

104TH CONGRESS
2D SESSION

H. R. 2297

IN THE SENATE OF THE UNITED STATES

JULY 31, 1996

Received; read twice and referred to the Committee on the Judiciary

AN ACT

To codify without substantive change laws related to transportation and to improve the United States Code.

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

3 **SECTION 1. TITLE 18, UNITED STATES CODE.**

4 Section 2721(b) of title 18, United States Code, is amended as follows:

5 (1) In the matter before clause (1), strike “the Automobile Informa-
6 tion Disclosure Act, the Motor Vehicle Information and Cost Saving

1 Act, the National Traffic and Motor Vehicle Safety Act of 1966, the
 2 Anti-Car Theft Act of 1992, and the Clean Air Act” and substitute “ti-
 3 tles I and IV of the Anti Car Theft Act of 1992, the Automobile Infor-
 4 mation Disclosure Act (15 U.S.C. 1231 et seq.), the Clean Air Act (42
 5 U.S.C. 7401 et seq.), and chapters 301, 305, and 321–331 of title 49”.

6 (2) In clause (9), strike “the Commercial Motor Vehicle Safety Act
 7 of 1986 (49 U.S.C. App. 2710 et seq.)” and substitute “chapter 313
 8 of title 49”.

9 **SECTION 2. TITLE 23, UNITED STATES CODE**

10 In the catchline for section 103(e)(4)(L) of title 23, United States Code,
 11 strike “FTA” and substitute “CHAPTER 53 OF TITLE 49”.

12 **SECTION 3. TITLE 28, UNITED STATES CODE.**

13 In section 1445(a) of title 28, United States Code, strike “sections 51–
 14 60 of Title 45” and substitute “sections 1–4 and 5–10 of the Act of April
 15 22, 1908 (45 U.S.C. 51–54, 55–60)”.

16 **SECTION 4. TITLE 31, UNITED STATES CODE.**

17 Title 31, United States Code, is amended as follows:

18 (1) In section 1105(a), redesignate clauses (27) through the end as
 19 clauses (26) through the end.

20 (2) Section 9101 is amended as follows:

21 (A) Clause (2)(J) is repealed.

22 (B) Redesignate clauses (2)(K) through the end as clauses
 23 (2)(J) through the end.

24 (C) In clause (3)(B), strike “Fund;” and substitute “Fund.”.

25 (D) Clause (3)(N), as added by section 902(b) of the Energy
 26 Policy Act of 1992 (Public Law 102–486, 106 Stat. 2944), is re-
 27 designated as clause (3)(O).

28 **SECTION 5. TITLE 49, UNITED STATES CODE.**

29 Title 49, United States Code, is amended as follows:

30 (1) In section 106(b), strike “the date of the enactment of this sen-
 31 tence” and substitute “August 23, 1994,”.

32 (2) In section 111(b)(4) and (g), strike “the date of the enactment
 33 of this section” and substitute “December 18, 1991”.

34 (3) Section 329 is amended as follows:

35 (A) In subsection (b)(1), strike “(as those terms are used in
 36 such Act)” and substitute “(as that term is used in part A of sub-
 37 title VII of this title)”.

38 (B) In subsection (d), strike “that Act” and substitute “that
 39 part”.

40 (4) In section 521(b)(1)(B), strike “the date of enactment of this
 41 subparagraph” and substitute “November 3, 1990”.

- 1 (5) Section 701(b)(4) is amended as follows:
- 2 (A) Strike “the effective date of this section” and substitute
- 3 “January 1, 1996”.
- 4 (B) Strike “the date of the enactment of the ICC Termination
- 5 Act of 1995” and substitute “December 29, 1995”.
- 6 (6) In section 702, strike “the effective date of such Act” and sub-
- 7 stitute “January 1, 1996”.
- 8 (7) In section 726(a), strike “the date of enactment of the ICC Ter-
- 9 mination Act of 1995” and substitute “December 29, 1995”.
- 10 (8) In section 5116(j)(4)(A), strike “subsection (g)” and substitute
- 11 “section 5115 of this title”.
- 12 (9) In sections 5119(b)(2), 5309(g)(1)(B) and (m)(3), 5328(b)(3),
- 13 5334(b)(1), 5335(b)–(d), 31134(e)(1)(B) and (C) and (2),
- 14 40112(e)(2), 41105(b), 41310(f), 41714(e)(2), 42104(b), 44506(d),
- 15 44913(a)(2), 47107(k), 48102(d)(2), and 48109, strike “Public Works
- 16 and Transportation” and substitute “Transportation and Infrastruc-
- 17 ture”.
- 18 (10) Section 5303 is amended as follows:
- 19 (A) In subsection (f)(2), strike “subsection (e)” and substitute
- 20 “subsection (b)”.
- 21 (B) In subsection (h)(4), strike “section 5338(g)(1)” and sub-
- 22 stitute “section 5338(g)”.
- 23 (11) Section 5307 is amended as follows:
- 24 (A) In subsection (a)(2)(A), strike “title;” and substitute “title;
- 25 or”.
- 26 (B) In subsection (a)(2)(B), strike “transportation; or” and
- 27 substitute “transportation.”.
- 28 (C) Strike subsection (a)(2)(C).
- 29 (12) Section 5309 is amended as follows:
- 30 (A) In subsection (a)—
- 31 (i) insert “(1)” before “The Secretary”;
- 32 (ii) redesignate clauses (1)–(7) as clauses (A)–(G), respec-
- 33 tively;
- 34 (iii) redesignate subclauses (A) and (B) as subclauses (i)
- 35 and (ii), respectively; and
- 36 (iv) insert at the end the following:
- 37 “(2) The Secretary of Transportation shall require that all grants and
- 38 loans under this subsection be subject to all terms, conditions, requirements,
- 39 and provisions the Secretary decides are necessary or appropriate for the
- 40 purposes of this section, including requirements for the disposition of net

