 of the Universal Service
20 Antideficiency Temporary Suspension Act is amended by
21 striking ‘December 31, 2010’ each place it appears and in-
22 serting ‘December 31, 2011’.

23 “SEC. 156. Notwithstanding section 503 of Public Law
24 111–83, amounts made available in this Act for the Trans-
25 portation Security Administration shall be available for

1 *transfer between and within Transportation Security Ad-*
2 *ministration appropriations to the extent necessary to*
3 *avoid furloughs or reduction in force, or to provide funding*
4 *necessary for programs and activities required by law: Pro-*
5 *vided, That such transfers may not result in the termi-*
6 *nation of programs, projects or activities: Provided further,*
7 *That the House and Senate Appropriations Committees*
8 *shall be notified within 15 days of such transfers.*

9 “*SEC. 157. Up to \$21,880,000 from ‘Coast Guard, Ac-*
10 *quisition, Construction, and Improvements’ and ‘Coast*
11 *Guard, Alteration of Bridges’ may be transferred to ‘Coast*
12 *Guard, Operating Expenses’:* *Provided, That the Coast*
13 *Guard may decommission one Medium Endurance Cutter,*
14 *two High Endurance Cutters, four HU-25 aircraft, the*
15 *Maritime Intelligence Fusion Center, and one Maritime*
16 *Safety and Security Team, and make staffing changes at*
17 *the Coast Guard Investigative Service, as outlined in its*
18 *budget justification documents for fiscal year 2011 as sub-*
19 *mitted to the Committees on Appropriations of the Senate*
20 *and House of Representatives.*

21 “*SEC. 158. Notwithstanding section 101, the final pro-*
22 *viso under the heading ‘Science and Technology, Research,*
23 *Development, Acquisition, and Operations’ in Public Law*
24 *111-83 (related to the National Bio- and Agro-defense Fa-*

1 *cility) shall have no effect with respect to all amounts avail-*
2 *able under this heading.*

3 “*SEC. 159. Notwithstanding sections 101 and 128,*
4 *amounts are provided for ‘Department of the Interior—*
5 *Minerals Management Service—Royalty and Offshore Min-*
6 *erals Management’ in the manner authorized in Public Law*
7 *111–88 for fiscal year 2010, except that for fiscal year 2011*
8 *the amounts specified in division A of Public Law 111–*
9 *88 shall be modified by substituting—*

10 “(1) ‘\$200,110,000’ for ‘\$175,217,000’;

11 “(2) ‘\$102,231,000’ for ‘\$89,374,000’;

12 “(3) ‘\$154,890,000’ for ‘\$156,730,000’ each place
13 *it appears; and*

14 “(4) ‘fiscal year 2011’ shall be substituted for
15 *‘fiscal year 2010’ each place it appears.*

16 “*SEC. 160. The Secretary of the Interior, in order to*
17 *implement a reorganization of the Bureau of Ocean Energy*
18 *Management, Regulation, and Enforcement, may establish*
19 *accounts, transfer funds among and between the offices and*
20 *bureaus affected by the reorganization, and take any other*
21 *administrative actions necessary in conformance with the*
22 *Appropriations Committee reprogramming procedures de-*
23 *scribed in the joint explanatory statement of the managers*
24 *accompanying Public Law 111–88 (House of Representa-*
25 *tives Report 111–316).*

1 “*SEC. 161. Notwithstanding section 101, section 423*
2 *of Public Law 111–88 (123 Stat. 2961), concerning the dis-*
3 *tribution of geothermal energy receipts, shall have no force*
4 *or effect and the provisions of section 3003(a) of Public Law*
5 *111–212 (124 Stat. 2338) shall apply for fiscal year 2011.*

6 “*SEC. 162. Notwithstanding section 109, of the funds*
7 *made available by section 101 for payments under sub-*
8 *sections (b) and (d) of section 2602 of the Low Income*
9 *Home Energy Assistance Act of 1981, the Department of*
10 *Health and Human Services shall obligate the same amount*
11 *during the period covered by this continuing resolution as*
12 *was obligated for such purpose during the comparable pe-*
13 *riod during fiscal year 2010.*

14 “*SEC. 163. (a) A ‘highly qualified teacher’ includes a*
15 *teacher who meets the requirements in 34 C.F.R.*
16 *200.56(a)(2)(ii), as published in the Federal Register on*
17 *December 2, 2002.*

18 “*(b) This provision is effective on the date of enactment*
19 *of this provision through the end of the 2012–2013 academic*
20 *year.*

21 “*SEC. 164. (a) Notwithstanding section 101, the level*
22 *for ‘Department of Education, Student Financial Assist-*
23 *ance’ to carry out subpart 1 of part A of title IV of the*
24 *Higher Education Act of 1965 shall be \$23,162,000,000.*

1 “(b) *The maximum Pell Grant for which a student*
2 *shall be eligible during award year 2011–2012 shall be*
3 *\$4,860.*

4 “*SEC. 165. (a) Notwithstanding section 1018(d) of the*
5 *Legislative Branch Appropriations Act, 2003 (2 U.S.C.*
6 *1907(d)), the use of any funds appropriated to the United*
7 *States Capitol Police during fiscal year 2003 for transfer*
8 *relating to the Truck Interdiction Monitoring Program to*
9 *the working capital fund established under section 328 of*
10 *title 49, United States Code, is ratified.*

