

Union Calendar No. 270

105<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 2400**

[Report No. 105-467, Parts I, II, and III]

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**A BILL**

To authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes.

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MARCH 25, 1998

Reported from the Committee on Transportation and Infrastructure with an amendment, referred to the Committee on Ways and Means for a period ending not later than March 27, 1998, for consideration of such provisions of the bill and amendment reported by the Committee on Transportation and Infrastructure as fall within the jurisdiction of that committee pursuant to clause 1(s), rule X

Referral to the Committee on the Budget extended for a period ending not later than March 27, 1998

MARCH 27, 1998

Reported from the Committee on Ways and Means with an amendment

Committee on the Budget discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

# Union Calendar No. 270

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2<sup>D</sup> SESSION

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**[Report No. 105–467, Parts I, II, and III]**

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 4, 1997

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

MARCH 25, 1998

Reported from the Committee on Transportation and Infrastructure with an amendment, referred to the Committee on Ways and Means for a period ending not later than March 27, 1998, for consideration of such provisions of the bill and amendment reported by the Committee on Transportation and Infrastructure as fall within the jurisdiction of that committee pursuant to clause 1(s), rule X

[Strike out all after the enacting clause and insert the part printed in *italic*]

MARCH 25, 1998

Referral to the Committee on the Budget extended for a period ending not later than March 27, 1998

MARCH 27, 1998

Additional sponsors: Mr. BOEHLERT, Mr. BORSKI, Mr. COBLE, Mr. LIPINSKI, Mr. DUNCAN, Mr. WISE, Mr. EWING, Mr. TRAFICANT, Mr. GILCHREST, Mr. DEFazio, Mr. HORN, Mr. CLEMENT, Mr. FRANKS of New Jersey, Mr. COSTELLO, Mr. MICA, Mr. POSHARD, Mr. QUINN, Mr. CRAMER, Mrs. FOWLER, Ms. NORTON, Mr. EHLERS, Mr. NADLER, Mr. BACHUS, Ms. DANNER, Mr. LATOURETTE, Mr. MENENDEZ, Mrs. KELLY, Mr. CLYBURN, Mr. BAKER, Ms. BROWN of Florida, Mr. BASS, Mr. BARCIA of

Michigan, Mr. NEY, Mr. FILNER, Mr. METCALF, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. EMERSON, Mr. MASCARA, Mr. PEASE, Mr. BLUMENAUER, Mr. BLUNT, Mr. SANDLIN, Mr. PITTS, Mr. PASCRELL, Mr. HUTCHINSON, Mr. JOHNSON of Wisconsin, Mr. COOK, Mr. BOSWELL, Mr. COOKSEY, Mr. HOLDEN, Mr. PICKERING, Mr. LAMPSON, Ms. GRANGER, Mr. FOX of Pennsylvania, Mr. LOBIONDO, Mr. WATTS of Oklahoma, Mr. MORAN of Kansas, Mr. ACKERMAN, Mr. ANDREWS, Mr. BEREUTER, Mr. BLAGOJEVICH, Mr. BONIOR, Mr. BURTON of Indiana, Mr. CAMP, Mr. CONYERS, Mr. DINGELL, Mr. FALEOMAVAEGA, Mr. FORBES, Mr. FROST, Mr. GEKAS, Mr. GORDON, Mr. HINCHEY, Ms. HOOLEY of Oregon, Mr. HOUGHTON, Mr. KILDEE, Ms. KILPATRICK, Mr. KING, Mr. LAFALCE, Mr. LEVIN, Mr. LEWIS of California, Mr. MANZULLO, Mr. MCHUGH, Mr. MCNULTY, Mr. PALLONE, Mr. PAYNE, Mr. PETERSON of Pennsylvania, Ms. RIVERS, Mr. ROTHMAN, Mrs. ROUKEMA, Mr. SCHUMER, Mr. SHIMKUS, Mr. SMITH of New Jersey, Ms. STABENOW, Mr. STRICKLAND, Mr. STUPAK, Mr. TOWNS, Mr. UPTON, Mr. WELLER, Mr. MANTON, Ms. SLAUGHTER, Mr. SMITH of Michigan, Ms. VELÁZQUEZ, Mr. WALSH, Mr. LAHOOD, Mr. THOMPSON, Mr. RANGEL, Mr. LEWIS of Kentucky, Mrs. LINDA SMITH of Washington, Mr. OWENS, Mr. BROWN of California, Mr. EVANS, Mr. TAUZIN, Mr. SCARBOROUGH, Mr. FOSSELLA, and Mr. ROGERS

MARCH 27, 1998

Reported from the Committee on Ways and Means with an amendment

[Insert the part printed in boldface roman]

MARCH 27, 1998

The Committee on the Budget discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill see copy of bill as introduced on September 4, 1997]

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## A BILL

To authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes.

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

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

2 (a) *SHORT TITLE.*—*This Act may be cited as the*  
 3 *“Building Efficient Surface Transportation and Equity*  
 4 *Act of 1998”.*

5 (b) *TABLE OF CONTENTS.*—

*Sec. 1. Short title; table of contents.*

*Sec. 2. Definitions.*

*Sec. 3. Savings clause.*

*TITLE I—FEDERAL-AID HIGHWAYS*

*Sec. 101. Amendments to title 23, United States Code.*

*Sec. 102. Authorization of appropriations.*

*Sec. 103. Obligation ceiling.*

*Sec. 104. Apportionments.*

*Sec. 105. Interstate maintenance program.*

*Sec. 106. National Highway System.*

*Sec. 107. Highway bridge program.*

*Sec. 108. Surface transportation program.*

*Sec. 109. Congestion mitigation and air quality improvement program.*

*Sec. 110. High risk road safety improvement program.*

*Sec. 111. Minimum allocation.*

*Sec. 112. Appalachian Development Highway System.*

*Sec. 113. High cost Interstate System reconstruction and improvement program.*

*Sec. 114. Recreational trails program.*

*Sec. 115. National corridor planning and development program.*

*Sec. 116. Coordinated border infrastructure and safety program.*

*Sec. 117. Federal lands highways program.*

*Sec. 118. National scenic byways program.*

*Sec. 119. Variable pricing pilot program.*

*Sec. 120. Toll roads, bridges, and tunnels.*

*Sec. 121. Construction of ferry boats and ferry terminal facilities.*

*Sec. 122. Highway use tax evasion projects.*

*Sec. 123. Performance bonus program.*

*Sec. 124. Metropolitan planning.*

*Sec. 125. Statewide planning.*

*Sec. 126. Roadside safety technologies.*

*Sec. 127. Discretionary program authorizations.*

*Sec. 128. Woodrow Wilson Memorial Bridge.*

*Sec. 129. Training.*

*Sec. 130. Transportation assistance for Olympic cities.*

*Sec. 131. National Defense Highways.*

*Sec. 132. Miscellaneous surface transportation programs.*

*Sec. 133. Eligibility.*

*Sec. 134. Fiscal, administrative, and other amendments.*

*Sec. 135. Access of motorcycles.*

*Sec. 136. Amendments to prior surface transportation authorization laws.*

*Sec. 137. Bicycle transportation and pedestrian walkways.*

*Sec. 138. Hazard elimination program.*

*Sec. 139. Project administration.*

- Sec. 140. Contracting for engineering and design services.*
- Sec. 141. Commercial motor vehicle study.*
- Sec. 142. New York Avenue Transportation Development Authority.*
- Sec. 143. Definitions.*

*TITLE II—HIGHWAY SAFETY*

- Sec. 201. Amendments to title 23, United States Code.*
- Sec. 202. Highway safety programs.*
- Sec. 203. Highway safety research and development.*
- Sec. 204. Occupant protection incentive grants.*
- Sec. 205. Alcohol-impaired driving countermeasures.*
- Sec. 206. State highway safety data improvements.*
- Sec. 207. National Driver Register.*
- Sec. 208. Safety studies.*
- Sec. 209. Effectiveness of laws establishing maximum blood alcohol concentrations.*
- Sec. 210. Authorizations of appropriations.*
- Sec. 211. Transportation injury research.*

*TITLE III—FEDERAL TRANSIT ADMINISTRATION PROGRAMS*

- Sec. 301. Amendments to title 49, United States Code.*
- Sec. 302. Definitions.*
- Sec. 303. Metropolitan planning.*
- Sec. 304. Transportation improvement program.*
- Sec. 305. Transportation management areas.*
- Sec. 306. Urbanized area formula grants.*
- Sec. 307. Mass Transit Account block grants.*
- Sec. 308. Capital program grants and loans.*
- Sec. 309. Dollar value of mobility improvements.*
- Sec. 310. Formula grants and loans for special needs of elderly individuals and individuals with disabilities.*
- Sec. 311. Formula program for other than urbanized areas.*
- Sec. 312. Research, development, demonstration, and training projects.*
- Sec. 313. National planning and research programs.*
- Sec. 314. National transit institute.*
- Sec. 315. University research institutes.*
- Sec. 316. Transportation centers.*
- Sec. 317. Bus testing facilities.*
- Sec. 318. Bicycle facilities.*
- Sec. 319. General provisions on assistance.*
- Sec. 320. Contract requirements.*
- Sec. 321. Special procurements.*
- Sec. 322. Project management oversight and review.*
- Sec. 323. Study on alcohol and controlled substances random testing rate calculation.*
- Sec. 324. Administrative procedures.*
- Sec. 325. Reports and audits.*
- Sec. 326. Apportionment of appropriations for formula grants.*
- Sec. 327. Apportionment of appropriations for fixed guideway modernization.*
- Sec. 328. Authorizations.*
- Sec. 329. Obligation ceiling.*
- Sec. 330. Access to jobs challenge grant pilot program.*
- Sec. 331. Adjustments for the Surface Transportation Extension Act of 1997.*

- Sec. 332. Projects for new fixed guideway systems and extensions to existing systems.*
- Sec. 333. Projects for bus and bus-related facilities.*
- Sec. 334. Project management oversight.*
- Sec. 335. Privatization.*
- Sec. 336. School transportation safety.*
- Sec. 337. Urbanized area formula study.*
- Sec. 338. Coordinated transportation services.*
- Sec. 339. Final assembly of buses.*

#### TITLE IV—MOTOR CARRIER SAFETY

- Sec. 401. Amendments to title 49, United States Code.*
- Sec. 402. State grants.*
- Sec. 403. Information systems.*
- Sec. 404. Automobile transporter defined.*
- Sec. 405. Inspections and reports.*
- Sec. 406. Exemptions and pilot programs.*
- Sec. 407. Safety regulation.*
- Sec. 408. Improved interstate school bus safety.*
- Sec. 409. Repeal of certain obsolete miscellaneous authorities.*
- Sec. 410. Commercial vehicle operators.*
- Sec. 411. Interim border safety improvement program.*
- Sec. 412. Vehicle weight enforcement.*
- Sec. 413. Participation in international registration plan and international fuel tax agreement.*
- Sec. 414. Telephone hotline for reporting safety violations.*
- Sec. 415. Insulin treated diabetes mellitus.*
- Sec. 416. Performance-based CDL testing.*
- Sec. 417. Postaccident alcohol testing.*
- Sec. 418. Driver fatigue.*
- Sec. 419. Safety fitness.*
- Sec. 420. Hazardous materials transportation regulation and farm service vehicles.*
- Sec. 421. Truck trailer conspicuity.*
- Sec. 422. DOT implementation plan.*

#### TITLE V—PROGRAMMATIC REFORMS AND STREAMLINING

- Sec. 501. Project approval and oversight.*
- Sec. 502. Environmental streamlining.*
- Sec. 503. Major investment study integration.*
- Sec. 504. Financial plan.*
- Sec. 505. Uniform transferability of Federal-aid highway funds.*
- Sec. 506. Discretionary grant selection criteria and process.*
- Sec. 507. Elimination of regional office responsibilities.*
- Sec. 508. Authority for Congress to make midcourse corrections to the highway and transit programs.*

#### TITLE VI—TRANSPORTATION RESEARCH

- Sec. 601. Amendments to title 23, United States Code.*
- Sec. 602. Applicability of title 23.*
- Sec. 603. Transfers of funds.*

*Subtitle A—Surface Transportation Research, Technology, and Education**PART I—HIGHWAY RESEARCH*

- Sec. 611. Research.*
- Sec. 612. State planning and research.*
- Sec. 613. International highway transportation outreach program.*

*PART II—TRANSPORTATION EDUCATION, PROFESSIONAL TRAINING, AND TECHNOLOGY DEPLOYMENT*

- Sec. 621. National Highway Institute.*
- Sec. 622. National technology deployment initiative.*
- Sec. 623. Education and training programs.*
- Sec. 624. University transportation research.*
- Sec. 625. Funding allocations.*

*PART III—BUREAU OF TRANSPORTATION STATISTICS AND MISCELLANEOUS PROGRAMS*

- Sec. 631. Bureau of Transportation Statistics.*
- Sec. 632. Transportation technology innovation and demonstration program.*

*Subtitle B—Intelligent Transportation Systems*

- Sec. 651. Definitions.*
- Sec. 652. Scope of program.*
- Sec. 653. General authorities and requirements.*
- Sec. 654. National ITS program plan.*
- Sec. 655. Technical assistance, planning, research, and operational tests.*
- Sec. 656. ITS deployment.*
- Sec. 657. Funding allocations.*
- Sec. 658. Global positioning satellite data.*
- Sec. 659. Repeal.*

*TITLE VII—TRUTH IN BUDGETING*

- Sec. 701. Budgetary treatment of Highway Trust Fund.*
- Sec. 702. Applicability.*

*TITLE VIII—RECREATIONAL BOATING SAFETY PROGRAM*

- Sec. 801. Short title.*
- Sec. 802. Amendments relating to recreational boating safety program.*

*TITLE IX—RAILROADS*

- Sec. 901. High-speed rail.*
- Sec. 902. Light density rail line pilot projects.*
- Sec. 903. Miami-Orlando-Tampa corridor project.*
- Sec. 904. Alaska Railroad.*
- Sec. 905. Railway-highway crossing hazard elimination in high speed rail corridors.*
- Sec. 906. Railroad rehabilitation and improvement financing.*

*TITLE X—CONDITIONS FOR IMPLEMENTATION OF FUNDING*

- Sec. 1001. Conditions for implementation of funding.*

## TITLE XI—REVENUES

1 **SEC. 2. DEFINITIONS.**

2 *In this Act, the following definitions apply:*

3 (1) *INTERSTATE SYSTEM.*—*The term “Interstate*  
4 *System” has the meaning such term has under section*  
5 *101 of title 23, United States Code.*

6 (2) *SECRETARY.*—*The term “Secretary” means*  
7 *the Secretary of Transportation.*

8 **SEC. 3. SAVINGS CLAUSE.**

9 *Except as otherwise provided in this Act, an amend-*  
10 *ment made by this Act shall not affect any funds appor-*  
11 *tioned or allocated before the date of the enactment of this*  
12 *Act.*

13 **TITLE I—FEDERAL-AID**  
14 **HIGHWAYS**

15 **SEC. 101. AMENDMENTS TO TITLE 23, UNITED STATES**  
16 **CODE.**

17 *Except as otherwise specifically provided, whenever in*  
18 *this title and title V an amendment or repeal is expressed*  
19 *in terms of an amendment to, or repeal of, a section or*  
20 *other provision of law, the reference shall be considered to*  
21 *be made to a section or other provision of title 23, United*  
22 *States Code.*

1 **SEC. 102. AUTHORIZATION OF APPROPRIATIONS.**

2 (a) *IN GENERAL.*—*The following sums are authorized*  
3 *to be appropriated out of the Highway Trust Fund (other*  
4 *than the Mass Transit Account):*

5 (1) *INTERSTATE MAINTENANCE PROGRAM.*—*For*  
6 *the Interstate maintenance program under section*  
7 *119 of title 23, United States Code, \$4,019,500,000*  
8 *for fiscal year 1998, \$4,462,600,000 for fiscal year*  
9 *1999, and \$5,006,200,000 for each of fiscal years 2000*  
10 *through 2003.*

11 (2) *NATIONAL HIGHWAY SYSTEM.*—*For the Na-*  
12 *tional Highway System under section 103 of such*  
13 *title \$4,978,500,000 for fiscal year 1998,*  
14 *\$5,520,500,000 for fiscal year 1999, and*  
15 *\$6,186,500,000 for each of fiscal years 2000 through*  
16 *2003.*

17 (3) *BRIDGE PROGRAM.*—*For the bridge program*  
18 *under section 144 of such title \$3,777,600,000 for fis-*  
19 *cal year 1998, \$4,194,000,000 for fiscal year 1999,*  
20 *and \$4,704,800,000 for each of fiscal years 2000*  
21 *through 2003.*

22 (4) *SURFACE TRANSPORTATION PROGRAM.*—*For*  
23 *the surface transportation program under section 133*  
24 *of such title \$5,601,400,000 for fiscal year 1998,*  
25 *\$6,218,900,000 for fiscal year 1999, and*

1       \$6,976,300,000 for each of fiscal years 2000 through  
2       2003.

3               (5) *CONGESTION MITIGATION AND AIR QUALITY*  
4       *IMPROVEMENT PROGRAM.*—For the congestion mitiga-  
5       tion and air quality improvement program under sec-  
6       tion 149 of such title \$1,406,800,000 for fiscal year  
7       1998, \$1,561,900,000 for fiscal year 1999, and  
8       \$1,752,200,000 for each of fiscal years 2000 through  
9       2003.

10              (6) *HIGH RISK ROAD SAFETY IMPROVEMENT*  
11       *PROGRAM.*—For the high risk road safety improve-  
12       ment program under section 154 of such title  
13       \$750,000,000 for fiscal year 1998, \$1,000,000,000 for  
14       fiscal year 1999, and \$1,000,000,000 for each of fiscal  
15       years 2000 through 2003.

16              (7) *HIGH COST INTERSTATE SYSTEM RECON-*  
17       *STRUCTION AND IMPROVEMENT PROGRAM.*—For the  
18       high cost Interstate System reconstruction and im-  
19       provement program under section 160 of such title  
20       \$265,000,000 for fiscal year 1998, \$512,500,000 for  
21       fiscal year 1999, \$920,000,000 for fiscal year 2000,  
22       \$923,000,000 for fiscal year 2001, \$922,000,000 for  
23       fiscal year 2002, and \$1,067,000,000 for fiscal year  
24       2003.

1           (8) *DISCRETIONARY PROGRAMS.*—*For executive*  
2 *and legislative branch discretionary programs re-*  
3 *ferred to in section 127 of this Act (including amend-*  
4 *ments made by such section) \$1,622,400,000 for fiscal*  
5 *year 1998, \$2,215,300,000 for fiscal year 1999,*  
6 *\$2,563,600,000 for fiscal year 2000, \$2,563,600,000*  
7 *for fiscal year 2001, \$2,657,600,000 for fiscal year*  
8 *2002, and \$2,657,600,000 for fiscal year 2003.*

9           (9) *APPALACHIAN DEVELOPMENT HIGHWAY SYS-*  
10 *TEM PROGRAM.*—*For the Appalachian development*  
11 *highway system program under section 201 of the Ap-*  
12 *palachian Regional Development Act of 1965 (40*  
13 *U.S.C. App.) \$250,000,000 for fiscal year 1998,*  
14 *\$400,000,000 for fiscal year 1999, and \$400,000,000*  
15 *for each of fiscal years 2000 through 2003.*

16           (10) *RECREATIONAL TRAILS PROGRAM.*—*For the*  
17 *recreational trails program under section 206 of such*  
18 *title \$30,000,000 for fiscal year 1998, \$40,000,000 for*  
19 *fiscal year 1999, and \$50,000,000 for each of fiscal*  
20 *years 2000 through 2003.*

21           (11) *FEDERAL LANDS HIGHWAYS PROGRAM.*—

22                   (A) *INDIAN RESERVATION ROADS.*—*For In-*  
23 *Indian reservation roads under section 204 of such*  
24 *title \$194,000,000 for fiscal year 1998,*  
25 *\$200,000,000 for fiscal year 1999, and*

1           \$212,000,000 for each of fiscal years 2000  
2           through 2003.

3           (B) *PUBLIC LANDS HIGHWAYS.*—For public  
4           lands highways under section 204 of such title  
5           \$58,000,000 for fiscal year 1998, \$60,000,000 for  
6           fiscal year 1999, and \$60,000,000 for each of fis-  
7           cal years 2000 through 2003.

8           (C) *PARKWAYS AND PARK HIGHWAYS.*—For  
9           parkways and park highways under section 204  
10          of such title \$85,300,000 for fiscal year 1998,  
11          \$86,200,000 for fiscal year 1999, and  
12          \$99,000,000 for each of fiscal years 2000 through  
13          2003.

14          (D) *FOREST HIGHWAYS.*—For forest high-  
15          ways under section 204 of such title  
16          \$113,500,000 for fiscal year 1998, \$130,000,000  
17          for fiscal year 1999, and \$130,000,000 for each  
18          of fiscal years 2000 through 2003.

19          (12) *HIGHWAY USE TAX EVASION PROJECTS.*—  
20          For highway use tax evasion projects under section  
21          1040 of the Intermodal Surface Transportation Effi-  
22          ciency Act of 1991 (23 U.S.C. 101 note; 105 Stat.  
23          1992) \$5,000,000 for fiscal year 1998 and  
24          \$10,000,000 for each of fiscal years 1999 through  
25          2003.

1       **(b) DISADVANTAGED BUSINESS ENTERPRISES.**—

2               **(1) GENERAL RULE.**—*Except to the extent that*  
3       *the Secretary determines otherwise, not less than 10*  
4       *percent of the amounts authorized to be appropriated*  
5       *under titles I, III, and VI of this Act shall be ex-*  
6       *pended with small business concerns owned and con-*  
7       *trolled by socially and economically disadvantaged*  
8       *individuals.*

9               **(2) COMPLIANCE WITH COURT ORDERS.**—*Noth-*  
10       *ing in this section limits the eligibility of an entity*  
11       *or person to receive funds made available under titles*  
12       *I, III, and VI of this Act, if the entity or person is*  
13       *prevented, in whole or in part, from complying with*  
14       *paragraph (1) because a Federal court issues a final*  
15       *order in which the court finds that the requirement*  
16       *of paragraph (1), or the program established under*  
17       *paragraph (1), is unconstitutional.*

18               **(3) REVIEW BY COMPTROLLER GENERAL.**—*Not*  
19       *later than 3 years after the date of enactment of this*  
20       *Act, the Comptroller General of the United States*  
21       *shall conduct a review of, and publish and report to*  
22       *Congress findings and conclusions on, the impact*  
23       *throughout the United States of administering the re-*  
24       *quirement of paragraph (1), including an analysis*  
25       *of—*

1           (A) *in the case of small business concerns*  
2 *owned and controlled by socially and economi-*  
3 *cally disadvantaged individuals—*

4           (i) *the number of the small business*  
5 *concerns; and*

6           (ii) *the participation rates of the small*  
7 *business concerns in prime contracts and*  
8 *subcontracts funded under titles I, III, and*  
9 *VI of this Act;*

10          (B) *in the case of small business concerns*  
11 *described in subparagraph (A) that receive prime*  
12 *contracts and subcontracts funded under titles I,*  
13 *III, and VI of this Act—*

14           (i) *the number of the small business*  
15 *concerns;*

16           (ii) *the annual gross receipts of the*  
17 *small business concerns; and*

18           (iii) *the net worth of socially and eco-*  
19 *nomically disadvantaged individuals that*  
20 *own and control the small business con-*  
21 *cerns;*

22          (C) *in the case of small business concerns*  
23 *described in subparagraph (A) that do not re-*  
24 *ceive prime contracts and subcontracts funded*  
25 *under titles I, III, and VI of this Act—*

1           (i) the annual gross receipts of the  
2           small business concerns; and

3           (ii) the net worth of socially and eco-  
4           nomically disadvantaged individuals that  
5           own and control the small business con-  
6           cerns;

7           (D) in the case of business concerns that re-  
8           ceive prime contracts and subcontracts funded  
9           under titles I, III, and VI of this Act, other than  
10          small business concerns described in subpara-  
11          graph (B)—

12          (i) the annual gross receipts of the  
13          business concerns; and

14          (ii) the net worth of individuals that  
15          own and control the business concerns;

16          (E) the rate of graduation from any pro-  
17          grams carried out to comply with the require-  
18          ment of paragraph (1) for small business con-  
19          cerns owned and controlled by socially and eco-  
20          nomically disadvantaged individuals;

21          (F) the overall cost of administering the re-  
22          quirement of paragraph (1), including adminis-  
23          trative costs, certification costs, additional con-  
24          struction costs, and litigation costs;

1           (G) any discrimination, on the basis of  
2 race, color, national origin, or sex, against small  
3 business concerns owned and controlled by so-  
4 cially and economically disadvantaged individ-  
5 uals;

6           (H)(i) any other factors limiting the ability  
7 of small business concerns owned and controlled  
8 by socially and economically disadvantaged in-  
9 dividuals to compete for prime contracts and  
10 subcontracts funded under titles I, III, and VI of  
11 this Act; and

12           (ii) the extent to which any of those factors  
13 are caused, in whole or in part, by discrimina-  
14 tion based on race, color, national origin, or sex;

15           (I) any discrimination, on the basis of race,  
16 color, national origin, or sex, against construc-  
17 tion companies owned and controlled by socially  
18 and economically disadvantaged individuals in  
19 public and private transportation contracting  
20 and the financial, credit, insurance, and bond  
21 markets;

22           (J) the impact on small business concerns  
23 owned and controlled by socially and economi-  
24 cally disadvantaged individuals of—

1           (i) the issuance of a final order de-  
2           scribed in paragraph (2) by a Federal court  
3           that suspends a program established under  
4           paragraph (1); or

5           (ii) the repeal or suspension of State or  
6           local disadvantaged business enterprise pro-  
7           grams; and

8           (K) the impact of the requirement of para-  
9           graph (1), and any program carried out to com-  
10          ply with paragraph (1), on competition and the  
11          creation of jobs, including the creation of jobs for  
12          socially and economically disadvantaged indi-  
13          viduals.

14          (4) *DEFINITIONS.*—For purposes of this sub-  
15          section, the following definitions apply:

16               (A) *SMALL BUSINESS CONCERN.*—The term  
17               “small business concern” has the meaning such  
18               term has under section 3 of the Small Business  
19               Act (15 U.S.C. 632); except that such term shall  
20               not include any concern or group of concerns  
21               controlled by the same socially and economically  
22               disadvantaged individual or individuals which  
23               has average annual gross receipts over the pre-  
24               ceding 3 fiscal years in excess of \$16,600,000, as  
25               adjusted by the Secretary for inflation.

1                   (B) *SOCIALLY AND ECONOMICALLY DIS-*  
2                   *ADVANTAGED INDIVIDUALS.*—*The term “socially*  
3                   *and economically disadvantaged individuals”*  
4                   *has the meaning such term has under section*  
5                   *8(d) of the Small Business Act (15 U.S.C.*  
6                   *637(d)) and relevant subcontracting regulations*  
7                   *promulgated pursuant thereto; except that*  
8                   *women shall be presumed to be socially and eco-*  
9                   *nomically disadvantaged individuals for pur-*  
10                   *poses of this subsection.*

11 **SEC. 103. OBLIGATION CEILING.**

12           (a) *GENERAL LIMITATION.*—*Notwithstanding any*  
13 *other provision of law, the total of all obligations for Fed-*  
14 *eral-aid highway programs shall not exceed—*

- 15                   (1) \$21,500,000,000 for fiscal year 1998;  
16                   (2) \$25,300,000,000 for fiscal year 1999; and  
17                   (3) \$28,400,000,000 for each of fiscal years 2000  
18                   *through 2003.*

19           (b) *EXCEPTIONS.*—*The limitations under subsection*  
20 *(a) shall not apply to obligations—*

- 21                   (1) *under section 125 of title 23, United States*  
22                   *Code;*  
23                   (2) *under section 157 of such title;*  
24                   (3) *under section 147 of the Surface Transpor-*  
25                   *tation Assistance Act of 1978;*

1           (4) *under section 9 of the Federal-Aid Highway*  
2 *Act of 1981;*

3           (5) *under sections 131(b) and 131(j) of the Sur-*  
4 *face Transportation Assistance Act of 1982;*

5           (6) *under sections 149(b) and 149(c) of the Sur-*  
6 *face Transportation and Uniform Relocation Assist-*  
7 *ance Act of 1987;*

8           (7) *under sections 1103 through 1108 of the*  
9 *Intermodal Surface Transportation Efficiency Act of*  
10 *1991; and*

11           (8) *under section 104(j) of title 23, United States*  
12 *Code, relating to high priority projects.*

13       (c) *DISTRIBUTION OF OBLIGATION AUTHORITY.—For*  
14 *each of fiscal years 1998 through 2003, the Secretary*  
15 *shall—*

16           (1) *not distribute amounts authorized for admin-*  
17 *istrative expenses and programs funded from the ad-*  
18 *ministrative takedown authorized by section 104(a) of*  
19 *title 23, United States Code, and amounts authorized*  
20 *for the highway use tax evasion program and the Bu-*  
21 *reau of Transportation Statistics;*

22           (2) *determine the ratio that—*

23               (A) *the obligation limitation imposed by*  
24 *subsection (a) for such fiscal year less the aggre-*

1           *gate of amounts not distributed under paragraph*  
2           *(1), bears to*

3                   *(B) the total of the sums authorized to be*  
4           *appropriated for Federal-aid highway programs*  
5           *(other than sums authorized to be appropriated*  
6           *for sections referred to in subsection (b)) for such*  
7           *fiscal year less the aggregate of amounts not dis-*  
8           *tributed under paragraph (1);*

9                   *(3)(A) multiply the ratio determined under*  
10          *paragraph (2) by the sums authorized to be appro-*  
11          *priated for such fiscal year for each of the programs*  
12          *that are allocated by the Secretary under this Act and*  
13          *title 23, United States Code (other than the rec-*  
14          *reational trails program and programs to which*  
15          *paragraph (1) applies);*

16                  *(B) not distribute such amount for each such*  
17          *program (other than the recreational trails program*  
18          *and programs to which paragraph (1) applies); and*

19                  *(C) in administering such program, allocate*  
20          *such amount for such program;*

21                  *(4) distribute the obligation limitation imposed*  
22          *by subsection (a) less the aggregate of amounts not*  
23          *distributed under paragraphs (1) and (3) and less*  
24          *amounts distributed under paragraph (5) by alloca-*  
25          *tion in the ratio which sums authorized to be appro-*

1        *appropriated for Federal-aid highway programs that are*  
2        *apportioned or allocated to each State for such fiscal*  
3        *year and that are subject to the limitation imposed*  
4        *by subsection (a) bear to the total of the sums author-*  
5        *ized to be appropriated for Federal-aid highway pro-*  
6        *grams that are apportioned or allocated for such fis-*  
7        *cal year and that are subject to the limitation im-*  
8        *posed by subsection (a); and*

9                *(5) distribute any amount determined under*  
10        *paragraph (3) for the recreational trails program in*  
11        *accordance with the formula set forth in section*  
12        *104(h) of title 23, United States Code, for such pro-*  
13        *gram.*

14        *(d) REDISTRIBUTION OF UNUSED OBLIGATION AU-*  
15        *THORITY.—Notwithstanding subsection (c), the Secretary*  
16        *shall—*

17                *(1) provide all States with authority sufficient to*  
18        *prevent lapses of sums authorized to be appropriated*  
19        *for Federal-aid highway programs that have been ap-*  
20        *portioned to a State; and*

21                *(2) after August 1 of each of fiscal years 1998*  
22        *through 2003 revise a distribution of the obligation*  
23        *authority made available under subsection (c) if a*  
24        *State will not obligate the amount distributed during*  
25        *that fiscal year and redistribute sufficient amounts to*

1        *those States able to obligate amounts in addition to*  
2        *those previously distributed during that fiscal year*  
3        *giving priority to those States having large unobli-*  
4        *gated balances of funds apportioned under sections*  
5        *104 and 144 of title 23, United States Code, under*  
6        *section 160 of title 23, United States Code (as in ef-*  
7        *fect on the day before the date of the enactment of this*  
8        *Act), and under section 1015 of the Intermodal Sur-*  
9        *face Transportation Act of 1991 (105 Stat. 1943–*  
10       *1945).*

11        *(e) APPLICABILITY OF OBLIGATION LIMITATIONS TO*  
12        *TRANSPORTATION RESEARCH PROGRAMS.—Obligation lim-*  
13        *itations for Federal-aid highways programs established by*  
14        *subsection (a) shall apply to transportation research pro-*  
15        *grams carried out under chapter 3 of title 23, United States*  
16        *Code, and under title VI of this Act.*

17        *(f) REDISTRIBUTION OF CERTAIN AUTHORIZED*  
18        *FUNDS.—*

19                *(1) IN GENERAL.—Not later than 30 days after*  
20        *the date of the distribution of obligation authority*  
21        *under subsection (a) for each of fiscal years 1998*  
22        *through 2003, the Secretary shall distribute to the*  
23        *States any funds (A) that are authorized to be appro-*  
24        *priated for such fiscal year for Federal-aid highway*  
25        *programs (other than the program under section 160*

1       of title 23, United States Code) and for carrying out  
2       subchapter I of chapter 311 of title 49, United States  
3       Code, and chapter 4 of title 23, United States Code,  
4       and (B) that the Secretary determines will not be al-  
5       located to the States, and will not be available for ob-  
6       ligation, in such fiscal year due to the imposition of  
7       any obligation limitation for such fiscal year. Such  
8       distribution to the States shall be made in the same  
9       ratio as the distribution of obligation authority under  
10      subsection (c)(5). The funds so distributed shall be  
11      available for any purposes described in section 133(b)  
12      of title 23, United States Code.

13               (2) *HIGH COST INTERSTATE SYSTEM RECON-*  
14      *STRUCTION AND IMPROVEMENT PROGRAM FUNDS.—*  
15      *Not later than 30 days after the date of the distribu-*  
16      *tion of obligation authority under subsection (c) for*  
17      *each of fiscal years 1998 through 2003, the Secretary*  
18      *shall distribute to the States any funds that are au-*  
19      *thorized to be appropriated for such fiscal year to*  
20      *carry out the high cost Interstate System reconstruc-*  
21      *tion and improvement program under section 160 of*  
22      *title 23, United States Code, and that will not be*  
23      *available for obligation in such fiscal year due to the*  
24      *imposition of any obligation limitation for such fiscal*  
25      *year. Such distribution to the States shall be made in*

1        *the same ratio as funds are apportioned under section*  
2        *104(b)(5) of such title. The funds so distributed to a*  
3        *State shall be credited to the State's apportionment*  
4        *under such section 104(b)(5).*

5        **SEC. 104. APPORTIONMENTS.**

6        *(a) ADMINISTRATIVE TAKEDOWN.—Section 104(a) is*  
7        *amended to read as follows:*

8        *“(a) ADMINISTRATIVE TAKEDOWN.—Whenever an ap-*  
9        *portionment is made of the sums authorized to be appro-*  
10       *priated for expenditure on Interstate maintenance, the Na-*  
11       *tional Highway System, the bridge program, the surface*  
12       *transportation program, the congestion mitigation and air*  
13       *quality improvement program, the high risk road safety*  
14       *program, the high cost Interstate System reconstruction and*  
15       *improvement program, the national corridor planning and*  
16       *development program, the border infrastructure and safety*  
17       *program, and the Federal lands highways program, the Sec-*  
18       *retary shall deduct a sum, in such amount not to exceed*  
19       *1 percent of all sums so authorized, as the Secretary may*  
20       *deem necessary for administering the provisions of law to*  
21       *be financed from appropriations for the Federal-aid high-*  
22       *way program. In making such determination, the Secretary*  
23       *shall take into account the unobligated balance of any sums*  
24       *deducted for such purposes in prior years. The sums so de-*  
25       *ducted shall remain available until expended. The Secretary*

1 *may not transfer any of such sums to a Federal entity other*  
2 *than the Federal Highway Administration.”.*

3 *(b) APPORTIONMENTS.—Section 104(b) is amended to*  
4 *read as follows:*

5 *“(b) APPORTIONMENTS.—On October 1 of each fiscal*  
6 *year, the Secretary, after making the deduction authorized*  
7 *by subsection (a) and the set-aside authorized by subsection*  
8 *(f), shall apportion the remainder of the sums authorized*  
9 *to be appropriated for expenditure on Interstate mainte-*  
10 *nance, the National Highway System, the surface transpor-*  
11 *tation program, the congestion mitigation and air quality*  
12 *improvement program, and the high risk road safety pro-*  
13 *gram for that fiscal year, among the several States in the*  
14 *following manner:*

15 *“(1) NATIONAL HIGHWAY SYSTEM.—For the Na-*  
16 *tional Highway System, 1 percent to the Virgin Is-*  
17 *lands, Guam, American Samoa, and the Common-*  
18 *wealth of the Northern Mariana Islands and the re-*  
19 *maining 99 percent apportioned as follows:*

20 *“(A) In the case of a State with an average*  
21 *population density of 20 persons or fewer per*  
22 *square mile, and in the case of a State with a*  
23 *population of 1,500,000 persons or fewer and*  
24 *with a land area of 10,000 square miles or less,*  
25 *the greater of—*

1           “(i) a percentage share of the remain-  
2           ing apportionments equal to the percentage  
3           specified for the State in section 104(h)(1)  
4           of the Building Efficient Surface Transpor-  
5           tation and Equity Act of 1998; or

6           “(ii) a share determined under sub-  
7           paragraph (B).

8           “(B) Subject to subparagraph (A), in the  
9           case of any State for which the apportionment is  
10          not determined under subparagraph (A)(i), a  
11          share of the remaining apportionments deter-  
12          mined in accordance with the following formula:

13          “(i)  $\frac{1}{9}$  of the remaining apportion-  
14          ments in the ratio that the total rural lane  
15          miles in each State bears to the total rural  
16          lane miles in all States for which the ap-  
17          portionment is not determined under sub-  
18          paragraph (A)(i).

19          “(ii)  $\frac{1}{9}$  of the remaining apportion-  
20          ments in the ratio that the total rural vehi-  
21          cle miles traveled in each State bears to the  
22          total rural vehicle miles traveled in all  
23          States for which the apportionment is not  
24          determined under subparagraph (A)(i).

1           “(iii) <sup>2</sup>/<sub>9</sub> of the remaining apportion-  
2           ments in the ratio that the total urban lane  
3           miles in each State bears to the total urban  
4           lane miles in all States for which the ap-  
5           portionment is not determined under sub-  
6           paragraph (A)(i).

7           “(iv) <sup>2</sup>/<sub>9</sub> of the remaining apportion-  
8           ments in the ratio that the total urban vehi-  
9           cle miles traveled in each State bears to the  
10          total urban vehicle miles traveled in all  
11          States for which the apportionment is not  
12          determined under subparagraph (A)(i).

13          “(v) <sup>3</sup>/<sub>9</sub> of the remaining apportion-  
14          ments in the ratio that each State’s annual  
15          contributions to the Highway Trust Fund  
16          (other than the Mass Transit Account) at-  
17          tributable to commercial vehicles bear to the  
18          total of such annual contributions by all  
19          States for which the apportionment is not  
20          determined under subparagraph (A)(i).

21           “(2) CONGESTION MITIGATION AND AIR QUALITY  
22          IMPROVEMENT PROGRAM.—

23           “(A) FORMULA.—For the congestion mitiga-  
24          tion and air quality improvement program, in  
25          the ratio which the weighted nonattainment and

1           *maintenance area populations of each State bear*  
2           *to the total weighted nonattainment and mainte-*  
3           *nance area population of all States.*

4           “(B) *CALCULATION OF WEIGHTED POPU-*  
5           *LATION.—Such weighted population shall be cal-*  
6           *culated by multiplying the population of each*  
7           *area within any State that was a nonattainment*  
8           *or maintenance area as described in subsection*  
9           *149(b) for ozone, carbon monoxide, or particulate*  
10           *matter by a factor of—*

11                   “(i) *1.0 if, at the time of the appor-*  
12                   *tionment, the area has been redesignated as*  
13                   *an attainment (maintenance) area under*  
14                   *section 107(d) of the Clean Air Act;*

15                   “(ii) *1.1 if, at the time of appor-*  
16                   *tionment, the area is classified as a marginal*  
17                   *ozone nonattainment area under subpart 2*  
18                   *of part D of title I of the Clean Air Act;*

19                   “(iii) *1.2 if, at the time of appor-*  
20                   *tionment, the area is classified as a moderate*  
21                   *ozone nonattainment area under such sub-*  
22                   *part;*

23                   “(iv) *1.3 if, at the time of appor-*  
24                   *tionment, the area is classified as a serious*

1 ozone nonattainment area under such sub-  
2 part;

3 “(v) 1.4 if, at the time of appor-  
4 tionment, the area is classified as a severe ozone  
5 nonattainment area under such subpart;

6 “(vi) 1.5 if, at the time of appor-  
7 tionment, the area is classified as an extreme  
8 ozone nonattainment area under such sub-  
9 part; or

10 “(vii) 1.2. if, at the time of appor-  
11 tionment, the area is not a nonattainment or  
12 maintenance area as described in subsection  
13 149(b) of this title for ozone, but is a non-  
14 attainment area for carbon monoxide or  
15 particulate matter.

16 “(C) *ADDITIONAL FACTORS.*—If the area  
17 was also classified under subpart 3 or 4 of part  
18 D of title I of the Clean Air Act as a nonattain-  
19 ment area described in section 149(b) for carbon  
20 monoxide or particulate matter or both, the  
21 weighted nonattainment area population of the  
22 area, as determined under clauses (i) through  
23 (vi) of subparagraph (B), shall be further multi-  
24 plied by a factor of 1.2. For an area that is a  
25 nonattainment area for both carbon monoxide

1           *and for particulate matter and the area's weight-*  
2           *ed population was determined under clause (vii)*  
3           *of subparagraph (B), the area's weighted popu-*  
4           *lation shall be further multiplied by a factor of*  
5           *1.2. For such areas, the population to which this*  
6           *factor is applied shall be the larger of the carbon*  
7           *monoxide and the particulate matter nonattain-*  
8           *ment area populations.*

9           “(D) *MINIMUM APPORTIONMENT.*—*Notwith-*  
10           *standing any other provision of this paragraph,*  
11           *each State shall receive a minimum of 1/2 of 1*  
12           *percent of the funds apportioned under this*  
13           *paragraph. The Secretary shall use annual esti-*  
14           *mates prepared by the Secretary of Commerce*  
15           *when determining population figures.*

16           “(3) *SURFACE TRANSPORTATION PROGRAM.*—

17           “(A) *IN GENERAL.*—*For the surface trans-*  
18           *portation program, 2 percent to the State of*  
19           *Alaska for any purpose described in section*  
20           *133(b) and the remaining 98 percent appor-*  
21           *tioned as follows:*

22                   “(i) *1/3 in the ratio that each State's*  
23                   *total population bears to the total popu-*  
24                   *lation of all States, using the latest avail-*  
25                   *able annual updates to the Federal decen-*

1                    *nial census, as prepared by the Secretary of*  
2                    *Commerce.*

3                    “(ii)  $\frac{1}{3}$  in the ratio that each State’s  
4                    *annual contributions to the Highway Trust*  
5                    *Fund (other than the Mass Transit Ac-*  
6                    *count) attributable to commercial vehicles*  
7                    *bear to the total of such annual contribu-*  
8                    *tions by all States.*

9                    “(iii)  $\frac{1}{3}$  in the ratio that each State’s  
10                    *annual contributions to the Highway Trust*  
11                    *Fund (other than the Mass Transit Ac-*  
12                    *count) bear to the total of such annual con-*  
13                    *tributions by all States.*

14                    “(B) *ADJUSTMENT.*—*The amount of funds*  
15                    *which, but for this subparagraph, would be ap-*  
16                    *portioned to each State for each fiscal year*  
17                    *under subparagraph (A) shall be increased or de-*  
18                    *creased by an amount which, when added to or*  
19                    *subtracted from the aggregate amount of funds*  
20                    *apportioned or allocated to such State for such*  
21                    *fiscal year for Interstate maintenance, National*  
22                    *Highway System, surface transportation pro-*  
23                    *gram, bridge program, congestion mitigation*  
24                    *and air quality improvement program, high risk*  
25                    *road safety program, recreational trails pro-*

1           *gram, Appalachian Development Highway Sys-*  
2           *tem program, and metropolitan planning will*  
3           *ensure that the aggregate of such apportionments*  
4           *to any State that does not contribute to the*  
5           *Highway Trust Fund does not exceed the aggre-*  
6           *gate of such apportionments to any State that*  
7           *does contribute to the Highway Trust Fund.*

8           “(4) *HIGH RISK ROAD SAFETY IMPROVEMENT*  
9           *PROGRAM.—For the high risk road safety improve-*  
10          *ment program—*

11                 “(A) *1/3 in the ratio that each State’s total*  
12                 *population bears to the total population of all*  
13                 *States, using the latest available annual updates*  
14                 *to the Federal decennial census, as prepared by*  
15                 *the Secretary of Commerce;*

16                 “(B) *1/3 in the ratio that each State’s total*  
17                 *public road mileage bears to the total public*  
18                 *road mileage of all States; and*

19                 “(C) *1/3 in the ratio that the total vehicle*  
20                 *miles traveled on public roads in each State bear*  
21                 *to the total vehicle miles traveled on public roads*  
22                 *in all States.*

23           “(5) *INTERSTATE MAINTENANCE.—For resur-*  
24           *facing, restoring, rehabilitating, and reconstructing*  
25           *the Interstate System—*

1           “(A)  $\frac{1}{3}$  in the ratio that each State’s an-  
 2           nual contributions to the Highway Trust Fund  
 3           (other than the Mass Transit Account) attrib-  
 4           utable to commercial vehicles bear to the total of  
 5           such annual contributions by all States;

6           “(B)  $\frac{1}{3}$  in the ratio that the total vehicle  
 7           miles traveled on Interstate routes open to traffic  
 8           in each State bear to the total vehicle miles trav-  
 9           eled on such routes in all States; and

10           “(C)  $\frac{1}{3}$  in the ratio that the total lane  
 11           miles on such routes in each State bear to the  
 12           total lane miles on such routes in all States.”.

13           (c) *OPERATION LIFESAVER AND HIGH SPEED RAIL*  
 14           *CORRIDORS.*—Section 104(d) is amended—

15           (1) in paragraph (1) by striking “\$300,000” and  
 16           inserting “\$500,000”;

17           (2) in paragraph (2)(A) by striking  
 18           “\$5,000,000” and inserting “\$5,250,000”; and

19           (3) by adding at the end of paragraph (2)(A) the  
 20           following: “Not less than \$250,000 of such set-aside  
 21           shall be available per fiscal year for eligible improve-  
 22           ments to the Minneapolis/St. Paul-Chicago segment of  
 23           the Midwest High Speed Rail Corridor.”.

24           (d) *CERTIFICATION OF APPORTIONMENTS.*—Section  
 25           104(e) is amended—

1           (1) by inserting “*CERTIFICATION OF APPORTION-*  
2           *MENTS.—*” after “(e)”;

3           (2) by inserting “(1) *IN GENERAL.—*” before “*On*  
4           *October 1*”;

5           (3) by striking the first parenthetical phrase;

6           (4) by striking “and research” the first place it  
7           appears;

8           (5) by striking the second sentence;

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

10           “(2) *NOTICE TO STATES.—If the Secretary has*  
11           *not made an apportionment under section 104, 144,*  
12           *or 157 of title 23, United States Code, on or before*  
13           *the 21st of a fiscal year, then the Secretary shall*  
14           *transmit, on or before such 21st day, to the Commit-*  
15           *tee on Transportation and Infrastructure of the*  
16           *House of Representatives and the Committee on Envi-*  
17           *ronment and Public Works of the Senate a written*  
18           *statement of the reason for not making such appor-*  
19           *tionment in a timely manner.”; and*

20           (7) by indenting paragraph (1), as designated by  
21           paragraph (2) of this subsection, and aligning such  
22           paragraph (1) with paragraph (2) of such section, as  
23           added by paragraph (6) of this subsection.

24           (e) *METROPOLITAN PLANNING SET-ASIDE.—Section*  
25           *104(f) is amended—*

1           (1) in paragraph (1) by striking “Interstate con-  
2           struction and Interstate substitute programs” and in-  
3           serting “recreational trails program”; and

4           (2) in paragraph (3) by striking “120(j) of this  
5           title” and inserting “120(b)”.

6           (f) *RECREATIONAL TRAILS PROGRAM*.—Section 104(h)  
7 of such title is amended to read as follows:

8           “(h) *RECREATIONAL TRAILS PROGRAM*.—

9           “(1) *ADMINISTRATIVE COSTS*.—Whenever an ap-  
10          portionment is made of the sums authorized to be ap-  
11          propriated to carry out the recreational trails pro-  
12          gram under section 206, the Secretary shall deduct an  
13          amount, not to exceed 3 percent of the sums author-  
14          ized, to cover the cost to the Secretary for administra-  
15          tion of and research and technical assistance under  
16          the recreational trails program and for administra-  
17          tion of the National Recreational Trails Advisory  
18          Committee. The Secretary may enter into contracts  
19          with for-profit organizations or contracts, partner-  
20          ships, or cooperative agreements with other govern-  
21          ment agencies, institutions of higher learning, or non-  
22          profit organizations to perform these tasks.

23          “(2) *APPORTIONMENT TO THE STATES*.—After  
24          making the deduction authorized by paragraph (1) of  
25          this subsection, the Secretary shall apportion the re-

1        *mainder of the sums authorized to be appropriated*  
2        *for expenditure on the recreational trails program for*  
3        *each fiscal year, among the States in the following*  
4        *manner:*

5                *“(A) 50 percent of that amount shall be ap-*  
6                *portioned equally among eligible States.*

7                *“(B) 50 percent of that amount shall be ap-*  
8                *portioned among eligible States in amounts pro-*  
9                *portionate to the degree of non-highway rec-*  
10               *reational fuel use in each of those States during*  
11               *the preceding year.”.*

12        *(g) CROSS REFERENCE CORRECTIONS.—*

13                *(1) INTERSTATE MAINTENANCE PROGRAM.—Sub-*  
14                *sections (a), (d), and (f) of section 119 are each*  
15                *amended by striking “104(b)(5)(B)” each place it ap-*  
16                *pears and inserting “104(b)(5)”.*

17                *(2) FRINGE AND CORRIDOR PARKING FACILI-*  
18                *TIES.—Section 137(f)(1) is amended by striking “sec-*  
19                *tion 104(b)(5)(B) of this title” and inserting “section*  
20                *104(b)(5)”.*

21                *(3) ADDITIONS TO INTERSTATE SYSTEM.—Sec-*  
22                *tion 139 is amended by striking “section 104(b)(5)(B)*  
23                *of this title” each place it appears and inserting “sec-*  
24                *tion 104(b)(5)”.*

1           (4) *ACCOMMODATION OF OTHER MODES.*—Section  
2           tion 142(c) is amended by striking “section  
3           104(b)(5)(A)” and inserting “section 104(b)(5)”.