1 increases in value of real property resulting from the project assisted under
2 this section.”.

3 (B) In subsection (e)(4)(B), strike “paragraph (1)(B)” and sub-
4 stitute “paragraph (2)”.

5 (C) In subsection (m)(1)(A), insert “rail” before “fixed guide-
6 way modernization”.

7 (13) Section 5315(d) is amended by striking “5304 and 5306” and
8 substituting “5307 and 5309”.

9 (14) Section 5317(b)(5) is amended as follows:

10 (A) In subparagraph (C), strike “under this paragraph” and
11 substitute “under subparagraph (B) of this paragraph”.

12 (B) In subparagraph (D), strike “(except this paragraph)”.

13 (15) Section 5323(b)(1), (c), and (e) is amended by striking “(except
14 section 5307)” wherever it appears.

15 (16) The catchline for section 5325(d) is amended by striking “MAN-
16 AGEMENT, ARCHITECTURAL, AND ENGINEERING CONTRACTS.” and
17 substituting “ARCHITECTURAL, ENGINEERING, AND DESIGN CON-
18 TRACTS.”.

19 (17) Section 5327(c) is amended by striking “to carry out a major
20 project under section 5307” and substituting “to carry out a major
21 project under section 5309”.

22 (18) In section 5335(d)(2)(B), strike “With” and substitute “with”.

23 (19) Section 5336(b)(2) is amended as follows:

24 (A) In subparagraphs (A) and (B), add at the end the following:
25 “An urbanized area with a population of at least 750,000 in which
26 commuter rail transportation is provided shall receive at least .75 per-
27 cent of the total amount apportioned under this subparagraph.”.

28 (B) Strike subparagraph (C).

29 (C) Redesignate subparagraphs (D) and (E) as subparagraphs
30 (C) and (D), respectively.

31 (20) Section 5338(g)(2) is amended by striking “section 5308(b)(2)”
32 and substituting “section 5311(b)(2)”.

33 (21) In section 10501(e)(3)(B), strike “the effective date of the ICC
34 Termination Act of 1995” and substitute “January 1, 1996”.

35 (22) In section 10701(d)(3), strike “the effective date of this para-
36 graph” and substitute “January 1, 1996”.

37 (23) In section 10704(d), strike “the effective date of the ICC Ter-
38 mination Act of 1995” and substitute “January 1, 1996”.

39 (24) In sections 10706(a)(5)(C) and 10709(e), strike “the effective
40 date of the Staggers Rail Act of 1980” and substitute “October 1,
41 1980.”.

1 (25) In sections 11101(f) and 11301(f), strike “the effective date of
2 the ICC Termination Act of 1995” and substitute “January 1, 1996”.

3 (26)(A) The heading for part B of subtitle IV is amended to read
4 as follows:

5 “PART B—MOTOR CARRIERS, WATER CARRIERS,
6 BROKERS, AND FREIGHT FORWARDERS”.

7 (B) The heading for chapter 131 is amended to read as follows:

8 “**CHAPTER 131—GENERAL PROVISIONS**”.

9 (27) Section 13102 is amended as follows:

10 (A) In clause (4)(A), strike—

11 (i) “the effective date of this section” and substitute “Jan-
12 uary 1, 1996”; and

13 (ii) “the day before the effective date of this section” and
14 substitute “December 31, 1995”.

15 (B) In clause (4)(B), strike “on or after such date” and sub-
16 stitute “after December 31, 1995”.

17 (28) Section 13703 is amended as follows:

18 (A) In subsection (e), strike—

19 (i) “the day before the effective date of this section” and
20 substitute “December 31, 1995,”; and

21 (ii) “such effective date” and substitute “January 1,
22 1996”.

23 (B) In subsection (f)(2), strike “the day before the effective
24 date of this section” and substitute “December 31, 1995”.

25 (29) Section 13709 is amended as follows:

26 (A) In subsection (a)(1) and (3), strike “the day before the ef-
27 fective date of this section” and substitute “December 31, 1995”.

28 (B) In subsection (e), strike—

29 (i) “the effective date of this section” and substitute “Jan-
30 uary 1, 1996”; and

31 (ii) “the day before such effective date” and substitute
32 “December 31, 1995”.

33 (30) Section 13710 is amended as follows:

34 (A) In subsection (a)(4), strike “the effective date of this sec-
35 tion” and substitute “January 1, 1996,”.