11 “(b) *Nothing in subsection (a) may be construed to*
12 *waive sections 1341, 1342, 1349, 1350, or 1351 of title 31,*
13 *United States Code, or subchapter II of chapter 15 of such*
14 *title (commonly known as the ‘Anti-Deficiency Act’).*

15 “(c) *Notwithstanding section 106 of this Act, the use*
16 *of the funds described under subsection (a) of this section*
17 *shall apply without fiscal year limitation.*

18 “*SEC. 166. Notwithstanding section 101, amounts are*
19 *provided for ‘Department of Veterans Affairs, Departmental*
20 *Administration, General Operating Expenses’ at a rate for*
21 *operations of \$2,546,276,000, of which not less than*
22 *\$2,148,776,000 shall be for the Veterans Benefits Adminis-*
23 *tration.”.*

24 *(b) This section may be cited as the “Continuing Ap-*
25 *propriations Amendments, 2011”.*

1 **TITLE II—EXTENSION OF CUR-**
2 **RENT SURFACE TRANSPOR-**
3 **TATION PROGRAMS**

4 **SEC. 2001. SHORT TITLE; RECONCILIATION OF FUNDS.**

5 (a) *This title may be cited as the “Surface Transpor-*
6 *tation Extension Act of 2010, Part II”.*

7 (b) *RECONCILIATION OF FUNDS.—The Secretary of*
8 *Transportation shall reduce the amount apportioned or al-*
9 *located for a program, project, or activity under this title*
10 *in fiscal year 2011 by amounts apportioned or allocated*
11 *pursuant to the Surface Transportation Extension Act of*
12 *2010 for the period beginning on October 1, 2010, and end-*
13 *ing on December 31, 2010.*

14 **Subtitle A—Federal-Aid Highways**

15 **SEC. 2101. EXTENSION OF FEDERAL-AID HIGHWAY PRO-**
16 **GRAMS.**

17 (a) *IN GENERAL.—Section 411 of the Surface Trans-*
18 *portation Extension Act of 2010 (Public Law 111–147; 124*
19 *Stat. 78) is amended—*

20 (1) *by striking “the period beginning on October*
21 *1, 2010, and ending on December 31, 2010” each*
22 *place it appears (except in subsection (c)(2)) and in-*
23 *serting “the period beginning on October 1, 2010, and*
24 *ending on March 4, 2011”;*

1 (2) in subsection (a) by striking “December 31,
2 2010” and inserting “March 4, 2011”;

3 (3) in subsection (b)(2) by striking “ $\frac{1}{4}$ ” and in-
4 serting “ $\frac{155}{365}$ ”;

5 (4) in subsection (c)—

6 (A) in paragraph (2)—

7 (i) by striking “ $\frac{1}{4}$ ” and inserting
8 “ $\frac{155}{365}$ ”; and

9 (ii) by striking “the period beginning
10 on October 1, 2010, and ending on Decem-
11 ber 31, 2010,” and inserting “the period be-
12 ginning on October 1, 2010, and ending on
13 March 4, 2011”;

14 (B) in paragraph (4)—

15 (i) in subparagraph (A)(ii) by striking
16 “ $\frac{1}{4}$ ” and inserting “ $\frac{155}{365}$ ”; and

17 (ii) in subparagraph (B)(ii)(II) by
18 striking “\$159,750,000” and inserting
19 “\$271,356,164”; and

20 (C) in paragraph (5) by striking “ $\frac{1}{4}$ ” and
21 inserting “ $\frac{155}{365}$ ”;

22 (5) in subsection (d)—

23 (A) by striking “ $\frac{1}{4}$ ” each place it appears
24 and inserting “ $\frac{155}{365}$ ”; and

25 (B) in paragraph (2)(A)—

1 (i) *in the matter preceding clause (i)*
2 *by striking “apportioned under sections*
3 *104(b) and 144 of title 23, United States*
4 *Code,” and inserting “specified in section*
5 *105(a)(2) of title 23, United States Code*
6 *(except the high priority projects pro-*
7 *gram),”;* and

8 (ii) *in clause (ii) by striking “appor-*
9 *tioned under such sections of such Code”*
10 *and inserting “specified in such section*
11 *105(a)(2) (except the high priority projects*
12 *program)”;* and

13 (6) *in subsection (e)(1)(B) by striking “ $\frac{1}{4}$ ” and*
14 *inserting “^{155/365}”.*

15 (b) *ADMINISTRATIVE EXPENSES.—Section 412(a)(2)*
16 *of the Surface Transportation Extension Act of 2010 (Pub-*
17 *lic Law 111–147; 124 Stat. 83) is amended—*

18 (1) *by striking “\$105,606,250” and inserting*
19 *“\$179,385,959”;* and

20 (2) *by striking “the period beginning on October*
21 *1, 2010, and ending on December 31, 2010” and in-*
22 *serting “the period beginning on October 1, 2010, and*
23 *ending on March 4, 2011”.*