4           (5) *MINIMUM DRINKING AGES.*—Section 158 is  
5           amended—

6                   (A) by striking “104(b)(2), 104(b)(5), and  
7                   104(b)(6)” each place it appears in subsection  
8                   (a) and inserting “104(b)(3), and 104(b)(5)”;

9                   (B) in the heading to subsection (b) is  
10                  amended by striking “*PERIOD OF AVAILABIL-*  
11                  *ITY*”; and

12                  (C) in subsection (b)—

13                          (i) by striking “(1)” the first place it  
14                          appears and all that follows through “No  
15                          funds” and inserting “No funds”; and

16                          (ii) by striking paragraphs (2), (3),  
17                          and (4).

18           (6) *SUSPENSION OF LICENSES OF INDIVIDUALS*  
19           *CONVICTED OF DRUG OFFENSES.*—Section 159(b) is  
20           amended—

21                   (A) by striking “*PERIOD OF AVAILABILITY*”;  
22                   in the subsection heading; and

23                   (B) by striking “(1)” the first place it ap-  
24                   pears and all that follows through “No funds”  
25                   and inserting “No funds”; and

1                   (C) by striking paragraphs (2), (3), and  
 2                   (4).

3                   (7) OPERATION OF MOTOR VEHICLES BY INTOXI-  
 4                   CATED MINORS.—Section 161(a) is amended by strik-  
 5                   ing “(B)” each place it appears.

6                   (h) STATE PERCENTAGES FOR NATIONAL HIGHWAY  
 7                   SYSTEM APPORTIONMENTS.—

8                   (1) IN GENERAL.—The percentage referred to in  
 9                   section 104(b)(1) of title 23, United States Code, for  
 10                   each State shall be determined in accordance with the  
 11                   following table:

<b>States:</b>	<b>Adjustment percentage</b>
Alabama .....	2.02
Alaska .....	1.24
Arizona .....	1.68
Arkansas .....	1.32
California .....	9.81
Colorado .....	1.23
Connecticut .....	1.64
Delaware .....	0.40
District of Columbia .....	0.52
Florida .....	4.77
Georgia .....	3.60
Hawaii .....	0.70
Idaho .....	0.70
Illinois .....	3.71
Indiana .....	2.63
Iowa .....	1.13
Kansas .....	1.10
Kentucky .....	1.91
Louisiana .....	1.63
Maine .....	0.50
Maryland .....	1.64
Massachusetts .....	1.68
Michigan .....	3.34
Minnesota .....	1.56
Mississippi .....	1.23
Missouri .....	2.45
Montana .....	0.95
Nebraska .....	0.73
Nevada .....	0.67
New Hampshire .....	0.48

<b>States:</b>	<b>Adjustment percentage</b>
<i>New Jersey</i> .....	2.28
<i>New Mexico</i> .....	1.05
<i>New York</i> .....	4.27
<i>North Carolina</i> .....	2.83
<i>North Dakota</i> .....	0.76
<i>Ohio</i> .....	3.77
<i>Oklahoma</i> .....	1.55
<i>Oregon</i> .....	1.23
<i>Pennsylvania</i> .....	4.12
<i>Puerto Rico</i> .....	0.50
<i>Rhode Island</i> .....	0.55
<i>South Carolina</i> .....	1.63
<i>South Dakota</i> .....	0.70
<i>Tennessee</i> .....	2.30
<i>Texas</i> .....	7.21
<i>Utah</i> .....	0.71
<i>Vermont</i> .....	0.43
<i>Virginia</i> .....	2.61
<i>Washington</i> .....	1.75
<i>West Virginia</i> .....	0.76
<i>Wisconsin</i> .....	1.91
<i>Wyoming</i> .....	0.66.

1           (2) *ADDITIONAL RULE.—Any State with lane*  
2           *miles on the National Highway System totaling be-*  
3           *tween 3,500 and 4,000 miles shall be treated as a*  
4           *State meeting the requirements of section*  
5           *104(b)(1)(A) of title 23, United States Code, for pur-*  
6           *poses of such section.*

7           (i) *USE OF MOST UP-TO-DATE DATA.—The Secretary*  
8           *shall use the most up-to-date data available for the latest*  
9           *fiscal year for the purposes of making apportionments*  
10          *under this section and section 157 of title 23, United States*  
11          *Code.*

12          (j) *ADJUSTMENTS FOR THE SURFACE TRANSPOR-*  
13          *TATION EXTENSION ACT OF 1997.—*

1           (1) *IN GENERAL.*—Notwithstanding any other  
2           provision of law and subject to section 2(c) of the  
3           *Surface Transportation Extension Act of 1997*, the  
4           Secretary shall ensure that the total apportionments  
5           for a State for fiscal year 1998 made under the  
6           *Building Efficient Surface Transportation and Eq-*  
7           *uity Act of 1998* (including amendments made by  
8           such Act) shall be reduced by the amount apportioned  
9           to such State under section 1003(d)(1) of the *Inter-*  
10          *modal Surface Transportation Efficiency Act of 1991*.

11          (2) *REPAYMENT OF TRANSFERRED FUNDS.*—The  
12          Secretary shall ensure that any apportionments made  
13          to a State for fiscal year 1998 and adjusted under  
14          paragraph (1) shall first be used to restore in accord-  
15          ance with section 3(c) of the *Surface Transportation*  
16          *Extension Act of 1997* any funds that a State trans-  
17          ferred under section 3 of such Act.

18          (3) *INSUFFICIENT FUNDS FOR REPAYMENT.*—If a  
19          State has insufficient funds apportioned in fiscal year  
20          1998 under the *Building Efficient Surface Transpor-*  
21          *tation and Equity Act of 1998* (including amend-  
22          ments made by such Act) to make the adjustment re-  
23          quired by paragraph (1), then the Secretary shall  
24          make an adjustment to any funds apportioned to such  
25          State in fiscal year 1999.

1           (4) *ALLOCATED PROGRAMS.*—*Notwithstanding*  
2           *any other provision of law, amounts made available*  
3           *for fiscal year 1998 by the Building Efficient Surface*  
4           *Transportation and Equity Act of 1998 (including*  
5           *amendments made by such Act) for a program that*  
6           *is continued by both of sections 4, 5, 6, and 7 of the*  
7           *Surface Transportation Extension Act of 1997 (in-*  
8           *cluding amendments made by such sections) and the*  
9           *Building Efficient Surface Transportation and Eq-*  
10           *uity Act of 1998 (including amendments made by*  
11           *such Act) shall be reduced by the amount made avail-*  
12           *able by such sections 4, 5, 6, and 7 for such programs.*

13 **SEC. 105. INTERSTATE MAINTENANCE PROGRAM.**

14           *Section 119 is further amended—*

15                   (1) *in subsection (a)—*

16                           (A) *by striking “and rehabilitating” and*  
17                           *inserting “, rehabilitating, and reconstructing”;*

18                           (B) *by striking “of this title and” and in-*  
19                           *serting a comma;*

20                           (C) *by striking “this sentence” and insert-*  
21                           *ing “the Building Efficient Surface Transpor-*  
22                           *tation and Equity Act of 1998”;*

23                           (D) *by striking “of this title;” and inserting*  
24                           *“, and any segments that become part of the*  
25                           *Interstate System under section 1105(e)(5) of the*

1 *Intermodal Surface Transportation Efficiency*  
2 *Act of 1991;”*; and

3 (E) by striking “subsection (e)” and insert-  
4 ing “section 129 or continued in effect by section  
5 1012(d) of the *Intermodal Surface Transpor-*  
6 *tation Efficiency Act of 1991 and not voided by*  
7 *the Secretary under section 120(c) of the Surface*  
8 *Transportation and Uniform Relocation Assist-*  
9 *ance Act of 1987 (101 Stat. 159)”*;

10 (2) by striking subsections (b), (c), and (e); and

11 (3) by redesignating subsections (d), (f), and (g)

12 as subsections (b), (c), and (d), respectively.

13 **SEC. 106. NATIONAL HIGHWAY SYSTEM.**

14 (a) *COMPONENTS.*—Section 103(b) is amended—

15 (1) by striking the last 4 sentences of paragraph

16 (2)(B);

17 (2) in paragraph (2)(C) by striking “and be sub-  
18 ject to approval by Congress in accordance with para-  
19 graph (3)”; and

20 (3) in paragraph (2)(D) by striking “and subject  
21 to approval by Congress in accordance with para-  
22 graph (3)”.

23 (b) *MAXIMUM MILEAGE.*—Section 103(b) is amend-

24 ed—

1           (1) *by striking paragraphs (3) and (4) and in-*  
2           *serting the following:*

3           “(3) *MAXIMUM MILEAGE.*—*The mileage of high-*  
4           *ways on the National Highway System shall not ex-*  
5           *ceed 155,000 miles; except that the Secretary may in-*  
6           *crease or decrease such maximum mileage by not to*  
7           *exceed 15 percent.”; and*

8           (2) *by redesignating paragraphs (5) and (6) as*  
9           *paragraphs (4) and (5), respectively.*

10          (c) *DESIGNATION.*—*Section 103(b)(4), as so redesi-*  
11          *gnated by subsection (b)(2) of this section, is amended—*

12                 (1) *by inserting “(A) BASIC SYSTEM.—” before*  
13                 *“The National”;*

14                 (2) *by inserting after subparagraph (A), as so*  
15                 *designated by paragraph (1) of this subsection, the*  
16                 *following:*

17                         “(B) *INTERMODAL CONNECTORS.*—*The*  
18                         *modifications to the National Highway System*  
19                         *that consist of highway connections to major*  
20                         *ports, airports, international border crossings,*  
21                         *public transportation and transit facilities,*  
22                         *interstate bus terminals, and rail and other*  
23                         *intermodal transportation facilities, as submit-*  
24                         *ted to Congress by the Secretary on the map*  
25                         *dated May 24, 1996, are designated within the*

1           *United States, including the District of Colum-*  
2           *bia and the Commonwealth of Puerto Rico.”;*  
3           *and*

4           (3) *by indenting such subparagraph (A) and*  
5           *aligning it with subparagraph (B), as inserted by*  
6           *paragraph (2) of this subsection.*

7           (d) *MODIFICATIONS.—Section 103(b)(5)(A), as redes-*  
8           *ignated by subsection (b)(2) of this section, is amended by*  
9           *inserting “or, in the case of the strategic highway network,*  
10          *that are proposed by the Secretary in consultation with ap-*  
11          *propriate Federal agencies and the States” before “if the*  
12          *Secretary”.*

13          (e) *CONFORMING AMENDMENTS.—Section 103(b) is*  
14          *amended—*

15                 (1) *in paragraph (5), as redesignated by sub-*  
16                 *section (b)(2) of this section, by striking “Subject to*  
17                 *paragraph (7), the” and inserting “The”;*

18                 (2) *by striking paragraph (7);*

19                 (3) *by redesignating paragraph (8) as para-*  
20                 *graph (6); and*

21                 (4) *in paragraph (6), as so redesignated, by*  
22                 *striking “paragraph (5)” and inserting “paragraph*  
23                 *(4)”.*

24          (f) *TECHNICAL AMENDMENT.—Section 103 is amend-*  
25          *ed—*

1           (1) *by redesignating subparagraphs (A), (B),*  
2 *and (C) of subsection (i)(3) as clauses (i), (ii), and*  
3 *(iii), respectively;*

4           (2) *by redesignating paragraphs (1) through (13)*  
5 *of subsection (i) as subparagraphs (A) through (M),*  
6 *respectively;*

7           (3) *by redesignating subsection (i) as paragraph*  
8 *(7);*

9           (4) *by moving such paragraph (7) (including*  
10 *such subparagraphs and clauses) to the end of sub-*  
11 *section (b); and*

12           (5) *by moving such paragraph (7) (including*  
13 *such subparagraphs and clauses) 2 ems to the right.*

14       (g) *EFFECT ON EXISTING APPORTIONMENTS.—The*  
15 *amendments made by this section shall not affect funds ap-*  
16 *portioned or allocated under title 23, United States Code,*  
17 *before the date of the enactment of this Act.*

18       (h) *INTERMODAL FREIGHT CONNECTORS STUDY.—*

19           (1) *REPORT.—Not later than 24 months after the*  
20 *date of the enactment of this Act, the Secretary shall*  
21 *review the condition of and improvements made to*  
22 *connectors on the National Highway System ap-*  
23 *proved by this Act that serve seaports, airports, and*  
24 *other intermodal freight transportation facilities since*

1       *the designation of the National Highway System and*  
2       *shall report to Congress on the results of such review.*

3           (2) *REVIEW.*—*In preparing the report, the Sec-*  
4       *retary shall review the connectors designated by this*  
5       *Act as part of the National Highway System and*  
6       *identify projects carried out on those connectors which*  
7       *were intended to provide and improve service to an*  
8       *intermodal facility referred to in paragraph (1) and*  
9       *to facilitate the efficient movement of freight, includ-*  
10       *ing movements of freight between modes.*

11           (3) *IDENTIFICATION OF IMPEDIMENTS.*—*If the*  
12       *Secretary determines on the basis of the review that*  
13       *there are impediments to improving the connectors*  
14       *serving intermodal facilities referred to in paragraph*  
15       *(1), the Secretary shall identify such impediments,*  
16       *including any funding for such connectors, and make*  
17       *any appropriate recommendations as part of the Sec-*  
18       *retary's report to Congress.*

19           (i) *HIGHWAY SIGNS ON THE NATIONAL HIGHWAY SYS-*  
20       *TEM.*—

21           (1) *COMPETITION.*—*The Secretary shall conduct*  
22       *in accordance with this subsection a national chil-*  
23       *dren's competition to design a national logo sign for*  
24       *the routes comprising the National Highway System.*

1        *Children 14 years of age and under shall be eligible*  
2        *for such competition.*

3                (2) *PANEL OF JUDGES.*—*The Secretary shall ap-*  
4        *point a panel of not less than 6 persons to evaluate*  
5        *all designs submitted under the competition and select*  
6        *a winning design. The panel shall be composed of—*

7                (A) *a representative of the Department of*  
8                *Transportation;*

9                (B) *a representative designated by the*  
10        *American Association of State Highway and*  
11        *Transportation Officials;*

12                (C) *a representative of the motor carrier in-*  
13        *dustry;*

14                (D) *a representative of private organiza-*  
15        *tions dedicated to advancement of the arts; and*

16                (E) *a representative of the motoring public.*

17                (3) *REPORT AND PLAN.*—*Not later than 24*  
18        *months after the date of the enactment of this section,*  
19        *the Secretary shall initiate and complete the competi-*  
20        *tion and submit to the Committee on Transportation*  
21        *and Infrastructure of the House of Representatives*  
22        *and the Committee on Environment and Public*  
23        *Works of the Senate a report on the results of the com-*  
24        *petition, a plan for the placement of logo signs on the*

1        *National Highway System, and an estimate of the*  
 2        *cost of implementing such plan.*

3        (j) *WEST VIRGINIA CORRIDOR 10.—The Secretary*  
 4        *shall designate in the State of West Virginia Route 73 be-*  
 5        *tween Route 10 and United States Route 119, Route 10 be-*  
 6        *tween Route 80 and Route 73, and Route 80 between United*  
 7        *States Route 52 and Route 10 as part of the National High-*  
 8        *way System.*

9        **SEC. 107. HIGHWAY BRIDGE PROGRAM.**

10        (a) *APPORTIONMENT FORMULA.—Section 144(e) is*  
 11        *amended by inserting before the period at the end of the*  
 12        *fourth sentence the following: “, and, if a State transfers*  
 13        *funds apportioned to it under this section in a fiscal year*  
 14        *beginning after September 30, 1997, to any other appor-*  
 15        *tionment of funds to such State under this title, the total*  
 16        *cost of deficient bridges in such State and in all States to*  
 17        *be determined for the succeeding fiscal year shall be reduced*  
 18        *by the amount of such transferred funds”.*

19        (b) *DISCRETIONARY BRIDGE SET-ASIDE.—Section*  
 20        *144(g)(1) is amended—*

21                (1) *by inserting “(A) FISCAL YEARS 1992*  
 22                *THROUGH 1997.—” before “Of the amounts”;*

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

24                        *“(B) FISCAL YEAR 1998.—The amounts au-*  
 25                        *thorized for fiscal year 1998 by section 127(a)(1)*

1           *of the Building Efficient Surface Transportation*  
2           *and Equity Act of 1998 shall be at the discretion*  
3           *of the Secretary. 25 percent of such amount shall*  
4           *be available only for projects for the seismic ret-*  
5           *rofit of a bridge described in subsection (l).*

6           “(C) *FISCAL YEARS 1999 THROUGH 2003.—*  
7           *The amounts authorized for each of fiscal years*  
8           *1999 through 2003 by section 127(a)(1) of the*  
9           *Building Efficient Surface Transportation and*  
10           *Equity Act of 1998 shall be at the discretion of*  
11           *the Secretary. Not to exceed 25 percent of such*  
12           *amount shall be available only for projects for*  
13           *the seismic retrofit of bridges, including projects*  
14           *in the New Madrid fault region.”; and*

15           (3) *by indenting subparagraph (A), as so des-*  
16           *ignated by paragraph (1) of this subsection, and*  
17           *aligning such subparagraph (A) with subparagraphs*  
18           *(B) and (C), as inserted by paragraph (2) of this sub-*  
19           *section.*

20           (c) *OFF SYSTEM BRIDGE-SET ASIDE.—Section*  
21           *144(g)(3) is amended—*

22           (1) *by striking “, 1988” and all that follows*  
23           *through “1997,” and inserting “through 2003,”; and*

24           (2) *by striking “system” each place it appears*  
25           *and inserting “highway”.*

1 (d) *ELIGIBILITY*.—Section 144 is amended—

2 (1) in subsection (d) by inserting after “magne-  
3 sium acetate” the following: “, sodium acetate/form-  
4 mate, or agriculturally derived, environmentally ac-  
5 ceptable, minimally corrosive anti-icing and de-icing  
6 compositions or installing scour countermeasures”;

7 (2) in subsection (d) by inserting after “such ac-  
8 etate” each place it appears the following: “or sodium  
9 acetate/formate or such anti-icing or de-icing com-  
10 position or installation of such countermeasures”; and

11 (3) in subsection (g)(3) by inserting after “mag-  
12 nesium acetate” the following: “, sodium acetate/form-  
13 mate, or agriculturally derived, environmentally ac-  
14 ceptable, minimally corrosive anti-icing and de-icing  
15 compositions or install scour countermeasures”.

16 (e) *CONFORMING AMENDMENT*.—Section 144(n) is  
17 amended by striking “system” and inserting “highway”.

18 **SEC. 108. SURFACE TRANSPORTATION PROGRAM.**

19 (a) *ESTABLISHMENT OF PROGRAM*.—Section 133(a) is  
20 amended by inserting after “establish” the following: “and  
21 implement”.

22 (b) *APPLICATION OF ANTI-ICING AND DE-ICING COM-  
23 POSITIONS TO BRIDGES*.—Section 133(b)(1) is amended by  
24 inserting after “magnesium acetate” the following: “, so-  
25 dium acetate/formate, or agriculturally derived, environ-

1 *mentally acceptable, minimally corrosive anti-icing and de-*  
2 *icing compositions”.*

3 (c) *TRANSPORTATION CONTROL MEASURES.*—Section  
4 *133(b)(9) is amended by striking “clauses (xii) and” and*  
5 *inserting “clause”.*

6 (d) *ENVIRONMENTAL RESTORATION AND POLLUTION*  
7 *ABATEMENT PROJECTS.*—Section *133(b) is amended by*  
8 *adding at the end the following:*

9 “(12) *Environmental restoration and pollution*  
10 *abatement projects, including the retrofit or construc-*  
11 *tion of storm water treatment systems, to address*  
12 *water pollution or environmental degradation caused*  
13 *or contributed to by existing transportation facilities*  
14 *at the time such transportation facilities are under-*  
15 *going reconstruction, rehabilitation, resurfacing, or*  
16 *restoration; except that the expenditure of funds under*  
17 *this section for any such environmental restoration or*  
18 *pollution abatement project shall not exceed 20 per-*  
19 *cent of the total cost of the reconstruction, rehabilita-*  
20 *tion, resurfacing, or restoration project.”.*

21 (e) *DIVISION OF FUNDS.*—Section *133(d)(3)(B) is*  
22 *amended by adding at the end the following: “Notwith-*  
23 *standing subsection (c), up to 15 percent of the amounts*  
24 *required to be obligated under this subparagraph may be*

1 *obligated on roads functionally classified as minor collec-*  
2 *tors.”.*

3 *(f) PROGRAM APPROVAL.—Section 133(e)(2) is amend-*  
4 *ed to read as follows:*

5 *“(2) PROGRAM APPROVAL.—Each State shall*  
6 *submit a project agreement for each fiscal year, cer-*  
7 *tifying that the State will meet all the requirements*  
8 *of this section and notifying the Secretary of the*  
9 *amount of obligations needed to administer the sur-*  
10 *face transportation program. Each State shall request*  
11 *adjustments to the amount of obligations as needed.*  
12 *The Secretary’s approval of the project agreement*  
13 *shall be deemed a contractual obligation of the United*  
14 *States for the payment of surface transportation pro-*  
15 *gram funds provided under this title.”.*

16 *(g) CONFORMING AMENDMENT.—Section 133(f) is*  
17 *amended by striking “6-fiscal year period 1992 through*  
18 *1997” and inserting “fiscal years for which funds are made*  
19 *available by the Building Efficient Surface Transportation*  
20 *and Equity Act of 1998”.*

21 *(h) ENCOURAGEMENT OF USE OF YOUTH CONSERVA-*  
22 *TION OR SERVICE CORPS.—The Secretary shall encourage*  
23 *the States to enter into contracts and cooperative agree-*  
24 *ments with qualified youth conservation or service corps to*

1 *perform appropriate transportation enhancement projects*  
 2 *under chapter 1 of title 23, United States Code.*

3 **SEC. 109. CONGESTION MITIGATION AND AIR QUALITY IM-**  
 4 **PROVEMENT PROGRAM.**

5 *(a) ESTABLISHMENT OF PROGRAM.—Section 149(a) is*  
 6 *amended by inserting after “establish” the following: “and*  
 7 *implement”.*

8 *(b) CURRENTLY ELIGIBLE PROJECTS.—Section 149(b)*  
 9 *is amended—*

10 *(1) in paragraph (1)(A) by striking “clauses*  
 11 *(xii) and”; and inserting “clause”;*

12 *(2) by striking “or” at the end of paragraph (3);*

13 *(3) by striking “standard.” at the end of para-*  
 14 *graph (4) and inserting “standard; or”; and*

15 *(4) by inserting after paragraph (4) the follow-*  
 16 *ing:*

17 *“(5) if the program or project would have been*  
 18 *eligible for funding on or before September 30, 1997,*  
 19 *under guidance issued by the Secretary to implement*  
 20 *this section.”.*

21 *(c) STUDY OF EFFECTIVENESS OF CMAQ PROGRAM.—*

22 *(1) STUDY.—The Secretary shall request the Na-*  
 23 *tional Academy of Sciences to study the impact of the*  
 24 *congestion mitigation and air quality improvement*

1        *program on the air quality of nonattainment areas.*

2        *The study shall, at a minimum—*

3                *(A) determine the amount of funds obligated*  
4                *under such program in each nonattainment area*  
5                *and to make a comprehensive analysis of the*  
6                *types of projects funded under such program;*

7                *(B) identify any improvements to or deg-*  
8                *radations of the air quality in each nonattain-*  
9                *ment area;*

10               *(C) measure the impact of the projects fund-*  
11               *ed under such program on the air quality of each*  
12               *nonattainment area; and*

13               *(D) assess the cost effectiveness of projects*  
14               *funded under such program in nonattainment*  
15               *areas, including, to the extent possible, the cost*  
16               *per ton of reductions of ozone and carbon mon-*  
17               *oxide and reduction of traffic congestion.*

18               *(2) REPORT.—Not later than January 1, 2000,*  
19               *the National Academy of Sciences shall transmit to*  
20               *the Secretary, the Committee on Transportation and*  
21               *Infrastructure and the Committee on Commerce of the*  
22               *House of Representatives, and the Committee on En-*  
23               *vironment and Public Works of the Senate a report*  
24               *on the results of the study with recommendations for*  
25               *modifications to the congestion mitigation and air*

1       *quality improvement program in light of the results*  
2       *of the study.*

3               (3) *FUNDING.—Before making the apportion-*  
4       *ment of funds under section 104(b)(2) for each of fis-*  
5       *cal years 1998 and 1999, the Secretary shall deduct*  
6       *from the amount to be apportioned under such section*  
7       *for such fiscal year, and make available, \$500,000 for*  
8       *such fiscal year to carry out this subsection.*

9       **SEC. 110. HIGH RISK ROAD SAFETY IMPROVEMENT PRO-**  
10               **GRAM.**

11           (a) *IN GENERAL.—Chapter 1 is amended by inserting*  
12       *after section 153 the following:*

13       **“§ 154. High risk road safety improvement program**

14           “(a) *ESTABLISHMENT.—The Secretary shall establish*  
15       *and implement a high risk road safety improvement pro-*  
16       *gram in accordance with this section.*

17           “(b) *ELIGIBLE PROJECTS.—A State may obligate*  
18       *funds apportioned to it under section 104(b)(4) only for*  
19       *construction and operational improvement projects, and for*  
20       *pavement marking and signing projects, on high risk roads*  
21       *and only if the primary purpose of the project is to improve*  
22       *highway safety on a high risk road.*

23           “(c) *STATE ALLOCATION SYSTEM.—Each State shall*  
24       *establish a system for allocating funds apportioned to it*  
25       *under section 104(b)(4) among projects eligible for assist-*

1 *ance under this section that have the highest benefits to*  
2 *highway safety. Such system may include a safety manage-*  
3 *ment system established by the State under section 303 or*  
4 *a survey established pursuant to section 152(a).*

5       “(d) *TRANSFERABILITY.*—*A State may transfer not to*  
6 *exceed 50 percent of the amount of funds apportioned to*  
7 *it under section 104(b)(4) for any fiscal year to the appor-*  
8 *tionment of such State under section 104(b)(1) or 104(b)(3)*  
9 *or both.*

10       “(e) *APPLICABILITY OF PLANNING REQUIREMENTS.*—  
11 *Programming and expenditure of funds for projects under*  
12 *this section shall be consistent with the requirements of sec-*  
13 *tions 134 and 135.*

14       “(f) *DEFINITIONS.*—*In this section, the following defi-*  
15 *nitions apply:*

16               “(1) *HIGH RISK ROAD.*—*The term ‘high risk*  
17 *road’ means any Federal-aid highway or segment of*  
18 *a Federal-aid highway—*

19                       “(A) *on which a significant number of se-*  
20 *vere motor vehicle crashes occur; or*

21                       “(B) *which has current, or will likely have,*  
22 *increases in traffic volume that are likely to cre-*  
23 *ate a potential for severe crash consequences in*  
24 *a significant number of motor vehicle crashes.*

1           “(2) *SEVERE CRASH.*—*The term ‘severe crash’*  
2           *means a motor vehicle crash in which a fatality or*  
3           *incapacitating injury occurs.”.*

4           **(b) CONFORMING AMENDMENT.**—*The table of sections*  
5           *for chapter 1 is amended by inserting after the item relating*  
6           *to section 153 the following:*

*“154. High risk road safety improvement program.”.*

7           **(c) ROADWAY SAFETY AWARENESS AND IMPROVEMENT**  
8           **PROGRAM.**—

9           **(1) IN GENERAL.**—*For purposes of identifying*  
10           *high-risk roadway hazards and effective counter-*  
11           *measures and improving the collection and public dis-*  
12           *semination of information regarding such hazards*  
13           *and their impact on the number and severity of motor*  
14           *vehicle crashes, the Secretary shall enter into an*  
15           *agreement with a private nonprofit national organi-*  
16           *zation that is dedicated solely to improving roadway*  
17           *safety.*

18           **(2) TERMS OF AGREEMENT.**—*Under the terms of*  
19           *the agreement entered into under this subsection, the*  
20           *organization shall—*

21                   **(A)** *develop a pilot program to improve the*  
22                   *collection of data pertaining to roadway hazards*  
23                   *and design features that cause or increase the se-*  
24                   *verity of motor vehicle crashes;*

1           (B) develop a public awareness campaign to  
2           educate State and local transportation officials,  
3           public safety officials, and motorists regarding  
4           the extent to which roadway hazards and design  
5           features are a factor in motor vehicle crashes;  
6           and

7           (C) develop and disseminate information to  
8           assist State and local transportation officials,  
9           public safety officials, and motorists in identify-  
10          ing roadway hazards and effective counter-  
11          measures.

12          (3) *REPORT.*—Not later than 24 months after the  
13          date of entry into the agreement under this sub-  
14          section, the Secretary shall transmit to the Committee  
15          on Transportation and Infrastructure of the House of  
16          Representatives and the Committee on Environment  
17          and Public Works of the Senate a report on the status  
18          of the program authorized by this subsection. Such re-  
19          port shall be updated each year thereafter, and a final  
20          report shall be transmitted not later than 5 years  
21          after the date of entry into the agreement.

22          (4) *FUNDING.*—Before funds are apportioned  
23          under section 104(b)(4) of title 23, United States  
24          Code, for each of fiscal years 1998 through 2003, the  
25          Secretary shall deduct a sum not to exceed \$1,000,000

1       *per fiscal year for carrying out this subsection. Such*  
2       *sums shall remain available until expended.*

3   **SEC. 111. MINIMUM ALLOCATION.**

4       *(a) GENERAL RULES.—Section 157(a) is amended—*

5               *(1) in paragraph (4)—*

6                       *(A) by striking “THEREAFTER” and insert-*  
7                       *ing “FISCAL YEARS 1992–1997”; and*

8                       *(B) by striking “fiscal year 1992 and each*  
9                       *fiscal year thereafter” and inserting “each of fis-*  
10                      *cal years 1992 through 1997”; and*

11              *(2) by adding at the end the following new para-*  
12              *graph:*

13              *“(5) THEREAFTER.—In fiscal year 1998 and*  
14              *each fiscal year thereafter on October 1, or as soon as*  
15              *possible thereafter, the Secretary shall allocate among*  
16              *the States amounts sufficient to ensure that a State’s*  
17              *percentage of the total apportionments in each such*  
18              *fiscal year for Interstate maintenance, the National*  
19              *Highway System, the bridge program, the surface*  
20              *transportation program, the congestion mitigation*  
21              *and air quality improvement program, the high pri-*  
22              *ority projects program, the high risk road safety im-*  
23              *provement program, the recreational trails program,*  
24              *the Appalachian Development Highway System pro-*  
25              *gram, and metropolitan planning shall not be less*

1        *than 95 percent of the percentage of estimated tax*  
2        *payments attributable to highway users in the State*  
3        *paid into the Highway Trust Fund, other than the*  
4        *Mass Transit Account, in the latest fiscal year for*  
5        *which data are available. In determining allocations*  
6        *under this paragraph, the Secretary shall not take*  
7        *into account the 2 percent set aside under section*  
8        *104(b)(3)(A).”.*

9        *(b) AVAILABILITY OF FUNDS.—Section 157(b) is*  
10       *amended—*

11                *(1) by inserting before “Amounts allocated” the*  
12                *following: “AVAILABILITY OF FUNDS.—”;*

13                *(2) by striking “Interstate highway substitute,”*  
14                *and all that follows through “crossing projects” and*  
15                *inserting “any purpose described in section 133(b)”;*  
16                *and*

17                *(3) by inserting before the period at the end*  
18                *“and section 103(c) of the Building Efficient Surface*  
19                *Transportation and Equity Act of 1998”.*

20        *(c) CONFORMING AMENDMENTS.—Section 157 is fur-*  
21        *ther amended—*

22                *(1) in subsection (d) by striking “154(f) or”;* and

23                *(2) in subsection (e) by inserting before “In*  
24                *order” the following: “AUTHORIZATION OF APPRO-*  
25                *PRIATIONS.—”.*

1           (d) *MINIMUM ALLOCATION ADJUSTMENT.*—*If the Sec-*  
2 *retary—*

3           (1) *determines that—*

4           (A) *the ratio of—*

5                   (i) *the aggregate of funds made avail-*  
6 *able by this Act, including any amendments*  
7 *made by this Act, that are apportioned to*  
8 *a State for Federal-aid highway programs*  
9 *(including funds allocated to the State*  
10 *under sections 104(j) and 157 of title 23,*  
11 *United States Code) for each fiscal year be-*  
12 *ginning after September 30, 1997, to*

13                   (ii) *the aggregate of such funds appor-*  
14 *tioned to all States for such programs for*  
15 *such fiscal year, is less than*

16           (B) *the ratio of—*

17                   (i) *estimated tax payments attributable*  
18 *to highway users in the State paid into the*  
19 *Highway Trust Fund, other than the Mass*  
20 *Transit Account, in the latest fiscal year for*  
21 *which data are available, to*

22                   (ii) *the estimated tax payments attrib-*  
23 *utable to highway users in all States paid*  
24 *into such Trust Fund in such latest fiscal*  
25 *year; and*

1           (2) *determines that—*

2                   (A) *the ratio determined under paragraph*

3           (1)(A), *is less than*

4                   (B) *the ratio of—*

5                           (i) *the aggregate of funds made avail-*

6                           able *by the Intermodal Surface Transpor-*

7                           tation *Efficiency Act of 1991, including*

8                           any *amendments made by such Act, and*

9                           section *202 of the National Highway Sys-*

10                          tem *Designation Act of 1995 that are ap-*

11                          portioned *to the State for Federal-aid high-*

12                          way *programs (other than Federal lands*

13                          highway *programs and projects under sec-*

14                          tions *1103–1108 of the Intermodal Surface*

15                          *Transportation Efficiency Act of 1991) for*

16                          *fiscal years 1992 through 1997, to*

17                                   (ii) *the aggregate of such funds appor-*

18                                   tioned *to all States for such programs for*

19                                   such *fiscal years;*

20 *the Secretary shall allocate under such section 157 to the*

21 *State amounts sufficient to ensure that the State’s percent-*

22 *age of total apportionments for Federal-aid highway pro-*

23 *grams under this Act (including amendments made by this*

24 *Act and allocations under such sections 104(j) and 157) for*

25 *such fiscal year beginning after September 30, 1997, is*

1 *equal to the State's percentage of total apportionments for*  
2 *Federal-aid highway programs (other than Federal lands*  
3 *highway programs and projects under sections 1103–1008*  
4 *of the Intermodal Surface Transportation Efficiency Act of*  
5 *1991) for fiscal year 1997 under the Intermodal Surface*  
6 *Transportation Efficiency Act of 1991, including any*  
7 *amendments made by such Act, and section 202 of the Na-*  
8 *tional Highway System Designation Act of 1995. The allo-*  
9 *cation shall be made on October 1 of fiscal year 1998, 1999,*  
10 *2000, 2001, 2002, or 2003, as the case may be, or as soon*  
11 *as possible thereafter and shall be in addition to any other*  
12 *allocation to the State under such section 157 for such fiscal*  
13 *year.*

14 *(e) FINAL ADJUSTMENT.—*

15 *(1) IN GENERAL.—In fiscal year 1998 and each*  
16 *fiscal year thereafter on October 1, or as soon as prac-*  
17 *ticable thereafter, the Secretary shall allocate under*  
18 *section 157 of title 23, United States Code, among the*  
19 *States amounts sufficient to ensure that the ratio*  
20 *that—*

21 *(A) each State's percentage of the total ap-*  
22 *portionments for such fiscal year for Interstate*  
23 *maintenance, National Highway System, high*  
24 *cost Interstate system reconstruction and im-*  
25 *provement program, surface transportation pro-*

1           *gram, metropolitan planning, congestion mitiga-*  
2           *tion and air quality improvement program, high*  
3           *risk road safety improvement program, bridge*  
4           *program, Appalachian development highway sys-*  
5           *tem, recreational trails program, high priority*  
6           *projects program, the 2 percent set aside under*  
7           *section 104(b)(3)(A) of title 23, United States*  
8           *Code, and section 157 of such title (including*  
9           *subsection (d) of this section and this subsection),*  
10          *bears to*

11                   *(B) each State's percentage of estimated tax*  
12                   *payments attributable to highway users in the*  
13                   *State paid into the Highway Trust Fund (other*  
14                   *than the Mass Transit Account) in the latest fis-*  
15                   *cal year for which data are available;*  
16          *is not less than 0.90.*

17                   *(2) TREATMENT.—The allocation required by*  
18                   *this paragraph shall be in addition to any other allo-*  
19                   *cation under section 157 of title 23, United States*  
20                   *Code, including allocations required by subsection (d)*  
21                   *of this section.*

22          **SEC. 112. APPALACHIAN DEVELOPMENT HIGHWAY SYSTEM.**

23                   *(a) APPORTIONMENT.—The Secretary shall apportion*  
24                   *funds made available by section 102 of this Act for fiscal*  
25                   *years 1998 through 2003 among the States based on the*

1 latest available cost to complete estimate for the Appalach-  
2 ian development highway system prepared by the Appalach-  
3 ian Regional Commission, unless the Appalachian Regional  
4 Commission adopts an alternative method for distribution.  
5 In general, no State containing Appalachian development  
6 highway system routes shall receive an apportionment of  
7 less than \$1,000,000. For fiscal years 1999 through 2003,  
8 any alternative method for distribution adopted by the Ap-  
9 palachian Regional Commission must be communicated to  
10 the Secretary at least 30 days prior to the beginning of the  
11 fiscal year in which the apportionment is to be made. Such  
12 funds shall be available to construct highways and access  
13 roads under section 201 of the Appalachian Regional Devel-  
14 opment Act of 1965.

15 (b) *APPLICABILITY OF TITLE 23.*—Funds authorized  
16 by section 102 of this Act for the Appalachian development  
17 highway system under section 201 of the Appalachian Re-  
18 gional Development Act of 1965 shall be available for obli-  
19 gation in the same manner as if such funds were appor-  
20 tioned under chapter 1 of title 23, United States Code, ex-  
21 cept that the Federal share of the cost of any project under  
22 this section shall be determined in accordance with such sec-  
23 tion 201 and such funds shall remain available until ex-  
24 pended.

1           (c) *FEDERAL SHARE FOR PRE-FINANCED*  
2 *PROJECTS.*—Section 201(h)(1) of the *Appalachian Re-*  
3 *gional Development Act of 1965 (40 U.S.C. App.)* is amend-  
4 *ed by striking “70” and inserting “80”.*

5           (d) *DEDUCTION FOR ADMINISTRATIVE EXPENSES.*—  
6 *Section 201 of such Act is amended by adding at the end*  
7 *the following new subsection:*

8           “(i) *DEDUCTION FOR ADMINISTRATIVE EXPENSES.*—  
9 *On October 1 of fiscal year 1998 and each fiscal year there-*  
10 *after, or as soon as is practicable thereafter, there shall be*  
11 *deducted, for the expenses of the Appalachian Regional*  
12 *Commission in administering the funds authorized under*  
13 *this section for such year, not to exceed 3.75 percent of the*  
14 *funds made available for such year under subsection (g) of*  
15 *this section.”.*

16           (e) *LOCAL PARTICIPATION IN DEDESIGNATION DECI-*  
17 *SIONS.*—Section 201 of such Act is further amended by add-  
18 *ing at the end the following:*

19           “(j) *LOCAL PARTICIPATION IN DEDESIGNATION DECI-*  
20 *SIONS.*—*Before the State of Ohio may request the*  
21 *dedesignation of corridor B from the Ohio River in Scioto*  
22 *County to the Scioto-Adams County line, corridor B1 from*  
23 *the Kentucky State line to the junction with corridor B at*  
24 *Rosemount, corridor C from the junction with corridor B*  
25 *at Lucasville to State Route 159 at Chillicothe, or corridor*

1 *D from the Adams County line to the Ohio River in Wash-*  
 2 *ington County as segments of the Appalachian development*  
 3 *highway system, the State must consult about the proposed*  
 4 *dedesignation with local elected officials having jurisdiction*  
 5 *over the area in which the segment is located and conduct*  
 6 *public hearings on the proposed dedesignation in each coun-*  
 7 *ty in which any part of the segment is located.”.*

8 (f) *ADDITIONS TO APPALACHIAN REGION.—The undes-*  
 9 *ignated paragraph relating to Georgia of section 403 of such*  
 10 *Act is amended—*

11 (1) *by inserting “Elbert,” after “Douglas,”; and*  
 12 (2) *by inserting “Hart,” after “Haralson,”.*

13 **SEC. 113. HIGH COST INTERSTATE SYSTEM RECONSTRUC-**  
 14 **TION AND IMPROVEMENT PROGRAM.**

15 (a) *IN GENERAL.—Section 160 is amended to read as*  
 16 *follows:*

17 **“§ 160. High cost interstate system reconstruction and**  
 18 **improvement program**

19 *“(a) ESTABLISHMENT.—The Secretary shall establish*  
 20 *and implement a high cost Interstate System reconstruction*  
 21 *and improvement program in accordance with this section.*

22 *“(b) ELIGIBLE PROJECTS.—Funds made available to*  
 23 *carry out the high cost interstate reconstruction and im-*  
 24 *provement program under this section for a fiscal year shall*  
 25 *be available for obligation by the Secretary for any major*

1 reconstruction or improvement project to any highway des-  
2 igned as part of the Interstate System and open to traffic  
3 before the date of the enactment of the Building Efficient  
4 Surface Transportation and Equity Act of 1998. Such  
5 funds shall be made available by the Secretary to any State  
6 applying for such funds only if the Secretary determines  
7 that—

8           “(1) the total cost of the project is greater than  
9           the lesser of \$200,000,000 or 50 percent of the aggre-  
10          gate amount of funds apportioned to the State under  
11          this title for such fiscal year;

12           “(2) the project is a ready-to-commence project;

13           “(3) the State agrees that it will not transfer  
14          funds apportioned to it under section 104(b)(5) for  
15          such fiscal year to any other program category; and

16           “(4) the applicant agrees to obligate the funds  
17          within 1 year of the date the funds are made avail-  
18          able.

19           “(c) *ALLOCATION OF FUNDS.*—Subject to subsection  
20 (f)(1), of the funds made available to carry out the program  
21 under this section, the Secretary shall allocate—

22           “(1) not less than \$165,000,000 for fiscal year  
23          1998, \$412,500,000 for fiscal year 1999, and  
24          \$670,000,000 for each of fiscal years 2000 through  
25          2003 among States in the ratio that the estimated

1 *cost of carrying out projects determined by the Sec-*  
2 *retary to be eligible for funding under subsection (b)*  
3 *in each State bears to the estimated cost of carrying*  
4 *out such projects in all of the States; and*

5 *“(2) at the discretion of the Secretary, not more*  
6 *than the amounts set forth in section 127(a)(2) for*  
7 *each of fiscal years 1998 through 2003 for projects eli-*  
8 *gible for assistance under this section to—*

9 *“(A) meet an extraordinary need for fund-*  
10 *ing; or*

11 *“(B) help expedite completion of a project of*  
12 *national significance.*

13 *“(d) UNALLOCATED FUNDS.—*

14 *“(1) APPORTIONMENT.—If, on August 1 of fiscal*  
15 *year 1998 and each fiscal year thereafter, the Sec-*  
16 *retary determines that funds authorized to be allo-*  
17 *cated in such fiscal year for the program under this*  
18 *section will not be allocated in such fiscal year as a*  
19 *result of not enough projects being eligible for assist-*  
20 *ance under this section, the Secretary shall apportion*  
21 *under section 104(b)(5) such funds among the States*  
22 *for the Interstate maintenance program.*

23 *“(2) REDISTRIBUTION OF OBLIGATION AUTHOR-*  
24 *ITY.—The Secretary shall also redistribute on such*  
25 *August 1 any obligation authority that is allocated*

1       for the fiscal year under section 103(c)(4) of the  
2       *Building Efficient Surface Transportation and Eq-*  
3       *uity Act of 1998 attributable to the program under*  
4       *this section and that the Secretary determines will*  
5       *not be used before September 30 of such fiscal year*  
6       *among the States (other than a State from which obli-*  
7       *gation authority for such fiscal year is redistributed*  
8       *under section 103(d) of such Act) in the same ratio*  
9       *as set forth in section 103(c)(5) of such Act.*

10       “(e) *APPLICABILITY OF PLANNING REQUIREMENTS.—*  
11 *Programming and expenditure of funds for projects under*  
12 *this section shall be consistent with the requirements of sec-*  
13 *tions 134 and 135.*

14       “(f) *FUTURE ALLOCATIONS.—*

15               “(1) *FISCAL YEARS 1998–2003.—For fiscal years*  
16 *1998, 1999, 2000, 2001, 2002, and 2003, funds to be*  
17 *allocated pursuant to subsection (c)(1) shall be allo-*  
18 *cated in the same manner as funds apportioned under*  
19 *section 104(b)(5). Such funds shall only be available*  
20 *for projects eligible under subsection (b); except that*  
21 *if a State does not have a project eligible under sub-*  
22 *section (b), funds allocated to such State under this*  
23 *paragraph shall be available for any project in such*  
24 *State on a segment of the Interstate System that is*  
25 *open to traffic.*

1           “(2) *DETERMINATIONS.*—*The Secretary shall, in*  
2           *cooperation with States and affected metropolitan*  
3           *planning organizations, determine—*

4                   “(A) *the expected condition of the Interstate*  
5                   *System over the next 10 years and the needs of*  
6                   *States and metropolitan planning organizations*  
7                   *to reconstruct and improve the Interstate Sys-*  
8                   *tem; and*

9                   “(B) *a method to allocate funds made avail-*  
10                   *able under this section that would—*

11                           “(i) *address the needs identified in*  
12                           *subparagraph (A);*

13                           “(ii) *provide a fair and equitable dis-*  
14                           *tribution of such funds; and*

15                           “(iii) *allow for States to address any*  
16                           *extraordinary needs.*

17           “(3) *REPORT.*—*The determination made under*  
18           *paragraph (2) shall be submitted to Congress in a re-*  
19           *port not later than January 1, 2000.”.*

20           (b) *CONFORMING AMENDMENT.*—*The table of sections*  
21           *for chapter 1 is amended by striking the item relating to*  
22           *section 160 and inserting the following:*

          “160. *High cost interstate system reconstruction and improvement program.*”.

1 **SEC. 114. RECREATIONAL TRAILS PROGRAM.**

2       (a) *IN GENERAL.*—Chapter 2 of title 23, United States  
3 Code, is amended by inserting after section 205 the follow-  
4 ing:

5 **“§206. Recreational trails program**

6       “(a) *IN GENERAL.*—The Secretary, in consultation  
7 with the Secretary of the Interior and the Secretary of Agri-  
8 culture, shall administer a national program for the pur-  
9 poses of providing and maintaining recreational trails.

10       “(b) *STATEMENT OF INTENT.*—Funds made available  
11 to carry out the recreational trails program under this sec-  
12 tion are to be derived from revenues collected through motor  
13 fuel taxes from nonhighway users and are to be used on  
14 trails and trail-related projects which have been planned  
15 and developed under the otherwise existing laws, policies,  
16 and administrative procedures within each State, and  
17 which are identified in, or which further a specific goal of,  
18 a trail plan included or referenced in a statewide com-  
19 prehensive outdoor recreation plan required by the Land  
20 and Water Conservation Fund Act of 1965 (16 U.S.C. 460l–  
21 4 et seq.).

