

113TH CONGRESS
2^D SESSION

H. R. 5021

AN ACT

To provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the
3 “Highway and Transportation Funding Act of 2014”.

4 (b) TABLE OF CONTENTS.—The table of contents for
5 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Findings.

TITLE I—SURFACE TRANSPORTATION PROGRAM EXTENSION

Subtitle A—Federal-Aid Highways

Sec. 1001. Extension of Federal-aid highway programs.

Sec. 1002. Administrative expenses.

Subtitle B—Extension of Highway Safety Programs

Sec. 1101. Extension of National Highway Traffic Safety Administration high-
way safety programs.

Sec. 1102. Extension of Federal Motor Carrier Safety Administration pro-
grams.

Sec. 1103. Dingell-Johnson Sport Fish Restoration Act.

Subtitle C—Public Transportation Programs

Sec. 1201. Formula grants for rural areas.

Sec. 1202. Apportionment of appropriations for formula grants.

Sec. 1203. Authorizations for public transportation.

Sec. 1204. Bus and bus facilities formula grants.

Subtitle D—Hazardous Materials

Sec. 1301. Authorization of appropriations.

TITLE II—REVENUE PROVISIONS

Sec. 2001. Extension of Highway Trust Fund expenditure authority.

Sec. 2002. Funding of Highway Trust Fund.

Sec. 2003. Funding stabilization.

Sec. 2004. Extension of Customs user fees.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

8 (1) the existing Highway Trust Fund system is
9 unsustainable and unable to meet our Nation’s 21st
10 century transportation needs;

1 (2) MAP-21 included important reforms that
2 must be built upon in the next reauthorization bill
3 to increase the efficient and effective utilization of
4 Federal funding;

5 (3) these reforms should include the elimination
6 of duplicative Federal regulations and increase the
7 authority and responsibility of the States to safely
8 and efficiently build, operate, and fund transpor-
9 tation systems that best serve the needs of their citi-
10 zens, including the ability of each State to imple-
11 ment innovative solutions, while also maintaining the
12 appropriate Federal role in transportation; and

13 (4) Congress should enact and the President
14 should sign a surface transportation reauthorization
15 and reform bill prior to the expiration of this Act.

16 **TITLE I—SURFACE TRANSPOR-**
17 **TATION PROGRAM EXTEN-**
18 **SION**

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

20 **SEC. 1001. EXTENSION OF FEDERAL-AID HIGHWAY PRO-**
21 **GRAMS.**

22 (a) IN GENERAL.—Except as provided in this sub-
23 title, requirements, authorities, conditions, eligibilities,
24 limitations, and other provisions authorized under divi-
25 sions A and E of MAP-21 (Public Law 112-141), the

1 SAFETEA-LU Technical Corrections Act of 2008 (Pub-
2 lic Law 110-244), titles I, V, and VI of SAFETEA-LU
3 (Public Law 109-59), titles I and V of the Transportation
4 Equity Act for the 21st Century (Public Law 105-178),
5 the National Highway System Designation Act of 1995
6 (104-59), titles I and VI of the Intermodal Surface Trans-
7 portation Act of 1991 (Public Law 102-240), and title
8 23, United States Code (excluding chapter 4 of that title),
9 which would otherwise expire on or cease to apply after
10 September 30, 2014, are incorporated by reference and
11 shall continue in effect until May 31, 2015.

12 (b) AUTHORIZATION OF APPROPRIATIONS.—

13 (1) HIGHWAY TRUST FUND.—Except as pro-
14 vided in section 1002, there is authorized to be ap-
15 propriated out of the Highway Trust Fund (other
16 than the Mass Transit Account) for the period be-
17 ginning on October 1, 2014, and ending on May 31,
18 2015, a sum equal to $^{243}/_{365}$ of the total amount au-
19 thorized to be appropriated out of the Highway
20 Trust Fund for programs, projects, and activities for
21 fiscal year 2014 under divisions A and E of MAP-
22 21 (Public Law 112-141) and title 23, United
23 States Code (excluding chapter 4 of that title).

24 (2) GENERAL FUND.—Section 1123(h)(1) of
25 MAP-21 (23 U.S.C. 202 note) is amended by insert-

1 ing “and \$19,972,603 out of the general fund of the
2 Treasury to carry out the program for the period be-
3 ginning on October 1, 2014, and ending on May 31,
4 2015” before the period at the end.