1 ***Subtitle B—Extension of National***
2 ***Highway Traffic Safety Adminis-***
3 ***tration, Federal Motor Carrier***
4 ***Safety Administration, and Ad-***
5 ***ditional Programs***

6 ***SEC. 2201. EXTENSION OF NATIONAL HIGHWAY TRAFFIC***
7 ***SAFETY ADMINISTRATION HIGHWAY SAFETY***
8 ***PROGRAMS.***

9 (a) ***CHAPTER 4 HIGHWAY SAFETY PROGRAMS.***—Sec-
10 *tion 2001(a)(1) of SAFETEA–LU (119 Stat. 1519) is*
11 *amended by striking “and \$58,750,000 for the period begin-*
12 *ning on October 1, 2010, and ending on December 31,*
13 *2010.” and inserting “and \$99,795,000 for the period begin-*
14 *ning on October 1, 2010, and ending on March 4, 2011.”.*

15 (b) ***HIGHWAY SAFETY RESEARCH AND DEVELOP-***
16 ***MENT.***—Section 2001(a)(2) of SAFETEA–LU (119 Stat.
17 1519) is amended by striking “and \$27,061,000 for the pe-
18 riod beginning on October 1, 2010, and ending on December
19 31, 2010.” and inserting “and \$45,967,000 for the period
20 beginning on October 1, 2010, and ending on March 4,
21 2011.”.

22 (c) ***OCCUPANT PROTECTION INCENTIVE GRANTS.***—Sec-
23 *tion 2001(a)(3) of SAFETEA–LU (119 Stat. 1519) is*
24 *amended by striking “and \$6,250,000 for the period begin-*
25 *ning on October 1, 2010, and ending on December 31,*

1 2010.” and inserting “and \$10,616,000 for the period begin-
2 ning on October 1, 2010, and ending on March 4, 2011.”.

3 (d) SAFETY BELT PERFORMANCE GRANTS.—Section
4 2001(a)(4) of SAFETEA-LU (119 Stat. 1519) is amended
5 by striking “and \$31,125,000 for the period beginning on
6 October 1, 2010, and ending on December 31, 2010.” and
7 inserting “and \$52,870,000 for the period beginning on Oc-
8 tober 1, 2010, and ending on March 4, 2011.”.

9 (e) STATE TRAFFIC SAFETY INFORMATION SYSTEM IM-
10 PROVEMENTS.—Section 2001(a)(5) of SAFETEA-LU (119
11 Stat. 1519) is amended by striking “and \$8,625,000 for the
12 period beginning on October 1, 2010, and ending on Decem-
13 ber 31, 2010.” and inserting “and \$14,651,000 for the pe-
14 riod beginning on October 1, 2010, and ending on March
15 4, 2011.”.

16 (f) ALCOHOL-IMPAIRED DRIVING COUNTERMEASURES
17 INCENTIVE GRANT PROGRAM.—Section 2001(a)(6) of
18 SAFETEA-LU (119 Stat. 1519) is amended by striking
19 “and \$34,750,000 for the period beginning on October 1,
20 2010, and ending on December 31, 2010.” and inserting
21 “and \$59,027,000 for the period beginning on October 1,
22 2010, and ending on March 4, 2011.”.

23 (g) NATIONAL DRIVER REGISTER.—Section
24 2001(a)(7) of SAFETEA-LU (119 Stat. 1520) is amended
25 by striking “and \$1,029,000 for the period beginning on

1 *October 1, 2010, and ending on December 31, 2010.” and*
2 *inserting “and \$1,748,000 for the period beginning on Octo-*
3 *ber 1, 2010, and ending on March 4, 2011.”.*

4 (h) *HIGH VISIBILITY ENFORCEMENT PROGRAM.—Section*
5 *2001(a)(8) of SAFETEA–LU (119 Stat. 1520) is*
6 *amended by striking “and \$7,250,000 for the period begin-*
7 *ning on October 1, 2010, and ending on December 31,*
8 *2010.” and inserting “and \$12,315,000 for the period begin-*
9 *ning on October 1, 2010, and ending on March 4, 2011.”.*

10 (i) *MOTORCYCLIST SAFETY.—Section 2001(a)(9) of*
11 *SAFETEA–LU (119 Stat. 1520) is amended by striking*
12 *“and \$1,750,000 for the period beginning on October 1,*
13 *2010, and ending on December 31, 2010.” and inserting*
14 *“and \$2,973,000 for the period beginning on October 1,*
15 *2010, and ending on March 4, 2011.”.*

16 (j) *CHILD SAFETY AND CHILD BOOSTER SEAT SAFETY*
17 *INCENTIVE GRANTS.—Section 2001(a)(10) of SAFETEA–*
18 *LU (119 Stat. 1520) is amended by striking “and*
19 *\$1,750,000 for the period beginning on October 1, 2010, and*
20 *ending on December 31, 2010.” and inserting “and*
21 *\$2,973,000 for the period beginning on October 1, 2010, and*
22 *ending on March 4, 2011.”.*

23 (k) *ADMINISTRATIVE EXPENSES.—Section 2001(a)(11)*
24 *of SAFETEA–LU (119 Stat. 1520) is amended by striking*
25 *“and \$6,332,000 for the period beginning on October 1,*

1 2010, and ending on December 31, 2010.” and inserting
 2 “and \$10,756,000 for the period beginning on October 1,
 3 2010, and ending on March 4, 2011.”.