36 (B) In subsection (b), strike—

37 (i) “the day before the effective date of this section” and
38 substitute “December 31, 1995”; and

39 (ii) “the effective date of this section” and substitute “Jan-
40 uary 1, 1996,”.

41 (31) Section 13711 is amended as follows:

- 1 (A) In subsection (a), strike—
2 (i) “or, before the effective date of this section” and sub-
3 stitute “or, before January 1, 1996”;
4 (ii) “the day before the effective date of this section” and
5 substitute “December 31, 1995”; and
6 (iii) “provided before the effective date of this section” and
7 substitute “provided before January 1, 1996”.
- 8 (B) In subsection (d), strike—
9 (i) “the effective date of this section” and substitute “Jan-
10 uary 1, 1996”; and
11 (ii) “the day before such effective date” and substitute
12 “December 31, 1995”.
- 13 (C) In subsection (g), strike “the effective date of this section”
14 and substitute “January 1, 1996”.
- 15 (32) Section 13902 is amended as follows:
16 (A) In subsection (b)(8)(A)—
17 (i) insert “and” after “(iv) any Indian tribe,”;
18 (ii) strike “and” after “clause (i), (ii), (iii), or (iv),”; and
19 (iii) strike “the effective date of this subsection” and sub-
20 stitute “January 1, 1996,”.
- 21 (B) In subsection (b)(8)(B), strike “the effective date of this
22 paragraph” and substitute “January 1, 1996,”.
- 23 (C) In subsections (c)(4)(A) and (d)(1)(A) and (2), strike “the
24 day before the effective date of this section” and substitute “De-
25 cember 31, 1995”.
- 26 (33) In section 13905(a), strike “the day before the effective date
27 of this section” and substitute “December 31, 1995”.
- 28 (34) In section 13906(d), strike “the effective date of this section”
29 and substitute “January 1, 1996,”.
- 30 (35) Section 13907(e) is amended as follows:
31 (A) In clause (1), strike “the day before the effective date of
32 this section” and substitute “December 31, 1995”.
- 33 (B) In clause (2), strike “the day before such effective date”
34 and substitute “December 31, 1995”.
- 35 (36) Section 13908 is amended as follows:
36 (A) In subsection (d)(1), strike “the day before the effective
37 date of this section” and substitute “December 31, 1995”.
- 38 (B) In subsection (e), strike “the effective date of this section”
39 and substitute “January 1, 1996”.
- 40 (37) Section 14302 is amended as follows:

1 (A) In subsection (e)(4), strike “the effective date of this sec-
2 tion” and substitute “January 1, 1996”.

3 (B) In subsection (g), strike “the effective date of this section”
4 and substitute “January 1, 1996,”.

5 (C) In subsection (h)(1), strike “the day before the effective
6 date of this section” and substitute “December 31, 1995”.

7 (D) In subsection (h)(2), strike “the day before such effective
8 date” and substitute “December 31, 1995”.

9 (38) In sections 14706(g)(3) and 14708(g), strike “the effective date
10 of this section” and substitute “January 1, 1996”.

11 (39) In section 14709, strike—

12 (A) “the effective date of this section” and substitute “January
13 1, 1996”; and

14 (B) “the day before the effective date of this section” and sub-
15 stitute “December 31, 1995”.

16 (40) The heading for part C of subtitle IV is amended to read as
17 follows:

18 “PART C—PIPELINE CARRIERS”.

19 (41) In the analysis of chapter 151, strike—

“CHAPTER 151—GENERAL PROVISIONS”.

20 (42) In the analysis of chapter 153, strike—

“CHAPTER 153—JURISDICTION”.

21 (43) The analysis and subchapter headings of chapter 157 are
22 amended as follows:

23 (A) The analysis of chapter 157 is amended as follows:

24 (i) Strike—

“CHAPTER 157—OPERATIONS OF CARRIERS”.

25 (ii) Strike—

“SUBCHAPTER A—GENERAL REQUIREMENTS”

26 and substitute—

“SUBCHAPTER A—GENERAL REQUIREMENTS”.

27 (iii) Strike—

“SUBCHAPTER B—OPERATIONS OF CARRIERS”

28 and substitute

“SUBCHAPTER B—OPERATIONS OF CARRIERS”.

29 (B)(i) The heading for subchapter A is amended to read as fol-
30 lows:

31 “SUBCHAPTER A—GENERAL REQUIREMENTS”.

32 (ii) The heading for subchapter B is amended to read as fol-
33 lows:

1 “SUBCHAPTER B—OPERATIONS OF CARRIERS”.

2 (44) Section 15701(e) is amended by striking “the effective date of
3 this section” and substituting “January 1, 1996”.

4 (45) The analysis of chapter 159 is amended as follows:

5 (A) Strike—

“CHAPTER 159—ENFORCEMENT; INVESTIGATIONS, RIGHTS, AND REMEDIES”.

6 (B) Strike the item related to section 15907.

7 (46) In the analysis of chapter 161, strike—

“CHAPTER 161—CIVIL AND CRIMINAL PENALTIES”.

8 (47) Section 20133(b) is amended as follows:

9 (A) In paragraph (1), strike “the date of enactment of the Fed-
10 eral Railroad Safety Authorization Act of 1994” and substitute
11 “November 2, 1994”.

