

***In the House of Representatives, U. S.,***

*September 29, 1994.*

*Resolved*, That the bill from the Senate (S. 1887) entitled “An Act to amend title 23, United States Code, to provide for the designation of the National Highway System, and for other purposes”, do pass with the following

**AMENDMENT:**

Strike out all after the resolving clause and insert:

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

2       (a) *SHORT TITLE.*—*This Act may be cited as the*

3 *“National Highway System Designation Act of 1994”.*

## 1 (b) TABLE OF CONTENTS.—

- Sec. 1. Short title; table of contents.  
 Sec. 2. Secretary defined.

TITLE I—NATIONAL HIGHWAY SYSTEM DESIGNATION AND OTHER  
 PROVISIONS

- Sec. 101. National Highway System designation.  
 Sec. 102. Congestion mitigation and air quality improvement program.  
 Sec. 103. Quality improvement.  
 Sec. 104. Contracting for engineering and design services.  
 Sec. 105. Highway safety promotion program.  
 Sec. 106. Project eligibility.  
 Sec. 107. Wisconsin substitute project.  
 Sec. 108. Use of recycled paving material.  
 Sec. 109. Work zone safety.  
 Sec. 110. Corrected projects.  
 Sec. 111. Rescissions.  
 Sec. 112. Additional projects.  
 Sec. 113. Study of radio and microwave technology for commercial and other  
 motor vehicles.  
 Sec. 114. Foothill/Eastern Transportation Corridor Agency.  
 Sec. 115. Railway-highway crossings project.  
 Sec. 116. New River Parkway, West Virginia.  
 Sec. 117. National recreational trails.  
 Sec. 118. Coal Heritage.  
 Sec. 119. Limitations on funding of operating assistance.  
 Sec. 120. Intercity bus transportation.  
 Sec. 121. Repeals of existing projects.  
 Sec. 122. Miscellaneous transit projects.  
 Sec. 123. Multiyear contract for metro rail project.  
 Sec. 124. Metric system signing.  
 Sec. 125. Metropolitan planning.  
 Sec. 126. Statewide planning.  
 Sec. 127. High priority corridor feasibility study.  
 Sec. 128. Reevaluation.  
 Sec. 129. Funding.  
 Sec. 130. Nondivisible loads.  
 Sec. 131. Commercial motor vehicle accidents.

TITLE II—TECHNICAL CORRECTIONS TO ISTEA AND RELATED  
 LAWS

- Sec. 201. Definitions.  
 Sec. 202. References to Dwight D. Eisenhower System of Interstate and Defense  
 Highways.  
 Sec. 203. Federal-Aid Systems.  
 Sec. 204. Apportionment.  
 Sec. 205. Programs of projects.  
 Sec. 206. Advance acquisition of rights-of-way.  
 Sec. 207. Standards.  
 Sec. 208. Letting of contracts.  
 Sec. 209. Prevailing rate of wage.  
 Sec. 210. Construction.  
 Sec. 211. Advance construction.

- Sec. 212. Maintenance.*
- Sec. 213. Certification acceptance.*
- Sec. 214. Availability of funds.*
- Sec. 215. Federal share.*
- Sec. 216. Payment to States for construction.*
- Sec. 217. Relocation of utility facilities.*
- Sec. 218. Advances to States.*
- Sec. 219. Emergency relief.*
- Sec. 220. Applicability of axle weight limitations.*
- Sec. 221. Toll roads.*
- Sec. 222. Rail-highway crossings.*
- Sec. 223. Surface transportation program.*
- Sec. 224. Metropolitan planning.*
- Sec. 225. Statewide planning.*
- Sec. 226. Control of junkyards.*
- Sec. 227. Nondiscrimination.*
- Sec. 228. Enforcement of requirements.*
- Sec. 229. Availability of rights-of-way.*
- Sec. 230. Highway bridge program.*
- Sec. 231. Great River Road.*
- Sec. 232. Hazard elimination program.*
- Sec. 233. Use of safety belts and motorcycle helmets.*
- Sec. 234. National maximum speed limit.*
- Sec. 235. Minimum allocation.*
- Sec. 236. National minimum drinking age.*
- Sec. 237. Revocation of drivers' licenses of individuals convicted of drug offenses.*
- Sec. 238. Reimbursement for segments of Interstate System constructed without Federal assistance.*
- Sec. 239. Federal lands highway program.*
- Sec. 240. Bicycle transportation and pedestrian walkway.*
- Sec. 241. State Highway Department.*
- Sec. 242. Management systems.*
- Sec. 243. State planning and research.*
- Sec. 244. Appropriation for highway purposes of Federal lands.*
- Sec. 245. International highway transportation outreach program.*
- Sec. 246. Highway safety programs.*
- Sec. 247. National Highway Safety Advisory Committee.*
- Sec. 248. Alcohol-impaired driving countermeasures.*
- Sec. 249. Public transit facilities.*
- Sec. 250. Roadside barrier technology.*
- Sec. 251. Pensacola, Florida.*
- Sec. 252. High cost bridge projects.*
- Sec. 253. Congestion relief projects.*
- Sec. 254. High priority corridors on National Highway System.*
- Sec. 255. High priority corridor projects.*
- Sec. 256. Rural access projects.*
- Sec. 257. Urban access and mobility projects.*
- Sec. 258. Innovative projects.*
- Sec. 259. Intermodal projects.*
- Sec. 260. Miscellaneous Intermodal Surface Transportation Efficiency Act amendments.*
- Sec. 261. Disadvantaged business enterprise program.*
- Sec. 262. Amendments to Surface Transportation and Uniform Relocation Assistance Act of 1987.*
- Sec. 263. Freeway service patrols.*

- Sec. 264. Pan American Highway.  
 Sec. 265. Section 3 program amendments.  
 Sec. 266. Metropolitan planning.  
 Sec. 267. Formula grant program.  
 Sec. 268. Mass transit account block grants.  
 Sec. 269. Grants for research and training.  
 Sec. 270. General provisions.  
 Sec. 271. Period of availability and reapportionment of section 16 funds.  
 Sec. 272. Rural transit program.  
 Sec. 273. Nondiscrimination.  
 Sec. 274. Authorizations.  
 Sec. 275. Project management oversight.  
 Sec. 276. Planning and research program.  
 Sec. 277. Needs survey and transferability study.  
 Sec. 278. State responsibility for rail fixed guideway system.  
 Sec. 279. National Transit Institute.  
 Sec. 280. Increased Federal share.  
 Sec. 281. Performance reports on mass transit systems.  
 Sec. 282. Cross reference to Federal Transit Act.  
 Sec. 283. Participation in International Registration Plan and International Fuel Tax Agreement.  
 Sec. 284. Intelligent vehicle-highway systems.  
 Sec. 285. Title 49, United States Code, amendments.  
 Sec. 286. Surface Transportation Assistance Act of 1982 amendments.  
 Sec. 287. Commercial Motor Vehicle Safety Act of 1986 amendments.  
 Sec. 288. Cleveland Harbor, Ohio.  
 Sec. 289. Other Intermodal Surface Transportation Efficiency Act technical amendments.

1 **SEC. 2. SECRETARY DEFINED.**

2       In this Act, the term “Secretary” means the Secretary  
 3 of Transportation.

4 **TITLE I—NATIONAL HIGHWAY**  
 5 **SYSTEM DESIGNATION AND**  
 6 **OTHER PROVISIONS**

7 **SEC. 101. NATIONAL HIGHWAY SYSTEM DESIGNATION.**

8       (a) DESIGNATION; MODIFICATIONS.—Section 103 of  
 9 title 23, United States Code, is amended by inserting after  
 10 subsection (b) the following:

11       “(c) INITIAL DESIGNATION OF NHS.—The National  
 12 Highway System as submitted by the Secretary of Trans-

1 *portation on the map entitled 'Official Submission, Na-*  
2 *tional Highway System, Federal Highway Administra-*  
3 *tion', and dated May 10, 1994, is hereby designated within*  
4 *the United States, including the District of Columbia and*  
5 *the Commonwealth of Puerto Rico.*

6       “(d) *MODIFICATIONS TO THE NHS.*—

7               “(1) *PROPOSED MODIFICATIONS.*—*The Secretary*  
8 *may submit for approval to the Committee on Envi-*  
9 *ronment and Public Works of the Senate and the*  
10 *Committee on Public Works and Transportation of*  
11 *the House of Representatives proposed modifications*  
12 *to the National Highway System. The Secretary may*  
13 *only propose a modification under this subsection if*  
14 *the Secretary determines that such modification meets*  
15 *the criteria and requirements of subsection (b). Pro-*  
16 *posed modifications may include new segments and*  
17 *deletion of existing segments of the National Highway*  
18 *System.*

19               “(2) *APPROVAL OF CONGRESS REQUIRED.*—*A*  
20 *modification to the National Highway System may*  
21 *only take effect if a law has been enacted approving*  
22 *such modification.*

23               “(3) *REQUIRED SUBMISSION.*—*Not later than 2*  
24 *years after the date of the enactment of the National*  
25 *Highway System Designation Act of 1994, the Sec-*

1     *retary shall submit under paragraph (1) proposed*  
2     *modifications to the National Highway System. Such*  
3     *modifications shall include a list and description of*  
4     *additions to the National Highway System consisting*  
5     *of—*

6             *“(A) connections to major ports, airports,*  
7             *international border crossings, public transpor-*  
8             *tation and transit facilities, interstate bus termi-*  
9             *nals, rail and other intermodal transportation*  
10            *facilities; and*

11            *“(B) any congressional high priority cor-*  
12            *ridor or any segment thereof established by sec-*  
13            *tion 1105 of the Intermodal Surface Transpor-*  
14            *tation Efficiency Act of 1991 (105 Stat. 2037)*  
15            *which was not identified on the National High-*  
16            *way System designated by subsection (c), subject*  
17            *to the completion of feasibility studies.”.*

18            *(b) PROPOSED NTS.—Not later than 2 years after the*  
19     *date of the enactment of this Act, the Secretary shall submit*  
20     *to Congress a proposal for a comprehensive National Trans-*  
21     *portation System using the National Highway System as*  
22     *the backbone for establishing the National Transportation*  
23     *System. In developing such proposal, the Secretary shall*  
24     *consult with and consider the views of States and metropoli-*  
25     *tan planning organizations.*

1 **SEC. 102. CONGESTION MITIGATION AND AIR QUALITY IM-**  
2 **PROVEMENT PROGRAM.**

3 (a) *APPORTIONMENT FORMULA.*—Section 104(b)(2) of  
4 title 23, United States Code, is amended—

5 (1) by inserting “in fiscal year 1994” after  
6 “State” each place it appears;

7 (2) by inserting “in fiscal year 1994” after  
8 “States” the first place it appears;

9 (3) in subparagraph (A) by inserting “in fiscal  
10 year 1994” after “Act”;

11 (4) in subparagraph (B) by inserting “in fiscal  
12 year 1994” after “subpart”;

13 (5) in subparagraph (C) by inserting “in fiscal  
14 year 1994” after “subpart”;

15 (6) in subparagraph (D) by inserting “in fiscal  
16 year 1994” after “subpart”;

17 (7) in subparagraph (E) by inserting “in fiscal  
18 year 1994” after “subpart”;

19 (8) by inserting “in fiscal year 1994” after “car-  
20 bon monoxide”; and

21 (9) by inserting “in fiscal year 1994” after “rel-  
22 ative populations”.

23 (b) *ELIGIBLE PROJECTS.*—Section 149(b) of such title  
24 is amended by inserting before “of a national ambient”  
25 each place it appears “or maintenance”.

1           (c) *STATES WITHOUT A NONATTAINMENT AREA.*—Section  
2   tion 149(c) of such title is amended by inserting “in fiscal  
3   year 1994” after “Act”.

4   **SEC. 103. QUALITY IMPROVEMENT.**

5           (a) *LIFE-CYCLE COST ANALYSIS.*—Section 106 of title  
6   23, United States Code, is amended by adding at the end  
7   the following:

8           “(e) *LIFE-CYCLE COST ANALYSIS.*—

9                   “(1) *ESTABLISHMENT.*—The Secretary shall es-  
10   tablish a program to require States to conduct an  
11   analysis of the life-cycle costs of all projects on the  
12   National Highway System.

13                   “(2) *ANALYSIS OF LIFE-CYCLE COSTS DE-*  
14   *FINED.*—In this subsection, the term ‘analysis of life-  
15   cycle costs’ means a process for evaluating the total  
16   economic worth of one or more projects by analyzing  
17   both initial costs as well as discounted future costs,  
18   such as maintenance, reconstruction, rehabilitation,  
19   restoring, and resurfacing costs, over the life of the  
20   project or projects.”.

21           (b) *VALUE ENGINEERING.*—Section 106 of such title  
22   is amended by adding at the end the following:

23           “(f) *VALUE ENGINEERING FOR NHS.*—

24                   “(1) *REQUIREMENT.*—The Secretary shall estab-  
25   lish a program to require States to carry out a value

1        *engineering analysis for all projects on the National*  
2        *Highway System.*

3            “(2) *VALUE ENGINEERING DEFINED.*—For pur-  
4        *poses of this subsection, the term ‘value engineering*  
5        *analysis’ means a systematic process of review and*  
6        *analysis of a project or activity during its design*  
7        *phase by a multidisciplined team of persons not origi-*  
8        *nally involved in the project or activity in order to*  
9        *provide suggestions for reducing the total cost of the*  
10       *project or activity and providing a project or activity*  
11       *of equal or better quality. Such suggestions may in-*  
12       *clude a combination or elimination of inefficient or*  
13       *expensive parts of the original proposed design for the*  
14       *project or activity and total redesign of the proposed*  
15       *project or activity using different technologies, mate-*  
16       *rials, or methods so as to accomplish the original pur-*  
17       *pose of the project or activity.”.*

18        (c) *GUARANTEE AND WARRANTY CLAUSES.*—Section  
19       *112 of such title is amended—*

20            (1) *by redesignating subsection (f) as subsection*  
21        *(g); and*

22            (2) *by inserting after subsection (e) the following:*

23            “(f) *GUARANTEE AND WARRANTY CLAUSES.*—The Sec-  
24        *retary shall, by regulation, permit a State highway depart-*  
25        *ment, in accordance with standards developed by the Sec-*

1 *retary in such regulations, to include a clause in a contract*  
2 *for the construction of any Federal-aid highway project re-*  
3 *quiring the contractor to warrant the materials and work*  
4 *performed in accordance with the contractor's obligations*  
5 *and responsibilities under the terms of the contract. The*  
6 *warranty or guarantee clause shall be reasonably related*  
7 *to the materials and work performed and in accordance*  
8 *with the contractor's obligations and responsibilities under*  
9 *the terms of the contract, and shall not be construed to re-*  
10 *quire the contractor to perform maintenance.”.*

11 *(d) REGULATIONS.—Not later than 90 days after the*  
12 *date of the enactment of this Act, the Secretary shall initiate*  
13 *a rulemaking proceeding for developing standards under*  
14 *section 112(f) of title 23, United States Code, as added by*  
15 *subsection (c) of this section.*

16 **SEC. 104. CONTRACTING FOR ENGINEERING AND DESIGN**  
17 **SERVICES.**

18 *(a) PERMANENT PROGRAM.—Section 112(b)(2) of title*  
19 *23, United States Code, is amended by adding at the end*  
20 *the following new subparagraphs:*

21 *“(C) PERFORMANCE AND AUDITS.—Any*  
22 *contract or subcontract awarded in accordance*  
23 *with subparagraph (A), whether funded in whole*  
24 *or in part with Federal-aid highway funds, shall*  
25 *be performed and audited in compliance with*

1 *cost principles contained in the Federal acquisi-*  
2 *tion regulations of part 31 of title 48 of the Code*  
3 *of Federal Regulations.*

4 “(D) *INDIRECT COST RATES.*—*Instead of*  
5 *performing its own audits, a recipient of funds*  
6 *under a contract or subcontract awarded in ac-*  
7 *cordance with subparagraph (A) shall accept in-*  
8 *direct cost rates established in accordance with*  
9 *the Federal acquisition regulations for 1-year*  
10 *applicable accounting periods by a cognizant*  
11 *government agency or independent certified pub-*  
12 *lic accountant if such rates are not currently*  
13 *under dispute. Once a firm’s indirect cost rates*  
14 *are accepted, the recipient of such funds shall*  
15 *apply such rates for the purposes of contract esti-*  
16 *mation, negotiation, administration, reporting,*  
17 *and contract payment and shall not be limited*  
18 *by administrative or de facto ceilings in accord-*  
19 *ance with section 15.901(c) of such title 48. A re-*  
20 *recipient of such funds requesting or using the cost*  
21 *and rate data described in this subparagraph*  
22 *shall notify any affected firm before such request*  
23 *or use. Such data shall be confidential and shall*  
24 *not be accessible or provided, in whole or in*  
25 *part, to any other firm or to any government*

1           agency which is not part of the group of agencies  
2           sharing cost data under this subparagraph, ex-  
3           cept by written permission of the audited firm.  
4           If prohibited by law, such cost and rate data  
5           shall not be disclosed under any circumstances.

6           “(E) *STATE OPTION*.—Subparagraphs (C)  
7           and (D) shall take effect 2 years after the date  
8           of the enactment of this subparagraph with re-  
9           spect to all States; except that if a State, during  
10          such 2-year period, adopts by statute an alter-  
11          native process intended to promote engineering  
12          and design quality and ensure maximum com-  
13          petition by professional companies of all sizes  
14          providing engineering and design services, such  
15          subparagraphs shall not apply with respect to  
16          such State.”.

17          (b) *REPEAL OF PILOT PROGRAM*.—Section 1092 of the  
18          Intermodal Surface Transportation Efficiency Act of 1991  
19          (23 U.S.C. 112 note; 105 Stat. 2024) is repealed.

20          **SEC. 105. HIGHWAY SAFETY PROMOTION PROGRAM.**

21          (a) *IN GENERAL*.—Chapter 3 of title 23, United States  
22          Code, is amended by inserting after section 312 the follow-  
23          ing new section:

1 **“§ 313. Highway safety promotion program**

2 “(a) *ESTABLISHMENT.*—The Secretary shall carry out  
3 education, research, development, and technology transfer  
4 activities to promote the safe operation and maintenance  
5 of commercial motor vehicles in interstate commerce.

6 “(b) *GRANTS.*—To carry out the purposes of this sec-  
7 tion, the Secretary shall make grants to, and enter into co-  
8 operative agreements with—

9 “(1) a not-for-profit membership organization  
10 that has been engaged exclusively in truck-related re-  
11 search and education since 1985; and

12 “(2) not-for-profit organizations engaged in com-  
13 mercial motor vehicle safety research.

14 “(c) *FEDERAL SHARE.*—The Federal share of the costs  
15 of activities carried out under this section shall be 100 per-  
16 cent.

17 “(d) *FUNDING.*—Out of administrative funds deducted  
18 under section 104(a) of this title for each of fiscal years  
19 1995 through 1997, the Secretary shall make available—

20 “(1) for making grants and entering into cooper-  
21 ative agreements under subsection (b)(1) \$1,000,000;  
22 and

23 “(2) for making grants and entering into cooper-  
24 ative agreements under subsection (b)(2) \$500,000.

25 Such funds shall remain available until expended.

1       “(e) *CONTRACT AUTHORITY.*—Notwithstanding any  
 2 other provision of law, approval by the Secretary of a grant  
 3 under this section shall be deemed a contractual obligation  
 4 of the United States for payment of the Federal share of  
 5 the grant.

6       “(f) *ANNUAL REPORT.*—Annually, beginning on Janu-  
 7 ary 1, 1996, the Secretary shall transmit to Congress a re-  
 8 port which provides information on the progress and activi-  
 9 ties of the programs conducted under this section.”.

10       (b) *CONFORMING AMENDMENT.*—The analysis for  
 11 chapter 3 of such title is amended by inserting after the  
 12 item relating to section 312 the following:

“313. Highway safety promotion program.”.

13       **SEC. 106. PROJECT ELIGIBILITY.**

14       Section 108(b) of the Federal-Aid Highway Act of  
 15 1956 (23 U.S.C. 101 note) is amended—

16               (1) by striking “(1)” before “such costs may be  
 17 further”; and

18               (2) by striking “, and (2) the amount of such  
 19 costs shall not include the portion of the project be-  
 20 tween High Street and Causeway Street”.

21       **SEC. 107. WISCONSIN SUBSTITUTE PROJECT.**

22       (a) *FEDERAL ASSISTANCE.*—Subsection (b) of section  
 23 1045 of the Intermodal Surface Transportation Efficiency  
 24 Act of 1991 (105 Stat. 1994) is amended to read as follows:

25       “(b) *ELIGIBILITY FOR FEDERAL ASSISTANCE.*—

1           “(1) *GENERAL RULE.*—Upon approval of any  
2       *substitute project or projects under subsection (a)—*

3           “(A) *the costs of construction of the eligible*  
4       *transitway project for which such project or*  
5       *projects are substituted shall not be eligible for*  
6       *funds authorized under section 108(b) of the Fed-*  
7       *eral-Aid Highway Act of 1956; and*

8           “(B) *a sum equal to the amount that would*  
9       *have been apportioned to the State of Wisconsin*  
10       *on October 1, 1994, under section 104(b)(5)(A) of*  
11       *title 23, United States Code, if the Secretary had*  
12       *not approved such project or projects shall be*  
13       *available to the Secretary from the Highway*  
14       *Trust Fund to incur obligations for the Federal*  
15       *share of the costs of such substitute project or*  
16       *projects.*

17           “(2) *AVAILABILITY.*—Amounts made available  
18       *under paragraph (1)(B) shall be available for obliga-*  
19       *tion on and after October 1, 1994. Amounts made*  
20       *available under paragraph (1)(B) shall remain avail-*  
21       *able until expended and shall be subject to any limi-*  
22       *tation on obligations for Federal-aid highways estab-*  
23       *lished by law.*

24           “(3) *APPLICABILITY OF TITLE 23 U.S.C.—*  
25       *Amounts made available under paragraph (1)(B)*

1 *shall be available for obligation in the same manner*  
2 *as if such funds were apportioned under chapter 1 of*  
3 *title 23, United States Code; except that the Federal*  
4 *share of the cost of any project carried out with such*  
5 *funds shall be determined in accordance with section*  
6 *103(e)(4)(D) of such title.”.*

7 *(b) CONFORMING AMENDMENTS.—*

8 *(1) SUBSECTION (c).—The second sentence of*  
9 *subsection (c) of section 1045 of such Act is amended*  
10 *by striking “the authority of section 103(e)(4) of title*  
11 *23, United States Code,” and inserting “section*  
12 *21(a)(2) of the Federal Transit Act”.*

13 *(2) SUBSECTION (d)(1).—Subsection (d)(1) of*  
14 *section 1045 of such Act is amended by striking*  
15 *“project for” and all that follows through the period*  
16 *at the end thereof and inserting “transit project.”.*

17 *(3) SUBSECTION (d).—Subsection (d) of section*  
18 *1045 of such Act is amended by striking paragraph*  
19 *(3) and by redesignating paragraph (4) as paragraph*  
20 *(3).*

21 *(c) REDUCTION OF INTERSTATE CONSTRUCTION AU-*  
22 *THORIZATION.—Section 108(b) of the Federal-Aid Highway*  
23 *Act of 1956 is amended by striking “\$1,800,000,000 for the*  
24 *fiscal year ending September 30, 1996” and inserting*  
25 *“\$1,800,000,000, reduced by the amount made available*

1 *under section 1045(b)(1)(B) of the Intermodal Surface*  
2 *Transportation Efficiency Act of 1991, for the fiscal year*  
3 *ending September 30, 1996”.*

4 **SEC. 108. USE OF RECYCLED PAVING MATERIAL.**

5 *(a) DOT GUIDANCE.—Section 1038(c)(1) of the Inter-*  
6 *modal Surface Transportation Efficiency Act of 1991 (23*  
7 *U.S.C. 109 note) is amended by striking “an interest in*  
8 *the use of such asphalt” and inserting the following: “con-*  
9 *cern in fulfilling the minimum utilization requirements of*  
10 *subsection (d)(1). Such technology transfer activities and*  
11 *training programs shall be initiated without delay and*  
12 *shall include all eligible uses of recycled rubber, alternative*  
13 *applications, and other materials and shall focus on achiev-*  
14 *ing the best performance results for all eligible uses. Not*  
15 *later than 90 days after the date of the enactment of this*  
16 *sentence, the Secretary shall transmit to Congress a report*  
17 *detailing the plans to implement this subsection.*

18 *(b) STATE CERTIFICATION.—Section 1038(d)(1) of*  
19 *such Act is amended—*

20 *(1) by striking “established by this section.” and*  
21 *inserting “, other materials, and alternative applica-*  
22 *tions established by this section. Each State shall also*  
23 *annually certify its progress in its waste tire abate-*  
24 *ment program under paragraph (7).”;*

1           (2) by striking “1995” the first place it appears  
2           and inserting “1996”;

3           (3) in subparagraph (A) by striking “1994” and  
4           inserting “1995”;

5           (4) in subparagraph (B) by striking “1995” and  
6           inserting “1996”;

7           (5) in subparagraph (B) by inserting “and”  
8           after the semicolon at the end;

9           (6) in subparagraph (C), by striking “1996;  
10          and” and inserting “1997.”; and

11          (7) by striking subparagraph (D).

12          (c) *OTHER MATERIALS.*—Section 1038(d)(2) of such  
13          Act is amended by striking the period at the end and insert-  
14          ing the following: “; except that, of that amount, no more  
15          than ½ may be met with the use of asphalt containing re-  
16          claimed asphalt in fiscal years 1996 and 1997. For the pur-  
17          poses of this paragraph, cold in-place recycling technology  
18          shall be allowable.”.

19          (d) *PENALTY.*—Section 1038(d)(4) of such Act is  
20          amended—

21                 (1) by inserting before “The” the following: “(A)  
22                 *WITHHOLDING.*—”;

23                 (2) by indenting subparagraph (A), as des-  
24                 ignated by paragraph (1) of this subsection, and mov-  
25                 ing such paragraph 2 ems to the right;

1           (3) by inserting before “utilization requirement”  
2           the following: “by which such State does not satisfy  
3           the”; and

4           (4) by adding at the end the following:

5                   “(B) *ESCROW ACCOUNT.*—Apportionments  
6                   withheld from a State by the Secretary under  
7                   this subsection shall be placed in escrow for 2  
8                   years pending satisfaction of the minimum utili-  
9                   zation requirement of paragraph (1) and pend-  
10                   ing satisfaction of the requirement for which the  
11                   apportionments were originally withheld. Pend-  
12                   ing satisfaction of such requirements, the with-  
13                   held apportionment shall be returned to the  
14                   State.

15                   “(C) *SUNSET PROVISION.*—If a State which  
16                   has apportionments withheld under this para-  
17                   graph has not satisfied current minimum utili-  
18                   zation requirements of paragraph (1) within 2  
19                   years and has not fulfilled the previous require-  
20                   ments for which such apportionments were with-  
21                   held, then the apportionments held in the escrow  
22                   account shall be returned to the Highway Trust  
23                   Fund.”.

24           (e) *INDIVIDUAL STATE REDUCTION.*—Section  
25           1038(d)(7) of such Act is amended—

1           (1) by striking “prior to disposal”; and

2           (2) by adding at the end the following: “The Sec-  
3           retary, in consultation with the Administrator, shall  
4           exempt from the requirements of paragraph (1), any  
5           State that has implemented a documented waste tire  
6           abatement program if such program will result in the  
7           elimination of tire stockpiles by 1997.”.

8           (f) *ALTERNATIVE APPLICATION.*—Section 1038(d) of  
9           such Act is further amended by adding at the end the  
10          following:

11           “(8) *ALTERNATIVE APPLICATIONS.*—

12           “(A) *IN GENERAL.*—A State may for any  
13           year meet up to 1/2 of the minimum utilization  
14           requirement established by paragraph (1) (ex-  
15           cluding any deduction a State may take pursu-  
16           ant to subsection (c)) by using an equivalent  
17           amount of recycled rubber for alternative appli-  
18           cations, other than making asphalt pavement,  
19           if—

20           “(i) the State certifies that the alter-  
21           native application does not present a threat  
22           to safety, human health, or the environment;  
23           and

1                   “(ii) it is demonstrated that such alter-  
2                   native applications provide equal or en-  
3                   hanced engineering benefits.

4                   “(B) GUIDELINES.—The Secretary, in con-  
5                   sultation with the Administrator, shall issue  
6                   guidelines with respect to compliance with alter-  
7                   native applications under the conditions set forth  
8                   in clauses (i) and (ii).”.