4 **SEC. 2202. EXTENSION OF FEDERAL MOTOR CARRIER SAFE-**
 5 **TY ADMINISTRATION PROGRAMS.**

6 (a) *MOTOR CARRIER SAFETY GRANTS.*—Section
 7 31104(a)(7) of title 49, United States Code, is amended by
 8 striking “\$52,679,000 for the period beginning on October
 9 1, 2010, and ending on December 31, 2010.” and inserting
 10 “\$88,753,000 for the period beginning October 1, 2010, and
 11 ending on March 4, 2011.”.

12 (b) *ADMINISTRATIVE EXPENSES.*—Section
 13 31104(i)(1)(G) of title 49, United States Code, is amended
 14 by striking “\$61,036,000 for the period beginning on Octo-
 15 ber 1, 2010, and ending on December 31, 2010.” and insert-
 16 ing “\$103,678,000 for the period beginning October 1, 2010,
 17 and ending on March 4, 2011.”.

18 (c) *GRANT PROGRAMS.*—Section 4101(c) of
 19 *SAFETEA-LU* (119 Stat. 1715) is amended—

20 (1) in paragraph (1)—

21 (A) by striking “and” after “2009,”; and

22 (B) by striking “and \$6,301,000 for the pe-
 23 riod beginning on October 1, 2010, and ending
 24 on December 31, 2010.” and inserting “and

1 *\$10,616,000 for the period beginning October 1,*
2 *2010, and ending on March 4, 2011.”;*

3 *(2) in paragraph (2) by striking “and*
4 *\$8,066,000 for the period beginning on October 1,*
5 *2010, and ending on December 31, 2010.” and insert-*
6 *ing “and \$13,589,000 for the period beginning Octo-*
7 *ber 1, 2010, and ending on March 4, 2011.”;*

8 *(3) in paragraph (3) by striking “and*
9 *\$1,260,000 for the period beginning on October 1,*
10 *2010, and ending on December 31, 2010.” and insert-*
11 *ing “and \$2,123,000 for the period beginning October*
12 *1, 2010, and ending on March 4, 2011.”;*

13 *(4) in paragraph (4) by striking “and*
14 *\$6,301,000 for the period beginning on October 1,*
15 *2010, and ending on December 31, 2010.” and insert-*
16 *ing “and \$10,616,000 for the period beginning Octo-*
17 *ber 1, 2010, and ending on March 4, 2011.”; and*

18 *(5) in paragraph (5) by striking “and \$756,000*
19 *for the period beginning on October 1, 2010, and end-*
20 *ing on December 31, 2010.” and inserting “and*
21 *\$1,274,000 for the period beginning October 1, 2010,*
22 *and ending on March 4, 2011.”.*

23 *(d) HIGH-PRIORITY ACTIVITIES.—Section 31104(k)(2)*
24 *of title 49, United States Code, is amended by striking*
25 *“2009, \$15,000,000 for fiscal year 2010, and \$3,781,000 for*

1 *the period beginning on October 1, 2010, and ending on*
2 *December 31, 2010” and inserting “2010 and \$6,370,000*
3 *for the period beginning October 1, 2010, and ending on*
4 *March 4, 2011”.*

5 (e) *NEW ENTRANT AUDITS.—Section 31144(g)(5)(B)*
6 *of title 49, United States Code, is amended by striking*
7 *“(and up to \$7,310,000 for the period beginning on October*
8 *1, 2010, and ending on December 31, 2010)” and inserting*
9 *“(and up to \$12,315,000 for the period beginning October*
10 *1, 2010, and ending on March 4, 2011)”.*

11 (f) *COMMERCIAL DRIVER’S LICENSE INFORMATION*
12 *SYSTEM MODERNIZATION.—Section 4123(d)(6) of*
13 *SAFETEA—LU (119 Stat. 1736) is amended by striking*
14 *“\$2,016,000 for the period beginning on October 1, 2010,*
15 *and ending on December 31, 2010.” and inserting “and*
16 *\$3,397,260 for the period beginning October 1, 2010, and*
17 *ending on March 4, 2011.”.*

18 (g) *OUTREACH AND EDUCATION.—Section 4127(e) of*
19 *SAFETEA—LU (119 Stat. 1741) is amended by striking*
20 *“and 2010” and all that follows before “to carry out” and*
21 *inserting “2010, and \$425,545 to the Federal Motor Carrier*
22 *Safety Administration, and \$1,274,000 to the National*
23 *Highway Traffic Safety Administration, for the period be-*
24 *ginning on October 1, 2010, and ending on March 4,*
25 *2011.”.*

1 (h) *GRANT PROGRAM FOR COMMERCIAL MOTOR VEHI-*
2 *CLE OPERATORS.*—Section 4134(c) of SAFETEA-LU (119
3 *Stat. 1744)* is amended by striking “\$252,000 for the period
4 *beginning on October 1, 2010, and ending on December 31,*
5 *2010,”* and inserting “\$425,545 for the period beginning
6 *on October 1, 2010, and ending on March 4, 2011,”*.