22       “(c) *STATE ELIGIBILITY.*—A State shall be eligible to  
23 obligate funds apportioned to it under section 104(h) only  
24 if—

1           “(1) *the Governor of the State has designated the*  
2           *State agency or agencies that will be responsible for*  
3           *administering funds received under this section; and*

4           “(2) *a recreational trail advisory committee on*  
5           *which both motorized and nonmotorized recreational*  
6           *trail users are fairly represented exists within the*  
7           *State.*

8           “(d) *FEDERAL SHARE PAYABLE.—*

9           “(1) *IN GENERAL.—Except as provided in para-*  
10          *graphs (2), (3), (4), and (5), the Federal share pay-*  
11          *able on account of a project under this section shall*  
12          *not exceed 50 percent.*

13          “(2) *FEDERAL AGENCY PROJECT SPONSOR.—Not-*  
14          *withstanding any other provision of law, a Federal*  
15          *agency sponsoring a project under this section may*  
16          *contribute additional Federal funds toward a project’s*  
17          *cost if the share attributable to the Secretary does not*  
18          *exceed 50 percent and the share attributable to the*  
19          *Secretary and the Federal agency jointly does not ex-*  
20          *ceed 80 percent.*

21          “(3) *ALLOWABLE MATCH FROM FEDERAL PRO-*  
22          *GRAMS.—The following Federal programs may be*  
23          *used to contribute additional Federal funds toward a*  
24          *project’s cost and may be accounted for as contribut-*  
25          *ing to the non-Federal share:*

1           “(A) *State and Local Fiscal Assistance Act*  
2           *of 1972 (Public Law 92–512).*

3           “(B) *HUD Community Development Block*  
4           *Grants (Public Law 93–383).*

5           “(C) *Public Works Employment Act of 1976*  
6           *(Public Law 94–369).*

7           “(D) *Acts establishing national heritage*  
8           *corridors and areas.*

9           “(E) *Job Training Partnership Act of 1982*  
10          *(Public Law 97–300).*

11          “(F) *National and Community Service*  
12          *Trust Act of 1993 (Public Law 103–82).*

13          “(G) *Personal Responsibility and Work Op-*  
14          *portunity Reconciliation Act of 1996 (Public*  
15          *Law 104–93).*

16          “(4) *PROGRAMMATIC NON-FEDERAL SHARE.—A*  
17          *State may allow adjustments of the non-Federal share*  
18          *of individual projects in a fiscal year if the total Fed-*  
19          *eral share payable for all projects within the State*  
20          *carried out under this section with funds apportioned*  
21          *to the State under section 104(h) for such fiscal year*  
22          *does not exceed 50 percent. For purposes of this para-*  
23          *graph, a project funded under paragraph (2) or (3)*  
24          *of this subsection may not be included in the calcula-*  
25          *tion of the programmatic non-Federal share.*

1           “(5) *STATE ADMINISTRATIVE COSTS.*—*The Fed-*  
2           *eral share payable on account of the administrative*  
3           *costs of a State under subsection (e)(1)(A) shall be de-*  
4           *termined in accordance with section 120(b).*

5           “(e) *USE OF FUNDS.*—

6           “(1) *PERMISSIBLE USES.*—*A State may use*  
7           *funds apportioned to it under section 104(h)—*

8                   “(A) *in an amount not exceeding 7 percent*  
9                   *of such funds, for administrative costs of the*  
10                   *State;*

11                   “(B) *in an amount not exceeding 5 percent*  
12                   *of such funds, for operation of environmental*  
13                   *protection education and safety education pro-*  
14                   *grams relating to the use of recreational trails;*

15                   “(C) *for development and rehabilitation of*  
16                   *urban trail linkages to provide connections to*  
17                   *and among neighborhoods and community cen-*  
18                   *ters and between trails;*

19                   “(D) *for maintenance of existing rec-*  
20                   *reational trails, including the grooming and*  
21                   *maintenance of trails across snow;*

22                   “(E) *for restoration of areas damaged by*  
23                   *usage of recreational trails, including back coun-*  
24                   *try terrain;*

1           “(F) for development and rehabilitation of  
2 trail-side and trail-head facilities that meet goals  
3 identified by the National Recreational Trails  
4 Advisory Committee;

5           “(G) for provision of features which facili-  
6 tate the access and use of trails by persons with  
7 disabilities;

8           “(H) for acquisition of easements for trails,  
9 or for trail corridors identified in a State trail  
10 plan;

11           “(I) for acquisition of fee simple title to  
12 property from a willing seller, when the objective  
13 of the acquisition cannot be accomplished by ac-  
14 quisition of an easement or by other means;

15           “(J) for construction of new trails on State,  
16 county, municipal, or private lands, where a rec-  
17 reational need for such construction is shown;  
18 and

19           “(K) only as otherwise permissible and  
20 where necessary and required by a statewide  
21 comprehensive outdoor recreation plan, for con-  
22 struction of new trails crossing Federal lands if  
23 such construction is approved by the administer-  
24 ing agency of the State and the Federal agency  
25 or agencies charged with management of all im-

1           *pacted lands and if such approval is contingent*  
2           *upon compliance by the Federal agency with all*  
3           *applicable laws, including the National Environ-*  
4           *mental Policy Act (42 U.S.C. 4321 et seq.), the*  
5           *Forest and Rangeland Renewable Resources*  
6           *Planning Act of 1974 (16 U.S.C. 1600 et seq.),*  
7           *and the Federal Land Policy and Management*  
8           *Act (43 U.S.C. 1701 et seq.).*

9           “(2) *USE NOT PERMITTED.*—*A State may not*  
10          *use funds apportioned to it under section 104(h)—*

11                   “(A) *for condemnation of any kind of inter-*  
12                   *est in property;*

13                   “(B)(i) *for construction of any recreational*  
14                   *trail on National Forest System lands for motor-*  
15                   *ized uses unless—*

16                           “(I) *such lands have been allocated for*  
17                           *uses other than wilderness by an approved*  
18                           *forest land and resource management plan*  
19                           *or have been released to uses other than wil-*  
20                           *derness by an Act of Congress, and*

21                           “(II) *such construction is otherwise*  
22                           *consistent with the management direction*  
23                           *in such approved land and resource man-*  
24                           *agement plan; or*

1           “(i) for construction of any recreational  
2 trail on Bureau of Land Management lands for  
3 motorized uses unless—

4           “(I) such lands have been allocated for  
5 uses other than wilderness by an approved  
6 Bureau of Land Management resource man-  
7 agement plan or have been released to uses  
8 other than wilderness by an Act of Congress,  
9 and

10           “(II) such construction is otherwise  
11 consistent with the management direction  
12 in such approved management plans; or

13           “(C) for upgrading, expanding, or otherwise  
14 facilitating motorized use or access to trails pre-  
15 dominantly used by non-motorized trail users  
16 and on which, as of May 1, 1991, motorized use  
17 is either prohibited or has not occurred.

18           “(3) GRANTS.—

19           “(A) IN GENERAL.—A State may provide  
20 funds apportioned to it under section 104(h) to  
21 make grants to private individuals, organiza-  
22 tions, municipal, county, State, and Federal gov-  
23 ernment entities, and other government entities  
24 as approved by the State after considering guid-  
25 ance from the recreational trail advisory com-

1           *mittee satisfying the requirements of subsection*  
2           *(c)(2), for uses consistent with this section.*

3           “(B) *COMPLIANCE.*—*A State that makes*  
4           *grants under subparagraph (A) shall establish*  
5           *measures to verify that recipients comply with*  
6           *the specified conditions for the use of grant mon-*  
7           *eys.*

8           “(4) *ASSURED ACCESS TO FUNDS.*—*Except as*  
9           *provided under paragraph (7), not less than 30 per-*  
10          *cent of the funds apportioned to a State in a fiscal*  
11          *year under section 104(h) shall be reserved for uses re-*  
12          *lating to motorized recreation, and not less than 30*  
13          *percent of such funds shall be reserved for uses relat-*  
14          *ing to non-motorized recreation.*

15          “(5) *ENVIRONMENTAL MITIGATION.*—

16                 “(A) *REQUIREMENT.*—*To the extent prac-*  
17                 *ticable and consistent with other requirements of*  
18                 *this section, in complying with paragraph (4), a*  
19                 *State should give consideration to project propos-*  
20                 *als that provide for the redesign, reconstruction,*  
21                 *nonroutine maintenance, or relocation of trails*  
22                 *in order to mitigate and minimize the impact to*  
23                 *the natural environment.*

24                 “(B) *GUIDANCE.*—*A recreational trail advi-*  
25                 *sory committee satisfying the requirements of*

1           *subsection (c)(2) shall issue guidance to a State*  
2           *for the purposes of implementing subparagraph*  
3           *(A).*

4           “(6) *DIVERSIFIED TRAIL USE.*—

5                   “(A) *REQUIREMENT.*—*To the extent prac-*  
6                   *ticable and consistent with other requirements of*  
7                   *this section, a State shall expend funds appor-*  
8                   *tioned to it under section 104(h) in a manner*  
9                   *that gives preference to project proposals*  
10                   *which—*

11                           “(i) *provide for the greatest number of*  
12                           *compatible recreational purposes, including*  
13                           *those described in subsection (g)(3); or*

14                           “(ii) *provide for innovative rec-*  
15                           *reational trail corridor sharing to accom-*  
16                           *modate motorized and non-motorized rec-*  
17                           *reational trail use.*

18           *This paragraph shall remain effective with re-*  
19           *spect to a State until such time as the State has*  
20           *allocated not less than 40 percent of funds ap-*  
21           *portioned to it under section 104(h) in such*  
22           *manner.*

23                   “(B) *COMPLIANCE.*—*The State shall receive*  
24                   *guidance for determining compliance with sub-*  
25                   *paragraph (A) from the recreational trail advi-*

1           *sory committee satisfying the requirements of*  
2           *subsection (c)(2).*

3           “(7) *EXEMPTIONS.*—

4                   “(A) *SMALL STATE.*—*Any State with a*  
5                   *total land area of less than 3,500,000 acres and*  
6                   *in which nonhighway recreational fuel use ac-*  
7                   *counts for less than 1 percent of all such fuel use*  
8                   *in the United States shall be exempted from the*  
9                   *requirements of paragraph (4) upon application*  
10                   *to the Secretary by the State demonstrating that*  
11                   *it meets the conditions of this paragraph.*

12                   “(B) *STATE RECREATIONAL TRAIL ADVI-*  
13                   *SORY COMMITTEE.*—*If approved by the State rec-*  
14                   *reational trail advisory committee satisfying the*  
15                   *requirements of subsection (c)(2), the State may*  
16                   *be exempted from the requirements of paragraph*  
17                   *(4).*

18                   “(8) *CONTINUING RECREATIONAL USE.*—*At the*  
19                   *option of each State, funds apportioned to it under*  
20                   *section 104(h) may be treated as Land and Water*  
21                   *Conservation Fund moneys for the purposes of section*  
22                   *6(f)(3) of the Land and Water Conservation Fund*  
23                   *Act.*

24                   “(9) *CREDIT FOR DONATIONS OF FUNDS, MATE-*  
25                   *RIALS, SERVICES, OR NEW RIGHT-OF-WAY.*—*Nothing*

1        *in this title or any other law shall prevent a project*  
2        *sponsor from offering to donate funds, materials, serv-*  
3        *ices, or new right-of-way for the purposes of a project*  
4        *eligible for assistance. Any funds, or the fair market*  
5        *value of any materials, services, or new right-of-way*  
6        *may be donated by any project sponsor and shall be*  
7        *credited to the non-Federal share in accordance with*  
8        *subsection (d). Any funds or the fair market value of*  
9        *any materials or services may be provided by a Fed-*  
10       *eral project sponsor and shall be credited as part of*  
11       *that Federal agency's share under subsection (d)(2).*

12            *“(10) RECREATIONAL PURPOSE.—A project*  
13        *funded under this section is intended to enhance rec-*  
14        *reational opportunity and is not subject to the provi-*  
15        *sions of section 303 of title 49 or section 138 of this*  
16        *title.*

17            *“(f) COORDINATION OF ACTIVITIES.—*

18            *“(1) COOPERATION BY FEDERAL AGENCIES.—*  
19        *Each agency of the United States that manages land*  
20        *on which a State proposes to construct or maintain*  
21        *a recreational trail pursuant to this section is encour-*  
22        *aged to cooperate with the State and the Secretary in*  
23        *planning and carrying out the activities described in*  
24        *subsection (e). Nothing in this section diminishes or*  
25        *in any way alters the land management responsibil-*

1 *ities, plans, and policies established by such agencies*  
2 *pursuant to other applicable laws.*

3 *“(2) COOPERATION BY PRIVATE PERSONS.—*

4 *“(A) WRITTEN ASSURANCES.—As a condi-*  
5 *tion to making available funds for work on rec-*  
6 *reational trails that would affect privately*  
7 *owned land, a State shall obtain written assur-*  
8 *ances that the owner of the property will cooper-*  
9 *ate with the State and participate as necessary*  
10 *in the activities to be conducted.*

11 *“(B) PUBLIC ACCESS.—Any use of funds*  
12 *apportioned to a State under section 104(h) on*  
13 *private lands must be accompanied by an ease-*  
14 *ment or other legally binding agreement that en-*  
15 *sures public access to the recreational trail im-*  
16 *provements funded by those funds.*

17 *“(g) APPLICABILITY OF CHAPTER 1.—Funds made*  
18 *available to carry out this section shall be available for obli-*  
19 *gation in the same manner as if such funds were appor-*  
20 *tioned under chapter 1; except that the Federal share pay-*  
21 *able for a project using such funds shall be determined in*  
22 *accordance with this section and such funds shall remain*  
23 *available until expended.*

24 *“(h) DEFINITIONS.—In this section, the following defi-*  
25 *nitions apply:*

1           “(1) *ELIGIBLE STATE*.—The term ‘eligible State’  
2           *means a State that meets the requirements of sub-*  
3           *section (c).*

4           “(2) *NONHIGHWAY RECREATIONAL FUEL*.—The  
5           *term ‘nonhighway recreational fuel’ has the meaning*  
6           *such term has under section 9503(c)(6) of the Internal*  
7           *Revenue Code of 1986.*

8           “(3) *RECREATIONAL TRAIL*.—The term ‘rec-  
9           *reational trail’ means a thoroughfare or track across*  
10           *land or snow, used for recreational purposes such as*  
11           *bicycling, cross-country skiing, day hiking, equestrian*  
12           *activities (including carriage driving), jogging or*  
13           *similar fitness activities, skating or skateboarding,*  
14           *trail biking, overnight or long-distance backpacking,*  
15           *snowmobiling, aquatic or water activity, or vehicular*  
16           *travel by motorcycle, four-wheel drive or all-terrain*  
17           *off-road vehicles, without regard to whether it is a*  
18           *‘National Recreation Trail’ designated under section*  
19           *4 of the National Trails System Act (16 U.S.C. 1243).*

20           “(4) *MOTORIZED RECREATION*.—The term ‘mo-  
21           *torized recreation’ means off-road recreation using*  
22           *any motor-powered vehicle, except for motorized*  
23           *wheelchairs.”.*

1       (b) *CONFORMING AMENDMENT.*—*The analysis for*  
2 *chapter 2 is amended by inserting after the item relating*  
3 *to section 205 the following:*

      “206. *Recreational trails program.*”.

4       (c) *REPEAL OF OBSOLETE PROVISION.*—*Section 1302*  
5 *of the Intermodal Surface Transportation Efficiency Act of*  
6 *1991 (16 U.S.C. 1261) is repealed.*

7       (d) *TERMINATION OF ADVISORY COMMITTEE.*—*Section*  
8 *1303 of such Act (16 U.S.C. 1262) is amended by adding*  
9 *at the end the following:*

10       “(j) *TERMINATION.*—*The advisory committee estab-*  
11 *lished by this section shall terminate on September 30,*  
12 *2000.*”.

13       (e) *ENCOURAGEMENT OF USE OF YOUTH CONSERVA-*  
14 *TION OR SERVICE CORPS.*—*The Secretary shall encourage*  
15 *the States to enter into contracts and cooperative agree-*  
16 *ments with qualified youth conservation or service corps to*  
17 *perform construction and maintenance of recreational*  
18 *trails under section 206 of title 23, United States Code.*

19 **SEC. 115. NATIONAL CORRIDOR PLANNING AND DEVELOP-**  
20 **MENT PROGRAM.**

21       (a) *IN GENERAL.*—*The Secretary shall establish and*  
22 *implement a program to make allocations to States for co-*  
23 *ordinated planning, design, and construction of corridors*  
24 *of national significance, economic growth, and inter-*

1 *national or interregional trade. A State may apply to the*  
2 *Secretary for allocations under this section.*

3 *(b) ELIGIBILITY OF CORRIDORS.—*

4 *(1) IN GENERAL.—The Secretary may make allo-*  
5 *cations under this section only with respect to high*  
6 *priority corridors identified in section 1105(c) of the*  
7 *Intermodal Surface Transportation Efficiency Act of*  
8 *1991.*

9 *(2) SPECIAL RULE.—In fiscal years 1998*  
10 *through 2000, the Secretary may make, on an interim*  
11 *basis pending identification by Congress of high pri-*  
12 *ority corridors as part of a law provided for in sec-*  
13 *tion 508 of this Act, allocations under this section for*  
14 *the creation or upgrade of any other significant re-*  
15 *gional or multistate highway corridor not described*  
16 *in whole or in part in paragraph (1) that the Sec-*  
17 *retary determines would—*

18 *(A) facilitate international or interregional*  
19 *trade; or*

20 *(B) encourage or facilitate major multistate*  
21 *or regional mobility and economic growth and*  
22 *development in areas underserved by existing*  
23 *highway infrastructure.*

24 *(c) PURPOSES.—Allocations may be made under this*  
25 *section for 1 or more of the following purposes:*

1           (1) *Feasibility studies.*

2           (2) *Comprehensive corridor planning and design*  
3 *activities.*

4           (3) *Location and routing studies.*

5           (4) *Environmental review.*

6           (5) *Multistate and intrastate coordination for*  
7 *corridors described in subsection (b).*

8           (6) *Construction.*

9           (d) *CORRIDOR DEVELOPMENT AND MANAGEMENT*

10 *PLAN.—A State receiving an allocation under this section*  
11 *shall develop, in consultation with the Secretary, a develop-*  
12 *ment and management plan for the corridor with respect*  
13 *to which the allocation is being made. Such plan shall in-*  
14 *clude, at a minimum, the following elements:*

15           (1) *A complete and comprehensive analysis of*  
16 *corridor costs and benefits.*

17           (2) *A coordinated corridor development plan and*  
18 *schedule, including a timetable for completion of all*  
19 *planning and development activities, environmental*  
20 *reviews and permits, and construction of all segments.*

21           (3) *A finance plan, including any innovative fi-*  
22 *nancing methods and, if the corridor is a multistate*  
23 *corridor, a State-by-State breakdown of corridor fi-*  
24 *nances.*

1           (4) *The results of any environmental reviews and*  
2           *mitigation plans.*

3           (5) *The identification of any impediments to the*  
4           *development and construction of the corridor, includ-*  
5           *ing any environmental, social, political and economic*  
6           *objections.*

7 *In the case of a multistate corridor, the Secretary shall en-*  
8 *sure that all States having jurisdiction over any portion*  
9 *of such corridor will participate in the development of such*  
10 *plan.*

11        (e) *APPLICABILITY OF TITLE 23.—Funds made avail-*  
12 *able by section 127(a)(3)(B) of this Act shall be available*  
13 *for obligation in the same manner as if such funds were*  
14 *apportioned under chapter 1 of title 23, United States Code.*

15        (f) *STATE DEFINED.—In this section, the term “State”*  
16 *has the meaning such term has under section 101 of title*  
17 *23, United States Code.*

18 **SEC. 116. COORDINATED BORDER INFRASTRUCTURE AND**  
19 **SAFETY PROGRAM.**

20        (a) *GENERAL AUTHORITY.—The Secretary shall estab-*  
21 *lish and implement a coordinated border infrastructure and*  
22 *safety program under which the Secretary may make allo-*  
23 *cations to any border State for projects to improve the safe*  
24 *movement of people and goods at or across the border be-*

1 *tween the United States and Canada and the border be-*  
2 *tween the United States and Mexico.*

3 (b) *ELIGIBLE USES.*—*Allocations under this section*  
4 *may only be used in a border region for—*

5 (1) *improvements to existing transportation and*  
6 *supporting infrastructure that facilitate cross-border*  
7 *vehicle and cargo movements;*

8 (2) *construction of highways and related safety*  
9 *and safety enforcement facilities that will facilitate*  
10 *vehicle and cargo movements related to international*  
11 *trade;*

12 (3) *operational improvements, including im-*  
13 *provements relating to electronic data interchange*  
14 *and use of telecommunications, to expedite cross bor-*  
15 *der vehicle and cargo movement;*

16 (4) *modifications to regulatory procedures to ex-*  
17 *pedite cross border vehicle and cargo movements; and*

18 (5) *international coordination of planning, pro-*  
19 *gramming, and border operation with Canada and*  
20 *Mexico relating to expediting cross border vehicle and*  
21 *cargo movements.*

22 (c) *SELECTION CRITERIA.*—*The Secretary shall make*  
23 *allocations under this section on the basis of—*

1           (1) *expected reduction in commercial and other*  
2 *motor vehicle travel time through an international*  
3 *border crossing as a result of the project;*

4           (2) *improvements in vehicle and highway safety*  
5 *and cargo security related to motor vehicles crossing*  
6 *a border with Canada or Mexico;*

7           (3) *strategies to increase the use of existing,*  
8 *underutilized border crossing facilities and ap-*  
9 *proaches;*

10          (4) *leveraging of Federal funds provided under*  
11 *this section, including use of innovative financing,*  
12 *combination of such funds with funding provided*  
13 *under other sections of this Act, and combination*  
14 *with other sources of Federal, State, local, or private*  
15 *funding;*

16          (5) *degree of multinational involvement in the*  
17 *project and demonstrated coordination with other*  
18 *Federal agencies responsible for the inspection of vehi-*  
19 *cles, cargo, and persons crossing international borders*  
20 *and their counterpart agencies in Canada and Mex-*  
21 *ico;*

22          (6) *the extent to which the innovative and prob-*  
23 *lem-solving techniques of the proposed project would*  
24 *be applicable to other international border crossings;*

1           (7) *demonstrated local commitment to implement*  
2           *and sustain continuing comprehensive border plan-*  
3           *ning processes and improvement programs; and*

4           (8) *such other factors as the Secretary determines*  
5           *are appropriate to promote border transportation effi-*  
6           *ciency and safety.*

7           (d) *STATE MOTOR VEHICLE SAFETY INSPECTION FA-*  
8           *CILITIES.—Due to the increase in cross-border trade as a*  
9           *result of the Northern American Free Trade Agreement, of*  
10           *the amounts made available to carry out this section for*  
11           *a fiscal year, not to exceed \$25,000,000 for fiscal year 1998*  
12           *and not to exceed \$20,000,000 for each of fiscal years 1999*  
13           *through 2003 shall be available for the construction of State*  
14           *motor vehicle safety inspection facilities for the inspection*  
15           *by State authorities of commercial motor vehicles crossing*  
16           *the border to ensure the safety of such vehicles.*

17           (e) *ALLOCATIONS.—*

18           (1) *FUNDS.—At least 40 percent of the funds*  
19           *made available for carrying out this section shall be*  
20           *allocated for projects in the vicinity of the border of*  
21           *the United States and Mexico, and at least 40 percent*  
22           *of such funds shall be allocated for projects in the vi-*  
23           *cinity of the border of the United States and Canada.*

24           (2) *PROJECTS.—At least 2 of the projects in the*  
25           *vicinity of the border of the United States with Mex-*

1        *ico for which allocations are made under this section*  
2        *and at least 2 of the projects in the vicinity of the*  
3        *border of the United States and Canada for which al-*  
4        *locations are made under this section shall be located*  
5        *at ports of entry with high annual volumes of traffic.*

6        *(f) APPLICABILITY OF TITLE 23.—Funds authorized*  
7        *by section 127(a)(3)(A) of this Act shall be available for*  
8        *obligation in the same manner as if such funds were appor-*  
9        *tioned under chapter 1 of title 23, United States Code.*

10        *(g) DEFINITIONS.—In this section, the following defi-*  
11        *initions apply:*

12                *(1) BORDER REGION.—The term “border region”*  
13        *means the portion of a border State in the vicinity*  
14        *of an international border with Canada or Mexico.*

15                *(2) BORDER STATE.—The term “border State”*  
16        *means any State that has a boundary in common*  
17        *with Canada or Mexico.*

18        **SEC. 117. FEDERAL LANDS HIGHWAYS PROGRAM.**

19        *(a) FEDERAL SHARE PAYABLE.—Section 120 is*  
20        *amended—*

21                *(1) in subsection (e)—*

22                        *(A) by striking “(c)” and inserting “(b)”;*

23                        *and*

24                        *(B) by striking “90” and inserting “120”;*

25                        *and*

1           (2) *by adding at the end the following:*

2           “(j) *FUNDS APPROPRIATED TO A FEDERAL LAND*  
3 *MANAGING AGENCY.—Notwithstanding any other provision*  
4 *of law, the funds appropriated to any Federal land manag-*  
5 *ing agency may be used as the non-Federal share payable*  
6 *on account of any Federal-aid highway project the Federal*  
7 *share of which is payable with funds apportioned under sec-*  
8 *tion 104 or 144 or allocated under the Federal scenic by-*  
9 *ways program.*”

10          “(k) *FUNDS APPROPRIATED FOR FEDERAL LANDS*  
11 *HIGHWAYS PROGRAM.—Notwithstanding any other provi-*  
12 *sion of law, funds appropriated for carrying out the Federal*  
13 *lands highways program under section 204 may be used*  
14 *as the non-Federal share payable on account of any project*  
15 *that is carried out with funds apportioned under section*  
16 *104 or 144 or allocated under the Federal scenic byways*  
17 *program if the project will provide access to, or be carried*  
18 *out within, Federal or Indian lands.”.*

19          (b) *ALLOCATIONS.—Section 202 is amended—*

20                 (1) *by striking subsection (b) and inserting the*  
21 *following:*

22          “(b) *ALLOCATION OF SUMS AUTHORIZED FOR PUBLIC*  
23 *LANDS HIGHWAYS.—*

24                 “(1) *IN GENERAL.—On October 1 of each fiscal*  
25 *year and after making the transfer provided for in*

1        *section 204(i), the Secretary shall allocate the sums*  
2        *authorized to be appropriated for such fiscal year for*  
3        *public lands highways for transportation projects*  
4        *within the boundaries of those States having unap-*  
5        *propriated or unreserved public lands, nontaxable In-*  
6        *dian lands, or other Federal reservations, on the basis*  
7        *of need in such States, respectively, as determined by*  
8        *the Secretary from applications for such funds by*  
9        *Federal land managing agencies, Indian tribal gov-*  
10       *ernments, and States.*

11            *“(2) PREFERENCE.—In allocating sums under*  
12        *paragraph (1), the Secretary shall give preference to*  
13        *those projects that are significantly impacted by Fed-*  
14        *eral land, recreation, or resource management activi-*  
15        *ties that are proposed within the boundaries of a*  
16        *State in which at least 3 percent of the total public*  
17        *lands in the United States are located.”; and*

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

19        *“(e) FOREST HIGHWAYS.—*

20            *“(1) ALLOCATION OF FUNDS.—On October 1 of*  
21        *each fiscal year and after making the transfer pro-*  
22        *vided for in section 204(g), the Secretary shall allo-*  
23        *cate the sums authorized to be appropriated for such*  
24        *fiscal year for forest highways as provided in section*  
25        *134 of the Federal-Aid Highway Act of 1987.*

1           “(2) *PROJECT SELECTION.*—*With respect to allo-*  
2           *cations under this subsection, the Secretary shall give*  
3           *priority to projects that provide access to and within*  
4           *the National Forest System, as identified by the Sec-*  
5           *retary of Agriculture through renewable resources and*  
6           *land use planning and the impact of such planning*  
7           *on existing transportation facilities.”.*

8           (c) *AVAILABILITY OF FUNDS.*—*Section 203 is amend-*  
9           *ed—*

10           (1) *by striking “Funds authorized for,” and in-*  
11           *serting “(a) IN GENERAL.—Funds authorized for for-*  
12           *est highways,”;*

13           (2) *in the fourth sentence by inserting “forest*  
14           *highways” after “any fiscal year for”; and*

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

16           “(b) *TIME OF OBLIGATION.*—*Notwithstanding any*  
17           *other provision of law, the Secretary’s authorization of engi-*  
18           *neering and related work for a Federal lands highways pro-*  
19           *gram project or the Secretary’s approval of plans, specifica-*  
20           *tions, and estimates for construction of a Federal lands*  
21           *highways program project shall be deemed to constitute a*  
22           *contractual obligation of the Federal Government for the*  
23           *payment of its contribution to such project.”.*

24           (d) *AWARD OF CONTRACTS; TRANSFERS*—*Section 204*  
25           *is amended—*

1           (1) *in subsection (a) to read as follows:*

2           “(a) *Recognizing the need for all Federal roads that*  
3 *are public roads to be treated under uniform policies simi-*  
4 *lar to those that apply to Federal-aid highways, there is*  
5 *established a coordinated Federal Lands Highways Pro-*  
6 *gram which shall consist of forest highways, public lands*  
7 *highways, park roads and parkways, and Indian reserva-*  
8 *tion roads and bridges. The Secretary, in cooperation with*  
9 *the Secretary of the appropriate Federal land managing*  
10 *agency, shall develop transportation planning procedures*  
11 *which are consistent with the metropolitan and Statewide*  
12 *planning processes in sections 134 and 135 of this title. The*  
13 *transportation improvement program developed as a part*  
14 *of the transportation planning process under this section*  
15 *shall be approved by the Secretary. All regionally signifi-*  
16 *cant Federal Lands Highway Program projects shall be de-*  
17 *veloped in cooperation with States and metropolitan plan-*  
18 *ning organizations and be included in appropriate Federal*  
19 *Lands Highways Program, State, and metropolitan plans*  
20 *and transportation improvement programs. The approved*  
21 *Federal Lands Highways Program transportation improve-*  
22 *ment program shall be included in appropriate State and*  
23 *metropolitan planning organization plans and programs*  
24 *without further action thereon. The Secretary and the Sec-*  
25 *retary of the appropriate Federal land managing agency*

1 *shall develop appropriate safety, bridge, and pavement*  
2 *management systems for roads funded under the Federal*  
3 *Lands Highways Program.”;*

4           (2) *by striking the first three sentences of sub-*  
5 *section (b) and inserting “Funds available for forest*  
6 *highways, public lands highways, park roads and*  
7 *parkways, and Indian reservation roads shall be used*  
8 *by the Secretary and the Secretary of the appropriate*  
9 *Federal land managing agency to pay for the cost of*  
10 *transportation planning, research, engineering, and*  
11 *construction thereof. The Secretary and the Secretary*  
12 *of the appropriate Federal land managing agency, as*  
13 *appropriate, may enter into construction contracts*  
14 *and such other contracts with a State or civil subdivi-*  
15 *sion thereof or Indian tribe to carry out this sub-*  
16 *section.”;*

17           (3) *in the first sentence of subsection (e) by strik-*  
18 *ing “Secretary of the Interior” and inserting “Sec-*  
19 *retary of the appropriate Federal land managing*  
20 *agency”;* *and*

21           (4) *by striking subsection (i) and inserting the*  
22 *following:*

23           “(i) *TRANSFERS TO SECRETARIES OF FEDERAL LAND*  
24 *MANAGING AGENCIES.—The Secretary shall transfer to the*  
25 *appropriate Federal land managing agency from the appro-*

1 *priation for public lands highways such amounts as may*  
2 *be needed to cover—*

3           “(1) *necessary administrative costs of such agen-*  
4 *cy in connection with public lands highways; and*

5           “(2) *the cost to such agency of conducting nec-*  
6 *essary transportation planning serving Federal lands*  
7 *if funding for such planning is otherwise not provided*  
8 *in this section.”.*

9           *(e) ACCESS TO JOHN F. KENNEDY CENTER FOR THE*  
10 *PERFORMING ARTS.—*

11           (1) *STUDY.—The Secretary, in cooperation with*  
12 *the District of Columbia, the John F. Kennedy Center*  
13 *for the Performing Arts, and the Department of the*  
14 *Interior and in consultation with other interested per-*  
15 *sons, shall conduct a study of methods to improve pe-*  
16 *destrian and vehicular access to the John F. Kennedy*  
17 *Center for the Performing Arts.*

18           (2) *REPORT.—Not later than September 30,*  
19 *1999, the Secretary shall transmit to the Committee*  
20 *on Transportation and Infrastructure of the House of*  
21 *Representatives and the Committee on Environment*  
22 *and Public Works of the Senate a report containing*  
23 *the results of the study, together with an assessment*  
24 *of the impacts (including environmental, aesthetic,*  
25 *economic, and historic impacts) associated with the*

1 *implementation of each of the methods examined*  
2 *under the study.*

3 (3) *AUTHORIZATION OF APPROPRIATIONS.—*  
4 *There is authorized to be appropriated out of the*  
5 *Highway Trust Fund (other than the Mass Transit*  
6 *Account) \$500,000 for fiscal year 1998 to carry out*  
7 *this subsection.*

8 (4) *APPLICABILITY OF TITLE 23, UNITED STATES*  
9 *CODE.—Funds authorized by this subsection shall be*  
10 *available for obligation in the same manner as if such*  
11 *funds were apportioned under chapter 1 of title 23,*  
12 *United States Code, except that the Federal share of*  
13 *the cost of activities conducted using such funds shall*  
14 *be 100 percent and such funds shall remain available*  
15 *until expended.*

16 (f) *SMITHSONIAN INSTITUTION TRANSPORTATION PRO-*  
17 *GRAM.—*

18 (1) *IN GENERAL.—The Secretary shall allocate*  
19 *amounts made available by this subsection for obliga-*  
20 *tion at the discretion of the Secretary of the Smithso-*  
21 *nian Institution, in consultation with the Secretary,*  
22 *to carry out projects and activities described in para-*  
23 *graph (2).*

24 (2) *ELIGIBLE USES.—Amounts allocated under*  
25 *paragraph (1) may be obligated only—*

1           (A) *for transportation-related exhibitions,*  
2           *exhibits, and educational outreach programs;*

3           (B) *to enhance the care and protection of*  
4           *the Nation's collection of transportation-related*  
5           *artifacts;*

6           (C) *to acquire historically significant trans-*  
7           *portation-related artifacts; and*

8           (D) *to support research programs within*  
9           *the Smithsonian Institution that document the*  
10           *history and evolution of transportation, in co-*  
11           *operation with other museums in the United*  
12           *States.*

13           (3) *AUTHORIZATION OF APPROPRIATIONS.—*  
14           *There are authorized to be appropriated out of the*  
15           *Highway Trust Fund (other than the Mass Transit*  
16           *Account) \$5,000,000 for each of fiscal years 1998*  
17           *through 2003 to carry out this subsection.*

18           (4) *APPLICABILITY OF TITLE 23.—Funds author-*  
19           *ized by this subsection shall be available for obligation*  
20           *in the same manner as if such funds were appor-*  
21           *tioned under chapter 1 of title 23, United States*  
22           *Code; except that the Federal share of the cost of any*  
23           *project or activity under this subsection shall be 100*  
24           *percent and such funds shall remain available until*  
25           *expended.*

1       (g) *NEW RIVER PARKWAY.*—Of amounts available  
2 under section 102(a)(11)(C) of this Act, the Secretary shall  
3 allocate \$1,300,000 for fiscal year 1998, \$1,200,000 for fis-  
4 cal year 1999, and \$9,900,000 for fiscal year 2000 to the  
5 Secretary of the Interior for the planning, design, and con-  
6 struction of a visitors center, and such other related facili-  
7 ties as may be necessary, to facilitate visitor understanding  
8 and enjoyment of the scenic, historic, cultural, and rec-  
9 reational resources accessible by the New River Parkway  
10 in the State of West Virginia. The center and related facili-  
11 ties shall be located at a site for which title is held by the  
12 United States in the vicinity of the intersection of the New  
13 River Parkway and I-64. Such funds shall remain avail-  
14 able until expended.

15       (h) *GETTYSBURG, PENNSYLVANIA.*—

16           (1) *RESTORATION OF TRAIN STATION.*—The Sec-  
17 retary shall allocate amounts made available by this  
18 subsection for the restoration of the Gettysburg, Penn-  
19 sylvania, train station.

20           (2) *FUNDING.*—There is authorized to be appro-  
21 priated out of the Highway Trust Fund (other than  
22 the Mass Transit Account) \$400,000 for each of fiscal  
23 years 1998 and 1999 to carry out this subsection.

24           (3) *APPLICABILITY OF TITLE 23.*—Funds made  
25 available to carry out this subsection shall be avail-

1        *able for obligation in the same manner as if such*  
2        *funds were apportioned under chapter 1 of title 23,*  
3        *United States Code; except that the Federal share of*  
4        *the cost of restoration of the train station under this*  
5        *subsection shall be 80 percent and such funds shall re-*  
6        *main available until expended.*

7        **SEC. 118. NATIONAL SCENIC BYWAYS PROGRAM.**

8        *(a) IN GENERAL.—Chapter 1 is amended by adding*  
9        *at the end the following:*

10        **“§ 162. National scenic byways program**

11        *“(a) DESIGNATION OF ROADS.—The Secretary shall*  
12        *carry out a national scenic byways program that recognizes*  
13        *roads having outstanding scenic, historic, cultural, natural,*  
14        *recreational, and archaeological qualities by designating*  
15        *them as ‘National Scenic Byways’ or ‘All-American Roads’.*  
16        *The Secretary shall designate roads to be recognized under*  
17        *the national scenic byways program in accordance with cri-*  
18        *teria developed by the Secretary. To be considered for such*  
19        *designation, a road must be nominated by a State or Fed-*  
20        *eral land management agency and must first be designated*  
21        *as a State scenic byway or, for roads on Federal lands, as*  
22        *a Federal land management agency byway.*

23        *“(b) ALLOCATIONS AND TECHNICAL ASSISTANCE.—*

1           “(1) *GENERAL AUTHORITY.*—*The Secretary shall*  
2           *make allocations and provide technical assistance to*  
3           *States to—*

4                     “(A) *implement projects on highways des-*  
5                     *ignated as National Scenic Byways or All-Amer-*  
6                     *ican Roads, or as State scenic byways; and*

7                     “(B) *plan, design, and develop a State sce-*  
8                     *nic byways program.*

9           “(2) *PRIORITY PROJECTS.*—*In making alloca-*  
10           *tions under this subsection, the Secretary shall give*  
11           *priority to—*

12                     “(A) *eligible projects along highways that*  
13                     *are designated as National Scenic Byways or*  
14                     *All-American Roads;*

15                     “(B) *eligible projects on State-designated*  
16                     *scenic byways that are undertaken to make them*  
17                     *eligible for designation as National Scenic By-*  
18                     *ways or All-American Roads; and*

19                     “(C) *eligible projects that will assist the de-*  
20                     *velopment of State scenic byways programs.*

21           “(c) *ELIGIBLE PROJECTS.*—*The following are projects*  
22           *that are eligible for Federal assistance under this section:*

23                     “(1) *Activities related to planning, design, or de-*  
24                     *velopment of State scenic byway programs.*

1           “(2) *Development of corridor management plans*  
2           *for scenic byways.*

3           “(3) *Safety improvements to a scenic byway to*  
4           *the extent such improvements are necessary to accom-*  
5           *modate increased traffic and changes in the types of*  
6           *vehicles using the highway due to such designation.*

7           “(4) *Construction along a scenic byway of facili-*  
8           *ties for pedestrians and bicyclists, rest areas, turn-*  
9           *outs, highway shoulder improvements, passing lanes,*  
10          *overlooks, and interpretive facilities.*

11          “(5) *Improvements to a scenic byway that will*  
12          *enhance access to an area for the purpose of recre-*  
13          *ation, including water-related recreation.*

14          “(6) *Protection of historical, archaeological, and*  
15          *cultural resources in areas adjacent to scenic byways.*

16          “(7) *Development and provision of tourist infor-*  
17          *mation to the public, including interpretive informa-*  
18          *tion about scenic byways.*

19          “(8) *development and implementation of scenic*  
20          *byways marketing programs.*

21          “(d) *FEDERAL SHARE.—The Federal share payable on*  
22          *account of any project carried out under this section shall*  
23          *be determined in accordance with section 120(b) of this*  
24          *title. For any scenic byways project along a public road*  
25          *that provides access to or within Federal or Indian lands,*

1 *a Federal land management agency may use funds author-*  
2 *ized for its use as the non-Federal share of the costs of the*  
3 *project.*

4 “(e) *PROTECTION OF SCENIC INTEGRITY.*—

5 “(1) *SCENIC INTEGRITY.*—*The Secretary shall*  
6 *not make an allocation under this section for any*  
7 *project that would not protect the scenic, historic, rec-*  
8 *reational, cultural, natural, and archaeological integ-*  
9 *egrity of a highway and adjacent areas.*

10 “(2) *SAVINGS CLAUSE.*—*The Secretary shall not*  
11 *make any grant, provide technical assistance, or im-*  
12 *pose any requirement on a State under this section*  
13 *that is inconsistent with the authority of the State*  
14 *provided in this chapter.”.*

15 (b) *CONFORMING AMENDMENT.*—*The analysis for*  
16 *chapter 1 is amended by adding at the end the following*  
17 *new item:*

“162. *National scenic byways program.*”.

18 (c) *CENTER.*—

19 (1) *ESTABLISHMENT.*—*The Secretary shall allo-*  
20 *cate funds made available to carry out this subsection*  
21 *to establish a center for national scenic byways in*  
22 *Duluth, Minnesota, to provide technical communica-*  
23 *tions and network support for nationally designated*  
24 *scenic byway routes in accordance with paragraph*  
25 (2).

1           (2) *COMMUNICATIONS SYSTEMS.*—*The center for*  
2           *national scenic byways shall develop and implement*  
3           *communications systems for the support of the na-*  
4           *tional scenic byways program. Such communications*  
5           *systems shall provide local officials and planning*  
6           *groups associated with designated National Scenic*  
7           *Byways or All-American Roads with proactive, tech-*  
8           *nical, and customized assistance through the latest*  
9           *technology which allows scenic byway officials to de-*  
10          *velop and sustain their National Scenic Byways or*  
11          *All-American Roads.*

12          (3) *AUTHORIZATION OF APPROPRIATIONS.*—  
13          *There is authorized to be appropriated out of the*  
14          *Highway Trust Fund (other than the Mass Transit*  
15          *Account) to carry out this subsection \$1,500,000 for*  
16          *each of fiscal years 1998 through 2003.*

17          (4) *APPLICABILITY OF TITLE 23.*—*Funds author-*  
18          *ized by this subsection shall be available for obligation*  
19          *in the same manner as if such funds were appor-*  
20          *tioned under chapter 1 of title 23, United States*  
21          *Code; except that the Federal share of the cost of any*  
22          *project under this subsection shall be 100 percent and*  
23          *such funds shall remain available until expended.*

1 **SEC. 119. VARIABLE PRICING PILOT PROGRAM.**

2       (a) *ESTABLISHMENT.*—*The Secretary shall establish*  
3 *and implement a variable pricing program. In implement-*  
4 *ing such program, the Secretary shall solicit the participa-*  
5 *tion of State and local governments and public authorities*  
6 *for 1 or more variable pricing pilot programs. The Sec-*  
7 *retary may enter into cooperative agreements with as many*  
8 *as 15 of such governments and public authorities to conduct*  
9 *and monitor the pilot programs.*

10       (b) *FEDERAL SHARE PAYABLE.*—*The Federal share*  
11 *payable for a pilot program under this section shall be 80*  
12 *percent of the aggregate cost of the program and the Federal*  
13 *share payable for any portion of a project conducted under*  
14 *the program may not exceed 100 percent.*

15       (c) *IMPLEMENTATION COSTS.*—*The Secretary may*  
16 *fund all pre-implementation costs, including public edu-*  
17 *cation and project design, and all of the development and*  
18 *startup costs of a pilot project under this section, including*  
19 *salaries and expenses, until such time that sufficient reve-*  
20 *nues are being generated by the program to fund its operat-*  
21 *ing costs without Federal participation; except that the Sec-*  
22 *retary may not fund the pre-implementation, development,*  
23 *and startup costs of a pilot project for more than 3 years.*

24       (d) *USE OF REVENUES.*—*Revenues generated by any*  
25 *pilot project under this section must be applied to projects*  
26 *eligible for assistance under title 23, United States Code.*

1           (e) *COLLECTION OF TOLLS.*—*Notwithstanding sections*  
2 *129 and 301 of title 23, United States Code, the Secretary*  
3 *shall allow the use of tolls on the Interstate System as part*  
4 *of a pilot program under this section, but not as part of*  
5 *more than 3 of such programs.*

6           (f) *FINANCIAL EFFECTS ON LOW-INCOME DRIVERS.*—  
7 *Any pilot program conducted under this section shall in-*  
8 *clude an analysis of the potential effects of the pilot pro-*  
9 *gram on low income drivers and may include mitigation*  
10 *measures to deal with any potential adverse financial effects*  
11 *on low-income drivers.*

12           (g) *REPORTS TO CONGRESS.*—*The Secretary shall*  
13 *monitor the effect of the pilot programs conducted for a pe-*  
14 *riod of at least 10 years and shall report to the Committee*  
15 *on Environment and Public Works of the Senate and the*  
16 *Committee on Transportation and Infrastructure of the*  
17 *House of Representatives biennially on the effects such pro-*  
18 *grams are having on driver behavior, traffic volume, transit*  
19 *ridership, air quality, drivers of all income levels, and*  
20 *availability of funds for transportation programs.*

21           (h) *HOV PASSENGER REQUIREMENTS.*—*Notwith-*  
22 *standing section 102 of title 23, United States Code, a State*  
23 *may permit vehicles with fewer than 2 occupants to operate*  
24 *in high-occupancy vehicle lanes if such vehicles are part of*  
25 *a pilot program being conducted under this section.*

1           (i) *PERIOD OF AVAILABILITY.*—Funds allocated by the  
2 Secretary under this section shall remain available for obli-  
3 gation by the State for a period of 3 years after the last  
4 day of the fiscal year for which such funds are authorized.  
5 Any amounts allocated under this section that remain un-  
6 obligated at the end of such period and any amounts au-  
7 thorized under subsection (i) that remain unallocated by  
8 the end of such period shall be transferred to a State’s ap-  
9 portionment under section 104(b)(3) of title 23, United  
10 States Code, and shall be treated in the same manner as  
11 other funds apportioned under such section.

12           (j) *APPLICABILITY OF TITLE 23.*—Funds made avail-  
13 able to carry out this section shall be available for obliga-  
14 tion in the same manner as if such funds were apportioned  
15 under chapter 1 of title 23, United States Code; except that  
16 the Federal share of the cost of any project under this sec-  
17 tion and the availability of such funds shall be determined  
18 in accordance with this section.

19           (k) *REPEAL.*—Section 1012(b) of the Intermodal Sur-  
20 face Transportation Efficiency Act of 1991 (23 U.S.C. 149  
21 note; 105 Stat. 1938) is repealed.

22 **SEC. 120. TOLL ROADS, BRIDGES, AND TUNNELS.**

23           (a) *FEDERAL SHARE PAYABLE.*—Section 120 is  
24 amended by adding at the end the following:

25           “(l) *CREDIT FOR NON-FEDERAL SHARE.*—

1           “(1) *ELIGIBILITY.*—A State may use as a credit  
2           toward the non-Federal matching share requirement  
3           for any funds made available to carry out this title  
4           (other than the emergency relief program authorized  
5           in section 125) or chapter 53 of title 49 toll revenues  
6           that are generated and used by public, quasi-public,  
7           and private agencies to build, improve, or maintain  
8           highways, bridges, or tunnels that serve the public  
9           purpose of interstate commerce. Such public, quasi-  
10          public, or private agencies shall have built, improved,  
11          or maintained such facilities without Federal funds.

12           “(2) *MAINTENANCE OF EFFORT.*—

13           “(A) *IN GENERAL.*—The credit for any non-  
14          Federal share provided under this subsection  
15          shall not reduce nor replace State funds required  
16          to match Federal funds for any program under  
17          this title.

18           “(B) *AGREEMENTS.*—In receiving a credit  
19          for non-Federal capital expenditures under this  
20          subsection, a State shall enter into such agree-  
21          ments as the Secretary may require to ensure  
22          that the State will maintain its non-Federal  
23          transportation capital expenditures at or above  
24          the average level of such expenditures for the pre-  
25          ceding 3 fiscal years.

1           “(3) *TREATMENT.*—

2                   “(A) *LIMITATION ON LIABILITY.*—*Use of a*  
3                   *credit for a non-Federal share under this sub-*  
4                   *section that is received from a public, quasi-pub-*  
5                   *lic, or private agency—*

6                           “(i) *shall not expose the agency to ad-*  
7                           *ditional liability, additional regulation, or*  
8                           *additional administrative oversight; and*

9                           “(ii) *shall not subject the agency to*  
10                          *any additional Federal design standards,*  
11                          *laws, or regulations as a result of providing*  
12                          *the non-Federal match other than those to*  
13                          *which the agency is already subject.*

14                          “(B) *CHARTERED MULTISTATE AGEN-*  
15                          *CIES.*—*When a credit that is received from a*  
16                          *chartered multistate agency is applied for a non-*  
17                          *Federal share under this subsection, such credit*  
18                          *shall be applied equally to all charter States.”.*

19           (b) *INTERSTATE SYSTEM RECONSTRUCTION AND RE-*  
20           *HABILITATION PILOT PROGRAM.*—

21                          (1) *ESTABLISHMENT.*—*The Secretary shall estab-*  
22                          *lish and implement an Interstate System reconstruc-*  
23                          *tion and rehabilitation pilot program under which*  
24                          *the Secretary, notwithstanding sections 129 and 301*  
25                          *of title 23, United States Code, may permit a State*

1       to collect tolls on a highway, bridge, or tunnel on the  
2       Interstate System for the purpose of reconstructing  
3       and rehabilitating Interstate highway corridors that  
4       could not otherwise be adequately maintained or func-  
5       tionally improved without the collection of tolls.

6               (2) *LIMITATION ON NUMBER OF FACILITIES.*—  
7       The Secretary may permit the collection of tolls under  
8       this subsection on 3 facilities on the Interstate Sys-  
9       tem. Each of such facilities shall be located in a dif-  
10      ferent State.

11              (3) *ELIGIBILITY.*—In order to be eligible to par-  
12      ticipate in the pilot program, a State shall submit to  
13      the Secretary an application that contains, at a min-  
14      imum, the following:

15              (A) An identification of the facility on the  
16      Interstate System proposed to be a toll facility,  
17      including the age, condition, and intensity of use  
18      of such facility.

19              (B) In the case of a facility that affects a  
20      metropolitan area, an assurance that the metro-  
21      politan planning organization established under  
22      section 134 of title 23, United States Code, for  
23      the area has been consulted concerning the place-  
24      ment and amount of tolls on the facility.