9                   (g) DEFINITIONS.—Section 1038(e) of such Act is  
10 amended—

11                   (1) by striking “and” at the end of paragraph  
12                   (1);

13                   (2) in paragraph (2) by inserting before “taken”  
14                   the following: “(other than tire buffings defined as a  
15                   byproduct of the retreading industry) or any products  
16                   produced from the processing of whole scrap tires or  
17                   tire materials”;

18                   (3) by striking the period at the end of para-  
19                   graph (2) and inserting a semicolon; and

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

21                   “(3) the term ‘alternative applications’ means  
22                   uses of recycled rubber in such civil engineering ap-  
23                   plications such as noise and safety barriers, other  
24                   safety hardware, fences, soil retaining walls, slope sta-  
25                   bilization measures, subgrade insulation, and light-

1 *weight fill, where the product or material containing*  
2 *recycled rubber provides a benefit to the highway con-*  
3 *struction and is left in place as a result of the high-*  
4 *way construction; such term does not apply to prod-*  
5 *ucts or materials, such as traffic cones or vehicles,*  
6 *which are used only temporarily in construction of*  
7 *the highway;*

8 *“(4) the term ‘Administrator’ means the Admin-*  
9 *istrator of the Environmental Protection Agency; and*

10 *“(5) the term ‘State’ has the meaning such term*  
11 *has under section 101 of title 23, United States*  
12 *Code.”.*

13 **SEC. 109. WORK ZONE SAFETY.**

14 *Section 1051 of the Intermodal Surface Transpor-*  
15 *tation Efficiency Act of 1991 (23 U.S.C. 401 note) is*  
16 *amended—*

17 *(1) by inserting “technologies and services,” after*  
18 *“appurtenances,”;*

19 *(2) by inserting “training,” after “traffic control*  
20 *plans,”; and*

21 *(3) by adding at the end the following new sen-*  
22 *tence: “The Secretary shall annually review, and pro-*  
23 *vide to State and local governments, information and*  
24 *recommendations concerning safety practices that can*  
25 *enhance safety at highway construction sites, includ-*

1     *ing information relating to new safety technologies,*  
 2     *services, traffic control plans, training, and work*  
 3     *zone-related bidding practices. The Secretary is di-*  
 4     *rected to develop within the program a process for as-*  
 5     *suming that, for each project, there will be a person*  
 6     *trained and certified who will have the responsibility*  
 7     *and authority for assuring that the provisions of the*  
 8     *traffic control plan and other safety aspects of the*  
 9     *work zone are effectively administered.”.*

10    **SEC. 110. CORRECTED PROJECTS.**

11     *(a) IN GENERAL.—The purpose of this section is to*  
 12     *provide assistance for certain highway projects in order to*  
 13     *correct errors and omissions in the Intermodal Surface*  
 14     *Transportation Efficiency Act of 1991.*

15     *(b) AUTHORIZATION OF PROJECTS.—The Secretary is*  
 16     *authorized to carry out the projects described in this sub-*  
 17     *section. There is authorized to be appropriated out of the*  
 18     *Highway Trust Fund (other than the Mass Transit Ac-*  
 19     *count) for fiscal year 1995 to carry out each such project*  
 20     *the amount listed for each such project:*

<i>City/State</i>	<i>Projects</i>	<i>Amount in millions</i>
1. <i>North Minnesota .....</i>	<i>Construction and reconstruction of Forest Highway 11 connecting Aurora-Hoyt Lakes and Silver Bay, MN.</i>	8.5
2. <i>Philadelphia, Pennsylvania .....</i>	<i>Reconstruction of the Old Delaware Avenue Service Road.</i>	1.6

1       (c) *FEDERAL SHARE.*—*The Federal share payable on*  
2 *account of any project under this section shall be 80 percent*  
3 *of the cost thereof.*

4       (d) *DELEGATION TO STATES.*—*Subject to the provi-*  
5 *sions of title 23, United States Code, the Secretary shall*  
6 *delegate responsibility for construction of a project or*  
7 *projects under this section to the State in which such project*  
8 *or projects are located upon request of such State.*

9       (e) *ADVANCE CONSTRUCTION.*—*When a State which*  
10 *has been delegated responsibility for construction of a*  
11 *project under this section—*

12           (1) *has obligated all funds allocated under this*  
13 *section for construction of such project; and*

14           (2) *proceeds to construct such project without the*  
15 *aid of Federal funds in accordance with all proce-*  
16 *dures and all requirements applicable to such project,*  
17 *except insofar as such procedures and requirements*  
18 *limit the State to the construction of projects with the*  
19 *aid of Federal funds previously allocated to it;*

20 *the Secretary, upon the approval of the application of a*  
21 *State, shall pay to the State the Federal share of the cost*  
22 *of construction of the project when additional funds are al-*  
23 *located for such project under this section.*

24       (f) *APPLICABILITY OF TITLE 23.*—*Funds authorized*  
25 *by this section shall be available for obligation in the same*

1 manner as if such funds were apportioned under chapter  
2 1 of title 23, United States Code, except that the Federal  
3 share of the cost of any project under this section shall be  
4 determined in accordance with this section and such funds  
5 shall remain available until expended. Funds authorized by  
6 this section shall not be subject to any obligation limitation.

7 **SEC. 111. RESCISSIONS.**

8 (a) *RESCISSIONS.*—Effective October 1, 1994, the fol-  
9 lowing unobligated balances on September 30, 1994, of  
10 funds made available for the following provisions are hereby  
11 rescinded:

12 (1) \$78,993.92 made available by section 131(c)  
13 of the Surface Transportation Assistance Act of 1982.

14 (2) \$26,500,000 made available by section  
15 404(a)(2) of the Surface Transportation Assistance  
16 Act of 1982.

17 (3) \$1,500,000 made available by section  
18 106(a)(1) of the Surface Transportation and Uniform  
19 Relocation Assistance Act of 1987.

20 (4) \$942,249 made available for section  
21 149(a)(66) of the Surface Transportation and Uni-  
22 form Relocation Assistance Act of 1987.

23 (5) \$376,194.94 made available for section  
24 149(a)(111)(C) of the Surface Transportation and  
25 Uniform Relocation Assistance Act of 1987.

1           (6) \$36,979.05 made available for section  
2           149(a)(111)(J) of the Surface Transportation and  
3           Uniform Relocation Assistance Act of 1987.

4           (7) \$34,281.53 made available for section  
5           149(a)(111)(K) of the Surface Transportation and  
6           Uniform Relocation Assistance Act of 1987.

7           (8) \$258,131.85 made available for section  
8           149(a)(111)(L) of the Surface Transportation and  
9           Uniform Relocation Assistance Act of 1987.

10          (9) \$446,768 made available for section  
11          149(a)(92) of the Surface Transportation and Uni-  
12          form Relocation Assistance Act of 1987.

13          (10) \$2,058,323 made available for section  
14          149(a)(94) of the Surface Transportation and Uni-  
15          form Relocation Assistance Act of 1987.

16          (11) \$52,834 made available for section  
17          149(a)(95) of the Surface Transportation and Uni-  
18          form Relocation Assistance Act of 1987.

19          (12) \$427,340 made available for section  
20          149(a)(99) of the Surface Transportation and Uni-  
21          form Relocation Assistance Act of 1987.

22          (13) \$3,559,837 made available for section  
23          149(a)(35) of the Surface Transportation and Uni-  
24          form Relocation Assistance Act of 1987.

1           (14) \$797,800 made available for section  
2           149(a)(100) of the Surface Transportation and Uni-  
3           form Relocation Assistance Act of 1987.

4           (15) \$55.43 made available by section 149(c)(3)  
5           of the Surface Transportation and Uniform Reloca-  
6           tion Assistance Act of 1987.

7           (16) \$49,700,000 made available by section  
8           1012(b)(6) of the Intermodal Surface Transportation  
9           Efficiency Act of 1991.

10          (17) \$29,300,000 made available by section  
11          1003(a)(7) of the Intermodal Surface Transportation  
12          Efficiency Act of 1991.

13          (18) \$150,000,000 made available by section  
14          1036(d)(1)(A) of the Intermodal Surface Transpor-  
15          tation Efficiency Act of 1991.

16          (19) \$1,500,000 made available by section  
17          1036(d)(1)(B) of the Intermodal Surface Transpor-  
18          tation Efficiency Act of 1991.

19          (20) \$10,800,000 made available by section  
20          21(a)(1) of the Federal Transit Act.

21          (b) REDUCTIONS IN AUTHORIZED AMOUNTS.—Section  
22          1036(d)(1)(A) of the Intermodal Surface Transportation  
23          Efficiency Act of 1991 (105 Stat. 1986) is amended—

24                 (1) by striking “\$100,000,000” the second place  
25                 it appears and inserting “\$50,000,000”; and

1 (2) by striking “\$125,000,000” each place it ap-  
 2 pears and inserting “\$62,500,000”.

3 **SEC. 112. ADDITIONAL PROJECTS.**

4 (a) *AUTHORIZATION OF PROJECTS.*—The Secretary is  
 5 authorized to carry out the projects described in this sub-  
 6 section. There is authorized to be appropriated for fiscal  
 7 years 1995, 1996, and 1997 to carry out each such project  
 8 the amounts listed for each such project:

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
1. Alabama	Birmingham Northern Beltline		2.900
2. Alabama	Black Warrior River Bridge Study		0.100
3. Alabama	I-759 Extension		20.000
4. Alabama	AL182/I-10 Evacuation Connector Improvements		4.000
5. Alabama	Patton Island Bridge Construction	9.000	
6. Alabama	Montgomery Outer Loop Beltway		3.000
7. Arizona	Gila River Crossing	6.000	
8. Arizona	US93 Upgrade: Kingman to Lake Mead		3.000
9. Arizona	Veterans Memorial Overpass		5.000
10. Arkansas	US71 Upgrade: Alma to Louisiana Border		3.000
11. Arkansas	US71 Upgrade: I-40 to Fayetteville	3.500	7.000
13. Arkansas	Lake Bull Shoals Bridge	0.400	
14. Arkansas	Van Buren Regional Intermodal Facility	0.100	
15. Arkansas	US63 Bypass Upgrade, Jonesboro		5.000
16. Arkansas	Conway Bypass Study and Design		3.000
17. California	CA84/I-580 Interchange Construction	4.000	
18. California	CA4 Freeway Expansion, Pittsburg		2.000
19. California	Galena Street Improvements/I-15 Interchange Construction.		2.000
20. California	CA56 Extension: I-5 to I-15		3.000
21. California	Stocker Street/La Cienega Interchange		7.100
22. California	South Lake Tahoe Loop Road Reconfiguration		2.000
23. California	Bristol Street Improvement Project		3.000
24. California	CA30 Extension/Gap Closure	2.000	5.000
25. California	CA87 Corridor Construction	7.000	
26. California	CA113 Railroad Grade Separation		5.240
27. California	Third Feather River Bridge	1.500	
28. California	I-5/Highway 99W Interchange	0.500	
29. California	CA113/I-5 Interchange and Improvements		0.500
30. California	CA905 Congestion Mitigation	4.000	5.000
31. California	CA119/US101/Rice Avenue Interchange Upgrade		1.000
32. California	Humboldt Bay Port Access Enhancement	10.000	
33. California	CA7 Improvements: CA98 to I-8		2.000
34. California	Ontario Airport Ground Access	4.000	
35. California	CA71 Planning and Design, Riverside County		2.000
36. California	CA57 Interchange, Brea		0.950
37. California	CA41 Expansion		3.000
38. California	I-15 Widening: Victorville to Barstow	2.000	14.000
39. California	I-15 Access, George Air Force Base		1.000
40. California	Arden-Garden Connector		6.000
41. California	CA126 Improvements: I-5 to McBean Parkway	4.000	
42. California	CA138-Avenue P-8 Improvements: CA14 to 50th St. E.		2.000
43. California	CA4 Upgrade	19.000	
44. California	Mare Island Access Study		1.000

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
45. California	CA237—Maude Avenue/Middlefield Road Interchange.	13.500	
46. California	I-205 Widening: I-580 to I-5		3.000
47. California	I-710/Firestone Boulevard Interchange		5.800
48. California	CA58 Upgrade, Bakersfield	2.000	2.500
49. California	CA178 Crosstown Corridor: CA 178 to CA99	2.000	2.500
50. California	I-5 Capacity Enhancement		9.400
51. California	Alameda Corridor	4.000	5.000
52. California	Arbor Vitae Street Expansion		4.000
53. California	Pacific Coast Highway Palisades Bluff Stabilization.		5.000
54. California	US101—Sonoma County Congestion Relief		4.000
55. California	US101—Marin County HOV Lanes		1.000
56. Colorado	Powers Boulevard Corridor		1.000
57. Colorado	120th Avenue Improvements	5.500	
58. Connecticut	Regional Transportation Center Improvements, Norwich.		6.000
59. Connecticut	Hartford Riverfront Access		3.000
60. Connecticut	Seaview Avenue Reconstruction		2.000
61. District of Columbia	Constitution Avenue Rehabilitation	3.000	
62. District of Columbia	Independence Avenue Rehabilitation	0.590	
63. District of Columbia	First Street Rehabilitation	0.260	
64. Florida	Fuller—Warren Bridge	2.000	19.000
65. Florida	Jacksonville Airport Access Road		2.000
66. Florida	Midpoint Bridge and Corridor	2.000	5.000
67. Florida	FL7/US441 Widening		5.000
68. Florida	I-4/Greenway Interchange	4.000	2.000
69. Florida	US301/University Parkway Intersection Upgrade		2.000
70. Florida	Palm Beach Port Road Relocations	0.265	5.000
71. Florida	Eller Drive/I-595 Improvements	2.600	
72. Florida	Northeast Dade Bike Path	1.135	
73. Georgia	GA61 Connector with I-20		7.200
74. Georgia	Appalachian Scenic Parkway		4.000
75. Georgia	GA92 Corridor Upgrade, Cherokee County	1.700	20.000
76. Georgia	GA9 Widening, Roswell	8.300	
77. Georgia	Sidney-Lanier Bridge Reconstruction	4.000	6.000
78. Georgia	University Center Pedestrian Corridor, Atlanta		12.960
79. Hawaii	Kuakini Street Improvements		1.500
80. Illinois	Sauget Road Extension	3.100	0.818
81. Illinois	West Boulevard Extension	0.900	
82. Illinois	IL159 Relocation, Edwardsville		6.000
83. Illinois	US67/IL267 Improvements		4.000
84. Illinois	Centennial Bridge Improvements		1.000
85. Illinois	Business Loop 55 Widening: I-55 to Clearwater Ave.	5.000	
86. Illinois	Central Avenue Bypass, Chicago	15.000	
87. Illinois	US20 Improvements: East Dubuque to Galena		2.000
88. Illinois	Peoria—Chicago Highway	3.000	2.000
89. Illinois	Springfield Veterans Parkway	2.000	2.000
90. Illinois	Grand View Drive Improvements		3.000
91. Illinois	Heartland Riverfront Project		2.000
92. Illinois	US67: Macomb to Jacksonville		1.000
93. Illinois	Brush Creek Connector	3.000	
94. Illinois	Richton Road Improvements, Crete	1.720	
95. Illinois	Steger Roadway Improvements, Steger	0.720	
96. Illinois	Polk Avenue Extension, Richton Park	0.336	
97. Illinois	Minooka Street Improvements, Minooka	0.334	
98. Illinois	Rathje Road Improvements, Peotone	0.320	
99. Illinois	Main Street Improvements, Ottawa	0.312	
100. Illinois	Otter Creek Road Improvements, Streator	0.270	
101. Indiana	96th Street Upgrade	2.000	5.000
102. Indiana	Hoosier Heartland Corridor: Ft. Wayne to Lafayette.		3.000
103. Indiana	I-265 Extension		10.000
104. Indiana	US231 Reconstruction		10.000
105. Indiana	Evansville—Bloomington Corridor		5.000
106. Indiana	Lafayette Rail Relocation	5.000	18.500
107. Indiana	Six Points Road Interchange		1.500

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
108. Indiana	City of Columbus "Front Door"		8.000
109. Indiana	IN67 Improvements		1.000
110. Indiana	East Chicago Marine Access Road		4.834
111. Indiana	Lake Shore Drive Extension Study		0.600
112. Iowa	I-29 Corridor Improvements, Sioux City		2.000
113. Iowa	IA330: Marshalltown to Des Moines		6.000
114. Iowa	Burlington Iowa Southern Arterial Connector	0.880	
115. Iowa	US 63: Bremer County to Minnesota Border		3.000
116. Iowa	IA5 Relocation		10.000
117. Kentucky	US231 Relocation	5.000	
118. Kentucky	US27 Improvements	1.000	3.000
119. Kentucky	KY114 Widening: Salyersville to US23	1.000	5.000
120. Louisiana	I-10/I-12 Baton Rouge Bypass		1.000
121. Louisiana	I-210/Nelson Access Road	3.000	
122. Louisiana	I-10: St. Charles Parish Line to Tulane Avenue	2.000	3.000
123. Maryland	MD5/MD373 Interchange		10.000
124. Maryland	MD235 Improvements		5.000
125. Maryland	MD237 Improvements	3.882	
126. Maryland	Beltway Advanced Traffic Monitoring		3.000
127. Massachusetts	Lincoln Square, Southbridge Street Gateways	2.400	
128. Massachusetts	I-90/MA146 Reconstruction	1.600	
129. Massachusetts	Franklin County Bikeway		2.250
130. Michigan	US23 Expansion	3.000	
131. Michigan	Bay City Road Interchange		3.000
132. Michigan	M-59 Corridor		20.000
133. Michigan	Highway Safety Improvements		20.000
134. Michigan	Ambassador Bridge Facilities	10.000	
135. Michigan	Monroe Rail Consolidation		10.000
136. Michigan	Detroit Airport Access Road		5.000
137. Michigan	US31 Improvements: Holland to Grand Haven	1.200	
138. Michigan	M-6: Grand Rapids South Beltline Construction	6.800	4.000
139. Michigan	M-102/Grand River Interchange Redesign		4.000
140. Michigan	McClellan Avenue		2.300
141. Michigan	US31 Upgrade, Berrien County	2.000	5.000
142. Minnesota	TH610-Crosstown Expressway	1.000	3.000
143. Minnesota	Trunk Highway 33 Improvements	9.680	
144. Minnesota	34th Street Corridor		2.000
145. Minnesota	TH212 Construction		3.000
146. Minnesota	77th Street Improvements	5.000	10.000
147. Minnesota	Wabasha Street Bridge Replacement	9.000	11.000
148. Mississippi	Norrell Road Interchange	3.000	
149. Missouri	Lindbergh Boulevard Relocation		5.000
150. Missouri	St. Joseph Loop Expressway	8.300	
151. Missouri	Chouteau Bridge Replacement		9.000
152. Missouri	Cape Girardeau Bridge Replacement	6.250	5.000
153. Missouri	MO21 Upgrade		13.400
154. Missouri	MO Highway M Relocation	3.000	
155. Missouri	I-255/MO231 Intersection		1.600
156. Missouri	Hannibal Bridge Replacement	1.000	2.000
157. Montana	MT323 Upgrade		5.000
158. Montana	Belgrade/I-90 Interchange	2.110	
159. Nebraska	Niobrara, NE/Springfield, SD Bridge		3.000
160. Nebraska	27th Street and Highway 2 Pedestrian Bridge		0.413
161. Nebraska	South and East Beltway Study, Lincoln		0.400
162. Nevada	Spring Mountain I-15 Interchange		5.000
163. Nevada	I-80/Sparks Road Pyramid Interchange	1.000	4.000
164. New Hampshire	Second Nashua River Crossing	3.000	1.500
165. New Hampshire	Manchester Airport Access Road Construction	5.000	
166. New Jersey	I-287 Improvements: I-78 to US22	4.000	
167. New Jersey	NJ21/McCarter Highway Improvements	5.000	
168. New Jersey	NJ17/NJ4 Interchange, Paramus		3.000
169. New Mexico	Santa Fe Relief Route		5.000
170. New Mexico	Sunport Boulevard East Corridor		1.400
171. New Mexico	US70/Las Cruces Frontage Road System		3.000
172. New York	Utica-Rome Expressway	6.250	5.000
173. New York	Westchester/Putnam Intelligent Vehicle Highway Systems		2.000
174. New York	NY60 Reconstruction, Ellicott		3.000

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
175. New York	Quay Street Extension, Niagara Falls		2.240
176. New York	Delaware Street Reconstruction, Tonawanda		2.100
177. New York	Williams Road Widening, Wheatfield		1.060
178. New York	Lockport Corridor Study, Erie and Niagara Counties.		0.800
179. New York	Rochester-Brockport Access Study		0.800
180. New York	NY531 Extension Study: Ogden to Sweden		0.400
181. New York	Jericho Turnpike Improvements: New York City to Herricks Road.	4.000	2.000
182. New York	New York Thruway Upgrade		5.000
183. New York	US9 Reconstruction, Plattsburgh		1.750
184. New York	International Bridge Feasibility Study		.250
185. New York	New York Intermodal Facilities Study	1.000	
186. New York	NY277 Reconstruction, Cheektowaga	4.000	
187. New York	Main Street Bascule Bridge		2.000
188. New York	Bronx/North Manhattan Intelligent Vehicle Highway System.		6.480
189. New York	Latta Road Improvements, Monroe County	6.000	
190. New York	Baldwinsville Bypass		5.000
191. North Carolina	US220 Construction		3.000
192. North Carolina	US17 Bridge Replacement		5.000
193. North Carolina	Charlotte Beltway East Segment		2.000
194. North Carolina	US64 Improvements		6.185
194A. North Carolina	Peace St. Crossing in Thomasville		2.415
194B. North Carolina	Unity St. Crossing in Thomasville		1.400
195. North Carolina	US74 Improvements		10.000
196. North Carolina	US19/23 Upgrade		1.000
197. North Carolina	Southern Charlotte Outer Loop		5.000
198. Ohio	Lorain Central Corridor		5.000
199. Ohio	US23-Fostoria Bypass		3.000
200. Ohio	US22/US33-Lancaster Bypass	1.000	5.800
201. Ohio	Boston Road Interchange		1.000
202. Ohio	Cleveland Gateway Project		1.000
203. Ohio	New Intermodal Terminal, Fearing Boulevard		5.000
204. Ohio	US30: OH235 to US68		4.000
205. Ohio	Alum Creek Drive Improvements	2.000	4.000
206. Ohio	US30 Widening: Wooster to Riceland	3.400	10.000
207. Ohio	Mt. Vernon to I-71 Connector Study	1.600	
208. Ohio	OH43 Improvements		3.920
209. Ohio	Cuyahoga River Bridge, Cleveland		4.320
210. Ohio	Cleveland Pedestrian Walkway		1.440
211. Ohio	Pomeroy to Ravenswood Access Improvements		8.900
212. Ohio	Youngstown-Hubbard Expressway	10.000	
212A. Ohio	Trotwood Connector in Montgomery Co., Ohio	.750	
213. Oklahoma	I-44 Widening: Arkansas River to Yale Avenue	6.250	5.000
214. Oregon	Jordan Cove Road Safety Improvements	0.529	
215. Oregon	Salem Bypass Improvements		4.471
216. Oregon	Columbia Slough Intermodal Projects		5.000
217. Pennsylvania	Philadelphia Traffic Signal Controllers	1.800	
218. Pennsylvania	Philadelphia Bicycle Network	0.472	
219. Pennsylvania	Tioga Marine Terminal	8.000	
220. Pennsylvania	US15 Upgrade—Tioga County	5.952	
221. Pennsylvania	US 219 Truck Route—Osterhout Street	2.880	
222. Pennsylvania	PA948 Improvements, Forest County	1.168	
223. Pennsylvania	Pennsylvania Pier 98, Philadelphia		1.000
224. Pennsylvania	PA2001 Improvements, Pike County	4.800	0.300
225. Pennsylvania	PA14 Improvements, Bradford County		4.800
226. Pennsylvania	PA3011 Improvements, Scranton		3.500
227. Pennsylvania	PA1069 Widening, Athens	0.200	1.400
228. Pennsylvania	US219 Improvements, Cambria County	10.000	
229. Pennsylvania	PA56 Improvements: Johnstown to Cessna	8.000	
230. Pennsylvania	US 22—Section B07 Reconstruction		8.000
231. Pennsylvania	US219 Improvements: Carrolltown to I-80	1.000	2.000
232. Rhode Island	Davisville Bridges		5.000
233. South Carolina	US17 Bridges	2.485	1.515
234. South Carolina	US301 Improvements	1.515	
235. South Dakota	Vermillion Bridge		4.600
236. Tennessee	Harding Place Extension	5.000	

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
237. Tennessee	Gay Street Bridge Rehabilitation	5.760	
238. Tennessee	Foothills Parkway—Missing Link	.490	10.000
239. Tennessee	Old Nashville Highway Bridge		4.000
240. Tennessee	Murfreesboro Alternative Transportation System		1.000
241. Tennessee	I-81 Interchange Construction	1.200	
242. Tennessee	Memphis Outer Loop Beltway		2.000
243. Texas	TX121 Upgrade Study	2.500	
244. Texas	Border Highway Extension		10.000
245. Texas	NASA Road 1 Upgrade	4.500	15.000
246. Texas	US59 Upgrade, Ft. Bend County	0.500	
247. Texas	US67 Widening	5.416	
248. Texas	Loop 12 Widening		2.200
249. Texas	TX36 Improvements	5.000	
250. Texas	Brownsville Navigation District Access		1.680
251. Texas	Brownsville 6th & 7th Streets Improvements		1.600
252. Utah	US89 Upgrade	4.000	
253. Utah	I-15/University Avenue Interchange		3.000
254. Utah	20th East Highway Project	6.000	
255. Utah	I-15 Corridor Improvements, Salt Lake County		6.000
256. Virgin Islands	Christiansted Bypass	5.000	
257. Virginia	Coleman Bridge Expansion		2.000
258. Virginia	I-95/Outer Connector/VA627 Interchange		2.000
259. Virginia	Coalfields Expressway	5.000	
260. Virginia	VA123 Philadelphia, Northern Virginia	10.000	
261. Virginia	Fairfax County Parkway/Franconia-Springfield Parkway		5.000
262. Virginia	I-81 to I-40 "I-83" Connector		5.000
263. Virginia	Pimmers Point Connector		4.400
264. Virginia	S. Battlefield Boulevard/VA168		5.000
265. Virginia	14th Street Bridge Lane Addition	5.000	7.000
266. Washington	I-5/196th Street Interchange	3.336	
267. Washington	WA305 Improvements		0.672
268. Washington	Port Angeles Multi-Modal Center		6.400
269. Washington	WA18 Improvements: 312th Way to Maple Valley	4.000	1.000
270. Washington	I-405/Northeast 8th Street Interchange		1.000
271. Washington	US12 Improvements		9.000
272. Washington	US395 Improvements		9.000
273. Washington	Chelan/Douglas Transportation Center		2.000
274. Washington	Mill Plain Extension		5.000
275. West Virginia	Fairmont Riverside Expressway	10.000	
276. West Virginia	New River Parkway	14.400	
277. Wisconsin	Janesville River Street Realignment	3.454	
278. Wisconsin	Main Street Bridge Replacement, Racine		2.000
279. Wisconsin	CTH P Improvements	0.480	
280. Wisconsin	WI29 Upgrade	10.000	
281. Wisconsin	Oshkosh Rail Relocation	6.000	
282. Wisconsin	US10 Upgrade: Anderson Road to CTH U	4.000	
283. Wisconsin	US41 Upgrade: Kaukauna to CTH F		3.000

1           (b) ALLOCATION PERCENTAGES FOR HTF FUNDS.—  
2 65.86 percent of the amount allocated by subsection (a) from  
3 the Highway Trust Fund for each project authorized by sub-  
4 section (a) shall be available for obligation in fiscal year  
5 1995. 17.07 percent of such amount shall be available for  
6 obligation in each of fiscal years 1996 and 1997.

1           (c) *APPROPRIATIONS CAP.*—Of the amounts authorized  
2 to be appropriated from the general fund of the Treasury  
3 by subsection (a), not more than \$300,000,000 may be ap-  
4 propriated in any single fiscal year.

5           (d) *FEDERAL SHARE.*—The Federal share payable on  
6 account of any project under this section shall be 80 percent  
7 of the cost thereof.

8           (e) *DELEGATION TO STATES.*—Subject to the provi-  
9 sions of title 23, United States Code, the Secretary shall  
10 delegate responsibility for construction of a project or  
11 projects under this section to the State in which such project  
12 or projects are located upon request of such State.

13           (f) *ADVANCE CONSTRUCTION.*—When a State which  
14 has been delegated responsibility for construction of a  
15 project under this section—

16               (1) has obligated all funds allocated under this  
17 section for construction of such project; and

18               (2) proceeds to construct such project without the  
19 aid of Federal funds in accordance with all proce-  
20 dures and all requirements applicable to such project,  
21 except insofar as such procedures and requirements  
22 limit the State to the construction of projects with the  
23 aid of Federal funds previously allocated to it;

24 the Secretary, upon the approval of the application of a  
25 State, shall pay to the State the Federal share of the cost

1 *of construction of the project when additional funds are al-*  
 2 *located for such project under this section.*

3       (g) *APPLICABILITY OF TITLE 23.—Funds authorized*  
 4 *by this section from the Highway Trust Fund shall be avail-*  
 5 *able for obligation in the same manner as if such funds*  
 6 *were apportioned under chapter 1 of title 23, United States*  
 7 *Code, except that the Federal share of the cost of any project*  
 8 *under this section shall be determined in accordance with*  
 9 *this section and such funds shall remain available until ex-*  
 10 *pended. Funds authorized by this section shall not be subject*  
 11 *to any obligation limitation.*

12 **SEC. 113. STUDY OF RADIO AND MICROWAVE TECHNOLOGY**  
 13 **FOR COMMERCIAL AND OTHER MOTOR VEHI-**  
 14 **CLES.**

15       (a) *IN GENERAL.—Section 6057 of the Intermodal*  
 16 *Surface Transportation Efficiency Act of 1991 (105 Stat.*  
 17 *2194) is amended by redesignating subsection (b) as sub-*  
 18 *section (c) and by inserting after subsection (a) the follow-*  
 19 *ing new subsection:*

20       “(b) *STUDY OF RADIO AND MICROWAVE TECHNOLOGY*  
 21 *FOR COMMERCIAL AND OTHER MOTOR VEHICLES.—*

22       “(1) *IN GENERAL.—The Secretary shall conduct*  
 23 *a research study to develop and evaluate radio and*  
 24 *microwave technology for furtherance of safety in*  
 25 *commercial and other motor vehicles.*

1           “(2) *EQUIPMENT*.—Equipment developed under  
2           the study to be conducted under paragraph (1) shall  
3           be directed toward, but not limited to, warning driv-  
4           ers of obstructions in a highway or limited visibility  
5           conditions caused by snow, rain, fog, or dust.

6           “(3) *SAFETY APPLICATIONS*.—In conducting the  
7           study under paragraph (1), the Secretary shall deter-  
8           mine whether the technology described in paragraph  
9           (1) has other safety applications consistent with the  
10          goals of this Act.”

11          (b) *FUNDING*.—Such section is further amended by  
12          adding at the end the following new subsection:

13          “(d) *FUNDING*.—Of the funds made available in fiscal  
14          year 1995 to carry out section 6058(b), \$500,000 shall be  
15          used to conduct the study under subsection (b).”