12 (B) In paragraph (2), strike “such date of enactment” and sub-
13 stitute “November 2, 1994”.

14 (48) In sections 20134(c)(2), 20145, 22108(b), 24314(b), 24702(c),
15 and 24903(a), strike “Committee on Energy and Commerce” and sub-
16 stitute “Committee on Transportation and Infrastructure”.

17 (49) In sections 20145, 20146, and 20151(a) and (c), strike “the
18 date of enactment of the Federal Railroad Safety Authorization Act of
19 1994” and substitute “November 2, 1994”.

20 (50) In section 20152(b), strike “the date of enactment of this sec-
21 tion” and “that date” and substitute “November 2, 1994” and “No-
22 vember 2, 1994,” respectively.

23 (51) In section 20153(g), strike “the date of enactment of this sec-
24 tion” wherever it appears and substitute “November 2, 1994”.

25 (52) Add at the end of section 20301(b) the following:

26 “(4) a car, locomotive, or train used on a street railway.”.

27 (53) In section 21301(a)(1)—

28 (A) insert “A person may not fail to comply with a regulation
29 prescribed or order issued by the Secretary of Transportation
30 under chapter 201 of this title.” before “Subject to ”; and

31 (B) strike “Secretary of Transportation under chapter 201 of
32 this title is liable” and substitute “Secretary under chapter 201
33 is liable”.

34 (54) In section 21303(a)(1), strike “chapter 211 of this title” and
35 substitute “chapter 211 of this title.”.

36 (55) In section 22106(b), insert “in the same manner and under the
37 same conditions as if they were originally granted to the State by the
38 Secretary of Transportation” after “under this chapter”.

39 (56)(A) Insert after chapter 281 the following:

“CHAPTER 283—STANDARD WORK DAY

1 “Sec.

“28301. General.

“28302. Penalties.

“§ 28301. General

2 “(a) EIGHT HOUR DAY.—In contracts for labor and service, 8 hours shall
3 be a day’s work and the standard day’s work for determining the compensa-
4 tion for services of an employee employed by a common carrier by railroad
5 subject to subtitle IV of this title and actually engaged in any capacity in
6 operating trains used for transporting passengers or property on railroads
7 from—

8 “(1) a State of the United States or the District of Columbia to any
9 other State or the District of Columbia;

10 “(2) one place in a territory or possession of the United States to
11 another place in the same territory or possession;

12 “(3) a place in the United States to an adjacent foreign country; or

13 “(4) a place in the United States through a foreign country to any
14 other place in the United States.

15 “(b) APPLICATION.—Subsection (a) of this section—

16 “(1) does not apply to—

17 “(A) an independently owned and operated railroad not exceed-
18 ing one hundred miles in length;

19 “(B) an electric street railroad; and

20 “(C) an electric interurban railroad; but

21 “(2) does apply to an independently owned and operated railroad less
22 than one hundred miles in length—

23 “(A) whose principal business is leasing or providing terminal
24 or transfer facilities to other railroads; or

25 “(B) engaged in transfers of freight between railroads or be-
26 tween railroads and industrial plants.

“§ 28302. Penalties

27 “A person violating section 28301 of this title shall be fined under title
28 18, imprisoned not more one year, or both.”.

29 (B) In the analysis for subtitle V, insert after item 281 the following:

30 “283. STANDARD WORK DAY 28301”.

31 (57) In section 30144(a)(1)(A), strike “Organization” and substitute
32 “Organizations”.

33 (58) In section 30168(c), strike “Committees on Energy and Com-
34 merce and Public Works and Transportation” and substitute “Commit-
35 tees on Commerce and Transportation and Infrastructure”.

36 (59) In section 30308, insert a comma after “1994”.

1 (60) In section 31136(e)(2)(A) and (J)(i) and (ii) and (3), strike
2 “the date of the enactment of this paragraph” and substitute “Novem-
3 ber 28, 1995”.

4 (61) In section 32702(8), insert “any” after “or”.

5 (62) Section 32705 is amended as follows:

6 (A) Subsection (a) is amended to read as follows:

7 “(a)(1) DISCLOSURE REQUIREMENTS.—Under regulations prescribed by
8 the Secretary of Transportation that include the way in which information
9 is disclosed and retained under this section, a person transferring ownership
10 of a motor vehicle shall give the transferee the following written disclosure:

11 “(A) Disclosure of the cumulative mileage registered on the odom-
12 eter.

13 “(B) Disclosure that the actual mileage is unknown, if the transferor
14 knows that the odometer reading is different from the number of miles
15 the vehicle has actually traveled.

16 “(2) A person transferring ownership of a motor vehicle may not violate
17 a regulation prescribed under this section or give a false statement to the
18 transferee in making the disclosure required by such a regulation.

19 “(3) A person acquiring a motor vehicle for resale may not accept a writ-
20 ten disclosure under this section unless it is complete.”

21 (B) In subsection (b)(3)(A), strike “may” and “only if” and
22 substitute “may not” and “unless”, respectively.