5 (c) USE OF FUNDS.—

6 (1) IN GENERAL.—Except as otherwise ex-
7 pressly provided in this subtitle, funds authorized to
8 be appropriated under subsection (b)(1) for the pe-
9 riod beginning on October 1, 2014, and ending on
10 May 31, 2015, shall be distributed, administered,
11 limited, and made available for obligation in the
12 same manner and at the same levels as ²⁴³/₃₆₅ of the
13 amounts of funds authorized to be appropriated out
14 of the Highway Trust Fund (other than the Mass
15 Transit Account) for fiscal year 2014 to carry out
16 programs, projects, activities, eligibilities, and re-
17 quirements under MAP-21 (Public Law 112-141),
18 the SAFETEA-LU Technical Corrections Act of
19 2008 (Public Law 110-244), SAFETEA-LU (Pub-
20 lic Law 109-59), titles I and V of the Transpor-
21 tation Equity Act for the 21st Century (Public Law
22 105-178), the National Highway System Designa-
23 tion Act of 1995 (104 -59), titles I and VI of the
24 Intermodal Surface Transportation Act of 1991

1 (Public Law 102–240), and title 23, United States
2 Code (excluding chapter 4 of that title).

3 (2) CONTRACT AUTHORITY.—Funds authorized
4 to be appropriated out of the Highway Trust Fund
5 (other than the Mass Transit Account) under this
6 section shall be—

7 (A) available for obligation and shall be
8 administered in the same manner as if such
9 funds were apportioned under chapter 1 of title
10 23, United States Code; and

11 (B) subject to section 1102 of MAP–21
12 (23 U.S.C. 104 note), as amended by this sub-
13 section.

14 (3) OBLIGATION CEILING.—Section 1102 of
15 MAP–21 (23 U.S.C. 104 note) is amended—

16 (A) in subsection (a)—

17 (i) by striking “and” at the end of
18 paragraph (1);

19 (ii) by striking the period at the end
20 of paragraph (2) and inserting “; and”;
21 and

22 (iii) by adding at the end the fol-
23 lowing:

24 “(3) \$26,800,569,863 for the period beginning
25 on October 1, 2014, and ending on May 31, 2015.”;

1 (B) in subsection (b)—

2 (i) in paragraph (10) by striking
3 “2011” and inserting “2012”; and

4 (ii) in paragraph (12) by inserting “,
5 and for the period beginning on October 1,
6 2014, and ending on May 31, 2015, only
7 in an amount equal to \$639,000,000, less
8 any reductions that would have otherwise
9 been required for that year by section
10 251A of the Balanced Budget and Emer-
11 gency Deficit Control Act of 1985 (2
12 U.S.C. 901a), then multiplied by $^{24}3/_{365}$ for
13 that period” after “those fiscal years”;

14 (C) in subsection (c)—

15 (i) in the matter preceding paragraph
16 (1) by inserting “and for the period begin-
17 ning on October 1, 2014, and ending on
18 May 31, 2015” after “2014”;

19 (ii) by striking paragraph (1)(A) and
20 inserting the following:

21 “(A) amounts provided for administrative
22 expenses and programs; and”;

23 (iii) in paragraph (2) in the matter
24 preceding subparagraph (A) by inserting
25 “or, for the period beginning on October 1,

1 2014, and ending May 31, 2015, that is
2 equal to $^{243}/_{365}$ of such unobligated bal-
3 ance” after “unobligated balance of
4 amounts”;

5 (iv) in paragraph (5) by striking “sec-
6 tion 204” and inserting “sections 202 and
7 204”; and

8 (v) by inserting “or period” after “the
9 fiscal year” each place it appears;

10 (D) in subsection (d) in the matter pre-
11 ceding paragraph (1) by striking “2014” and
12 inserting “2015”;

13 (E) in subsection (f)—

14 (i) in paragraph (1)—

15 (I) in the matter preceding sub-
16 paragraph (A) by inserting “and for
17 the period beginning on October 1,
18 2014, and ending on May 31, 2015”
19 after “2014”; and

20 (II) by inserting “or period”
21 after “the fiscal year” each place it
22 appears; and

23 (ii) in paragraph (3) by striking “sec-
24 tion 133(c)” and inserting “section
25 133(b)”.

1 **SEC. 1002. ADMINISTRATIVE EXPENSES.**

2 (a) AUTHORIZATION OF CONTRACT AUTHORITY.—

3 Notwithstanding any other provision of this Act or any
4 other law, there is authorized to be appropriated from the
5 Highway Trust Fund (other than the Mass Transit Ac-
6 count), from amounts provided under section 1001, for ad-
7 ministrative expenses of the Federal-aid highway program
8 \$292,931,507 for the period beginning on October 1,
9 2014, and ending on May 31, 2015.

10 (b) CONTRACT AUTHORITY.—Funds authorized to be
11 appropriated by this section shall be—

12 (1) available for obligation, and shall be admin-
13 istered, in the same manner as if such funds were
14 apportioned under chapter 1 of title 23, United
15 States Code, except that such funds shall remain
16 available until expended; and

17 (2) subject to the limitation on obligations for
18 Federal-aid highways and highway safety construc-
19 tion programs for the period beginning on October
20 1, 2014, and ending on May 31, 2015, specified in
21 section 1102 of MAP–21 (23 U.S.C. 104 note), as
22 amended by this subtitle.