16          (c) *CONFORMING AMENDMENTS*.—Such section is fur-  
17          ther amended—

18                  (1) in the section heading by inserting “**AND**  
19                  **OTHER**” after “**COMMERCIAL**”; and

20                  (2) in the heading to subsection (a) by inserting  
21                  “*OF SAFETY TECHNOLOGY FOR COMMERCIAL MOTOR*  
22                  *VEHICLES*” after “*STUDY*”.

1 **SEC. 114. FOOTHILL/EASTERN TRANSPORTATION COR-**  
2 **RIDOR AGENCY.**

3 (a) *FEDERAL LINE OF CREDIT.*—For the purpose of  
4 carrying out a demonstration of the construction of public  
5 toll roads in Orange County, California, authorized by sec-  
6 tion 129(d) of title 23, United States Code, there is author-  
7 ized to be appropriated \$10,000,000 for the Secretary to  
8 enter into an agreement to make a line of credit available,  
9 with a principal amount not to exceed \$120,000,000 to the  
10 public entity or entities with the statutory authority to con-  
11 struct such facilities.

12 (b) *EFFECTIVE PERIOD.*—The line of credit under this  
13 section shall be available for draws during the period begin-  
14 ning on the date of completion of construction and ending  
15 on the last day of the tenth calendar year following the date  
16 construction of the facilities is completed.

17 (c) *PURPOSES.*—The line of credit under this section  
18 shall be available to pay the costs of extraordinary repair  
19 and replacement of the facilities, unexpected Federal or  
20 State environmental restrictions, operation and mainte-  
21 nance expenses of the facilities, and debt service on tax-ex-  
22 empt or taxable obligations financing the facilities.

23 (d) *LIMITATIONS.*—

24 (1) *CAPITAL EXPENDITURES.*—With respect to  
25 capital expenditures, draws on the line of credit  
26 under this section shall only be made if and to the

1        *extent proceeds from the sale of the obligations issued*  
2        *by the public entity or entities which otherwise would*  
3        *be available for such purposes are exhausted, or are*  
4        *otherwise unavailable for the payment of such capital*  
5        *expenditures.*

6            (2) *EXPENSES.*—*With respect to expenses, in-*  
7        *cluding operation and maintenance expenses and debt*  
8        *service, a draw on the line of credit under this section*  
9        *shall only be made if revenues from toll operations*  
10       *and capitalized interest are insufficient (or are other-*  
11       *wise unavailable) for such purposes.*

12           (3) *PER YEAR.*—*No more than 10 percent of the*  
13       *total principal amount of the line of credit under this*  
14       *section shall be available for draws in any one year.*

15           (4) *THIRD PARTY CREDITOR RIGHTS.*—*No third*  
16       *party creditor of the public entity or entities shall*  
17       *have any right against the Federal Government with*  
18       *respect to draws on the line of credit under this sec-*  
19       *tion.*

20           (5) *AVAILABILITY FOR PARTICULAR COSTS.*—  
21       *There is no guaranteed availability of proceeds of the*  
22       *line of credit under this section for the payment of*  
23       *any particular cost of the public entity or entities*  
24       *which might be financed under this section.*

1       (e) *INTEREST RATE AND REPAYMENT PERIOD.*—Any  
2 draws (except for operation and maintenance expenses) on  
3 the line of credit under this section shall accrue interest at  
4 the 30-year United States Treasury bond rate beginning on  
5 the date such draws are made and shall be repaid in not  
6 more than 30 years; except that any draws under the line  
7 of credit for operation and maintenance expenses shall ac-  
8 crue interest at the 3-year United States Treasury note rate  
9 beginning on the date such draws are made and shall be  
10 repaid in not more than 3 years.

11 **SEC. 115. RAILWAY-HIGHWAY CROSSINGS PROJECT.**

12       Of the funds appropriated by Public Law 103–122 for  
13 railroad-highway crossings projects, \$20,000,000 shall be  
14 made available for costs, not to exceed 80 percent, of a  
15 project to reduce rail-highway conflicts on M–59 near Pon-  
16 tiac, Michigan, and a project on Bristol Road near Flint,  
17 Michigan. From the \$20,000,000 made available under the  
18 preceding sentence, \$500,000 shall be made available to im-  
19 prove and upgrade Maple Road at Bishop Airport, Michi-  
20 gan.

21 **SEC. 116. NEW RIVER PARKWAY, WEST VIRGINIA.**

22       (a) *PRIORITY CONSIDERATION.*—

23           (1) *COMPLETION OF STUDIES.*—The Secretary  
24 shall require, as a matter of the highest priority, the  
25 completion of all remaining studies associated with

1     *the project authorized by section 149(a)(69) of the*  
2     *Surface Transportation and Uniform Relocation As-*  
3     *istance Act of 1987 (101 Stat. 191).*

4             (2) *SCHEDULE.—Notwithstanding any other*  
5     *provision of law, the Secretary is authorized and di-*  
6     *rected to establish a schedule—*

7                     (A) *for the completion by other Federal*  
8     *agencies of any reviews required by law of such*  
9     *studies; and*

10                    (B) *by which the reconciliation of any dis-*  
11     *crepancies among reviewing Federal agencies*  
12     *must be met.*

13             (3) *DEADLINE.—The schedule referred to in*  
14     *paragraph (2) shall provide for the project referred to*  
15     *in paragraph (1) to proceed to construction before De-*  
16     *cember 31, 1995.*

17             (b) *VISITORS CENTER.—*

18                     (1) *GRANTS.—The Secretary shall make grants*  
19     *to the Secretary of the Interior, acting through the*  
20     *Director of the National Park Service, for the plan-*  
21     *ning, design, and construction of a visitors center,*  
22     *and such other related facilities as may be determined*  
23     *to be necessary, to facilitate visitor understanding*  
24     *and enjoyment of scenic, historic, cultural, and rec-*  
25     *reational resources accessible by the New River Park-*

1 way, West Virginia, and any related buildings as  
2 may be determined to be necessary for the adminis-  
3 tration of the parkway.

4 (2) *SITE.*—The visitors center, related facilities,  
5 and buildings referred to in paragraph (1) shall be lo-  
6 cated at a suitable location on a site for which title  
7 is held by the United States in the vicinity of the  
8 intersection of the New River Parkway and Interstate  
9 Route 64 or along the New River Parkway itself.

10 (3) *CONSULTATION.*—The Director of the Na-  
11 tional Park Service shall consult with the New River  
12 Parkway Authority and the State of West Virginia in  
13 the planning, design, and construction of the visitors  
14 center, related facilities, and buildings referred to in  
15 paragraph (1).

16 (4) *FUNDING.*—Of the amounts made available  
17 pursuant to section 1003(a)(6)(C) of the Intermodal  
18 Surface Transportation Efficiency Act of 1991 (105  
19 Stat. 1919) \$1,300,000 for fiscal year 1995 and  
20 \$1,200,000 for fiscal year 1996 shall be made avail-  
21 able for the purposes of carrying out this subsection.  
22 Such funds shall remain available until expended.

1 **SEC. 117. NATIONAL RECREATIONAL TRAILS.**

2 (a) *STATE ELIGIBILITY.*—Section 1302(c) of the Inter-  
3 modal Surface Transportation Act of 1991 (33 U.S.C.  
4 1261(c)) is amended—

5 (1) by striking “Act” each place it appears and  
6 inserting “part”;

7 (2) in paragraph (2) by striking subparagraph  
8 (B) and redesignating subparagraphs (C) and (D) as  
9 subparagraphs (B) and (C), respectively; and

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

11 “(3) *SIXTH YEAR PROVISION.*—On and after the  
12 date that is 5 years after the date of the enactment  
13 of this part, a State shall be eligible to receive moneys  
14 under this part in a fiscal year only if the State  
15 agrees to expend from non-Federal sources for carry-  
16 ing out projects under this part an amount equal to  
17 20 percent of the amount received by the State under  
18 this part in such fiscal year.”.

19 (b) *ADMINISTRATIVE COSTS.*—Section 1302(d)(1) of  
20 such Act (33 U.S.C. 1261(d)(1)) is amended—

21 (1) in subparagraph (C) by striking “national  
22 surveys” and inserting “a 1-time national survey”;

23 (2) by striking “and” at the end of subpara-  
24 graph (C);

1           (3) by redesignating subparagraph (D) as sub-  
2           paragraph (E) and inserting after subparagraph (C)  
3           the following:

4                     “(D) contracting for services with other  
5                     land management agencies; and”; and

6           (4) by adding the end the following:

7           “The 3 percent limitation in the preceding sentence  
8           shall not apply to expenditures to pay the cost of con-  
9           ducting the 1-time national survey described in sub-  
10          paragraph (C).”.

11          (c) ENVIRONMENTAL MITIGATION.—

12           (1) IN GENERAL.—Section 1302(e) of such Act  
13           (33 U.S.C. 1261(e)) is amended by redesignating  
14           paragraphs (5), (6), (7), and (8) as paragraphs (6),  
15           (7), (8), and (9), respectively, and by inserting after  
16           paragraph (4) the following:

17                     “(5) ENVIRONMENTAL MITIGATION.—

18                     “(A) REQUIREMENT.—To the extent prac-  
19                     ticable and consistent with other requirements of  
20                     this section, in complying with paragraph (4), a  
21                     State shall give priority to project proposals  
22                     which provide for the redesign, reconstruction,  
23                     nonroutine maintenance, or relocation of trails  
24                     in order to mitigate and minimize the impact to  
25                     the natural environment.

1           “(B) *COMPLIANCE.*—*The State shall receive*  
2           *guidance for determining compliance with sub-*  
3           *paragraph (A) from the recreational trail advi-*  
4           *sory board satisfying the requirements of sub-*  
5           *section (c)(2)(A).”.*

6           (2)     *CONFORMING     AMENDMENT.*—*Section*  
7           *1302(e)(4) of such Act (33 U.S.C. 1261(e)(4)) is*  
8           *amended by striking “paragraphs (6) and (8)(B)”*  
9           *and inserting paragraphs “(7) and (9)(B)”.*

10          (d) *EXCLUSIONS.*—*Section 1302(e)(7) of such Act, as*  
11         *redesignated by subsection (c), is amended—*

12                 (1) *by striking “(7) SMALL STATE EXCLUSION.—*  
13                 *Any State” and inserting the following:*

14                         “(7) *EXCLUSIONS.*—

15                                 “(A) *SMALL STATE.*—*Any State”;*

16                                 (2) *by moving the text of subparagraph (A), as*  
17                                 *so designated, 2 ems to the right; and*

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

19   “(B) *BEST INTEREST OF A STATE.*—*Any*  
20   *State which determines based on trail needs*  
21   *identified in its State Comprehensive Outdoor*  
22   *Recreation Plan that it is in the best interest of*  
23   *the State to be exempt from the requirements of*  
24   *paragraph (4) may apply to the Secretary for*  
25   *such an exemption. Before approving or dis-*

1           *approving an application for such an exemption,*  
2           *the Secretary shall publish in the Federal Reg-*  
3           *ister notice of receipt of the application and pro-*  
4           *vide an opportunity for public comment on the*  
5           *application.”.*

6           *(e) RETURN OF MONEYS NOT EXPENDED.—Section*  
7           *1302(e)(9) of such Act, as redesignated by subsection (c),*  
8           *is amended—*

9                     *(1) by inserting “the State” before “may be ex-*  
10                    *empted”; and*

11                    *(2) by striking “and expended or committed”*  
12                    *and all that follows before the period.*

13           *(f) AUTHORIZATION OF APPROPRIATIONS.—Section*  
14           *1302 of such Act (16 U.S.C. 1261) is amended by adding*  
15           *at the end the following:*

16                    *“(h) AUTHORIZATION OF APPROPRIATIONS.—*

17                             *“(1) IN GENERAL.—There is authorized to be ap-*  
18                             *propriated out of the Highway Trust Fund (other*  
19                             *than the Mass Transit Account) to carry out this sec-*  
20                             *tion and section 1303 \$6,000,000 for fiscal year 1995.*

21                             *“(2) APPLICABILITY OF TITLE 23.—Funds au-*  
22                             *thorized by paragraph (1) shall be available for obli-*  
23                             *gation in the same manner as if the funds were ap-*  
24                             *portioned under chapter 1 of title 23, United States*  
25                             *Code; except that the Federal share of the cost of ac-*

1 *tivities conducted with such funds shall be as pro-*  
2 *vided in this section, such funds shall not be subject*  
3 *to any obligation limitation other than subsection*  
4 *(d)(3), and such funds shall remain available until*  
5 *expended.*

6 *“(3) TREATMENT.—Funds authorized by para-*  
7 *graph (1) shall be treated as if such funds were part*  
8 *of the National Recreational Trails Trust Fund for*  
9 *purposes of making allocations to the States under*  
10 *subsection (d).”*

11 *(g) ADVISORY COMMITTEE.—Section 1303 of such Act*  
12 *(16 U.S.C. 1262) is amended—*

13 *(1) in subsection (b) by striking “11 members”*  
14 *and inserting “12 members”;*

15 *(2) in subsection (b) by redesignating para-*  
16 *graphs (2), (3), and (4) as paragraphs (3), (4), and*  
17 *(5), respectively, and by inserting after paragraph (1)*  
18 *the following:*

19 *“(2) 1 member appointed by the Secretary rep-*  
20 *resenting individuals with disabilities;”*

21 **SEC. 118. COAL HERITAGE.**

22 *(a) GRANTS.—The Secretary shall make grants to the*  
23 *State of West Virginia for the purpose of erecting signs or*  
24 *other informational devices depicting Coal Heritage along*  
25 *public roads identified as “Heritage Tour Routes” and*

1 “Tour Route Connectors” on the map entitled “Alternative  
2 Concept C” in the the study entitled “A Coal Mining Herit-  
3 age Study: Southern West Virginia” (1993, United States  
4 Department of the Interior, National Park Service) and  
5 along additional public roads which provide access to the  
6 interpretive sites and areas identified on such map. Such  
7 signs or devices shall be devised by the West Virginia Divi-  
8 sion of Culture and History with the concurrence of the  
9 West Virginia Division of Highways and shall be subject  
10 to public comment.

11 (b) TECHNICAL ASSISTANCE.—With respect to areas  
12 along the roads referred to in subsection (a) which are ad-  
13 ministered by Federal, State, local, or nonprofit entities,  
14 the Secretary may, pursuant to cooperative agreements with  
15 such entities and in consultation with the State of West Vir-  
16 ginia, provide technical assistance in the development of in-  
17 terpretive devices and information in order to contribute  
18 to public appreciation of the historical, cultural, natural,  
19 scenic, and recreational sites along such roads.

20 (c) FUNDING.—Of amounts made available pursuant  
21 to section 1047(d) of the Intermodal Surface Transpor-  
22 tation Efficiency Act of 1991 (105 Stat. 1998), there shall  
23 be available \$1,000,000 per fiscal year for each of fiscal  
24 years 1995 and 1996 for the purposes of carrying out this  
25 section. Such sums shall remain available until expended.

1 **SEC. 119. LIMITATIONS ON FUNDING OF OPERATING AS-**  
 2 **SISTANCE.**

3 *Section 9(k)(2) of the Federal Transit Act (49 U.S.C.*  
 4 *App. 1607a(k)(3)) is amended—*

5 *(1) by redesignating subparagraphs (B) and (C)*  
 6 *as subparagraphs (E) and (F), respectively;*

7 *(2) in subparagraph (E), as redesignated by*  
 8 *paragraph (1), by inserting “INCREASE.—” before*  
 9 *“Beginning”;*

10 *(3) in subparagraph (F), as redesignated by*  
 11 *paragraph (1)—*

12 *(A) by inserting “CONSUMER PRICE INDEX*  
 13 *DEFINED.—” before “As”; and*

14 *(B) by striking “(B)” and inserting “(E)”;*

15 *(4) by moving subparagraphs (E) and (F), as re-*  
 16 *designated by paragraph (1), 4 ems to the right; and*

17 *(5) by striking “(2)” and subparagraph (A) and*  
 18 *inserting the following:*

19 *“(2) LIMITATIONS ON FUNDING OF OPERATING*  
 20 *ASSISTANCE.—*

21 *“(A) IN GENERAL.—The amount of funds*  
 22 *apportioned under this section which may be*  
 23 *used for operating assistance shall not exceed 80*  
 24 *percent of the amount of funds apportioned in*  
 25 *fiscal year 1982 under paragraphs (1)(A),*  
 26 *(2)(A), and (3)(A) of section 5(a) of this Act to*

1           an urbanized area with a population of  
2           1,000,000 or more, 90 percent of funds so appor-  
3           tioned to an urbanized area with a population  
4           of 200,000 or more and less than 1,000,000 popu-  
5           lation; and 95 percent of funds so apportioned  
6           to an urbanized area of less than 200,000 popu-  
7           lation. Notwithstanding the preceding sentence,  
8           an urbanized area that first became an urban-  
9           ized area under the 1980 census or thereafter  
10          may use each fiscal year for operating assistance  
11          not to exceed an amount equal to  $\frac{2}{3}$  of its appor-  
12          tionment during the first full year it received  
13          funds under this section.

14                 “(B) *SPECIAL RULE FOR CERTAIN URBAN-*  
15                 *IZED AREAS WITH REDUCED POPULATIONS.*—If  
16                 an urbanized area had a population under the  
17                 1980 decennial census of the United States of  
18                 more than 1,000,000 and has a population under  
19                 the 1990 decennial census of less than 1,000,000,  
20                 the maximum percentage of funds which may be  
21                 used for operating assistance for purposes of sub-  
22                 paragraph (A) shall be 90 percent of the amount  
23                 of funds apportioned in fiscal year 1982 under  
24                 such paragraphs (1)(A), (2)(A), and (3)(A) to  
25                 such area.

1           “(C) *SPECIAL RULE FOR URBANIZED AREAS*  
2           *OF LESS THAN 200,000.—If an urbanized area*  
3           *had a population under the 1990 decennial cen-*  
4           *sus of the United States of less than 200,000, 100*  
5           *percent of the funds apportioned to such area*  
6           *under this section for each of fiscal years 1995,*  
7           *1996, and 1997 may be used for operating assist-*  
8           *ance, notwithstanding any limitation otherwise*  
9           *imposed on operating assistance.*

10           “(D) *OFFSET.—The amount of funds ap-*  
11           *portioned under this section to each urbanized*  
12           *area with a population of 200,000 or more in*  
13           *each of fiscal years 1995, 1996, and 1997 which*  
14           *may be used for operating assistance but for this*  
15           *subparagraph shall be reduced by the amount de-*  
16           *termined by multiplying—*

17                   “(i) *the aggregate amount of increases*  
18                   *of operating assistance under subparagraph*  
19                   *(C) in such fiscal year; by*

20                   “(ii) *the quotient determined by divid-*  
21                   *ing—*

22                           “(I) *the amount of funds appor-*  
23                           *tioned under this section to such area*  
24                           *in such fiscal year which may be used*

1           for operating assistance but for this  
2           subparagraph; by

3                   “(II) the aggregate amount of  
4           funds apportioned to all urbanized  
5           areas with a population of 200,000 or  
6           more under this section in such fiscal  
7           year but for this subparagraph which  
8           may be used for operating assistance.”.

9   **SEC. 120. INTERCITY BUS TRANSPORTATION.**

10       (a) *BASIC PROGRAM.*—Section 18(i)(1) of the Federal  
11   Transit Act (49 U.S.C. App. 1614(i)(1)) is amended—

12           (1) by striking “and” before “15 percent”;

13           (2) by inserting “, and 7.5 percent of such  
14   amounts in fiscal year 1995” after “1994”; and

15           (3) by inserting after “demonstration projects,”  
16   the following: “the purchase of accessibility devices.”.

17       (b) *DISCRETIONARY PROGRAM.*—Section 3 of such Act  
18   (49 U.S.C. App. 1602) is amended by adding at the end  
19   the following new subsection:

20           “(o) *INTERCITY BUS TRANSPORTATION.*—Of the  
21   amounts made available by subsection (k)(1)(C) in each fis-  
22   cal year beginning after September 30, 1994, the Secretary  
23   shall make to operators of intercity bus transportation sys-  
24   tems capital grants to support such systems, including the  
25   purchase of accessibility devices, an amount equal to 7.5

1 *percent of the amounts made available under section 18 in*  
 2 *such fiscal year. The Federal grant for any project under*  
 3 *this subsection shall be 80 percent of the net project cost;*  
 4 *except that the Federal grant for the purchase of accessibil-*  
 5 *ity devices under this subsection shall be 90 percent of the*  
 6 *net project cost.”.*

7 **SEC. 121. REPEALS OF EXISTING PROJECTS.**

8 (a) *LONG BEACH METRO LINK FIXED RAIL*  
 9 *PROJECT.—Section 3035(o) of the Intermodal Surface*  
 10 *Transportation Efficiency Act of 1991 (105 Stat. 2131) is*  
 11 *repealed.*

12 (b) *HONOLULU RAPID TRANSIT PROJECT.—Section*  
 13 *3035(ww) of such Act (105 Stat. 2136) is repealed.*

14 **SEC. 122. MISCELLANEOUS TRANSIT PROJECTS.**

15 (a) *PORTLAND WESTSIDE LIGHT RAIL PROJECT.—*  
 16 *Section 3035(b) of the Intermodal Surface Transportation*  
 17 *Efficiency Act of 1991 (105 Stat. 2129) is amended—*

18 (1) *by inserting “(1) IN GENERAL.—” after*

19 *“WESTSIDE LIGHT RAIL PROJECT.—”;*

20 (2) *by striking the last sentence;*

21 (3) *by indenting paragraph (1) and moving it 2*  
 22 *ems to the right; and*

23 (4) *by adding at the end the following:*

24 *“(2) AMENDMENT.—*

1           “(A) *NEGOTIATION.*—*Within 90 days after*  
2           *the date of the enactment of this paragraph, the*  
3           *Secretary shall negotiate and sign an amend-*  
4           *ment to the Westside Light Rail Project*  
5           *multiyear grant agreement authorized under*  
6           *paragraph (1) with the Tri-County Metropolitan*  
7           *Transportation District of Oregon to carry out*  
8           *the final design and construction of the locally*  
9           *preferred alternative for the Hillsboro extension,*  
10           *systems related costs as authorized in Public*  
11           *Law 102–240, and acquisition of low floor light*  
12           *rail vehicles, as set forth in Public Law 102–388.*

13           “(B) *ADVANCE CONSTRUCTION; CONTINGENT*  
14           *COMMITMENT.*—*The amendment negotiated*  
15           *under this paragraph shall provide for the use of*  
16           *advance construction authority under section*  
17           *3(l) of the Federal Transit Act and for the use*  
18           *of contingent commitment authority under sec-*  
19           *tion 3(a)(4)(C) of the Federal Transit Act for the*  
20           *activities set forth in subparagraph (A) for an*  
21           *amount equivalent to the Federal share author-*  
22           *ized under section 3 of the Federal Transit Act*  
23           *for each specific activity; except that the Federal*  
24           *share of the cost of the final design and construc-*

1            *tion of the Hillsboro extension shall not exceed*  
2            *1/3.*

3            *“(C) SPECIAL RULE FOR ADVANCE CON-*  
4            *STRUCTION.—In the event that the Tri-County*  
5            *Metropolitan Transportation District of Oregon*  
6            *uses advance construction authority under this*  
7            *paragraph, the Secretary shall convert that au-*  
8            *thority into a grant and shall reimburse the Tri-*  
9            *County Metropolitan Transportation District of*  
10           *Oregon from funds made available under section*  
11           *3 of the Federal Transit Act in fiscal years 1998*  
12           *and 1999 for the Federal share of the amounts*  
13           *expended (plus any eligible financing costs).*

14           *“(D) INTEGRATED PROJECT FINANCING*  
15           *PLAN.—The amendment negotiated under this*  
16           *paragraph shall also include an integrated*  
17           *project financing plan to permit the interchange-*  
18           *able use of Federal funds for activities set forth*  
19           *in paragraph (1) and subparagraph (A) to*  
20           *maintain the entire project construction sched-*  
21           *ule.*

22           *“(3) TREATMENT AS A SINGLE PROJECT.—The*  
23           *Hillsboro extension to the Westside Light Rail Project*  
24           *shall be considered by the Federal Transit Adminis-*  
25           *tration as a single project extending from downtown*

1 *Portland, Oregon, to downtown Hillsboro, Oregon, for*  
2 *the purposes of project review, evaluation, and ap-*  
3 *proval of construction under section 3(i) of the Fed-*  
4 *eral Transit Act and for the purpose of preparing a*  
5 *report under section 3(j) of such Act.”.*

6 *(b) NEW JERSEY URBAN CORE PROJECT.—Section*  
7 *3031(d) of the Intermodal Surface Transportation Effi-*  
8 *ciency Act of 1991 (105 Stat. 2122–2123) is amended—*

9 *(1) by inserting after “Hudson River Waterfront*  
10 *Transportation System” the following: “(including*  
11 *corridor connections to and within the city of Ba-*  
12 *yonne)”;* and

13 *(2) by inserting after “Concourse,” the following:*  
14 *“the West Shore Line.”.*

15 *(c) NORTH BAY FERRY SERVICE.—Section 3035(c) of*  
16 *such Act (105 Stat. 2129) is amended by striking*  
17 *“\$8,000,000” and all that follows through “1993” and in-*  
18 *serting “\$17,000,000”.*

19 *(d) STATEN ISLAND-MIDTOWN MANHATTAN FERRY*  
20 *SERVICE.—Section 3035(d) of such Act is amended by*  
21 *striking “\$1,000,000” and all that follows through “1993”*  
22 *and inserting “\$12,000,000”.*

23 *(e) CENTRAL AREA CIRCULATOR PROJECT.—Section*  
24 *3035(e) of such Act is amended by striking the last sentence.*

1       (f) *SALT LAKE CITY LIGHT RAIL PROJECT*.—Section  
2 3035(f) of such Act is amended by inserting after “includ-  
3 ing” the following: “related high-occupancy vehicle lane,  
4 intermodal corridor design,”.

5       (g) *LOS ANGELES-SAN DIEGO RAIL CORRIDOR IM-*  
6 *PROVEMENT PROJECT*.—Section 3035(g) of such Act is  
7 amended by striking “not less than” and all that follows  
8 through “1994” and inserting “\$20,000,000”.

9       (h) *ADDITIONAL TRACKAGE RIGHTS AND RIGHT-OF-*  
10 *WAY PURCHASE FOR GILROY SERVICE*.—Section 3035(h)  
11 of such Act is amended—

12           (1) by striking “July 1, 1994” and inserting  
13 “September 30, 1996”; and

14           (2) by striking “August 1, 1994,” and inserting  
15 “October 31, 1996,”.

16       (i) *DALLAS LIGHT RAIL PROJECT*.—

17           (1) *MULTIYEAR GRANT AGREEMENT*.—Section  
18 3035(i) of such Act is amended—

19                   (A) by striking “6.4 miles” and inserting  
20 “9.6 miles”;

21                   (B) by striking “10 stations” and inserting  
22 “not to exceed 14 stations”;

23                   (C) by striking “such light rail line” and  
24 inserting “the program of interrelated projects

1           *identified in section 3(a)(8)(C)(vii) of the Fed-*  
 2           *eral Transit Act”;* and

3                     *(D) by striking “of such elements” and in-*  
 4                     *serting “element of such program of interrelated*  
 5                     *projects”.*

6           *(2) PROGRAM OF INTERRELATED PROJECTS.—*  
 7           *Section 3(a)(8)(C)(vii) of the Federal Transit Act (49*  
 8           *U.S.C. App. 1602(a)(8)(C)(vii)) is amended by strik-*  
 9           *ing “Camp Wisdom” and inserting “Interstate Route*  
 10           *20, L.B.J. Freeway”.*

11           *(j) SOUTH BOSTON.—Section 3035(j) of the Inter-*  
 12           *modal Surface Transportation Efficiency Act of 1991 (105*  
 13           *Stat. 2130–2131) is amended—*

14                     *(1) by striking “\$278,000,000” each place it ap-*  
 15                     *pears and inserting “\$323,000,000”;*

16                     *(2) by inserting “the second place it appears”*  
 17                     *after “striking ‘—’ ”; and*

18                     *(3) by adding at the end the following: “Funds*  
 19                     *made available for the South Boston Piers*  
 20                     *Transitway in fiscal year 1994 for alternatives anal-*  
 21                     *ysis may also be used for construction.”.*

22           *(k) KANSAS CITY LIGHT RAIL LINE.—Section 3035(k)*  
 23           *of such Act is amended by striking “\$1,500,000 in fiscal*  
 24           *year 1992, and \$4,400,000 in fiscal year 1993” and insert-*  
 25           *ing “\$5,900,000”.*

1       (l) *DOWNTOWN ORLANDO CIRCULATOR PROJECT.*—

2       Section 3035(l) of such Act is amended—

3             (1) by striking “No later than April 30, 1992,  
4       the” and inserting “The”;

5             (2) by striking “\$5,000,000” and inserting  
6       “\$12,000,000”; and

7             (3) by striking “for” the second place it appears  
8       and all that follows through the period at the end and  
9       inserting “and the completion of final design, con-  
10      struction, land and equipment acquisition, and relat-  
11      ed activities for the Downtown Orlando Circulator  
12      project.”.

13       (m) *DETROIT LIGHT RAIL PROJECT.*—Section  
14       3035(m) of such Act is amended by striking “not less than”  
15       the first place it appears and all that follows through  
16       “1993,” and inserting “\$20,000,000”.

17       (n)       *LAKESWOOD-FREEHOLD-MATTAWAN*       OR  
18       *JAMESBURG RAIL PROJECT.*—Section 3035(p) of such Act  
19       is amended by striking “\$1,800,000” and all that follows  
20       through “1994” and inserting “\$7,800,000”.

21       (o) *CHARLOTTE LIGHT RAIL STUDY.*—Section 3035(r)  
22       of such Act is amended by striking “\$125,000” and all that  
23       follows through “1993” and inserting “\$500,000”.