23 (63) In sections 32904(b)(6)(C) and 32905(g), strike “Committee on
24 Energy and Commerce” and substitute “Committee on Commerce”.

25 (64) In the analysis of subtitle VII, strike the item related to part
26 D and item 491 and substitute—

27 “PART D—RESERVED

28 “PART E—MISCELLANEOUS

“501. BUY-AMERICAN PREFERENCES 50101”.

29 (65) In section 40109(c)—

30 (A) strike “sections 41301–41306, 41308–41310(a), 41501,
31 41503, 41504, 41506, 41510, 41511, 41701, 41702, 41705–
32 41709, 41711, 41712, and 41731–41742,” and substitute “chap-
33 ter 413 (except sections 41307 and 41310(b)–(f)), chapter 415
34 (except sections 41502, 41505, and 41507–41509), chapter 417
35 (except sections 41703, 41704, 41710, 41713, and 41714),”; and

36 (B) strike “section 46301(b)” and substitute “sections 44909
37 and 46301(b)”.

38 (66) In section 40116(d)(2)(A)(iv), strike “Levy” and “the date of
39 enactment of this clause” and substitute “levy” and “August 23,
40 1994”, respectively.

1 (67) Section 40117(e)(2) is amended as follows:

2 (A) In clause (B), insert “and” after the semicolon.

3 (B) Strike clause (C).

4 (C) Redesignate clause (D) as clause (C).

5 (68) Section 40118 is amended as follows:

6 (A) In the catchline for subsection (d), strike “TRANSPOR-
7 TATION BY FOREIGN AIR CARRIERS” and substitute “CERTAIN
8 TRANSPORTATION BY AIR OUTSIDE THE UNITED STATES”.

9 (B) In subsection (f)(1), strike “(f)(1) No” and substitute “(f)
10 PROHIBITION OF CERTIFICATION OR CONTRACT CLAUSE.—(1)
11 No”.

12 (69)(A) Add at the end of chapter 401 the following:

13 **“§ 40121. Interstate agreements for airport facilities**

14 “Congress consents to a State making an agreement, not in conflict with
15 a law of the United States, with another State to develop or operate an air-
16 port facility.”

17 (B) In the analysis for chapter 401, insert after item 40120 the fol-
18 lowing:

“40121. Interstate agreements for airport facilities.”

19 (70) Add at the end of section 41109(a) the following:

20 “(5) As prescribed by regulation by the Secretary, an air carrier other
21 than a charter air carrier may provide charter trips or other special services
22 without regard to the places named or type of transportation specified in
23 its certificate.”

24 (71) In section 41309(b)(2)(B), strike “common”.

25 (72) In section 41312(a)(1), insert “of Transportation” after “Sec-
26 retary”.

27 (73) In section 41715(a), strike “Secretary’s” and substitute “Sec-
28 retary of Transportation’s”.

29 (74) In sections 44501(e)(1), 44511(e), 48102(e)(2)(A) and (d)(2),
30 and 70112(d)(1), strike “Science, Space, and Technology” and sub-
31 stitute “Science”.

32 (75) Section 44502 is amended as follows:

33 (A) In subsection (c)(1), strike “To ensure that” and substitute
34 “To ensure”.

35 (B) Strike subsection (e) and redesignate subsection (f) as sub-
36 section (e).

37 (76) In section 45301(c)(5), strike “the date of the enactment of
38 this subsection” and substitute “August 23, 1994.”

39 (77) Section 46301 is amended as follows:

40 (A) In subsection (a)(1)(A)—

1 (i) strike “any of sections 41301–41306, 41308–41310(a),
 2 41501, 41503, 41504, 41506, 41510, 41511, 41701, 41702,
 3 41705–41709, 41711, 41712, or 41731–41742,” and sub-
 4 stitute “chapter 413 (except sections 41307 and 41310(b)–
 5 (f)), chapter 415 (except sections 41502, 41505, and 41507–
 6 41509), chapter 417 (except sections 41703, 41704, 41710,
 7 41713, and 41714),”;

8 (ii) strike “or any of sections 44701(a) or (b), 44702–
 9 44716, 44901, 44903(b) or (c), 44905, 44906,
 10 44907(d)(1)(B), 44909(a), 44912–44915, 44932–44938,”
 11 and substitute “section 44502(b) or (c), chapter 447 (except
 12 sections 44717 and 44719–44723), chapter 449 (except sec-
 13 tions 44902, 44903(d), 44904, 44907(a)–(d)(1)(A) and
 14 (d)(1)(C)–(f), and 44908), or section”;

15 (iii) insert “or” after “46303,”; and

16 (iv) strike “, or 41715”.

17 (B) In subsection (a)(2)(A), strike “or any of sections 44701(a)
 18 or (b), 44702–44716, 44901, 44903(b) or (c), 44905, 44906,
 19 44912–44915, or 44932–44938” and substitute “, section
 20 44502(b) or (c), chapter 447 (except sections 44717–44723), or
 21 chapter 449 (except sections 44902, 44903(d), 44904, and 44907–
 22 44909)”.

23 (C) Adjust the margins of clauses (A) and (B) of subsection
 24 (a)(3) to be the same as clauses (A) and (B) of subsection (a)(2).