1 **Subtitle B—Extension of Highway**
2 **Safety Programs**

3 **SEC. 1101. EXTENSION OF NATIONAL HIGHWAY TRAFFIC**
4 **SAFETY ADMINISTRATION HIGHWAY SAFETY**
5 **PROGRAMS.**

6 (a) EXTENSION OF PROGRAMS.—

7 (1) HIGHWAY SAFETY PROGRAMS.—Section
8 31101(a)(1) of MAP–21 (126 Stat. 733) is amend-
9 ed—

10 (A) in subparagraph (A) by striking “and”
11 at the end;

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

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

15 “(C) \$156,452,055 for the period begin-
16 ning on October 1, 2014, and ending on May
17 31, 2015.”.

18 (2) HIGHWAY SAFETY RESEARCH AND DEVEL-
19 OPMENT.—Section 31101(a)(2) of MAP–21 (126
20 Stat. 733) is amended—

21 (A) in subparagraph (A) by striking “and”
22 at the end;

23 (B) in subparagraph (B) by striking the
24 period at the end and inserting “; and”; and

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

1 “(C) \$75,563,014 for the period beginning
2 on October 1, 2014, and ending on May 31,
3 2015.”.

4 (3) NATIONAL PRIORITY SAFETY PROGRAMS.—
5 Section 31101(a)(3) of MAP–21 (126 Stat. 733) is
6 amended—

7 (A) in subparagraph (A) by striking “and”
8 at the end;

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

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

12 “(C) \$181,084,932 for the period begin-
13 ning on October 1, 2014, and ending on May
14 31, 2015.”.

15 (4) NATIONAL DRIVER REGISTER.—Section
16 31101(a)(4) of MAP–21 (126 Stat. 733) is amend-
17 ed—

18 (A) in subparagraph (A) by striking “and”
19 at the end;

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

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

23 “(C) \$3,328,767 for the period beginning
24 on October 1, 2014, and ending on May 31,
25 2015.”.

1 (5) HIGH VISIBILITY ENFORCEMENT PRO-
2 GRAM.—

3 (A) AUTHORIZATION OF APPROPRIA-
4 TIONS.—Section 31101(a)(5) of MAP–21 (126
5 Stat. 733) is amended—

6 (i) in subparagraph (A) by striking
7 “and” at the end;

8 (ii) in subparagraph (B) by striking
9 the period at the end and inserting “;
10 and”; and

11 (iii) by adding at the end the fol-
12 lowing:

13 “(C) \$19,306,849 for the period beginning
14 on October 1, 2014, and ending on May 31,
15 2015.”.

16 (B) LAW ENFORCEMENT CAMPAIGNS.—
17 Section 2009(a) of SAFETEA–LU (23 U.S.C.
18 402 note) is amended—

19 (i) in the first sentence by inserting
20 “and in the period beginning on October 1,
21 2014, and ending on May 31, 2015” after
22 “fiscal years 2013 and 2014”; and

23 (ii) in the second sentence by insert-
24 ing “and in the period beginning on Octo-
25 ber 1, 2014, and ending on May 31,

1 2015,” after “fiscal years 2013 and
2 2014”.

3 (6) ADMINISTRATIVE EXPENSES.—Section
4 31101(a)(6) of MAP–21 (126 Stat. 733) is amend-
5 ed—

6 (A) in subparagraph (A) by striking “and”
7 at the end;

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

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

11 “(C) \$16,976,712 for the period beginning
12 on October 1, 2014, and ending on May 31,
13 2015.”.

14 (b) COOPERATIVE RESEARCH AND EVALUATION.—
15 Section 403(f)(1) of title 23, United States Code, is
16 amended by inserting “ending before October 1, 2014, and
17 \$1,664,384 of the total amount available for apportion-
18 ment to the States for highway safety programs under sec-
19 tion 402(c) in the period beginning on October 1, 2014,
20 and ending on May 31, 2015,” after “each fiscal year”.

21 (c) APPLICABILITY OF TITLE 23.—Section 31101(c)
22 of MAP–21 (126 Stat. 733) is amended by inserting “and
23 for the period beginning on October 1, 2014, and ending
24 on May 31, 2015,” after “fiscal years 2013 and 2014”.

1 **SEC. 1102. EXTENSION OF FEDERAL MOTOR CARRIER SAFE-**
2 **TY ADMINISTRATION PROGRAMS.**

3 (a) MOTOR CARRIER SAFETY GRANTS.—Section
4 31104(a) of title 49, United States Code, is amended—

5 (1) by striking “and” at the end of paragraph
6 (8);

7 (2) by striking the period at the end of para-
8 graph (9) and inserting “; and”; and

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

10 “(10) \$145,134,247 for the period beginning on
11 October 1, 2014, and ending on May 31, 2015.”.

12 (b) ADMINISTRATIVE EXPENSES.—Section
13 31104(i)(1) of title 49, United States Code, is amended—

14 (1) by striking “and” at the end of subpara-
15 graph (H);

16 (2) by striking the period at the end of sub-
17 paragraph (I) and inserting “; and”; and

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

19 “(J) \$172,430,137 for the period begin-
20 ning on October 1, 2014, and ending on May
21 31, 2015.”.