24       (p) *SAN DIEGO MID COAST FIXED GUIDEWAY*  
25       *PROJECT.*—Section 3035(u) of such Act is amended—

1           (1) in the subsection heading by striking “*LIGHT*  
2     *RAIL*” and inserting “*FIXED GUIDEWAY*”;

3           (2) by striking “No later than April 30, 1992,  
4     *the*” and inserting “*The*”;

5           (3) by striking “, \$2,000,000” and all that fol-  
6     *lows through “right-of-way,” and inserting*  
7     “\$42,000,000”; and

8           (4) by striking “*Light Rail*” and inserting  
9     “*Fixed Guideway*”.

10        (q) *RAILTRAN COMMUTER RAIL PROJECT*.—Section  
11     3035(x) of such Act is amended—

12           (1) by striking “No later than April 30, 1992,  
13     *the*” and inserting “*The*”; and

14           (2) by striking “\$2,480,000” and all that follows  
15     *through “1993” and inserting “\$8,680,000”*.

16        (r) *EUREKA SPRINGS, ARKANSAS*.—Section 3035(z) of  
17     such Act is amended by striking the first sentence and in-  
18     *serting the following: “From funds provided under section*  
19     *3(k)(1)(c) of the Federal Transit Act, the Secretary shall*  
20     *make available \$63,600 to Eureka Springs Transit for the*  
21     *purchase of an alternative fueled vehicle, which is accessible*  
22     *to and usable by individuals with disabilities.”*.

23        (s) *BALTIMORE-CENTRAL LIGHT RAIL EXTENSION*.—  
24     Section 3035(nn) of such Act is amended—

25           (1) in paragraph (1) by striking “as follows:

1           “(A) Not less than \$30,000,000 for fiscal  
2           year 1993.

3           “(B) Not less than \$30,000,000 for fiscal  
4           year 1994.”

5           and inserting “and shall be \$60,000,000.”; and

6           (2) in paragraph (2) by striking “as follows”  
7           and all that follows through the period at the end of  
8           subparagraph (C) and inserting “totaling  
9           \$160,000,000.”.

10          (t) JACKSONVILLE AUTOMATED SKYWAY EXPRESS EX-  
11          TENSION.—Section 3035(vv) of such Act is amended to read  
12          as follows:

13          “(vv) JACKSONVILLE AUTOMATED SKYWAY EXPRESS  
14          EXTENSION.—Not later than December 31, 1994, the Sec-  
15          retary shall negotiate and sign an agreement which modi-  
16          fies the full funding agreement signed on September 27,  
17          1991, with the Jacksonville Transportation Authority for  
18          phase 1-B of the north segment of the Automated Skyway  
19          Express project to make available \$15,000,000 in already  
20          appropriated funds and \$35,000,000 under section  
21          3(k)(1)(B) of the Federal Transit Act to carry out construc-  
22          tion of the locally preferred alternative for an operable seg-  
23          ment of a not to exceed 1.8 mile extension to such project.”.

24          (u) DULLES CORRIDOR RAIL PROJECT.—Section  
25          3035(aaa) of such Act is amended—

1           (1) by striking “No later than April 30, 1992,  
2     *the*” and inserting “*The*”;

3           (2) by striking “\$6,000,000” and inserting  
4     “\$16,000,000”; and

5           (3) by striking “the completion” and all that fol-  
6     lows through “engineering for”.

7           (v) *CENTRAL PUGET SOUND REGIONAL TRANSIT*  
8     *PROJECT*.—Section 3035(bbb) of such Act is amended to  
9     read as follows:

10          “(bbb) *CENTRAL PUGET SOUND REGIONAL TRANSIT*  
11     *PROJECT*.—From funds provided under section 3(k)(1)(B)  
12     of the Federal Transit Act, the Secretary shall make avail-  
13     able \$300,000,000 for the Central Puget Sound Regional  
14     Transit Project.”.

15          (w) *CANAL STREET CORRIDOR LIGHT RAIL*.—Section  
16     3035(fff) of such Act is amended—

17           (1) by striking “No later than April 30, 1992,  
18     *the*” and inserting “*The*”; and

19           (2) by striking “negotiate” and all that follows  
20     through “includes” and inserting “make available”;  
21     and

22           (3) by striking “\$4,800,000” and all that follows  
23     through “statement for” and inserting “\$44,800,000  
24     to construct”.

25          (x) *ADDITIONAL PROJECTS*.—

1           (1) *SANTA CRUZ BUS FACILITY CONSOLIDA-*  
2           *TION.—From funds provided under section 3(k)(1)(C)*  
3           *of the Federal Transit Act, the Secretary shall make*  
4           *available \$4,120,000 for the Santa Cruz Bus Facility*  
5           *Consolidation project.*

6           (2) *SANTA CRUZ FIXED GUIDEWAY.—From funds*  
7           *provided under section 3(k)(1)(B) of the Federal*  
8           *Transit Act, the Secretary shall make available*  
9           *\$4,750,000 for the Santa Cruz Fixed Guideway*  
10           *project.*

11           (3) *SAN FRANCISCO FERRY BUILDING RENOVA-*  
12           *TION.—From funds provided under section 3(k)(1)(B)*  
13           *of the Federal Transit Act, the Secretary shall make*  
14           *available \$1,250,000 for the San Francisco Ferry*  
15           *Building Renovation project.*

16           (4) *AC TRANSIT BUS IMPROVEMENTS.—From*  
17           *funds provided under section 3(k)(1)(C) of the Federal*  
18           *Transit Act, the Secretary shall make available*  
19           *\$10,000,000 to the Alameda County Transit District*  
20           *for the purchase of buses.*

21           (5) *DENVER SOUTHWEST CORRIDOR LIGHT*  
22           *RAIL.—From funds provided under section 3(k)(1)(B)*  
23           *of the Federal Transit Act, the Secretary shall make*  
24           *available \$13,000,000 for the Denver Southwest Cor-*  
25           *ridor Light Rail project.*

1           (6) *GRIFFIN LINE TRANSITWAY.*—From funds  
2           provided under section 3(k)(1)(B) of the Federal  
3           Transit Act, the Secretary shall make available  
4           \$4,900,000 for the Griffin Line Transitway project.

5           (7) *TAMPA TO LAKELAND COMMUTER RAIL.*—  
6           From funds provided under section 3(k)(1)(B) of the  
7           Federal Transit Act, the Secretary shall make avail-  
8           able \$16,300,000 for the Tampa to Lakeland Com-  
9           muter Rail project.

10          (8) *RAVENSWOOD RAPID TRANSIT LINE.*—From  
11          funds provided under section 3(k)(1)(A) of the Federal  
12          Transit Act, and before the formula distribution of  
13          funds under such section, the Secretary shall make  
14          available \$20,000,000 to the Chicago Transit Author-  
15          ity for the reconstruction of track on the Ravenswood  
16          Rapid Transit line between Kimball Terminal and  
17          Clark Junction and between Armitage Avenue and  
18          Tower 18.

19          (9) *FITCHBURG INTERMODAL FACILITY.*—From  
20          funds provided under section 3(k)(1)(C) of the Federal  
21          Transit Act, the Secretary shall make available  
22          \$2,250,000 for the Fitchburg Intermodal Facility.

23          (10) *EAST-WEST TRANSITWAY.*—From funds pro-  
24          vided under section 3(k)(1)(B) of the Federal Transit  
25          Act, the Secretary shall make available \$5,000,000 for

1     *the East-West Transitway project in Montgomery*  
2     *County, Maryland.*

3             (11) *MINNEAPOLIS.—From funds provided under*  
4     *section 3(k)(1)(B) of the Federal Transit Act, the Sec-*  
5     *retary shall make available \$20,000,000 for the Min-*  
6     *nesota Central Corridor Light Rail project.*

7             (12) *HOBOKEN TERMINAL FACILITY IMPROVE-*  
8     *MENTS.—From funds provided under section*  
9     *3(k)(1)(A) of the Federal Transit Act, and before the*  
10    *formula distribution of funds under such section, the*  
11    *Secretary shall make available \$8,000,000 to rehabili-*  
12    *tate the Hoboken Terminal and Yard Complex in Ho-*  
13    *boken, New Jersey.*

14            (13) *WEST 72D STREET TRANSIT STATION.—*  
15    *From funds provided under section 3(k)(1)(A) of the*  
16    *Federal Transit Act, and before the formula distribu-*  
17    *tion of funds under such section, the Secretary shall*  
18    *make available \$9,500,000 to refurbish and expand*  
19    *the West 72d Street Transit Station in New York,*  
20    *New York.*

21            (14) *TREN URBANO LIGHT RAIL LINE.—From*  
22    *funds provided under section 3(k)(1)(B) of the Fed-*  
23    *eral Transit Act, the Secretary shall make available*  
24    *\$40,000,000 for the Tren Urbano Light Rail project*  
25    *in Puerto Rico.*

1           (15) *MEMPHIS RIVERFRONT LOOP.*—From funds  
2           provided under section 3(k)(1)(B) of the Federal  
3           Transit Act, the Secretary shall make available  
4           \$5,900,000 for the Memphis Riverfront Loop Light  
5           Rail project.

6           (16) *DART NORTH CENTRAL LIGHT RAIL EXTEN-*  
7           *SION.*—From funds provided under section 3(k)(1)(B)  
8           of the Federal Transit Act, the Secretary shall make  
9           available \$18,628,000 for the DART North Central  
10          Light Rail Extension project.

11          (17) *AUSTIN LIGHT RAIL PROJECT.*—From funds  
12          provided under section 3(k)(1)(B) of the Federal  
13          Transit Act, the Secretary shall make available  
14          \$5,000,000 for the Austin Light Rail project.

15          (18) *EDMONDS MULTI-MODAL CENTER.*—From  
16          funds provided under section 3(k)(1)(B) of the Fed-  
17          eral Transit Act, the Secretary shall make available  
18          \$400,000 for fixed guideway improvements in the vi-  
19          cinity of the Edmonds, Washington ferry terminal.

20          (19) *MILWAUKEE BUS PURCHASE.*—From funds  
21          provided under section 3(k)(1)(C) of the Federal  
22          Transit Act, the Secretary shall make available  
23          \$10,000,000 to purchase transit buses in Milwaukee  
24          County, Wisconsin.

1           (20) *TRI-STATE TRANSIT AUTHORITY PUR-*  
2 *CHASE.—From funds provided under section*  
3 *3(k)(1)(C) of the Federal Transit Act, the Secretary*  
4 *shall make available \$3,416,000 to the Tri-State*  
5 *Transit Authority in Huntington, West Virginia, for*  
6 *the purchase of transit vehicles, equipment, and relat-*  
7 *ed right-of-way facility costs.*

8           (21) *ALASKA MARINE TRANSPORTATION SYS-*  
9 *TEM.—Notwithstanding section 3(a) of the Federal*  
10 *Transit Act, from funds provided under section*  
11 *3(k)(1)(B), the Secretary shall make available*  
12 *\$20,000,000 to the State of Alaska for the Alaska Ma-*  
13 *rine Transportation System project.*

14           (22) *LONG BEACH BUS PURCHASE.—From funds*  
15 *provided under section 3(k)(1)(C) of the Federal*  
16 *Transit Act, the Secretary shall make available*  
17 *\$3,000,000 to the Long Beach Public Transportation*  
18 *Company for the purchase of buses and spare parts.*

19           (23) *PALM DESERT PEOPLE MOVER.—From*  
20 *funds provided under section 3(k)(1)(B) of the Fed-*  
21 *eral Transit Act, the Secretary shall make available*  
22 *\$5,000,000 for the Palm Desert People Mover Project.*

23           (24) *LOS ANGELES/BURBANK/GLENDALE/SAN*  
24 *FERNANDO VALLEY LIGHT RAIL/INTERMODAL CONNec-*  
25 *tion.—From funds provided under section 3(k)(1)(B)*

1        *of the Federal Transit Act, the Secretary shall make*  
2        *available \$10,000,000 for the Los Angeles/Burbank/*  
3        *Glendale/San Fernando Valley Light Rail/Intermodal*  
4        *Connection project.*

5            (25) *ORANGE COUNTY TRANSITWAY.—From*  
6        *funds provided under section 3(k)(1)(B) of the Fed-*  
7        *eral Transit Act, the Secretary shall make available*  
8        *\$15,000,000 for the Orange County Transitway*  
9        *Project, including the connector in Costa Mesa, Cali-*  
10       *fornia .*

11           (26) *GOLDEN EMPIRE TRANSIT LIGHT RAIL.—*  
12       *From funds provided under section 3(k)(1)(B) of the*  
13       *Federal Transit Act, the Secretary shall make avail-*  
14       *able \$2,000,000 for the Golden Empire Transit Light*  
15       *rail project.*

16           (27) *DELAWARE AREA RAPID TRANSIT BUS PUR-*  
17       *CHASE.—From funds provided under section*  
18       *3(k)(1)(C) of the Federal Transit Act, the Secretary*  
19       *shall make available \$5,000,000 to the Delaware Area*  
20       *Rapid Transit District for the purchase of buses.*

21           (28) *TRI-COUNTY COMMUTER RAIL.—From funds*  
22       *provided under section 3(k)(1)(B) of the Federal*  
23       *Transit Act, the Secretary shall make available*  
24       *\$20,000,000 for capital improvements to Tri-Rail*  
25       *Commuter Rail Service.*

1           (29) *SAFETY AND SECURITY PILOT PROJECT.*—  
2           *From funds provided under section 3(k)(1)(C) of the*  
3           *Federal Transit Act, the Secretary shall make avail-*  
4           *able \$2,750,000 for a safety and security pilot project*  
5           *in Champaign-Urbana, Rock Island, and Springfield,*  
6           *Illinois.*

7           (30) *METRA WISCONSIN CENTRAL COMMUTER*  
8           *RAIL LINE.*—*From funds provided under section*  
9           *3(k)(1)(B) of the Federal Transit Act, the Secretary*  
10          *shall make available \$5,000,000 for capital improve-*  
11          *ments to provide commuter rail service between Anti-*  
12          *och, Illinois, and Chicago Union Station.*

13          (31) *CINCINNATI NORTHEAST/NORTHERN KEN-*  
14          *TUCKY RAIL LINE.*—*From funds provided under sec-*  
15          *tion 3(k)(1)(B) of the Federal Transit Act, the Sec-*  
16          *retary shall make available \$6,000,000 for the Cin-*  
17          *cinnati Northeast/Northern Kentucky Rail Line*  
18          *project.*

19          (32) *WORCESTER INTERMODAL CENTER.*—*From*  
20          *funds provided under section 3(k)(1)(C) of the Federal*  
21          *Transit Act, the Secretary shall make available*  
22          *\$20,000,000 for the Union Station Intermodal Center*  
23          *project.*

24          (33) *BOSTON COLLEGE ALTERNATIVE FUELS/EN-*  
25          *VIRONMENTAL EFFICIENCY BUS DEMONSTRATION*

1     *PROJECT.—From funds provided under section*  
2     *3(k)(1)(C) of the Federal Transit Act, the Secretary*  
3     *shall make available \$1,600,000 to Boston College for*  
4     *the alternative fuels/environmental efficiency bus dem-*  
5     *onstration project.*

6             (34) *SHADY GROVE TO FREDERICK CORRIDOR.—*  
7     *From funds provided under section 3(k)(1)(B) of the*  
8     *Federal Transit Act, the Secretary shall make avail-*  
9     *able \$5,000,000 to the State of Maryland for a cor-*  
10    *ridor study of transit options in the Shady Grove to*  
11    *Frederick Corridor.*

12            (35) *BALTIMORE REGIONAL TRANSIT CORRIDOR*  
13    *STUDY.—From funds provided under section*  
14    *3(k)(1)(B) of the Federal Transit Act, the Secretary*  
15    *shall make available \$10,000,000 to the State of*  
16    *Maryland for a study of transit corridors in the Bal-*  
17    *timore and southern Maryland regions.*

18            (36) *WEST TRENTON LINE.—From funds pro-*  
19    *vided under section 3(k)(1)(B) of the Federal Transit*  
20    *Act, the Secretary shall make available \$10,000,000 to*  
21    *make capital improvements for the West Trenton*  
22    *Commuter Rail Line.*

23            (37) *WHITEHALL FERRY TERMINAL.—From*  
24    *funds provided under section 3(k)(1)(B) of the Fed-*  
25    *eral Transit Act, the Secretary shall make available*

1     *\$20,000,000 for reconstruction of the Whitehall Ferry*  
2     *Terminal in New York, New York.*

3           (38) *BUFFALO CROSSROADS STATION.*—*From*  
4     *funds provided under section 3(k)(1)(B) of the Fed-*  
5     *eral Transit Act, the Secretary shall make available*  
6     *\$9,000,000 to the Niagara Frontier Transportation*  
7     *Authority for the Crossroads Station project.*

8           (39) *COLUMBUS NORTH CORRIDOR/OSU LINK.*—  
9     *From funds provided under section 3(k)(1)(B) of the*  
10    *Federal Transit Act, the Secretary shall make avail-*  
11    *able \$10,000,000 for the Columbus North Corridor/*  
12    *OSU Link project.*

13          (40) *BAYFRONT CENTRE INTERMODAL COM-*  
14    *PLEX.*—*From funds provided under section 3(k)(1)(C)*  
15    *of the Federal Transit Act, the Secretary shall make*  
16    *available \$8,000,000 for the Bayfront Centre Inter-*  
17    *modal Complex project.*

18          (41) *ST. LOUIS METRO LINK EXTENSIONS.*—  
19    *From funds provided under section 3(k)(1)(B) of the*  
20    *Federal Transit Act, the Secretary shall make avail-*  
21    *able \$16,000,000 for the St. Clair extension to the St.*  
22    *Louis Metro Link light rail transit system,*  
23    *\$2,450,000 for the Cross-County extension to such sys-*  
24    *tem, and \$3,450,000 for the St. Charles extension to*  
25    *such system.*

1           (42) *ALBANY MULTIMODAL TRANSPORTATION FA-*  
2           *CILITY.—From funds provided under section*  
3           *3(k)(1)(C), the Secretary shall make available*  
4           *\$590,000 for the multimodal transportation facility*  
5           *in Albany, Oregon.*

6           (43) *MIAMI METRORAIL NORTH CORRIDOR EX-*  
7           *TENSION.—From funds provided under section*  
8           *3(k)(1)(B) of the Federal Transit Act, the Secretary*  
9           *shall make available \$15,000,000 for the northern ex-*  
10          *tension of the Metrorail rapid transit system in*  
11          *Miami, Florida.*

12          (44) *VALPARAISO-CHICAGO COMMUTER CORRIDOR*  
13          *STUDY.—From funds provided under section*  
14          *3(k)(1)(B) of the Federal Transit Act, the Secretary*  
15          *shall make available \$56,000 to determine the feasibil-*  
16          *ity of restoring commuter rail service between*  
17          *Valparaiso, Indiana, and Chicago, Illinois.*

18          (45) *AREA TRANSPORTATION AUTHORITY OF*  
19          *NORTH CENTRAL PENNSYLVANIA.—From funds pro-*  
20          *vided under section 3(k)(1)(C) of the Federal Transit*  
21          *Act, the Secretary shall make available \$3,434,000 for*  
22          *construction of a bus maintenance facility in Elk*  
23          *County, satellite garage in Potter County, and CNG*  
24          *fueling equipment in DuBois for the Area Transpor-*  
25          *tation Authority of North Central Pennsylvania.*

1           (46) *JOHNSTOWN, PENNSYLVANIA.—From funds*  
2           *provided under section 3(k)(1)(C) of the Federal*  
3           *Transit Act, the Secretary shall make available*  
4           *\$2,700,000 for the purchase of buses and repair of a*  
5           *storage and repair facility and associated fuel storage*  
6           *tanks for the Cambria County Transit Authority,*  
7           *Pennsylvania.*

8           (47) *INDIANA COUNTY, PENNSYLVANIA.—From*  
9           *funds provided under section 3(k)(1)(C) of the Federal*  
10          *Transit Act, the Secretary shall make available*  
11          *\$600,000 for the purchase of buses for the Indiana*  
12          *County Transit Authority, Pennsylvania.*

13          (48) *ALTOONA, PENNSYLVANIA.—From funds*  
14          *provided under section 3(k)(1)(C) of the Federal*  
15          *Transit Act, the Secretary shall make available*  
16          *\$1,200,000 for the purchase of buses and spare parts,*  
17          *an electronic public information system and capital*  
18          *improvements to the Altoona Transportation Center*  
19          *to Altoona Metro Transit, Pennsylvania.*

20          (49) *DUBOIS/FALLS CREEK/SANDY TOWNSHIP,*  
21          *PENNSYLVANIA.—From funds provided under section*  
22          *3(k)(1)(C) of the Federal Transit Act, the Secretary*  
23          *shall make available \$480,000 for the purchase of*  
24          *buses and lift-equipped vans for the DuBois/Falls*

1 *Creek/Sandy Township Area Transit Authority,*  
2 *Pennsylvania.*

3 (50) *TACOMA EASTERN RAIL.*—From funds pro-  
4 *vided under section 3(k)(1)(B) of the Federal Transit*  
5 *Act, the Secretary shall make available \$4,000,000 to*  
6 *the city of Tacoma, Washington, for the Tacoma*  
7 *Eastern Rail project from Tacoma to Ashford.*

8 (51) *PITTSBURGH BUSWAY.*—From funds pro-  
9 *vided under section 3(k)(1)(B) of the Federal Transit*  
10 *Act, the Secretary shall make available \$5,036,000 for*  
11 *the Pittsburgh Busway project.*

12 (52) *ILLINOIS BUS PROJECTS.*—From funds pro-  
13 *vided under section 3(k)(1)(C) of the Federal Transit*  
14 *Act, the Secretary shall make available \$5,000,000 for*  
15 *the purchase of buses in Peoria, Champaign-Urbana,*  
16 *Rockford, PACE in the suburban area of Chicago,*  
17 *and other nonurbanized area systems in Illinois.*

18 (53) *SOUTHWEST BROOKLYN TRANSIT STATION*  
19 *AND TRACK IMPROVEMENT PROJECT.*—From funds  
20 *provided under section 3(k)(1)(A) of the Federal*  
21 *Transit Act, and before formula distribution of funds*  
22 *under such section, the Secretary shall make available*  
23 *\$4,000,000 to make station and track improvements*  
24 *in Southwest Brooklyn, New York.*



1           (1) in subsection (b)(3)(A) by striking  
2           “\$695,000,000” and inserting “\$720,000,000”;

3           (2) by adding at the end of subsection (e)(3) the  
4           following:

5                   “(D) *SCOPE.*—The amended contract under  
6                   subparagraph (A) shall provide Federal assist-  
7                   ance for the design and construction of an in-  
8                   terim operable segment of the East Side Exten-  
9                   sion, consisting of a line running generally east  
10                  from Union Station of approximately 3.7 miles  
11                  in length or in accordance with the East Side  
12                  Extension locally preferred alternative, when ap-  
13                  proved by the Board of the Los Angeles County  
14                  Metropolitan Transportation Authority.

15                  “(E) *FUNDING.*—The \$25,000,000 increase  
16                  in authorization provided for Minimum Oper-  
17                  able Segment-3 under the National Highway  
18                  System Designation Act of 1994 shall be made  
19                  available by the Secretary for funding the scope  
20                  of the East Side Extension described in subpara-  
21                  graph (D). These funds shall be in addition to  
22                  the amounts provided for the East Side Exten-  
23                  sion in the contract executed in May 1993 pur-  
24                  suant to subsection (b) of this section.”.

1       (b) *DEFINITIONS.*—Section 3034(i)(3) of such Act is  
2 amended—

3           (1) by striking “7 stations” and inserting “12  
4 stations”;

5           (2) by striking “11.6” and inserting “15.4”; and

6           (3) by striking subparagraph (C) and inserting  
7 the following:

8                   “(C) One line, known as the East Side Ex-  
9 tension locally preferred alternative, running  
10 generally east from Union Station for approxi-  
11 mately 6.8 miles to the Whittier/Atlantic Sta-  
12 tion, with 6 intermediate stations.”.

13 **SEC. 124. METRIC SYSTEM SIGNING.**

14       (a) *PLACEMENT OF SIGNS.*—Before September 30,  
15 1997, the Secretary may not require the States to expend  
16 any Federal or State funds to construct, erect, or otherwise  
17 place any sign relating to any speed limit, distance, or  
18 other measurement on any highway for the purpose of hav-  
19 ing such sign establish such speed limit, distance, or other  
20 measurement using the metric system.

21       (b) *MODIFICATION OF SIGNS.*—Before September 30,  
22 1997, the Secretary may not require the States to expend  
23 any Federal or State funds to modify any sign relating to  
24 any speed limit, any distance, or other measurement on any  
25 highway for the purpose of having such sign establish such

1 *speech limit, distance, or measurement using the metric sys-*  
2 *tem.*

3 (c) *DEFINITIONS.*—*For purposes of subsections (a) and*  
4 *(b), the following definitions apply:*

5 (1) *HIGHWAY.*—*The term “highway” has the*  
6 *meaning such term has under section 101 of title 23,*  
7 *United States Code.*

8 (2) *METRIC SYSTEM.*—*The term “metric system”*  
9 *has the meaning the term “metric system of measure-*  
10 *ment” has under section 4 of the Metric Conversion*  
11 *Act of 1975 (15 U.S.C. 205c).*

12 **SEC. 125. METROPOLITAN PLANNING.**

13 *Section 134(g)(2)(A) of title 23, United States Code,*  
14 *is amended by inserting after “transit,” the following: “air-*  
15 *port, port, inland waterway,”.*

16 **SEC. 126. STATEWIDE PLANNING.**

17 (a) *INTEGRATED STATE TRANSPORTATION SYSTEM*  
18 *FACILITIES.*—*Section 135(e) of title 23, United States*  
19 *Code, is amended by inserting after the first sentence the*  
20 *following: “The plan shall, at a minimum, identify trans-*  
21 *portation facilities (including major roadways, transit, air-*  
22 *port, port, inland waterway, and multimodal and inter-*  
23 *modal facilities) that should function as an integrated State*  
24 *transportation system, giving emphasis to those facilities*

1 *that serve important national and regional transportation*  
2 *functions.”.*

3 (b) *MEETING FUNDING NEEDS OF INTERNATIONAL*  
4 *BORDER CROSSING COMMUNITIES.*—*Such section is further*  
5 *amended by inserting after the first sentence the following:*  
6 *“The State plan must consider the special transportation*  
7 *requirements created by international motor vehicle border*  
8 *crossings if applicable to such State.”.*

9 **SEC. 127. HIGH PRIORITY CORRIDOR FEASIBILITY STUDY.**

10 *With amounts available to the Secretary under section*  
11 *1105(h) of the Intermodal Surface Transportation Effi-*  
12 *ciency Act of 1991, the Secretary in cooperation with the*  
13 *States of Virginia and West Virginia shall conduct a study*  
14 *to determine the feasibility of establishing a route for the*  
15 *East-West Transamerica Corridor (designated pursuant to*  
16 *section 1105(c)(3) of such Act) from Beckley, West Virginia,*  
17 *utilizing a corridor entering Virginia near the city of Cov-*  
18 *ington then moving south from the Allegheny Highlands to*  
19 *serve Roanoke and continuing east to Lynchburg. From*  
20 *there such route would continue across Virginia to the*  
21 *Hampton Roads-Norfolk area.*

22 **SEC. 128. REEVALUATION.**

23 (a) *INITIATION.*—*After completion of current construc-*  
24 *tion on Interstate Route 10 and Gessner Road, Texas, the*

1 *Secretary shall initiate a reevaluation in consultation with*  
2 *State and local officials of—*

3 *(1) a proposed exit ramp from the Sam Houston*  
4 *Tollway eastbound direct connector to the eastbound*  
5 *Interstate Route 10 frontage road between Beltway 8*  
6 *and Gessner Road; and*

7 *(2) a proposed entrance ramp from the*  
8 *westbound Interstate Route 10 frontage road between*  
9 *Gessner Road and Beltway 8 to the westbound direct*  
10 *connector to the Sam Houston Tollway in Houston,*  
11 *Harris County, Texas.*

12 *(b) DEADLINE FOR DECISION.—The Secretary shall*  
13 *issue a decision on the proposed ramps referred to in sub-*  
14 *section (a) within 6 months after completion of the con-*  
15 *struction referred to in subsection (a).*

16 **SEC. 129. FUNDING.**

17 *(a) STUDY.—The Secretary shall conduct a study of*  
18 *how the existing Federal-aid highway and transit funding*  
19 *is utilized by States and metropolitan planning organiza-*  
20 *tions to address transportation needs.*

21 *(b) REPORT.—Not later than 1 year after the date of*  
22 *the enactment of this Act, the Secretary shall transmit to*  
23 *Congress a report containing the results of the study con-*  
24 *ducted under this section.*

1 **SEC. 130. NONDIVISIBLE LOADS.**

2 *Not later than 30 days after the date of the enactment*  
3 *of this Act, the Secretary shall institute a rulemaking pro-*  
4 *ceeding to define the term “vehicles and loads which cannot*  
5 *be easily dismantled or divided” as used in section 127 of*  
6 *title 23, United States Code, including consideration of a*  
7 *commodity-specific definition of such term. The Secretary*  
8 *shall complete the proceeding required by this subsection not*  
9 *later than 270 days after the date of the enactment of this*  
10 *Act. The Secretary may apply such regulations to all vehicle*  
11 *loads operating on the National Highway System if the Sec-*  
12 *retary determines that it is in the public interest.*

13 **SEC. 131. COMMERCIAL MOTOR VEHICLE ACCIDENTS.**

14 *(a) STUDY.—The Secretary shall conduct a study of*  
15 *methods to reduce accidents on Federal-aid highways*  
16 *caused by drivers falling asleep while operating a commer-*  
17 *cial motor vehicle used to transport freight.*

18 *(b) REPORT.—Not later than 1 year after the date of*  
19 *the enactment of this Act, the Secretary shall transmit to*  
20 *Congress a report on the results of the study conducted*  
21 *under subsection (a).*

1 **TITLE II—TECHNICAL CORREC-**  
2 **TIONS TO ISTEА AND RELAT-**  
3 **ED LAWS**

4 **SEC. 201. DEFINITIONS.**

5 *Section 101(a) of title 23, United States Code, is*  
6 *amended by striking the 1st undesignated paragraph of*  
7 *such section that relates to public lands highways.*

8 **SEC. 202. REFERENCES TO DWIGHT D. EISENHOWER SYS-**  
9 **TEM OF INTERSTATE AND DEFENSE HIGH-**  
10 **WAYS.**

11 *(a) DECLARATION OF POLICY.—Section 2 of the Inter-*  
12 *modal Surface Transportation Efficiency Act of 1991 (105*  
13 *Stat. 1914–1915) is amended—*

14 *(1) in the 3d undesignated paragraph by strik-*  
15 *ing “National System of” and inserting “Dwight D.*  
16 *Eisenhower System of”; and*

17 *(2) in the 7th undesignated paragraph by strik-*  
18 *ing “Interstate and Defense Highway System” and*  
19 *inserting “Dwight D. Eisenhower System of Inter-*  
20 *state and Defense Highways”.*

21 *(b) COMPLETION OF INTERSTATE SYSTEM.—Section*  
22 *1001 of the Intermodal Surface Transportation Efficiency*  
23 *Act of 1991 (23 U.S.C. 104 note; 105 Stat. 1915–1916) is*  
24 *amended in each of subsections (a) and (b) by striking “Na-*  
25 *tional”.*

1           (c) *DEFINITION OF INTERSTATE SYSTEM IN TITLE*  
2 *23.—The undesignated paragraph of section 101(a) of title*  
3 *23, United States Code, relating to the Interstate System,*  
4 *is amended by striking “National”.*

5           (d) *CONFORMING AMENDMENT TO VEHICLE WEIGHT*  
6 *LIMITATIONS.—Section 127(a) of title 23, United States*  
7 *Code, is amended by striking “National” each place it ap-*  
8 *pears and inserting “Dwight D. Eisenhower”.*

9           (e) *VEHICLE LENGTH RESTRICTION.—Section 411(j)*  
10 *of the Surface Transportation Assistance Act of 1982 (49*  
11 *U.S.C. App. 2311(j)) is amended in each of paragraphs (1),*  
12 *(5)(D), and (6)(A) by striking “National” and inserting*  
13 *“Dwight D. Eisenhower”.*

14           (f) *LONGER COMBINATION VEHICLE DEFINED.—Sec-*  
15 *tion 4007(f) of the Intermodal Surface Transportation Effi-*  
16 *ciency Act of 1991 (105 Stat. 2153) is amended by striking*  
17 *“National” and inserting “Dwight D. Eisenhower”.*

18           (g) *COMMEMORATION.—Section 6012 of the Inter-*  
19 *modal Surface Transportation Efficiency Act of 1991 (23*  
20 *U.S.C. 101 note; 105 Stat. 2180–2181) is amended—*

21                 (1) *in the section heading by striking “NA-*  
22 ***TIONAL**”;* and

23                 (2) *in subsection (a) by striking “National”.*

1 **SEC. 203. FEDERAL-AID SYSTEMS.**

2 (a) *INTERSTATE SYSTEM.*—Section 103(e)(1) of title  
3 23, United States Code, is amended by striking the next  
4 to the last sentence.