25 (D) In subsection (c)(1)(A)—

26 (i) strike “any of sections 41301–41306, 41308–41310(a),
 27 41501, 41503, 41504, 41506, 41510, 41511, 41701, 41702,
 28 41705–41709, 41711, 41712, or 41731–41742,” and sub-
 29 stitute “chapter 413 (except sections 41307 and 41310(b)–
 30 (f)), chapter 415 (except sections 41502, 41505, and 41507–
 31 41509), chapter 417 (except sections 41703, 41704, 41710,
 32 41713, and 41714),”;

33 (ii) strike “or” before “subchapter II”; and

34 (iii) insert “, or section 44909” before “of this title”.

35 (E) In subsection (d)(2), strike “or any of sections 44701(a) or
 36 (b), 44702–44716, 44901, 44903(b) or (c), 44905, 44906,
 37 44907(d)(1)(B), 44912–44915, 44932–44938,” and substitute
 38 “section 44502(b) or (c), chapter 447 (except sections 44717 and
 39 44719–44723), chapter 449 (except sections 44902, 44903(d),
 40 44904, 44907(a)–(d)(1)(A) and (d)(1)(C)–(f), 44908, and 44909),
 41 or section”.

1 (F) In subsection (f)(1)(A)(i), strike “or any of sections
2 44701(a) or (b), 44702–44716, 44901, 44903(b) or (c), 44905,
3 44906, 44907(d)(1)(B), 44912–44915, or 44932–44938” and
4 substitute “section 44502(b) or (c), chapter 447 (except sections
5 44717 and 44719–44723), or chapter 449 (except sections 44902,
6 44903(d), 44904, 44907(a)–(d)(1)(A) and (d)(1)(C)–(f), 44908,
7 and 44909)”.

8 (78) In section 46306(c)(2)(B), insert “that is” before “provided”.

9 (79) In section 46316(b), strike “and sections 44701(a) and (b),
10 44702–44716, 44901, 44903(b) and (c), 44905, 44906, 44912–44915,
11 and 44932–44938” and substitute “chapter 447 (except sections
12 44717–44723), and chapter 449 (except sections 44902, 44903(d),
13 44904, and 44907–44909)”.

14 (80) In section 47107(l)(1), strike “the date of the enactment of
15 this subsection” and substitute “August 23, 1994”.

16 (81) Section 47115 is amended as follows:

17 (A) Subsection (f)(2) as enacted by section 112(d) of the Fed-
18 eral Aviation Administration Authorization Act of 1994 (Public
19 Law 103–305, 108 Stat. 1576) is amended by striking “the date
20 of the enactment of this subsection” and substituting “August 23,
21 1994”.

22 (B) Subsection (f) as enacted by section 6(67) of the Act of Oc-
23 tober 31, 1994 (Public Law 103–429, 108 Stat. 4386), is redesign-
24 ated subsection (g).

25 (82) Section 47117 is amended as follows:

26 (A) In subsection (e)(1)(B), strike “47504(c)(1)” and substitute
27 “47504(c)”.

28 (B) In subsection (g)(1), strike “47105(e)” and substitute
29 “47105(f)”.

30 (83) Section 47118 is amended as follows:

31 (A) In subsection (a), strike “on or before the date of the enact-
32 ment of this sentence” and substitute “before August 24, 1994”.

33 (B) In subsection (e), strike “Notwithstanding section 47109(c)
34 of this title, not” and substitute “Not”.

35 (84) In the catchline for section 47128(d), strike “AND REPORT”.

36 (85) Section 47129 is amended as follows:

37 (A) In subsection (a)(1), strike “of this subtitle” and substitute
38 “of this title”.

39 (B) In subsections (b), (e)(2), and (f)(2), strike “the date of the
40 enactment of this section” and substitute “August 23, 1994”.

1 (C) In subsection (e)(3), strike “such date of enactment” and
2 substitute “August 23, 1994”.

3 (86) In section 47509(d), strike “the date of the enactment of this
4 section” and substitute “August 23, 1994”.

5 (87) In the catchline for section 48104(b), strike “YEARS” and sub-
6 stitute “YEAR”.

7 (88)(A) Part D of subtitle VII is redesignated as part E.

8 (B) Chapter 491 is redesignated as chapter 501.

9 (C) Items 49101–49105 in the analysis of chapter 501, as redesign-
10 ated by subparagraph (B) of this paragraph, are redesignated as
11 items 50101–50105.

12 (D) Sections 49101–49105 are redesignated as sections 50101–
13 50105.

14 (89) In sections 50101(a) and (b)(3), 50102, 50104(b)(1), and
15 50105, as redesignated by clause (88)(D) of this section, strike “sec-
16 tions 47106(d) and” and substitute “section”.

17 (90) In section 60101, strike “(a)” and substitute “(a)
18 GENERAL.—”.

19 (91) In section 60114(a)(9), strike “60120, 60122, and 60123” and
20 substitute “60120 and 60122”.

21 (92) In section 70102(6), strike “facilities” and substitute “facilities
22 at that location”.

23 (93) In section 70112(a)(3)(B), insert “(i) or (ii)” after “(A)”.