22 (c) GRANT PROGRAMS.—

23 (1) COMMERCIAL DRIVER’S LICENSE PROGRAM
24 IMPROVEMENT GRANTS.—Section 4101(c)(1) of
25 SAFETEA-LU (119 Stat. 1715) is amended by in-
26 serting before the period at the end the following:

1 “and \$19,972,603 for the period beginning on Octo-
2 ber 1, 2014, and ending on May 31, 2015”.

3 (2) BORDER ENFORCEMENT GRANTS.—Section
4 4101(c)(2) of SAFETEA-LU (119 Stat. 1715) is
5 amended by inserting before the period at the end
6 the following: “and \$21,304,110 for the period be-
7 ginning on October 1, 2014, and ending on May 31,
8 2015”.

9 (3) PERFORMANCE AND REGISTRATION INFOR-
10 MATION SYSTEM MANAGEMENT GRANT PROGRAM.—
11 Section 4101(c)(3) of SAFETEA-LU (119 Stat.
12 1715) is amended by inserting before the period at
13 the end the following: “and \$3,328,767 for the pe-
14 riod beginning on October 1, 2014, and ending on
15 May 31, 2015”.

16 (4) COMMERCIAL VEHICLE INFORMATION SYS-
17 TEMS AND NETWORKS DEPLOYMENT PROGRAM.—
18 Section 4101(c)(4) of SAFETEA-LU (119 Stat.
19 1715) is amended by inserting before the period at
20 the end the following: “and \$16,643,836 for the pe-
21 riod beginning on October 1, 2014, and ending on
22 May 31, 2015”.

23 (5) SAFETY DATA IMPROVEMENT GRANTS.—
24 Section 4101(c)(5) of SAFETEA-LU (119 Stat.
25 1715) is amended by inserting before the period at

1 the end the following: “and \$1,997,260 for the pe-
2 riod beginning on October 1, 2014, and ending on
3 May 31, 2015”.

4 (d) HIGH-PRIORITY ACTIVITIES.—Section
5 31104(k)(2) of title 49, United States Code, is amended
6 by inserting “and up to \$9,986,301 for the period begin-
7 ning on October 1, 2014, and ending on May 31, 2015,”
8 after “2014”.

9 (e) NEW ENTRANT AUDITS.—Section
10 31144(g)(5)(B) of title 49, United States Code, is amend-
11 ed by inserting “and up to \$21,304,110 for the period be-
12 ginning on October 1, 2014, and ending on May 31,
13 2015,” after “per fiscal year”.

14 (f) OUTREACH AND EDUCATION.—Section 4127(e) of
15 SAFETEA–LU (119 Stat. 1741) is amended by inserting
16 “and \$2,663,014 to the Federal Motor Carrier Safety Ad-
17 ministration for the period beginning on October 1, 2014,
18 and ending on May 31, 2015,” after “2014”.

19 (g) GRANT PROGRAM FOR COMMERCIAL MOTOR VE-
20 HICLE OPERATORS.—Section 4134(c) of SAFETEA–LU
21 (49 U.S.C. 31301 note) is amended by inserting “and
22 \$665,753 for the period beginning on October 1, 2014,
23 and ending on May 31, 2015,” after “2014”.

1 **SEC. 1103. DINGELL-JOHNSON SPORT FISH RESTORATION**
2 **ACT.**

3 Section 4 of the Dingell-Johnson Sport Fish Restora-
4 tion Act (16 U.S.C. 777c) is amended—

5 (1) in subsection (a) in the matter preceding
6 paragraph (1) by inserting “and for the period be-
7 ginning on October 1, 2014, and ending on May 31,
8 2015” after “2014”; and

9 (2) in subsection (b)(1)(A) by striking “for
10 each” and all that follows before “the Secretary of
11 the Interior” and inserting “for each fiscal year end-
12 ing before October 1, 2014, and for the period be-
13 ginning on October 1, 2014, and ending on May 31,
14 2015,”.

15 **Subtitle C—Public Transportation**
16 **Programs**

17 **SEC. 1201. FORMULA GRANTS FOR RURAL AREAS.**

18 Section 5311(c)(1) of title 49, United States Code,
19 is amended—

20 (1) in subparagraph (A) by inserting “for each
21 fiscal year ending before October 1, 2014, and
22 \$3,328,767 for the period beginning on October 1,
23 2014, and ending on May 31, 2015,” before “shall
24 be distributed”; and

25 (2) in subparagraph (B) by inserting “for each
26 fiscal year ending before October 1, 2014, and

1 (B) in subparagraph (B) by inserting “and
2 \$6,657,534 for the period beginning on October
3 1, 2014, and ending on May 31, 2015,” after
4 “2014”;