5 (b) *SUBSTITUTE PROJECTS.*—Section 103(e)(4) of  
6 such title is amended—

7 (1) in the last sentence of subparagraph (B) by  
8 striking “projects on the Federal-aid secondary sys-  
9 tem” and inserting “surface transportation program  
10 projects”;

11 (2) in subparagraph (G) by inserting “and” be-  
12 fore “\$240,000,000”; and

13 (3) in subparagraph (J)(i) by inserting a  
14 comma after “October 1, 1991”.

15 **SEC. 204. APPORTIONMENT.**

16 (a) *SET-ASIDE.*—Section 104(a) of title 23, United  
17 States Code, is amended—

18 (1) by striking “for the Federal-aid systems” and  
19 inserting “for this chapter”; and

20 (2) by striking “upon the Federal-aid systems”  
21 and inserting “under this chapter”.

22 (b) *CROSS REFERENCE TO INTERSTATE CONSTRUC-*  
23 *TION PERIOD OF AVAILABILITY.*—Section 104(b)(5)(A) of  
24 such title is amended by striking “118(b)(2)” and inserting  
25 “118(b)(1)”.

1           (c) *TECHNICAL AMENDMENT.*—Section 104(b)(5)(B) of  
2 such title is amended by striking the comma following  
3 “1984” each place it appears.

4           (d) *REPEAL OF URBAN SYSTEM APPORTIONMENT.*—  
5 Section 104(b)(6) of such title is repealed.

6           (e) *PLANNING SET-ASIDE.*—Section 104(f)(3) of such  
7 title is amended by striking “(j)”.

8           (f) *TRANSFERABILITY AMONG SAFETY AND BRIDGE*  
9 *PROGRAMS.*—Section 104(g) of such title is amended by  
10 striking “Not more than” and all that follows through “any  
11 other of such sections” the second place it appears and in-  
12 serting the following: “Not more than 40 percent of the  
13 amount which is apportioned in any fiscal year to each  
14 State under section 144 or which is reserved for such fiscal  
15 year under section 133(d)(1) only for carrying out section  
16 130 or 152 may be transferred from the apportionment  
17 under section 144 or one of the reservations under section  
18 133(d)(1) to the apportionment or reservation under such  
19 other section if such a transfer is requested by the State  
20 highway department and is approved by the Secretary as  
21 being in the public interest. The Secretary may approve the  
22 transfer of 100 percent of the apportionment under section  
23 144 or one of the reservations under section 133(d)(1) to  
24 the apportionment or reservation under such other section”.

1 **SEC. 205. PROGRAMS OF PROJECTS.**

2 (a) *REPEAL OF REQUIREMENT.*—Section 105 of title  
3 23, United States Code, and the item relating to such sec-  
4 tion in the analysis for chapter 1 of such title are each re-  
5 pealed.

6 (b) *CONFORMING AMENDMENTS.*—Section 106(a) of  
7 such title is amended—

8 (1) by striking “; as soon as practicable after  
9 program approval,”; and

10 (2) by striking “included in an approved pro-  
11 gram”.

12 (c) *PRIORITY FOR HIGH PRIORITY SEGMENTS OF COR-*  
13 *RIDORS OF NATIONAL SIGNIFICANCE.*—Section 1105(g)(7)  
14 of the Intermodal Surface Transportation Efficiency Act of  
15 1991 (105 Stat. 2036) is amended to read as follows:

16 “(7) *PRIORITY FOR HIGH PRIORITY SEGMENTS*  
17 *OF CORRIDORS OF NATIONAL SIGNIFICANCE.*—In se-  
18 lecting projects for inclusion in a plan or program  
19 under chapter 1 of title 23, United States Code, a  
20 State may give priority to high priority segments of  
21 corridors identified under subsection (c) of this sec-  
22 tion.”.

23 **SEC. 206. ADVANCE ACQUISITION OF RIGHTS-OF-WAY.**

24 (a) *INTERSTATE SYSTEM.*—Section 107(a)(2) of title  
25 23, United States Code, is amended by striking “subsection  
26 (c)” and inserting “subsection (a)”.

1       (b) *APPORTIONED FUNDS.*—Section 108(a) of such  
2 title is amended—

3           (1) by striking “on any Federal-aid highway”  
4 and inserting “for any project eligible for assistance  
5 under this chapter”;

6           (2) by striking “on such highway” and inserting  
7 “on such project”; and

8           (3) by striking “a road” and inserting “the  
9 project”.

10       (c) *RIGHT-OF-WAY REVOLVING FUND FUNDS.*—Sec-  
11 tion 108(c) of such title is amended—

12           (1) in paragraph (2) by striking “highways and  
13 passenger transit facilities on any Federal-aid sys-  
14 tem” and inserting “any project eligible for assistance  
15 under this chapter”; and

16           (2) in paragraph (3) by striking “such project  
17 for the actual construction” and all that follows  
18 through “Secretary” the last place it appears and in-  
19 serting “actual construction of such project on rights-  
20 of-way with respect to which funds are advanced  
21 under this subsection, whichever shall occur first, the  
22 right-of-way revolving fund shall be credited with an  
23 amount equal to the Federal share of the funds ad-  
24 vanced, as provided in section 120 of this title, out  
25 of any funds apportioned under this chapter to the

1        *State in which such project is located and available*  
2        *for obligation for such projects and the State shall re-*  
3        *imburse the Secretary”.*

4        (d) *EARLY ACQUISITION.*—*Section 108(d)(2)(F) of*  
5        *such title is amended by striking “this Act” and inserting*  
6        *“this title”.*

7        ***SEC. 207. STANDARDS.***

8        *Section 109 of title 23, United States Code, is amend-*  
9        *ed—*

10            (1) *in subsection (h) by striking “Federal-aid*  
11            *system” and inserting “Federal-aid highway”; and*

12            (2) *in subsection (q) by striking “under sections”*  
13            *and inserting “under section”.*

14        ***SEC. 208. LETTING OF CONTRACTS.***

15        *Section 112(g) of title 23, United States Code, relating*  
16        *to applicability to contracts for projects on the secondary*  
17        *system, as redesignated by section 103(c) of this Act, is re-*  
18        *pealed.*

19        ***SEC. 209. PREVAILING RATE OF WAGE.***

20        *Section 113 of title 23, United States Code, is amend-*  
21        *ed—*

22            (1) *in subsection (a) by striking “highway*  
23            *projects on” and all that follows through “authorized*  
24            *under” and inserting “highway projects on Federal-*  
25            *aid highways authorized under”;*

1           (2) in subsection (a) by striking “upon the Fed-  
2           eral-aid systems,” and inserting “on Federal-aid  
3           highways,”; and

4           (3) in subsection (b) by striking “of the Federal-  
5           aid systems” and inserting “Federal-aid highway”.

6   **SEC. 210. CONSTRUCTION.**

7           Section 114 of title 23, United States Code, is amend-  
8   ed—

9           (1) in subsection (a) by striking “highways or  
10          portions of highways located on a Federal-aid sys-  
11          tem” and inserting “Federal-aid highway or portion  
12          thereof”;

13          (2) in subsection (b)(1) by striking “highways or  
14          portions of highways located on a Federal-aid sys-  
15          tem” and inserting “a Federal-aid highway or por-  
16          tion thereof”; and

17          (3) in subsection (b)(3) by striking “highways or  
18          portions of highways located on a Federal-aid sys-  
19          tem” and inserting “any Federal-aid highway or por-  
20          tion thereof”.

21   **SEC. 211. ADVANCE CONSTRUCTION.**

22          Section 115 of title 23, United States Code, is amend-  
23   ed—

1           (1) in subsection (a)(2) by striking “PLANS,  
2           SPECIFICATIONS,” and inserting “PROJECT AP-  
3           PROVAL”; and

4           (2) in subsection (c) by striking “134,” and the  
5           second comma after “144”.

6   **SEC. 212. MAINTENANCE.**

7           Section 116 of title 23, United States Code, is amend-  
8   ed—

9           (1) by inserting “highway” before “project” the  
10          first place it appears in each of subsections (a) and  
11          (c);

12          (2) in subsection (a) by striking “no longer con-  
13          stitutes a part of a Federal-aid system” and inserting  
14          “is no longer a Federal-aid highway”; and

15          (3) in subsection (b) by striking “the Federal-aid  
16          secondary system” and inserting “a Federal-aid high-  
17          way”.

18   **SEC. 213. CERTIFICATION ACCEPTANCE.**

19          Section 117 of title 23, United States Code, is amend-  
20   ed—

21          (1) in subsection (e) by striking “2000(d)” and  
22          inserting “2000d”; and

23          (2) by striking subsection (f), relating to dis-  
24          charge of the Secretary’s responsibilities with respect  
25          to the secondary system.

1 **SEC. 214. AVAILABILITY OF FUNDS.**

2 (a) *PERIOD OF AVAILABILITY.*—Section 118(b)(1) of  
3 title 23, United States Code, is amended—

4 (1) in the first sentence by striking “Interstate  
5 construction in a State” and inserting “completion of  
6 the Interstate System in a State”; and

7 (2) in the second sentence by inserting “for com-  
8 pletion of the Interstate System” after “shall be allo-  
9 cated”.

10 (b) *SET-ASIDE FOR INTERSTATE CONSTRUCTION*  
11 *PROJECTS.*—Section 118(c)(1) of such title is amended by  
12 striking the period at the end of the first sentence and all  
13 that follows through the period at the end of the second sen-  
14 tence and inserting “for obligation at the discretion  
15 of the Secretary for projects to complete the Interstate  
16 System.”.

17 (c) *SET-ASIDE FOR 4R PROJECTS.*—Section 118(c)(2)  
18 of such title is amended by inserting “of” after  
19 “\$64,000,000 for each”.

20 **SEC. 215. FEDERAL SHARE.**

21 (a) *INTERSTATE SYSTEM PROJECTS.*—Section 120(a)  
22 of title 23, United States Code, is amended by inserting  
23 before “including a project” the following: “including a  
24 project the cost for which is included in the 1991 interstate  
25 cost estimate and”.

1       (b) *SAFETY PROJECTS.*—Section 120(c) of such title  
2 is amended by striking “for all the Federal-aid systems”.

3       (c) *EMERGENCY RELIEF.*—The first sentence of section  
4 120(e) of such title is amended—

5           (1) by striking “system, including” and insert-  
6 ing “; including a highway on”;

7           (2) by striking “on a project on such system”;

8           (3) by striking “and (c)” and inserting “and  
9 (b)”;

10          (4) by striking “90 days” and inserting “180  
11 days”.

12       (d) *PLANNING PROJECTS.*—Section 120 of such title  
13 is amended by adding at the end the following new sub-  
14 section:

15       “(j) *PLANNING PROJECTS.*—The Federal share payable  
16 on account of any project to be carried out with funds set  
17 aside under section 104(f) of this title shall be 80 percent  
18 of the costs thereof unless the Secretary determines that the  
19 interest of the Federal-aid highway program would best be  
20 served by decreasing or eliminating the non-Federal share  
21 of such costs.”.

22       (e) *CONFORMING AMENDMENT.*—Section 208(2) of the  
23 *Demonstration Cities and Metropolitan Development Act of*  
24 *1966 (42 U.S.C. 3338(2))* is amended by striking “section  
25 120(a) of title 23, United States Code;”.

1 **SEC. 216. PAYMENT TO STATES FOR CONSTRUCTION.**

2 *Section 121 of title 23, United States Code, is amend-*  
3 *ed—*

4 *(1) in subsection (b) by striking “After” and in-*  
5 *serting “Except as otherwise provided in this title,*  
6 *after”; and*

7 *(2) in subsection (c) by striking “Federal-aid*  
8 *system” and inserting “Federal-aid highway”.*

9 **SEC. 217. RELOCATION OF UTILITY FACILITIES.**

10 *Section 123(a) of title 23, United States Code, is*  
11 *amended—*

12 *(1) by striking “on any Federal-aid system” and*  
13 *inserting “eligible for assistance under this chapter”;*  
14 *and*

15 *(2) by striking the last sentence.*

16 **SEC. 218. ADVANCES TO STATES.**

17 *Section 124(a) of title 23, United States Code, is*  
18 *amended by striking “projects on any of the Federal-aid*  
19 *systems, including the Interstate System, he” and inserting*  
20 *“a project eligible for assistance under this title, the Sec-*  
21 *retary”.*

22 **SEC. 219. EMERGENCY RELIEF.**

23 *(a) TECHNICAL AMENDMENT.—The first sentence of*  
24 *section 125(b) of title 23, United States Code, is amended*  
25 *by striking all preceding “Provided” and inserting the fol-*  
26 *lowing: “The Secretary may expend funds from the emer-*

1 *gency fund herein authorized for projects for repair or re-*  
 2 *construction on Federal-aid highways in accordance with*  
 3 *the provisions of this chapter:”.*

4 (b) *CONFORMING AMENDMENTS.—Section 125(b) of*  
 5 *such title is further amended—*

6 (1) *by striking “authorized” in the second sen-*  
 7 *tence and all that follows through the period at the*  
 8 *end of such sentence and inserting “authorized on*  
 9 *Federal-aid highways.”; and*

10 (2) *by striking “the Disaster Relief and Emer-*  
 11 *gency Assistance Act (Public Law 93–288)” and in-*  
 12 *serting “The Robert T. Stafford Disaster Relief and*  
 13 *Emergency Assistance Act”.*

14 **SEC. 220. APPLICABILITY OF AXLE WEIGHT LIMITATIONS.**

15 (a) *WISCONSIN STATE ROUTE 78 AND UNITED STATES*  
 16 *ROUTE 51.—Section 127 of title 23, United States Code,*  
 17 *is amended by adding at the end the following new sub-*  
 18 *section:*

19 “(f) *OPERATION OF CERTAIN SPECIALIZED HAULING*  
 20 *VEHICLES ON CERTAIN WISCONSIN HIGHWAYS.—If the*  
 21 *104-mile portion of Wisconsin State Route 78 and United*  
 22 *States Route 51 between Interstate Route 94 near Portage,*  
 23 *Wisconsin, and Wisconsin State Route 29 south of Wausau,*  
 24 *Wisconsin, is designated as part of the Interstate System*  
 25 *under section 139(a) of title 23, United States Code, the*

1 *single axle, tandem axle, gross vehicle weight, and bridge*  
2 *formula limits set forth in subsection (a) shall not apply*  
3 *to the operation on such 104-mile portion of any vehicle*  
4 *which could legally operate on such 104-mile portion before*  
5 *the date of the enactment of this subsection.”.*

6 (b) *VEHICLE WEIGHT LIMITATIONS IN THE STATE OF*  
7 *OHIO.—*

8 (1) *REVIEW.—The Secretary of Transportation*  
9 *shall review the Federal and State commercial motor*  
10 *vehicle weight limitations applicable to Federal-aid*  
11 *highways in the State of Ohio.*

12 (2) *WAIVER AUTHORITY.—If the Secretary of*  
13 *Transportation determines, on the basis of the review*  
14 *conducted under paragraph (1), that it is in the pub-*  
15 *lic interest, the Secretary may waive application of*  
16 *the vehicle weight limitations of section 127(a) of title*  
17 *23, United States Code, and of the State certification*  
18 *requirements of sections 141(b) and 141(c) of such*  
19 *title, in whole or in part, to highways on the Dwight*  
20 *D. Eisenhower System of Interstate and Defense*  
21 *Highways in the State of Ohio for short wheel-base*  
22 *vehicles for such period as the Secretary determines*  
23 *may be necessary to permit a reasonable period of de-*  
24 *preciation for short wheel-base vehicles purchased be-*  
25 *fore October 1, 1991.*

1           (3) *MORATORIUM ON WITHHOLDING OF*  
2           *FUNDS.*—Until the Secretary of Transportation makes  
3           a determination relating to the public interest under  
4           paragraph (2), the Secretary shall not withhold funds  
5           under section 127(a) or 141(c) of title 23, United  
6           States Code, from apportionment to the State of Ohio  
7           for failure to comply with such section with respect  
8           to short wheel-base vehicles.

9           (c) *TECHNICAL AMENDMENTS.*—Section 127 of title  
10          23, United States Code, is amended—

11                 (1) in subsection (a) by striking “118(b)(1)” and  
12                 inserting “118(b)(2)”; and

13                 (2) in subsection (d)(1)(E) by striking “July 5,  
14                 1991” and inserting “July 6, 1991”.

15          **SEC. 221. TOLL ROADS.**

16                 (a) *USE OF REVENUES.*—Section 129(a)(3) of title 23,  
17                 United States Code, is amended by striking “all toll reve-  
18                 nues received” and all that follows through the period at  
19                 the end of the first sentence and inserting the following: “toll  
20                 revenues received from operation of the toll facility will be  
21                 used for financing and any other obligations in respect of  
22                 the facility, for reserves, for reasonable return to investors  
23                 financing the project (as determined by the State), and for  
24                 the costs necessary for the proper operation and mainte-

1 nance of the toll facility, including reconstruction, resur-  
2 facing, restoration, and rehabilitation.”.

3 (b) REFERENCE TO FEDERAL-AID HIGHWAYS.—The  
4 last sentence of section 129(a)(4) of such title is amended  
5 by striking “the Federal-aid system” and inserting “Fed-  
6 eral-aid highways”.

7 (c) LOANS.—Section 129(a)(7) of such title is amend-  
8 ed—

9 (1) by inserting “or commit to loan” after  
10 “loan” the first place it appears;

11 (2) by striking “agency” each place it appears  
12 and inserting “entity”;

13 (3) by inserting after “constructing” the first  
14 place it appears “or proposing to construct”;

15 (4) by striking “all Federal environmental re-  
16 quirements have been complied with and permits ob-  
17 tained” and inserting “the National Environmental  
18 Policy Act of 1969 has been complied with”;

19 (5) by inserting “to a private entity” after “Any  
20 such loan”;

21 (6) by inserting after the fifth sentence the fol-  
22 lowing new sentence: “Any such loan to a public en-  
23 tity shall bear interest at such rate as the State deter-  
24 mines appropriate.”; and

1           (7) by striking “the time the loan was obligated”  
2           and inserting “the date of the initial funding of the  
3           loan”.

4           (d) *CONSTRUCTION OF FERRY BOATS AND FERRY*  
5           *TERMINAL FACILITIES.*—Section 129 of such title is amend-  
6           ed—

7           (1) in the first sentence of subsection (b) by strik-  
8           ing “the route of which” and all that follows through  
9           the period at the end of such sentence and inserting  
10          “the route of which has been classified as a public  
11          road and has not been designated as a route on the  
12          Interstate System.”; and

13          (2) in subsection (c)(4) by striking “and” pre-  
14          ceding “repair”.

15          (e) *PILOT PROGRAM.*—Section 129(d) of such title is  
16          amended—

17          (1) in each of paragraphs (1) and (3) by striking  
18          “7” and inserting “9”;

19          (2) in paragraph (3) by striking “State of Penn-  
20          sylvania” each place it appears and inserting “States  
21          of Pennsylvania and West Virginia”; and

22          (3) in paragraph (3) by inserting “the” before  
23          “State of Georgia”.

24          (f) *TREATMENT OF CENTENNIAL BRIDGE, ROCK IS-*  
25          *LAND, ILLINOIS, AGREEMENT.*—For purposes of section

1 129(a)(6) of title 23, United States Code, the agreement con-  
 2 cerning the Centennial Bridge, Rock Island, Illinois, en-  
 3 tered into under the Act entitled “An Act authorizing the  
 4 city of Rock Island, Illinois, or its assigns, to construct,  
 5 maintain, and operate a toll bridge across the Mississippi  
 6 River at or near Rock Island, Illinois, and to a place at  
 7 or near the city of Davenport, Iowa”, approved March 18,  
 8 1938 (52 Stat. 110), shall be treated as if such agreement  
 9 had been entered into under section 129 of title 23, United  
 10 States Code, as in effect on December 17, 1991, and may  
 11 be modified accordingly.

12 (g) TREATMENT OF I-95 AND PENNSYLVANIA TURN-  
 13 PIKE.—For purposes of section 129 of title 23, United  
 14 States Code, the project for construction of an interchange  
 15 between Interstate Route 95 and the Pennsylvania Turn-  
 16 pike shall be treated as a reconstruction project described  
 17 in section 129(a)(1)(B) of such title.

18 **SEC. 222. RAIL-HIGHWAY CROSSINGS.**

19 Section 130 of title 23, United States Code, is amend-  
 20 ed—

21 (1) in subsection (a) by striking “Except as pro-  
 22 vided in subsection (d) of” and inserting “Subject to”;

23 (2) in subsection (a) by striking “entire” each  
 24 place it appears;

1           (3) in subsection (a) by striking “except as pro-  
2           vided in subsection (d) of” and inserting “subject to”;

3           (4) in subsection (e) by striking “authorized for  
4           and”;

5           (5) in subsection (e) by striking the last sentence;

6           (6) by striking subsection (f) and redesignating  
7           subsections (g) and (h) as subsections (f) and (g), re-  
8           spectively; and

9           (7) in subsection (f) as so redesignated by strik-  
10          ing “railroad highway” and inserting “railroad-high-  
11          way”.

12 **SEC. 223. SURFACE TRANSPORTATION PROGRAM.**

13          (a) *STATE CERTIFICATION.*—Section 133 of title 23,  
14          United States Code, is amended—

15               (1) in subsection (c) by striking “subsections (b)  
16               (3) and (4)” and inserting “subsections (b)(3) and  
17               (b)(4)”;

18               (2) in subsection (d)(3)(B) by striking “tobe”  
19               and inserting “to be”; and

20               (3) in subsection (e)(2) by inserting after “each  
21               State” the following: “or the designated transpor-  
22               tation authority of the State”.

23          (b) *TECHNICAL AMENDMENT.*—Section 1007(b)(1) of  
24          the Intermodal Surface Transportation Efficiency Act of  
25          1991 (105 Stat. 1930) is amended—

1           (1) *by striking “104(b)(3)” and inserting*  
2           *“104(b)”*; and

3           (2) *by striking “to read as follows” and inserting*  
4           *“by inserting after paragraph (2) the following new*  
5           *paragraph”*.

6   **SEC. 224. METROPOLITAN PLANNING.**

7           (a) *TECHNICAL AMENDMENTS.—Section 134 of title*  
8           *23, United States Code, is amended—*

9                   (1) *in each of subsections (b)(2), (b)(3), and*  
10                  *(h)(4) by striking “the date of the enactment of this*  
11                  *section” and inserting “December 18, 1991”*;

12                   (2) *in each of subsections (b)(3)(B) and (g)(2)(B)*  
13                  *by striking “long-range” and inserting “long range”*;

14                   (3) *in subsection (f)(11) by inserting “passengers*  
15                  *and” before “freight”*;

16                   (4) *in subsection (g)(5) by redesignating sub-*  
17                  *paragraphs (i) and (ii) as subparagraphs (A) and*  
18                  *(B)*; and

19                   (5) *in subsection (k) by striking “the Federal-Aid*  
20                  *Highway Act of 1991” and inserting “this title”*.

21           (b) *FACTORS TO BE CONSIDERED.—Section 134(f) of*  
22           *such title is amended by adding at the end the following*  
23           *new paragraphs:*

24                   (16) *Recreational travel and tourism.*

25                   (17) *Revitalization of the central urban core.”*

1           (c) *TRANSFER OF FUNDS.*—*Section 134(k) of such title*  
 2 *is amended by striking the last sentence.*

3           (d) *CONFORMING CHAPTER ANALYSIS AMENDMENT.*—  
 4 *The analysis for chapter 1 of such title is amended by strik-*  
 5 *ing*

*“134. Transportation planning in certain urban areas.”*

6 *and inserting*

*“134. Metropolitan planning.”*

7 ***SEC. 225. STATEWIDE PLANNING.***

8           *Section 135 of title 23, United States Code, is amend-*  
 9 *ed—*

10           (1) *in subsection (c) by striking paragraph (1)*  
 11 *and inserting the following new paragraph:*

12           *“(1) The transportation needs identified through*  
 13 *use of the management systems required by section*  
 14 *303 of this title.”;*

15           (2) *in subsection (c)(5) by inserting after*  
 16 *“nonmetropolitan areas” the following: “, including*  
 17 *the identification of a rural priority local road and*  
 18 *bridge system,”;*

19           (3) *in subsection (c) by striking paragraph (15)*  
 20 *and redesignating paragraphs (16) through (20) as*  
 21 *paragraphs (15) through (19), respectively;*

22           (4) *in subsection (c)(18), as so redesignated, by*  
 23 *striking “commercial motor vehicles” and inserting*  
 24 *“passengers and freight”;*

1           (5) in subsection (d)(3) by striking “concerns”  
2           and inserting “transportation needs”;

3           (6) in each of subsections (e) and (f)(1) by in-  
4           serting “Indian tribal governments,” after “private  
5           providers of transportation,”; and

6           (7) in subsection (h)—

7                 (A) by striking “United States Code,” and  
8                 inserting “other Federal laws, and”;

9                 (B) by striking “this Act” and inserting  
10                “this title”; and

11                (C) by striking “or section 8 of such Act,”  
12                and inserting “of this title, or section 8 of the  
13                Federal Transit Act,”.

14   **SEC. 226. CONTROL OF JUNKYARDS.**

15           (a) *STRICTER STATE STANDARDS.*—Section 136(l) of  
16           title 23, United States Code, is amended by striking “the  
17           Federal-aid highway systems” and inserting “Federal-aid  
18           highways”.

19           (b) *PRIMARY SYSTEM DEFINED.*—Section 136 of such  
20           title is amended by adding at the end the following new  
21           subsection:

22                “(n) *PRIMARY SYSTEM DEFINED.*—For purposes of  
23                this section, the term ‘primary system’ means the Federal-  
24                aid primary system in existence on June 1, 1991, and any

1 *highway which is not on such system but which is on the*  
2 *National Highway System.”.*

3 **SEC. 227. NONDISCRIMINATION.**

4 (a) *STATE ASSURANCES.*—Section 140(a) of title 23,  
5 *United States Code, is amended by striking “any of the*  
6 *Federal-aid systems” and inserting “Federal-aid high-*  
7 *ways”.*

8 (b) *TRAINING.*—Section 140(b) of such title is amend-  
9 *ed—*

10 (1) *by striking “for the surface transportation*  
11 *program”;* and

12 (2) *by striking “the bridge program”.*

13 **SEC. 228. ENFORCEMENT OF REQUIREMENTS.**

14 *Section 141(b) of title 23, United States Code, is*  
15 *amended by striking “the Federal-aid primary system” and*  
16 *all that follows through “including” and inserting “Fed-*  
17 *eral-aid highways, including highways on”.*

18 **SEC. 229. AVAILABILITY OF RIGHTS-OF-WAY.**

19 *Section 142 of title 23, United States Code, is amend-*  
20 *ed—*

21 (1) *in subsection (a)(2) by striking “the surface”*  
22 *and inserting “surface”;* and

23 (2) *in subsection (f) by striking “exits” and in-*  
24 *serting “exists”.*

1 **SEC. 230. HIGHWAY BRIDGE PROGRAM.**

2 (a) *SET-ASIDES.*—Section 144(g) of title 23, United  
3 States Code, is amended—

4 (1) in paragraph (1) by striking “103” and in-  
5 sserting “1003”;

6 (2) in paragraph (3) by striking “OFF-SYSTEM  
7 BRIDGES” and inserting “BRIDGES NOT ON FEDERAL-  
8 AID HIGHWAYS”;

9 (3) in paragraph (3) by striking “, other than  
10 those on a Federal-aid system” and inserting “that  
11 are functionally classified as local or rural minor col-  
12 lectors”; and

13 (4) in paragraph (3) by striking “bridges not on  
14 a Federal-aid system” and inserting “such bridges”.