7 (i) *MOTOR CARRIER SAFETY ADVISORY COM-*
8 *MITTEE.*—Section 4144(d) of SAFETEA-LU (119 *Stat.*
9 *1748)* is amended by striking “December 31, 2010” and in-
10 *serting “March 4, 2011”*.

11 (j) *WORKING GROUP FOR DEVELOPMENT OF PRAC-*
12 *TICES AND PROCEDURES TO ENHANCE FEDERAL-STATE*
13 *RELATIONS.*—Section 4213(d) of SAFETEA-LU (49
14 *U.S.C. 14710 note; 119 Stat. 1759)* is amended by striking
15 *“December 31, 2010”* and inserting “March 4, 2011”.

16 **SEC. 2203. ADDITIONAL PROGRAMS.**

17 (a) *HAZARDOUS MATERIALS RESEARCH PROJECTS.*—
18 *Section 7131(c) of SAFETEA-LU (119 Stat. 1910)* is
19 *amended by striking “through 2010”* and all that follows
20 *before “shall be available”* and inserting “through 2010 and
21 *\$531,000 for the period beginning on October 1, 2010, and*
22 *ending on March 4, 2011”*.

23 (b) *DINGELL-JOHNSON SPORT FISH RESTORATION*
24 *ACT.*—Section 4 of the *Dingell-Johnson Sport Fish Restora-*
25 *tion Act (16 U.S.C. 777c)* is amended—

1 (1) *in subsection (a) by striking “For each of fis-*
2 *cal years 2006” and all that follows before paragraph*
3 *(1) and inserting the following: “For each of fiscal*
4 *years 2006 through 2010, and for the period begin-*
5 *ning on October 1, 2010, and ending on March 4,*
6 *2011 the balance of each annual appropriation made*
7 *in accordance with the provisions of section 3 remain-*
8 *ing after the distributions for administrative expenses*
9 *and other purposes under subsection (b) and for*
10 *multistate conservation grants under section 14 shall*
11 *be distributed as follows:”;* and

12 (2) *in subsection (b)(1)(A) by striking the first*
13 *sentence and inserting the following: “From the an-*
14 *nuual appropriation made in accordance with section*
15 *3, for each of fiscal years 2006 through 2010, and for*
16 *the period beginning on October 1, 2010, and ending*
17 *on March 4, 2011, the Secretary of the Interior may*
18 *use no more than the amount specified in subpara-*
19 *graph (B) for the fiscal year for expenses for adminis-*
20 *tration incurred in the implementation of this Act, in*
21 *accordance with this section and section 9.”.*

22 (c) *SURFACE TRANSPORTATION PROJECT DELIVERY*
23 *PILOT PROGRAM.—Section 327(i)(1) of title 23, United*
24 *States Code, is amended by striking “6 years after” and*
25 *inserting “7 years after”.*

1 *(d) IMPLEMENTATION OF FUTURE STRATEGIC HIGH-*
 2 *WAY RESEARCH PROGRAM.—Section 510 of title 23, United*
 3 *States Code, is amended by adding at the end the following:*

4 *“(h) IMPLEMENTATION.—Notwithstanding any other*
 5 *provision of this section, the Secretary may use funds made*
 6 *available to carry out this section for implementation of*
 7 *research products related to the future strategic highway re-*
 8 *search program, including development, demonstration,*
 9 *evaluation, and technology transfer activities.”.*

10 ***Subtitle C—Public Transportation***
 11 ***Programs***

12 **SEC. 2301. ALLOCATION OF FUNDS FOR PLANNING PRO-**
 13 **GRAMS.**

14 *Section 5305(g) of title 49, United States Code, is*
 15 *amended by striking “December 31, 2010” and inserting*
 16 *“March 4, 2011”.*

17 **SEC. 2302. SPECIAL RULE FOR URBANIZED FORMULA**
 18 **GRANTS.**

19 *Section 5307(b)(2) of title 49, United States Code, is*
 20 *amended—*

21 *(1) in the paragraph heading, by striking “DE-*
 22 *CEMBER 31, 2010” and inserting “MARCH 4, 2011”;*

23 *(2) in subparagraph (A) by striking “December*
 24 *31, 2010” and inserting “March 4, 2011”; and*

25 *(3) in subparagraph (E)—*

1 (A) in the paragraph heading, by striking
2 “DECEMBER 31, 2010” and inserting “MARCH 4,
3 2011”; and

4 (B) in the matter preceding clause (i) by
5 striking “December 31, 2010” and inserting
6 “March 4, 2011”.

7 **SEC. 2303. ALLOCATING AMOUNTS FOR CAPITAL INVEST-**
8 **MENT GRANTS.**

9 Section 5309(m) of such title is amended—

10 (1) In paragraph (2)—

11 (A) in the paragraph heading by striking
12 “DECEMBER 31, 2010” and inserting “MARCH 4,
13 2011”;

14 (B) in the matter preceding paragraph (A)
15 by striking “December 31, 2010” and inserting
16 “March 4, 2011”; and

17 (C) in subparagraph (A)(i), by striking
18 “\$50,000,000 for the period beginning October 1,
19 2010, and ending December 31, 2010” and in-
20 serting “\$84,931,000 for the period beginning
21 October 1, 2010 and ending March 4, 2011”.