5 (C) in subparagraph (C) by striking “and
6 \$4,458,650,000 for fiscal year 2014” and in-
7 serting “, \$4,458,650,000 for fiscal year 2014,
8 and \$2,968,361,507 for the period beginning on
9 October 1, 2014, and ending on May 31,
10 2015,”;

11 (D) in subparagraph (D) by striking “and
12 \$258,300,000 for fiscal year 2014” and insert-
13 ing “, \$258,300,000 for fiscal year 2014, and
14 \$171,964,110 for the period beginning on Octo-
15 ber 1, 2014, and ending on May 31, 2015,”;

16 (E) in subparagraph (E)—

17 (i) by striking “and \$607,800,000 for
18 fiscal year 2014” and inserting “,
19 \$607,800,000 for fiscal year 2014, and
20 \$404,644,932 for the period beginning on
21 October 1, 2014, and ending on May 31,
22 2015,”;

23 (ii) by striking “and \$30,000,000 for
24 fiscal year 2014” and inserting “,
25 \$30,000,000 for fiscal year 2014, and

1 \$19,972,603 for the period beginning on
2 October 1, 2014, and ending on May 31,
3 2015,”; and

4 (iii) by striking “and \$20,000,000 for
5 fiscal year 2014” and inserting “,
6 \$20,000,000 for fiscal year 2014, and
7 \$13,315,068 for the period beginning on
8 October 1, 2014, and ending on May 31,
9 2015,”;

10 (F) in subparagraph (F) by inserting “and
11 \$1,997,260 for the period beginning on October
12 1, 2014, and ending on May 31, 2015,” after
13 “2014”;

14 (G) in subparagraph (G) by inserting “and
15 \$3,328,767 for the period beginning on October
16 1, 2014, and ending on May 31, 2015,” after
17 “2014”;

18 (H) in subparagraph (H) by inserting
19 “and \$2,563,151 for the period beginning on
20 October 1, 2014, and ending on May 31,
21 2015,” after “2014”;

22 (I) in subparagraph (I) by striking “and
23 \$2,165,900,000 for fiscal year 2014” and in-
24 serting “, \$2,165,900,000 for fiscal year 2014,
25 and \$1,441,955,342 for the period beginning on

1 October 1, 2014, and ending on May 31,
2 2015,”;

3 (J) in subparagraph (J) by striking “and
4 \$427,800,000 for fiscal year 2014” and insert-
5 ing “, \$427,800,000 for fiscal year 2014, and
6 \$284,809,315 for the period beginning on Octo-
7 ber 1, 2014, and ending on May 31, 2015,”;
8 and

9 (K) in subparagraph (K) by striking “and
10 \$525,900,000 for fiscal year 2014” and insert-
11 ing “, \$525,900,000 for fiscal year 2014, and
12 \$350,119,726 for the period beginning on Octo-
13 ber 1, 2014, and ending on May 31, 2015,”.

14 (b) RESEARCH, DEVELOPMENT DEMONSTRATION
15 AND DEPLOYMENT PROJECTS.—Section 5338(b) of title
16 49, United States Code, is amended by striking “and
17 \$70,000,000 for fiscal year 2014” and inserting “,
18 \$70,000,000 for fiscal year 2014, and \$46,602,740 for the
19 period beginning on October 1, 2014, and ending on May
20 31, 2015”.

21 (c) TRANSIT COOPERATIVE RESEARCH PROGRAM.—
22 Section 5338(c) of title 49, United States Code, is amend-
23 ed by striking “and \$7,000,000 for fiscal year 2014” and
24 inserting “, \$7,000,000 for fiscal year 2014, and

1 \$4,660,274 for the period beginning on October 1, 2014,
2 and ending on May 31, 2015”.

3 (d) TECHNICAL ASSISTANCE AND STANDARDS DE-
4 VELOPMENT.—Section 5338(d) of title 49, United States
5 Code, is amended by striking “and \$7,000,000 for fiscal
6 year 2014” and inserting “, \$7,000,000 for fiscal year
7 2014, and \$4,660,274 for the period beginning on October
8 1, 2014, and ending on May 31, 2015”.

9 (e) HUMAN RESOURCES AND TRAINING.—Section
10 5338(e) of title 49, United States Code, is amended by
11 striking “and \$5,000,000 for fiscal year 2014” and insert-
12 ing “, \$5,000,000 for fiscal year 2014, and \$3,328,767
13 for the period beginning on October 1, 2014, and ending
14 on May 31, 2015”.

15 (f) CAPITAL INVESTMENT GRANTS.—Section
16 5338(g) of title 49, United States Code, is amended by
17 striking “and \$1,907,000,000 for fiscal year 2014” and
18 inserting “, \$1,907,000,000 for fiscal year 2014, and
19 \$1,269,591,781 for the period beginning on October 1,
20 2014, and ending on May 31, 2015”.