15 (b) *CROSS REFERENCE.*—Section 144(i) of such title  
16 is amended by striking “307(e)” and inserting “307(h)”.

17 (c) *CONTINUATION OF EXISTING BRIDGE APPORTION-  
18 MENT CRITERIA.*—The criteria for apportionment of funds  
19 used by the Department of Transportation under section  
20 144 of title 23, United States Code, as in effect on Septem-  
21 ber 30, 1991, shall remain in effect until September 30,  
22 1997, or until changed by law, whichever occurs first.

23 **SEC. 231. GREAT RIVER ROAD.**

24 Section 148(a)(1) of title 23, United States Code, is  
25 amended by striking “centers of the State” and inserting  
26 “centers of the States”.

1 **SEC. 232. HAZARD ELIMINATION PROGRAM.**

2 *Section 152 of title 23, United States Code, is amend-*  
3 *ed—*

4 (1) *in subsection (c) by striking “authorized”*  
5 *and inserting “available”; and*

6 (2) *by striking subsections (d) and (e) and redес-*  
7 *ignating subsections (f), (g), and (h) as subsections*  
8 *(d), (e), and (f), respectively.*

9 **SEC. 233. USE OF SAFETY BELTS AND MOTORCYCLE HEL-**  
10 **METS.**

11 (a) *REFERENCE TO DATE OF ENACTMENT.—Section*  
12 *153 of title 23, United States Code, is amended—*

13 (1) *in subsection (c) by striking “the date of the*  
14 *enactment of this section” and inserting “December*  
15 *31, 1991”; and*

16 (2) *in subsection (i)(3) by striking “the date of*  
17 *the enactment of this section” and inserting “Decem-*  
18 *ber 31, 1991,”.*

19 (b) *ELIGIBILITY FOR GRANTS.—Section 153(f)(2) of*  
20 *such title is amended by striking “at all times” each place*  
21 *it appears.*

22 (c) *PENALTIES.—Section 153(h) of such title is*  
23 *amended—*

24 (1) *in paragraph (1) by striking “at any time*  
25 *in” and inserting “by the last day of”;*

1           (2) in paragraph (2) by inserting “by the last  
2 day of fiscal year 1995 or” after “If,”;

3           (3) in paragraph (2) by striking “1994,” and in-  
4 serting “1995,”; and

5           (4) in paragraph (4)(A) by striking “under sec-  
6 tion 402” and inserting “by this subsection”.

7           (d) *DEFINITIONS.*—Section 153(i) of such title is  
8 amended by adding at the end the following new paragraph:

9           “(5) *STATE.*—The term ‘State’ has the meaning  
10 such term has under chapter 4 of this title.”.

11 **SEC. 234. NATIONAL MAXIMUM SPEED LIMIT.**

12           (a) *EXISTING PROGRAM.*—Section 154(a)(1) of title  
13 23, United States Code, is amended by striking “on the  
14 Interstate System” and all that follows through “or more”  
15 and inserting “described in clause (2) or (3) of this sub-  
16 section”.

17           (b) *NEW PROGRAM.*—Section 1029 of the Intermodal  
18 Surface Transportation Efficiency Act of 1991 (105 Stat.  
19 1968–1970) is amended—

20           (1) in subsection (c)(1)(A) by inserting “of a  
21 State” after “apportionments”;

22           (2) in subsection (c)(1)(A) by striking “if a  
23 State” and inserting “to the apportionment of the  
24 State under section 402 of such title if the State”;

1           (3) in subsection (c) by redesignating para-  
2           graphs (2) and (3) as paragraphs (3) and (4), respec-  
3           tively; and

4           (4) by inserting after paragraph (1) of sub-  
5           section (c) the following new paragraph:

6           “(2) *LIMITATION ON USE OF FUNDS.*—

7           “(A) *GENERAL RULE.*—A State must obli-  
8           gate at least 50 percent of its funds transferred  
9           pursuant to this subsection for a fiscal year for  
10          speed limit enforcement and public information  
11          and education.

12          “(B) *WAIVER.*—Upon request of a State, the  
13          Secretary may waive the requirement of sub-  
14          paragraph (A) for any fiscal year if in the pre-  
15          ceding fiscal year the State was in compliance  
16          with the speed limit requirements established  
17          pursuant to paragraph (1).”

18   **SEC. 235. MINIMUM ALLOCATION.**

19          Section 157 of title 23, United States Code, is amend-  
20          ed—

21               (1) in subsection (a)(2) by striking “118(b)(2)”  
22               and inserting “118(b)(1)”;

23               (2) in subsection (a)(3)(A) by striking “year  
24               1989” and inserting “years 1989”; and

1           (3) by striking subsection (c) and redesignating  
2           subsections (d) and (e) as subsections (c) and (d), re-  
3           spectively.

4   **SEC. 236. NATIONAL MINIMUM DRINKING AGE.**

5           Section 158 of title 23, United States Code, is amend-  
6   ed—

7           (1) in subsection (a) by striking “104(b)(5), and  
8           104(b)(6)” each place it appears and inserting  
9           “104(b)(3), and 104(b)(5)”;

10          (2) in subsection (b)(1)(A)(iii) by striking  
11          “104(b)(6)” and inserting “104(b)(3)”;

12          (3) in subsection (b)(3)(B) by striking  
13          “104(b)(5)(B), or 104(b)(6)” and inserting  
14          “104(b)(3), or 104(b)(5)(B)”; and

15          (4) in each of subsections (b)(3) and (b)(4) by  
16          striking “118(b)” and inserting “118”.

17   **SEC. 237. REVOCATION OF DRIVERS’ LICENSES OF INDIVID-**  
18                           **UALS CONVICTED OF DRUG OFFENSES.**

19           Section 159 of title 23, United States Code, is amended  
20   in each of subsections (b)(3) and (b)(4) by striking “118(b)”  
21   and inserting “118”.

1 **SEC. 238. REIMBURSEMENT FOR SEGMENTS OF INTER-**  
2 **STATE SYSTEM CONSTRUCTED WITHOUT FED-**  
3 **ERAL ASSISTANCE.**

4 *Section 160 of title 23, United States Code, is amend-*  
5 *ed—*

6 *(1) in subsection (b) by striking “The amount”*  
7 *and inserting “Subject to subsection (g), the amount”;*  
8 *and*

9 *(2) by adding at the end the following new sub-*  
10 *section:*

11 *“(g) PUERTO RICO.—Notwithstanding any other pro-*  
12 *vision of this section, Puerto Rico shall receive in a fiscal*  
13 *year 1/2 of 1 percent of the amounts appropriated pursuant*  
14 *to subsection (f) for such fiscal year. No State (including*  
15 *the District of Columbia) which has a reimbursement per-*  
16 *centage in the table contained in subsection (c) of 0.50 shall*  
17 *have its reimbursement amount in fiscal years 1996 and*  
18 *1997 reduced as a result of the enactment of the preceding*  
19 *sentence.”.*

20 **SEC. 239. FEDERAL LANDS HIGHWAY PROGRAM.**

21 *(a) PUBLIC LANDS HIGHWAYS ALLOCATION.—Section*  
22 *202(b) of title 23, United States Code, is amended by strik-*  
23 *ing “66 percent of the remainder” and inserting “the re-*  
24 *maining 66 percent”.*

1       (b) *AVAILABILITY OF FUNDS.*—Section 203 of such  
2 title is amended by striking the comma preceding “forest  
3 development” each place it appears.

4       (c) *PURPOSES FOR WHICH FUNDS MAY BE USED.*—  
5 Section 204(b) of such title is amended—

6           (1) by striking “construction and improvement”  
7 each place it appears and inserting “planning, re-  
8 search, engineering, and construction”; and

9           (2) by striking “construction or improvement”  
10 and inserting “planning, research, engineering, or  
11 construction”.

12       (d) *APPROVAL OF INDIAN RESERVATION ROAD*  
13 *PROJECTS.*—Section 204(c) of such title is amended by in-  
14 serting “of” after “15 percent”.

15       (e) *INDIAN RESERVATION ROADS PLANNING.*—The  
16 first sentence of section 204(j) of such title is amended to  
17 read as follows: “An Indian tribal government receiving  
18 funds under the Indian reservation roads program may use  
19 up to 10 percent of its annual allocation under such pro-  
20 gram for transportation planning activities pursuant to the  
21 provisions of the Indian Self-Determination and Education  
22 Assistance Act.”.

23       (f) *OBLIGATION OF FUNDS.*—Section 204 of such title  
24 is amended by adding at the end the following new sub-  
25 section:

1       “(k) *OBLIGATION OF FUNDS.*—Notwithstanding any  
2 other provision of law, funds available for Federal lands  
3 highway programs shall be treated as obligated if—

4               “(1) the Secretary authorizes engineering and re-  
5 lated work for a particular project; or

6               “(2) the Secretary approves plans, specifications,  
7 and estimates for procurement of construction under  
8 section 106 or 117 of this title.”.

9       (g) *SET-ASIDE FOR ADMINISTRATIVE EXPENSES OF*  
10 *INDIAN TRIBES.*—Section 204 of such title is further  
11 amended by adding at the end the following:

12       “(l) *SET-ASIDE FOR ADMINISTRATIVE EXPENSES OF*  
13 *INDIAN TRIBES.*—

14               “(1) *IN GENERAL.*—Up to 1 percent of the funds  
15 made available for Indian reservation roads for each  
16 fiscal year shall be set aside by the Secretary of the  
17 Interior for transportation-related administrative ex-  
18 penses of Indian tribal governments.

19               “(2) *DISTRIBUTION.*—The Secretary of the Inte-  
20 rior shall make available to each Indian tribal gov-  
21 ernment with an approved application under para-  
22 graph (3) an equal percentage of any sum set aside  
23 pursuant to paragraph (1).

24               “(3) *APPLICATIONS.*—To receive funds under this  
25 paragraph, an Indian tribal government must submit

1       to the Secretary of the Interior for approval an appli-  
2       cation in accordance with the requirements of the In-  
3       dian Self-Determination and Education Assistance  
4       Act. The Secretary of the Interior shall approve any  
5       such application that demonstrates that the applicant  
6       has the capability to carry out transportation plan-  
7       ning activities or is in the process of establishing such  
8       a capability.”.

9       (h) *TRANSPORTATION ENHANCEMENT ACTIVITIES.*—  
10      Section 204 of such title is further amended by adding at  
11      the end the following:

12       “(m) *TRANSPORTATION ENHANCEMENT ACTIVITIES.*—  
13      In making expenditures for transportation enhancement ac-  
14      tivities as required under section 133, a State shall consider  
15      any application submitted to the State by an Indian tribal  
16      government seeking assistance to conduct such activities.”.

17       (i) *APPROVAL OF INDIAN RESERVATION ROAD*  
18      *PROJECTS BY THE SECRETARY.*—Section 204 of such title  
19      is further amended by adding at the end the following:

20       “(n) *APPROVAL OF INDIAN RESERVATION ROAD*  
21      *PROJECTS BY THE SECRETARY.*—

22       “(1) *ESTABLISHMENT OF PILOT PROGRAM.*—The  
23      Secretary shall establish a pilot program (hereinafter  
24      in this subsection referred to as the ‘program’) for the  
25      purposes described in paragraph (2) and shall carry

1        *out such program in each of fiscal years 1995, 1996,*  
2        *and 1997.*

3            “(2) *PURPOSE.*—*The purpose of the program*  
4        *shall be to permit an Indian tribal government to*  
5        *apply directly to the Secretary for authorization to*  
6        *conduct projects on Indian reservation roads using*  
7        *amounts allocated to the Indian tribal government*  
8        *under the Indian reservation roads program.*

9            “(3) *TREATMENT AS STATES.*—*Except as other-*  
10       *wise provided by the Secretary, an Indian tribal gov-*  
11       *ernment submitting an application to the Secretary*  
12       *under the program shall be subject to the same re-*  
13       *quirements as a State applying for approval of a*  
14       *Federal-aid highway project.*

15            “(4) *SELECTION OF PARTICIPANTS.*—

16            “(A) *APPLICATIONS.*—*An Indian tribal gov-*  
17       *ernment seeking to participate in the program*  
18       *shall submit to the Secretary an application*  
19       *which is in such form and contains such infor-*  
20       *mation as the Secretary may require.*

21            “(B) *MAXIMUM NUMBER OF PARTICI-*  
22       *PANTS.*—*The Secretary shall select not more than*  
23       *10 Indian tribal governments to participate in*  
24       *the program.*

1           “(5) *TECHNICAL ASSISTANCE.*—*The Secretary,*  
2           *in cooperation with the Secretary of the Interior,*  
3           *shall provide technical assistance to Indian tribal*  
4           *governments participating in the program.*

5           “(6) *TRANSITIONAL ASSISTANCE.*—*Upon request*  
6           *of the Secretary, the Secretary of the Interior shall*  
7           *provide to the Secretary such assistance as may be*  
8           *necessary for implementation of the program.*

9           “(7) *REPORT.*—*Not later than September 30,*  
10           *1997, the Secretary shall transmit to Congress a re-*  
11           *port on the results of the program. In developing such*  
12           *report, the Secretary shall solicit the comments of In-*  
13           *dian tribal governments participating in the pro-*  
14           *gram.”.*

15           (j) *REFERENCE TO PARK ROADS.*—*Section*  
16           *1003(a)(6)(C) of the Intermodal Surface Transportation*  
17           *Efficiency Act of 1991 (105 Stat. 1919) is amended—*

18                   (1) *by striking “HIGHWAYS” in the subpara-*  
19                   *graph heading and inserting “ROADS”; and*

20                   (2) *by striking “highways” the place it appears*  
21                   *preceding “\$69,000,000” and inserting “roads”.*

22           (k) *TECHNICAL AMENDMENT.*—*Section 1032(b)(2) (A)*  
23           *of such Act (105 Stat. 1974) is amended by striking “im-*  
24           *provements” and inserting “improvement”.*

1 **SEC. 240. BICYCLE TRANSPORTATION AND PEDESTRIAN**  
2 **WALKWAY.**

3 *Section 217 of title 23, United States Code, is amend-*  
4 *ed—*

5 *(1) in subsection (b) by inserting “pedestrian*  
6 *walkways and” before “bicycle transportation facili-*  
7 *ties”;*

8 *(2) in subsection (f) by striking “and the Federal*  
9 *share” and all that follows through “80 percent”;*

10 *(3) by redesignating subsection (j) as subsection*  
11 *(k); and*

12 *(4) by inserting after subsection (i) the following*  
13 *new subsection:*

14 *“(j) INCLUSION OF PEDESTRIAN WALKWAYS AND BICY-*  
15 *CLE TRANSPORTATION FACILITIES IN PLANNING.—*

16 *“(1) GENERAL RULE.—The Secretary may not*  
17 *approve under this chapter a highway project for new*  
18 *construction or reconstruction within the boundaries*  
19 *of a State along which a pedestrian walkway or bicy-*  
20 *cle transportation facility is required to be included*  
21 *under the State’s transportation improvement plan*  
22 *developed under section 135 unless such pedestrian*  
23 *walkway or bicycle transportation facility is part of*  
24 *such highway project.*

25 *“(2) EXCEPTION.—The Secretary does not have*  
26 *to approve a project for construction of a pedestrian*

1        *walkway or bicycle transportation facility under*  
2        *paragraph (1)—*

3                *“(A) if the Secretary determines that such*  
4                *construction is not feasible or that use of the*  
5                *walkway or facility would pose a safety risk to*  
6                *pedestrians or bicyclists, as the case may be; or*

7                *“(B) the Secretary determines that there*  
8                *will be no substantial transportation or recre-*  
9                *ation benefit resulting from the project.”.*

10    **SEC. 241. STATE HIGHWAY DEPARTMENT.**

11        *Section 302(b) of title 23, United States Code, is*  
12        *amended by striking “on the Federal-aid secondary system,*  
13        *financed with secondary funds,” and inserting “not on the*  
14        *National Highway System”.*

15    **SEC. 242. MANAGEMENT SYSTEMS.**

16        *Section 303 of title 23, United States Code, is amended*  
17        *in each of subsections (a) and (b) by striking “1 year after*  
18        *the date of the enactment of this section” and inserting “De-*  
19        *cember 18, 1992”.*

20    **SEC. 243. STATE PLANNING AND RESEARCH.**

21        *Section 307 of title 23, United States Code, is amend-*  
22        *ed—*

23                *(1) in subsection (c)(1) by striking “104” and*  
24                *inserting “104(b)”;*

1           (2) in subsection (e)(3)(C) by striking “climac-  
2           tic” and inserting “climatic”;

3           (3) in subsection (e)(13) by striking the  
4           quotation marks preceding “\$35,000,000”;

5           (4) in subsection (f)(2) by striking “section” the  
6           first place it appears and inserting “paragraph”;

7           (5) in the heading to subsection (f)(3) by insert-  
8           ing “EARTHQUAKE” after “NATIONAL”; and

9           (6) in subsection (f)(3) by inserting “Earth-  
10          quake” after “National”.

11 **SEC. 244. APPROPRIATION FOR HIGHWAY PURPOSES OF**  
12 **FEDERAL LANDS.**

13          Section 317(d) of title 23, United States Code, is  
14          amended by striking “system” and inserting “highway”.

15 **SEC. 245. INTERNATIONAL HIGHWAY TRANSPORTATION**  
16 **OUTREACH PROGRAM.**

17          Section 325(a)(5) of title 23, United States Code, is  
18          amended by striking “the date of the enactment of this sec-  
19          tion” and inserting “December 18, 1991”.

20 **SEC. 246. HIGHWAY SAFETY PROGRAMS.**

21          (a) *IN GENERAL.*—Section 402 of title 23, United  
22          States Code, is amended to read as follows:

23 **“§ 402. Highway safety programs**

24          “(a) *IN GENERAL.*—Each State shall have a highway  
25          safety program approved by the Secretary which is designed

1 *to reduce traffic accidents and deaths, injuries, and prop-*  
2 *erty damage resulting therefrom.*

3 *“(b) UNIFORM GUIDELINES.—*

4 *“(1) REQUIREMENT.—The State highway safety*  
5 *programs approved under this section shall be in ac-*  
6 *cordance with uniform guidelines promulgated by the*  
7 *Secretary.*

8 *“(2) PERFORMANCE CRITERIA.—The uniform*  
9 *guidelines shall be expressed in terms of performance*  
10 *criteria.*

11 *“(3) PURPOSES.—The uniform guidelines shall*  
12 *include, at a minimum, criteria relating to—*

13 *“(A) reducing injuries and deaths resulting*  
14 *from motor vehicles being driven in excess of*  
15 *posted speed limits;*

16 *“(B) encouraging the proper use of occu-*  
17 *pant protection devices (including the use of*  
18 *safety belts and child restraint systems) by occu-*  
19 *pants of motor vehicles and increasing public*  
20 *awareness of the benefit of motor vehicles*  
21 *equipped with airbags;*

22 *“(C) reducing deaths and injuries resulting*  
23 *from persons driving motor vehicles while im-*  
24 *paired by alcohol or a controlled substance;*

1           “(D) reducing deaths and injuries resulting  
2           from accidents involving motorcycles;

3           “(E) reducing injuries and deaths resulting  
4           from accidents involving school buses; and

5           “(F) improving law enforcement services in  
6           motor vehicle accident prevention, traffic super-  
7           vision, and post-accident procedures.

8           “(4) *EFFECTIVENESS DETERMINATION.*—A State  
9           highway safety program relating to a guideline estab-  
10          lished pursuant to paragraph (3) shall be considered  
11          a most effective program for purposes of subsection (i)  
12          unless the Secretary determines, after a rulemaking  
13          process under subsection (i), that it should not be so  
14          considered and submits a report to Congress describ-  
15          ing the reasons for the determination.

16          “(5) *ADDITIONAL PURPOSES.*—The uniform  
17          guidelines may include provisions to improve driver  
18          performance (including driver education, driver test-  
19          ing to determine proficiency to operate motor vehicles,  
20          driver examinations (both physical and mental) and  
21          driver licensing) and to improve pedestrian perform-  
22          ance and bicycle safety. In addition the uniform  
23          guidelines may include provisions for an effective  
24          record system of accidents (including injuries and  
25          deaths resulting therefrom), accident investigations to

1 *determine the probable causes of accidents, injuries,*  
2 *and deaths, vehicle registration, operation, and in-*  
3 *spection, highway design and maintenance (including*  
4 *lighting, markings, and surface treatment), traffic*  
5 *control, vehicle codes and laws, surveillance of traffic*  
6 *for detection and correction of high or potentially*  
7 *high accident locations, and emergency services.*

8       “(6) *APPLICABILITY TO FEDERALLY ADMINIS-*  
9 *TERED AREAS.—The uniform guidelines which are*  
10 *applicable to State highway safety programs shall, to*  
11 *the extent determined appropriate by the Secretary,*  
12 *be applicable to federally administered areas where a*  
13 *Federal department or agency controls the highways*  
14 *or supervises traffic operations.*

15       “(7) *LIMITATION ON STATUTORY CONSTRUC-*  
16 *TION.—Implementation of a highway safety program*  
17 *under this section shall not be construed to require the*  
18 *Secretary to require compliance with every uniform*  
19 *guideline, or with every element of every uniform*  
20 *guideline, in every State.*

21       “(8) *COOPERATION IN PROMULGATION.—Uni-*  
22 *form guidelines promulgated by the Secretary to*  
23 *carry out this section shall be developed in coopera-*  
24 *tion with the States, their political subdivisions, ap-*  
25 *propriate Federal departments and agencies, and such*

1 *other public and private organizations as the Sec-*  
2 *retary deems appropriate.*

3 “(9) ASSISTANCE OF OTHER FEDERAL DEPART-  
4 MENTS.—*The Secretary may make arrangements with*  
5 *other Federal departments and agencies for assistance*  
6 *in the preparation of uniform guidelines for the high-*  
7 *way safety programs contemplated by this subsection*  
8 *and in the administration of such programs. Such de-*  
9 *partments and agencies are directed to cooperate in*  
10 *such preparation and administration, on a reimburs-*  
11 *able basis.*

12 “(c) REQUIREMENTS FOR APPROVAL.—

13 “(1) IN GENERAL.—*The Secretary may not ap-*  
14 *prove a State highway safety program under this sec-*  
15 *tion which does not—*

16 “(A) *provide that the Governor of the State*  
17 *shall be responsible for the administration of the*  
18 *program through a State highway safety agency*  
19 *which shall have adequate powers and be suit-*  
20 *ably equipped and organized to carry out, to the*  
21 *satisfaction of the Secretary, such program;*

22 “(B) *authorize political subdivisions of the*  
23 *State to carry out local highway safety programs*  
24 *within their jurisdictions as a part of the State*  
25 *highway safety program if such local highway*

1           *safety programs are approved by the Governor*  
2           *and are in accordance with the uniform guide-*  
3           *lines promulgated by the Secretary under this*  
4           *section;*

5           “(C) *except as provided in paragraph (2),*  
6           *provide that at least 40 percent of all Federal*  
7           *funds apportioned under this section to the State*  
8           *for any fiscal year will be expended by the polit-*  
9           *ical subdivisions of the State, including Indian*  
10          *tribal governments, in carrying out local high-*  
11          *way safety programs authorized in accordance*  
12          *with subparagraph (B); and*

13          “(D) *provide adequate and reasonable ac-*  
14          *cess for the safe and convenient movement of in-*  
15          *dividuals with disabilities, including those in*  
16          *wheelchairs, across curbs constructed or replaced*  
17          *on or after July 1, 1976, at all pedestrian cross-*  
18          *walks throughout the State.*

19          “(2) *WAIVER.—The Secretary may waive the re-*  
20          *quirement of paragraph (1)(C), in whole or in part,*  
21          *for a fiscal year for any State whenever the Secretary*  
22          *determines that there is an insufficient number of*  
23          *local highway safety programs to justify the expendi-*  
24          *ture in the State of such percentage of Federal funds*  
25          *during the fiscal year.*

1           “(3) *USE OF TECHNOLOGY FOR TRAFFIC EN-*  
2           *FORCEMENT.*—*The Secretary may encourage States to*  
3           *use technologically advanced traffic enforcement de-*  
4           *VICES (including the use of automatic speed detection*  
5           *devices such as photo-radar) by law enforcement offi-*  
6           *cers.*

7           “(d) *DATA COLLECTION AND REPORTING PROGRAM.*—

8           “(1) *ESTABLISHMENT.*—*The Secretary shall es-*  
9           *tablish a highway safety program for the collection*  
10           *and reporting of data on traffic-related deaths and*  
11           *injuries by the States. Under such program, the*  
12           *States shall collect and report to the Secretary such*  
13           *data as the Secretary may require.*

14           “(2) *PURPOSES.*—*The purposes of the program*  
15           *under this subsection are to ensure national uniform*  
16           *data on such deaths and injuries and to allow the*  
17           *Secretary to make determinations for use in develop-*  
18           *ing programs to reduce such deaths and injuries and*  
19           *making recommendations to Congress concerning leg-*  
20           *islation necessary to implement such programs.*

21           “(3) *PROGRAM REQUIREMENTS.*—*The program*  
22           *under this subsection shall include information ob-*  
23           *tained by the Secretary under section 4004 of the*  
24           *Intermodal Surface Transportation Efficiency Act of*  
25           *1991 and provide for annual reports to the Secretary*

1        *on the efforts being made by the States in reducing*  
2        *deaths and injuries occurring at highway construc-*  
3        *tion sites and the effectiveness and results of such ef-*  
4        *forts.*

5                *“(4) REPORTING CRITERIA.—The Secretary shall*  
6        *establish minimum reporting criteria for the program*  
7        *under this subsection. Such criteria shall include, but*  
8        *not be limited to, criteria on deaths and injuries re-*  
9        *sulting from police pursuits, school bus accidents, and*  
10       *speeding, on traffic-related deaths and injuries at*  
11       *highway construction sites and on the configuration*  
12       *of commercial motor vehicles involved in motor vehi-*  
13       *cle accidents.*

14                *“(e) USE OF FUNDS.—*

15                *“(1) FOR HIGHWAY SAFETY PROGRAMS.—Funds*  
16       *authorized to be appropriated to carry out this sec-*  
17       *tion shall be used to aid the States to conduct the*  
18       *highway safety programs approved in accordance*  
19       *with subsection (a), including development and im-*  
20       *plementation of manpower training programs, and of*  
21       *demonstration programs that the Secretary deter-*  
22       *mines will contribute directly to the reduction of traf-*  
23       *fic accidents and deaths and injuries resulting there-*  
24       *from.*

1           “(2) *ADMINISTRATIVE EXPENSES.*—Funds au-  
2           thorized to be appropriated to carry out this section  
3           shall be subject to a deduction not to exceed 5 percent  
4           for the necessary costs of administering the provisions  
5           of this section, and the remainder shall be appor-  
6           tioned among the several States under subsection (f).

7           “(3) *LIMITATION.*—Nothing in this section au-  
8           thorizes the appropriation or expenditure of funds—

9                   “(A) for highway construction, mainte-  
10                  nance, or design (other than design of safety fea-  
11                  tures of highways to be incorporated into guide-  
12                  lines); or

13                  “(B) for any purpose for which funds are  
14                  authorized by section 403 of this title.

15           “(f) *APPORTIONMENT OF FUNDS.*—

16                  “(1) *FORMULA.*—After the deduction under sub-  
17                  section (e)(2), the remainder of the funds authorized  
18                  to be appropriated to carry out this section shall be  
19                  apportioned 75 percent in the ratio which the popu-  
20                  lation of each State bears to the total population of  
21                  all the States, as shown by the latest available Federal  
22                  census, and 25 percent in the ratio which the public  
23                  road mileage in each State bears to the total public  
24                  road mileage in all States.

1           “(2) *MINIMUM PERCENTAGE.*—The annual ap-  
2           portionment to each State shall not be less than  $\frac{1}{2}$  of  
3           1 percent of the total apportionment; except that the  
4           apportionments to the Virgin Islands, Guam, Amer-  
5           ican Samoa, and the Commonwealth of the Northern  
6           Mariana Islands shall not be less than  $\frac{1}{4}$  of 1 percent  
7           of the total apportionment.

8           “(3) *APPROVED HIGHWAY SAFETY PROGRAM.*—  
9           The Secretary shall not apportion any funds under  
10          this subsection to any State which is not implement-  
11          ing a highway safety program approved by the Sec-  
12          retary in accordance with this section.

13          “(4) *REDUCTION OF APPORTIONMENT.*—Funds  
14          apportioned under this section to any State, that does  
15          not have a highway safety program approved by the  
16          Secretary or that is not implementing an approved  
17          program, shall be reduced by amounts equal to not  
18          less than 50 percent of the amounts that would other-  
19          wise be apportioned to the State under this section,  
20          until such time as the Secretary approves such pro-  
21          gram or determines that the State is implementing an  
22          approved program, as appropriate. The Secretary  
23          shall consider the gravity of the State’s failure to have  
24          or implement an approved program in determining  
25          the amount of the reduction.