22 (2) in paragraph (6)—

23 (A) in subparagraph (B) by striking
24 “\$3,750,000 shall be available for the period be-
25 ginning October 1, 2010 and ending December

1 31, 2010” and inserting “\$6,369,000 shall be
2 available for the period beginning October 1,
3 2010 and ending March 4, 2011”;

4 (B) in subparagraph (C) by striking
5 “\$1,250,000 shall be available for the period be-
6 ginning October 1, 2010 and ending December
7 31, 2010” and inserting “\$2,123,000 shall be
8 available for the period beginning October 1,
9 2010 and ending March 4, 2011”.

10 (3) in paragraph (7)—

11 (A) in clause (ii) of subparagraph (A)—

12 (i) in the clause heading, by striking
13 “DECEMBER 31, 2010” and inserting
14 “MARCH 4, 2011”;

15 (ii) by striking “\$2,500,000 shall be
16 available for the period beginning October
17 1, 2010 and ending December 31, 2010”
18 and inserting “\$4,246,000 shall be available
19 for the period beginning October 1, 2010
20 and ending March 4, 2011”;

21 (iii) by striking “25 percent” and in-
22 serting “¹⁵⁵/₃₆₅ths”.

23 (4) in subparagraph (B), by amending clause
24 (vi) to read, “\$5,732,000 for the period beginning Oc-
25 tober 1, 2010 and ending March 4, 2011”.

1 (5) in subparagraph (C) by striking “December
2 31, 2010” and inserting “March 4, 2011”.

3 (6) in subparagraph (D) by striking “\$8,750,000
4 shall be available for the period beginning October 1,
5 2010, and ending December 31, 2010” and inserting
6 “\$14,863,000 shall be available for the period begin-
7 ning October 1, 2010 and ending March 4, 2011”;

8 (7) in subparagraph (E) by striking “\$750,000
9 shall be available for the period beginning October 1,
10 2010, and ending December 31, 2010” and inserting
11 “\$1,273,000 shall be available for the period begin-
12 ning October 1, 2010 and ending March 4, 2011”.

13 **SEC. 2304. APPORTIONMENT OF FORMULA GRANTS FOR**
14 **OTHER THAN URBANIZED AREAS.**

15 Section 5311(c)(1)(F) of title 49, United States Code,
16 is amended to read as follows:

17 “(F) \$6,369,000 for the period beginning
18 October 1, 2010 and ending March 4, 2011.”.

19 **SEC. 2305. APPORTIONMENT BASED ON FIXED GUIDEWAY**
20 **FACTORS.**

21 Section 5337(g) of title 49, United States Code, is
22 amended to read as follows:

23 “(g) *SPECIAL RULE FOR OCTOBER 1, 2010, THROUGH*
24 *MARCH 4, 2011.*—The Secretary shall apportion amounts
25 made available for fixed guideway modernization under sec-

1 *tion 5309 for the period beginning October 1, 2010, and*
 2 *ending March 4, 2011, in accordance with subsection (a),*
 3 *except that the Secretary shall apportion $^{155/365}$ ths of each*
 4 *dollar amount specified in subsection (a).”.*

5 **SEC. 2306. AUTHORIZATIONS FOR PUBLIC TRANSPOR-**
 6 **TATION.**

7 *(a) FORMULA AND BUS GRANTS.—Section 5338(b) of*
 8 *title 49, United States Code, is amended—*

9 *(1) By amending paragraph (1)(F) as follows:*

10 *“(F) \$3,550,376,000 for the period begin-*
 11 *ning October 1, 2010, and ending March 4,*
 12 *2011.”.*

13 *(2) in paragraph (2)—*

14 *(A) in subparagraph (A) by striking*
 15 *“\$28,375,000 for the period beginning October 1,*
 16 *2010, and ending December 31, 2010” and by*
 17 *inserting “\$48,198,000 for the period beginning*
 18 *October 1, 2010 and ending March 4, 2011”;*

19 *(B) in subparagraph (B) by striking*
 20 *“\$1,040,091,250 for the period beginning October*
 21 *1, 2010, and ending December 31, 2010” and in-*
 22 *serting “\$1,766,730,000 for the period beginning*
 23 *October 1, 2010, and ending March 4, 2011”;*

24 *(C) in subparagraph (C) by striking*
 25 *“\$12,875,000 for the period beginning October 1,*

1 2010, and ending December 31, 2010” and by
2 inserting “\$21,869,000 for the period beginning
3 October 1, 2010 and ending March 4, 2011”;

4 (D) in subparagraph (D) by striking
5 “\$416,625,000 for the period beginning October
6 1, 2010 and ending December 31, 2010” and by
7 inserting “\$707,691,000 for the period beginning
8 October 1, 2010 and ending March 4, 2011”;

9 (E) in subparagraph (E) by striking
10 “\$246,000,000 for the period beginning October
11 1, 2010 and ending December 31, 2010” and in-
12 serting “\$417,863,000 for the period beginning
13 October 1, 2010 and ending March 4, 2011”;