21 (g) ADMINISTRATION.—Section 5338(h) of title 49,
22 United States Code, is amended—

23 (1) in paragraph (1) by striking “and
24 \$104,000,000 for fiscal year 2014” and inserting “,
25 \$104,000,000 for fiscal year 2014, and \$69,238,356

1 for the period beginning on October 1, 2014, and
2 ending on May 31, 2015”;

3 (2) in paragraph (2) by inserting “for each of
4 fiscal years 2013 and 2014 and not less than
5 \$3,328,767 for the period beginning on October 1,
6 2014, and ending on May 31, 2015,” before “shall
7 be available”; and

8 (3) in paragraph (3) by inserting “for each of
9 fiscal years 2013 and 2014 and not less than
10 \$665,753 for the period beginning on October 1,
11 2014, and ending on May 31, 2015,” before “shall
12 be available”.

13 **SEC. 1204. BUS AND BUS FACILITIES FORMULA GRANTS.**

14 Section 5339(d)(1) of title 49, United States Code,
15 is amended—

16 (1) by inserting “for each of fiscal years 2013
17 and 2014 and \$43,606,849 for the period beginning
18 on October 1, 2014, and ending on May 31, 2015,”
19 after “\$65,500,000”;

20 (2) by inserting “for each such fiscal year and
21 \$832,192 for such period” after “\$1,250,000”; and

22 (3) by inserting “for each such fiscal year and
23 \$332,877 for such period” after “\$500,000”.

1 **Subtitle D—Hazardous Materials**

2 **SEC. 1301. AUTHORIZATION OF APPROPRIATIONS.**

3 (a) IN GENERAL.—Section 5128(a) of title 49,
4 United States Code, is amended—

5 (1) in paragraph (1) by striking “and” at the
6 end;

7 (2) in paragraph (2) by striking the period at
8 the end and inserting “; and”; and

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

10 “(3) \$28,468,948 for the period beginning on
11 October 1, 2014, and ending on May 31, 2015.”.

12 (b) HAZARDOUS MATERIALS EMERGENCY PRE-
13 PAREDNESS FUND.—Section 5128(b) of title 49, United
14 States Code, is amended—

15 (1) by redesignating paragraphs (1) through
16 (5) as subparagraphs (A) through (E), respectively,
17 and by adjusting the margins accordingly;

18 (2) by striking “From the” and inserting the
19 following:

20 “(1) FISCAL YEARS 2013 AND 2014.—From
21 the”; and

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

23 “(2) FISCAL YEAR 2015.—From the Hazardous
24 Materials Emergency Preparedness Fund established
25 under section 5116(i), the Secretary may expend for

1 the period beginning on October 1, 2014, and ending
2 on May 31, 2015—

3 “(A) \$125,162 to carry out section 5115;

4 “(B) \$14,513,425 to carry out subsections
5 (a) and (b) of section 5116, of which not less
6 than \$9,087,534 shall be available to carry out
7 section 5116(b);

8 “(C) \$99,863 to carry out section 5116(f);

9 “(D) \$416,096 to publish and distribute
10 the Emergency Response Guidebook under sec-
11 tion 5116(i)(3); and

12 “(E) \$665,753 to carry out section
13 5116(j).”.

14 (c) HAZARDOUS MATERIALS TRAINING GRANTS.—
15 Section 5128(c) of title 49, United States Code, is amend-
16 ed by inserting “and \$2,663,014 for the period beginning
17 on October 1, 2014, and ending on May 31, 2015,” after
18 “2014”.

19 **TITLE II—REVENUE PROVISIONS**

20 **SEC. 2001. EXTENSION OF HIGHWAY TRUST FUND EXPENDI-** 21 **TURE AUTHORITY.**

22 (a) HIGHWAY TRUST FUND.—Section 9503 of the
23 Internal Revenue Code of 1986 is amended—

1 (1) by striking “October 1, 2014” in sub-
2 sections (b)(6)(B), (c)(1), and (e)(3) and inserting
3 “June 1, 2015”, and

4 (2) by striking “MAP-21” in subsections (e)(1)
5 and (e)(3) and inserting “Highway and Transpor-
6 tation Funding Act of 2014”.

7 (b) SPORT FISH RESTORATION AND BOATING TRUST
8 FUND.—Section 9504 of the Internal Revenue Code of
9 1986 is amended—

10 (1) by striking “MAP-21” each place it ap-
11 pears in subsection (b)(2) and inserting “Highway
12 and Transportation Funding Act of 2014”, and

13 (2) by striking “October 1, 2014” in subsection
14 (d)(2) and inserting “June 1, 2015”.

15 (c) LEAKING UNDERGROUND STORAGE TANK TRUST
16 FUND.—Paragraph (2) of section 9508(e) of the Internal
17 Revenue Code of 1986 is amended by striking “October
18 1, 2014” and inserting “June 1, 2015”.