24 (94) In section 70113(e)(6)(D), insert “a” before “resolution”.

25 (95) In section 70117(b)(2), strike “Land Remote–Sensing Commer-
26 cialization Act of 1984 (15 U.S.C. 4201 et seq.)” and substitute “Land
27 Remote Sensing Policy Act of 1992 (15 U.S.C. 5601 et seq.)”.

28 **SEC. 6. TECHNICAL CHANGES TO OTHER LAWS.**

29 (a) Effective July 5, 1994—

30 (1) Section 4(f)(1)(S) of the Act of July 5, 1994 (Public Law 103–
31 272, 108 Stat. 1362), is amended to read as follows:

32 “(S) In section 6101(4)(B), strike ‘agency’ the 2d time it appears
33 and substitute ‘agency.’”.

34 (2) Section 5(e)(11) of the Act of July 5, 1994 (Public Law 103–
35 272, 108 Stat. 1374), as amended by section 7(a)(4)(A) of the Act of
36 October 31, 1994 (Public Law 103–429, 108 Stat. 4389), is amended
37 to read as follows:

38 “(11) In section 2516(1)(j), strike ‘section’ the first place it appears
39 and all that follows and substitute ‘section 60123(b) (relating to de-
40 struction of a natural gas pipeline) or section 46502 (relating to air-
41 craft piracy) of title 49;.’”.

1 (b) Effective August 26, 1994, section 105(b)(2) of the Hazardous Mate-
 2 rials Transportation Act of 1994 (title I of Public Law 103–311, 108 Stat.
 3 1674) is amended to read as follows:

4 “(2) by striking ‘the State’ the first place it appears;”.

5 (c) Effective September 30, 1994, section 335A of the Department of
 6 Transportation and Related Agencies Appropriations Act, 1995 (Public Law
 7 103–331, 108 Stat. 2495) is amended to read as follows:

8 “SEC. 335A. Section 5302(a)(1) of title 49, United States Code, is
 9 amended by inserting ‘payments for the capital portions of rail trackage
 10 rights agreements,’ after ‘rights of way,’.”.

11 (d) Effective October 31, 1994—

12 (1) Section 6 of the Act of October 31, 1994 (Public Law 103–429,
 13 108 Stat. 4378), is amended as follows:

14 (A) Clause (41) is amended to read as follows:

15 “(41) Section 32913(b) is amended as follows:

16 “(A) In the catchline, strike ‘PENALTY REDUCTION’ and sub-
 17 stitute ‘CERTIFICATION’.

18 “(B) In paragraph (1), strike ‘the penalty should be reduced’
 19 and substitute ‘a reduction in the penalty is necessary.’.”.

20 (B) Clause (44)(B) is amended to read as follows:

21 “(B) Add before the period at the end ‘of this title’.”.

22 (2) Section 8(1) of the Act of October 31, 1994 (Public Law 103–
 23 429, 108 Stat. 4390), is amended by striking “1st paragraph” and
 24 substituting “1st paragraph related to transfer of aircraft”.

25 (e) Effective November 2, 1994, section 10(e)(2)(A) of the Act of Novem-
 26 ber 2, 1994 (Public Law 103–437, 108 Stat. 4589), is repealed and section
 27 107(b) of the Indian Self-Determination and Education Assistance Act (25
 28 U.S.C. 450k(b)), as amended by section 105(1) of the Indian Self-Deter-
 29 mination Act (Public Law 103–413, 108 Stat. 4269), is revived and shall
 30 read as if section 10(e)(2)(A) of the Act of November 2, 1994 (Public Law
 31 103–437, 108 Stat. 4589), had not been enacted.

32 (f) Effective December 29, 1995, the ICC Termination Act of 1995 (Pub-
 33 lic Law 104–88, 109 Stat. 809) is amended as follows:

34 (1) In section 102(b), strike “**Commerce**” and “**Transpor-**
 35 **tation**” and substitute “Commerce” and “Transportation”, respec-
 36 tively.

37 (2) In section 305(d)(6), strike “part B or (C)” and substitute “part
 38 B or C”.

39 (3) In section 308(j), strike “30106(d)” and substitute “30166(d)”.

40 (4) Section 327 is amended as follows:

1 (A) in clause (3)(B), strike “‘Interstate Commerce Act’” and
2 substitute “‘the Interstate Commerce Act’ in subsection (b)(3)”.

3 (B) in clause (5), insert “(A)” after “(5)” and add at the end
4 of the clause the following:

5 “(B) by inserting after item 712 in the table of contents the fol-
6 lowing:

7 ‘Sec. 713. Class II railroads receiving Federal assistance.’”.

8 (g) Section 401 of the Federal Election Campaign Act of 1971 (2 U.S.C.
9 451) is amended by striking “such Secretary” and substituting “the Sec-
10 retary”.

11 (h) Section 917(a)(4) of the Consumer Credit Protection Act (15 U.S.C.
12 1693o(a)(4)) is amended by striking “Civil Aeronautics Board” and sub-
13 stituting “Secretary of Transportation”.