14 (F) in subparagraph (F) by striking
15 “\$33,375,000 for the period beginning October 1,
16 2010 and ending December 31, 2010” and in-
17 serting “\$56,691,000 for the period beginning
18 October 1, 2010 and ending March 4, 2011”;

19 (G) in subparagraph (G) by striking
20 “\$116,250,000 for the period beginning October
21 1, 2010 and ending December 31, 2010” and in-
22 serting “\$197,465,000 for the period beginning
23 October 1, 2010 and ending March 4, 2011”;

24 (H) in subparagraph (H) by striking
25 “\$41,125,000 for the period beginning October 1,

1 *2010 and ending December 31, 2010” and in-*
2 *serting “\$69,856,000 for the period beginning*
3 *October 1, 2010 and ending March 4, 2011”;*

4 *(I) in subparagraph (I) by striking*
5 *“\$23,125,000 for the period beginning October 1,*
6 *2010 and ending December 31, 2010” and in-*
7 *serting “\$39,280,000 for the period beginning*
8 *October 1, 2010 and ending March 4, 2011”;*

9 *(J) in subparagraph (J) by striking*
10 *“\$6,725,000 for the period beginning October 1,*
11 *2010 and ending December 31, 2010” and by in-*
12 *serting “\$11,423,000 for the period beginning*
13 *October 1, 2010 and ending March 4, 2011”;*

14 *(K) in subparagraph (K) by striking*
15 *“\$875,000 for the period beginning October 1,*
16 *2010 and ending December 31, 2010” and by in-*
17 *serting “\$1,486,000 for the period beginning Oc-*
18 *tober 1, 2010 and ending March 4, 2011”;*

19 *(L) in subparagraph (L) by striking*
20 *“\$6,250,000 for the period beginning October 1,*
21 *2010 and ending December 31, 2010” and by in-*
22 *serting “\$10,616,000 for the period beginning*
23 *October 1, 2010 and ending March 4, 2011”;*

24 *(M) in subparagraph (M) by striking*
25 *“\$116,250,000 for the period beginning October*

1 1, 2010 and ending December 31, 2010” and by
2 inserting “\$197,465,000 for the period beginning
3 October 1, 2010 and ending March 4, 2011”; and
4 (N) in subparagraph (N) by striking
5 “\$2,200,000 for the period beginning October 1,
6 2010 and ending December 31, 2010” and by in-
7 serting “\$3,736,000 for the period beginning Oc-
8 tober 1, 2010 and ending March 4, 2011”.

9 (b) *CAPITAL INVESTMENT GRANTS.*—Section
10 5338(c)(6) of title 49 United States Code, is amended to
11 read as follows:

12 “(6) \$849,315,000 for the period of October 1,
13 2010 through March 4, 2011.”.

14 (c) *RESEARCH AND UNIVERSITY RESEARCH CEN-*
15 *TERS.*—Section 5338(d) of title 49, United States Code, is
16 amended—

17 (1) in paragraph (1), in the matter preceding
18 subparagraph (A), by striking “\$17,437,500 for the
19 period beginning October 1, 2010, and ending Decem-
20 ber 31, 2010” and inserting “\$29,619,000 for the pe-
21 riod beginning October 1, 2010 and ending March 4,
22 2011”;

23 (2) paragraph (3)(A)(ii) is amended to read as
24 follows:

1 “(ii) OCTOBER 1, 2010 THROUGH
2 MARCH 4, 2011.—Of amounts authorized to
3 be appropriated for the period beginning
4 October 1, 2010, through March 4, 2011,
5 under paragraph (1), the Secretary shall al-
6 locate for each of the activities and projects
7 described in subparagraphs (A) through (F)
8 of paragraph (1) an amount equal to
9 $\frac{155}{365}$ ths of the amount allocated for fiscal
10 year 2009 under each such subparagraph.”.

11 (3) Paragraph (3)(B)(ii) is amended to read as
12 follows:

13 “(ii) OCTOBER 1, 2010 THROUGH
14 MARCH 4, 2011.—Of the amounts allocated
15 under subparagraph (A)(i) for the univer-
16 sity centers program under section 5506 for
17 the period beginning October 1, 2010, and
18 ending March 4, 2011, the Secretary shall
19 allocate for each program described in
20 clauses (i) through (iii) and (v) through
21 (viii) of paragraph (2)(A) an amount equal
22 to $\frac{155}{365}$ ths of the amount allocated for fis-
23 cal year 2009 under each such clause.”.

24 (4) In clause (3)(B)(iii)—

1 (A) by striking “2010” and inserting
2 “2011”; and

3 (B) by striking “2009” and inserting
4 “2010”.

5 (d) *ADMINISTRATION*.—Section 5338(e)(6) of title 49,
6 *United States Code*, is amended to read as follows—

7 “(6) \$42,003,000 for the period of October 1,
8 2010 through March 4, 2011.”.

9 **SEC. 2307. AMENDMENTS TO SAFETEA-LU.**

10 (a) *CONTRACTED PARATRANSIT PILOT*.—Section
11 3009(i)(1) of *SAFETEA-LU* (Public Law 109–59; 119
12 *Stat. 1572*) is amended by striking “December 31, 2010”
13 and inserting “March 4, 2011”.