19 **SEC. 2002. FUNDING OF HIGHWAY TRUST FUND.**

20 (a) IN GENERAL.—Subsection (f) of section 9503 of
21 the Internal Revenue Code of 1986 is amended by redesi-
22 gnating paragraph (5) as paragraph (7) and by inserting
23 after paragraph (4) the following new paragraphs:

1 “(5) ADDITIONAL SUMS.—Out of money in the
2 Treasury not otherwise appropriated, there is hereby
3 appropriated—

4 “(A) \$7,765,000,000 to the Highway Ac-
5 count (as defined in subsection (e)(5)(B)) in
6 the Highway Trust Fund; and

7 “(B) \$2,000,000,000 to the Mass Transit
8 Account in the Highway Trust Fund.

9 “(6) ADDITIONAL INCREASE IN FUND BAL-
10 ANCE.—There is hereby transferred to the Highway
11 Account (as defined in subsection (e)(5)(B)) in the
12 Highway Trust Fund amounts appropriated from
13 the Leaking Underground Storage Tank Trust Fund
14 under section 9508(c)(3).”.

15 (b) APPROPRIATION FROM LEAKING UNDERGROUND
16 STORAGE TANK TRUST FUND.—

17 (1) IN GENERAL.—Subsection (c) of section
18 9508 of the Internal Revenue Code of 1986 is
19 amended by adding at the end the following new
20 paragraph:

21 “(3) ADDITIONAL TRANSFER TO HIGHWAY
22 TRUST FUND.—Out of amounts in the Leaking Un-
23 derground Storage Tank Trust Fund there is hereby
24 appropriated \$1,000,000,000 to be transferred
25 under section 9503(f)(6) to the Highway Account

1 (as defined in section 9503(e)(5)(B)) in the High-
 2 way Trust Fund.”.

3 (2) CONFORMING AMENDMENT.—Section
 4 9508(e)(1) of the Internal Revenue Code of 1986 is
 5 amended by striking “paragraph (2)” and inserting
 6 “paragraphs (2) and (3)”.

7 **SEC. 2003. FUNDING STABILIZATION.**

8 (a) FUNDING STABILIZATION UNDER THE INTERNAL
 9 REVENUE CODE OF 1986.—The table in subclause (II)
 10 of section 430(h)(2)(C)(iv) of the Internal Revenue Code
 11 of 1986 is amended to read as follows:

“If the calendar year is:	The applicable minimum percentage is:	The applicable maximum percentage is:
2012, 2013, 2014, 2015, 2016, or 2017.	90%	110%
2018	85%	115%
2019	80%	120%
2020	75%	125%
After 2020	70%	130%”.

12 (b) FUNDING STABILIZATION UNDER EMPLOYEE
 13 RETIREMENT INCOME SECURITY ACT OF 1974.—

14 (1) IN GENERAL.—The table in subclause (II)
 15 of section 303(h)(2)(C)(iv) of the Employee Retirement
 16 Income Security Act of 1974 (29 U.S.C.
 17 1083(h)(2)(C)(iv)) is amended to read as follows:

“If the calendar year is:	The applicable minimum percentage is:	The applicable maximum percentage is:
2012, 2013, 2014, 2015, 2016, or 2017.	90%	110%
2018	85%	115%
2019	80%	120%
2020	75%	125%

“If the calendar year is:	The applicable minimum percentage is:	The applicable maximum percentage is:
After 2020	70%	130%’.

1 (2) CONFORMING AMENDMENTS.—

2 (A) IN GENERAL.—Section 101(f)(2)(D) of
3 such Act (29 U.S.C. 1021(f)(2)(D)) is amend-
4 ed—

5 (i) in clause (i) by inserting “and the
6 Highway and Transportation Funding Act
7 of 2014” after “MAP-21” both places it
8 appears, and

9 (ii) in clause (ii) by striking “2015”
10 and inserting “2020”.

11 (B) STATEMENTS.—The Secretary of
12 Labor shall modify the statements required
13 under subclauses (I) and (II) of section
14 101(f)(2)(D)(i) of such Act to conform to the
15 amendments made by this section.

16 (c) STABILIZATION NOT TO APPLY FOR PURPOSES
17 OF CERTAIN ACCELERATED BENEFIT DISTRIBUTION
18 RULES.—

19 (1) INTERNAL REVENUE CODE OF 1986.—The
20 second sentence of paragraph (2) of section 436(d)
21 of the Internal Revenue Code of 1986 is amended by
22 striking “of such plan” and inserting “of such plan
23 (determined by not taking into account any adjust-

1 ment of segment rates under section
2 430(h)(2)(C)(iv))”.

3 (2) EMPLOYEE RETIREMENT INCOME SECURITY
4 ACT OF 1974.—The second sentence of subparagraph
5 (B) of section 206(g)(3) of the Employee Retirement
6 Income Security Act of 1974 (29 U.S.C.
7 1056(g)(3)(B)) is amended by striking “of such
8 plan” and inserting “of such plan (determined by
9 not taking into account any adjustment of segment
10 rates under section 303(h)(2)(C)(iv))”.