1           (C) *An analysis demonstrating that such fa-*  
2           *ility could not be maintained or improved to*  
3           *meet current or future needs from the State’s ap-*  
4           *portionments and allocations made available by*  
5           *this Act (including amendments made by this*  
6           *Act) and from revenues for highways from any*  
7           *other source without toll revenues.*

8           (D) *A facility management plan that in-*  
9           *cludes—*

10                   (i) *a plan for implementing the impo-*  
11                   *sition of tolls on the facility;*

12                   (ii) *a schedule and finance plan for the*  
13                   *reconstruction or rehabilitation of the facil-*  
14                   *ity using toll revenues;*

15                   (iii) *a description of the public trans-*  
16                   *portation agency which will be responsible*  
17                   *for implementation and administration of*  
18                   *the pilot toll reconstruction and rehabilita-*  
19                   *tion program; and*

20                   (iv) *a description of whether consider-*  
21                   *ation will be given to privatizing the main-*  
22                   *tenance and operational aspects of the con-*  
23                   *verted facility, while retaining legal and*  
24                   *administrative control of the Interstate*  
25                   *route section.*

1           (E) *Such other information as the Secretary*  
2           *may require.*

3           (4) *SELECTION CRITERIA.—The Secretary may*  
4           *approve the application of a State under paragraph*  
5           *(3) only if the Secretary determines the following:*

6           (A) *The State is unable to reconstruct or re-*  
7           *habilitate the proposed toll facility using existing*  
8           *apportionments.*

9           (B) *The facility has a sufficient intensity of*  
10          *use, age, or condition to warrant the collection of*  
11          *tolls.*

12          (C) *The State plan for implementing tolls*  
13          *on the facility takes into account the interests of*  
14          *local, regional, and interstate travelers.*

15          (D) *The State plan for reconstruction or re-*  
16          *habilitation of the facility using toll revenues is*  
17          *reasonable.*

18          (E) *The State has given preference to the*  
19          *use of an existing public toll agency with dem-*  
20          *onstrated capability to build, operate, and main-*  
21          *tain a toll expressway system meeting criteria*  
22          *for the Interstate System.*

23          (5) *LIMITATIONS ON USE OF REVENUES; AU-*  
24          *DITS.—Before the Secretary may permit a State to*  
25          *participate in the pilot program, the State must enter*

1        *into an agreement with the Secretary that provides*  
2        *that—*

3                *(A) all toll revenues received from operation*  
4                *of the toll facility will be used only for debt serv-*  
5                *ice, for reasonable return on investment of any*  
6                *private person financing the project, and for any*  
7                *costs necessary for the improvement of and the*  
8                *proper operation and maintenance of the toll fa-*  
9                *ility, including reconstruction, resurfacing, res-*  
10               *toration, and rehabilitation of the toll facility;*  
11               *and*

12               *(B) regular audits will be conducted to en-*  
13               *sure compliance with subparagraph (A) and the*  
14               *results of such audits will be transmitted to the*  
15               *Secretary.*

16               *(6) LIMITATION ON USE OF INTERSTATE MAINTEN-*  
17               *NANCE FUNDS.—During the term of the pilot pro-*  
18               *gram, funds apportioned for Interstate maintenance*  
19               *under section 104(b)(5) of title 23, United States*  
20               *Code, may not be used on a facility for which tolls*  
21               *are being collected under the program.*

22               *(7) PROGRAM TERM.—The Secretary shall con-*  
23               *duct the pilot program under this section for a term*  
24               *to be determined by the Secretary but not less than*  
25               *10 years.*



1                   (i) *the locations and routes served; and*  
2                   (ii) *the source and amount, if any, of*  
3                   *funds derived from Federal, State, or local*  
4                   *government sources supporting ferry oper-*  
5                   *ations; and*

6                   (B) *to identify potential domestic ferry*  
7                   *routes in the United States and its possessions*  
8                   *and to develop information on those routes.*

9                   (2) *REPORT.—The Secretary shall submit a re-*  
10                  *port on the results of the study required under para-*  
11                  *graph (1) to the Committee on Transportation and*  
12                  *Infrastructure of the House of Representatives and the*  
13                  *Committee on Commerce, Science, and Transpor-*  
14                  *tation of the Senate.*

15                  (c) *FERRY OPERATING AND LEASING AMENDMENTS.—*  
16                  *Section 129(c) is amended—*

17                   (1) *in paragraph (3) by striking “owned.” and*  
18                   *inserting “owned or operated.”; and*

19                   (2) *in paragraph (6) by striking “sold, leased,*  
20                   *or” and inserting “sold or”.*

21 **SEC. 122. HIGHWAY USE TAX EVASION PROJECTS.**

22                  (a) *APPLICABILITY OF TITLE 23.—Section 1040(f) of*  
23                  *the Intermodal Surface Transportation Efficiency Act of*  
24                  *1991 (23 U.S.C. 101 note; 105 Stat. 1992) is amended to*  
25                  *read as follows:*

1           “(f) *APPLICABILITY OF TITLE 23.*—Funds made avail-  
2 able out of the Highway Trust Fund (other than the Mass  
3 Transit Account) to carry out this section shall be available  
4 for obligation in the same manner and to the same extent  
5 as if such funds were apportioned under chapter 1 of title  
6 23, United States Code; except that the Federal share of the  
7 cost of any project carried out under this section shall be  
8 100 percent and such funds shall remain available for obli-  
9 gation for a period of 1 year after the last day of the fiscal  
10 year for which the funds are authorized.”.

11           (b) *AUTOMATED FUEL REPORTING SYSTEM.*—Section  
12 1040 of such Act (23 U.S.C. 101 note; 105 Stat. 1992) is  
13 amended by redesignating subsection (g) as subsection (h)  
14 and by inserting after subsection (f) the following:

15           “(g) *AUTOMATED FUEL REPORTING SYSTEM.*—Of the  
16 amounts made available to carry out this section for each  
17 of fiscal years 1998 through 2003, the Secretary shall make  
18 available sufficient funds to the Internal Revenue Service  
19 to establish and operate an automated fuel reporting sys-  
20 tem.”.

21           (c) *TECHNICAL AMENDMENT.*—Section 1040(a) of such  
22 Act (23 U.S.C. 101 note; 105 Stat. 1992) is amended by  
23 striking “by subsection (e)”.

1 **SEC. 123. PERFORMANCE BONUS PROGRAM.**

2 (a) *STUDY.*—*The Secretary shall develop performance-*  
3 *based criteria for the distribution of not to exceed 5 percent*  
4 *of the funds from each of the following programs:*

5 (1) *The Interstate maintenance program under*  
6 *section 119 of title 23, United States Code.*

7 (2) *The bridge program under section 144 of*  
8 *such title.*

9 (3) *The high risk road safety improvement pro-*  
10 *gram under section 154 of such title.*

11 (4) *The surface transportation program under*  
12 *section 133 of such title.*

13 (5) *The congestion mitigation and air quality*  
14 *improvement program under section 149 of such title.*

15 (b) *REQUIREMENTS FOR DEVELOPMENT OF CRI-*  
16 *TERIA.*—*Performance-based criteria developed by the Sec-*  
17 *retary under subsection (a) shall assess on a statewide basis*  
18 *the following:*

19 (1) *For the Interstate maintenance program,*  
20 *whether pavement conditions on routes on the Inter-*  
21 *state System in the State have consistently been of a*  
22 *high quality or have recently improved.*

23 (2) *For the bridge program, whether the percent-*  
24 *age of deficient bridges in the State has consistently*  
25 *been low or has recently decreased.*

1           (3) *For the high risk road safety improvement*  
2           *program, whether the level of safety on highways in*  
3           *the State has consistently been high or has recently*  
4           *improved.*

5           (4) *For the surface transportation program,*  
6           *whether the level of financial effort in State funding*  
7           *for highway and transit investments has been high or*  
8           *has recently increased.*

9           (5) *For the congestion mitigation and air qual-*  
10          *ity improvement program, whether the environmental*  
11          *performance of the transportation system has been*  
12          *consistently high or has improved.*

13          (c) *REQUIRED SUBMISSION.—Not later than 18*  
14          *months after the date of the enactment of this Act, the Sec-*  
15          *retary shall transmit to the Committee on Transportation*  
16          *and Infrastructure of the House of Representatives and the*  
17          *Committee on Environment and Public Works of the Senate*  
18          *the performance-based criteria developed under subsection*  
19          *(a).*

20          **SEC. 124. METROPOLITAN PLANNING.**

21          (a) *GENERAL REQUIREMENTS.—Section 134(a) is*  
22          *amended by inserting after “and goods” the following: “and*  
23          *foster economic growth and development”.*

24          (b) *COORDINATION OF MPOS.—Section 134(e) is*  
25          *amended—*

1           (1) *in the subsection heading by striking*  
2           “MPO’s” and inserting “MPOS”;

3           (2) *by inserting before “If” the following: “(1)*  
4           *NONATTAINMENT AREAS.—”;*

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

6           “(2) *PROJECT LOCATED IN MULTIPLE MPOS.—If*  
7           *a project is located within the boundaries of more*  
8           *than one metropolitan planning organization, the*  
9           *metropolitan planning organizations shall coordinate*  
10          *plans regarding the project.”; and*

11          (4) *by indenting paragraph (1), as designated by*  
12          *paragraph (2) of this subsection, and aligning such*  
13          *paragraph (1) with paragraph (2), as added by para-*  
14          *graph (3) of this subsection.*

15          (c) *GOALS AND OBJECTIVES OF PLANNING PROCESS.—*  
16          *Section 134(f) is amended to read as follows:*

17          “(f) *GOALS AND OBJECTIVES OF PLANNING PROC-*  
18          *ESS.—To the extent that the metropolitan planning organi-*  
19          *zation determines appropriate, the metropolitan transpor-*  
20          *tation planning process may include consideration of goals*  
21          *and objectives that—*

22                  “(1) *support the economic vitality of the metro-*  
23                  *politan area, especially by enabling global competi-*  
24                  *tiveness, productivity, and efficiency;*

1           “(2) increase the safety and security of the trans-  
2           portation system for all users;

3           “(3) increase the accessibility and mobility for  
4           people and freight;

5           “(4) protect and enhance the environment, con-  
6           serve energy, and enhance quality of life;

7           “(5) enhance the integration and connectivity of  
8           the transportation system, across and between modes,  
9           for people and freight;

10          “(6) promote efficient system utilization and op-  
11          eration; and

12          “(7) preserve and optimize the existing transpor-  
13          tation system.

14          *This subsection shall apply to the development of long-range*  
15          *transportation plans and transportation improvement pro-*  
16          *grams.”.*

17          (d) *LONG-RANGE PLAN.*—Section 134(g) is amend-  
18          ed—

19                 (1) in paragraph (1) by inserting “transpor-  
20                 tation” after “long-range”;

21                 (2) in paragraph (2) by striking “, at a mini-  
22                 mum” and inserting “contain, at a minimum, the  
23                 following”;

24                 (3) in paragraph (2)(A)—

1           (A) by striking “Identify” and inserting  
2           “An identification of”; and

3           (B) by striking “shall consider” and insert-  
4           ing “may consider”;

5           (4) by striking paragraph (2)(B) and inserting  
6           the following:

7           “(B) A financial plan that demonstrates  
8           how the adopted transportation plan can be im-  
9           plemented, indicates resources from public and  
10          private sources that are reasonably expected to be  
11          made available to carry out the plan and rec-  
12          ommends any additional financing strategies for  
13          needed projects and programs. The financial  
14          plan may include, for illustrative purposes, ad-  
15          ditional projects that would be included in the  
16          adopted transportation plan if reasonable addi-  
17          tional resources beyond those identified in the fi-  
18          nancial plan were available. For the purpose of  
19          developing the transportation plan, the metro-  
20          politan planning organization and State shall  
21          cooperatively develop estimates of funds that will  
22          be available to support plan implementation.”;

23          (5) in paragraph (4) by inserting after “employ-  
24          ees,” the following: “freight shippers and providers of  
25          freight transportation services,”; and

1           (6) in paragraph (5) by inserting “transportation” before “plan prepared”.

2  
3           (e) *TRANSPORTATION IMPROVEMENT PROGRAM*.—Section  
4 *134(h)* is amended—

5           (1) in paragraph (1), by striking “2 years” and  
6           inserting “3 years”; and

7           (2) by adding at the end of paragraph (2)(B) the  
8           following: “The financial plan may include, for illustrative purposes, additional projects that would be included in the adopted transportation plan if reasonable additional resources beyond those identified in the financial plan were available.”.

9  
10  
11  
12  
13           (f) *TRANSPORTATION MANAGEMENT AREAS*.—Section  
14 *134(i)* is amended—

15           (1) in paragraph (4) by inserting after “System” each place it appears the following: “, under the high risk road safety program,”; and

16  
17  
18           (2) in paragraph (5)—

19           (A) by striking “(1)” and inserting “(A)”;

20           and

21           (B) by striking “(2)” and inserting “(B)”.

22 **SEC. 125. STATEWIDE PLANNING.**

23           (a) *SCOPE OF PLANNING PROCESS*.—Section *135(c)* is  
24 amended to read as follows:

1       “(c) *SCOPE OF THE PLANNING PROCESS.*—*To the extent that a State determines appropriate, the State may*  
2 *consider goals and objectives in the transportation planning*  
3 *process that—*

5               “(1) *support the economic vitality of the Nation,*  
6 *its States and metropolitan areas, especially by enabling global competitiveness, productivity and efficiency;*

9               “(2) *increase the safety and security of the transportation system for all users;*

11              “(3) *increase the accessibility and mobility for people and freight;*

13              “(4) *protect and enhance the environment, conserve energy, and enhance the quality of life;*

15              “(5) *enhance the integration and connectivity of the transportation system, across and between modes throughout the State for people and freight;*

18              “(6) *promote efficient system utilization and operation; and*

20              “(7) *preserve and optimize the existing transportation system.*”.

22       “(b) *ADDITIONAL CONSIDERATIONS.*—*Section 135(d) is*  
23 *amended—*

24              “(1) *in the subsection heading by striking “RE-*  
25 *QUIREMENTS” and inserting “CONSIDERATIONS”; and*

1           (2) *by striking “shall, at a minimum,” and in-*  
2           *serting “may”.*

3           (c) *LONG-RANGE PLAN.—Section 135(e) is amended*  
4           *by inserting after “representatives,” the following: “freight*  
5           *shippers and providers of freight transportation services,”.*

6           (d) *TRANSPORTATION IMPROVEMENT PROGRAM.—Sec-*  
7           *tion 135(f) is amended—*

8           (1) *by inserting after the second sentence of*  
9           *paragraph (1) the following: “With respect to non-*  
10           *metropolitan areas of the State (areas with less than*  
11           *50,000 population), the program shall be developed by*  
12           *the State, in cooperation with elected officials of af-*  
13           *fected local governments and elected officials of sub-*  
14           *divisions of affected local governments which have ju-*  
15           *risdiction over transportation planning, through a*  
16           *process developed by the State which ensures partici-*  
17           *ipation by such elected officials.”;*

18           (2) *in paragraph (1) by inserting after “rep-*  
19           *resentatives,” the following: “freight shippers and pro-*  
20           *viders of freight transportation services,”;*

21           (3) *in paragraph (2) by inserting before the last*  
22           *sentence the following: “The program may include, for*  
23           *illustrative purposes, additional projects that would*  
24           *be included in the program if reasonable additional*  
25           *resources were available.”;*

1           (4) in paragraph (3) by inserting after “Sys-  
2           tem” each place it appears the following: “, under the  
3           high risk road safety program,”;

4           (5) in the heading to paragraph (4) by striking  
5           “BIENNIAL” and inserting “TRIENNIAL”; and

6           (6) in paragraph (4) by striking “biennially”  
7           and inserting “triennially”.

8           (e) *PARTICIPATION OF LOCAL ELECTED OFFICIALS.*—

9           (1) *STUDY.*—The Secretary shall conduct a study  
10          on the effectiveness of the participation of local elected  
11          officials in transportation planning and program-  
12          ming. In conducting the study, the Secretary shall  
13          consider the degree of cooperation between State, local  
14          rural officials, and regional planning and develop-  
15          ment organizations in different States.

16          (2) *REPORT.*—Not later than 2 years after the  
17          date of the enactment of this Act, the Secretary shall  
18          transmit to Congress a report containing the results  
19          of the study with any recommendations the Secretary  
20          determines appropriate as a result of the study.

21 **SEC. 126. ROADSIDE SAFETY TECHNOLOGIES.**

22          (a) *CRASH CUSHIONS.*—

23          (1) *GUIDANCE.*—Not later than 1 year after the  
24          date of the enactment of this Act, the Secretary shall  
25          initiate and issue a guidance regarding the benefits

1 *and safety performance of redirective and*  
2 *nonredirective crash cushions in different road appli-*  
3 *cations, taking into consideration roadway condi-*  
4 *tions, operating speed limits, the location of the crash*  
5 *cushion in the right-of-way, and any other relevant*  
6 *factors. The guidance shall include recommendations*  
7 *on the most appropriate circumstances for utilization*  
8 *of redirective and nonredirective crash cushions.*

9 (2) *USE OF GUIDANCE.—States shall use the*  
10 *guidance issued under this subsection in evaluating*  
11 *the safety and cost-effectiveness of utilizing different*  
12 *crash cushion designs and determining whether direc-*  
13 *tive or nonredirective crash cushions or other safety*  
14 *appurtenances should be installed at specific highway*  
15 *locations.*

16 (b) *TRAFFIC FLOW AND SAFETY APPLICATIONS OF*  
17 *ROAD BARRIERS.—*

18 (1) *STUDY.—The Secretary shall conduct a study*  
19 *on the technologies and methods to enhance safety,*  
20 *streamline construction, and improve capacity by*  
21 *providing positive separation at all times between*  
22 *traffic, equipment, and workers on highway construc-*  
23 *tion projects. The study shall also address how such*  
24 *technologies can be used to improve capacity and*  
25 *safety at those specific highway, bridge, and other ap-*

1        *appropriate locations where reversible lane, contraflow,*  
2        *and high occupancy vehicle lane operations are im-*  
3        *plemented during peak traffic periods.*

4                (2) *FACTORS TO CONSIDER.—In conducting the*  
5        *study, the Secretary shall consider, at a minimum,*  
6        *uses of positive separation technologies related to—*

7                (A) *separating workers from traffic flow*  
8        *when work is in progress;*

9                (B) *providing additional safe work space by*  
10        *utilizing adjacent and available traffic lanes*  
11        *during off-peak hours;*

12                (C) *rapid deployment to allow for daily or*  
13        *periodic restoring lanes for use by traffic during*  
14        *peak hours as needed;*

15                (D) *mitigating congestion caused by con-*  
16        *struction by—*

17                (i) *opening all adjacent and available*  
18        *lanes to traffic during peak traffic hours; or*

19                (ii) *use of reversible lanes to optimize*  
20        *capacity of the highway by adjusting to di-*  
21        *rectional traffic flow; and*

22                (E) *permanent use of positive separation*  
23        *technologies to create contraflow or reversible*  
24        *lanes to increase the capacity of congested high-*  
25        *ways, bridges, and tunnels.*

1           (3) *REPORT.*—Not later than 1 year after the  
2           date of the enactment of this Act, the Secretary shall  
3           submit a report to Congress on the results of the  
4           study. The report shall include findings and rec-  
5           ommendations for the use of the identified tech-  
6           nologies to provide positive separation on appropriate  
7           projects and locations. The Secretary shall provide the  
8           report to the States for their use on appropriate  
9           projects on the National Highway System and other  
10          Federal-aid highways.

11 **SEC. 127. DISCRETIONARY PROGRAM AUTHORIZATIONS.**

12          (a) *EXECUTIVE BRANCH DISCRETIONARY PRO-*  
13 *GRAMS.*—

14           (1) *BRIDGE DISCRETIONARY PROGRAM.*—The  
15           amount set aside by the Secretary under section  
16           144(g)(2) of title 23, United States Code, shall be  
17           \$100,000,000 for each of fiscal years 1998 through  
18           2003.

19           (2) *HIGH COST INTERSTATE SYSTEM RECON-*  
20 *STRUCTION AND IMPROVEMENT PROGRAM.*—The  
21           amount the Secretary shall allocate for the high cost  
22           Interstate System reconstruction and improvement  
23           program under section 160(c)(2) of title 23, United  
24           States Code, shall not be more than \$100,000,000 for  
25           fiscal year 1998, \$100,000,000 for fiscal year 1999,

1     \$250,000,000     for     fiscal     year     2000,  
2     \$252,000,000 for fiscal year 2001, \$252,000,000 for  
3     fiscal year 2002, and \$397,000,000 for fiscal year  
4     2003.

5             (3) *ADDITIONAL EXECUTIVE BRANCH DISCRE-*  
6     *TIONARY PROGRAMS.*—Of amounts made available by  
7     section 102(a)(8) of this Act, the following sums shall  
8     be available:

9             (A) *COORDINATED BORDER INFRASTRUC-*  
10     *TURE AND SAFETY PROGRAM.*—For the coordi-  
11     nated border infrastructure and safety program  
12     under section 116 of this Act \$70,000,000 for fis-  
13     cal year 1998, \$100,000,000 for fiscal year 1999,  
14     and \$100,000,000 for each of fiscal years 2000  
15     through 2003.

16            (B) *NATIONAL CORRIDOR PLANNING AND*  
17     *DEVELOPMENT PROGRAM.*—For the national cor-  
18     ridor planning and development program under  
19     section 115 of this Act \$50,000,000 for fiscal  
20     year 1998, \$200,000,000 for fiscal year 1999,  
21     and \$250,000,000 for each of fiscal years 2000  
22     through 2003.

23            (C) *CONSTRUCTION OF FERRY BOATS AND*  
24     *FERRY TERMINAL FACILITIES.*—For construction  
25     of ferry boats and ferry terminal facilities under

1            *section 1064 of the Intermodal Surface Trans-*  
2            *portation Efficiency Act of 1991 (23 U.S.C. 129*  
3            *note; 105 Stat. 2005) \$18,000,000 for each of fis-*  
4            *cal years 1998 through 2003.*

5            *(D) NATIONAL SCENIC BYWAYS PROGRAM.—*  
6            *For the national scenic byway program under*  
7            *section 162 of title 23, United States Code,*  
8            *\$30,000,000 for each of fiscal years 1998 through*  
9            *2003.*

10           *(E) VARIABLE PRICING PILOT PROGRAM.—*  
11           *For the variable pricing pilot program under*  
12           *section 119 of this Act \$10,000,000 for fiscal*  
13           *year 1998 and \$14,000,000 for each of fiscal*  
14           *years 1999 through 2003.*

15           *(F) HIGHWAY RESEARCH.—For highway re-*  
16           *search under sections 307, 308, and 325 of title*  
17           *23, United States Code, \$150,000,000 for fiscal*  
18           *year 1998, \$185,000,000 for fiscal year 1999,*  
19           *and \$195,000,000 for each of fiscal years 2000*  
20           *through 2003.*

21           *(G) TRANSPORTATION EDUCATION, PROFES-*  
22           *SIONAL TRAINING, AND TECHNOLOGY DEPLOY-*  
23           *MENT.—For transportation education, profes-*  
24           *sional training, and technology deployment*  
25           *under sections 321, 322, and 326 of title 23,*

1           *United States Code, and section 5505 of title 49,*  
2           *United States Code, \$50,000,000 for each of fis-*  
3           *cal years 1998 and 1999 and \$55,000,000 for*  
4           *each of fiscal years 2000 through 2003.*

5           *(H) TRANSPORTATION TECHNOLOGY INNO-*  
6           *VATION AND DEMONSTRATION PROGRAM.—For*  
7           *Transportation technology innovation and dem-*  
8           *onstration program under section 632 of this Act*  
9           *\$43,667,000 for fiscal year 1998, \$44,667,000 for*  
10           *fiscal year 1999, \$48,167,000 for fiscal year*  
11           *2000, \$47,717,000 for fiscal year 2001,*  
12           *\$47,967,000 for fiscal year 2002, and*  
13           *\$48,217,000 for fiscal year 2003.*

14           *(I) INTELLIGENCE TRANSPORTATION SYS-*  
15           *TEMS PROGRAMS.—For intelligence transpor-*  
16           *tation systems programs under subtitle B of title*  
17           *VI of this Act \$175,000,000 for each of fiscal*  
18           *years 1998 through 2003.*

19           *(4) TRANSPORTATION ASSISTANCE FOR OLYMPIC*  
20           *CITIES.—There is authorized to be appropriated to*  
21           *carry out section 130 of this Act, relating to transpor-*  
22           *tation assistance for Olympic cities, such sums as*  
23           *may be necessary for fiscal years 1998 through 2003.*

24           *(b) LEGISLATIVE BRANCH DISCRETIONARY PRO-*  
25           *GRAMS.—Section 104 is amended by redesignating sub-*

1 *section (j) as subsection (k) and by inserting after sub-*  
2 *section (i) the following:*

3 *“(j) HIGH PRIORITY PROJECTS PROGRAM.—*

4 *“(1) IN GENERAL.—Of amounts made available*  
5 *by section 102(a)(8) of the Building Efficient Surface*  
6 *Transportation and Equity Act of 1998,*  
7 *\$1,025,695,000 for fiscal year 1998, \$1,398,675,000*  
8 *for fiscal year 1999, \$1,678,410,000 for fiscal year*  
9 *2000, \$1,678,410,000 for fiscal year 2001,*  
10 *\$1,771,655,000 for fiscal year 2002, and*  
11 *\$1,771,655,000 for fiscal year 2003 shall be available*  
12 *for high priority projects in accordance with this sub-*  
13 *section. Such funds shall remain available until ex-*  
14 *pended.*

15 *“(2) AUTHORIZATION OF HIGH PRIORITY*  
16 *PROJECTS.—The Secretary is authorized to carry out*  
17 *high priority projects with funds made available by*  
18 *paragraph (1). Of amounts made available by para-*  
19 *graph (1), the Secretary, subject to paragraph (3),*  
20 *shall make available to carry out each project de-*  
21 *scribed in section 127(c) of such Act the amount listed*  
22 *for such project in such section. Any amounts made*  
23 *available by this subsection that are not allocated for*  
24 *projects described in section 127(c) shall be available*  
25 *to the Secretary, subject to paragraph (3), to carry*

1        *out such other high priority projects as the Secretary*  
2        *determines appropriate.*

3            *“(3) ALLOCATION PERCENTAGES.—For each*  
4        *project to be carried out with funds made available*  
5        *by paragraph (1)—*

6            *“(A) 11 percent of the amount allocated by*  
7        *such section shall be available for obligation be-*  
8        *ginning in fiscal year 1998;*

9            *“(B) 15 percent of such amount shall be*  
10       *available for obligation beginning in fiscal year*  
11       *1999;*

12          *“(C) 18 percent of such amount shall be*  
13       *available for obligation beginning in fiscal year*  
14       *2000;*

15          *“(D) 18 percent of such amount shall be*  
16       *available for obligation beginning in fiscal year*  
17       *2001;*

18          *“(E) 19 percent of such amount shall be*  
19       *available for obligation beginning in fiscal year*  
20       *2002; and*

21          *“(F) 19 percent of such amount shall be*  
22       *available for obligation beginning in fiscal year*  
23       *2003.*

24          *“(4) FEDERAL SHARE.—The Federal share pay-*  
25       *able on account of any project carried out with funds*

1       *made available by paragraph (1) shall be 80 percent*  
2       *of the total cost thereof.*

3               “(5) *DELEGATION TO STATES.*—*Subject to the*  
4       *provisions of title 23, United States Code, the Sec-*  
5       *retary shall delegate responsibility for carrying out a*  
6       *project or projects, with funds made available by*  
7       *paragraph (1), to the State in which such project or*  
8       *projects are located upon request of such State.*

9               “(6) *ADVANCE CONSTRUCTION.*—*When a State*  
10       *which has been delegated responsibility for a project*  
11       *under this subsection—*

12                       “(A) *has obligated all funds allocated under*  
13                       *this subsection of such Act for such project; and*

14                       “(B) *proceeds to construct such project*  
15                       *without the aid of Federal funds in accordance*  
16                       *with all procedures and all requirements appli-*  
17                       *cable to such project, except insofar as such pro-*  
18                       *cedures and requirements limit the State to the*  
19                       *construction of projects with the aid of Federal*  
20                       *funds previously allocated to it;*

21       *the Secretary, upon the approval of the application of*  
22       *a State, shall pay to the State the Federal share of*  
23       *the cost of construction of the project when additional*  
24       *funds are allocated for such project under this sub-*  
25       *section and such section 127(c).*

1           “(7) *NONAPPLICABILITY OF OBLIGATION LIMITA-*  
2           *TION.—Funds made available by paragraph (1) shall*  
3           *not be subject to any obligation limitation.*”.

4           (c) *HIGH PRIORITY PROJECTS.—Subject to section*  
5           *104(j)(3) of title 23, United States Code, the amount listed*  
6           *for each high priority project in the following table shall*  
7           *be available (from amounts made available by section*  
8           *104(j) of such title) for fiscal years 1998 through 2003 to*  
9           *carry out each such project:*

			[Dollars in Millions]
1.	Dist. of Col. ....	Implement traffic signalization, freeway management and motor vehicle information systems, Washington, D.C. ....	8.000
2.	West Virginia	Upgrade US 340 between West Virginia/Virginia State line and the Charles Town Bypass .....	6.500
3.	New York .....	Construct bridge deck over the Metro North right-of-way along Park Ave. between E. 188th and 189th Streets .....	0.750
4.	Oregon .....	Upgrade access road and related facilities to Port Orford, Port Orford .....	1.500
5.	Minnesota .....	Upgrade Perpich Memorial from 2 miles south of Biwabik to CSAH 111 .....	2.800
6.	Indiana .....	Upgrade Route 31 and other roads, St. Joseph and Elkhart Counties .....	7.000
7.	Illinois .....	Upgrade Western Ave., Park Forest .....	0.126
8.	Washington ....	Undertake FAST Corridor improvements with the amounts provided as follows: \$16,000,000 to construct the North Duwamish Intermodal Project, \$4,500,000 for the Port of Tacoma Road project, \$3,000,000 for the SW Third St./BSNF project in Auburn, \$2,000,000 .....	32.000
9.	Dist. of Col. ....	Implement Geographical Information System, Washington, D.C. ....	10.000
10.	New York .....	Reconstruct Niagara St., Quay St., and 8th St. including realignment of Qual St. and 8th Ave. in Niagara Falls .....	3.500
11.	California .....	Construct the San Fernando Valley Regional Transportation Hub in Los .....	0.500
12.	Washington ....	Construct Cross Base Corridor, Fort Lewis-McChord AFB .....	0.500
13.	Illinois .....	Rehabilitate 95th Street between 54th Place and 50th Avenue, Oak Lawn .....	0.600
14.	Virginia .....	Reconstruct SR 168 (Battlefield Blvd.) in Chesapeake .....	8.000
15.	New York .....	Construct interchange and connector road using ITS testbed capabilities at I-90 Exit 8 .....	13.000
16.	Minnesota .....	Trunk Highway 53 DWP railroad bridge replacement, St. Louis Co. ....	4.800
17.	Illinois .....	Resurface Cicero Ave. between 127th St. and 143rd St., Chicago .....	0.610

			[Dollars in Millions]
18.	Illinois .....	Undertake improvements to 127th Street, Cicero Avenue and Route 83 to improve safety and facilitate traffic flow, Crestwood .....	1.000
19.	Illinois .....	Construct I-57 interchange, Coles Co. ....	15.000
20.	Connecticut .....	Construct Hartford Riverwalk South, Hartford .....	3.520
21.	Virgin Islands	Upgrade West-East corridor through Charlotte Amalie .....	8.000
22.	Connecticut .....	Improve pedestrian and bicycle connections between Union Station and downtown New London .....	4.520
23.	North Carolina	Upgrade US 13 (including Ahaskie bypass) in Bertie and Hertford Counties .....	1.000
24.	Wisconsin .....	Construct Chippewa Falls Bypass .....	6.000
25.	Mississippi .....	Upgrade Brister Rd. between Tutwiler and Coahoma County line, Tallahatchie Co. ....	0.510
26.	Florida .....	Construct improvements to JFK Boulevard, Eatonville .....	1.000
27.	Illinois .....	Reconstruct Greenbriar Rd. with construction of new turn lanes in vicinity of John A. Logan College in Carterville .....	1.400
28.	Connecticut .....	Construct overlook and access to Niantic Bay .....	3.080
29.	California .....	Construct sound walls along SR23 in Thousand Oaks .....	2.532
30.	Mississippi .....	Construct I-20 /Norrell Road interchange, Hinds County .....	5.000
31.	North Carolina	Upgrade I-85, Mecklenburg and Cabarrus Counties .....	26.000
32.	New Jersey .....	Construct, reconstruct and integrate multi-transportation modes to establish intermodal transportation corridor and center between Elizabeth and Newark .....	4.000
33.	Texas .....	Road improvements along historic mission trails in San Antonio. ....	2.500
34.	Mississippi .....	Construct Lincoln Road extension, Lamar Co. ....	1.500
35.	Texas .....	Upgrade JFK Causeway, Corpus Christi .....	3.000
36.	Florida .....	Enhance access to Gateway Marketplace through improvements to access roads, Jacksonville .....	1.200
37.	California .....	Implement traffic management improvements, Grover Beach .....	0.500
38.	California .....	Construct Chatsworth Depot Bicycle and Pedestrian Access project, Los .....	0.492
39.	California .....	Reconstruct Palos Verdes Drive, Palos Verdes Estates .....	0.450
40.	Wisconsin .....	Construct freeway conversion project on Highway 41 between Kaukauna and Brown County Highway F .....	20.000
41.	California .....	Upgrade Price Canyon Road including construction of bikeway between San Luis Obispo and Pismo Beach .....	1.100
42.	Arkansas .....	Upgrade US Rt. 67, Newport to Missouri State line .....	2.000
43.	Missouri .....	Construct extension of bike path between Soulard market area and Riverfront bike trail in St. Louis .....	1.200
44.	Massachusetts	Construct Greenfield-Montague Bikeways, Franklin Co. ....	0.900
45.	Vermont .....	Replace Missisquoi Bay Bridge .....	16.000
46.	California .....	Upgrade Route 4 East in Contra Costa Co. ....	10.000
47.	Minnesota .....	Construct Phalen Blvd. between I-35E and I94 ....	13.000
48.	Ohio .....	Upgrade North Road between US 422 and East Market St., Trumbull Co. ....	1.200
49.	Michigan .....	Construct bike path between Mount Clemens and New Baltimore .....	5.000

			[Dollars in Millions]
50.	Maryland .....	Upgrade US 29 interchange with Randolph Road, Montgomery Co. ....	12.000
51.	Texas .....	Construct Texas State Highway 49 between FM 1735 to Titus/Morris Co. line .....	6.400
52.	Wisconsin .....	Upgrade Marshfield Blvd., Marshfield .....	5.000
53.	California .....	Reconstruct the I-710/Firestone Blvd. interchange	16.000
54.	Massachusetts	Construct I-495/Route 2 interchange east of existing interchange to provide access to commuter rail station, Littleton .....	4.200
55.	Maryland .....	Undertake transportation infrastructure improvements within Baltimore Empowerment Zone ...	13.300
56.	West Virginia	Preliminary engineering, design and construction of the Orgas to Chelayn Road, Boone Co. ....	2.000
57.	Minnesota .....	Upgrade CSAH 1 from CSAH 61 to 0.8 miles north .....	0.480
58.	South Carolina	Widen North Main Street, Columbia .....	9.750
59.	Texas .....	Construct circumferential freeway loop around Texarkana .....	9.900
60.	Texas .....	Upgrade FM517 between Owens and FM 3346, Galveston .....	3.856
61.	Michigan .....	Reconstruct Co.Rd. 612 and Co.Rd. 491, Montmorency Co. ....	0.910
62.	Ohio .....	Construct Chesapeake Bypass, Lawrence Co. ....	5.000
63.	California .....	Construct I-10/Pepper Ave. Interchange .....	8.800
64.	Pennsylvania ..	Construct safety and capacity improvements to Rt. 309 and Old Packhouse Road including widening of Old Packhouse Road between KidsPeace National Hospital to Rt. 309 .....	8.200
65.	Iowa .....	Relocate US 61 to bypass Fort Madison .....	3.000
66.	Rhode Island ..	Install directional signs in Newport and surrounding communities .....	0.300
67.	Pennsylvania ..	Construct access to Tioga Marine Terminal, Ports of Philadelphia and Camden .....	1.600
68.	New York .....	Construct bikeway and pedestrian trail improvements, Rochester .....	2.400
69.	Ohio .....	Upgrade U.S. Route 422 through Girard .....	4.720
70.	Tennessee .....	State Highway 109 upgrade planning and engineering .....	1.840
71.	Virginia .....	Construct transportation demonstration project utilizing magnetic levitation technology along route of 'Smart Road' between Blacksburg and Roanoke .....	2.000
72.	Massachusetts	Construct Nowotuck-Manhan Bike Trail connections, Easthampton, Amherst, Holyoke, Williamsburg and Northampton .....	4.000
73.	New Jersey ....	Reconstruct Essex Street Bridge, Bergen Co. ....	2.500
74.	Illinois .....	Undertake traffic mitigation and circulation enhancements, 57th and Lake Shore Drive .....	1.520
75.	Alabama .....	Upgrade County Road 39 between Highway 84 and Silver Creek Park, Clarke Co. ....	1.000
76.	Virginia .....	Construct road improvements, trailhead and related facilities for Birch Knob Trail on Cumberland Mountain .....	0.125
77.	Washington ....	Construct SR 167 Corridor, Tacoma .....	1.500
78.	Pennsylvania ..	Construct Johnstown-Cambria County Airport Relocation Road .....	1.600
79.	Mississippi ....	Construct connector between US-90 and I-10 in Biloxi .....	8.500
80.	Alabama .....	Upgrade SR 5 in Bibb Co. ....	1.700
81.	Maryland .....	Upgrade roads within Leakin Park Intermodal Corridor, Baltimore .....	3.200
82.	Illinois .....	Construct US Route 67 bypass project around Roseville .....	11.700

			[Dollars in Millions]
83.	Pennsylvania ..	Construct California University of Pennsylvania intermodal facility .....	1.000
84.	Virginia .....	Planning and design for Coalfields Expressway, Buchanan, Dickenson and Wise Counties .....	1.200
85.	Oregon .....	Design and engineering for Tualatin-Sherwood Bypass .....	0.500
86.	California .....	Upgrade Route 4 West in Contra Costa Co. ....	10.000
87.	Connecticut .....	Construct I-95 interchange, New Haven .....	26.000
88.	Illinois .....	Replace Lebanon Ave. Bridge and approaches, Belleville .....	1.000
89.	Minnesota .....	Upgrade Highway 73 from 4.5 miles north of Floodwood to 22.5 miles north of Floodwood .....	3.700
90.	Illinois .....	Reconstruct Mt. Erie Blacktop in Mt. Erie .....	5.290
91.	Michigan .....	Construct grade separation on Sheldon Road, Plymouth .....	7.000
92.	Connecticut .....	Construct the US Rt. 7 bypass project, Brookfield to New Milford town line .....	5.000
93.	Mississippi .....	Upgrade Cowan-Lorraine Rd. between I-10 and U.S. 90, Harrison Co. ....	10.000
94.	Alabama .....	Construct repairs to Pratt Highway Bridge, Birmingham .....	0.600
95.	Alabama .....	Initiate work on controlled access highway between I-65 and Mississippi State line .....	8.000
96.	Michigan .....	Upgrade Walton Blvd. between Opdyke and Squirrel, Oakland Co. ....	2.000
97.	Michigan .....	Construct Monroe Rail Consolidation Project, Monroe .....	6.000
98.	Massachusetts	Renovate Union Station Intermodal Transportation Center in Worcester .....	7.000
99.	Oregon .....	Construct bike path paralleling 42nd Street to link with existing bike path, Springfield .....	0.750
100.	California .....	Improve streets and related bicycle lane in Oak Park, Ventura Co. ....	0.907
101.	California .....	Construct Arbor Vitae Street improvements, Inglewood .....	3.500
102.	Mississippi .....	Refurbish Sartartia Bridge, Yazoo City .....	0.500
103.	Missouri .....	Upgrade Route 169 between Smithville and north of I-435, Clay Co. ....	14.000
104.	Illinois .....	Upgrade U.S. 45 between Eldorado and Harrisburg .....	5.000
105.	Michigan .....	Replace Chevrolet Ave. bridge in Genesee Co. ....	1.800
106.	Connecticut .....	Reconstruct I-84, Hartford .....	9.470
107.	Massachusetts	Improve safety and traffic operations on Main and Green Streets, Melrose .....	2.600
108.	Michigan .....	Design and ROW acquisition for "Intertown South" route of US 31 bypass, .....	1.500
109.	Illinois .....	Undertake improvements to Campus Transportation System .....	1.000
110.	California .....	Improve streets in Canoga Park and Reseda areas, Los Angeles .....	1.100
111.	Texas .....	Construct US Rt. 67 Corridor through San Angelo .....	7.000
112.	Illinois .....	Upgrade Bishop Ford Expressway/142nd St. interchange .....	1.500
113.	Texas .....	Construct Galveston Island Causeway Expansion project, Galveston .....	0.730
114.	California .....	Reconstruct Harbor Blvd./SR22 Interchange, City of Garden Grove .....	2.000
115.	Michigan .....	Undertake capital improvements to facilitate traffic between Lansing and .....	10.000
116.	Virginia .....	Construct Main Street Station in Richmond .....	8.000
117.	New York .....	Reconstruct Houston Street between Avenue B to the West Side Highway, New York City .....	2.000

			[Dollars in Millions]
118.	North Carolina	Upgrade US 158 (including bypasses of Norlina, Macon and Littleton) in Halifax and Warren Counties .....	3.000
119.	New York .....	Construct access road and entranceway improvements to airport in Niagara Falls .....	3.000
120.	New Jersey ....	Upgrade Baldwin Ave. intersection to facilitate access to waterfront and ferry, Weehawken .....	4.000
121.	Massachusetts	Undertake vehicular and pedestrian movement improvements within Central Business District of Foxborough .....	2.080
122.	California .....	Construct I-680HOV lanes between Marina Vista toll plaza to North Main Street, Martinez to Walnut Creek .....	7.000
123.	Michigan .....	Improvements to Card Road between 21 mile road and 23 mile road in Macomb Co. ....	1.300
124.	Michigan .....	Upgrade (all weather) on US 2, US 41, and M 35	1.700
125.	Oregon .....	Relocate and rebuild intersection of Highway 101 and Highway 105, Clatsop Co. ....	1.600
126.	New York .....	Undertake Linden Place reconstruction project, Queens .....	7.000
127.	Texas .....	Construct Houston Street Viaduck project in Dallas .....	5.500
128.	Iowa .....	Improve US 65/LA 5 interchange, Polk Co. ....	5.000
129.	Texas .....	Construct segment located south of U.S. 209 in Travis County of a bypass to I-35 known as SH-130 only on a route running east of Decker Lake .....	16.000
130.	Illinois .....	Rehabilitate Timber Bridge over Little Muddy River and approach roadway, Perry Co. ....	0.140
131.	Connecticut ....	Reconstruct cross road over I-95, Waterford .....	2.000
132.	Minnesota .....	Construct pedestrian overpass on Highway 169, Mille Lacs Reservation .....	0.600
133.	Hawaii .....	Upgrade Kaunualili Highway .....	10.000
134.	Massachusetts	Undertake improvements to South Station Intermodal Station .....	3.000
135.	Illinois .....	Construct Marina Access Road, East Chicago .....	1.000
136.	Massachusetts	Reconstruct North Street, Fitchburg .....	1.000
137.	Virginia .....	Replace Shore Drive Bridge over Petty Lake, Norfolk .....	4.000
138.	New Jersey ....	Upgrade Urban University Heights Connector, Newark .....	9.700
139.	California .....	Implement City of Compton traffic signal systems improvements .....	5.800
140.	California .....	Undertake San Pedro Bridge project at SR 1, Pacifica .....	1.500
141.	Texas .....	Construct grade separations in Manchester .....	16.000
142.	Minnesota .....	Upgrade TH6 between Talmoon to Bowstring River .....	1.200
143.	North Carolina	Construct US Route 17, Elizabeth City Bypass ...	0.500
144.	Pennsylvania ..	Undertake transportation enhancement activities within the Lehigh Landing Area of the Delaware and Lehigh Canal National Heritage Corridor .....	7.000
145.	Texas .....	Upgrade State Highway 24 from Commerce to State Highway 19 north of Cooper .....	5.000
146.	California .....	Reconstruct I-215 and construct HOV lanes between 2nd Street and 9th Street, San Bernardino .....	2.750
147.	California .....	Undertake safety enhancements along Monterey County Railroad highway grade, Monterey Co. ....	2.800
148.	Michigan .....	Upgrade I-94 between M-39 and I-69 .....	8.000
149.	Michigan .....	Widen and make improvements to Baldwin and Joslyn Roads, Oakland Co. ....	5.000

			[Dollars in Millions]
150.	Arkansas .....	Construct Geyer Springs RR grade separation, Little Rock .....	1.000
151.	New Jersey .....	Construct Route 4/17 interchange in Paramus .....	8.500
152.	West Virginia .....	Upgrade US Rt. 35 between I-64 and South Buffalo Bridge .....	35.000
153.	Alabama .....	Construct enhancements along 12th Street between State Highway 11 and Baptist Princeton Hospital, Birmingham .....	0.800
154.	Pennsylvania ..	Construct Independence Gateway Transportation Center project, Philadelphia .....	6.000
155.	Minnesota .....	Implement Trunk Highway 8 Corridor projects, Chisago Co. ....	15.300
156.	Missouri .....	Construct extension of bike path between Souldard market area and Riverfront bike trail in St. Louis .....	0.800
157.	Mississippi .....	Upgrade Goose Pond Subdivision Roads, Tallahatchie Co. ....	0.200
158.	Iowa .....	Construct controlled access four-lane highway between Des Moines and Burlington .....	14.925
159.	Maryland .....	Construct improvements to Route 50 interchange with Columbia Pike, Prince Georges Co. ....	3.200
160.	Tennessee .....	Construct Landport regional transportation hub, Nashville .....	8.000
161.	California .....	Construct San Francisco Regional Intermodal Terminal .....	12.500
162.	Texas .....	Relocate railroad tracks to eliminate road crossings, and provide for the rehabilitation of secondary roads providing access to various parts of the Port and the construction of new connecting roads to access new infrastructure safely and efficiently, Bro .....	6.000
163.	Massachusetts ..	Replace Brightman Street bridge in Fall River .....	13.640
164.	California .....	Construct Alameda Corridor East project .....	12.750
165.	Georgia .....	Upgrade US Rt. 27 .....	10.000
166.	Michigan .....	Upgrade Davison Rd. between Belsay and Irish Roads, Genessee Co. ....	4.500
167.	Pennsylvania ..	Upgrade PA 228 (Crows Run Corridor) .....	7.200
168.	Maine .....	Replace Singing Bridge across Taunton Bay .....	1.000
169.	California .....	Roadway improvements to provide access to Hansen Dam Recreation Area in Los Angeles .....	1.000
170.	Pennsylvania ..	Construct Rt. 819/Rt. 119 interchange between Mt. Pleasant and Scottsdale .....	14.400
171.	Massachusetts ..	Reconstruct Huntington Ave. in Boston .....	4.000
172.	Ohio .....	Replace McCuffey Road Bridge, Mahoning Co. ....	3.360
173.	Michigan .....	Upgrade Rochester Road between I-75 and Torpsey St. ....	12.300
174.	California .....	Rehabilitate Artesia Blvd. ....	4.000
175.	Illinois .....	Construct improvements to McKinley Bridge over Mississippi River with terminus points in Venice, Illinois, and St. Louis, Missouri .....	5.200
176.	Maine .....	Construct I-295 connector, Portland .....	4.500
177.	Maine .....	Studies and planning for reconstruction of East-West Highway .....	4.000
178.	Illinois .....	Reconstruct Claire Blvd., Robbins .....	0.330
179.	Pennsylvania ..	Upgrade PA Route 21, Fayette and Greene Counties .....	7.000
180.	California .....	Construct VC Campus Parkway Loop System in Merced .....	8.000
181.	Massachusetts ..	Replace deck of Chain Bridge over Merrimack River .....	1.012
182.	New York .....	Construct Edgewater Road Dedicated Truck Route .....	12.000
183.	Illinois .....	Construct Raney Street Overpass in Effingham .....	4.400
184.	Pennsylvania ..	Replace Masonstown bridge, Fayette and Greene Counties .....	7.000

			[Dollars in Millions]
185.	Pennsylvania ..	Upgrade US Rt. 22, Chickory Mountain section ...	10.200
186.	Michigan .....	Upgrade Lalie St., Frenchtown Rd., and Penshee Rd., Ironwood .....	0.360
187.	South Carolina	Upgrade US Highway 301 within Bamberg .....	2.950
188.	Arizona .....	Construct Veterans' Memorial overpass in Pima Co. ....	15.000
189.	Michigan .....	Replace Chalk Hills Bridge over Menominee River	0.400
190.	Michigan .....	Construct intermodal freight terminal in Wayne Co. ....	24.000
191.	Oregon .....	Replace grade crossing with separated crossing and related improvements, Linn Co. ....	6.710
192.	California .....	Reconstruct State Route 81 (Sierra Ave.) and I-10 Interchange in Fontana .....	10.000
193.	California .....	Construct four-lane highway facility (Hollister Bypass), San Benito Co. ....	3.000
194.	Maine .....	Construct new bridge over Kennebec River (Carlton Bridge replacement) .....	8.000
195.	Oregon .....	Upgrade I-5/Highway 217 interchange, Portland	7.000
196.	American Samoa.	Upgrade village roads on Tutilla Island, American Samoa .....	11.000
197.	New Jersey ....	Eliminate Berlin Circle and signalize intersection in Camden .....	8.000
198.	New York .....	Implement Melrose Commons geographic information system .....	1.000
199.	Pennsylvania ..	Reconstruct Lover Interchange on I-70, Washington Co. ....	5.000
200.	Virginia .....	Acquire land and construct segment of Daniel Boone Heritage Trail (Kane Gap section), Jefferson National Forest .....	0.200
201.	California .....	Construct Sacramento Intermodal Station .....	4.000
202.	New York .....	Construct intermodal facility in New Rochelle, Westchester Co. ....	7.250
203.	New York .....	Reconstruct 79th Street Traffic Circle, New York City .....	9.000
204.	Pennsylvania ..	Extend North Delaware Ave. between Lewis St. and Orthodox St., Philadelphia .....	5.200
205.	Missouri .....	Upgrade Route MO291 Connector .....	2.000
206.	Pennsylvania ..	Upgrade US Rt. 119 between Homer City and Blairsville .....	6.400
207.	West Virginia	Relocate segment of Route 33 (Scott Miller Bypass), Roane Co. ....	8.000
208.	Missouri .....	Construct on intermodal center at Missouri Botanical Garden .....	1.600
209.	Maine .....	Rehabilitate Piscataqua River bridges, Kittery ....	5.250
210.	Wisconsin .....	Upgrade STH 29 between IH 94 and Chippewa Falls .....	6.000
211.	Illinois .....	Extend and reconstruct roadways through industrial corridor in Alton .....	5.690
212.	New Jersey ....	Construct road from the Military Ocean Terminal to the Port Jersey Pier, Bayonne .....	3.000
213.	Missouri .....	Relocate and reconstruct Route 21 between Schenk Rd. to Town of DeSoto .....	40.000
214.	Michigan .....	Improve drainage on 6th Street in Menominee ....	0.150
215.	Pennsylvania ..	Reconstruct and widen US Rt. 222 to four-lane expressway between Lancaster/Berks County line and Grings Mill Rd. and construction of Warren Street extension in Reading .....	25.000
216.	New Jersey ....	Relocate and complete construction of new multimodal facility, Wehauken .....	8.000
217.	Arkansas .....	Construct North Belt Freeway .....	7.000
218.	California .....	Rehabilitate pavement throughout Santa Barbara Co. ....	1.500