1           “(5) *APPORTIONMENT OF WITHHELD FUNDS.*—  
2           *The Secretary shall promptly apportion to the State*  
3           *the funds withheld from its apportionment if the Sec-*  
4           *retary approves the State’s highway safety program*  
5           *or determines that the State has begun implementing*  
6           *an approved program, as appropriate, prior to the*  
7           *end of the fiscal year for which the funds were with-*  
8           *held. If the Secretary determines that the State did*  
9           *not correct its failure within such period, the Sec-*  
10          *retary shall reapportion the withheld funds to the*  
11          *other States in accordance with the formula specified*  
12          *in this subsection not later than 30 days after such*  
13          *determination.*

14           “(6) *DETERMINATION OF PUBLIC ROAD MILE-*  
15          *AGE.*—*For the purposes of this subsection, the term a*  
16          *‘public road’ means any road under the jurisdiction*  
17          *of, and maintained by, a public authority and open*  
18          *to public travel. As used in this subsection, public*  
19          *road mileage shall be determined as of the end of the*  
20          *calendar year preceding the year in which the funds*  
21          *are apportioned and shall be certified to by the Gov-*  
22          *ernor of the State and subject to approval by the Sec-*  
23          *retary.*

24          “(g) *APPLICABILITY OF CHAPTER 1.*—

1           “(1) *IN GENERAL.*—*Except as otherwise provided*  
2 *in this subsection, all provisions of chapter 1 of this*  
3 *title that are applicable to National Highway System*  
4 *highway funds, other than provisions relating to the*  
5 *apportionment formula and provisions limiting the*  
6 *expenditure of such funds to the Federal-aid systems,*  
7 *shall apply to the highway safety funds authorized to*  
8 *be appropriated to carry out this section.*

9           “(2) *INCONSISTENT PROVISIONS.*—*If the Sec-*  
10 *retary determines that a provision of chapter 1 of this*  
11 *title is inconsistent with this section, such provision*  
12 *shall not apply to funds authorized to be appro-*  
13 *riated to carry out this section.*

14           “(3) *CREDIT FOR STATE AND LOCAL EXPENDI-*  
15 *TURES.*—*The aggregate of all expenditures made dur-*  
16 *ing any fiscal year by a State and its political sub-*  
17 *divisions (exclusive of Federal funds) for carrying out*  
18 *the State highway safety program (other than plan-*  
19 *ning and administration) shall be available for the*  
20 *purpose of crediting such State during such fiscal*  
21 *year for the non-Federal share of the cost of any*  
22 *project under this section (other than one for plan-*  
23 *ning or administration) without regard to whether*  
24 *such expenditures were actually made in connection*  
25 *with such project.*

1           “(4) *INCREASED FEDERAL SHARE FOR CERTAIN*  
2 *INDIAN TRIBE PROGRAMS.*—*In the case of a local*  
3 *highway safety program carried out by an Indian*  
4 *tribe, if the Secretary is satisfied that an Indian tribe*  
5 *does not have sufficient funds available to meet the*  
6 *non-Federal share of the cost of such program, the*  
7 *Secretary may increase the Federal share of the cost*  
8 *thereof payable under this title to the extent nec-*  
9 *essary.*

10           “(5) *TREATMENT OF TERM ‘STATE HIGHWAY DE-*  
11 *PARTMENT’.*—*In applying the provisions of chapter 1*  
12 *of this title in carrying out this section, the term*  
13 *‘State highway department’ as used in such provi-*  
14 *sions shall mean the Governor of a State for the pur-*  
15 *poses of this section.*

16           “(h) *APPLICATION IN INDIAN COUNTRY.*—

17           “(1) *IN GENERAL.*—*For the purpose of the appli-*  
18 *cation of this section in Indian country, the terms*  
19 *‘State’ and ‘Governor of a State’ include the Sec-*  
20 *retary of the Interior and the term ‘political subdivi-*  
21 *sion of a State’ includes an Indian tribe. Notwith-*  
22 *standing the provisions of subsection (c)(1)(C), 95*  
23 *percent of the funds transferred to the Secretary of the*  
24 *Interior under this section shall be expended by In-*  
25 *dian tribes to carry out highway safety programs*

1     *within their jurisdictions. The provisions of sub-*  
2     *section (c)(1)(D) shall be applicable to Indian tribes,*  
3     *except to those tribes with respect to which the Sec-*  
4     *retary determines that application of such provisions*  
5     *would not be practicable.*

6             “(2) *INDIAN COUNTRY DEFINED.*—*For the pur-*  
7     *pose of this subsection, the term ‘Indian country’*  
8     *means—*

9             “(A) *all land within the limits of any In-*  
10     *dian reservation under the jurisdiction of the*  
11     *United States, notwithstanding the issuance of*  
12     *any patent, and including rights-of-way running*  
13     *through the reservation;*

14             “(B) *all dependent Indian communities*  
15     *within the borders of the United States whether*  
16     *within the original or subsequently acquired ter-*  
17     *ritory thereof and whether within or without the*  
18     *limits of a State; and*

19             “(C) *all Indian allotments, the Indian titles*  
20     *to which have not been extinguished, including*  
21     *rights-of-way running through such allotments.*

22             “(i) *RULEMAKING PROCESS.*—*The Secretary may*  
23     *from time to time conduct a rulemaking process to deter-*  
24     *mine those highway safety programs that are most effective*  
25     *in reducing traffic accidents, injuries, and deaths. Any rule*

1 *under this subsection shall be promulgated taking into ac-*  
 2 *count consideration of the views of the States having a*  
 3 *major role in establishing such programs. When a rule pro-*  
 4 *mulgated in accordance with this subsection takes effect,*  
 5 *only those programs established by such rule as most effec-*  
 6 *tive in reducing traffic accidents, injuries, and deaths shall*  
 7 *be eligible to receive Federal financial assistance under this*  
 8 *section.”.*

9 (b) *SECTION 2005.—Section 2005(1) of the Intermodal*  
 10 *Surface Transportation Efficiency Act of 1991 (105 Stat.*  
 11 *2079) is amended—*

12 (1) *by striking “and” the first place it appears*  
 13 *and inserting a comma; and*

14 (2) *by striking “, 1994,” and inserting “and*  
 15 *1994, and \$146,000,000 for each of fiscal years”.*

16 **SEC. 247. NATIONAL HIGHWAY SAFETY ADVISORY COMMIT-**  
 17 **TEE.**

18 *Section 404(d) of title 23, United States Code, is*  
 19 *amended by striking “Commerce” and inserting “Transpor-*  
 20 *tation”.*

21 **SEC. 248. ALCOHOL-IMPAIRED DRIVING COUNTER-**  
 22 **MEASURES.**

23 (a) *TECHNICAL AMENDMENT.—Section 410(d)(1)(E)*  
 24 *of title 23, United States Code, is amended by striking “the*

1 *date of enactment of this section” and inserting “December*  
2 *18, 1991”.*

3 *(b) BASIC GRANT ELIGIBILITY.—Section 410(d)(3) of*  
4 *such title is amended—*

5 *(1) by inserting “(A)” after “(3)”;* and

6 *(2) by adding at the end the following:*

7 *“(B) A State shall be treated as having met the*  
8 *requirement of this paragraph if—*

9 *“(i) the State provides to the Secretary a*  
10 *written certification that the highest court of the*  
11 *State has issued a decision indicating that im-*  
12 *plementation of subparagraph (A) would con-*  
13 *stitute a violation of the constitution of the*  
14 *State; and*

15 *“(ii) the State demonstrates to the satisfac-*  
16 *tion of the Secretary—*

17 *“(I) that the alcohol fatal crash in-*  
18 *volvement rate in the State has decreased in*  
19 *each of the 3 most recent calendar years for*  
20 *which statistics for determining such rate*  
21 *are available; and*

22 *“(II) that the alcohol fatal crash in-*  
23 *volvement rate in the State has been lower*  
24 *than the average such rate for all States in*  
25 *each of such calendar years.”.*

1 **SEC. 249. PUBLIC TRANSIT FACILITIES.**

2 *Section 1023(h) of the Intermodal Surface Transpor-*  
3 *tation Efficiency Act of 1991 is amended by striking “this*  
4 *Act” each place it appears and inserting “the Department*  
5 *of Transportation and Related Agencies Appropriations*  
6 *Act, 1993”.*

7 **SEC. 250. ROADSIDE BARRIER TECHNOLOGY.**

8 *Section 1058 of the Intermodal Surface Transpor-*  
9 *tation Efficiency Act of 1991 (23 U.S.C. 109 note; 105 Stat.*  
10 *2003) is amended—*

11 *(1) in subsection (a) by striking “median” and*  
12 *inserting “or temporary crashworthy”;*

13 *(2) in subsection (a) by inserting “crashworthy”*  
14 *after “Innovative”;*

15 *(3) in the heading of subsection (c) by inserting*  
16 *“CRASHWORTHY” after “INNOVATIVE”;*

17 *(4) in subsection (c) by inserting “crashworthy”*  
18 *after “innovative”;*

19 *(5) in subsection (c) by striking “median”;*

20 *(6) by inserting “or guiderail” after “guard-*  
21 *rail”; and*

22 *(7) by inserting before the period at the end of*  
23 *subsection (c) “, and meets or surpasses the require-*  
24 *ments of the National Cooperative Highway Research*  
25 *Program 350 for longitudinal barriers”.*

1 **SEC. 251. PENSACOLA, FLORIDA.**

2 *Section 1086(b) of the Intermodal Surface Transpor-*  
3 *tation Efficiency Act of 1991 (105 Stat. 2022) is amended*  
4 *by striking “Not later than 2 years after the date of the*  
5 *enactment of this Act,” and inserting “On or before June*  
6 *18, 1995.”*

7 **SEC. 252. HIGH COST BRIDGE PROJECTS.**

8 *The table contained in section 1103(b) of the Inter-*  
9 *modal Surface Transportation Efficiency Act of 1991 (105*  
10 *Stat. 2027–2028) is amended—*

11 *(1) in item number 5, relating to Gloucester*  
12 *Point, Virginia, by inserting after “York River” the*  
13 *following: “and for repair, strengthening, and reha-*  
14 *bilitation of the existing bridge”; and*

15 *(2) in item number 10, relating to Shakopee,*  
16 *Minnesota, by inserting “project, including the bypass*  
17 *of” after “replacement”.*

18 **SEC. 253. CONGESTION RELIEF PROJECTS.**

19 *The table contained in section 1104(b) of the Inter-*  
20 *modal Surface Transportation Efficiency Act of 1991 (105*  
21 *Stat. 2029–2031) is amended—*

22 *(1) in item number 10, relating to San Diego,*  
23 *California, by striking “1 block of Cut and Cover*  
24 *Tunnel on Rt. 15” and inserting “bridge decking on*  
25 *Route 15”; and*

1           (2) *in item number 43, relating to West Vir-*  
2           *ginia, by striking “Coal Fields” and inserting “Coal-*  
3           *fields”.*

4   **SEC. 254. HIGH PRIORITY CORRIDORS ON NATIONAL HIGH-**  
5                                   **WAY SYSTEM.**

6           (a) *EAST-WEST TRANSAMERICA CORRIDOR.*—Section  
7   1105(c)(3) of the *Intermodal Surface Transportation Effi-*  
8   *ciency Act of 1991 (105 Stat. 2032)* is amended by inserting  
9   *before the period at the end the following: “, including (A)*  
10   *a Kentucky corridor centered on the cities of Paducah, Ben-*  
11   *ton, Hopkinsville, Bowling Green, Columbia, Somerset,*  
12   *London, Hazard, Jenkins, and Pikeville, Kentucky, to*  
13   *Williamson, West Virginia, and (B) a West Virginia cor-*  
14   *ridor from Williamson to the vicinity of Welch, West Vir-*  
15   *ginia, sharing a common corridor with the I-73/74 corridor*  
16   *(referred to in item 12 of the table contained in subsection*  
17   *(f)), and from the vicinity of Welch to Beckley, West Vir-*  
18   *ginia, as part of the Coalfields Expressway described in sec-*  
19   *tion 1069(v)”.*

20           (b) *INDIANAPOLIS TO HOUSTON CORRIDOR.*—Section  
21   1105(c)(18) of such Act (105 Stat. 2032) is amended by  
22   inserting before the period at the end the following: “, in-  
23   cluding a Kentucky corridor centered on the cities of Hen-  
24   derson, Sturgis, Smithland, Paducah, Bardwell, and Hick-  
25   man, Kentucky”.

1 **SEC. 255. HIGH PRIORITY CORRIDOR PROJECTS.**

2       *The table contained in section 1105(f) of the Inter-*  
3 *modal Surface Transportation Efficiency Act of 1991 (105*  
4 *Stat. 2033–2035) is amended—*

5           *(1) in item 1, relating to Pennsylvania, by in-*  
6 *serting after “For” the following: “the segment de-*  
7 *scribed in item 6 of this table and, after completion*  
8 *of such segment, for”;* and

9           *(2) in item number 26, relating to Indiana,*  
10 *Kentucky, Tennessee, by striking “Newberry” and in-*  
11 *serting “Evansville”.*

12 **SEC. 256. RURAL ACCESS PROJECTS.**

13       *(a) PROJECT DESCRIPTIONS.—The table contained in*  
14 *section 1106(a)(2) of the Intermodal Surface Transpor-*  
15 *tation Efficiency Act of 1991 (105 Stat. 2037–2042) is*  
16 *amended—*

17           *(1) in item number 34, relating to Illinois, by*  
18 *striking “Resurfacing” and all that follows through*  
19 *“Omaha” and inserting “Bel-Air Road improvement*  
20 *from south of Carmi to State Route 141 in southeast-*  
21 *ern White County”;*

22           *(2) in item number 52, relating to Bedford*  
23 *Springs, Pennsylvania, by striking “and Hunting-*  
24 *ton” and inserting “Franklin, and Huntingdon”;*

1           (3) *in item number 61, relating to Lubbock,*  
2 *Texas, by striking “with” and inserting “with Inter-*  
3 *state 10 through”;*

4           (4) *in item number 75, relating to Pennsylvania,*  
5 *by striking “Widen” and all that follows through*  
6 *“lanes” and inserting “Road improvements on a 14-*  
7 *mile segment of U.S. Route 15 in Lycoming County,*  
8 *Pennsylvania”;*

9           (5) *in item number 92, relating to Ohio, by*  
10 *striking “Minerva, Ohio” and insert “Lisbon, Ohio”;*

11           (6) *in item number 93, relating to New Mexico,*  
12 *by striking “Raton-Clayton Rd., Clayton, New Mex-*  
13 *ico” and inserting “U.S. Rt. 64/87 from Raton, New*  
14 *Mexico, through Clayton to the Texas-New Mexico*  
15 *State line”;* and

16           (7) *in item number 111, relating to Parker*  
17 *County, Texas (SH199)—*

18                   (A) *by striking “Parker County” and in-*  
19 *serting “Parker and Tarrant Counties”;* and

20                   (B) *by striking “to four-” and inserting “in*  
21 *Tarrant County, to freeway standards and in*  
22 *Parker County to a 4-”.*

23           (b) *ADDITIONAL FUNDING.—Section 1106(a) of such*  
24 *Act is amended by adding at the end the following:*

1           “(8) *ADDITIONAL FUNDING.*—In addition to  
2           *funds otherwise made available by this subsection for*  
3           *the project described in item number 52 of the table*  
4           *contained in paragraph (2), there shall be available*  
5           *from the Highway Trust Fund (other than the Mass*  
6           *Transit Account) for carrying out such project*  
7           *\$5,000,000 for fiscal year 1995 and \$1,300,000 per*  
8           *fiscal year for each of fiscal years 1996 and 1997.”.*

9           **SEC. 257. URBAN ACCESS AND MOBILITY PROJECTS.**

10           *The table contained in section 1106(b)(2) of the Inter-*  
11           *modal Surface Transportation Efficiency Act of 1991 (105*  
12           *Stat. 2043–2047) is amended—*

13                     (1) *in item number 13, relating to Joliet, Illi-*  
14                     *nois, by striking “and construction and interchange*  
15                     *at Houbolt Road and I–80”;* and

16                     (2) *in item number 36, relating to Compton,*  
17                     *California, by striking “For a grade” and all that fol-*  
18                     *lows through “Corridor” and inserting “For grade*  
19                     *separations and other improvements in the city of*  
20                     *Compton, California”.*

21           **SEC. 258. INNOVATIVE PROJECTS.**

22           *The table contained in section 1107(b) of the Inter-*  
23           *modal Surface Transportation Efficiency Act of 1991 (105*  
24           *Stat. 2048–2059) is amended—*

1           (1) in item 20, relating to Holidaysburg, Penn-  
2           sylvania—

3                   (A) by striking “Holidaysburg,” the first  
4                   place it appears; and

5                   (B) by inserting “, or other projects in the  
6                   counties of Bedford, Blair, Centre, Franklin, and  
7                   Huntingdon as selected by the State of Penn-  
8                   sylvania” after “Pennsylvania” the second place  
9                   it appears;

10           (2) in item number 29, relating to Blacksburg,  
11           Virginia, by inserting “methods of facilitating public  
12           and private participation in” after “demonstrate”;

13           (3) in item number 35, relating to Alabama, by  
14           striking “to bypass” and all that follows through “I-  
15           85” and inserting “beginning on U.S. Route 80 west  
16           of Montgomery, Alabama, and connecting to I-65  
17           south of Montgomery and I-85 east of Montgomery”;

18           (4) in item number 52, relating to Pennsylvania,  
19           by striking “off Interstate” and all that follows  
20           through “Pennsylvania” and inserting “and other  
21           highway projects within a 30-mile vicinity of Inter-  
22           state Route 81 or Interstate Route 80 in northeastern  
23           Pennsylvania”;

24           (5) in item number 61, relating to Mojave, Cali-  
25           fornia, by striking “Mojave” and inserting

1       *“Victorville” and by inserting “Mojave” after “recon-*  
2       *struct”;*

3             (6) *in item number 76, relating to Tennessee—*

4                     (A) *by inserting after “I-81” the following:*  
5                     *“interchange at”; and*

6                     (B) *by striking “Interchange” and inserting*  
7                     *“or Kendrick Creek Road”;*

8             (7) *in item number 100, relating to Arkansas, by*  
9       *striking “Thornton” and inserting “Little Rock”;*

10            (8) *in item number 113, relating to Durham*  
11       *County, North Carolina, by inserting after “Route*  
12       *147” the following: “; including the interchange at I-*  
13       *85”; and*

14            (9) *in item number 114, relating to Corpus*  
15       *Christi to Angleton, Texas, by striking “Construct*  
16       *new multi-lane freeway” and inserting “Construct a*  
17       *4-lane divided highway”.*

18       **SEC. 259. INTERMODAL PROJECTS.**

19       *The table contained in section 1108(b) of the Inter-*  
20       *modal Surface Transportation Efficiency Act of 1991 (105*  
21       *Stat. 2060–2063) is amended—*

22            (1) *in item number 5, relating to Pennsylvania,*  
23       *by striking “Upgrading” and inserting “To study the*  
24       *need to upgrade” and by inserting “to a 4-lane lim-*  
25       *ited access highway” after “Airport”;*

1           (2) *in item number 9, relating to E. Haven/Wal-*  
2 *lingford, Connecticut—*

3           (A) *by striking “\$8.8” and inserting*  
4 *“\$7.5”;*

5           (B) *by striking “\$2.4” and inserting*  
6 *“\$2.0”;* and

7           (C) *by striking “\$0.7” and inserting*  
8 *“\$0.6”;*

9           (3) *in item 38, relating to Provo, Utah, strike*  
10 *“South” and all that follows through “Airport” and*  
11 *insert “East-West Connector from United States*  
12 *Highway 89–189, Provo, Utah”;* and

13           (4) *in item 51, relating to Long Beach, Califor-*  
14 *nia, by inserting “(including a grade separation*  
15 *project for the Los Alamitos traffic circle at Lakewood*  
16 *Boulevard and Pacific Coast Highway)” after “Ac-*  
17 *cess”.*

18 **SEC. 260. MISCELLANEOUS INTERMODAL SURFACE TRANS-**

19 **PORTATION EFFICIENCY ACT AMENDMENTS.**

20           (a) *CROSS REFERENCE IN HIGHWAY USE TAX EVA-*  
21 *SION PROGRAM.—Section 1040(a) of the Intermodal Sur-*  
22 *face Transportation Efficiency Act of 1991 (23 U.S.C. 101*  
23 *note; 105 Stat. 1992) is amended by striking “(e)” and in-*  
24 *serting “(f)”.*

1       (b) *REPORT TO CONGRESS ON QUALITY IMPROVE-*  
2 *MENT.*—Section 1043(b) of such Act (105 Stat. 1993) is  
3 amended by inserting “General” after “Comptroller”.

4       (c) *COALFIELDS EXPRESSWAY.*—Section 1069(v) of  
5 such Act (105 Stat. 2010) is amended by striking “97, 10,  
6 16, and 93” and inserting “16, and 83”.

7       (d) *PERIOD OF AVAILABILITY OF FUNDS FOR MIS-*  
8 *CELLANEOUS PROJECTS.*—Section 1069 of such Act is  
9 amended—

10           (1) by striking the last sentence of subsection (y);

11           and

12           (2) by adding at the end the following new sub-  
13 section:

14           “(ii) *PERIOD OF AVAILABILITY.*—Funds provided to  
15 carry out this section shall remain available until ex-  
16 pended.”.

17       (e) *FINAL RULE FOR ROADSIDE BARRIERS AND SAFE-*  
18 *TY APPURTENANCES.*—Section 1073(b) of such Act (105  
19 Stat. 2012) is amended by striking “1 year” and inserting  
20 “2 years”.

21       (f) *INTERSTATE STUDY COMMISSION.*—Section 1099 of  
22 such Act (105 Stat. 2026) is amended—

23           (1) by striking “bill” and inserting “Act”;

24           (2) by striking “passage of this legislation” and  
25           inserting “the enactment of this Act”;

1           (3) by inserting after “Columbia” the second  
 2           place it appears the following: “appointed by the Gov-  
 3           ernors of the States of Maryland and Virginia and  
 4           the Mayor of the District of Columbia, respectively”;  
 5           and

6           (4) by striking “appointed by the Governors and  
 7           the Mayor” and inserting “, 1 each for Maryland,  
 8           Virginia, and the District of Columbia appointed by  
 9           the Governors and the Mayor, respectively”.

10          (g) *DRUG RECOGNITION EXPERT TRAINING PRO-*  
 11 *GRAM.*—Section 2006(b) of such Act (23 U.S.C. 403 note;  
 12 105 Stat. 2080) is amended by inserting “Federal” before  
 13 “Advisory”.

14          (h) *APPLICABILITY OF OBLIGATION CEILING TO CER-*  
 15 *TAIN HIGHWAY SAFETY PROGRAMS.*—Section 2009 of such  
 16 Act (105 Stat. 2080) is amended—

17           (1) by striking “(a) *IN GENERAL.*—”;

18           (2) by striking “211(b)” the first place it ap-  
 19           pears and inserting “211”;

20           (3) by striking “102” and inserting “1002”; and

21           (4) by striking subsection (b).

22 **SEC. 261. DISADVANTAGED BUSINESS ENTERPRISE PRO-**  
 23 **GRAM.**

24           In administering section 1003(b) of the Intermodal  
 25 Surface Transportation Efficiency Act of 1991, the limita-

1 *tion on annual gross receipts of a small business concern*  
 2 *set forth in paragraph (2)(A) of such section shall be the*  
 3 *only limitation on annual gross receipts which applies to*  
 4 *small business concerns.*

5 **SEC. 262. AMENDMENTS TO SURFACE TRANSPORTATION**  
 6 **AND UNIFORM RELOCATION ASSISTANCE ACT**  
 7 **OF 1987.**

8 (a) *SECTION 149.—Section 149(a)(69) of the Surface*  
 9 *Transportation and Uniform Relocation Assistance Act of*  
 10 *1987 (101 Stat. 191), relating to Burbank-Glendale-Pasa-*  
 11 *dena Airport, California, is amended—*

12 (1) *in the first sentence by striking “highway”;*

13 (2) *in the first sentence by striking “and con-*  
 14 *struction of terminal and parking facilities at such*  
 15 *airport”; and*

16 (3) *by striking “by making” in the second sen-*  
 17 *tence and all that follows through the period at the*  
 18 *end of such sentence and inserting: “by preparing a*  
 19 *feasibility study and conducting preliminary engi-*  
 20 *neering, design, and construction of a link between*  
 21 *such airport and the commuter rail system that is*  
 22 *being developed by the Los Angeles County Metropoli-*  
 23 *tan Transportation Authority.”.*

24 (b) *SECTION 317.—Section 317(b) of such Act (49*  
 25 *U.S.C. App. 1608 note; 101 Stat. 233) is amended—*

1           (1) in paragraphs (2) and (3) by inserting “or  
2           cooperative agreement” after “contract” each place it  
3           appears; and

4           (2) by adding at the end the following new para-  
5           graph:

6           “(7) *CONVERSION OF CONTRACTS.*—The Sec-  
7           retary may convert existing contracts entered into  
8           under this subsection into cooperative agreements.”.

9           **SEC. 263. FREEWAY SERVICE PATROLS.**

10          (a) *GENERAL RULE.*—Except to the extent that the  
11          Secretary shall find that it is not feasible, any funds ex-  
12          pended in a fiscal year directly or indirectly for freeway  
13          service patrols from amounts made available to a State  
14          under titles I and III of the Intermodal Surface Transpor-  
15          tation Efficiency Act of 1991 shall be expended with pri-  
16          vately owned or privately operated business concerns. The  
17          preceding sentence shall not apply to any publicly owned  
18          or operated freeway service patrol that was in operation  
19          before the date of the enactment of this Act.

20          (b) *DEFINITION.*—For purposes of this section, the  
21          term “freeway service patrol” means automotive road serv-  
22          ice vehicles and automotive towing vehicles operated in a  
23          continuous, dedicated service as part of an incident man-  
24          agement program.

1 **SEC. 264. PAN AMERICAN HIGHWAY.**

2 (a) *STUDY.*—The Secretary shall conduct a study on  
3 the adequacy of and the need for improvements to the Pan  
4 American Highway.

5 (b) *ELEMENTS.*—The study to be conducted under sub-  
6 section (a) shall at a minimum include the following ele-  
7 ments:

8 (1) *Findings on the benefits of constructing a*  
9 *highway at Darien Gap, Panama and Colombia.*

10 (2) *Recommendations for a self-financing ar-*  
11 *rangement for completion and maintenance of the*  
12 *Pan American Highway.*

13 (3) *Recommendations for establishing a Pan*  
14 *American highway authority to monitor financing,*  
15 *construction, maintenance, and operations of the Pan*  
16 *American Highway.*

17 (4) *Findings on the benefits to trade and pros-*  
18 *perity of a more efficient Pan American Highway.*

19 (5) *Findings on the benefits to United States in-*  
20 *dustry through the use of United States technology*  
21 *and equipment in construction of improvements to the*  
22 *Pan American Highway.*

23 (6) *Findings on environmental considerations,*  
24 *including environmental considerations relating to*  
25 *the Darien Gap.*

1       (c) *REPORT.*—Not later than 2 years after the date of  
2 the enactment of this Act, the Secretary shall transmit to  
3 Congress a report on the results of the study conducted  
4 under this section.

5 **SEC. 265. SECTION 3 PROGRAM AMENDMENTS.**

6       (a) *LETTERS OF INTENT.*—Section 3(a)(4)(E) of the  
7 Federal Transit Act (49 U.S.C. App. 1602(a)(4)(E)) is  
8 amended—

9           (1) in the first sentence by striking “letters of in-  
10 tent” and all that follows through “shall not exceed  
11 the” and inserting “letters of intent, early systems  
12 work agreements, and full funding grant agreements  
13 shall not exceed the”; and

14           (2) in the second sentence by striking “new let-  
15 ters issued” and all that follows through “shall not ex-  
16 ceed any” and inserting “new letters issued and con-  
17 tingent commitments included in early systems work  
18 agreements and full funding agreements shall not ex-  
19 ceed any”.

20       (b) *ASSURED TIMETABLE FOR FINAL DESIGN*  
21 *STAGE.*—Section 3(a)(6)(C) of the Federal Transit Act (49  
22 U.S.C. App. 1602(a)(6)(C)) is amended by inserting before  
23 the period at the end the following: “or, if an environmental  
24 impact statement is not required for such project, the date

1 *of completion of an environmental assessment for such*  
2 *project or of a finding of no significant impact”.*

3 (c) *OREGON LIGHT RAIL PROGRAM.*—Section  
4 *3(a)(8)(C)(v) of such Act is amended—*

5 (1) *by striking “Westside” the first place it ap-*  
6 *pears;*

7 (2) *by striking “and” following “101–584;”; and*

8 (3) *by inserting before the period at the end the*  
9 *following “; and the locally preferred alternative for*  
10 *the South/North Corridor Project between Clackamas*  
11 *County, Oregon, Portland, Oregon, and Clark County,*  
12 *Washington”.*

13 (d) *RAIL MODERNIZATION.*—Section 3(h) of such Act  
14 *is amended in paragraph (6) by striking “paragraph” and*  
15 *inserting “subsection”.*

16 (e) *NONAPPLICABILITY.*—Section 3(i)(5)(C) of such  
17 *Act is amended by striking “the Federal-Aid Highway Act*  
18 *of 1991” and inserting the following: “title 23, United*  
19 *States Code,”.*

20 (f) *TRANSITIONAL PROVISION FOR PROGRAMS OF*  
21 *INTERRELATED PROJECTS.*—Section 3011(b) of the Inter-  
22 *modal Surface Transportation Efficiency Act of 1991 (49*  
23 *U.S.C. App. 1602 note; 105 Stat. 2098) is amended by in-*  
24 *serting after “interrelated projects” the following: “but ex-*  
25 *cluding any project for which a timetable for project review*

1 *or for Federal funding is provided for by a provision of*  
2 *law other than section 3(a)(6) of the Federal Transit Act*  
3 *and for which such timetable is different than the timetable*  
4 *established by such section”.*

5 (g) *CONFORMING AMENDMENTS.—Section 3007 of the*  
6 *Intermodal Surface Transportation Efficiency Act of 1991*  
7 *(105 Stat. 2091) is amended—*

8 (1) *in paragraph (5)(B) by striking the comma*  
9 *which precedes the closing quotation marks and the*  
10 *semicolon; and*

11 (2) *in paragraph (6) by striking the comma*  
12 *which precedes the closing quotation marks and the*  
13 *final period.*

14 **SEC. 266. METROPOLITAN PLANNING.**

15 (a) *TECHNICAL AMENDMENTS.—Section 8 of the Fed-*  
16 *eral Transit Act (49 U.S.C. App. 1607) is amended—*

17 (1) *in subsection (f)(5) by inserting “of title 23,*  
18 *United States Code” after “133”;*

19 (2) *in subsection (f)(9) by striking “of this title”*  
20 *and inserting “of such title”;*

21 (3) *in subsection (f)(11) by inserting “passengers*  
22 *and” before “freight”;*

23 (4) *in subsection (g)(5) by redesignating sub-*  
24 *paragraphs (i) and (ii) as subparagraphs (A) and*  
25 *(B), respectively;*

1           (5) in subsection (i)(3) by striking “this title  
2 and the Federal Transit Act” and inserting “title 23,  
3 United States Code, and this Act”;

4           (6) in subsection (i)(4) by striking “or pursuant  
5 to the Federal Transit” and inserting “, or pursuant  
6 to this”;

7           (7) in subsection (i)(5) by inserting “of title 23,  
8 United States Code,” after “section 134”;

9           (8) in subsection (i)(5) by inserting “of such  
10 title” after “104(b)(3)”;

11           (9) in subsection (i)(5) by inserting “of such  
12 title” after “133(d)(3)” each place it appears;

13           (10) in subsection (i)(5) by striking “the Federal  
14 Transit” the first 2 places it appears and inserting  
15 “this”;

16           (11) in subsection (i)(5) by striking “section 8(o)  
17 of the Federal Transit Act” and inserting “subsection  
18 (o) of this section”;

19           (12) in subsection (m)(1) by striking “or the  
20 Federal Transit” and inserting “, or this”;

21           (13) in each of subsections (p)(2) and (p)(4) by  
22 striking “section 8” the first place it appears and in-  
23 serting “this section”;

24           (14) in subsection (p)(2) by striking “section 8  
25 of this Act” and inserting “this section”;

1           (15) in subsection (p)(3) by striking “subpara-  
2           graph (B)” and inserting “paragraph (2)”; and

3           (16) in subsection (p)(5) by striking “para-  
4           graph” and inserting “section”.