14 (b) *PUBLIC-PRIVATE PARTNERSHIP PILOT PRO-*
15 *GRAM*.—Section 3011 of the *SAFETEA-LU* (49 U.S.C.
16 5309 note) is amended—

17 (1) in subsection (c)(5), by striking “December
18 31, 2010” and inserting “March 4, 2011”; and

19 (2) in subsection (d), by striking “December 31,
20 2010” and inserting “March 4, 2011”.

21 (c) *ELDERLY INDIVIDUALS AND INDIVIDUALS WITH*
22 *DISABILITIES PILOT PROGRAM*.—Section 3012(b)(8) of the
23 *SAFETEA-LU* (49 U.S.C. 5310 note) is amended by strik-
24 ing “December 31, 2010” and inserting “March 4, 2011”.

1 (d) *OBLIGATION CEILING.*—Section 3040(7) of the
2 *SAFETEA-LU* (Public Law 109–59; 119 Stat. 1639, is
3 amended to read as follows—

4 “(7) \$4,462,196,000 for the period beginning Oc-
5 tober 1, 2010, and ending March 4, 2011, of which
6 not more than \$3,550,376,000 shall be from the Mass
7 *Transit Account.*”.

8 (e) *PROJECT AUTHORIZATIONS FOR NEW FIXED*
9 *GUIDEWAY CAPITAL PROJECTS.*—Section 3043 of
10 *SAFETEA-LU* (Public Law 109–59; 119 Stat. 1640) is
11 amended in subsections (b) and (c) by striking “December
12 31, 2010” and inserting “March 4, 2011”.

13 (f) *ALLOCATIONS FOR NATIONAL RESEARCH AND*
14 *TECHNOLOGY PROGRAMS.*—Section 3046 of *SAFETEA-LU*
15 (49 U.S.C. 5338; 119 Stat. 1706) is amended—

16 (1) in subsection (c)(2), by striking “December
17 31, 2010” and inserting “March 4, 2011”, and by
18 striking “25 percent” and inserting “¹⁵⁵/₃₆₅ths”.

19 (2) In subsection (d)—

20 (A) by striking “2010” and inserting
21 “2011”; and

22 (B) by striking “2009” and inserting
23 “2010”.

1 **SEC. 2308. LEVEL OF OBLIGATION LIMITATIONS.**

2 (a) *HIGHWAY CATEGORY.*—Section 8003(a) of
3 *SAFETEA-LU* (2 U.S.C. 901 note; 119 Stat. 1917) is
4 amended—

5 (1) in paragraph (6) by striking “for the period
6 beginning on October 1, 2009, and ending on Sep-
7 tember 30, 2010,” and inserting “for fiscal year
8 2010,”; and

9 (2) by striking paragraph (7) and inserting the
10 following:

11 “(7) for the period beginning October 1, 2010,
12 and ending on March 4, 2011, \$18,035,192,815.”.

13 (b) *MASS TRANSIT CATEGORY.*—Section 8003(b) of
14 *SAFETEA-LU* (2 U.S.C. 901 note; 119 Stat. 1917) is
15 amended—

16 (1) in paragraph (6) by striking “for the period
17 beginning on October 1, 2009, and ending on Decem-
18 ber 31, 2010,” and inserting “for fiscal year 2010,”;
19 and

20 (2) by striking paragraph (7) and inserting the
21 following:

22 “(7) for the period beginning October 1, 2010,
23 and ending on March 4, 2011, \$4,390,137,192.”.

1 ***Subtitle D—Extension of***
2 ***Expenditure Authority***

3 **SEC. 2401. EXTENSION OF EXPENDITURE AUTHORITY.**

4 (a) *HIGHWAY TRUST FUND.*—Section 9503 of the In-
5 ternal Revenue Code of 1986 is amended—

6 (1) by striking “December 31, 2010 (January 1,
7 2011, in the case of expenditures for administrative
8 expenses)” in subsections (b)(6)(B) and (c)(1) and in-
9 serting “March 5, 2011”;

10 (2) by striking “the Surface Transportation Ex-
11 tension Act of 2010” in subsections (c)(1) and (e)(3)
12 and inserting “the Surface Transportation Extension
13 Act of 2010, Part II”; and

14 (3) by striking “January 1, 2011” in subsection
15 (e)(3) and inserting “March 5, 2011”.

16 (b) *SPORT FISH RESTORATION AND BOATING TRUST*
17 *FUND.*—Section 9504 of the Internal Revenue Code of 1986
18 is amended—

19 (1) by striking “Surface Transportation Exten-
20 sion Act of 2010” each place it appears in subsection
21 (b)(2) and inserting “Surface Transportation Exten-
22 sion Act of 2010, Part II”; and

23 (2) by striking “January 1, 2011” in subsection
24 (d)(2) and inserting “March 5, 2011”.

1 *(c) EFFECTIVE DATE.—The amendments made by this*
2 *section shall take effect on December 31, 2010.*

3 *This Act may be cited as the “Continuing Appropria-*
4 *tions and Surface Transportation Extensions Act, 2011”.*

Attest:

Secretary.

11TH CONGRESS
2^D SESSION

H.R. 3082

**SENATE AMENDMENT TO
HOUSE AMENDMENT TO
SENATE AMENDMENT**