			[Dollars in Millions]
219.	Virginia .....	Repair historic wooden bridges along portion of Virginia Creeper Trail maintained by Town of Abingdon .....	2.050
220.	Arizona .....	Reconstruct I-19, East Side Frontage Road, Ruby Road to Rio Rico Drive, Nogales .....	10.000
221.	Massachusetts	Conduct planning and engineering for connector route between I-95 and industrial/business park, Attleboro .....	0.800
222.	Georgia .....	Undertake Perimeter Central Parkway Overpass project and Ashford Dunwoody interchange improvements at I-285, DeKalb Co. ....	0.100
223.	Ohio .....	Construct Wilmington Bypass, Wilmington .....	5.000
224.	Illinois .....	Construct Western Springs Pedestrian and Tunnel project, Cook Co. ....	0.925
225.	Minnesota .....	Upgrade Cass County Road 105 and Crow Wing County Road 125, East Gull Lake .....	0.960
226.	Michigan .....	Upgrade I-58 within Pictured Rocks National Lakeshore .....	5.600
227.	California .....	Reconstruct and widen Mission Road, Alhambra ..	3.250
228.	Texas .....	Reconstruct and widen I-35 between North of Georgetown at Loop 418 to US Rt. 190 .....	8.000
229.	Florida .....	Construct access road to St. Johns Ave. Industrial Park .....	1.000
230.	Illinois .....	Intersection improvements at 79th and Stony Island Blvd., Chicago .....	1.740
231.	Michigan .....	Construct Tawas Beach Road/US 23 interchange improvements, East Tawas .....	2.200
232.	Pennsylvania ..	Construct Lawrenceville Industrial Access Road ...	10.000
233.	Maryland .....	Construct intersection improvements to facilitate access to NSA facility, Anne Arundel Co. ....	3.000
234.	California .....	Upgrade Del Almo Boulevard at I-405 .....	5.000
235.	Minnesota .....	Reconstruct and replace I-494 Wakota Bridge from South St. Paul to Newport, and approaches .....	13.000
236.	Tennessee .....	Construct separated grade crossing at US 41 and US 231, Murfreesboro .....	0.323
237.	Michigan .....	Construct four-lane boulevard from Dixie Highway to Walton Blvd., Oakland Co. ....	3.700
238.	New York .....	Reconstruct Mamaroneck Ave., White Plains, Harrison and Mamaroneck .....	4.500
239.	Texas .....	Upgrade FM 1764 between FM 646 to State Highway 6 .....	3.000
240.	Texas .....	Construct ramp connection between Hammet St. to Highway 54 ramp to provide access to I-10 in El Paso .....	8.000
241.	New York .....	Undertake studies, planning, engineering, design and construction of a tunnel alternative to reconstruction of existing elevated expressway (Gowanus tunnel project) .....	32.000
242.	New York .....	Rehabilitate segment of Henry Hudson Parkway between Washington Bridge and Dyckman St., New York City .....	1.470
243.	Illinois .....	Construct bicycle/pedestrian trail parallel to light rail transit system in St. Clair Co. ....	6.000
244.	Indiana .....	Extend SR 149 between SR 130 to US Rt. 30, Valparaiso .....	5.900
245.	Connecticut .....	Construct Greenmanville Ave. streetscape extension, including feasibility study, in towns of Groton, Stonington and Mystic .....	8.400
246.	Illinois .....	Reconstruct Broad Street between Maple St. to Sixth St., Evansville .....	0.350
247.	New York .....	Construct Mineola and Hicksville Intermodal Centers in Nassau Co. ....	16.000

			[Dollars in Millions]
248.	Colorado .....	Construct intermodal center at Stapleton, Denver	3.000
249.	New Jersey .....	Undertake improvements associated with the South Amboy Regional Intermodal Center .....	16.000
250.	Michigan .....	Extend Trowbridge Road from Harrison Rd. to Red Cedar Rd. ....	2.500
251.	Massachusetts	Construct improvements to North Main St. in Worcester .....	2.400
252.	Tennessee .....	Upgrade SR 96 between Arno Rd. and SR 252, Williamson Co. ....	3.600
253.	Louisiana .....	Extend Howard Avenue to Union Passenger Terminal, New Orleans .....	8.000
254.	California .....	Construct bike path between Sepulveda Basin Recreation Area and Warner Center/Canoga Park, Los Angeles .....	3.000
255.	New York .....	Upgrade Route 17 between Five Mile Point and Occanum, Broome Co. ....	16.800
256.	Ohio .....	Upgrade US Rt. 33 between vicinity of Haydenville to Floodwood (Nelsonville Bypass)	5.000
257.	Oregon .....	Construct passing lands on Highway 58 between Kitson Ridge Road and Mile Post 47, Lane Co.	6.800
258.	Michigan .....	Upgrade East Jordon Road, Boyne City .....	0.170
259.	California .....	Reconstruct Tennessee Valley Bridge, Marin Co. ...	1.000
260.	Illinois .....	Improve access to 93rd Street Station, Chicago ....	3.000
261.	California .....	Construct I-580 interchange, Livermore .....	13.200
262.	California .....	Construct San Diego and Arizona Eastern Intermodal Yard .....	10.000
263.	Michigan .....	Apply ITS technologies relating to traffic control, Lansing .....	3.700
264.	California .....	Construct Palisades Bluff Stabilization project, Santa Monica .....	8.000
265.	Rhode Island ..	Upgrade pedestrian traffic facilities, Bristol .....	0.100
266.	Rhode Island ..	Implement transportation alternative relating to Court Street Bridge, Woonsocket .....	0.200
267.	California .....	Upgrade Industrial Parkway Southwest between Whipple Rd. and improved segment of the parkway, Hayward .....	0.600
268.	Missouri .....	Replace bridge on Route 92, Platte Co. ....	1.000
269.	Ohio .....	Upgrade Western Reserve Road, Mahoning Co. ....	5.600
270.	Ohio .....	Upgrade SR 124 between Five Points and Ravenswood Bridge, Meigs Co. ....	5.000
271.	Illinois .....	Undertake streetscaping between Damden and Halsted .....	1.150
272.	Illinois .....	Construct improvements to New Era Road, Carbondale .....	3.500
273.	New York .....	Construct access improvements to Port of Rochester Harbor, Rochester .....	12.000
274.	Rhode Island ..	Reconstruct interchanges on Rt. 116 between Rt. 146 and Ashton Viaduct, Lincoln .....	0.445
275.	West Virginia	Preliminary engineering and design for access road to proposed location of regional airport, Lincoln Co. ....	1.000
276.	Massachusetts	Upgrade Route 2 between Philipston and Greenfield .....	4.000
277.	Ohio .....	Construct grade separations at Front Street and Bagley Road, Berea .....	14.000
278.	Pennsylvania ..	Relocate PA 18 between 9th Ave. and 32nd St., Beaver Falls .....	1.400
279.	California .....	Construct bike paths, Thousand Oaks .....	0.625
280.	Oregon .....	Construct right-of-way improvements to provide improved pedestrian access to MAX light rail, Gresham .....	1.282
281.	Louisiana .....	Reconstruct I-10 and Ryan Street access ramps and frontage street improvements, Lake Charles	8.000

			[Dollars in Millions]
282.	California .....	Upgrade SR 92/El Camino interchange, San Mateo .....	3.700
283.	Massachusetts	Construct Housatonic-Hoosic bicycle network .....	4.000
284.	Texas .....	Upgrade SH 30, Huntsville .....	2.500
285.	Connecticut .....	Replace bridges over Harbor Brook, Meriden .....	6.550
286.	Indiana .....	Extend SR 149 between SR 130 to US Rt. 30 .....	1.000
287.	West Virginia	Construct improvements on WV 9 including turning lane and signalization, Berkely Co. ....	0.200
288.	Arkansas .....	Upgrade Highway 63, Marked Tree to Lake David	12.000
289.	Dist. of Col. ....	Conduct studies and related activities pertaining to proposed intermodal transportation Center, D.C. ....	1.000
290.	Ohio .....	Undertake improvements to Valley Street, Dayton	0.900
291.	Texas .....	Construct US Expressway 77/83 interchange, Harlingen .....	7.500
292.	Texas .....	Construct Loop 197, Galveston .....	4.290
293.	Minnesota .....	Upgrade Highway 53 between Virginia and Cook	2.000
294.	California .....	Upgrade intersection of Folsom Blvd. and Power Inn Rd., Sacramento .....	10.000
295.	California .....	Reconstruct Grand Avenue between Elm Street and Halcyon Road, Arroyo Grande .....	0.500
296.	New York .....	Construct intermodal facility in Yonkers, Westchester Co. ....	10.250
297.	Massachusetts	Construct bike path between Rt. 16 (Everett) to Lynn Oceanside .....	1.700
298.	Oregon .....	Design and engineering for intermodal transportation center, Astoria .....	0.300
299.	California .....	Construct Port of Oakland intermodal terminal ...	8.000
300.	Indiana .....	Upgrade County roads in LaPorte County .....	7.000
301.	Alabama .....	Replace bridge over Tombigbee River, Naheola .....	3.000
302.	Virginia .....	Construct access road and related facilities for Fisher Peak Mountain Music Interpretive Center on Blue Ridge Parkway .....	1.700
303.	Colorado .....	Reconstruct and upgrade I-70/I-25 Interchange, Denver .....	13.000
304.	Alabama .....	Construct improvements to 41st Street between 1st Ave. South and Airport Highway, Birmingham	1.000
305.	New York .....	Replace Route 28 bridge over NY State Thruway, Ulster Co. ....	3.200
306.	Minnesota .....	Reconstruct SE Main Ave./I-94 interchange, Moorhead .....	4.000
307.	Indiana .....	Construct Gary Marina access road (Buffington Harbor) .....	10.000
308.	Washington .....	Undertake SR 166 slide repair .....	6.500
309.	Oregon .....	Construct bike path between Main Street/Highway 99 in Cottage Grove to Row River Trail, Cottage Grove .....	0.230
310.	Minnesota .....	Upgrade 10th Street South, St. Cloud .....	1.500
311.	Missouri .....	Construct Grand Ave. viaduct over Mill Creek Valley in St. Louis .....	2.200
312.	Missouri .....	Construct Strother Rd./I-470 interchange, Jackson Co. ....	8.000
313.	Wisconsin .....	Upgrade U.S. 51 between I-90/94 to northern Wisconsin .....	5.000
314.	Virginia .....	Construct trailhead and related facilities and restore old Whitetop Train Station at terminus of Virginia Creeper Trail adjacent to Mount Rogers National Recreation Area .....	0.250
315.	Oregon .....	Reconstruct Lovejoy ramp, Portland .....	7.718
316.	Michigan .....	Rehabilitate Lincoln St., Negaunee .....	0.170
317.	New York .....	Construct full access controlled expressway along NY Route 17 at Parkville, Sullivan Co. ....	6.000
318.	Texas .....	Construct extension of Bay Area Blvd. ....	1.000

			[Dollars in Millions]
319.	California .....	Construct pedestrian boardwalk between terminus of Pismo Promenade at Pismo Creek and Grande Avenue in Gover Beach .....	0.500
320.	Michigan .....	Construct deceleration lane in front of 4427 Wilder Road, Bay City .....	0.020
321.	Massachusetts	Construct Arlington to Boston Bike Path .....	1.000
322.	Virginia .....	Undertake access improvements for Freemason Harbor Development Initiative, Norfolk .....	2.000
323.	Oregon .....	Construct bike path along Willamette River, Corvallis .....	0.808
324.	California .....	Upgrade Highway 99 between State Highway 70 and Lincoln Rd., Sutter Co. ....	14.300
325.	Texas .....	Construct US 77/83 Expressway extension, Brownsville .....	3.000
326.	Ohio .....	Undertake improvements to open Federal Street to traffic, Youngstown .....	2.080
327.	Massachusetts	Upgrade I-495 interchange 17 and related improvements including along Route 140 .....	14.480
328.	Indiana .....	Undertake safety and mobility improvements involving street and street crossings and Conrail line, Elkhart .....	2.000
329.	Illinois .....	Reconstruct interchange at I-294, 127th St. and Cicero Ave. with new ramps to the Tri-State Tollway, Alsip .....	34.265
330.	Minnesota .....	Construct TH 1 east of Northome including bicycle/pedestrian trail .....	0.240
331.	Missouri .....	Construct Jefferson Ave. viaduct over Mill Creek Valley in St. Louis .....	11.000
332.	Ohio .....	Construct connector road between North Road and SR46, Trumbull Co. ....	5.680
333.	Oregon .....	Repair bridge over Rogue River, Gold Beach .....	10.000
334.	Tennessee .....	Construct I-40/SR 155 interchange, Davidson .....	9.000
335.	Pennsylvania ..	Upgrade I-95 between Lehigh Ave. and Columbia Ave. and improvements to Girard Ave./I-95 interchange, Philadelphia .....	29.000
336.	Massachusetts	Construct Hyannis Intermodal Transportation Center, Hyannis .....	3.200
337.	New York .....	Reconstruct 127th Street viaduct, New York City .....	1.470
338.	California .....	Construct bicycle path, Westlake Village .....	0.136
339.	California .....	Upgrade Osgood Road between Washington Blvd. and South Grimmer Blvd., Fremont .....	2.000
340.	Tennessee .....	Upgrade Briley Parkway between I-40 and Opreyland .....	9.000
341.	Minnesota .....	Construct Gunflint Realignment project, Grand Marais .....	0.800
342.	Maryland .....	Construct Baltimore Washington Parkway to Route 197, Prince Georges Co. ....	8.000
343.	Virgin Islands	Construct bypass around Christiansted .....	8.000
344.	Dist. of Col. ....	Rehabilitate Theodore Roosevelt Memorial Bridge .....	10.000
345.	California .....	Construct Los Angeles County Gateway Cities NHS Access .....	8.750
346.	South Carolina	Construct pedestrian walkway and safety improvements along SC 277, Richland Co. ....	0.800
347.	Ohio .....	Upgrade US Rt. 35 between vicinity of Chillicothe to Village of Richmond Dale .....	5.000
348.	California .....	Extend 7th St. between F St. and North 7th St., Sacramento .....	2.000
349.	Illinois .....	Construct I-64/North Greenmount Rd. interchange, St. Clair Co. ....	4.800
350.	Texas .....	Construct 6th and 7th Street overpass over railroad yard, Brownsville .....	0.500
351.	Iowa .....	Construct four-lane expressway between Des Moines and Marshalltown .....	11.100

			[Dollars in Millions]
352.	Michigan .....	Construct route improvements along Washington Ave. between Janes Ave. to Johnson St. and East Genesee Ave. between Saginaw River and Janes Ave., Saginaw .....	3.600
353.	Minnesota .....	Construct pedestrian bridge over TH 169 in Elk River .....	0.707
354.	Michigan .....	Reconstruct I-75/M-57 interchange .....	14.000
355.	Virginia .....	Upgrade Danville Bypass in Pittsylvania .....	4.000
356.	Massachusetts	Reconstruct Route 126 and replace bridge spanning Route 9, Town of Framingham .....	4.700
357.	Alabama .....	Construct improvements to 19th Street between I-59 and Tuxedo Junction, Birmingham .....	0.900
358.	Ohio .....	Restore Main and First Streets to two-way traffic, Miamisburg .....	0.450
359.	Texas .....	Upgrade FM225, Nacogdoches .....	4.000
360.	California .....	Construct railroad at-grade crossings, San Leandro .....	0.500
361.	Pennsylvania ..	Improve walking and biking trails between Easton and Lehigh Gorge State Park within the Delaware and Lehigh Canal National Heritage Corridor .....	2.800
362.	Massachusetts	Environmental studies, preliminary engineering and design of North-South Connector in Pittsfield to improve access to I-90 .....	2.000
363.	Oregon .....	Upgrade Naito Parkway, Portland .....	1.500
364.	Pennsylvania ..	Make safety improvements on PA Rt. 61 (Dusselink Safety Project) between Rt. 183 in Cressona and SR 0215 in Mount Carbon .....	7.000
365.	New York .....	Capital improvements for the car float operations in Brooklyn, New York, for the New York City Economic Development Corp. ....	14.000
366.	California .....	Construct Backbone Trail through Santa Monica National Recreation Area .....	0.200
367.	Massachusetts	Reconstruct Greenfield Road, Montague .....	2.500
368.	North Dakota	Upgrade U.S. Route 52 between Donnybrook and US Route 2 .....	2.400
369.	Pennsylvania ..	Construct Philadelphia Intermodal Gateway Project at 30th St. Station .....	8.000
370.	Hawaii .....	Construct Kapaa Bypass .....	10.000
371.	Missouri .....	Construct bike/pedestrian path between Delmar Metrolink Station and University City loop business district in St. Louis .....	0.800
372.	Hawaii .....	Replace Sand Island tunnel with bridge .....	1.000
373.	Missouri .....	Improve safety and traffic flow on Rt. 13 through Clinton .....	8.000
374.	California .....	Construct improvements to Moorpark/Highway 101 interchange, Bouchard/Highway 101 interchange and associated street improvements, Thousand Oaks .....	0.368
375.	Texas .....	Construct extension of West Austin Street (FM 2609) between Old Tyler Road and Loop 224, Nacogdoches .....	1.800
376.	Washington .....	Construct passenger ferry to serve Southworth-Seattle .....	5.000
377.	Hawaii .....	Construct interchange at junction of proposed North-South road and H-1 .....	20.000
378.	South Carolina	Construct I-95/I-26 interchange, Orangeburg Co. ....	12.000
379.	Ohio .....	Upgrade SR 46 between Mahoning Ave. and Salt Springs Rd., Mahoning and Trumbull Counties .....	3.520
380.	California .....	Rehabilitate Highway 1 in Guadalupe .....	0.500
381.	Massachusetts	Construct Great River Bridge improvements, Westfield .....	2.000
382.	Maine .....	Studies and planning for extension of I-95 .....	1.500
383.	Michigan .....	Widen Arch St., Negaunee .....	0.080

			<i>[Dollars in Millions]</i>
384.	Texas .....	Construct Concord Road Widening project, Beaumont .....	8.500
385.	Massachusetts	Construct accessibility improvements to Charles Street T Station, Boston .....	4.000
386.	Oregon .....	Purchase and install emitters and receiving equipment to facilitate movement of emergency and transit vehicles at key arterial intersections, Portland .....	4.500
387.	Pennsylvania ..	Construct bicycle and pedestrian facility between Boston Bridge and McKee Point Park, Allegheny Co. ....	0.180
388.	Oregon .....	Restore transportation connection between Wauna, Astoria and Port of Astoria .....	0.700
389.	Pennsylvania ..	Construct Wexford I-79/SR 910 Interchange, Allegheny Co. ....	1.100
390.	Minnesota .....	Undertake improvements to Hennepin County Bikeway .....	5.200
391.	New Jersey .....	Construct New Jersey Exit 13A Flyover (extension of Kapkowsk Rd. to Trumbull St.) .....	3.000
392.	Texas .....	Implement 'Hike and Bike' trail program, Houston .....	8.000
393.	Puerto Rico ....	Upgrade PR 30 between PR 203 in Gurabo to PR 31 in Juncos .....	8.000
394.	Illinois .....	Planning, engineering and first phase construction of beltway connector, Decatur .....	10.310
395.	Texas .....	Extend Texas State Highway 154 between US 80W and State Highway 43S .....	4.900
396.	Illinois .....	Construct bypass of historic stone bridge, Maeystown .....	0.820
397.	Ohio .....	Rehabilitate Martin Luther King, Jr. Bridge, Toledo .....	2.000
398.	Missouri .....	Upgrade Little Blue Expressway, Jackson Co. ....	3.000
399.	Puerto Rico ....	Upgrade PR 3 between Rio Grande and Fajardo ..	8.000
400.	Illinois .....	Reconstruct Cossitt Ave. in LaGrange .....	1.485
401.	Pennsylvania ..	Facilitate coordination of transportation systems at intersection of 46th and Market, and enhance access and related measures to area facilities including purchase of vans for reverse commutes, Philadelphia .....	4.000
402.	Connecticut .....	Upgrade bridge over Naugatuck River, Ansonia ....	0.450
403.	Pennsylvania ..	Construct access road to Hastings Industrial Park, Cambria Co. ....	6.400
404.	Pennsylvania ..	Construct Mon-Fayette Expressway between Union Town and Brownsville .....	20.000
405.	Washington .....	Reconstruct I-5 interchange, City of Lacey .....	1.500
406.	Dist. of Col. ....	Construct bicycle and pedestrian walkway (Metropolitan Branch Trail), Union Station to Silver Spring .....	10.000
407.	New Jersey .....	Upgrade I-78 interchange and West Peddie St. ramps, Newark .....	6.300
408.	Tennessee .....	Implement ITS technologies, Nashville .....	2.800
409.	Connecticut .....	Construct bicycle and pedestrian walkway, Town of East Hartford .....	1.200
410.	North Carolina	Upgrade Highway 55 between US 64 and State Route 1121, Wake and Durham Counties .....	23.000
411.	Virginia .....	Upgrade Route 501 in Bedford County .....	1.000
412.	Georgia .....	Construct multi-modal passenger terminal, Atlanta .....	16.000
413.	Virginia .....	Renovate Greater Richmond Transit transportation facility, Richmond .....	5.000
414.	Michigan .....	Upgrade Van Dyke Road between M-59 and Utica City limits .....	3.700

			[Dollars in Millions]
415.	Pennsylvania ..	Design, engineer, ROW acquisition and construct the Luzerne County Community College Road between S.R. 2002 and S.R. 3004 one-mile west of Center Street through S.R. 2008 in the vicinity of Prospect Street and the Luzerne County Community College .....	14.000
416.	Texas .....	Construct two-lane parallel bridge, State Highway 146, FM 517 to vicinity of Dickinson Bayou ....	4.850
417.	North Dakota	Upgrade US Rt. 52, Kenmare to Donnybrook .....	2.800
418.	Minnesota .....	Improve roads, Edge of Wilderness, Grand Rapids to Effie .....	6.000
419.	Virginia .....	Construct access road, walking trail and related facilities for the Nicholsville Center, Scott Co. ...	0.225
420.	Maryland .....	Construct pedestrian and bicycle path between Druid Hill Park and Penn Station, Baltimore	1.800
421.	Illinois .....	Construct access road to Melvin Price Locks and Dam Visitors Center, Madison Co. ....	1.500
422.	New York .....	Install advance traffic management system along Cross County Parkway between Saw Mill River Parkway and Hutchinson River Parkway .....	4.000
423.	South Carolina	Construct I-77/SC #8-20-30 interchange, Fairfield Co. ....	7.000
424.	Pennsylvania ..	Rehabilitate Jefferson Heights Bridge, Penn Hills	1.500
425.	Oregon .....	Construct I-205/Sunnyside/Sunnybrook interchange and related extension road, Clackamas Co. ....	20.000
426.	New York .....	Conduct Trans-Hudson Freight Improvement MIS, New York City .....	5.000
427.	Illinois .....	Construct Marion Street multi-modal project in Village of Oak Park .....	2.000
428.	Pennsylvania ..	Upgrade roadway in the Princeton/Cottman I-95 interchange and related improvements, Philadelphia .....	20.200
429.	California .....	Extend I-10 HOV lanes, Los Angeles .....	2.940
430.	Massachusetts	Rehabilitate Union Station in Springfield .....	16.000
431.	California .....	Upgrade Greenville Rd. and construct railroad underpass, Livermore .....	6.800
432.	Pennsylvania ..	Extend Martin Luther King, Jr. East Busway to link with Mon-Fayette .....	6.000
433.	Michigan .....	Construct improvements to Linden Rd. between Maple Ave. and Pierson Rd., Genessee Co. ....	1.200
434.	Texas .....	Construct Titus County West Loop, Mount Pleasant .....	2.500
435.	New York .....	Upgrade Riverside Drive between 97th St. and Tiemann, New York City .....	1.470
436.	Florida .....	Construct interchange at 21st Street to provide access to Talleyrand Marine Terminal .....	11.300
437.	Minnesota .....	Upgrade CSAH 116 north of SCAH 88 in Ely ....	1.600
438.	New York .....	Rehabilitate Queens Blvd./Sunnyside Yard Bridge, New York City .....	8.000
439.	Oregon .....	Upgrade I-5, Salem .....	6.592
440.	California .....	Install call boxes along Highway 166 between intersection with Highway 101 and junction with Highway 33 .....	0.288
441.	Arkansas .....	Construct US 63 interchange with Washington Ave. and Highway 63B .....	2.000
442.	Virginia .....	Upgrade Rt. 600 to facilitate access between I-81 and Mount Rogers National Recreation Area ....	8.000
443.	Pennsylvania ..	Construct bicycle and pedestrian facility between Washington's Landing and Millvale Borough, Allegheny Co. ....	0.620

			[Dollars in Millions]
444.	New Jersey .....	Conduct Route 46 Corridor Improvement Project with of the amount provided, \$11,500,000 for the Route 46/Riverview Drive Interchange reconstruction project, \$16,900,000 for the Route 46/Van Houton Avenue reconstruction project, and \$4,100,000 for the Route .....	32.500
445.	Virginia .....	Construct Southeastern Parkway and Greenbelt in Virginia Beach .....	4.000
446.	Michigan .....	Upgrade Hill Road corridor between I-75 to Dort Highway, Genesee Co. ....	3.000
447.	Louisiana .....	Upgrade Lapalco Blvd. between Destrehan Ave. and Lapalco Blvd., Jefferson Parish .....	8.000
448.	California .....	Upgrade South Higuera Street, San Luis Obispo .....	0.900
449.	Rhode Island ..	Reconstruct Harris Ave., Woonsocket .....	2.000
450.	California .....	Construct Olympic Training Center Access Road, Chula Vista .....	5.000
451.	Alabama .....	Construct bridge over Tennessee River connecting Muscle Shoals and Florence .....	10.000
452.	North Carolina	Construct I-540 from east of NC Rt. 50 to east of US Rt. 1 in Wake Co. ....	13.000
453.	Oregon .....	Upgrade Murray Blvd. including overpass bridge, Millikan to Terman .....	5.000
454.	California .....	Planning, preliminary engineering and design for Etiwanda Ave./I-10 interchange, San Bernardino Co. ....	2.000
455.	Arkansas .....	Upgrade US Rt. 412, Mountain Home to Missouri State line .....	10.000
456.	California .....	Upgrade access road to Mare Island .....	1.000
457.	California .....	Construct Prunedale Bypass segment of U.S. 101, Monterey Co. ....	2.200
458.	Illinois .....	Rehabilitate and upgrade 87th Street Station to improve intermodal access .....	2.362
459.	Wisconsin .....	Upgrade US Rt. 10 between Waupaca to US Rt. 41 .....	8.000
460.	Minnesota .....	Construct railroad crossing connecting University of MN with City of Crookston .....	0.200
461.	Wisconsin .....	Construct Eau Claire Bypass project .....	8.000
462.	Illinois .....	Resurface 63rd Street from Western Avenue to Wallace, Chicago .....	0.750
463.	New York .....	Reconstruct Chili Ave. between W. City Line and West Ave., Rochester .....	1.600
464.	West Virginia	Construct I-81 interchange, Martinsburg .....	5.300
465.	Texas .....	Construct transportation improvements as part of redevelopment of Kelly AFB, San Antonio .....	5.000
466.	Oregon .....	Construct roundabout at intersection of Highway 101 and Highway 202, Clatsop Co. ....	0.400
467.	Oregon .....	Construct bike path improvements between W.D. Street to south parking lot in Island Park and bicycle/pedestrian facility between Island Park path to the Willamalane Senior Center, Springfield .....	0.100
468.	Ohio .....	Undertake multimodal transportation improvements, Dayton .....	2.750
469.	Massachusetts	Upgrade Rt. 3 between Rt. 128/I-95 to Massachusetts and New Hampshire State Line .....	8.200
470.	Texas .....	Conduct MIS for Multimodal Downtown Improvement Project, San Antonio .....	1.000
471.	California .....	Construct improvements to Route 101/Lost Hills Road interchange, Calabasas .....	5.790
472.	Florida .....	Construct John Young Parkway/I-4 interchange ..	8.000
473.	Texas .....	Reconstruct FM 364 between Humble Road and I-10, Beaumont .....	4.800
474.	Texas .....	Construct Austin to San Antonio Corridor .....	9.500
475.	Texas .....	Construct East Loop, Brownsville .....	1.000

			[Dollars in Millions]
476.	Illinois .....	Upgrade South Lake Shore Drive between 47th and Hayes, Chicago .....	7.800
477.	Alabama .....	Construct Finley Ave. Extension East project .....	3.900
478.	Tennessee .....	Implement middle Tennessee alternative transportation system along the Stones River .....	9.500
479.	Hawaii .....	Construct improvements to H-1 between the Waiawa interchange and the Halawa interchange .....	2.000
480.	New Jersey ....	Upgrade Industrial Road between Carteret and Woodbridge Township .....	3.000
481.	Minnesota .....	Restore MN Transportation facility, Jackson Street Roundhouse, St. Paul .....	1.000
482.	Hawaii .....	Construct Kawahihee Bypass .....	1.000
483.	Georgia .....	Upgrade U.S. Rt. 19 between Albany and Thomaston .....	5.000
484.	Michigan .....	Upgrade M-15 from I-75 north to the Genesee County line .....	0.500
485.	Georgia .....	Upgrade Lithonia Industrial Boulevard, DeKalb Co. ....	0.500
486.	Michigan .....	Upgrade Walton Blvd. between Dixie and Sashabaw, Oakland Co. ....	2.000
487.	Kentucky .....	Reconstruct Liberty and Todd Roads, Lexington ..	8.000
488.	North Carolina	Construct Charlotte Western Outer Loop freeway, Mecklenburg Co. ....	16.000
489.	Tennessee .....	Construct Crosstown Greenway/Bikeway, Springfield .....	3.200
490.	North Carolina	Construct segment of I-74 between Maxton Bypass and NC 710, Robeson Co. ....	2.000
491.	Pennsylvania ..	Construct enhancements and related measures, including purchase of vans for reverse commutes, to intermodal facility located at intersection of 52nd and Lancaster Ave., Philadelphia .....	4.000
492.	Illinois .....	Undertake Industrial Transportation Improvement Program in Chicago .....	4.350
493.	Illinois .....	Resurface S. Chicago Ave. From 71st to 95th Streets, Chicago .....	1.060
494.	Texas .....	Upgrade US Rt. 59 between US 281 to I-37 .....	16.000
495.	Tennessee .....	Construct Stones River Greenway, Davidson .....	7.200
496.	South Carolina	Construct Calhoun/Clarendon Causeway .....	10.000
497.	Tennessee .....	Construct U.S. 40 bypass, Madison Co. ....	2.000
498.	Mississippi ....	Upgrade Land Fill Road, Panola Co. ....	1.000
499.	Illinois .....	Construct elevated walkway between Centre Station and arena .....	1.200
500.	New Jersey ....	Construct interchange improvements and flyover ramps at I-80W to Route D23N in Passaic Co. ....	10.000
501.	Illinois .....	Construct new entrance to Midway Airport Terminal .....	6.500
502.	North Dakota	Construct Jamestown bypass .....	4.800
503.	Illinois .....	Resurface 95th St. between Western Ave. and Stony Island Blvd., Chicago .....	3.120
504.	Massachusetts	Upgrade Rt. 9/Calvin Coolidge Bridge, Hadley ....	10.000
505.	Oregon .....	Acquire and renovate facility to serve as multimodal transportation center, Eugene .....	3.590
506.	Tennessee .....	Upgrade SR 386 between US 31 to the Gallatin Bypass, Sumner Co. ....	3.440
507.	American Samoa.	Construct drainage system improvements associated with highway construction on Tutilla Island, American Samoa .....	5.000
508.	Ohio .....	Replace I-280 bridge over Maumee River, Toledo area .....	24.000
509.	Pennsylvania ..	Improve access to McKeesport-Duquesne Bridge ....	2.268
510.	Wisconsin .....	Upgrade State Highway 29 between Green Bay and Wausau .....	12.000

			[Dollars in Millions]
511.	California .....	Construct State Route 905 between I-805 and the Otay Mesa Border Crossing, San Diego Co. ....	25.000
512.	California .....	Undertake median improvements along E. 14th St., San Leandro .....	1.000
513.	Virginia .....	Conduct preliminary engineering on I-73 between Roanoke and Virginia/North Carolina State line .....	4.000
514.	Illinois .....	Upgrade industrial park road in Village of Sauget	4.500
515.	Massachusetts	Construct TeleCom Boulevard with access via Commercial Street and Corporation Way to the west of Malden River and with access via Santilli Highway to the east of the river in Everett, Medford and Malden .....	7.000
516.	Rhode Island ..	Construct Blackstone River Bikeway .....	3.455
517.	Oregon .....	Construct intermodal station, Clackamas Co. ....	0.600
518.	Illinois .....	Rehabilitate Western Springs Arterial Roadway, Cook Co. ....	0.825
519.	California .....	Implement enhanced traffic access between I-10, area hospitals and southern portion of Loma Linda .....	2.000
520.	Maine .....	Replace Ridlonville Bridge across Androscoggin River .....	1.500
521.	New York .....	Capital improvements for the Red Hook Barge in NY/NJ for the Port Authority of NY/NJ .....	5.000
522.	Oregon .....	Construct bike path between Terry Street and Greenhill Road, Eugene .....	1.500
523.	Texas .....	Conduct pipeline express study through Texas Transportation Institute (A&M University) .....	1.500
524.	North Carolina	Construct segment of Raleigh Outer Loop, Wake Co. ....	2.700
525.	North Carolina	Construct segment of new freeway, including right-of-way acquisition, between East of US 401 to I-95, and bridge over Cape Fear River ..	16.000
526.	Kentucky .....	Construct Newton Pike Extension between West Main St. to South Limestone in Lexington .....	8.000
527.	Indiana .....	Extend SR 149 between SR 130 to US Rt. 30, Valparaiso .....	4.000
528.	California .....	Implement safety and congestion mitigation improvements along Pacific Coast Highway, Malibu .....	0.650
529.	Maryland .....	Upgrade I-95/I-495 interchange at Ritchie Marlboro Rd., Prince Georges .....	4.800
530.	Michigan .....	Construct arterial connector between US41/M28 and Co. Rd. 480, Marquette .....	0.500
531.	Ohio .....	Construct SR 711 connector four-lane limited access highway in Mahoning Co. ....	25.000
532.	Illinois .....	Study for new bridge over Mississippi River with terminus points in St. Clair County and St. Louis, MO. ....	1.400
533.	Michigan .....	Upgrade Three Mile Road, Grand Traverse .....	1.000
534.	Wisconsin .....	Construct Abbotsford Bypass .....	6.000
535.	North Carolina	Upgrade US 13/NC11 (including Bethel bypass) in Pitt and Edgecombe .....	2.000
536.	New Jersey ....	Construct highway connector between Interstate Route 1&9 (Tonelle Ave.) and the New Jersey Turnpike at Secaucus Intermodal Transfer Rail Station .....	5.000
537.	Iowa .....	Reconstruct US Highway 218 between 7th and 20th Streets including center turn lane from Hubenthal Place to Carbide Lane, Keokuk .....	2.500
538.	Minnesota .....	Construct grade crossing improvements, Morrison County .....	1.800
539.	California .....	Upgrade Bristol St., Santa Ana .....	7.000

			[Dollars in Millions]
540.	Illinois .....	Undertake access improvements to U.S. Rt. 41, Chicago .....	3.750
541.	Illinois .....	Reconstruct Dixie Highway, Harvey .....	0.494
542.	Minnesota .....	Upgrade CSAH between TH324 and Snake River .....	1.200
543.	California .....	Rehabilitate B Street between Foothill Blvd. and Kelly St., Hayward .....	0.700
544.	Illinois .....	Construct improvements to Pleasant Hill Road, Carbondale .....	3.500
545.	Mississippi .....	Construct access improvements to various roads, Humphreys Co. ....	1.000
546.	Michigan .....	Construct safety enhancements at rail crossings, Linden, Fenton, Swartz Creek and Gaines .....	1.000
547.	Maryland .....	Implement city-wide signal control system replacements and improvements in Baltimore .....	17.700
548.	Michigan .....	Construct road drainage improvements, Suttons Bay Village .....	0.240
549.	West Virginia .....	Upgrade Route 10 between Logan and Man .....	50.000
550.	California .....	Construct Gene Autry Way/I-5 Access project, Anaheim .....	9.000
551.	Tennessee .....	Reconstruct US 79 between Milan and McKenzie .....	4.000
552.	Illinois .....	Reconstruct Midlothian Turnpike, Robbins .....	0.288
553.	California .....	Construct connector between I-5 and SR 113 and reconstruct I-5 interchange with Road 102, Woodland .....	11.500
554.	Massachusetts .....	Reconstruct Route 2/Jackson Road interchange, Lancaster .....	3.600
555.	California .....	Construct Airport Blvd. interchange in Salinas .....	8.000
556.	California .....	Construct Third Street South Bay Basin Bridge, San Francisco .....	12.500
557.	Minnesota .....	Reconstruct CSAH 48 extension, Brainerd/Baxter .....	0.320
558.	Florida .....	Upgrade U.S. 319 between Four Points and Oak Ridge Road, Tallahassee .....	4.000
559.	Connecticut .....	Reconstruct I-84 between vicinity of Route 69 in Waterbury and Marion Avenue in Southington .....	6.000
560.	California .....	Upgrade Riverside Avenue/I-10 interchange, Rialto .....	0.925
561.	Illinois .....	Consolidate rail tracks and eliminate grade crossings as part of Gateway Intermodal Terminal access project .....	1.500
562.	Pennsylvania .....	Construct Robinson Town Centre intermodal facility .....	2.700
563.	North Carolina .....	Construct bridge over Chockoyotte Creek in Halifax Co. ....	1.800
564.	Texas .....	Investigate strategies to reduce congestion and facilitate access at the international border crossing in Roma .....	0.250
565.	Hawaii .....	Construct Waimea Bypass .....	1.000
566.	Oregon .....	Reconstruct I-5/Beltline Road interchange .....	3.000
567.	Ohio .....	Construct Intermodal Industrial Park in Wellsville .....	2.040
568.	Ohio .....	Upgrade Route 82, Strongsville .....	7.000
569.	California .....	Construct pedestrian promenade, Pismo Beach .....	0.200
570.	Dist. of Col. ....	Conduct MIS of light rail corridors, D.C. ....	1.000
571.	California .....	Upgrade I-680 Corridor, Alameda Co. ....	10.000
572.	Ohio .....	Construct new bridge over Muskingum River and highway approaches, Washington County .....	2.000
573.	Massachusetts .....	Construct improvements along Route 18 to provide for access to waterfront and downtown areas, New Bedford .....	12.000
574.	Minnesota .....	Upgrade Cross-Range Expressway between Coleraine to CSAH 7 .....	6.000
575.	Illinois .....	Construct transportation improvements to Industrial Viaduct, Chicago .....	1.500

			[Dollars in Millions]
576.	Pennsylvania ..	Construct American Parkway Bridge project in Allentown .....	4.000
577.	Pennsylvania ..	Replace Grant Street Bridge, New Castle .....	2.400
578.	Illinois .....	Extend South 74th Street, Belleville .....	0.500
579.	California .....	Construct Phase 3 of Alameda Street project, Los Angeles .....	6.000
580.	New York .....	Rehabilitate Third Avenue Bridge over Harlem River, New York City .....	1.470
581.	West Virginia	Upgrade Route 2 in Cabell Co., including the relocation of Route 2 to provide for a connection to I-64 (Merrick Creek Connector) .....	25.000
582.	Minnesota .....	Construct Shepard Road/Upper Landing interceptor, St. Paul .....	3.000
583.	Illinois .....	Construct improvements to segment of Town Creek Road, Jackson Co. ....	1.300
584.	Minnesota .....	Complete construction of Forest Highway 11, Lake Co. ....	5.000
585.	Ohio .....	Construct access and related improvements to Downtown Riverfront Area, Dayton .....	4.900
586.	Minnesota .....	Replace Sauk Rapids Bridge over Mississippi River, Stearns and Benton Counties .....	10.300
587.	Ohio .....	Replace Jacobs Road Bridge, Mahoning Co. ....	2.000
588.	North Carolina	Make improvements to I-95/SR-1162 interchange in Johnston Co. ....	3.200
589.	Oregon .....	Rehabilitate Broadway Bridge in Portland .....	10.000
590.	Minnesota .....	Construct Trunk Highway 169 Causeway, Itasca Co. ....	8.100
591.	Minnesota .....	Construct Cass County Public Trails Corridors ....	0.240
592.	Tennessee .....	Construct park and ride intermodal centers for Nashville/Middle Tennessee Commuter Rail .....	8.000
593.	California .....	Construct bicycle path, Calabasas .....	0.500
594.	Mississippi .....	Upgrade Hampton Lake Road, Tallahatchie Co. ..	0.880
595.	Michigan .....	Upgrade M.L. King Drive, Genesee Co. ....	2.000
596.	Michigan .....	Facilitate access between I-75 and Soo Locks through road reconstruction, bikepath construction and related improvements, Sault Ste. Marie .....	1.000
597.	New York .....	Construct Midtown West Intermodal Ferry Terminal, New York City .....	5.000
598.	Michigan .....	Construct Jackson Road project (demonstrating performance of paper and plastic reinforced concrete), Scio Township .....	4.600
599.	Alabama .....	Upgrade Opoto-Madrid Blvd., Birmingham .....	1.400
600.	Michigan .....	Reconstruct Bagley Street and improve Genschaw Road, Alpena .....	0.600
601.	Texas .....	Reconstruct State Highway 87 between Sabine Pass and Bolivar Peninsula, McFadden Beach .....	1.294
602.	Arkansas .....	Construct Baseline Road RR grade separation, Little Rock .....	5.000
603.	Louisiana .....	Construct I-10/Louisiana Ave. interchange .....	8.000
604.	Oregon .....	Construct regional multimodal transportation center in Albany .....	10.320
605.	Oregon .....	Repair Coos Bay rail bridge, Port of Coos Bay ....	5.500
606.	Illinois .....	Upgrade Illinois 336 between Illinois 61 to south of Loraine .....	5.100
607.	Illinois .....	Right-of-way acquisition for segment of Alton Bypass between Illinois 143 to Illinois 140 near Alton .....	4.000
608.	Oregon .....	Restore the Historic Columbia River Highway including construction of a pedestrian and bicycle path under I-84 at Tanner Creek and restoration of the Tanner Creek and Moffett Creek bridges .....	2.000

			[Dollars in Millions]
609.	New Jersey .....	Reconstruct intermodal transportation facility on Bergenline Ave., Union City .....	4.000
610.	Tennessee .....	Upgrade US 231 between SR 268 and Walter Hill, Rutherford .....	5.100
611.	Minnesota .....	Extend County State Highway 61 extension into Two Harbors .....	0.800
612.	Mississippi .....	Upgrade roads, Washington Co. ....	4.410
613.	Michigan .....	Upgrade M-24 from I-75 to the northern Oakland Co. border .....	0.500
614.	Washington .....	Construct Sequim/Dungeness Valley trail project ..	1.000
615.	California .....	Construct HOV lane and bicycle lane within the Glendale Blvd. corridor in Los Angeles .....	16.000
616.	Michigan .....	Upgrade Groveland Mine Road, Dickinson .....	0.500
617.	Pennsylvania ..	Upgrade Route 219 between Meyersdale and Somersets .....	5.000
618.	Texas .....	Upgrade IH-30 between Dallas and Ft. Worth .....	29.000
619.	Florida .....	Upgrade U.S. 319 between I-10 and the Florida/George State line .....	4.000
620.	Rhode Island ..	Construct Rhode Island Greenways and Bikeways projects with of the amount provided \$5,700,000 for the Washington Secondary Bikepath, and \$2,100,000 for the South County Bikepath Phase 2 .....	7.800
621.	Texas .....	Conduct feasibility study on upgrading SH 16 in South Texas. ....	0.250
622.	Virginia .....	Construct road improvement, trailhead development and related facilities for Haysi to Breaks Interstate Bicycle and Pedestrian Trail between Haysi and Garden Hole area of Breaks Interstate Park .....	0.250
623.	Minnesota .....	Upgrade CSAH 16 between TH 53 and CSAH 4 .....	5.400
624.	Minnesota .....	Construct bicycle and pedestrian facility (Mesabi Trail), St. Louis County .....	3.000
625.	Ohio .....	Construct Black River Intermodal Center, Lorain .....	2.400
626.	Pennsylvania ..	Reconstruct structures and adjacent roadway, Etna and Aspenwall (design and right-of-way acquisition phases), Allegheny Co. ....	3.700
627.	Florida .....	Construct safety improvements and beautification along U.S. 92, Daytona Beach .....	3.000
628.	Georgia .....	Undertake major arterial enhancements in DeKalb Co. with the amount provides as follows: \$7,000,000 for Candler Rd., \$7,500,000 for Memorial Highway and \$900,000 for Bufford Highway .....	15.400
629.	Minnesota .....	Construct highway construction between Highway 494 and Carver Co. Rd. 147 .....	4.000
630.	California .....	Construct improvements to Harry Bridges Blvd., Los Angeles .....	9.100
631.	California .....	Extend Route 46 expressway in San Luis Obispo Co. ....	8.000
632.	Michigan .....	Upgrade M-84 connector between Tittabawasee Rd. and M-13, Bay and Saginaw Counties .....	16.180
633.	California .....	Construct I-380 connector between Sneath Lane and San Bruno Ave., San Bruno .....	2.800
634.	Maryland .....	Reconstruct segment of Baltimore Beltway between U.S. 1 and I-70 .....	9.000
635.	Ohio .....	Construct interchange at SR 11 and King Graves Rd. in Trumbull Co. ....	4.800
636.	Tennessee .....	Construct Franklin Road interchange and bypass .....	2.000
637.	Arkansas .....	Construct access routes between interstate highway, industrial park and Slackwater Harbor, Little Rock .....	1.000
638.	California .....	Upgrade I-880, Alameda .....	10.000
639.	Maine .....	Upgrade Route 11 .....	4.000

			[Dollars in Millions]
640.	Minnesota .....	Upgrade 77th St. between I-35W and 24th Ave. to four lanes in Richfield .....	22.800
641.	Rhode Island ..	Reconstruct Pawtucket Ave. and Wilcott St., Pawtucket .....	1.500
642.	Ohio .....	Construct grade separations at Fitch Road in Olmsted Falls .....	5.000
643.	New Jersey ....	Upgrade Market St./Essex St. and Rochelle Ave./Main St. to facilitate access to Routes 17 and 80, Bergen Co. ....	5.000
644.	Alabama .....	Construct improvements to Ensley Avenue between 20th St. and Warrior Rd., Birmingham .....	1.000
645.	California .....	Seismic retrofit of Golden Gate Bridge .....	2.000
646.	Illinois .....	Extend Rogers Street to mitigate congestion, Waterloo .....	1.900
647.	Massachusetts	Construct I-95/I-93 interchange, Boston .....	5.000
648.	Minnesota .....	Upgrade TH 13 between TH 77 and I-494 .....	2.000
649.	Indiana .....	Upgrade Ridge Road between Griffith and Highland .....	4.400
650.	California .....	Construct bikeways, Santa Maria .....	0.512
651.	Pennsylvania ..	Upgrade PA 61 between PA 895 and SR 2014, Schuylkill Co. ....	8.000
652.	Pennsylvania ..	Construct road connector and bridge over Allegheny River to link New Kensington with Allegheny Valley Expressway .....	5.000
653.	Alabama .....	Replace pedestrian bridges at Village Creek and Valley Creek, Birmingham .....	0.100
654.	Arkansas .....	Upgrade U.S. 65 in Faulkner and Van Buren Counties .....	4.000
655.	Illinois .....	Reconstruct U.S. 6, Harvey .....	1.660
656.	Texas .....	Construct improvements along US 69 including frontage roads, Jefferson Co. ....	7.680
657.	North Carolina	Relocate US 1 from north of Lakeview to SR 1180, Moore and Lee Counties .....	7.300
658.	Massachusetts	Reconstruct Bates Bridge over Merrimack River ...	4.000
659.	Oregon .....	Design and engineering for Newberg-Dundee Bypass .....	0.500
660.	Massachusetts	Construct Packets Landing Enhancement and Restoration Project, Town of Yarmouth .....	1.000
661.	Massachusetts	Construct roadway improvements on Crosby Drive and Middlesex Turnpike, Beford, Burlington and Billerica .....	7.717
662.	Tennessee .....	Construct SR22 Bypass, Obion Co. ....	10.000
663.	Indiana .....	Reconstruct US Rt. 231 between junction of State Road 66 to Dubois Co. line .....	4.500
664.	Massachusetts	Upgrade Lowell Street between Woburn Street and Route 38, Town of Wilmington .....	1.440
665.	New York .....	Redesign Grand Concourse to enhance traffic flow and related enhancements between E. 161st St. and Fordham Rd., New York City .....	13.000
666.	Massachusetts	Upgrade Spring St. between Bank and Latham Streets, Williamstown .....	2.000
667.	Massachusetts	Construct bikeway between Blackstone and Worcester .....	8.000
668.	Indiana .....	Repair signal wires, grade-crossing warning devices and other safety protections along South Shore Railroad between Gary and Michigan City .....	0.700
669.	Hawaii .....	Upgrade Puuloa Road between Kamehameha Highway and Salt Lake Blvd. ....	9.000
670.	California .....	Upgrade call boxes throughout Santa Barbara County .....	1.500
671.	Missouri .....	Upgrade Route 6 between I-29 and Route AC, St. Joseph .....	5.000

			[Dollars in Millions]
672.	Tennessee .....	Upgrade Briley Parkway between McGavock Pike and I-65 .....	9.000
673.	Wisconsin .....	Upgrade Highway 151 between Platteville and Dubuque .....	8.000
674.	Michigan .....	Construct Detroit Metropolitan/Wayne County South Access Road .....	20.000
675.	Missouri .....	Upgrade Route 36 between Hamilton and Chillicothe .....	20.000
676.	Pennsylvania ..	Extend Martin Luther King Busway, Alleghany Co. ....	2.200
677.	Illinois .....	Study upgrading Illinois 13/127 between Murphysboro and Pinckneyville .....	2.100
678.	Pennsylvania ..	Construct access to site of former Philadelphia Naval Shipyard and Base, Philadelphia .....	2.000
679.	California .....	Construct extension of State Route 180 between Rt. 99 and the Hughes/West Diagonal .....	8.000
680.	Iowa .....	Construct overpass to eliminate railroad crossing in Burlington .....	3.475
681.	West Virginia	Construct Riverside Expressway, Fairmont .....	36.000
682.	Massachusetts	Construct South Weymouth Naval Air Station Connectivity Improvements .....	16.300
683.	Ohio .....	Construct Eastern US Rt. 23 bypass of Portsmouth .....	5.000
684.	Texas .....	Construct highway-rail-marine intermodal project, Corpus Christi .....	11.000
685.	Illinois .....	Construct Central Ave.-Narragansett Ave. connector, Chicago .....	8.700
686.	Massachusetts	Preliminary design of Route 2 connector to downtown Fitchburg .....	2.000
687.	Connecticut ....	Implement Trinity College Area road improvements, Hartford .....	6.810
688.	New Jersey ....	Construct Collingswood Circle eliminator, Camden .....	8.000
689.	Virginia .....	Upgrade Virginia Route 10, Surrey Co. ....	1.000
690.	Alabama .....	Construct repairs to viaducts connecting downtown and midtown areas, Birmingham .....	0.600
691.	Connecticut ....	Replace Windham Road bridge, Windham .....	2.000
692.	Maine .....	Implement rural ITS .....	0.250
693.	Tennessee .....	Construct SR22 Bypass, Obion Co. ....	10.000
694.	Ohio .....	Construct Black River intermodal transportation center .....	5.600
695.	California .....	Construct the South Central Los Angeles Exposition Park Intermodal Urban Access Project in Los Angeles .....	26.000
696.	Georgia .....	Upgrade I-75 between the Crisp/Dooly Co. line to the Florida State line .....	11.000
697.	California .....	Construct bicycle paths as part of regional system, Agoura Hills .....	0.100
698.	Massachusetts	Construct bicycle and pedestrian facility (The Riverwalk), Peabody .....	1.440
699.	California .....	Construct I-5 rail grade crossings between I-605 and State Route 91, Los Angeles and Orange Counties .....	20.120
700.	California .....	Construct tunnel with approaches as part of Devils Slide project in San Mateo Co. ....	8.000
701.	Texas .....	Construct US Highway 59 railroad crossing overpass in Texarkana .....	3.500
702.	South Carolina	Construct improvements to I-95/SC 38 interchange .....	9.000
703.	Texas .....	Construct Cleveland Bypass .....	13.500
704.	Illinois .....	Rehabilitate WPA Streets in Chicago .....	4.700
705.	California .....	Implement ITS technologies in Employment Center area of City of El Segundo .....	3.550