14 (i) In section 17(d) of the Noise Control Act of 1972 (Public Law 92–
15 574, 86 Stat. 1249), strike “such terms have under the first section of the
16 Act of February 17, 1911 (45 U.S.C. 22)” and substitute “the term ‘rail-
17 road carrier’ has in section 20102 of title 49, United States Code”.

18 (j) The Comprehensive Environmental Response, Compensation, and Li-
19 ability Act of 1980 (42 U.S.C. 9601 et seq.) is amended as follows:

20 (1) In section 101(26), strike “the Pipeline Safety Act” and sub-
21 stitute “section 60101(a) of title 49, United States Code”.

22 (2) In section 107(c)(1)(C), strike “the Hazardous Liquid Pipeline
23 Safety Act of 1979” and substitute “section 60101(a) of title 49, Unit-
24 ed States Code”.

25 (k) Section 241(2) of the Americans with Disabilities Act of 1990 (42
26 U.S.C. 12161(2)) is amended by striking “commuter service” and substitut-
27 ing “commuter rail passenger transportation”.

28 **SEC. 7. REPEAL OF OTHER LAWS.**

29 The following are repealed:

30 (1) Section 119 “Sec. 404(f)” of the Amtrak Reorganization Act of
31 1979 (Public Law 96–73, 93 Stat. 547).

32 (2) Sections 1(a)(3) and (b), 2, and 4–6 of the Reorganization Plan
33 No. 2 of 1968 (effective June 30, 1968, 82 Stat. 1369, 1370).

34 (3) Sections 5005 and 6020 of the Intermodal Surface Transpor-
35 tation Efficiency Act (49 U.S.C. 301(notes)).

36 (4) Section 317 of the Department of Transportation and Related
37 Agencies Appropriations Act, 1995 (49 U.S.C. 44502(note)).

38 (5) The Department of Transportation Act (Public Law 89–670, 80
39 Stat. 931).

1 (6) Sections 129 and 135 of the Airport and Airway Safety, Capac-
2 ity, Noise Improvement, and Intermodal Transportation Act of 1992
3 (Public Law 102–581, 106 Stat. 4886, 4888)

4 (7) Section 27 of the Bus Regulatory Reform Act of 1982 (Public
5 Law 97–261, 96 Stat. 1126).

6 (8) Section 4007(a), (c), (d), and (e) of the Intermodal Surface
7 Transportation Efficiency Act of 1991 (Public Law 102–240, 105 Stat.
8 2151, 2152).

9 **SEC. 8. EFFECTIVE DATE.**

10 (1) The amendments made by sections 3 and 5(10)–(17), (19), (20),
11 (52), (53), (55), (61), (62), (65), (70), (77), (78), and (91)–(93) of this
12 Act shall take effect on July 5, 1994.

13 (2) The amendment made by section 5(82)(A) of this Act shall take effect
14 on October 31, 1994.

15 **SEC. 9. LEGISLATIVE PURPOSE AND CONSTRUCTION.**

16 (a) NO SUBSTANTIVE CHANGE.—This Act restates, without substantive
17 change, laws enacted before March 1, 1996, that were replaced by this Act.
18 This Act may not be construed as making a substantive change in the laws
19 replaced. Laws enacted after February 29, 1996, that are inconsistent with
20 this Act supersede this Act to the extent of the inconsistency.

21 (b) REFERENCES.—A reference to a law replaced by this Act, including
22 a reference in a regulation, order, or other law, is deemed to refer to the
23 corresponding provision enacted by this Act.

24 (c) CONTINUING EFFECT.—An order, rule, or regulation in effect under
25 a law replaced by this Act continues in effect under the corresponding provi-
26 sion enacted by this Act until repealed, amended, or superseded.

27 (d) ACTIONS AND OFFENSES UNDER PRIOR LAW.—An action taken or
28 an offense committed under a law replaced by this Act is deemed to have
29 been taken or committed under the corresponding provision enacted by this
30 Act.

31 (e) INFERENCES.—An inference of a legislative construction is not to be
32 drawn by reason of the location in the United States Code of a provision
33 enacted by this Act or by reason of a caption or catchline of the provision.

34 (f) SEVERABILITY.—If a provision enacted by this Act is held invalid, all
35 valid provisions that are severable from the invalid provision remain in ef-
36 fect. If a provision enacted by this Act is held invalid in any of its applica-
37 tions, the provision remains valid for all valid applications that are severable
38 from any of the invalid applications.

1 **SEC. 10. REPEALS.**

2 (a) INFERENCES OF REPEAL.—The repeal of a law by this Act may not
 3 be construed as a legislative inference that the provision was or was not in
 4 effect before its repeal.

5 (b) REPEALER SCHEDULE.—The law specified in the following schedule
 6 is repealed, except for rights and duties that matured, penalties that were
 7 incurred, and proceedings that were begun before the date of enactment of
 8 this Act:

Schedule of Laws Repealed
 Statutes at Large

Date	Chapter or Public Law	Section	Statutes at Large		U.S. Code	
			Volume	Page	Title	Section
1916 Sept. 3, 5	436	39	721, 722	45	65, 66

Passed the House of Representatives July 30, 1996.

Attest: ROBIN H. CARLE,
Clerk.

By LINDA NAVE,
Deputy Clerk.