5           (b) *FACTORS TO BE CONSIDERED.*—Section 8(f) of  
6 such Act is amended by adding at the end the following  
7 new paragraph:

8           “(16) Recreational travel and tourism.”.

9           (c) *LONG RANGE PLAN.*—Section 8(g)(2)(B) of such  
10 Act is amended by striking “long-range” and inserting  
11 “long range”.

12          (d) *TRANSFER OF FUNDS.*—Section 8(k) of such Act  
13 is amended by striking the last sentence.

14          (e) *NONATTAINMENT AREA REQUIREMENTS.*—Section  
15 8(l) of such Act is amended by striking “transit” and in-  
16 serting “highway”.

17 **SEC. 267. FORMULA GRANT PROGRAM.**

18          (a) *TRANSIT SECURITY SYSTEMS.*—Section 9(e)(3) of  
19 the Federal Transit Act (49 U.S.C. App. 1607a(e)(3)) is  
20 amended by inserting before “and any other” in the last  
21 sentence the following: “employing law enforcement or secu-  
22 rity personnel in areas within or adjacent to such sys-  
23 tems;”.

24          (b) *GRANDFATHER OF CERTAIN URBANIZED AREAS.*—  
25 Section 9(s)(2) of such Act is amended by striking “fiscal

1 year 1993,” and inserting “each of fiscal years 1993 and  
2 1994,”.

3 (c) *FERRYBOAT OPERATIONS.*—For purposes of cal-  
4 culating apportionments under section 9 of the Federal  
5 Transit Act for fiscal years beginning after September 30,  
6 1994, 50 percent of the ferryboat revenue vehicle miles and  
7 50 percent of the ferryboat route miles attributable to serv-  
8 ice provided to the city of Avalon, California, for which the  
9 operator receives public assistance shall be included in the  
10 calculation of “fixed guideway vehicle revenue miles” and  
11 “fixed guideway route miles” attributable to the Los Angeles  
12 urbanized area under sections 9(b)(2) and 15 of such Act.

13 **SEC. 268. MASS TRANSIT ACCOUNT BLOCK GRANTS.**

14 Section 9B(a) of the Federal Transit Act (49 U.S.C.  
15 App. 1607a–2(a)) is amended by striking “subsections (b)  
16 and (c) of”.

17 **SEC. 269. GRANTS FOR RESEARCH AND TRAINING.**

18 (a) *NATIONAL CENTER.*—Section 11(b)(10)(A) of the  
19 Federal Transit Act (49 U.S.C. 1607c(b)(10)(A)) is amend-  
20 ed by striking “technology” and inserting “Technology”.

21 (b) *APPLICABILITY OF OBLIGATION CEILING TO FUND-*  
22 *ING FOR UNIVERSITY TRANSPORTATION CENTERS.*—Section  
23 11(b)(12) of such Act is amended by striking “102” and  
24 inserting “1002”.

1       (c) *UNIVERSITY RESEARCH INSTITUTES.*—Section  
2 *11(c)* of such Act is amended—

3           (1) in the heading to paragraph (1) by striking  
4 “*INSTITUTE FOR NATIONAL*” and inserting “*INTER-*  
5 *NATIONAL INSTITUTE FOR*”;

6           (2) in paragraph (1) by striking “*an institute*  
7 *for national*” and inserting “*an international insti-*  
8 *tute for*”;

9           (3) in paragraph (3) by striking “*through the*  
10 *Institute for Transportation Research and Education*  
11 *and*” and inserting a comma;

12           (4) in paragraph (3) by inserting a comma after  
13 “*South Florida*”;

14           (5) by redesignating paragraphs (6) and (7) as  
15 *paragraphs (7) and (8), respectively*;

16           (6) by inserting after paragraph (5) the follow-  
17 *ing*:

18           “(6) *INSTITUTE FOR TRANSPORTATION POLICY*  
19 *AND MANAGEMENT.*—

20           “(A) *GRANTS.*—*The Massachusetts State*  
21 *highway department shall make grants under*  
22 *this section jointly to the University of Massa-*  
23 *chusetts, Harvard University, and the Massachu-*  
24 *setts Institute of Technology to establish and op-*  
25 *erate an interdisciplinary institute to carry out*

1       *research and training on issues and operations*  
2       *in urban transportation policy and on strategies*  
3       *for the improvement of urban transportation*  
4       *management and to disseminate the findings*  
5       *thereof.*

6               “(B) *FUNDING.*—*The Massachusetts State*  
7       *highway department shall expend, from amounts*  
8       *made available to it for each of the fiscal years*  
9       *1995 through 1997 under section 307(c) of title*  
10       *23, United States Code, \$1,000,000 per fiscal*  
11       *year to carry out the purposes of this para-*  
12       *graph.”; and*

13               *(7) in paragraph (7), as redesignated by para-*  
14       *graph 5 of this subsection by striking “through the*  
15       *Institute for Transportation Research and Edu-*  
16       *cation”.*

17       **SEC. 270. GENERAL PROVISIONS.**

18               *(a) CONTRACTING FOR ENGINEERING AND DESIGN*  
19       *SERVICES.*—*Section 12(b) of the Federal Transit Act (49*  
20       *U.S.C. App. 1608(b)) is amended by adding at the end the*  
21       *following new paragraph:*

22               “(5) *SPECIAL RULES FOR ENGINEERING AND DE-*  
23       *SIGN CONTRACTS.*—

24               “(A) *PERFORMANCE AND AUDITS.*—*Any*  
25       *contract or subcontract awarded in accordance*

1           with paragraph (4), whether funded in whole or  
2           in part with Federal transit funds, shall be per-  
3           formed and audited in compliance with cost  
4           principles contained in the Federal acquisition  
5           regulations of part 31 of title 48 of the Code of  
6           Federal Regulations.

7           “(B) *INDIRECT COST RATES.*—Instead of  
8           performing its own audits, a recipient of funds  
9           under a contract or subcontract awarded in ac-  
10          cordance with paragraph (4) shall accept indi-  
11          rect cost rates established in accordance with the  
12          Federal acquisition regulations for 1-year appli-  
13          cable accounting periods by a cognizant govern-  
14          ment agency or independent certified public ac-  
15          countant if such rates are not currently under  
16          dispute. Once a firm’s indirect cost rates are ac-  
17          cepted, the recipient of such funds shall apply  
18          such rates for the purposes of contract esti-  
19          mation, negotiation, administration, reporting,  
20          and contract payment and shall not be limited  
21          by administrative or de facto ceilings in accord-  
22          ance with section 15.901(c) of such title 48. A re-  
23          cipient of such funds requesting or using the cost  
24          and rate data described in this subparagraph  
25          shall notify any affected firm before such request

1           *or use. Such data shall be confidential and shall*  
2           *not be accessible or provided, in whole or in*  
3           *part, to any other firm or to any government*  
4           *agency which is not part of the group of agencies*  
5           *sharing cost data under this subparagraph, ex-*  
6           *cept by written permission of the audited firm.*  
7           *If prohibited by law, such cost and rate data*  
8           *shall not be disclosed under any circumstances.*

9           “(C) *STATE OPTION.—Subparagraphs (A)*  
10          *and (B) shall take effect 2 years after the date*  
11          *of the enactment of this paragraph with respect*  
12          *to all States; except that if a State, during such*  
13          *2-year period, adopts by statute an alternative*  
14          *process intended to promote engineering and de-*  
15          *sign quality and ensure maximum competition*  
16          *by professional companies of all sizes providing*  
17          *engineering and design services, such subpara-*  
18          *graphs shall not apply with respect to such*  
19          *State.”.*

20          (b) *RAIL TRACKAGE RIGHTS AGREEMENTS.—Section*  
21          *12(c)(1) of such Act is amended by inserting “payments*  
22          *for the capital portions of rail trackage rights agreements,”*  
23          *after “rights-of-way,”.*

1       (c) *TECHNICAL AMENDMENT.*—*The first sentence of*  
2 *section 12(f)(1) of such Act is amended by striking “such*  
3 *State of local” and inserting “such State or local”.*

4       (d) *TURNKEY SYSTEM PROJECT.*—*Section 12(l) of*  
5 *such Act is amended—*

6           (1) *in paragraph (1)(C) by striking “is” and in-*  
7 *serting “may be”; and*

8           (2) *in paragraph (3) by striking “the date of the*  
9 *enactment of this Act” and inserting “the date of the*  
10 *enactment of the Intermodal Surface Transportation*  
11 *Efficiency Act of 1991”.*

12       (e) *SALE OF CAPITAL ASSETS.*—*Section 12 of such Act*  
13 *is further amended by adding at the end the following new*  
14 *subsection:*

15       “(n) *SALE OF CAPITAL ASSETS.*—

16           “(1) *IN GENERAL.*—*If a recipient of assistance*  
17 *under this Act determines that facilities and equip-*  
18 *ment and other assets (including land) acquired, in*  
19 *whole or in part, with such assistance are no longer*  
20 *needed for the purposes for which they were acquired,*  
21 *the Secretary shall authorize the sale of the assets*  
22 *with no further obligation to the Federal Government*  
23 *if the Secretary determines that—*

1           “(A) there are no purposes eligible for as-  
2           sistance under this Act for which the asset should  
3           be used; and

4           “(B) the proceeds from the sale of the asset  
5           will be used by the recipient to procure items eli-  
6           gible for capital assistance under this Act.

7           “(2) *RELATIONSHIP TO OTHER LAWS.*—The pro-  
8           visions of this subsection shall be in addition to and  
9           not in lieu of any other provision of law governing  
10          use and disposition of facilities and equipment under  
11          an assistance agreement.”.

12   **SEC. 271. PERIOD OF AVAILABILITY AND REAPPORTION-**  
13                           **MENT OF SECTION 16 FUNDS.**

14          Section 16 of the Federal Transit Act (49 U.S.C. App.  
15   1612) is amended—

16           (1) in subsection (b) by inserting “and” after the  
17          semicolon at the end of paragraph (1);

18           (2) in subsection (b) by striking “; and” at the  
19          end of paragraph (2) and inserting a period;

20           (3) in subsection (b) by striking paragraph (3)  
21          and inserting the following:

22          “Eligible capital expenses under this subsection may in-  
23          clude, at the option of the recipient, the acquisition of trans-  
24          portation services under a contract, lease, or other arrange-  
25          ment.”;

1           (4) in subsection (c)(4) by striking “the enact-  
2           ment of the Federal Transit Act” and inserting “the  
3           date of the enactment of the Intermodal Surface  
4           Transportation Efficiency Act of 1991”;

5           (5) by adding at the end of subsection (c) the fol-  
6           lowing new paragraph:

7           “(5) *PERIOD OF AVAILABILITY.*—Sums appor-  
8           tioned under this subsection shall be available for ob-  
9           ligation by the State for a period of 2 years following  
10          the close of the fiscal year for which the sums are ap-  
11          portioned and any amounts remaining unobligated at  
12          the end of such period shall be reapportioned among  
13          the States for the succeeding fiscal year.”;

14          (6) in subsection (e) by striking “handicapped  
15          and elderly individuals” and inserting “elderly per-  
16          sons and persons with disabilities”; and

17          (7) in subsection (e) by striking “such individ-  
18          uals” and inserting “such persons”.

19   **SEC. 272. RURAL TRANSIT PROGRAM.**

20          The second sentence of section 18(a) of the Federal  
21          Transit Act (49 U.S.C. App. 1614(a)) is amended by strik-  
22          ing the final period.

23   **SEC. 273. NONDISCRIMINATION.**

24          Section 19 of the Federal Transit Act (49 U.S.C. App.  
25          1615) is amended—

1           (1) by striking “(1)” each place it appears;

2           (2) by redesignating paragraphs (2), (3), (4) and

3 (5) as subsections (b), (c), (d), and (e), respectively;

4           (3) in subsection (c) as so redesignated—

5                 (A) by striking “(A)” and inserting “(1)”;

6                 (B) by striking “(B)” and inserting “(2)”;

7                 (C) by striking “paragraph (a)” and insert-  
8 ing “paragraph (1)”;

9                 (D) by striking “(i)” and inserting “(A)”;

10                (E) by striking “(ii)” and inserting “(B)”;

11                (F) by striking “(iii)” and inserting “(C)”;

12           and

13                (G) by striking “(iv)” and inserting “(D)”;

14           and

15           (4) in subsection (d) as so redesignated by strik-

16 ing “(a)(3)(B)(ii)” and inserting “(c)(2)(B)”.

17 **SEC. 274. AUTHORIZATIONS.**

18           (a) *FORMULA GRANT PROGRAM FROM TRUST*

19 *FUND.*—Section 21(a)(1) of the Federal Transit Act (49

20 *U.S.C. App. 1617(a)(1)*) is amended—

21                 (1) by striking “8 9B,” and inserting “6, 8, 9B,

22 10,”; and

23                 (2) by inserting “20,” after “18,”.

24           (b) *FORMULA GRANT PROGRAM FROM GENERAL*

25 *FUND.*—Section 21(a)(2) of such Act is amended—

1           (1) by striking “8 9,” and inserting “6, 8, 9,  
2           10,”; and

3           (2) by inserting “20,” after “18,”.

4           (c) *SETASIDE FOR PLANNING, PROGRAMMING, AND RE-*  
5 *SEARCH.*—Section 21(c) of such Act is amended—

6           (1) by inserting “beginning after September 30,  
7           1992,” after “each fiscal year”;

8           (2) by striking “or appropriated” each place it  
9           appears;

10          (3) in paragraph (3) by striking “the State pro-  
11          gram under”; and

12          (4) in paragraph (4) by striking “the national  
13          program under”.

14          (d) *OTHER SETASIDES.*—Section 21(d) of such Act is  
15          amended by striking “or appropriated” each place it  
16          appears.

17          (e) *COMPLETION OF INTERSTATE TRANSFER TRANSIT*  
18 *PROJECTS.*—Section 21(e) of such Act is amended by strik-  
19          ing “\$160,000,000” and all that follows through the period  
20          at the end and inserting “for fiscal years beginning after  
21          September 30, 1991, not to exceed \$324,843,000. Such sums  
22          shall remain available until expended.”.

23          **SEC. 275. PROJECT MANAGEMENT OVERSIGHT.**

24          Section 23 of the Federal Transit Act (49 U.S.C. App.  
25          1619) is amended—

1           (1) in subsection (a) by striking “or 18” and in-  
2           serting “and 18”; and

3           (2) in subsection (h) by striking “subsections (a)  
4           (1) through (5)” and inserting “subsection (a)”.

5   **SEC. 276. PLANNING AND RESEARCH PROGRAM.**

6           (a) *STATE PROGRAM.*—Section 26(a) of the Federal  
7   *Transit Act (49 U.S.C. App. 1622(a))* is amended to read  
8   *as follows:*

9           “(a) *ALLOCATION OF PLANNING FUNDS.*—

10           “(1) *TRANSIT COOPERATIVE RESEARCH PRO-*  
11           *GRAM.*—Fifty percent of the funds made available  
12           under sections 21(b)(3)(D) and 21(c)(3) shall be  
13           available for the transit cooperative research program  
14           to be administered as follows:

15           “(A) *INDEPENDENT GOVERNING BOARD.*—  
16           The Secretary shall establish an independent  
17           governing board for such program to recommend  
18           such transit research, development, and tech-  
19           nology transfer activities as the Secretary deems  
20           appropriate.

21           “(B) *NATIONAL ACADEMY OF SCIENCES.*—  
22           The Secretary may make grants to, and enter  
23           into cooperative agreements with, the National  
24           Academy of Sciences to carry out such activities  
25           as the Secretary determines are appropriate.

1           “(2) *STATE PLANNING AND RESEARCH.*—The re-  
2           *maining 50 percent of funds made available under*  
3           *sections 21(b)(3)(D) and 21(c)(3) shall be apportioned*  
4           *to the States for grants and contracts consistent with*  
5           *the purposes of sections 6, 8, 10, 11, and 20 of this*  
6           *Act in the ratio which the population in urbanized*  
7           *areas in each State bears to the total population in*  
8           *urbanized areas in all the States, as shown by the lat-*  
9           *est available decennial census, except that no State*  
10          *shall receive less than 1/2 of 1 percent of the amount*  
11          *apportioned under this subsection. In any case in*  
12          *which a statewide transit agency is responsible under*  
13          *State law for the financing, construction, and oper-*  
14          *ation, directly, by lease, contract, or otherwise, of*  
15          *statewide public transportation services, such agency*  
16          *shall be the recipient for receiving and dispensing*  
17          *funds under this paragraph.*

18           “(3) *ALLOCATION WITHIN A STATE.*—A State  
19          *may authorize a portion of its funds made available*  
20          *under paragraph (2) to be used to supplement funds*  
21          *available under paragraph (1), as the State deems*  
22          *appropriate.”.*

23          *(b) NATIONAL PROGRAM.*—Section 26(b) of such Act  
24          *is amended—*

1           (1) in paragraph (1) by striking “section  
2           21(c)(4)” and inserting “sections 21(b)(3)(E) and  
3           21(c)(4)”; and

4           (2) in paragraph (2) by inserting “annually”  
5           after “\$2,000,000”.

6           (c) *PILOT PROJECT*.—Section 26(c)(4) of such Act is  
7           amended by striking “the date of the enactment of this Act”  
8           each place it appears and inserting “the date of the enact-  
9           ment of the Intermodal Surface Transportation Efficiency  
10          Act of 1991”.

11       **SEC. 277. NEEDS SURVEY AND TRANSFERABILITY STUDY.**

12          Section 27(b) of the Federal Transit Act (49 U.S.C.  
13       App. 1623(b)) is amended—

14           (1) in paragraph (1) by striking “(3)”;  
15           (2) in paragraph (2) by striking “such sections”  
16           and inserting “section 9(j) of this Act”; and  
17           (3) in paragraph (2) by striking “With” and in-  
18           serting “with”.

19       **SEC. 278. STATE RESPONSIBILITY FOR RAIL FIXED GUIDE-**  
20                               **WAY SYSTEM.**

21          Section 28 of the Federal Transit Act (49 U.S.C. App.  
22       1624(b)) is amended—

23           (1) in the section heading by inserting “**RAIL**”  
24           before “**FIXED GUIDEWAY**”; and

1           (2) in subsection (b)(1) by inserting “rail” before  
2           “fixed guideway”.

3   **SEC. 279. NATIONAL TRANSIT INSTITUTE.**

4           Section 29 of the Federal Transit Act (49 U.S.C. App.  
5   1625) is amended in the heading to subsection (b) by strik-  
6   ing “FUNDING” and inserting “TRAINING OF STATE AND  
7   LOCAL GOVERNMENT TRANSPORTATION PERSONNEL”.

8   **SEC. 280. INCREASED FEDERAL SHARE.**

9           The Federal Transit Act (49 U.S.C. App. 1601–1625)  
10   is amended by adding at the end the following new section:

11   **“SEC. 30. INCREASED FEDERAL SHARE.**

12           “(a) STATES WITH LARGE AREAS OF INDIAN AND  
13   CERTAIN PUBLIC DOMAIN LANDS.—In the case of any State  
14   containing nontaxable Indian lands, individual and tribal,  
15   and public domain lands (both reserved and unreserved) ex-  
16   clusive of national forests and national parks and monu-  
17   ments, exceeding 5 percent of the total area of all lands in  
18   the State, the Federal share which, but for this subsection,  
19   would be applicable for any construction project under this  
20   Act shall be increased by a percentage of the remaining cost  
21   equal to the percentage that the area of all such lands in  
22   the State is of its total area.

23           “(b) STATES WITH LARGE AREAS OF INDIAN AND  
24   PUBLIC DOMAIN LANDS AND NATIONAL FORESTS, PARKS,  
25   AND MONUMENTS.—In the case of any State containing

1 nontaxable Indian lands, individual and tribal, public do-  
2 main lands (both reserved and unreserved), national forests,  
3 and national parks and monuments, the Federal share  
4 which, but for this subsection, would be applicable for any  
5 construction project under this Act shall be increased by  
6 a percentage of the remaining cost equal to the percentage  
7 that the area of all such lands in such State is of its total  
8 area.

9       “(c) *MAXIMUM SHARE.*—Notwithstanding subsections  
10 (a) and (b) of this section, the Federal share for any con-  
11 struction project under this Act shall not exceed 95 percent  
12 of the total cost of such project.

13       “(d) *GRANT RECIPIENT AGREEMENT.*—In any case  
14 where a grant recipient elects to have the Federal share pro-  
15 vided in subsection (b) of this section, the grant recipient  
16 must enter into an agreement with the Secretary covering  
17 a period of not less than 1 year, requiring grant recipient  
18 to use solely for purposes eligible for assistance (other than  
19 operating assistance) under this Act (other than paying its  
20 share of projects approved under this Act) during the period  
21 covered by such agreement the difference between the grant  
22 recipient’s share as provided in subsection (b) and what its  
23 share would be if it elected to pay the share provided in  
24 subsection (a) for all projects subject to such agreement.”.

1 **SEC. 281. PERFORMANCE REPORTS ON MASS TRANSIT SYS-**  
2 **TEMS.**

3 *Section 308(e)(1) of title 49, United States Code, is*  
4 *amended by striking “January of each even-numbered*  
5 *year” and inserting “January 1994, January 1995, and*  
6 *January of each odd-numbered year thereafter”.*

7 **SEC. 282. CROSS REFERENCE TO FEDERAL TRANSIT ACT.**

8 *Section 176 of the Clean Air Act (42 U.S.C. 7506) is*  
9 *amended in each of subsections (c)(2) and (d) by striking*  
10 *“Urban Mass Transportation” each place it appears and*  
11 *inserting “Federal Transit”.*

12 **SEC. 283. PARTICIPATION IN INTERNATIONAL REGISTRA-**  
13 **TION PLAN AND INTERNATIONAL FUEL TAX**  
14 **AGREEMENT.**

15 *Section 4008(j) of the Intermodal Surface Transpor-*  
16 *tation Efficiency Act of 1991 (105 Stat. 2155) is amended*  
17 *by striking “102” in the second sentence and inserting*  
18 *“1002”.*

19 **SEC. 284. INTELLIGENT VEHICLE-HIGHWAY SYSTEMS.**

20 (a) *OPERATIONAL TESTING PROJECTS.*—Section  
21 *6055(d) of the Intermodal Surface Transportation Effi-*  
22 *ciency Act of 1991 (105 Stat. 2192–2193) is amended by*  
23 *inserting “and enter into cooperative agreements and con-*  
24 *tracts with” after “The Secretary may make grants to”.*

25 (b) *FUNDING.*—Section 6058 of such Act (105 Stat.  
26 2194–2195) is amended—

1           (1) *in the second sentence of subsection (d) by*  
 2 *striking “projects undertaken pursuant to subsection*  
 3 *(c) of this section” and inserting “activities under-*  
 4 *taken with funds made available under subsection (b)*  
 5 *and activities undertaken with funds subject to sub-*  
 6 *section (c)”;*

7           (2) *in subsection (e) by striking “102” and in-*  
 8 *serting “1002”;* and

9           (3) *by adding at the end the following new sub-*  
 10 *section:*

11           “(f) *NONAPPLICABILITY OF OTHER REQUIREMENTS OF*  
 12 *LAW.—A person (including a public agency) that does not*  
 13 *receive assistance under title 23, United States Code, the*  
 14 *Federal Transit Act, or any provision of this Act (other*  
 15 *than the Intelligent Vehicle-Highway Systems Act of 1991)*  
 16 *shall not be subject to any Federal design standard, law,*  
 17 *or regulation applicable to persons receiving such assistance*  
 18 *solely by reason of such person receiving assistance under*  
 19 *this section.”.*

20   **SEC. 285. TITLE 49, UNITED STATES CODE, AMENDMENTS.**

21           *The analysis for chapter 1 of title 49, United States*  
 22 *Code, is amended—*

23           (1) *by striking “Sec. 110. Saint Lawrence Sea-*  
 24 *way Development Corporation.”;* and

25           (2) *by striking “Sec. 111.” and inserting “111.”.*

1 **SEC. 286. SURFACE TRANSPORTATION ASSISTANCE ACT OF**  
2 **1982 AMENDMENTS.**

3 (a) *MOTOR CARRIER SAFETY GRANT PROGRAM.*—Section  
4 *402 of the Surface Transportation Assistance Act of*  
5 *1982 (49 U.S.C. App. 2302) is amended—*

6 (1) *by moving each of subparagraphs (H)*  
7 *through (N) (including any clauses therein) 2 ems to*  
8 *the left;*

9 (2) *in subsection (b)(1)(N) by striking “give”*  
10 *and inserting “gives”; and*

11 (3) *in subsection (d) by striking “3” and insert-*  
12 *ing “5”.*

13 (b) *CARGO CARRYING UNIT LIMITATION.*—Section  
14 *411(j)(5)(D) of such Act (49 U.S.C. App. 2311(j)(5)(D)) is*  
15 *amended by striking “prohibited under” and inserting*  
16 *“subject to”.*

17 **SEC. 287. COMMERCIAL MOTOR VEHICLE SAFETY ACT OF**  
18 **1986 AMENDMENTS.**

19 (a) *SECTION 12011.*—Section 12011 of the Commer-  
20 *cial Motor Vehicle Safety Act of 1986 (49 U.S.C. App. 2710)*  
21 *is amended—*

22 (1) *in each of subsections (a) and (b) by striking*  
23 *“104(b)(5), and 104(b)(6)” and inserting “104(b)(3),*  
24 *and 104(b)(5)”;* and

25 (2) *in subsection (c)(1)(A)(ii) by striking*  
26 *“104(b)(6)” and inserting “104(b)(3)”.*

1       (b) *SECTION NUMBER REDESIGNATION.*—Such Act is  
2 further amended by redesignating the second section 12020,  
3 relating to violation of out-of-service orders, as 12021.

4 **SEC. 288. CLEVELAND HARBOR, OHIO.**

5       Section 1079 of the Intermodal Surface Transpor-  
6 tation Efficiency Act of 1991 (105 Stat. 2018–2019) is  
7 amended—

8           (1) by striking the semicolon at the end of sub-  
9 section (b) and inserting a period; and

10          (2) in subsection (d)—

11           (A) by striking “279.31 feet” and inserting  
12 “269.31 feet”;

13           (B) by striking “127.28 feet” and inserting  
14 “137.28 feet”;

15           (C) by striking the comma following “Grid  
16 System”;

17           (D) by striking “33° – 53’ – 08” east” the  
18 first place it appears and inserting  
19 “33° – 53’ – 08” west”;

20           (E) by striking “north-westerly” and insert-  
21 ing “northwesterly”; and

22           (F) by striking “174,764 square feet (4.012  
23 acres)” and inserting “175,143 (4.020 acres)”.

1 **SEC. 289. OTHER INTERMODAL SURFACE TRANSPORTATION**  
2 **EFFICIENCY ACT TECHNICAL AMENDMENTS.**

3 (a) *SOUTHERN FLORIDA COMMUTER RAIL.*—Section  
4 3014 of Intermodal Surface Transportation Efficiency Act  
5 of 1991 (105 Stat. 2108) is amended by striking “(49  
6 U.S.C. 1607a)”.

7 (b) *ROAD TESTING OF LCV'S.*—Section 4007(d)(1) of  
8 such Act (49 U.S.C. App. 2302 note) is amended by striking  
9 “on board” and inserting “onboard”.

10 (c) *NATIONAL COMMISSION ON INTERMODAL TRANS-*  
11 *PORTATION.*—Section 5005 of such Act (49 U.S.C. 301 note;  
12 105 Stat. 2160–2162) is amended—

13 (1) in subsection (d)(1) by striking “11 mem-  
14 bers” and inserting “15 members”;

15 (2) in subsection (d)(1)(A) by striking “3 mem-  
16 bers” and inserting “7 members”; and

17 (3) in subsection (i) by striking “1993” and in-  
18 serting “1994”.

19 (d) *SECTION 6017.*—Section 6017 of such Act (105  
20 Stat. 2183) is amended by striking “502(a)” and inserting  
21 “5002(a)”.

Attest:

Clerk.



103<sup>RD</sup> CONGRESS  
2<sup>D</sup> SESSION

**S. 1887**

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**AMENDMENT**