			[Dollars in Millions]
706.	California .....	Construct grade-separated bicycle path along Los Angeles River between Fulton Ave. to the vicinity of Sepulveda Blvd. and the Sepulveda Basin Recreation Area, Los Angeles .....	1.600
707.	Michigan .....	Replace Barton Rd./M-14 interchange, Ann Arbor	1.000
708.	Missouri .....	Upgrade Mo. Rt. 150, Jackson Co. ....	3.000
709.	Michigan .....	Construct M-24 Corridor from I-69 to southern Lapeer County .....	4.000
710.	Virginia .....	Upgrade Route 58 from Stuart up Lovers' Leap Mountain towards Carroll Co. ....	7.000
711.	Massachusetts	Implement Cape and Islands Rural Roads Initiative, Cape Cod .....	0.500
712.	New York .....	Rehabilitate Broadway Bridge, New York City ....	1.470
713.	Massachusetts	Implement Phase II of unified signage system, Essex Co. ....	0.391
714.	Arizona .....	Design, engineering and ROW acquisition for Area Service Highway, Yuma .....	1.000
715.	Alabama .....	Construct Decatur Southern Bypass .....	2.000
716.	California .....	Construct new I-95 interchange with Highway 99W, Tehama Co. ....	2.200
717.	New York .....	Study transportation improvements for segments of Hutchinson River Parkway and New England Thruway which pass through the Northeast Bronx .....	0.750
718.	California .....	Construct Alameda Corridor East, San Gabriel Valley .....	2.940
719.	Massachusetts	Reconstruct Pleasant Street-River Terrace, Holyoke .....	1.600
720.	Mississippi ....	Upgrade Alva-Stage Rd., Montgomery Co. ....	1.500
721.	New York .....	Upgrade Frederick Douglas Circle, New York City	14.650
722.	West Virginia	Construct New River Parkway .....	6.000
723.	Illinois .....	Upgrade Wood Street between Little Calumet River to 171st St., Dixmore, Harvey, Markham, Hazel Crest .....	0.990
724.	Michigan .....	Improve Hoban Road and Grand Avenue, City of Mackinac Island .....	1.120
725.	Oregon .....	Construct South Rivergate rail overcrossing in Portland .....	13.000
726.	Mississippi ....	Upgrade West County Line Road, City of Jackson	11.000
727.	Massachusetts	Implement directional signage program between Worcester CBD and regional airport .....	0.600
728.	California .....	Upgrade D Street between Grand and Second Streets, Hayward .....	1.200
729.	Pennsylvania ..	Construction of noise barriers along State Route 28, Aspinwall .....	0.800
730.	Michigan .....	Upgrade Tittabawasee Road between Mackinaw Road and Midland Road, Saginaw Co. ....	4.000
731.	South Carolina	Construct North Charleston Regional Intermodal Center .....	4.500
732.	Ohio .....	Upgrade SR 7 (Eastern Ave.) to improve traffic flow into Gallipolis, Gallia Co. ....	2.000
733.	California .....	Modify HOV lanes, Marin Co. ....	7.000
734.	Minnesota .....	Construct Highway 210 trail/underpass, Brainerd/Baxter .....	0.640
735.	Pennsylvania ..	Design, engineer, ROW acquisition and construct the Wilkes-Barre/Scranton International Airport Access Road between Route 315 and the airport .....	2.000
736.	Tennessee .....	Construct greenway and bicycle path corridor, City of White House .....	3.800
737.	Texas .....	Upgrade Highway 271 between Paris and Pattonville .....	2.000
738.	North Carolina	Upgrade NC 48 in Halifax and Northampton Counties .....	1.500

			[Dollars in Millions]
739.	Connecticut .....	Revise interchange ramp on to Route 72 northbound from I-84 East in Plainville, Connecticut .....	3.750
740.	California .....	Improve Mission Boulevard in San Bernardino, California .....	8.500
741.	Ohio .....	Widen and reconstruct State Route 82 from Lorain/Cuyahoga County line to I.R. 77. ....	8.000
742.	Tennessee .....	Widen US-321 from Kinzel Springs to Wean Valley Road .....	9.100
743.	New Hampshire.	Construct Orford Bridge .....	3.400
744.	Oklahoma .....	Reconstruct US-70 in Marshall and Bryan Counties .....	0.200
745.	Washington .....	Widen SR522 from SR-9 to Paradise Lake Road .....	4.000
746.	New York .....	Improve Cross Westchester Expressway .....	1.000
747.	Pennsylvania ..	Improve US 22/Canoe Creek Blair County .....	2.000
748.	Missouri .....	Upgrade US-60 in Carter County, Missouri. ....	27.000
749.	Ohio .....	Relocate State Route 60 from Zanesville to Dresden, Muskingum County .....	1.500
750.	Pennsylvania ..	Construct PA 16 Truck climbing lane in Franklin County .....	1.000
751.	Indiana .....	Conduct railroad relocation study in Muncie .....	0.060
752.	Pennsylvania ..	Construct highway-transit transfer facility in Lemoyne .....	2.000
753.	Georgia .....	Construct surface transportation facilities along Atlanta-Griffin-Macon corridor .....	39.000
754.	Louisiana .....	Improve US-165 from Alexandria to Monroe .....	40.000
755.	Ohio .....	Upgrade US-30 from Wooster to Riceland .....	15.000
756.	Washington .....	Construct Edmonds Crossing Multi-modal transportation project in Edmonds, Washington. ....	5.000
757.	Indiana .....	Remove and replace Walnut Street in Muncie .....	2.140
758.	Pennsylvania ..	Improve South Central Business Park in Fulton County .....	1.000
759.	Pennsylvania ..	Construct exit ramp on I-180 at State Route 2049 in Williamsport .....	10.500
760.	Washington .....	Construct pedestrian access and safety on Deception Pass Bridge, Deception Pass State Park, Washington .....	1.000
761.	Illinois .....	Improve and construct grade separation on Cockrell Lane in Springfield .....	2.400
762.	Virginia .....	Construct the Kemper Street Station connector road in Lynchburg .....	2.000
763.	Oklahoma .....	Reconstruct and widen I-40 Crosstown Bridge and Realignment in downtown Oklahoma City, including demolition of the existing bridge, vehicle approach roads, interchanges, intersections, signalization and supporting structures between I-35 and I-44. ....	97.050
764.	New Mexico .....	Improve I-25 at Raton Pass .....	10.000
765.	California .....	Reconstruct La Loma Bridge in Pasadena .....	3.000
766.	New York .....	Conduct traffic calming study on National Scenic Byway Route 5 in Hamburg .....	0.100
767.	Pennsylvania ..	Improve PA-8 between Cherry Tree and Rynd Farm .....	6.400
768.	Alabama .....	Construct Historic Whistler Bike Trail in Prichard, Alabama .....	0.670
770.	Alaska .....	Construct capital improvement to the Alaska Marine Highway and related facilities: \$6,000,000 for Seward, \$3,000,000 for Ketchikan and \$3,000,000 for Hollis .....	12.000
771.	Connecticut .....	Rehabilitate Route 202 bridge in New Milford, Connecticut .....	2.700
772.	Wisconsin .....	Construct U.S. Highway 10, Fremont to Appleton .....	4.000

			[Dollars in Millions]
773.	Texas .....	Conduct major investment study for Outer Loop freeway extension between I-35 West at State Highway 170 and State Highway 199 in Tarrant County .....	0.500
774.	Pennsylvania ..	Reconfigure US-13/Pennsylvania Turnpike interchange .....	2.230
775.	Washington .....	Construct Washington Pass visitor facilities on North Cascades Highway .....	1.200
776.	Washington .....	Improve Huntington Avenue South in Castle Rock .....	0.750
777.	California .....	Construct Centennial Transportation Corridor .....	21.000
778.	Kentucky .....	Extend Hurstbourne Parkway from Bardstown Road to Fern Valley Road .....	8.560
779.	Pennsylvania ..	Eliminate 16 at-grade rail crossings through Erie .....	8.000
780.	California .....	Construct Cabot-Camino Capistrano Bridge project in Southern Orange County .....	2.000
781.	Utah .....	Widen 106th South from I-15 to Bangerter Highway in South Jordan .....	5.000
782.	Ohio .....	Upgrade 11 warning devices on the rail north/south line from Toledo to Deshler .....	1.100
783.	Washington .....	Construct Port of Kalama River Bridge .....	0.900
784.	California .....	Improve Folsom Boulevard—Highway 50 in the city of Folsom .....	4.000
785.	New Hampshire.	Construct the Broad Street Parkway in Nashua ..	16.300
786.	New York .....	Construct County Road 93 between NYS 27 and NYS 454. ....	0.515
787.	Washington .....	Improve Clinton Ferry Terminal in Clinton .....	7.750
788.	Illinois .....	Construct Riverfront pedestrian walkway in Peoria .....	0.050
789.	Colorado .....	Construct alternative truck route in Montrose .....	5.600
790.	New York .....	I-87 Noise Abatement Program .....	10.000
791.	New Jersey .....	Construct Toms River bridge project connecting Dover and South Toms River Borough .....	3.000
792.	California .....	Install SiliconValley Smart Corridor project along the I-880 corridor .....	4.860
793.	Illinois .....	Construct Veterans Parkway from Eastland Drive to Commerce Parkway in Bloomington .....	11.040
794.	Pennsylvania ..	Construct Drexel University Infrastructure Research Facility roadway improvements .....	1.000
795.	New Jersey .....	Widen Route 1 from Pierson Avenue to Inman Avenue in Middlesex County .....	7.000
796.	Michigan .....	Construct US-131 Cadillac Bypass project .....	5.000
797.	New Hampshire.	Reconstruct US-3 Carroll town line 2.1 miles north .....	2.000
798.	Texas .....	Upgrade State Highway 35 Houston District Brazoria County .....	12.000
799.	Tennessee .....	Construct US-27 from State Road 61 to Morgan County line .....	5.500
800.	Pennsylvania ..	Install citywide signalization (SAMI) project in Lebanon .....	1.000
801.	Maryland .....	Upgrade US-113 north of US-50 to MD-589 in Worcester County, Maryland .....	24.000
802.	Louisiana .....	Construct Florida Expressway in St. Bernard and Orleans Parishes .....	0.200
803.	Colorado .....	Construct I-25 truck lane from Lincoln Avenue to Castle Pines Parkway in Douglas County .....	3.000
804.	Oklahoma .....	Conduct study of Highway 3 in McCurtain, Pushmataha and Atoka Counties. ....	0.300
805.	Texas .....	Reconstruct intermodal connectors on Highway 78 and Highway 544 in Wylie .....	10.000
806.	Georgia .....	Construct noise barriers on the westside of I-185 between Macon Road and Airport Thruway and on I-75 between Mt. Zion Road and Old Dixie Highway in the Atlanta area .....	1.000

			[Dollars in Millions]
807.	Arkansas .....	Construct the Ashdown Bypass/Overpass in Ashdown .....	5.000
808.	Illinois .....	Construct Peoria City River Center parking facility in Peoria .....	4.000
809.	Arkansas .....	Study and construct a multi-modal facility Russellville, Arkansas. ....	1.000
810.	Washington .....	Design and implement report and environmental study of the I-5 corridor in Everett, Washington .....	1.000
811.	Pennsylvania ..	Construct Newton Hamilton SR 3021 over Juniata River in Mifflin County .....	2.000
812.	Texas .....	Widen State Highway 6 from from Senior Road to FM521 .....	12.100
813.	South Dakota	Construct Eastern Dakota Expressway (Phase I)	15.790
814.	Kentucky .....	Construct necessary connections for the Taylor Southgate Bridge in Newport and the Clay Wade Bailey Bridge in Covington .....	9.500
815.	Washington .....	Construct traffic signals on US-2 at Olds Owens Road and 5th Street in Sultan, Washington. ....	0.257
816.	Minnesota .....	Widen Trunk Highway 14/52 from 75th Street, NW to Trunk Highway 63 in Rochester .....	13.000
817.	New Jersey .....	Improve Old York Road/Rising Run Road intersection in Burlington .....	6.640
818.	Pennsylvania ..	Construct I-81 noise abatement program in Dauphin County .....	0.640
819.	Alabama .....	Construct Crepe Myrtle Trail near Mobile, Alabama .....	1.600
820.	California .....	Construct SR-78/Rancho Del Oro interchange in Oceanside .....	5.000
821.	New Jersey .....	Improve grade separations on the Garden State Parkway in Cape May County, New Jersey. ....	14.000
822.	Pennsylvania ..	Construct Western Innerloop from PA-26 to State Route 3014 .....	3.600
823.	Kansas .....	Widen US-169 in Miami County .....	13.500
824.	New Hampshire.	Construct Hindsale Bridge .....	3.000
825.	Washington .....	Construct I-5 interchanges in Lewis County .....	6.650
826.	Georgia .....	Widen Georgia Route 6/US-278 in Polk County ..	10.888
827.	Pennsylvania ..	Improve access and interchange from I-95 to the international terminal at Philadelphia International Airport .....	5.000
828.	Pennsylvania ..	Construct rail mitigation and improvement projects from Philadelphia to New Jersey Line	12.800
829.	Nevada .....	Extend I-580 in Washie and Douglas Counties ...	5.000
830.	Georgia .....	Resurface Davis Drive, Green Street, and North Houston Road in Warner Robins .....	0.400
831.	Oregon .....	Repair Port of Hood River Bridge Lift Span project .....	23.500
832.	New York .....	Improve access to I-84/Dutchess intermodal facility in Dutchess County .....	3.000
833.	Georgia .....	Conduct a study of an interstate multimodal transportation corridor from Atlanta to Chattanooga .....	5.000
834.	Nebraska .....	Corridor study for Louisville South bypass from State Highway 66 to State Highway 50 .....	0.100
835.	Michigan .....	Conduct feasibility study on widening US-12 to three lanes between US-127 and Michigan Highway 50. ....	0.250
836.	Kentucky .....	Correct rock hazard on US-127 in Russell County	0.035
837.	New York .....	Construct new exit 46A on I-90 at Route 170 in North Chili .....	10.000
838.	California .....	Construct parking lot, pedestrian bridge and related improvements to improve intermodal transportation in Yorba Linda .....	3.800

			[Dollars in Millions]
839.	Missouri .....	Construct US-412 corridor from Kennett to Hayti, Missouri. ....	8.000
840.	Florida .....	ITS improvements on US-19 in Pasco County ....	2.000
841.	Florida .....	Construct I-4 reversible safety lane in Orlando ...	14.000
842.	Connecticut .....	Improve and realign Route 8 in Winchester .....	2.020
843.	Louisiana .....	Construct State Highway 3241/State Highway 1088/I-12 interchange in St. Tammany Parish, Louisiana. ....	10.000
844.	Nebraska .....	Corridor study for Plattsmouth Bridge area to US-75 and Horning Road .....	0.350
845.	Michigan .....	Construct US-131 Business route/industrial connector in Kalamazoo .....	2.000
846.	Michigan .....	Reconstruct I-94 between Michigan Route 14 and US-23 .....	14.750
847.	California .....	Ontario International Airport ground access program .....	10.500
848.	Texas .....	Construct the George H.W. Bush Presidential Corridor from Bryan to east to I-45 .....	10.000
849.	Virginia .....	Construct I-73 from Roanoke to the North Carolina border .....	8.500
850.	Louisiana .....	Kerner's Ferry Bridge Replacement project .....	1.000
851.	Washington .....	Widen SR-522 in Snohomish County: \$3,650,000 for phase 1 from SR-9 to Lake Road; \$1,500,000 to construct segment from Paradise Lake Road to Snohomish River Bridge .....	5.200
852.	California .....	Plan and design interchange between I-15 and Sante Fe Road in Barstow, California. ....	4.000
853.	California .....	Upgrade Ft. Irwin Road from I-15 to Fort Irwin .....	1.500
854.	Nebraska .....	Construct bridge in Newcastle .....	4.000
855.	Indiana .....	Conduct rail-highway feasibility project study in Muncie .....	0.100
856.	New Jersey .....	Replace the Ocean City-Longport bridge in Cape May County, New Jersey. ....	26.000
857.	Kentucky .....	Construct a segment of the I-66 corridor from Somerset to I-75 .....	10.000
858.	Ohio .....	Improve and widen SR-45 from North of the I-90 interchange to North Bend Road in Ashtabula County, Ohio .....	7.920
859.	Illinois .....	Construct I-88 interchange at Peace Road in Dekalb .....	4.300
860.	Virginia .....	Widen Route 123 from Prince William County line to State Route 645 in Fairfax County, Virginia. ....	10.000
861.	Pennsylvania ..	Widen and improve Route 449 in Potter County ..	1.000
862.	Ohio .....	Conduct feasibility study for inclusion of US-22 as part of the Interstate System .....	0.100
863.	New Hampshire ..	Improve the Bridge Street bridge in Plymouth .....	1.000
864.	Louisiana .....	Conduct a feasibility and design study of Louisiana Highway 30 between Louisiana Highway 44 and I-10 .....	2.000
865.	Louisiana .....	Construct I-610 noise and safety barrier in the Lake View section of New Orleans, Louisiana. ..	1.000
866.	New York .....	Conduct North Road Corridor study in Oswego County .....	1.500
867.	Kansas .....	Construct Diamond interchange at Antioch and I-435 .....	8.400
868.	Iowa .....	Reconstruct I-235 in Polk County .....	6.900
869.	Florida .....	Construct Port of Palm Beach road access improvements, Palm Beach County, Florida. ....	21.000
870.	Tennessee .....	Improve the Elizabethton Connector from US-312 to US-19 East .....	8.450
871.	California .....	Stabilize US-101 at Wilson Creek .....	1.000

			[Dollars in Millions]
872.	Michigan .....	Improve the I-73 corridor in Jackson and Lenawee Counties .....	5.000
873.	Arkansas .....	Improve Arkansas State Highway 59 from Rena Road to Old Uniontown Road in Van Buren ...	2.500
874.	Illinois .....	Construct Richton Road, Crete .....	2.000
875.	Ohio .....	Widen Licking-SR-79-06.65 (PID 8314) in Licking County .....	9.400
876.	New York .....	Improve and reconstruct Commerce Street in York Town .....	0.280
877.	Arkansas .....	Construct Highway 371 from Magnolia to Prescott .....	3.000
878.	Arkansas .....	Construct Highway 82 from Hamburg to Montrose .....	7.000
879.	California .....	Improve SR-91/Green River Road interchange .....	6.500
880.	California .....	Widen and improve I-5/State Route 126 interchange in Valencia .....	13.900
881.	Pennsylvania ..	Construct US-30 Bypass from Exton Bypass to PA-10 .....	4.400
882.	Illinois .....	Replace State Route 47 Bridge in Morris .....	19.000
883.	New York .....	Construct County Road 67 at Long Island Expressway Exit 57 between County Road 17 and .....	0.700
884.	California .....	Construct I-15/Barton Road West/Anderson Street connection .....	5.000
885.	New York .....	Reconstruct Route 9 in Plattsburgh .....	3.354
886.	Illinois .....	Engineering for Peoria to Chicago expressway .....	5.000
887.	Louisiana .....	Construct Hourma-Thibodaux to I-10 connector from Gramercy to Hourma .....	3.100
888.	Washington ....	Construct Peace Arch Crossing of Entry (PACE) lane in Blaine .....	4.900
889.	Florida .....	Purchase and install I-275 traffic management system in Pinellas County, Florida. ....	1.000
890.	Mississippi ....	Construct I-55 connectors to US-51 in Madison, Mississippi. ....	3.000
891.	Alabama .....	Construct Anniston Eastern Bypass from I-20 to Fort McClellan in Calhoun County .....	44.600
892.	Connecticut ....	Realign and extend Hart Street in New Britain ..	4.000
893.	Texas .....	Construct Spur 10 from SH-36 to US-59 .....	4.000
894.	Wisconsin .....	Construct U.S. Highway 151 Fond du Lac Bypass .....	30.000
895.	Ohio .....	Grade separation project at Snow Road Brook Park .....	3.000
896.	Nebraska .....	Conduct corridor study from Wayne to Vermilion-Newcastle bridge .....	0.550
897.	Pennsylvania ..	Construct Erie Eastside Connector .....	21.600
898.	New York .....	Reconstruct County Route 24 in Franklin County .....	2.473
899.	Pennsylvania ..	Construct SR-3019 over Great Trough Creek in Huntingdon County .....	0.500
900.	California .....	Construct Tulare County roads in Tulare County .....	9.000
901.	Pennsylvania ..	Widen PA-228 from Criders Corners to State Route 3015 .....	1.200
902.	South Carolina	Three River Greenway Project to and from Gervals Street in Columbia .....	5.000
903.	Washington ....	Construct State Route 305 corridor improvements in Poulsbo, Washington. ....	3.500
904.	Pennsylvania ..	Improve Lewistown Narrows US-322 in Mifflin and Juniata County .....	1.000
905.	Nevada .....	Construct the US-395 Carson City Bypass .....	5.000
906.	Illinois .....	Reconstruct I-74 through Peoria .....	12.865
907.	Florida .....	Widen Gunn Highway between Erlich Road and South Mobley Road in Hillsborough County .....	2.000
908.	New York .....	Construct intermodal transportation hub in Patchogue .....	2.500
909.	New York .....	Upgrade and relocate Utica-Rome Expressway in Oneida, County New York. ....	20.000

			[Dollars in Millions]
910.	Georgia .....	Conduct a study of a multimodal transportation corridor from Lawrenceville to Marietta .....	2.400
911.	Georgia .....	I-75 advanced transportation management system in Cobb County .....	1.700
912.	New Hampshire.	Berlin Heritage Project from the Everett turnpike to Hudson in Berlin County .....	0.050
913.	Alabama .....	Engineering, right-of-way acquisition and construction of the Birmingham Northern Beltline in Jefferson County .....	20.000
914.	Florida .....	Replace St. Johns River Bridge in Volusia and Seminole Counties .....	14.000
915.	Maryland .....	Improve Halfway Boulevard east and west of Exit 5, I-81 in Washington County .....	4.000
916.	Georgia .....	Construct Harry S. Truman Parkway .....	3.550
917.	Pennsylvania ..	Reconstruct the I-81 Davis Street interchange in Lackawanna .....	8.000
918.	Illinois .....	Widen 143rd Street in Orland Park .....	8.000
919.	Pennsylvania ..	Conduct study of Ft. Washington transportation improvements, Upper Dublin, PA. ....	0.500
920.	Kansas .....	Construct grade separations on US-36 and US-77 in Marysville, Kansas. ....	4.200
921.	Ohio .....	Relocate Harrison/Belmont US-250 .....	6.000
922.	Arkansas .....	Widen 28th Street and related improvements in Van Buren, Arkansas .....	1.000
923.	Tennessee .....	Improve County Road 374 in Montgomery County	5.000
924.	Virginia .....	Conduct feasibility study for the construction I-66 from Lynchburg to the West Virginia border .....	0.500
925.	Florida .....	Expand Palm Valley Bridge in St. Johns County	3.100
926.	Michigan .....	Construct M-6 Grand Rapids South Beltline in Grand Rapids, Michigan. ....	28.720
927.	Pennsylvania ..	Reconstruct PA-309 in Eastern Montgomery with \$4,000,000 for noise abatement .....	17.400
928.	Colorado .....	Reconstruct I-225/Iliff Avenue interchange in Aurora .....	5.500
929.	California .....	Widen US-101 from Windsor to Arata Interchange .....	1.600
930.	New Jersey .....	Design and construction Belford Ferry Terminal in Belford, New Jersey. ....	4.600
931.	Louisiana .....	Construct East-West Corridor project in Southwest Louisiana .....	1.000
932.	Kentucky .....	Construct US-127 Jamestown Bypass .....	5.800
933.	Kentucky .....	Conduct feasibility study for Northern Kentucky High Priority Corridor (I-74) .....	0.500
934.	Utah .....	Improve 5600 West Highway from 2100 South to 4100 South in West Valley City .....	5.000
935.	Arkansas .....	Construct US-270 East-West Arterial in Hot Springs .....	9.000
936.	New York .....	Improve Route 31 from Baldwinsville to County Route 57 .....	11.750
937.	Arkansas .....	Widen West Phoenix Avenue and related improvements in Fort Smith, Arkansas. ....	8.000
938.	Arkansas .....	Improve Arkansas State Highway 12 from US-71 at Rainbow Curve to Northwest Arkansas Regional Airport .....	0.500
939.	Texas .....	Widen State Highway 35 from SH288 in Angleton to FM521 .....	6.900
940.	Louisiana .....	Congestion mitigation and safety improvements to the Central thruway in Baton Rouge .....	3.000
941.	North Carolina	Widen North Carolina Route 24 from Swansboro to US-70 in Onslow and Carteret Counties .....	4.000
942.	North Carolina	Construct US-13 from the Wilson the US-264 Bypass to Goldsboro in Wayne and Wilson Counties .....	4.500

			[Dollars in Millions]
943.	Michigan .....	Construct Bridge Street bridge project in Southfield .....	4.200
944.	Connecticut ....	Improve Route 7 utility and landscaping in New Milford .....	7.200
945.	Pennsylvania ..	Construct access improvements between exits 56 and 57 off I-81 in Lackawanna .....	1.700
946.	New Jersey ....	Construct grade separation of Route 35 and Tinton falls and extend Shrewsbury Avenue in Monmouth .....	5.000
947.	Washington ....	Improve I-5/196th Street, Southwest Freeway interchange in Lynnwood, Washington. ....	4.500
948.	Tennessee .....	Extend Pellissippi Parkway from State Route 33 to State Route 321 in Blount County .....	11.800
949.	New York .....	Improve Route 281 in Cortland .....	9.000
950.	California .....	Construct I-15 Galinas interchange in Riverside County .....	8.500
951.	New Hampshire.	Construct the Keene bypass .....	6.150
952.	Illinois .....	Design and construct US-67 corridor from Jacksonville to Beardstown .....	10.000
953.	Virginia .....	Conduct Williamsburg 2007 transportation study	0.325
954.	Mississippi ....	Widen US-84 from I-55 at Brookhaven to US-49 at Collins .....	1.250
955.	New York .....	Reconstruct Jackson Avenue in New Windsor, Orange County .....	2.624
956.	Texas .....	Widen State Highway 6 from FM521 to Brazoria County line and construct railroad overpass ....	12.200
957.	Tennessee .....	Reconstruct road and causeway in Shiloh Military Park in Hardin County .....	15.000
958.	Florida .....	Pedestrian safety initiative on US-19 in Pinellas County .....	6.800
959.	Washington ....	Improve primary truck access route on East Marine View Drive, FAST corridor in Washington	4.900
960.	Florida .....	Construct Wonderwood Connector from Mayport to Arlington, Duval County, Florida. ....	38.000
961.	California .....	Improve the Avenue H overpass in Lancaster County .....	6.100
962.	Pennsylvania ..	Improve safety on PA-41 from US-30 to PA-926	6.000
963.	New Jersey ....	Construct Route 29/129 bicycle, pedestrian and landscape improvement plan .....	5.500
964.	Idaho .....	Construct critical interchanges and grade-crossings on US-20 between Idaho Falls and Chester	10.000
965.	Louisiana .....	Expand Perkins Road in Baton Rouge .....	10.000
966.	Pennsylvania ..	Widen US 30 from Walker Rd to Fayetteville in Franklin County .....	2.000
967.	Wyoming .....	Construct Jackson-Teton Pathway in Teton County .....	1.830
968.	Utah .....	Widen 7200 South in Midvale .....	1.100
969.	Washington ....	Conduct feasibility study of State Route 35 Hood River bridge in White Salmon .....	1.000
970.	Arkansas .....	Upgrade US Route 412, Harrison to Mountain Home, Arkansas .....	3.550
971.	Nevada .....	Canamex Corridor Innovative Urban Renovation project in Henderson .....	12.000
972.	Georgia .....	Construct Athens to Atlanta Transportation Corridor .....	8.000
973.	California .....	Widen State Route 29 between Route 281 and Route 175 .....	0.500
974.	California .....	Upgrade US-101 from Eureka to Arcata .....	1.000
975.	Louisiana .....	Expand Harding Road from Scenic Highway to the Mississippi River and construct an information center .....	3.600
976.	Indiana .....	Improve Southwest Highway from Bloomington to Evansville .....	30.000

			[Dollars in Millions]
977.	Pennsylvania ..	Construct Route 72 overpass at Conrail in Lebanon .....	8.810
978.	Indiana .....	Construct Hazel Dell Parkway from 96th Street to 146th Street in Carmel .....	5.500
979.	New Jersey .....	Replace Calhoun Street Bridge in Trenton .....	1.300
980.	Utah .....	Reconstruct US-89 and interchange at 200 North in Kaysville .....	7.000
981.	California .....	Construct Nogales Street at Railroad Street grade separation in Los Angeles County, California. ..	4.500
982.	Pennsylvania ..	Improve Bedford County Business Park Rd in Bedford County .....	2.000
983.	Utah .....	Extend Main Street from 5600 South to Vine Street in Murray .....	11.500
984.	Pennsylvania ..	Construct US-30 at PA-772 and PA-41 .....	6.000
985.	Illinois .....	Improve Sugar Grove US30 .....	2.500
986.	California .....	Improve Route 99/Route 120 interchange in Manteca County .....	8.000
987.	Pennsylvania ..	Widen US-11/15 between Mt. Patrick and McKees Half Falls in Perry County .....	5.000
988.	Ohio .....	Add lanes and improve intersections on Route 20 in Lake County, Ohio .....	2.000
989.	Pennsylvania ..	Construct PA-283 North Union Street ramps in Dauphin County .....	2.450
990.	California .....	Improve and construct I-80 reliever route project; Walters Road and Walters Road Extension Segments .....	7.400
991.	Alabama .....	Expand US-278 in Cullman County .....	6.000
992.	Ohio .....	Construct Chagrin River/Gulley Brook corridor scenic greenway along I-90 in Lake County .....	1.545
993.	Oregon .....	Construct phase I: highway 99 to Biddle Road of the highway 62 corridor solutions project. ....	1.500
994.	New York .....	Renovate State Route 9 in Phillipstown .....	3.840
995.	Arkansas .....	Enhance area in the vicinity of Dickson Street in Fayetteville .....	1.500
996.	Missouri .....	Construction US-67/Route 60 interchange in Poplar Bluff, Missouri. ....	8.000
997.	Kansas .....	Widen US-81 from Minneapolis, Kansas to Nebraska. ....	27.800
998.	California .....	Widen US-101 from Petaluma Bridge to Novato ..	33.000
999.	Alabama .....	Construct new I-10 bridge over the Mobile River in Mobile, Alabama. ....	14.375
1000.	Mississippi ....	Upgrade and widen US-49 in Rankin, Simpson, and Covington Counties .....	1.250
1001.	California .....	Realign and improve California Route 79 in Riverside County .....	6.000
1002.	New Jersey ....	Construct East Windsor Bear Brook pathway system .....	0.360
1003.	New York .....	Construct Hutton Bridge Project .....	3.000
1004.	Ohio .....	Improve State Route 800 in Monroe County .....	0.500
1005.	Pennsylvania ..	Improve PA-41 between Delaware State line and PA-926 .....	7.600
1006.	New York .....	Improve Hiawatha Boulevard and Harrison Street corridors in Syracuse .....	2.250
1007.	Pennsylvania ..	Replace Dellville Bridge in Wheatfield .....	1.000
1008.	Florida .....	Construct I-4/John Young Parkway interchange project in Orlando .....	13.659
1009.	Connecticut ....	Reconstruct Broad Street in New Britain .....	3.200
1010.	Washington ....	Widen US-395 in the vicinity of mile post 170 north of Spokane .....	10.000
1011.	New York .....	Construct NYS Route 27 at intersection of North Monroe Avenue .....	4.700
1012.	New York .....	Reconstruct Route 23/Route 205 intersection in Oneonta .....	0.850
1013.	Alaska .....	Construct Pt. Mackenzie Intermodal Facility .....	9.000

			[Dollars in Millions]
1014.	Maryland .....	Construct phase 1A of the I-70/I-270/US-340 interchange in Frederick County .....	15.000
1015.	Illinois .....	Widen and improve US-34 interchange in Aurora .....	8.000
1016.	Florida .....	A-1-A Beautification project in Daytona, Florida .....	4.400
1017.	Louisiana .....	Construct I-49 interchange at Caddo Port Road in Shreveport .....	5.600
1018.	Tennessee .....	Construct Kingsport Highway in Washington County .....	2.000
1019.	New Hampshire.	Improve 3 Pisquataqua River Bridges on the New Hampshire—Maine border .....	2.200
1020.	Nebraska .....	Construct the Antelope Valley Overpass in Lincoln .....	7.500
1021.	Pennsylvania ..	Install traffic signal upgrade in Clearfield Borough in Clearfield County .....	0.500
1022.	North Carolina	Construct US-311(I-74) from NC-68 to US-29A-70A .....	30.500
1023.	California .....	Design and initiation of long term improvements along Highway 199 in Del Norte County, California .....	0.500
1024.	Virginia .....	Improve Lee Highway Corridor in Fairfax, Virginia. ....	1.800
1025.	Illinois .....	Improve roads in the Peoria Park District .....	0.810
1026.	California .....	Construct Overland Drive overcrossing in Temecula .....	5.000
1027.	Iowa .....	Construct the Julien Dubuque Bridge over the Mississippi River at Dubuque .....	28.000
1028.	Kentucky .....	Construct highway-rail grade separations along the City Lead in Paducah .....	1.100
1029.	Indiana .....	Safety improvements to McKinley and Riverside Avenues in Muncie .....	9.100
1030.	Pennsylvania ..	Gettysburg comprehensive road improvement study .....	4.000
1031.	Indiana .....	Reconstruct Wheeling Avenue in Muncie .....	1.600
1032.	Indiana .....	Construct Hoosier Heartland from Lafayette to Ft. Wayne .....	25.000
1033.	Louisiana .....	Upgrade and widen I-10 between Williams Boulevard and Tulane Avenue in Jefferson and Orleans Parishes .....	12.000
1034.	Louisiana .....	Construct Metairie Rail Improvements and Relocation project in Jefferson and Orleans Parishes, Louisiana. ....	7.000
1035.	Wisconsin .....	Construct STH-26/US-41 Interchange in Oshkosh .....	3.000
1036.	Pennsylvania ..	Improve Sidling Hill Curve and Truck Escape in Fulton County .....	0.500
1037.	New York .....	Construct Wellwood Avenue from Freemont Street to Montauk Highway in Lindenhurst .....	1.200
1038.	New York .....	Improve ferry infrastructure in Greenport .....	1.000
1039.	Alaska .....	Construct Spruce Creek Bridge in Soldotna .....	0.350
1040.	Alabama .....	Construct East Foley corridor project from Baldwin County Highway 20 to State Highway 59 in Alabama. ....	7.000
1041.	Louisiana .....	Construct North/South Road/I-10-US-61 connection in the Kenner, Louisiana. ....	7.000
1042.	Texas .....	Construct FM2234(McHard Road) from SH-35 to Beltway 8 at Monroe Boulevard .....	6.400
1043.	Michigan .....	Construct M-5 Haggerty Connector .....	3.200
1044.	Kentucky .....	Ohio River Major Investment Study Project, Kentucky and Indiana .....	40.100
1045.	Ohio .....	Construct Muskingum—SR-16 .....	8.000
1046.	Ohio .....	Relocate SR-30 for final design of south alternative in Carroll County, Ohio .....	1.000
1047.	Missouri .....	Upgrade US-63 in Howell County, Missouri. ....	8.000
1048.	California .....	Widen SR-23 between Moorpark and Thousand Oaks .....	14.000

			[Dollars in Millions]
1049.	Connecticut .....	Reconstruct Post Office Town Farm Road in Enfield, Connecticut .....	1.500
1050.	Washington .....	Improve I-90/Sunset Way interchange in Issaquah, WA .....	19.800
1051.	New York .....	Construct Elmira Arterial from Miller to Cedar ...	3.000
1052.	California .....	Construct Imperial Highway grade separation and sound walls at Esperanza Road/Orangethorpe Avenue in Yorba Linda, California. ....	14.500
1053.	Wyoming .....	Widen and improve Cody—Yellowstone Highway from the entrance to Yellowstone National Park to Cody .....	10.170
1054.	Florida .....	West Palm Beach Traffic Calming Project on US-1 and Flagur Drive .....	15.000
1055.	Missouri .....	Construction and upgrade of US-71/I-49 in Newton and McDonald County, Missouri. ....	33.303
1056.	Virginia .....	Commuter and freight rail congestion and mitigation project over Quantico Creek .....	10.000
1057.	California .....	Complete Citraeado Parkway project in San Diego County .....	3.000
1058.	Tennessee .....	Improve State Route 92 from I-40 to South of Jefferson City .....	4.550
1059.	Washington .....	Redevelop Port of Anacortes waterfront .....	0.077
1060.	Mississippi .....	Widen US-98 from Pike County to Foxworth .....	1.250
1061.	New York .....	Construct US-219 from Route 39 to Route 17 .....	20.000
1062.	Michigan .....	Construct US-27 between St. Johns and Ithaca ...	8.500
1063.	California .....	Construct highway-rail grade separation for Fairway Drive and Union Pacific track .....	4.215
1064.	Tennessee .....	Reconstruct Old Walland Highway bridge over Little River in Townsend .....	1.680
1065.	California .....	Construct I-10 Tippecanoe/Anderson interchange project in Loma Linda and San Bernardino County, California. ....	2.000
1066.	California .....	Construct State Route 76 in Northern San Diego.	10.000
1067.	Nebraska .....	Construct NE-35 alternative and modified route expressway in Norfolk and Wayne .....	4.500
1068.	Arkansas .....	Construct Highway 425 from Pine Bluff to the Louisiana State line .....	7.000
1069.	Tennessee .....	Construct bridge and approaches on State Route 33 over the Tennessee River (Henley Street Bridge) .....	13.200
1070.	Mississippi .....	Construct Jackson International Airport Parkway and connectors from High Street to the Jackson International Airport in Jackson, Mississippi.	10.000
1071.	Wisconsin .....	Reconstruct U.S. Highway 10, Waupaca County ..	12.000
1072.	Ohio .....	Construct highway-rail grade separations on Heisley Road between Hendricks Road and Jackson Street in Mentor .....	8.205
1073.	Virginia .....	Widen I-64 Bland Boulevard interchange .....	30.675
1074.	Illinois .....	Improve IL-159 in Edwardsville .....	4.275
1075.	Iowa .....	Extend NW 86th Street from NW 70th Street to Beaver Drive in Polk County .....	7.000
1076.	New York .....	Construct County Route 21, Peekskill Hollow Road renovation project .....	7.577
1077.	Iowa .....	IA-192 relation and Avenue G viaduct in Council Bluffs .....	6.000
1078.	Ohio .....	Upgrade and widen US-24 from I-469 to I-475	23.000
1079.	Illinois .....	Construct crossings over Fox River in Kane County .....	10.200
1080.	Florida .....	Construct North East Dade Bike Path in North Miami Beach, Florida. ....	1.600
1081.	Pennsylvania ..	Improve Oxford Valley Road/US-1 interchange in Bucks County .....	4.000

			[Dollars in Millions]
1082.	California .....	Improve highway access to Humboldt Bay and Harbor Port .....	0.500
1083.	North Carolina	Construct I-85 Greensboro Bypass in Greensboro, North Carolina. ....	29.500
1084.	Pennsylvania ..	Reconfigure I-81 Exit 2 Ramp in Franklin County .....	0.700
1085.	Indiana .....	Feasibility study of State Road 37 improvements in Noblesville, Elwood and Marion .....	0.600
1086.	New Jersey ....	Revitalize Route 130 from Cinnaminson to Willingboro .....	4.000
1087.	Ohio .....	Upgrade I-77/US-250/SR-39 interchange in Tuscarawas County .....	1.000
1088.	Virginia .....	Enhance Maple Avenue streetscape in Vienna, Virginia .....	2.700
1089.	Arkansas .....	Widen Highway 65/82 from Pine Bluff to the Mississippi State line .....	7.000
1090.	New Jersey ....	Construct Route 31 Fleming Bypass in Hunterdon County, New Jersey. ....	15.400
1091.	New York .....	Conduct safety study and improve I-90 in Downtown Buffalo .....	0.400
1092.	Utah .....	Widen SR-36 from I-80 to Mills Junction .....	3.000
1093.	Alabama .....	Construct the Montgomery Outer Loop from US-80 to I-85 via I-65 .....	17.650
1094.	Tennessee .....	Construct Foothills Parkway from Walland to Weans Valley .....	11.500
1095.	California .....	Upgrade and synchronize traffic lights in the Alameda Corridor East in Los Angeles County .....	23.000
1096.	New York .....	Conduct feasibility study of new International bridges on the NY/Canada border .....	0.500
1097.	Colorado .....	Construct C-470/I-70 ramps in Jefferson Co. ....	6.250
1098.	Virginia .....	Improve Route 123 from Route 1 to Fairfax County line in Prince William County, Virginia. ....	15.000
1099.	Washington ....	Construct Interstate 405/NE 8th Street interchange project in Bellevue, WA .....	23.500
1100.	New Hampshire.	Widen I-93 from Salem north .....	12.100
1101.	South Dakota	Replace Meridan Bridge .....	3.250
1102.	Washington ....	Extend Mill Plain Boulevard in Vancouver .....	4.000
1103.	Colorado .....	Improve SH-74/JC-73 interchange in Evergreen County .....	6.250
1104.	Tennessee .....	Improve US-64 in Hardeman and McNairy Counties .....	5.000
1105.	Illinois .....	Design and construct I-72/MacArthur Boulevard interchange in Springfield .....	5.500
1106.	Pennsylvania ..	Replace bridge over Shermans Creek in Carroll ....	1.000
1107.	Illinois .....	Improve IL-113 in Kankakee .....	7.700
1108.	Pennsylvania ..	Realign PA29 in the Borough of Collegeville, Montgomery County, Pennsylvania .....	0.550
1109.	Louisiana .....	Construct Causeway Boulevard/Earhart Expressway interchange in Jefferson, Parish, Louisiana .....	5.000
1110.	Pennsylvania ..	Improve PA 26 in Huntingdon County .....	1.000
1111.	New York .....	Construct Furrows Road from Patchogue/Holbrook Road to Waverly Avenue in Islip .....	1.500
1112.	Tennessee .....	Reconstruction of US-414 In Henderson County ..	5.000
1113.	Indiana .....	Widen 116th Street in Carmel .....	1.500
1114.	Louisiana .....	Reconstruct Jefferson Lakefront bikepath in Jefferson Parish, Louisiana. ....	1.000
1115.	Utah .....	Construct 7800 South from 1300 West to Bangerter Highway in West Jordan .....	6.500
1116.	Mississippi ....	Construct segment 2 and 3 of the Bryam-Clinton Corridor in Hinds County .....	1.250

			[Dollars in Millions]
1117.	Kentucky .....	Construct Route 259-101 from Brownsville to I-65 .....	1.000
1118.	New Jersey ....	Replace Kinnaman Avenue bridge over Pohatcong Creek in Warren County .....	1.600
1119.	Louisiana .....	Widen Lapalco Boulevard from Baratavia Boulevard to Destrehan Avenue in Jefferson Parish, Louisiana. ....	5.000
1120.	Florida .....	Restore and rehabilitate Miami Beach Bridge and waterfront in Miami Beach, Florida. ....	1.800
1121.	Texas .....	Widen Highway 287 from Creek Bend Drive to Warahacie bypass .....	13.500
1122.	Utah .....	Widen and improve 123rd/126th South from Jordan River to Bangerter Highway in Riverton ..	5.000
1123.	Ohio .....	Construct a new interchange at County Road 80 and I-77 in Dover with \$100,000 to preserve or reconstruct the Tourism Information Center .....	7.100
1124.	Pennsylvania ..	Realign Route 501 in Lebanon County .....	1.600
1125.	Pennsylvania ..	Construct Williamsport-Lycoming County Airport Access road from I-80 to the airport .....	7.000
1126.	New York .....	Construct the Mineola intermodal facility and Hicksville intermodal facility in Nassau County .....	14.000
1127.	Arkansas .....	Construct Highway 15 from Connector Road to Railroad Overpass in Pine Bluff .....	1.000
1128.	Kentucky .....	Redevelop and improve ground access to Louisville Waterfront District in Louisville, Kentucky. ....	2.840
1129.	Ohio .....	Improve and widen SR-91 from SR-43 south to county line/city line in Solon .....	5.000
1130.	Louisiana .....	Extend I-49 from I-220 to Arkansas State line ...	4.400
1131.	Pennsylvania ..	West Philadelphia congestion mitigation initiative	0.410
1132.	New York .....	Judd Road Connector in New Hartford and Whitestown, New York .....	37.300
1133.	South Dakota	Construct Eastern Dakota Expressway (Phase II)	31.438
1134.	Virginia .....	Conduct historic restoration of Roanoke Passage Station in Roanoke .....	0.500
1135.	Louisiana .....	Construct Port of St. Bernard Intermodal facility	2.100
1136.	Mississippi ....	Construct segment 2 of the Jackson University Parkway in Jackson .....	1.250
1137.	Indiana .....	Extend East 56th Street in Lawrence .....	6.500
1138.	Ohio .....	Improve and construct SR-44/Jackson Street Interchange in Painesville .....	4.000
1139.	Pennsylvania ..	Widen US-30 from US-222 to PA-340 and from PA-283 to PA-741 .....	12.000
1140.	Ohio .....	Construct State Route 209 from Cambridge and Byesville to the Guernsey County Industrial Park .....	2.200
1141.	California .....	Construct I-5/Avenida Vista Hermosa interchange in San Clemente .....	3.000
1142.	Pennsylvania ..	Improve PA 17 from PA 274 to PA 850 in Perry County .....	1.000
1143.	Georgia .....	Improve GA-316 in Gwinnett County .....	40.900
1144.	New York .....	Construct congestion mitigation project for Brookhaven .....	5.000
1145.	New Hampshire.	Construct Chestersfield Bridge .....	3.000
1146.	California .....	Improve the interchange at Cabo and Nason Street in Moreno Valley .....	6.000
1147.	Missouri .....	Widen US-63 in Randolph and Boone Counties, Missouri .....	45.360
1148.	New Jersey ....	Upgrade Garden State Parkway Exit 142 .....	30.000
1149.	New York .....	Improve Bedford-Banksville Road from Millbrook to Connecticut State line .....	2.880
1150.	New York .....	Upgrade and improve Albany to Saratoga to Adirondack intermodal transportation corridor .....	14.000

			[Dollars in Millions]
1151.	Oklahoma .....	Reconstruct US-99/SH377 from Prague to Stroud in Lincoln County .....	9.000
1152.	Washington .....	Safety improvements to State Route 14 in Columbia River Gorge National Scenic Area .....	4.200
1153.	Nevada .....	Widen I-50 between Fallon and Fernley .....	4.000
1154.	South Carolina .....	Widen and relocate SC-6 in Lexington County ...	8.000
1155.	Kansas .....	Widen US-54 from Liberal, Kansas southwest to Oklahoma. ....	8.000
1156.	Virginia .....	Improve East Eldon Street in Herndon .....	0.500
1157.	Michigan .....	Improve US-31 from Holland to Grand Haven ...	5.000
1158.	Arkansas .....	Construct turning lanes at US-71/AR-8 intersection in Mena .....	0.250
1159.	California .....	Widen LaCosta Avenue in Carlsbad .....	3.000
1160.	Alaska .....	Improve roads in Kotzebue .....	2.350
1161.	New Hampshire .....	Construct Manchester Airport access road in Manchester .....	10.700
1162.	Texas .....	Upgrade SH 130 in Caldwell and Williamson Counties .....	1.000
1163.	South Dakota .....	Construct Heartland Expressway Phase I .....	6.505
1164.	New York .....	Design and construct Outer Harbor Bridge in Buffalo. ....	16.260
1165.	Pennsylvania .....	Reconstruct State Route 2001 in Pike County .....	9.000
1166.	Ohio .....	Construct interchange at I-480 in Independence, Ohio. ....	6.000
1167.	New Mexico .....	Improve US-70 southwest of Portales .....	10.000
1168.	California .....	Willits Bypass, Highway 101 in Mendocino County, California .....	1.000
1169.	Florida .....	Widen US-192 between County Route 532 and I-95 in Brevard and Osceola Counties .....	25.000
1170.	Georgia .....	Widen US-84 South from US-82 to the Ware County Line in Waycross and Ware Counties ...	3.200
1171.	New Hampshire .....	Reconstruct bridge over the Connecticut River between Lebanon, NH and White River Junction, VT .....	3.000
1172.	Ohio .....	Conduct feasibility study for the construction of Muskingum County South 93-22-40 connector .....	0.700
1173.	Georgia .....	Reconstruct SR-26/US-60 from Bull River to Lazaretto Creek .....	3.550
1174.	Wisconsin .....	Improve Janesville transportation .....	4.000
1175.	Illinois .....	Reconstruct US-30 in Joliet .....	9.000
1176.	New Mexico .....	Complete the Paseo del Norte East Corridor in Bernalillo County .....	7.500
1177.	Michigan .....	Construct I-96/Beck Wixom Road interchange .....	2.600
1178.	Pennsylvania .....	Construct US-322 Conchester Highway between US-1 and PA-452 .....	25.000
1179.	New Mexico .....	Extend Unser Boulevard in Albuquerque .....	1.000
1180.	Arkansas .....	Conduct planning for highway 278 and rail for the Warren/Monticello Arkansas Intermodal Complex .....	1.000
1181.	Washington .....	Widen SR-543 from I-5 to International Boundary, Washington. ....	3.616
1182.	New York .....	Construct congestion mitigation project for Smithtown .....	1.000
1183.	Mississippi .....	Widen MS-15 from Laurel to Louiseville .....	10.000
1184.	Pennsylvania .....	Construct Abbey Trails in Abington Township .....	0.500
1185.	Mississippi .....	Construct East Metro Corridor in Rankin County, Mississippi. ....	3.500
1186.	Utah .....	Construct I-15 interchange at Atkinville .....	8.000
1187.	California .....	Improve SR-70 from Marysville Bypass to Oroville Freeway .....	15.000
1188.	New Hampshire .....	Construct Conway bypass from Madison to Bartlett .....	7.100
1189.	New York .....	Improve the Route 31/I-81 Bridge in Watertown .....	2.473
1190.	Pennsylvania .....	Relocate PA-113 at Creamery Village in Skippack .....	3.000