11 (3) EFFECTIVE DATE.—

12 (A) IN GENERAL.—Except as provided in
13 subparagraph (B), the amendments made by
14 this subsection shall apply to plan years begin-
15 ning after December 31, 2014.

16 (B) COLLECTIVELY BARGAINED PLANS.—
17 In the case of a plan maintained pursuant to 1
18 or more collective bargaining agreements, the
19 amendments made by this subsection shall
20 apply to plan years beginning after December
21 31, 2015.

22 (4) PROVISIONS RELATING TO PLAN AMEND-
23 MENTS.—

24 (A) IN GENERAL.—If this paragraph ap-
25 plies to any amendment to any plan or annuity

1 contract, such plan or contract shall be treated
2 as being operated in accordance with the terms
3 of the plan during the period described in sub-
4 paragraph (B)(ii).

5 (B) AMENDMENTS TO WHICH PARAGRAPH
6 APPLIES.—

7 (i) IN GENERAL.—This paragraph
8 shall apply to any amendment to any plan
9 or annuity contract which is made—

10 (I) pursuant to the amendments
11 made by this subsection, or pursuant
12 to any regulation issued by the Sec-
13 retary of the Treasury or the Sec-
14 retary of Labor under any provision
15 as so amended, and

16 (II) on or before the last day of
17 the first plan year beginning on or
18 after January 1, 2016, or such later
19 date as the Secretary of the Treasury
20 may prescribe.

21 (ii) CONDITIONS.—This subsection
22 shall not apply to any amendment unless,
23 during the period—

24 (I) beginning on the date that
25 the amendments made by this sub-

1 section or the regulation described in
2 clause (i)(I) takes effect (or in the
3 case of a plan or contract amendment
4 not required by such amendments or
5 such regulation, the effective date
6 specified by the plan), and

7 (II) ending on the date described
8 in clause (i)(II) (or, if earlier, the
9 date the plan or contract amendment
10 is adopted),

11 the plan or contract is operated as if such
12 plan or contract amendment were in effect,
13 and such plan or contract amendment ap-
14 plies retroactively for such period.

15 (C) ANTI-CUTBACK RELIEF.—A plan shall
16 not be treated as failing to meet the require-
17 ments of section 204(g) of the Employee Re-
18 tirement Income Security Act of 1974 (29
19 U.S.C. 1054(g)) and section 411(d)(6) of the
20 Internal Revenue Code of 1986 solely by reason
21 of a plan amendment to which this paragraph
22 applies.

23 (d) MODIFICATION OF FUNDING TARGET DETER-
24 MINATION PERIODS.—

1 (1) INTERNAL REVENUE CODE OF 1986.—
2 Clause (i) of section 430(h)(2)(B) of the Internal
3 Revenue Code of 1986 is amended by striking “the
4 first day of the plan year” and inserting “the valu-
5 ation date for the plan year”.

6 (2) EMPLOYEE RETIREMENT INCOME SECURITY
7 ACT OF 1974.—Clause (i) of section 303(h)(2)(B) of
8 the Employee Retirement Income Security Act of
9 1974 (29 U.S.C. 1083(h)(2)(B)(i)) is amended by
10 striking “the first day of the plan year” and insert-
11 ing “the valuation date for the plan year”.

12 (e) EFFECTIVE DATE.—

13 (1) IN GENERAL.—The amendments made by
14 subsections (a), (b), and (d) shall apply with respect
15 to plan years beginning after December 31, 2012.

16 (2) ELECTIONS.—A plan sponsor may elect not
17 to have the amendments made by subsections (a),
18 (b), and (d) apply to any plan year beginning before
19 January 1, 2014, either (as specified in the elec-
20 tion)—

21 (A) for all purposes for which such amend-
22 ments apply, or

23 (B) solely for purposes of determining the
24 adjusted funding target attainment percentage
25 under sections 436 of the Internal Revenue

1 Code of 1986 and 206(g) of the Employee Re-
2 tirement Income Security Act of 1974 (29
3 U.S.C. 1054(g)) for such plan year.

4 A plan shall not be treated as failing to meet the re-
5 quirements of section 204(g) of such Act and section
6 411(d)(6) of such Code solely by reason of an elec-
7 tion under this paragraph.

8 **SEC. 2004. EXTENSION OF CUSTOMS USER FEES.**

9 Section 13031(j)(3) of the Consolidated Omnibus
10 Budget Reconciliation Act of 1985 (19 U.S.C. 58c(j)(3))
11 is amended—

12 (1) in subparagraph (A), by striking “Sep-
13 tember 30, 2023” and inserting “September 30,
14 2024”; and

15 (2) in subparagraph (B)(i), by striking “Sep-
16 tember 30, 2023” and inserting “September 30,
17 2024”.

Passed the House of Representatives July 15, 2014.

Attest:

Clerk.

113TH CONGRESS
2^D SESSION

H. R. 5021

AN ACT

To provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund, and for other purposes.