			[Dollars in Millions]
1191.	Indiana .....	Upgrade 4 warning devices on north/south rail line from Terre Haute to Evansville .....	0.400
1192.	Pennsylvania ..	Construct noise abatement barriers along US-581 from I-83 2 miles west in Cumberland County .....	0.480
1193.	Louisiana .....	Install computer signal synchronization system in Baton Rouge .....	6.500
1194.	Alabama .....	Construct US-231/I-10 Freeway Connector from the Alabama border to Dothan .....	1.350
1195.	Michigan .....	Improve I-94 in Kalamazoo County .....	5.000
1196.	Florida .....	Construct Englewood Interstate connector from River Road to I-75 in Sarasota and Charlotte Counties .....	10.000
1197.	New York .....	Conduct scope and design study of Hamilton Street interchange in Erwin. ....	16.500
1198.	Alabama .....	Extend I-759 in Etowah County .....	15.000
1199.	Pennsylvania ..	US-209 Marshall's Creek Traffic Relief project in Monroe County .....	10.000
1200.	Georgia .....	Construct the Fall Line Freeway from Bibb to Richmond Counties .....	23.000
1201.	Indiana .....	Construct SR-9 bypass in Greenfield .....	3.150
1202.	Illinois .....	Construct Alton Bypass from IL-40 to Fosterburg Road .....	2.500
1203.	New York .....	Replace of Route 92 Limestone Creek Bridge in Manlius .....	4.000
1204.	Indiana .....	Upgrade 14 warning devices on east/west rail line from Gary to Auburn .....	1.400
1205.	New York .....	Improve 6th and Columbia Street project in Elmira .....	0.700
1206.	Michigan .....	Improve Kent County Airport road access in Grand Rapids, Michigan .....	11.280
1207.	Arkansas .....	Enhance area around the Paris Courthouse in the vicinity of Arkansas Scenic Highway 22 and Arkansas Scenic Highway 309, Paris Arkansas .....	0.400
1208.	Virginia .....	Downtown Staunton Streetscape Plan—Phase I in Staunton .....	0.500
1209.	New York .....	Construct CR-85 from Foster Avenue to CR97 in Suffolk County .....	0.675
1210.	California .....	Construct interchange between I-15 and Main Street in Hesperia, California .....	10.000
1211.	Pennsylvania ..	Construct Ardmore Streetscape project .....	0.500
1212.	New York .....	Reconstruct Route 25/Route 27 intersection in St. Lawrence County .....	1.000
1213.	Connecticut .....	Relocate and realign Route 72 in Bristol .....	4.800
1214.	Pennsylvania ..	Improve Park Avenue/PA 36 in Blair County .....	0.600
1215.	Virginia .....	Construct Route 288 in the Richmond Metropolitan Area .....	22.000
1216.	New York .....	Construct city of Glen Cove waterfront improvements .....	5.000
1217.	North Carolina	Upgrade and improve US-19 from Maggie Valley to Cherokee .....	20.000
1218.	New York .....	Construct Eastern Long Island Scenic Byway in Suffolk County .....	15.000
1219.	Pennsylvania ..	Widen SR-247 and SR-2008 between 84 and Lackawanna Valley Industrial Highway for the Moosic Mountain Business Park .....	10.900
1220.	Louisiana .....	Construct and equip Transportation Technology and Emergency Preparedness Center in Baton Rouge, Louisiana .....	5.400
1221.	Pennsylvania ..	Reconstruct I-95/Street Road interchange in Bucks County .....	7.500
1222.	Mississippi .....	Widen State Route 24 from Liberty to I-55 .....	1.250
1223.	New York .....	Initiate study and subsequent development and engineering of an international trade corridor in St. Lawrence County .....	2.000

			[Dollars in Millions]
1224.	Missouri .....	Construct Highway 36 Hannibal Bridge and approaches in Marion County .....	3.496
1225.	New York .....	Reconstruct Ridge Road Bridge in Orange County .....	0.160
1226.	New Jersey .....	Reconstruct South Pemberton Road from Route 206 to Hanover Street .....	8.000
1227.	Ohio .....	Improve Alum Creek Drive from I-270 to Frebis Avenue in Franklin County .....	7.000
1228.	Ohio .....	Construct SR-315 Ohio State University Ramp project in Franklin County .....	3.000
1229.	North Carolina .....	Construct US-64/264 in Dare County .....	2.000
1230.	New Mexico .....	Improve US-70 from I-25 to Organ in New Mexico. ....	25.000
1231.	Kentucky .....	Construct connection between Natcher Bridge and KY-60 east of Owensboro .....	3.000
1232.	California .....	Widen 5th Street and replace 5th Street bridge in Highland, California .....	1.000
1233.	New Mexico .....	Reconstruct US-84/US-285 from Santa Fe to Espanola .....	15.000
1234.	Iowa .....	Improve IA-60 Corridor from LeMar to MN State line .....	8.800
1235.	Louisiana .....	Construct Leeville Bridge on LA-1 .....	1.500
1236.	Tennessee .....	Reconstruct US-27 in Morgan County .....	3.000
1237.	Texas .....	Improve US 82, East-West Freeway between Memphis Avenue and University Avenue .....	16.400
1238.	Alabama .....	Construction of Eastern Black Warrior River Bridge and right-of-way acquisition and construction of an extension of the Black Warrior Parkway from US-82 to US-43 in Tuscaloosa County .....	23.000
1239.	North Carolina .....	Construct US-117, the Elizabeth City Bypass in Pasquotank County .....	4.500
1240.	Florida .....	Construct Cross Seminole Trail connection in Seminole County .....	1.500
1241.	New York .....	Construct County Road 50 in the vicinity of Windsor Avenue .....	1.360
1242.	Ohio .....	Construct greenway enhancements in Madison .....	2.300
1243.	Nebraska .....	Conduct corridor study of NE-35 alternative and modified route in Norfolk, Wayne and Dakota City .....	1.000
1244.	New York .....	Improve Broadway in North Castle in Westchester County .....	2.520
1245.	Louisiana .....	Extend Louisiana Highway 42 between US-61 and I-10 in Ascension Parish .....	8.000
1246.	Alaska .....	Extend Kenai Spur Highway-North Road in Kenai Peninsula Borough .....	8.000
1247.	Utah .....	Construct underpass at 100th South in Sandy .....	3.900
1248.	Connecticut .....	Construct Seaview Avenue Corridor project .....	10.000
1249.	New Jersey .....	Replace Maple Grange Road bridge over Pochuck Creek in Sussex County .....	1.800
1250.	New York .....	Construct congestion mitigation project for Riverhead .....	2.500
1251.	Pennsylvania .....	Improve PA 453 from Water Street to Tyrone in Huntingdon County .....	1.000
1252.	Oklahoma .....	Reconstruct County Road 237 from Indianhoma to Wichita Mountains Wildlife Refuge .....	0.250
1253.	Washington .....	Construct 192nd Street from Sr-14 to SE 15th .....	5.000
1254.	Ohio .....	Construct Licking-Thornwood Connector in Licking County .....	1.500
1255.	Pennsylvania .....	Improve I-95/PA-413 Interchange in Bucks County .....	7.500
1256.	Florida .....	Construct US-98/Thomas Drive interchange .....	15.000
1257.	Texas .....	Widen Meacham Boulevard from I-35W to FM-146 and extend Meacham Boulevard from west of FM-156 to North Main Street .....	3.500

			[Dollars in Millions]
1258.	Utah .....	Construct Cache Valley Highway in Logan .....	7.000
1259.	Texas .....	Relocation of Indiana Avenue between 19th street to North Loop 289 and Quaker Avenue intersection .....	9.600
1260.	Kentucky .....	Reconstruct KY-210 from Hodgenville to Morning Star Road, Larue County .....	8.000
1261.	Georgia .....	Construct Rome to Memphis Highway in Floyd and Bartow Counties .....	4.112
1262.	Pennsylvania ..	Realign West 38th Street from Shunpike Road to Myrtle Street in Erie County .....	7.200
1263.	New York .....	Upgrade Chenango County Route 32 in Norwich ..	1.600
1264.	California .....	Rehabilitate historic train depot in San Bernadino .....	3.500
1265.	Louisiana .....	Construct the Southern extension of I-49 from Lafayette to the Westbank Expressway .....	5.500
1266.	New York .....	Replace Kennedy-class ferries, Staten Island .....	40.000
1267.	Florida .....	Construct South Connector Road and Airport Road interchange in Jacksonville, Florida .....	9.000
1268.	Virginia .....	Construct the Lynchburg/Madison Heights bypass in Lynchburg .....	1.500
1269.	California .....	Widen I-15 from Victorville to Barstow in California .....	24.000
1270.	New York .....	Traffic Mitigation Project on William Street and Losson Road in Cheektowaga .....	3.000
1271.	Pennsylvania ..	Improve PA 56 from I-99 to Somerset County Line in Bedford County .....	1.000
1272.	Pennsylvania ..	Renovate Harrisburg Transportation Center in Dauphin County .....	2.500
1273.	Washington .....	Widen Columbia Center Boulevard in Kennewick .....	1.610
1274.	Indiana .....	Improve State Road 31 in Columbus .....	0.500
1275.	New York .....	Construct pedestrian access bridge from Utica Union Station .....	0.250
1276.	Pennsylvania ..	Improve Route 219 in Clearfield County .....	1.000
1277.	Kentucky .....	Construct KY-70 from Cave City to Mammoth Cave .....	2.000
1278.	New Jersey .....	Replace Groveville-Allentown Road bridge in Hanilton .....	3.200
1279.	Washington .....	Construct Mount Vernon multi-modal transportation facility project in Mount Vernon, Washington .....	3.500
1280.	New Jersey .....	Construct pedestrian bridge in Washington Township .....	3.000
1281.	Indiana .....	Install traffic signalization system in Muncie .....	0.900
1282.	New Mexico .....	Improve 84/285 between Espanola and Hernandez .....	5.000
1283.	Florida .....	Widen of State Road 44 in Volusia County .....	2.250
1284.	Maryland .....	Construct improvements a I-270/MD-187 interchange .....	10.000
1285.	Louisiana .....	Increase capacity of Lake Pontchartrain Causeway .....	2.000
1286.	Pennsylvania ..	Construct Walnut Street pedestrian bridge in Dauphin County .....	1.000
1287.	Pennsylvania ..	Improve US-22/PA-866 Intersection in Blair County .....	2.000
1288.	Indiana .....	Expand 126th Street in Carmel .....	1.000
1289.	Ohio .....	Upgrade 1 warning device on the rail line from Marion to Ridgeway .....	0.100
1290.	Illinois .....	Conduct Midwest Regional intermodal facility feasibility study in Rochelle .....	0.400
1291.	Minnesota .....	Construct Trunk Highway 610/10 from Trunk Highway 169 in Brooklyn Park to I-94 in Maple Grove .....	15.000
1292.	Oklahoma .....	Improve Battiest-Pickens Road between Battiest and Pickens in McCurtain County .....	3.000

			[Dollars in Millions]
1293.	Mississippi .....	Widen US-61 from Louisiana State line to Adams County .....	1.250
1294.	California .....	Construct capital improvements along I-680 corridor .....	5.000
1295.	Arkansas .....	Study and construct Van Buren intermodal port facility in Van Buren, Arkansas .....	0.300
1296.	New York .....	Construct access road from Lake Avenue to Milestrip Road in Blasdell .....	0.240
1297.	Iowa .....	Construct I-29 airport interchange overpass in Sioux City .....	6.200
1298.	Pennsylvania ..	Construct PA-309 Sunnyside Pike Connector ...	4.400
1299.	Kentucky .....	Construct Savage-Cedar Knob Bridge at Koger Creek .....	0.350
1300.	Washington ....	Widen SR-527 from 112th SE to 132nd SE in Everett .....	4.700
1301.	Kentucky .....	Complete I-65 upgrade from Elizabethtown to Tennessee State line .....	5.000
1302.	Illinois .....	Replace Gaumer Bridge near Alvin .....	0.900
1303.	South Carolina	Construct I-26/US-1 connector in Columbia .....	12.000
1304.	Illinois .....	Construct Sullivan Road Bridge over the Fox River .....	10.000
1305.	California .....	Extend State Route 7 in Imperial County .....	10.000
1306.	South Carolina	Construct high priority surface transportation projects eligible for Federal-aid highway funds.	10.000
1307.	New York .....	Construct Erie Canal Preserve I-90 rest stop in Port Byron .....	3.000
1308.	Virginia .....	Improve Harrisonburg East Side roadways in Harrisonburg .....	0.500
1309.	Texas .....	Improve I-35 West from Spur 280 to I-820 in Fort Worth .....	4.000
1310.	Pennsylvania ..	Construct US-202 Section 600 Phase I Early Action project in Upper Gwynedd and Lower Gwynedd .....	5.000
1311.	Pennsylvania ..	PA 26 over Piney Creek 2-bridges in Bedford County .....	0.800
1312.	Florida .....	Widen and realign Eller Drive in Port Everglades, Florida .....	5.600
1313.	Illinois .....	Improve access to Rantoul Aviation Center in Rantoul .....	1.600
1314.	Florida .....	Deploy magnetic lane marking system on I-4 .....	0.500
1315.	Alaska .....	Construct the a bridge joining the Island of Gravina to the Community of Ketchikan on Revilla Island .....	20.000
1316.	Louisiana .....	Conduct feasibility study, design and construction of connector between Louisiana Highway 16 to I-12 in Livingston Parish .....	5.000
1317.	New York .....	Improve Hardscrabble Road from Route 22 to June Road in North Salem .....	2.880
1318.	California .....	Enhance Fort Bragg and Willitis passenger stations .....	0.500
1319.	New Mexico ....	Improve Uptown in Bernalillo County .....	1.500
1320.	Missouri .....	Construction of airport ground transportation terminal for the Springfield/Branson Airport intermodal facility in Springfield, Missouri .....	5.000
1321.	North Carolina	Widen US-421 from North Carolina Route 194 to two miles East of US-221 .....	7.400
1322.	Kentucky .....	Construct US-127: \$800,000 for the segment between the Albany Bypass and KY-90; \$10,375,000 for the segment between the Albany Bypass and Clinton County High School; \$40,000 for the segment between KY696 and the Tennessee State line .....	11.215
1323.	Missouri .....	Upgrade US-71 interchange in Carthage, Missouri .....	1.000

			[Dollars in Millions]
1324.	Ohio .....	Reconstruct Morgan County 37 in Morgan County	0.500
1325.	New York .....	Construct Maybrook Corridor bikeway in Dutchess County .....	1.404
1326.	New York .....	Construct Poughkeepsie Intermodal Facility in Poughkeepsie .....	3.750
1327.	Illinois .....	Construct Orchard Road Bridge over the Fox River .....	7.000
1328.	Pennsylvania ..	Improve PA-23 Corridor from US-30 Bypass between Lancaster County line and Morgantown	4.000
1329.	California .....	Improve State Route 57 interchange at Lambert Road in Brea .....	0.985
1330.	Texas .....	Upgrade State Highway 35 Yoakum District in Matagorda and Buazovia Counties .....	12.000
1331.	Pennsylvania ..	Improve T-344 Bridge over Mahantango Creek in Snyder County .....	0.700
1332.	Ohio .....	Complete safety/bicycle path in Madison Township .....	0.030
1333.	New Jersey ....	Upgrade Montvale/Chestnut Ridge Road and Grand Avenue intersection at Garden State Parkway in Bergen County .....	0.500
1334.	Kentucky .....	Widen US-27 from Norwood to Eubank .....	30.000
1335.	California .....	Extend Highway 41 in Madera County .....	10.000
1336.	New York .....	Improve and reconstruct Stony Street in York Town .....	0.350
1337.	Pennsylvania ..	Complete Broad Street ramps at Route 611 bypass in Bucks County .....	1.770
1338.	Tennessee .....	Construct State Route 131 from Gill Road to Bishop Road .....	2.400
1339.	Georgia .....	Construct the Savannah River Parkway in Bullock, Jenkins, Screven and Effinghaus Counties	10.000
1340.	Illinois .....	Improve Illinois Route 29 in Sangamon and Christian Counties .....	2.300
1341.	Mississippi ....	Widen State Route 6 from Pontotoc to US-45 at Tupelo in Mississippi .....	15.000
1342.	Kansas .....	Construct road and rail grade separations in Wichita .....	35.000
1343.	Illinois .....	Widen US-20 in Freeport .....	5.100
1344.	Minnesota .....	Construct Mankato South Route in Mankato .....	7.000
1345.	Michigan .....	Construct interchange at Eastman Avenue/US-10 in Midland .....	11.000
1346.	California .....	Highway 65 improvement and mitigation project	4.000
1347.	Pennsylvania ..	Improve access to Raystown in Huntingdon County .....	1.500
1348.	Indiana .....	Construct East 79th from Sunnyside Road to Oaklandon Road in Lawrence .....	4.000
1349.	Georgia .....	Widen and reconstruct Corder Road from Pineview Drive to the Russell Parkway .....	3.400
1350.	New York .....	Rehabilitate Jay Covered Bridge in Essex County	1.000
1351.	New York .....	Improve Long Ridge Road from Pound Ridge Road to Connecticut State line .....	2.800
1352.	Mississippi ....	Widen MS-45 from Brooksville to US-82 in Mississippi. ....	4.500
1353.	Ohio .....	Upgrade US-30 in Hancock .....	15.000
1354.	Illinois .....	Construct an interchange at I-90 and Illinois Route 173 in Rockford .....	7.500
1355.	New York .....	Construct Route 17-Lowman Crossover in Ashland	4.800
1356.	New Jersey ....	Rehabilitate East Ridgewood Avenue over Route 17 in Bergen County .....	3.600
1357.	Pennsylvania ..	St. Thomas Signals Hade and Jack Rds US-30 in Franklin County .....	0.200
1358.	New York .....	Improve Route 9 in Dutchess County .....	1.560
1359.	Ohio .....	Rail mitigation and improvement projects from Vermillion to Conneaut .....	12.000

			[Dollars in Millions]
1360.	Virginia .....	Complete North Section of Fairfax County Parkway in Fairfax County, Virginia. ....	10.000
1361.	Arkansas .....	Conduct design study and acquire right of way on US-71 in the vicinity of Fort Chaffee, Fort Smith .....	5.000
1362.	Pennsylvania ..	Realign Moulstown Road/Route 194/Eisenhower Drive York County .....	2.000
1363.	Florida .....	Construct Greater Orlando Aviation Authority Consolidated Surface Access in Orlando .....	1.341
1364.	Florida .....	Construct US17/92 and SR-436 interchange in Orange/Osceola/Seminole County region .....	2.750
1365.	Washington ....	Construct State Route 7—Elbe rest area and interpretive facility in Pierce County, WA. ....	0.600
1366.	Virginia .....	Improve the RIC airport connector road in Richmond .....	3.000
1367.	Tennessee .....	Improve State Road 60 from Waterville to US-64 in Bradley County .....	1.600
1368.	Pennsylvania ..	Relocate US-219 Ridgeway, Pennsylvania, truck bypass connector along Osterhout Street .....	6.000
1369.	Pennsylvania ..	Construct PA 36 Convention Center Connector in Blair County .....	1.000
1370.	New Jersey ....	Construct US-22/Chimney Rock Road interchange in Somerset County .....	23.000
1371.	Alaska .....	Improve Dalton Highway from Fairbanks to Prudhoe Bay .....	5.000
1372.	Pennsylvania ..	Allegheny Trail from Pittsburgh, Pennsylvania to Cumberland, Maryland .....	12.000
1373.	Washington ....	Reconstruct I-21/Keys Road intersection in Yakima .....	8.640
1374.	Pennsylvania ..	Upgrade 2 sections of US-6 in Tioga County .....	1.500
1375.	Illinois .....	Congestion mitigation for Illinois Route 31 and Illinois Route 62 intersection in Algonquin .....	12.000
1376.	Illinois .....	Construct Towanda-Barnes Road in Mclean County .....	7.760
1377.	Pennsylvania ..	Construct Lackawanna River Heritage Trail in Lackawanna .....	0.500
1378.	Pennsylvania ..	Reconstruct I-81 Plainfield interchange in Cumberland County .....	3.520
1379.	Kentucky .....	Reconstruct US-127: \$7,500,000 for the segment between Dry Ridge Road and US-231 and US-31; \$4,000,000 for the segment between Allen-Warren County line and Dry Ridge Road .....	11.500
1380.	Tennessee .....	Construct State Route 30 from Athens to Etowah in McMinn County .....	10.320
1381.	Arizona .....	Replace US-93 Hoover Dam Bridge .....	20.000
1382.	Iowa .....	Conduct study of Port of Des Moines, Des Moines .....	0.100
1383.	Missouri .....	Bull Shoals Lake Ferry in Taney County, Missouri. ....	0.697
1384.	Pennsylvania ..	Widen PA-413 in Bucks County .....	2.000
1385.	Mississippi ....	Construct I-20 interchange at Pirate Cove .....	1.000
1386.	Texas .....	Complete State Highway 35 in Aransas County ...	10.000
1387.	California .....	Construct interchange between I-15 and SR-18 in San Bernardino, California. ....	8.000
1388.	Pennsylvania ..	Improve Route 94 Corridor through Hanover to Maryland State Line. ....	8.000
1389.	Ohio .....	Upgrade 2 warning devices on the rail north/south line from Columbus to Toledo .....	0.200
1390.	Pennsylvania ..	Resurface current 219 bypass at Bradford .....	6.500
1391.	New Jersey ....	Construct Route 17 bridge over the Susquehanna and Western Rail line in Rochelle Park .....	1.500
1392.	Louisiana .....	Replace ferry in Plaquemines Parish .....	2.150
1393.	New York .....	Construct Hudson River scenic overlook from Route 9 to Waterfront in Poughkeepsie .....	0.455
1394.	California .....	Complete State Route 56 in San Diego .....	4.000

			[Dollars in Millions]
1395.	New Jersey .....	Replace Clove Road bridge over tributary of Mill Brook and Clove Brook in Sussex County .....	1.000
1396.	California .....	Construct interchanges for I-10 in Coachella Valley, Riverside County .....	3.000
1397.	South Dakota	Construct US-16 Hell Canyon Bridge and approaches in Custer County .....	0.441
1398.	Wisconsin .....	Reconstruct U.S. Highway 151, Waupun to Fond du Lac .....	26.000
1399.	Indiana .....	Construct I-70/Six Points interchange in Marion and Hendricks County .....	19.950
1400.	Wyoming .....	Reconstruct Cheyenne Area Norris Viaduct .....	8.000
1401.	California .....	Extend State Route 52 in San Diego .....	5.000
1402.	Kansas .....	Reconstruct K-7 from Lone Elm Road to Harrison .....	3.100
1403.	Mississippi ....	Construct US-84 from Eddiceton to Auburn Road .....	1.250
1404.	Florida .....	Construct County Road 470 Interchange in Lake County .....	8.000
1405.	Virginia .....	Widen I-81 in Roanoke and Botetourt Counties and in Rockbridge, Augusta and Rockingham Counties .....	6.000
1406.	California .....	Improve and modify the Port of Hueneme Intermodal Corridor—Phase II in Ventura County ..	22.400
1407.	New York .....	Construct Bay Shore Road SR-231 to SR-27 in Suffolk County .....	8.000
1408.	Alabama .....	Complete I-59 interchange in Dekalb County .....	4.000
1409.	Michigan .....	Construct interchange at US-10/Bay City Road in Midland .....	4.000
1410.	Connecticut ....	Improve Route 4 intersection in Harwinton, Connecticut. ....	1.800
1411.	Colorado .....	Construct Wadsworth Boulevard improvement project in Arvada .....	1.000
1412.	Connecticut ....	Reconstruct Post Office Town Farm Road in Enfield, Connecticut .....	1.500
1413.	Pennsylvania ..	Widen and signalize Summeytown Pike and Forty Foot Road in Montgomery County, Pennsylvania. ....	4.300
1414.	Tennessee .....	Improve State Road 95 from Westover Drive to SR-62 in Roane and Anderson Counties .....	4.900
1415.	New York .....	FJ&G Rail/Trail Project in Fulton County .....	0.700
1416.	Pennsylvania ..	Construct Towamencin Township multimodal center .....	2.900
1417.	Michigan .....	Relocate US-31 from River Road to Naomi Road in Berrian County .....	18.000
1418.	Alaska .....	Extend West Douglas Road in Goldbelt and Juneau .....	3.300
1419.	Illinois .....	Construct US-67 in Madison and Jersey Counties .....	6.800
1420.	Idaho .....	Reconstruct US-95 from Bellgrove to Mica .....	10.000
1421.	Idaho .....	Construct US-95: Sandcreek Alternate Route in Sandpoint .....	15.000
1422.	Ohio .....	Construct highway-rail grade separations on Snow Road in Brook Park .....	3.000
1423.	New York .....	Construct Southern State Parkway ITS between NYS Route 110 and Sagtikos Parkway .....	4.825
1424.	Florida .....	Widen US-17/92 in Volusia County .....	1.800
1425.	Connecticut ....	Realign Route 4 intersection in Farmington .....	2.800
1426.	Louisiana .....	Construct Louisiana Highway 1 from the Gulf of Mexico to US-90 .....	0.750
1427.	Kentucky .....	Construct Kentucky 31E from Bardstowns to Salt River .....	1.000
1428.	Virginia .....	Constuct Third Bridge/Tunnel Crossing of Hampton Road .....	5.000
1429.	Washington ....	Widen Cook Road in Skagit County, Washington.	3.100
1430.	Pennsylvania ..	Construct 25.5 miles of the Perkiomen Trail .....	0.540

			[Dollars in Millions]
1431.	Louisiana .....	Construct Port of South Louisiana Connector in Saint John the Baptist Parish .....	0.700
1432.	New York .....	Construct CR-96 from Great South Bay to Montauk Highway in Suffolk County .....	0.275
1433.	Pennsylvania ..	Construct US-6 Tunkhannock Bypass in Wyoming County .....	2.400
1434.	Alabama .....	Construct Eastern Shore Trail project in Fairhope, Alabama. ....	1.355
1435.	Georgia .....	Construct North River Causeway and Bridge, St. Mary's County .....	2.900
1436.	Utah .....	Construct Phase II of the University Avenue Interchange in Provo .....	10.000
1437.	California .....	Widen SR-71 from Riverside County to SR-91 ...	13.000
1438.	Arkansas .....	Construct access route to Northwest Arkansas Regional Airport in Highfill, Arkansas. ....	16.000
1439.	California .....	Construct Ocean Boulevard and Terminal Island Freeway interchange in Long Beach, California. ....	20.000
1440.	Nebraska .....	Widen and reconstruct I-680 from Pacific Street to Dodge Street in Douglas County .....	8.000
1441.	Indiana .....	Lafayette Railroad relocation project in Lafayette, Indiana. ....	29.400
1442.	Florida .....	Construct pedestrian overpass from Florida National Scenic Trail over I-4 .....	2.500
1443.	Michigan .....	Construct interchange at I-75/North Down River Road .....	1.500
1444.	New York .....	Construct CR-96 from Montauk Highway to Sunrise Highway in Suffolk County .....	0.435
1445.	Connecticut ....	Widen Route 10 from vicinity of Lazy Lane to River Street in Southington, Connecticut .....	4.640
1446.	Connecticut ....	Widen Route 4 in Torrington .....	2.800
1447.	Washington ....	Construct Port of Longview Industrial Rail Corridor and Fibre Way Overpass in Longview ....	2.500
1448.	Virginia .....	Construct I-95/State Route 627 interchange in Stafford County .....	4.000
1449.	Colorado .....	Complete the Powers Boulevard north extension in Colorado Springs .....	12.000
1450.	Ohio .....	Construct St. Clairsville Bike Path in Belmont County .....	0.500
1451.	South Dakota	Construct Aberdeen Truck bypass .....	2.576
1452.	New York .....	Conduct extended needs study for the Tappan Zee Bridge .....	4.000
1453.	Washington ....	Widen SR-99 between 148th Street and King County Line in Lynnwood .....	3.000
1454.	Texas .....	Construct State Highway 121 from I-30 to US-67 in Cleburne .....	32.000
1455.	Oklahoma .....	Reconstruct US-70 from Broken Bow to Arkansas State line in McCurtain County .....	7.500
1456.	Georgia .....	Conduct study of a multimodal transportation corridor along GA-400 .....	25.000
1457.	New York .....	Reconstruct and widen Route 78 from I-90 to Route 15 .....	5.500
1458.	Nebraska .....	Construct South Beltway in Lincoln .....	5.500
1459.	Nebraska .....	Replace US-81 bridge between Yankton, south Dakota and Cedar County, Nebraska .....	1.500
1460.	Florida .....	Construct Alden Road Improvement Project in Orange County .....	0.700
1461.	California .....	Improve and widen Forest Hill Road in Placer County .....	7.000
1462.	Washington ....	Improve Hillsboro Street/Highway 395 intersection in Pasco .....	3.550
1463.	Missouri .....	Construct Hermann Bridge on Highway 19 in Montgomery and Gasconade Counties .....	1.544

			<i>[Dollars in Millions]</i>
1464.	Utah .....	Widen and improve 123rd/126th South from 700 East to Jordan River in Draper .....	7.000
1465.	Illinois .....	Improve Constitution Avenue in Peoria .....	3.500
1466.	New York .....	Reconstruct Washington County covered bridge project .....	1.700
1467.	New York .....	Reconstruct Stoneleigh Avenue in Putnam County	3.920

1 **SEC. 128. WOODROW WILSON MEMORIAL BRIDGE.**

2 *Section 407(a) of the National Highway System Des-*  
3 *ignation Act of 1995 (109 Stat. 630–631) is amended—*

4 *(1) by redesignating paragraph (2) as para-*  
5 *graph (3);*

6 *(2) by striking “(a)” and all that follows through*  
7 *the period at the end of paragraph (1) and inserting*  
8 *the following:*

9 *“(a) CONVEYANCES.—*

10 *“(1) CONVEYANCE TO STATES AND DISTRICT OF*  
11 *COLUMBIA.—*

12 *“(A) GENERAL AUTHORITY.—Not later than*  
13 *60 days after the date of the enactment of this*  
14 *subparagraph, the Secretary shall convey to the*  
15 *State of Virginia, the State of Maryland, and the*  
16 *District of Columbia all right, title, and interest*  
17 *of the United States in and to the Bridge, in-*  
18 *cluding such related riparian rights and inter-*  
19 *ests in land underneath the Potomac River as*  
20 *are necessary to carry out the project.*

1           “(B) *ACCEPTANCE OF TITLE.*—*Except as*  
2           *provided in paragraph (3), upon conveyance by*  
3           *the Secretary, the State of Virginia, the State of*  
4           *Maryland, and the District of Columbia shall ac-*  
5           *cept the right, title, and interest in and to the*  
6           *Bridge.*

7           “(C) *CONSOLIDATION OF JURISDICTION.*—  
8           *For the purpose of making the conveyance under*  
9           *this paragraph, the Secretary of the Interior and*  
10           *the head of any other Federal department or*  
11           *agency that has jurisdiction over the land adja-*  
12           *cent to the Bridge shall transfer such jurisdiction*  
13           *to the Secretary.*

14           “(D) *FUNDS ALLOCATED.*—*No funds made*  
15           *available for the high cost Interstate System re-*  
16           *construction and improvement program under*  
17           *section 160 of title 23, United States Code, may*  
18           *be allocated for the Bridge before the State of*  
19           *Virginia, the State of Maryland, and the District*  
20           *of Columbia accept right, title, and interest in*  
21           *and to the Bridge under this paragraph.*

22           “(2) *CONVEYANCE TO AUTHORITY.*—*After execu-*  
23           *tion of the agreement under subsection (c), the State*  
24           *of Virginia, State of Maryland, and the District of*  
25           *Columbia shall convey to the Authority their respec-*

1        *tive rights, titles, and interests in and to the Bridge,*  
2        *including such related riparian rights and interests*  
3        *in land underneath the Potomac River as are nec-*  
4        *essary to carry out the Project. Except as provided in*  
5        *paragraph (3), upon conveyance by the Secretary, the*  
6        *Authority shall accept the right, title, and interest in*  
7        *and to the Bridge and all duties and responsibilities*  
8        *associated with the Bridge.”; and*

9                *(3) in paragraph (3), as redesignated by para-*  
10        *graph (1) of this section, by striking “conveyance*  
11        *under paragraph (1)” and inserting “conveyance*  
12        *under this subsection”.*

13        **SEC. 129. TRAINING.**

14        *(a) TRAINING POSITIONS FOR WELFARE RECIPI-*  
15        *ENTS.—Section 140(a) is amended by inserting after the*  
16        *third sentence the following: “In implementing such pro-*  
17        *grams, a State may reserve training positions for persons*  
18        *who receive welfare assistance from such State; except that*  
19        *the implementation of any such program shall not cause*  
20        *current employees to be displaced or current positions to*  
21        *be supplanted.”.*

22        *(b) TYPES OF TRAINING.—Section 140(b) is amend-*  
23        *ed—*

24                *(1) in the first sentence—*

1           (A) by inserting “and technology” after  
2           “construction”; and

3           (B) by inserting after “programs” the fol-  
4           lowing: “, and to develop and fund summer  
5           transportation institutes”; and

6           (2) in the last sentence by striking “may be  
7           available” and inserting “may be utilized”.

8           (c) *HEAVY EQUIPMENT OPERATOR TRAINING FACIL-*  
9 *ITY.*—

10           (1) *ESTABLISHMENT.*—*The Secretary shall estab-*  
11 *lish a heavy equipment operator training facility in*  
12 *Hibbing, Minnesota. The purpose of the facility shall*  
13 *be to develop an appropriate curriculum for training,*  
14 *and to train operators and future operators of heavy*  
15 *equipment in the safe use of such equipment.*

16           (2) *FUNDING.*—*There is authorized to be appro-*  
17 *priated out of the Highway Trust Fund (other than*  
18 *the Mass Transit Account) \$500,000 for each of fiscal*  
19 *years 1998 and 1999 to carry out this subsection.*

20           (3) *APPLICABILITY OF TITLE 23.*—*Funds made*  
21 *available to carry out this subsection shall be avail-*  
22 *able for obligation in the same manner as if such*  
23 *funds were apportioned under chapter 1 of title 23,*  
24 *United States Code; except that the Federal share of*  
25 *the cost of establishment of the facility under this sub-*

1        *section shall be 80 percent and such funds shall re-*  
2        *main available until expended.*

3        *(d) MOTOR CARRIER OPERATOR VEHICLE AND TRAIN-*  
4        *ING FACILITY.—*

5                *(1) ESTABLISHMENT.—The Secretary shall make*  
6        *grants to the State of Pennsylvania to establish and*  
7        *operate an advanced tractor trailer safety and opera-*  
8        *tor training facility in Chambersburg, Pennsylvania.*  
9        *The purpose of the facility shall be to develop and co-*  
10        *ordinate an advance curriculum for the training of*  
11        *operators and future operators of tractor trailers. The*  
12        *facility shall conduct training on the test track at*  
13        *Letterkenny Army Depot and the unused segment of*  
14        *the Pennsylvania Turnpike located in Bedford Coun-*  
15        *ty, Pennsylvania. The facility shall be operated by a*  
16        *not-for-profit entity and, when Federal assistance is*  
17        *no longer being provided with respect to the facility,*  
18        *shall be privately operated.*

19                *(2) FUNDING.—Of the amounts made available*  
20        *for each of fiscal years 1998 through 2003 by section*  
21        *127(a)(3)(H) of this Act, \$500,000 per fiscal year*  
22        *shall be available to carry out this subsection. Such*  
23        *funds shall remain available until expended. The Fed-*  
24        *eral share of the cost of establishment and operation*



1 *transportation projects related to an international quadren-*  
2 *nial Olympic event under sections 134 and 135 of title 23,*  
3 *United States Code, and in developing intermodal transpor-*  
4 *tation plans necessary for such projects in coordination*  
5 *with State and local transportation agencies.*

6       *(d) USE OF ADMINISTRATIVE EXPENSES.—The Sec-*  
7 *retary may provide assistance from funds deducted under*  
8 *section 104(a) of title 23, United States Code, for the devel-*  
9 *opment of an Olympic and Paralympic transportation*  
10 *management plan in cooperation with an Olympic and a*  
11 *Paralympic Organizing Committee responsible for hosting,*  
12 *and State and local communities affected by, an inter-*  
13 *national quadrennial Olympic event.*

14       *(e) TRANSPORTATION PROJECTS RELATED TO OLYM-*  
15 *PIC EVENTS.—*

16           *(1) GENERAL AUTHORITY.—The Secretary may*  
17 *provide assistance to States and local governments in*  
18 *carrying out transportation projects related to an*  
19 *international quadrennial Olympic event. Such as-*  
20 *sistance may include planning, capital, and operat-*  
21 *ing assistance.*

22           *(2) FEDERAL SHARE.—The Federal share of the*  
23 *costs of projects assisted under this subsection shall*  
24 *not exceed 80 percent. For purposes of determining*

1        *the non-Federal share, highway, aviation, and transit*  
2        *projects shall be considered a program of projects.*

3        *(f) ELIGIBLE GOVERNMENTS.—A State or local gov-*  
4        *ernment is eligible to receive assistance under this section*  
5        *only if it is hosting a venue that is part of an international*  
6        *quadrennial Olympics that is officially selected by the*  
7        *International Olympic Committee.*

8        *(g) AIRPORT DEVELOPMENT PROJECTS.—*

9                *(1) AIRPORT DEVELOPMENT DEFINED.—Section*  
10              *47102(3) of title 49, United States Code, is amended*  
11              *by adding at the end the following:*

12                        *“(H) Developing, in coordination with*  
13                        *State and local transportation agencies, inter-*  
14                        *modal transportation plans necessary for Olym-*  
15                        *pic-related projects at an airport.”.*

16                *(2) DISCRETIONARY GRANTS.—Section 47115(d)*  
17              *of title 49, United States Code, is amended—*

18                        *(A) by striking “and” at the end of para-*  
19                        *graph (5);*

20                        *(B) by striking the period at the end of*  
21                        *paragraph (6) and inserting “; and”; and*

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

23                        *“(7) the need for the project in order to meet the*  
24                        *unique demands of hosting international quadrennial*  
25                        *Olympic events.”.*

1 **SEC. 131. NATIONAL DEFENSE HIGHWAYS.**

2       (a) *RECONSTRUCTION PROJECTS.*—*If the Secretary de-*  
3 *termines, after consultation with the Secretary of Defense,*  
4 *that a highway, or portion of a highway, located outside*  
5 *the United States is important to the national defense, the*  
6 *Secretary may carry out a project for the reconstruction*  
7 *of such highway or portion of highway.*

8       (b) *FUNDING.*—*The Secretary may make available,*  
9 *from funds appropriated for expenditure on the National*  
10 *Highway System, not to exceed \$20,000,000 per fiscal year*  
11 *for each of fiscal years 1998 through 2003 to carry out this*  
12 *section. Such sums shall remain available until expended.*

13 **SEC. 132. MISCELLANEOUS SURFACE TRANSPORTATION**  
14 **PROGRAMS.**

15       (a) *INFRASTRUCTURE AWARENESS PROGRAM.*—

16           (1) *IN GENERAL.*—*The Secretary is authorized to*  
17 *fund the production of a documentary about infra-*  
18 *structure in cooperation with a not-for-profit national*  
19 *public television station and the National Academy of*  
20 *Engineering which shall demonstrate how public*  
21 *works and infrastructure projects stimulate job*  
22 *growth and the economy and contribute to the general*  
23 *welfare of the nation.*

24           (2) *FUNDING.*—*There is authorized to be appro-*  
25 *priated out of the Highway Trust Fund (other than*  
26 *the Mass Transit Account) to carry out this section*

1       \$1,000,000 for each of fiscal years 1998, 1999, and  
2       2000. Such funds shall remain available until ex-  
3       pended.

4           (3) *APPLICABILITY OF TITLE 23.*—Funds author-  
5       ized by this subsection shall be available for obligation  
6       in the same manner as if such funds were appor-  
7       tioned under chapter 1 of title 23, United States  
8       Code; except that the Federal share of the cost of any  
9       project under this subsection and the availability of  
10      funds authorized by this subsection shall be deter-  
11      mined in accordance with this subsection.

12      (b) *STUDY OF PARKING FACILITIES ADEQUACY.*—

13           (1) *STUDY.*—The Secretary shall conduct a study  
14      to determine the location and quantity of parking fa-  
15      cilities at commercial truck stops and travel plazas  
16      and public rest areas that could be used by motor car-  
17      riers to comply with Federal hours of service rules.  
18      The study shall include an inventory of current facili-  
19      ties serving the National Highway System, analyze  
20      where shortages exist or are projected to exist, and  
21      propose a plan to reduce the shortages. The study  
22      shall be carried out in cooperation with research enti-  
23      ties representing motor carriers, the travel plaza in-  
24      dustry, and commercial motor vehicle drivers.

1           (2) *REPORT.*—Not later than January 1, 2001,  
2           the Secretary shall transmit to Congress a report on  
3           the results of the study with any recommendations the  
4           Secretary determines appropriate as a result of the  
5           study.

6           (3) *FUNDING.*—From amounts set aside under  
7           section 104(a) of title 23, United States Code, for each  
8           of fiscal years 1998, 1999, and 2000, the Secretary  
9           may use not to exceed \$500,000 per fiscal year to  
10          carry out this section.

11 **SEC. 133. ELIGIBILITY.**

12          (a) *AMBASSADOR BRIDGE ACCESS, MICHIGAN.*—Not-  
13          withstanding section 129 of title 23, United States Code,  
14          or any other provision of law, improvements to and con-  
15          struction of access roads, approaches, and related facilities  
16          (such as signs, lights, and signals) necessary to connect the  
17          Ambassador Bridge in Detroit, Michigan, to the Interstate  
18          System shall be eligible for funds apportioned under sec-  
19          tions 104(b)(1) and 104(b)(3) of such title.

20          (b) *CUYAHOGA RIVER BRIDGE, OHIO.*—Notwithstand-  
21          ing section 149 of title 23, United States Code, or any other  
22          provision of law, a project to construct a new bridge over  
23          the Cuyahoga River in Cleveland, Ohio, shall be eligible for  
24          funds apportioned under section 104(b)(2) of such title.

1           (c) *CONNECTICUT.*—*In fiscal year 1998, the State of*  
2 *Connecticut may transfer any funds remaining available*  
3 *for obligation under the section 104(b)(5)(A) of title 23,*  
4 *United States Code, as in effect on the day before the date*  
5 *of the enactment of this Act, for construction of the Inter-*  
6 *state System to any other program eligible for assistance*  
7 *under chapter 1 of such title. Before making any distribu-*  
8 *tion of the obligation limitation under section 103(c)(4) of*  
9 *this Act, the Secretary shall make available to the State*  
10 *of Connecticut sufficient obligation authority under section*  
11 *103(c) of this Act to obligate funds available for transfer*  
12 *under this subsection.*

13           (d) *SAN FRANCISCO-OAKLAND BAY BRIDGE, CALIFOR-*  
14 *NIA.*—*In accordance with section 502 of this Act, a project*  
15 *to reconstruct the Interstate System approach to the western*  
16 *end of the San Francisco-Oakland Bay Bridge and the*  
17 *ramps connecting the bridge to Treasure Island shall be eli-*  
18 *gible for funds under section 160 of title 23, United States*  
19 *Code, relating to the high-cost Interstate System reconstruc-*  
20 *tion and improvement program.*

21           (e) *SOUTHERN CALIFORNIA.*—*Notwithstanding section*  
22 *120(l)(1) of title 23, United States Code—*

23                   (1) *private entity expenditures to construct the*  
24 *SR-91 toll road located in Orange County, Califor-*  
25 *nia, from SR-55 to the Riverside County line may be*

1       *credited toward the State matching share for any*  
2       *Federal-aid project beginning construction after the*  
3       *SR-91 toll road was opened to traffic; and*

4             (2) *private expenditures for the future SR-125*  
5       *toll road in San Diego County, California, from SR-*  
6       *905 to San Miguel Road may be credited against the*  
7       *State match share for Federal-aid highway projects*  
8       *beginning after SR-125 is opened to traffic.*

9       (f) *INTERNATIONAL BRIDGE, SAULT STE. MARIE,*  
10 *MI.—The International Bridge Authority, or its successor*  
11 *organization, shall be permitted to continue collection of*  
12 *tolls for the maintenance, operation, capital improvements,*  
13 *and future expansions to the International Bridge and its*  
14 *approaches, plaza areas, and associated buildings and*  
15 *structures.*

16       (g) *INFORMATION SERVICES.—A food business that*  
17 *would otherwise be eligible to display a mainline business*  
18 *logo on a specific service food sign described in section 2G-*  
19 *5.7(4) of part IIG of the 1988 edition of the Manual on*  
20 *Uniform Traffic Control Devices for Streets and Highways*  
21 *under the requirements specified in that section, but for the*  
22 *fact that the business is open 6 days a week, cannot be pro-*  
23 *hibited from inclusion on such a food sign.*

1 **SEC. 134. FISCAL, ADMINISTRATIVE, AND OTHER AMEND-**  
2 **MENTS.**

3 (a) *ADVANCED CONSTRUCTION.*—Section 115 is  
4 amended—

5 (1) in subsection (b)—

6 (A) by moving the text of paragraph (1)  
7 (including subparagraphs (A) and (B)) 2 ems to  
8 the left;

9 (B) by striking “(1) *IN GENERAL.*—”;

10 (C) by striking paragraphs (2) and (3); and

11 (D) by striking “(A) prior” and inserting  
12 “(1) prior”; and

13 (E) by striking “(B) the project” and in-  
14 serting “(2) the project”;

15 (2) by striking subsection (c); and

16 (3) by redesignating subsection (d) as subsection  
17 (c).

18 (b) *AVAILABILITY OF FUNDS.*—Section 118 is amend-  
19 ed—

20 (1) in the subsection heading for subsection (b)  
21 by striking “; *DISCRETIONARY PROJECTS*”; and

22 (2) by striking subsection (e) and inserting the  
23 following:

24 “(e) *EFFECT OF RELEASE OF FUNDS.*—Any Federal-  
25 aid highway funds released by the final payment on a  
26 project, or by the modification of the project agreement,

1 *shall be credited to the same program funding category pre-*  
2 *viously apportioned to the State and shall be immediately*  
3 *available for expenditure.”.*

4 (c) *FEDERAL SHARE PAYABLE.*—Section 120 is  
5 *amended in each of subsections (a) and (b) by striking*  
6 *“shall be” and inserting “shall not exceed”.*

7 (d) *PAYMENTS TO STATES FOR CONSTRUCTION.*—Sec-  
8 *tion 121 is amended—*

9 (1) *in subsection (a)—*

10 (A) *by striking the second sentence; and*

11 (B) *by striking the last sentence and insert-*  
12 *ing the following: “Such payments may also be*  
13 *made for the value of the materials (1) which*  
14 *have been stockpiled in the vicinity of such con-*  
15 *struction in conformity to plans and specifica-*  
16 *tions for the projects, and (2) which are not in*  
17 *the vicinity of such construction if the Secretary*  
18 *determines that because of required fabrication*  
19 *at an off-site location the material cannot be*  
20 *stockpiled in such vicinity.”;*

21 (2) *by striking subsection (b) and inserting the*  
22 *following:*

23 “(b) *PROJECT AGREEMENT.*—No payment shall be  
24 *made under this chapter except for a project covered by a*  
25 *project agreement. After completion of the project in accord-*

1 *ance with the project agreement, a State shall be entitled*  
2 *to payment out of the appropriate sums apportioned or al-*  
3 *located to it of the unpaid balance of the Federal share pay-*  
4 *able on account of such project.”;*

5 *(3) by striking subsections (c) and (d); and*

6 *(4) by redesignating subsection (e) as subsection*  
7 *(c).*

8 *(e) ADVANCES TO STATES.—Section 124 is amended—*

9 *(1) by striking “(a)” the first place it appears;*  
10 *and*

11 *(2) by striking subsection (b).*

12 *(f) DIVERSION.—Section 126, and the item relating to*  
13 *such section in the table of sections for chapter 1, are re-*  
14 *pealed.*

15 *(g) STATE HIGHWAY DEPARTMENT.—Section 302 is*  
16 *amended—*

17 *(1) by adding at the end of subsection (a) the fol-*  
18 *lowing: “Compliance with this provision shall have*  
19 *no effect on the eligibility of costs.”;*

20 *(2) by striking “(a)”;* and

21 *(3) by striking subsection (b).*

22 *(h) BRIDGE COMMISSIONS.—Public Law 87-441, re-*  
23 *lating to bridge commissions created by Congress and Fed-*  
24 *eral approval of membership of such commissions, is re-*  
25 *pealed.*

1       (i) *OTHER AMENDMENTS.*—

2           (1) *Section 1023(h)(1) of Intermodal Surface*  
3 *Transportation Efficiency Act of 1991 (23 U.S.C. 127*  
4 *note) is amended by striking “the date on which Fed-*  
5 *eral-aid highway and transit programs are reauthor-*  
6 *ized after the date of the enactment of the National*  
7 *Highway System Designation Act of 1995” and in-*  
8 *serting “September 30, 2003”.*

9           (2) *Section 127(a) is amended by inserting be-*  
10 *fore the next to the last sentence the following: “With*  
11 *respect to the State of Colorado, vehicles designed to*  
12 *carry 2 or more precast concrete panels shall be con-*  
13 *sidered a nondivisible load.”.*

14           (3) *Section 127(a) is amended by adding at the*  
15 *end the following: “The State of Louisiana may*  
16 *allow, by special permit, the operation of vehicles*  
17 *with a gross vehicle weight of up to 100,000 pounds*  
18 *for the hauling of sugarcane during the harvest sea-*  
19 *son, not to exceed 100 days annually.”.*

20           (4) *Section 127 is amended by adding at the end*  
21 *the following new subsection:*

22       “(h) *MAINE AND NEW HAMPSHIRE.*—*With respect to*  
23 *Interstate Route 95 in the State of New Hampshire, State*  
24 *laws or regulations in effect on January 1, 1987, shall be*  
25 *applicable for purposes of this section. With respect to that*

1 *portion of the Maine Turnpike designated Interstate Route*  
2 *95 and 495, and that portion of Interstate Route 95 from*  
3 *the southern terminus of the Maine Turnpike to the New*  
4 *Hampshire State line, State laws or regulations in effect*  
5 *on October 1, 1995, shall be applicable for purposes of this*  
6 *section.”.*

7 (j) *SPECIALIZED HAULING VEHICLES.—*

8 (1) *STUDY.—The Secretary shall conduct a study*  
9 *to examine the impact of the truck weight standards*  
10 *on specialized hauling vehicles.*

11 (2) *REPORT.—Not later than 2 years after the*  
12 *date of the enactment of this Act, the Secretary shall*  
13 *transmit to Congress a report on the results of the*  
14 *study with any recommendations the Secretary deter-*  
15 *mines appropriate as a result of the study.*

16 **SEC. 135. ACCESS OF MOTORCYCLES.**

17 *Section 102 is amended by redesignating subsection (b)*  
18 *as subsection (c) and by inserting after subsection (a) the*  
19 *following:*

20 “(b) *ACCESS OF MOTORCYCLES.—No State or political*  
21 *subdivision of a State may restrict the access of motorcycles*  
22 *to any highway or portion of a highway for which Federal-*  
23 *aid highway funds have been utilized for planning, design,*  
24 *construction, or maintenance.”.*

1 **SEC. 136. AMENDMENTS TO PRIOR SURFACE TRANSPOR-**  
2 **TATION AUTHORIZATION LAWS.**

3 *(a) ISTEА HIGH PRIORITY CORRIDORS.—*

4 *(1) IN GENERAL.—Section 1105(c) of the Inter-*  
5 *modal Surface Transportation Efficiency Act of 1991*  
6 *(105 Stat. 2032–2033) is amended—*

7 *(A) in paragraph (5)(B)(iii)(I)(ff) by in-*  
8 *serting before the semicolon “, including a con-*  
9 *nection to Andrews following the Route 41 Cor-*  
10 *ridor”;*

11 *(B) in paragraph (9) by inserting after*  
12 *“New York” the following: “, including United*  
13 *States Route 322 between United States Route*  
14 *220 and I–80”;*

15 *(C) in paragraph (18)—*

16 *(i) by inserting before “Indianapolis,*  
17 *Indiana” the following: “Sarnia, Ontario,*  
18 *Canada, through Port Huron, Michigan,*  
19 *southwesterly along I–69 and from Windsor,*  
20 *Ontario, Canada, through Detroit, Michi-*  
21 *gan, westerly along I–94 via Marshall,*  
22 *Michigan, thence south to”;* and

23 *(ii) by striking “and to include” and*  
24 *inserting the following:*

25 *“as follows:*

1           “(A) *In Tennessee, Mississippi, Arkansas,*  
2           *and Louisiana, the Corridor shall—*

3                   “(i) *follow the alignment generally*  
4                   *identified in the Corridor 18 Special Issues*  
5                   *Study Final Report; and*

6                   “(ii) *run in an East/South direction to*  
7                   *United States Route 61 and cross the Mis-*  
8                   *issippi River (in the vicinity of Memphis,*  
9                   *Tennessee) to Highway 79, and then follow*  
10                   *Highway 79 south to 2 miles west of*  
11                   *Altimer, Arkansas, and across the Arkansas*  
12                   *River at Lock and Dam Number 4, Arkan-*  
13                   *sas, and then proceed south in the direction*  
14                   *of Monticello, Arkansas, and link up with*  
15                   *the route proposed in the Corridor 18 Spe-*  
16                   *cial Issues Study Final Report which would*  
17                   *continue to Haynesville, Louisiana.*

18           “(B) *In the Lower Rio Grande Valley, the*  
19           *Corridor shall—*

20                   “(i) *include United States Route 77*  
21                   *from the Rio Grande River to Interstate*  
22                   *Route 37 at Corpus Christi, Texas, and*  
23                   *then to Victoria, Texas, via United States*  
24                   *Route 77;*

1                   “(ii) include United States Route 281  
2                   from the Rio Grande River to Interstate  
3                   Route 37 and then to Victoria, Texas, via  
4                   United States Route 59; and

5                   “(iii) include”;

6                   (D) in paragraph (21) by striking “United  
7                   States Route 17 in the vicinity of Salamanca,  
8                   New York” and inserting “Interstate Route 80”;

9                   (E) by inserting “, including I–29 between  
10                  Kansas City and the Canadian border” before  
11                  the period at the end of paragraph (23); and

12                  (F) by inserting after paragraph (29) the  
13                  following:

14                  “(30) Interstate Route 5 in the States of Califor-  
15                  nia, Oregon, and Washington, including California  
16                  State Route 905 between Interstate Route 5 and the  
17                  Otay Mesa Port of Entry.

18                  “(31) The Mon-Fayette Expressway and South-  
19                  ern Beltway in Pennsylvania.

20                  “(32) The Wisconsin Development Corridor from  
21                  the Iowa, Illinois, and Wisconsin border near Du-  
22                  buque, Iowa, to the Upper Mississippi River Basin  
23                  near Eau Claire, Wisconsin, as follows:

24                  “(A) United States Route 151 from the  
25                  Iowa border to Fond du Lac via Madison, Wis-

1           *consin, then United States Route 41 from Fond*  
2           *du Lac to Marinette via Oshkosh, Appleton, and*  
3           *Green Bay, Wisconsin.*

4           “(B) *State Route 29 from Green Bay to I-*  
5           *94 via Wausau, Chippewa Falls, and Eau*  
6           *Claire, Wisconsin.*

7           “(C) *United States Route 10 from Appleton*  
8           *to Marshfield, Wisconsin.*

9           “(33) *The Capital Gateway Corridor following*  
10          *United States Route 50 from the proposed intermodal*  
11          *transportation center connected to I-395 in Washing-*  
12          *ton, D.C., to the intersection of United States Route*  
13          *50 with Kenilworth Avenue and the Baltimore-Wash-*  
14          *ington Parkway in Maryland.*

15          “(34) *The Alameda Corridor East generally de-*  
16          *scribed as 52.8 miles from east Los Angeles (terminus*  
17          *of Alameda Corridor) through the San Gabriel Valley*  
18          *terminating at Colton Junction in San Bernardino.*

19          “(35) *Everett-Tacoma FAST Corridor.*

20          “(36) *New York and Pennsylvania State Route*  
21          *17 from Harriman, New York, to its intersection with*  
22          *I-90 in Pennsylvania.*

23          “(37) *United States Route 90 from I-49 in La-*  
24          *fayette, Louisiana, to I-10 in New Orleans.*

1           “(38) *The Ports-to-Plains Corridor from the*  
2           *Mexican Border via I-27 to Denver, Colorado.*”

3           “(39) *United States Route 63 from Marked Tree,*  
4           *Arkansas, to I-55.*”.

5           (2) *PROVISIONS APPLICABLE TO CORRIDORS.—*  
6           *Section 1105(e)(5)(A) of such Act is amended—*

7                   (A) *by inserting after “referred to” the first*  
8                   *place it appears the following: “in subsection*  
9                   *(c)(1),”;*

10                   (B) *by striking “and” the second place it*  
11                   *appears; and*

12                   (C) *by inserting after “(c)(20)” the follow-*  
13                   *ing: “, in subsection (c)(36), and in subsection*  
14                   *(c)(37)”.*

15           (3) *ROUTES.—Section 1105(e)(5) of such Act is*  
16           *further amended—*

17                   (A) *by redesignating subparagraphs (B)*  
18                   *and (C) as subparagraphs (C) and (D), respec-*  
19                   *tively;*

20                   (B) *by inserting after subparagraph (A) the*  
21                   *following:*

22                           “(B) *ROUTES.—*

23                                   “(i) *DESIGNATION.—The routes re-*  
24                                   *ferred to in subsections (c)(18) and (c)(20)*  
25                                   *shall be designated as Interstate Route I-69.*”

1           *A State having jurisdiction over any seg-*  
2           *ment of routes referred to in subsections*  
3           *(c)(18) and (c)(20) shall erect signs identi-*  
4           *fying such segment that is consistent with*  
5           *the criteria set forth in subsections*  
6           *(e)(5)(A)(i) and (e)(5)(A)(ii) as Interstate*  
7           *Route I–69, including segments of United*  
8           *States Route 59 in the State of Texas. The*  
9           *segment identified in subsection*  
10           *(c)(18)(B)(i) shall be designated as Inter-*  
11           *state Route I–69 East, and the segment*  
12           *identified in subsection (c)(18)(B)(ii) shall*  
13           *be designated as Interstate Route I–69 Cen-*  
14           *tral. The State of Texas shall erect signs*  
15           *identifying such routes as segments of future*  
16           *Interstate Route I–69.*

17           “(ii) *RULEMAKING TO DETERMINE FU-*  
18           *TURE INTERSTATE SIGN ERECTION CRI-*  
19           *TERIA.—The Secretary shall conduct a rule-*  
20           *making to determine the appropriate cri-*  
21           *teria for the erection of signs for future*  
22           *routes on the Interstate System identified in*  
23           *subparagraph (A). Such rulemaking shall be*  
24           *undertaken in consultation with States and*

1           local officials and shall be completed not  
2           later than December 31, 1998.”;

3           (C) by striking the last sentence of subpara-  
4           graph (A) and inserting it as the first sentence  
5           of subparagraph (B)(i), as inserted by subpara-  
6           graph (B) of this paragraph; and

7           (D) in subparagraph (D), as redesignated  
8           by subparagraph (A) of this paragraph, by strik-  
9           ing “(C)” and inserting “(D)”.

10       (b) *AMENDMENTS TO SURFACE TRANSPORTATION AS-*  
11 *SISTANCE ACT OF 1982.*—Section 146 of the Surface Trans-  
12 *portation Assistance Act of 1982 (96 Stat. 2130), relating*  
13 *to lane restrictions, is repealed.*

14 **SEC. 137. BICYCLE TRANSPORTATION AND PEDESTRIAN**  
15 **WALKWAYS.**

16       (a) *IN GENERAL.*—Section 217 is amended—

17           (1) in subsection (b)—

18               (A) by inserting “pedestrian walkways  
19               and” after “construction of”; and

20               (B) by striking “(other than the Interstate  
21               System)”;

22           (2) in subsection (e) by striking “, other than a  
23           highway access to which is fully controlled,”;

24           (3) by striking subsection (g) and inserting the  
25           following:

1           “(g) *PLANNING AND DESIGN.*—*Bicyclists and pedestri-*  
2 *ans shall be given due consideration in the comprehensive*  
3 *transportation plans developed by each metropolitan plan-*  
4 *ning organization and State in accordance with sections*  
5 *134 and 135, respectively. Bicycle transportation facilities*  
6 *and pedestrian walkways shall be considered, where appro-*  
7 *priate, in conjunction with all new construction and recon-*  
8 *struction of transportation facilities, except where bicycle*  
9 *and pedestrian use are not permitted. Transportation plans*  
10 *and projects shall provide due consideration for safety and*  
11 *contiguous routes. Safety considerations shall include the*  
12 *installation and maintenance of audible traffic signals and*  
13 *audible signs at street crossings.”;*

14           (4) *in subsection (h) by striking “No motorized*  
15 *vehicles shall” and inserting “Motorized vehicles may*  
16 *not”;*

17           (5) *in subsection (h)(3) by striking “when State*  
18 *and local regulations permit,”;*

19           (6) *in subsection (h)—*

20                 (A) *by striking “and” at the end of para-*  
21 *graph (3);*

22                 (B) *by redesignating paragraph (4) as*  
23 *paragraph (5); and*

24                 (C) *by inserting after paragraph (3) the fol-*  
25 *lowing:*

1           “(4) when State or local regulations permit, elec-  
2       tric bicycles; and”;

3           (7) by striking subsections (i) and (j) and insert-  
4       ing the following:

5       “(i) *DEFINITIONS.*—In this section, the following defi-  
6       nitions apply:

7           “(1) *BICYCLE TRANSPORTATION FACILITY.*—The  
8       term ‘bicycle transportation facility’ means new or  
9       improved lanes, paths, or shoulders for use by  
10      bicyclists, traffic control devices, shelters, and parking  
11      facilities for bicycles.

12          “(2) *ELECTRIC BICYCLE.*—The term ‘electric bi-  
13      cycle’ means any bicycle or tricycle with a low-pow-  
14      ered electric motor weighing under 100 pounds, with  
15      a top motor-powered speed not in excess of 20 miles  
16      per hour.

17          “(3) *PEDESTRIAN.*—The term ‘pedestrian’ means  
18      any person traveling by foot and any mobility im-  
19      paired person using a wheelchair.

20          “(4) *WHEELCHAIR.*—The term ‘wheelchair’  
21      means a mobility aid, usable indoors, and designed  
22      for and used by individuals with mobility impair-  
23      ments, whether operated manually or powered.”.

24      (b) *PROTECTION OF NONMOTORIZED TRANSPORTATION*  
25      *TRAFFIC.*—Section 109(n) is amended to read as follows:

1       “(n) *PROTECTION OF NONMOTORIZED TRANSPORTATION TRAFFIC.*—*The Secretary shall not approve any*  
2 *project or take any regulatory action under this title that*  
3 *will result in the severance of an existing major route or*  
4 *have significant adverse impact on the safety for non-*  
5 *motorized transportation traffic and light motorcycles, un-*  
6 *less such project or regulatory action provides for a reason-*  
7 *ably alternate route or such a route exists.”.*

9       (c) *RAILWAY-HIGHWAY CROSSINGS.*—*Section 130 is*  
10 *amended by adding at the end the following:*

11       “(j) *BICYCLE SAFETY.*—*In carrying out projects under*  
12 *this section, a State shall take into account bicycle safety.”.*

13       (d) *HIGHWAY AND STREET DESIGN STANDARDS.*—

14           (1) *STUDY.*—*Not later than 180 days after the*  
15 *date of the enactment of this Act, the Secretary shall*  
16 *initiate, in conjunction with the American Associa-*  
17 *tion of State Highway and Transportation Officials,*  
18 *a study to consider proposals to amend the policies of*  
19 *such association relating to highway and street design*  
20 *standards to accommodate bicyclists and pedestrians.*

21           (2) *REPORT.*—*Not later than 2 years after such*  
22 *date of enactment, the Secretary shall transmit to*  
23 *Congress a report on the results of the study with any*  
24 *recommendations on amending the policies referred to*

1        *in paragraph (1) the Secretary determines appro-*  
2        *priate.*

3        *(e) NATIONAL BICYCLE SAFETY EDUCATION CURRIC-*  
4        *ULA.—*

5            *(1) DEVELOPMENT.—The Secretary is authorized*  
6        *to develop a national bicycle safety education curric-*  
7        *ula that may include courses relating to on-road*  
8        *training.*

9            *(2) REPORT.—Not later than 12 months after the*  
10       *date of the enactment of this Act, the Secretary shall*  
11       *transmit to Congress a copy of the curricula.*

12           *(3) FUNDING.—From amounts made available*  
13       *under section 210 of this Act, the Secretary may use*  
14       *not to exceed \$500,000 for fiscal year 1998 to carry*  
15       *out this subsection.*

16        *(f) DESIGN GUIDANCE.—In implementing section*  
17       *217(g) of title 23, United States Code, the Secretary, in co-*  
18       *operation with the American Association of State Highway*  
19       *and Transportation Officials, the Institute of Transpor-*  
20       *tation Engineers, and other interested organizations, shall*  
21       *develop guidance on the various approaches to accommodat-*  
22       *ing bicycles and pedestrian travel. The guidance shall ad-*  
23       *dress issues such as the level and nature of the demand,*  
24       *volume, and speed of motor vehicle traffic, safety, terrain,*

1 *cost, and sight distance. The guidance shall be developed*  
2 *within 1 year after the date of the enactment of this Act.*

3 **SEC. 138. HAZARD ELIMINATION PROGRAM.**

4 *Section 152 is amended—*

5 *(1) in subsection (a) by inserting “, bicyclists,”*  
6 *after “motorists”;*

7 *(2) by adding at the end of subsection (a) the fol-*  
8 *lowing: “In carrying out this section, States shall*  
9 *minimize any negative impact on safety and access*  
10 *for bicyclists and pedestrians.”;*

11 *(3) in subsection (b) by inserting after “project”*  
12 *the following: “or safety improvement project de-*  
13 *scribed in subsection (a)”;* and

14 *(4) in subsections (f) and (g) by striking “high-*  
15 *way” each place it appears.*

16 **SEC. 139. PROJECT ADMINISTRATION.**

17 *(a) LIFE CYCLE COST ANALYSIS.—Section 106(e) is*  
18 *amended—*

19 *(1) in paragraph (1) by striking “with a cost of*  
20 *\$25,000,000 or more”;*

21 *(2) by adding at the end of paragraph (1) the*  
22 *following: “The program shall be based on the prin-*  
23 *ciples contained in section 2 of Executive Order*  
24 *12893.”;* and

1           (3) in paragraph (2) by inserting after “mainte-  
2           nance,” the following: “user costs,”.

3           (b) *EVALUATION OF PROCUREMENT PRACTICES AND*  
4 *PROJECT DELIVERY.*—

5           (1) *STUDY.*—*The Comptroller General shall con-*  
6 *duct a study to assess the impact that a utility com-*  
7 *pany’s failure to relocate their facilities in a timely*  
8 *manner has on the delivery and cost of Federal-aid*  
9 *highway and bridge projects. The study shall also as-*  
10 *sess the following:*

11           (A) *Methods States use to mitigate such*  
12 *delays, including the use of the courts to compel*  
13 *utility cooperation.*

14           (B) *The prevalence and use of incentives to*  
15 *utility companies for early completion of utility*  
16 *relocations on Federal-aid transportation project*  
17 *sites and, conversely, penalties assessed on utility*  
18 *companies for utility relocation delays on such*  
19 *projects.*

20           (C) *The extent to which States have used*  
21 *available technologies, such as subsurface utility*  
22 *engineering, early in the design of Federal-aid*  
23 *highway and bridge projects so as to eliminate*  
24 *or reduce the need for or delays due to utility re-*  
25 *locations.*



1           *services at any phase of a highway project*  
2           *funded in whole or in part with Federal-aid*  
3           *highway funds shall be performed under a*  
4           *contract awarded in accordance with sub-*  
5           *paragraph (A) unless the simplified acquisi-*  
6           *tion procedures of the Federal Acquisition*  
7           *Regulations of title 48, Code of Federal Reg-*  
8           *ulations, apply.*

9           “(ii) *PROHIBITION ON STATE RESTRIC-*  
10          *TIONS.—A State shall not impose any over-*  
11          *head restriction, or salary limitation incon-*  
12          *sistent with the Federal Acquisition Regula-*  
13          *tions, that would preclude any qualified*  
14          *firm from being eligible to compete for con-*  
15          *tracts awarded in accordance with subpara-*  
16          *graph (A).*

17          “(iii) *COMPLIANCE WITH FEDERAL AC-*  
18          *QUISITION REGULATIONS.—The process for*  
19          *selection, award, performance, administra-*  
20          *tion, and audit of the resulting contracts*  
21          *shall comply with the procedures, cost prin-*  
22          *ciples, and cost accounting principles of the*  
23          *Federal Acquisition Regulations, including*  
24          *parts 30, 31, and 36 of title 48, Code of*  
25          *Federal Regulations.”;*

1           (3) *in subparagraph (G)—*

2                   (A) *by inserting “(i) GENERAL RULE.—”*  
3 *before “Subparagraphs”;*

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

5                           “(ii) STATE OPTION.—Congress has de-  
6 *termined that the State opt-out period for*  
7 *the contract administration procedures has*  
8 *expired. States that have complied with or*  
9 *received waivers from the Secretary regard-*  
10 *ing the requirements of section 307 of the*  
11 *National Highway Designation Act of 1995,*  
12 *as of the date of the enactment of this*  
13 *clause, shall not be subject to the require-*  
14 *ments of subparagraph (A).”;* and

15                   (C) *by indenting clause (i), as designated*  
16 *by subparagraph (A) of this paragraph, and*  
17 *aligning it with clause (ii), as added by sub-*  
18 *paragraph (B) of this paragraph; and*

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

20                           “(H) COMPLIANCE.—A State shall comply,  
21 *with respect to any architecture, engineering, or*  
22 *related service contract for any phase of a Fed-*  
23 *eral-aid highway project, with the qualifications-*  
24 *based selection procedures of the Federal Acquisi-*  
25 *tion Regulations, and with the single audit pro-*

1            *cedures required under this paragraph, or with*  
2            *an existing State law or a statute enacted in ac-*  
3            *cordance with the legislative session exemption*  
4            *provided by subparagraph (G).”.*

5    **SEC. 141. COMMERCIAL MOTOR VEHICLE STUDY.**

6            *(a) STUDY.—The Secretary shall request the Transpor-*  
7            *tation Research Board of the National Academy of Sciences*  
8            *to conduct a study regarding the regulation of weights,*  
9            *lengths, and widths of commercial motor vehicles operating*  
10           *on Federal-aid highways to which Federal regulations cur-*  
11           *rently apply. In conducting the study, the Board shall re-*  
12           *view current law, regulations, studies (including Transpor-*  
13           *tation Research Board Special Report 225), and practices*  
14           *and develop recommendations regarding any revisions to*  
15           *current law and regulations that the Board deems appro-*  
16           *priate.*

17           *(b) FACTORS TO CONSIDER AND EVALUATE.—In de-*  
18           *veloping recommendations under subsection (a), the Board*  
19           *shall consider and evaluate the impact of the recommenda-*  
20           *tions described in subsection (a) on the economy, the envi-*  
21           *ronment, safety, and service to communities.*

22           *(c) CONSULTATION.—In carrying out the study, the*  
23           *Board shall consult the Department of Transportation,*  
24           *States, the motor carrier industry, freight shippers, high-*  
25           *way safety groups, air quality and natural resource man-*

1 *agement groups, commercial motor vehicle driver represent-*  
2 *atives, and other appropriate entities.*

3 (d) *REPORT.*—*Not later than 2 years after the date*  
4 *of the enactment of this Act, the Board shall transmit to*  
5 *Congress and the Secretary a report on the results of the*  
6 *study conducted under this section.*

7 (e) *RECOMMENDATIONS.*—*Not later than 6 months*  
8 *after the date of receipt of the report under subsection (d),*  
9 *the Secretary may transmit to Congress a report containing*  
10 *comments or recommendations of the Secretary regarding*  
11 *the report.*

12 (f) *FUNDING.*—*There is authorized to be appropriated*  
13 *out of the Highway Trust Fund (other than the Mass Tran-*  
14 *sit Account) \$250,000 for each of fiscal years 1998 and 1999*  
15 *to carry out this subsection.*

16 (g) *APPLICABILITY OF TITLE 23.*—*Funds made avail-*  
17 *able to carry out this section shall be available for obliga-*  
18 *tion in the same manner as if such funds were apportioned*  
19 *under chapter 1 of title 23, United States Code; except that*  
20 *the Federal share of the cost of the study under this section*  
21 *shall be 100 percent and such funds shall remain available*  
22 *until expended.*

1 **SEC. 142. NEW YORK AVENUE TRANSPORTATION DEVELOP-**  
2 **MENT AUTHORITY.**

3 (a) *ESTABLISHMENT.*—*There is established an author-*  
4 *ity to be known as the New York Avenue Transportation*  
5 *Development Authority (hereinafter in this section referred*  
6 *to as “Authority”).*

7 (b) *MEMBERSHIP.*—*The Authority shall be composed*  
8 *of 5 members appointed as follows:*

9 (1) *3 individuals appointed by the President.*

10 (2) *2 individuals appointed by the mayor of the*  
11 *District of Columbia.*

12 (c) *COMPENSATION.*—*Members of the Authority may*  
13 *not receive pay, allowances, or benefits by reason of their*  
14 *service on the Authority.*

15 (d) *DUTIES.*—*The Authority shall develop a transpor-*  
16 *tation improvement plan for the Capital Gateway Corridor*  
17 *and vicinity following United States Route 50 from I–395*  
18 *in Washington, D.C., to the intersection of United States*  
19 *Route 50 with Kenilworth Avenue and the Baltimore-Wash-*  
20 *ington Parkway in Maryland, which shall include—*

21 (1) *engineering, pre-design, and design necessary*  
22 *to improve the corridor; and*

23 (2) *economic feasibility studies of financing the*  
24 *project, including the feasibility of repaying funds*  
25 *that may be borrowed from the Highway Trust Fund*  
26 *to carry out the project.*

1       (e) *CONSIDERATIONS FOR TIP.*—In developing the  
2 transportation improvement plan, the Authority shall con-  
3 sider—

4           (1) *how a tunnel or other method to re-route*  
5 *interstate traffic from the surface of New York Avenue*  
6 *may improve traffic on and access to the New York*  
7 *Avenue Corridor; and*

8           (2) *how to improve access to the National Arbo-*  
9 *retum.*

10       (f) *REPORT.*—Not later than 3 years after the date of  
11 the enactment of this Act, the Authority shall report to the  
12 Congress on any additional legal authorities it needs to  
13 carry out the transportation improvement plan.

14       (g) *FUNDING.*—The Authority is eligible to receive  
15 funds authorized under the National Corridor Planning  
16 and Development program established in section 115.

17 **SEC. 143. DEFINITIONS.**

18       Section 101(a) is amended to read as follows:

19       “(a) *DEFINITIONS.*—The following definitions apply:

20           “(1) *APPORTIONMENT.*—The term ‘apportion-  
21 *ment*’ includes unexpended apportionments made  
22 *under prior authorization laws.*

23           “(2) *CARPOOL PROJECT.*—The term ‘carpool  
24 *project*’ means any project to encourage the use of car-  
25 *pools and vanpools, including provision of carpooling*

1        *opportunities to the elderly and handicapped, systems*  
2        *for locating potential riders and informing them of*  
3        *carpool opportunities, acquiring vehicles for carpool*  
4        *use, designating existing highway lanes as pref-*  
5        *erential carpool highway lanes, providing related*  
6        *traffic control devices, and designating existing facili-*  
7        *ties for use for preferential parking for carpools.*

8            *“(3) CONSTRUCTION.—The term ‘construction’*  
9        *means the supervising, inspecting, actual building,*  
10       *and all expenses incidental to the construction or re-*  
11       *construction of a highway, including bond costs and*  
12       *other costs relating to the issuance in accordance with*  
13       *section 122 of bonds or other debt financing instru-*  
14       *ments and costs incurred by the State in performing*  
15       *Federal-aid project related audits which directly bene-*  
16       *fit the Federal-aid highway program. Such term in-*  
17       *cludes—*

18            *“(A) locating, surveying, and mapping (in-*  
19        *cluding the establishment of temporary and per-*  
20        *manent geodetic markers in accordance with*  
21        *specifications of the National Oceanic and At-*  
22        *mospheric Administration in the Department of*  
23        *Commerce);*

24            *“(B) resurfacing, restoration, and rehabili-*  
25        *tation;*

1           “(C) acquisition of rights-of-way;

2           “(D) relocation assistance, acquisition of re-  
3           placement housing sites, and acquisition and re-  
4           habilitation, relocation, and construction of re-  
5           placement housing;

6           “(E) elimination of hazards of railway  
7           grade crossings;

8           “(F) elimination of roadside obstacles;

9           “(G) improvements which directly facilitate  
10          and control traffic flow, such as grade separation  
11          of intersections, widening of lanes, channeliza-  
12          tion of traffic, traffic control systems, and pas-  
13          senger loading and unloading areas; and

14          “(H) capital improvements which directly  
15          facilitate an effective vehicle weight enforcement  
16          program, such as scales (fixed and portable),  
17          scale pits, scale installation, and scale houses.

18          “(4) COUNTY.—The term ‘county’ includes cor-  
19          responding units of government under any other  
20          name in States which do not have county organiza-  
21          tions and, in those States in which the county govern-  
22          ment does not have jurisdiction over highways, any  
23          local government unit vested with jurisdiction over  
24          local highways.

1           “(5) *FEDERAL-AID HIGHWAYS.*—*The term ‘Federal-*  
2           *aid highways’ means highways eligible for assist-*  
3           *ance under this chapter other than highways classi-*  
4           *fied as local roads or rural minor collectors.*

5           “(6) *FEDERAL-AID SYSTEM.*—*The term ‘Federal-*  
6           *aid system’ means any one of the Federal-aid high-*  
7           *way systems described in section 103.*

8           “(7) *FEDERAL LANDS HIGHWAYS.*—*The term*  
9           *‘Federal lands highways’ means forest highways, pub-*  
10           *lic lands highways, park roads, parkways, and In-*  
11           *Indian reservation roads which are public roads.*

12           “(8) *FOREST DEVELOPMENT ROADS AND*  
13           *TRAILS.*—*The term ‘forest development roads and*  
14           *trails’ means a forest road or trail under the jurisdic-*  
15           *tion of the Forest Service.*

16           “(9) *FOREST HIGHWAY.*—*The term ‘forest high-*  
17           *way’ means a forest road under the jurisdiction of,*  
18           *and maintained by, a public authority and open to*  
19           *public travel.*

20           “(10) *FOREST ROAD OR TRAIL.*—*The term ‘forest*  
21           *road or trail’ means a road or trail wholly or partly*  
22           *within, or adjacent to, and serving the National For-*  
23           *est System and which is necessary for the protection,*  
24           *administration, and utilization of the National Forest*  
25           *System and the use and development of its resources.*

1           “(11) *HIGHWAY*.—The term ‘highway’ includes  
2           roads, streets, and parkways, and also includes  
3           rights-of-way, bridges, railroad-highway crossings,  
4           tunnels, drainage structures, signs, guardrails, and  
5           protective structures, in connection with highways. It  
6           further includes that portion of any interstate or  
7           international bridge or tunnel and the approaches  
8           thereto, the cost of which is assumed by a State high-  
9           way department, including such facilities as may be  
10          required by the United States Customs and Immigra-  
11          tion Services in connection with the operation of an  
12          international bridge or tunnel.

13           “(12) *HIGHWAY SAFETY IMPROVEMENT*  
14          *PROJECT*.—The term ‘highway safety improvement  
15          project’ means a project which corrects or improves  
16          high hazard locations, eliminates roadside obstacles,  
17          improves highway signing and pavement marking,  
18          installs priority control systems for emergency vehi-  
19          cles at signalized intersections, installs or replaces  
20          emergency motorist aid call boxes, or installs traffic  
21          control or warning devices at high accident potential  
22          locations.

23           “(13) *INDIAN RESERVATION ROADS*.—The term  
24          ‘Indian reservation roads’ means public roads that  
25          are located within or provide access to an Indian res-

1 *ervation or Indian trust land or restricted Indian*  
2 *land which is not subject to fee title alienation with-*  
3 *out the approval of the Federal Government, or In-*  
4 *Indian and Alaska Native villages, groups, or commu-*  
5 *nities in which Indians and Alaskan Natives reside,*  
6 *whom the Secretary of the Interior has determined*  
7 *are eligible for services generally available to Indians*  
8 *under Federal laws specifically applicable to Indians.*

9 “(14) *INTERSTATE SYSTEM.*—*The term ‘Inter-*  
10 *state System’ means the Dwight D. Eisenhower Na-*  
11 *tional System of Interstate and Defense Highways de-*  
12 *scribed in section 103(e).*

13 “(15) *MAINTENANCE.*—*The term ‘maintenance’*  
14 *means the preservation of the entire highway, includ-*  
15 *ing surface, shoulders, roadsides, structures, and such*  
16 *traffic-control devices as are necessary for its safe and*  
17 *efficient utilization.*

18 “(16) *NATIONAL HIGHWAY SYSTEM.*—*The term*  
19 *‘National Highway System’ means the Federal-aid*  
20 *highway system described in section 103(b).*

21 “(17) *OPERATING COSTS FOR TRAFFIC MONITOR-*  
22 *ING, MANAGEMENT, AND CONTROL.*—*The term ‘operat-*  
23 *ing costs for traffic monitoring, management, and*  
24 *control’ includes labor costs, administrative costs,*  
25 *costs of utilities and rent, and other costs associated*

1 *with the continuous operation of traffic control, such*  
2 *as integrated traffic control systems, incident man-*  
3 *agement programs, and traffic control centers.*

4 “(18) *OPERATIONAL IMPROVEMENT.*—*The term*  
5 *‘operational improvement’ means a capital improve-*  
6 *ment for installation of traffic surveillance and con-*  
7 *trol equipment, computerized signal systems, motorist*  
8 *information systems, integrated traffic control sys-*  
9 *tems, incident management programs, and transpor-*  
10 *tation demand management facilities, strategies, and*  
11 *programs and such other capital improvements to*  
12 *public roads as the Secretary may designate, by regu-*  
13 *lation; except that such term does not include resur-*  
14 *facing, restoring, or rehabilitating improvements, con-*  
15 *struction of additional lanes, interchanges, and grade*  
16 *separations, and construction of a new facility on a*  
17 *new location.*

18 “(19) *PARK ROAD.*—*The term ‘park road’ means*  
19 *a public road, including a bridge built primarily for*  
20 *pedestrian use, but with capacity for use by emer-*  
21 *gency vehicles, that is located within, or provides ac-*  
22 *cess to, an area in the National Park System with*  
23 *title and maintenance responsibilities vested in the*  
24 *United States.*

1           “(20) *PARKWAY*.—The term ‘parkway’, as used  
2           in chapter 2 of this title, means a parkway author-  
3           ized by Act of Congress on lands to which title is vest-  
4           ed in the United States.

5           “(21) *PROJECT*.—The term ‘project’ means an  
6           undertaking to construct a particular portion of a  
7           highway, or if the context so implies, the particular  
8           portion of a highway so constructed or any other un-  
9           dertaking eligible for assistance under this title.

10          “(22) *PROJECT AGREEMENT*.—The term ‘project  
11          agreement’ means the formal instrument to be exe-  
12          cuted by the State highway department and the Sec-  
13          retary as required by section 110(a).

14          “(23) *PUBLIC AUTHORITY*.—The term ‘public au-  
15          thority’ means a Federal, State, county, town, or  
16          township, Indian tribe, municipal or other local gov-  
17          ernment or instrumentality with authority to finance,  
18          build, operate, or maintain toll or toll-free facilities.

19          “(24) *PUBLIC LANDS DEVELOPMENT ROADS AND*  
20          *TRAILS*.—The term ‘public lands development roads  
21          and trails’ means those roads or trails which the Sec-  
22          retary of the Interior determines are of primary im-  
23          portance for the development, protection, administra-  
24          tion, and utilization of public lands and resources  
25          under his control.

1           “(25) *PUBLIC LANDS HIGHWAY*.—The term ‘pub-  
2           lic lands highway’ means any highway through unap-  
3           propriated or unreserved public lands, nontaxable In-  
4           dian lands, or other Federal reservations under the  
5           jurisdiction of and maintained by a public authority  
6           and open to public travel.

7           “(26) *PUBLIC ROAD*.—The term ‘public road’  
8           means any road or street under the jurisdiction of  
9           and maintained by a public authority and open to  
10          public travel.

11          “(27) *RURAL AREAS*.—The term ‘rural areas’  
12          means all areas of a State not included in urban  
13          areas.

14          “(28) *SECRETARY*.—The term ‘Secretary’ means  
15          Secretary of Transportation.

16          “(29) *STATE*.—The term ‘State’ means any one  
17          of the fifty States, the District of Columbia, or Puerto  
18          Rico.

19          “(30) *STATE FUNDS*.—The term ‘State funds’ in-  
20          cludes funds raised under the authority of the State  
21          or any political or other subdivision thereof, and  
22          made available for expenditure under the direct con-  
23          trol of the State highway department.

24          “(31) *STATE HIGHWAY DEPARTMENT*.—The term  
25          ‘State highway department’ means that department,

1       *commission, board, or official of any State charged by*  
2       *its laws with the responsibility for highway construc-*  
3       *tion.*

4               “(32) *TRANSPORTATION ENHANCEMENT ACTIVI-*  
5       *TIES.—The term ‘transportation enhancement activi-*  
6       *ties’ means, with respect to any project or the area*  
7       *to be served by the project, any of the following activi-*  
8       *ties if such activity has a direct link to surface trans-*  
9       *portation: provision of facilities for pedestrians and*  
10       *bicycles, provision of safety and educational activities*  
11       *for pedestrians and bicyclists, acquisition of scenic*  
12       *easements and scenic or historic sites, scenic or his-*  
13       *toric highway programs, landscaping and other scenic*  
14       *beautification, including removal of graffiti and litter*  
15       *to the extent that such removal is in excess of fiscal*  
16       *year 1997 maintenance levels for removal of graffiti*  
17       *and litter, historic preservation, rehabilitation and*  
18       *operation of historic transportation buildings, struc-*  
19       *tures, or facilities (including historic railroad facili-*  
20       *ties and canals), preservation of abandoned railway*  
21       *corridors (including the conversion and use thereof for*  
22       *pedestrian or bicycle trails), control and removal of*  
23       *outdoor advertising, archaeological planning and re-*  
24       *search, environmental mitigation to address water*  
25       *pollution due to highway runoff or reduce vehicle-*

1        *caused wildlife mortality while maintaining habitat*  
2        *connectivity, and provision of tourist and welcome*  
3        *centers.*

4            “(33) *URBAN AREA.*—*The term ‘urban area’*  
5        *means an urbanized area or, in the case of an urban-*  
6        *ized area encompassing more than one State, that*  
7        *part of the urbanized area in each such State, or*  
8        *urban place as designated by the Bureau of the Cen-*  
9        *sus having a population of 5,000 or more and not*  
10       *within any urbanized area, within boundaries to be*  
11       *fixed by responsible State and local officials in co-*  
12       *operation with each other, subject to approval by the*  
13       *Secretary. Such boundaries shall, as a minimum, en-*  
14       *compass the entire urban place designated by the Bu-*  
15       *reau of the Census, except in the case of cities in the*  
16       *State of Maine and in the State of New Hampshire.*

17            “(34) *URBANIZED AREA.*—*The term ‘urbanized*  
18        *area’ means an area with a population of 50,000 or*  
19        *more designated by the Bureau of the Census, within*  
20        *boundaries to be fixed by responsible State and local*  
21        *officials in cooperation with each other, subject to ap-*  
22        *proval by the Secretary. Boundaries shall, at a mini-*  
23        *imum, encompass the entire urbanized area within a*  
24        *State as designated by the Bureau of the Census.”.*

1           **TITLE II—HIGHWAY SAFETY**

2   **SEC. 201. AMENDMENTS TO TITLE 23, UNITED STATES**

3                   **CODE.**

4           *Except as otherwise specifically provided, whenever in*  
5 *this title an amendment or repeal is expressed in terms of*  
6 *an amendment to, or repeal of, a section or other provision*  
7 *of law, the reference shall be considered to be made to a*  
8 *section or other provision of title 23, United States Code.*

9   **SEC. 202. HIGHWAY SAFETY PROGRAMS.**

10           (a) *UNIFORM GUIDELINES.*—Section 402(a) is amend-  
11 *ed—*

12                   (1) *in the fourth sentence by striking “(4)” and*  
13 *inserting “(4) to prevent accidents and”; and*

14                   (2) *in the eighth sentence by striking “include*  
15 *information obtained by the Secretary under section*  
16 *4007 of the Intermodal Surface Transportation Effi-*  
17 *ciency Act of 1991 and”.*

18           (b) *ADMINISTRATION OF STATE PROGRAMS.*—Section  
19 *402(b) is amended—*

20                   (1) *by striking “(b)(1)” and all that follows*  
21 *through paragraph (2) and inserting the following:*

22                   “*(b) ADMINISTRATION OF STATE PROGRAMS.—*”;

23                   (2) *by redesignating paragraphs (3), (4), and (5)*  
24 *as paragraphs (1), (2), and (3), respectively;*

1           (3) in paragraph (1)(C), as so redesignated, by  
2           striking “paragraph (5)” and inserting “paragraph  
3           (3)”; and

4           (4) in paragraph (2), as so redesignated, by  
5           striking “paragraph (3)(C)” and inserting “para-  
6           graph (1)(C)”.

7           (c) *APPORTIONMENT OF FUNDS.*—The 6th sentence of  
8           section 402(c) is amended by inserting “the apportionment  
9           to the Secretary of the Interior shall not be less than three-  
10          fourths of 1 percent of the total apportionment and” after  
11          “except that”.

12          (d) *APPLICATION IN INDIAN COUNTRY.*—Section 402(i)  
13          is amended to read as follows:

14          “(i) *APPLICATION IN INDIAN COUNTRY.*—

15                 “(1) *IN GENERAL.*—For the purpose of applica-  
16                 tion of this section in Indian country, the terms  
17                 ‘State’ and ‘Governor of a State’ include the Sec-  
18                 retary of the Interior and the term ‘political subdivi-  
19                 sion of a State’ includes an Indian tribe. Notwith-  
20                 standing subsection (b)(1)(C), 95 percent of the funds  
21                 apportioned to the Secretary of the Interior under  
22                 this section shall be expended by Indian tribes to  
23                 carry out highway safety programs within their juris-  
24                 dictions. The requirements of subsection (b)(1)(D)  
25                 shall be applicable to Indian tribes, except to those

1        *tribes with respect to which the Secretary of Trans-*  
2        *portation determines that application of such provi-*  
3        *sions would not be practicable.*

4                “(2) *INDIAN COUNTRY DEFINED.*—*In this sub-*  
5        *section, the term ‘Indian country’ means—*

6                “(A) *all land within the limits of any In-*  
7        *dian reservation under the jurisdiction of the*  
8        *United States, notwithstanding the issuance of*  
9        *any patent, and including rights-of-way running*  
10        *through the reservation;*

11                “(B) *all dependent Indian communities*  
12        *within the borders of the United States, whether*  
13        *within the original or subsequently acquired ter-*  
14        *ritory thereof and whether within or without the*  
15        *limits of a State; and*

16                “(C) *all Indian allotments, the Indian titles*  
17        *to which have not been extinguished, including*  
18        *rights-of-way running through such allotments.”.*

19        (e) *RULEMAKING PROCEEDING.*—*Section 402(j) is*  
20        *amended to read as follows:*

21                “(j) *RULEMAKING PROCEEDING.*—*The Secretary may*  
22        *from time to time conduct a rulemaking process to identify*  
23        *highway safety programs that are highly effective in reduc-*  
24        *ing motor vehicle crashes, injuries, and deaths. Any such*  
25        *rulemaking shall take into account the major role of the*

1 *States in implementing such programs. When a rule pro-*  
2 *mulgated in accordance with this section takes effect, States*  
3 *shall consider these highly effective programs when develop-*  
4 *ing their highway safety programs.”.*

5 **SEC. 203. HIGHWAY SAFETY RESEARCH AND DEVELOPMENT.**

6 *Section 403(a)(2)(A) is amended by inserting “, in-*  
7 *cluding training in work zone safety management” after*  
8 *“personnel”.*

9 **SEC. 204. OCCUPANT PROTECTION INCENTIVE GRANTS.**

10 *(a) IN GENERAL.—Chapter 4 is amended by inserting*  
11 *after section 404 the following:*

12 **“§ 405. Occupant protection incentive grants**

13 *“(a) GENERAL AUTHORITY.—*

14 *“(1) AUTHORITY TO MAKE GRANTS.—Subject to*  
15 *the provisions of this section, the Secretary shall make*  
16 *grants under subsections (b) and (c) to States that*  
17 *adopt and implement effective programs to reduce*  
18 *highway deaths and injuries resulting from individ-*  
19 *uals riding unrestrained or improperly restrained in*  
20 *motor vehicles. Such grants may be used by recipient*  
21 *States only to implement and enforce, as appropriate,*  
22 *such programs.*

23 *“(2) MAINTENANCE OF EFFORT.—No grant may*  
24 *be made to a State under subsection (b) or (c) in any*  
25 *fiscal year unless the State enters into such agree-*

1        *ments with the Secretary as the Secretary may re-*  
2        *quire to ensure that the State will maintain its aggre-*  
3        *gate expenditures from all other sources for programs*  
4        *described in paragraph (1) at or above the average*  
5        *level of such expenditures in its 2 fiscal years preced-*  
6        *ing the Building Efficient Surface Transportation*  
7        *and Equity Act of 1998.*

8            *“(3) MAXIMUM PERIOD OF ELIGIBILITY; FED-*  
9        *ERAL SHARE FOR GRANTS.—No State may receive*  
10       *grants under subsection (b) or (c) in more than 6 fis-*  
11       *cal years beginning after September 30, 1997. The*  
12       *Federal share payable for any grant under this sec-*  
13       *tion shall not exceed—*

14            *“(A) in the first and second fiscal years in*  
15        *which the State receives the grant, 75 percent of*  
16        *the cost of implementing and enforcing, as ap-*  
17        *propriate, in such fiscal year a program adopted*  
18        *by the State;*

19            *“(B) in the third and fourth fiscal years in*  
20        *which the State receives the grant, 50 percent of*  
21        *the cost of implementing and enforcing, as ap-*  
22        *propriate, in such fiscal year such program; and*

23            *“(C) in the fifth and sixth fiscal years in*  
24        *which the State receives the grant, 25 percent of*

1           *the cost of implementing and enforcing, as ap-*  
2           *propriate, in such fiscal year such program.*

3           “(b) *GRANT A.—A State may establish its eligibility*  
4 *for a grant under this subsection by adopting or dem-*  
5 *onstrating to the satisfaction of the Secretary at least 5 of*  
6 *the following and, beginning in fiscal year 2001, at least*  
7 *6 of the following:*

8           “(1) *SAFETY BELT USE LAW.—The State has in*  
9 *effect a safety belt use law that makes unlawful*  
10 *throughout the State the operation of a passenger*  
11 *motor vehicle whenever an individual (other than a*  
12 *child who is secured in a child restraint system) in*  
13 *the front seat of the vehicle (and, beginning in fiscal*  
14 *year 2000, in any seat in the vehicle) does not have*  
15 *a safety belt properly secured about the individual’s*  
16 *body.*

17           “(2) *PRIMARY SAFETY BELT USE LAW.—The*  
18 *State provides for primary enforcement of its safety*  
19 *belt use law.*

20           “(3) *MINIMUM FINE OR PENALTY POINTS.—The*  
21 *State imposes a minimum fine, or provides for the*  
22 *imposition of penalty points against an individual’s*  
23 *driver’s license, for a violation of its safety belt use*  
24 *law.*

1           “(4) *CHILD SAFETY SEAT LAW.*—*The State has*  
2 *in effect a child passenger protection law that makes*  
3 *unlawful throughout the State the operation of a pas-*  
4 *senger motor vehicle whenever a child up to 4 years*  
5 *of age in the vehicle is not properly secured in a child*  
6 *safety seat.*

7           “(5) *SPECIAL TRAFFIC ENFORCEMENT PRO-*  
8 *GRAM.*—*The State has implemented a statewide spe-*  
9 *cial traffic enforcement program for occupant protec-*  
10 *tion that emphasizes publicity for the program.*

11           “(6) *CHILD OCCUPANT PROTECTION EDUCATION*  
12 *PROGRAM.*—*The State has implemented a statewide*  
13 *comprehensive child occupant protection education*  
14 *program that includes education about proper seating*  
15 *positions for children in air bag equipped motor vehi-*  
16 *cles and instruction on how to reduce the improper*  
17 *use of child restraints systems.*

18           “(7) *CHILD PASSENGER PROTECTION LAW.*—*The*  
19 *State has in effect a child passenger protection law*  
20 *that makes unlawful throughout the State the oper-*  
21 *ation of a passenger motor vehicle whenever a child*  
22 *up to 10 years of age (and, beginning in fiscal year*  
23 *2003, a child up to 16 years of age) in the vehicle is*  
24 *not properly restrained.*

1       “(c) *GRANT B.*—A State may establish its eligibility  
2 for a grant under this subsection by adopting or dem-  
3 onstrating to the satisfaction of the Secretary each of the  
4 following:

5               “(1) *STATE SAFETY BELT USE RATE.*—The State  
6 demonstrates a statewide safety belt use rate in both  
7 front outboard seating positions in all passenger  
8 motor vehicles of 80 percent or higher in each of the  
9 years a grant under this subparagraph is received.

10              “(2) *SURVEY METHOD.*—The State follows safety  
11 belt use survey methods which conform to guidelines  
12 issued by the Secretary ensuring that such measure-  
13 ments are accurate and representative.

14              “(d) *GRANT AMOUNTS.*—The amount of each grant for  
15 which a State qualifies under subsection (b) or (c) for a  
16 fiscal year shall equal up to 30 percent of the amount ap-  
17 portioned to the State for fiscal year 1997 under section  
18 402 of this title.

19              “(e) *DEFINITIONS.*—In this subsection, the following  
20 definitions apply:

21               “(1) *CHILD SAFETY SEAT.*—The term ‘child safe-  
22 ty seat’ means any device (except safety belts) de-  
23 signed for use in a motor vehicle to restrain, seat, or  
24 position a child who weighs 50 pounds or less.

1           “(2) *MOTOR VEHICLE.*—*The term ‘motor vehicle’*  
2           *means a vehicle driven or drawn by mechanical*  
3           *power and manufactured primarily for use on public*  
4           *streets, roads, and highways, but does not include a*  
5           *vehicle operated only on a rail line.*

6           “(3) *MULTIPURPOSE PASSENGER VEHICLE.*—*The*  
7           *term ‘multipurpose passenger vehicle’ means a motor*  
8           *vehicle with motive power (except a trailer), designed*  
9           *to carry not more than 10 individuals, that is con-*  
10           *structed either on a truck chassis or with special fea-*  
11           *tures for occasional off-road operation.*

12           “(4) *PASSENGER CAR.*—*The term ‘passenger car’*  
13           *means a motor vehicle with motive power (except a*  
14           *multipurpose passenger vehicle, motorcycle, or trailer)*  
15           *designed to carry not more than 10 individuals.*

16           “(5) *PASSENGER MOTOR VEHICLE.*—*The term*  
17           *‘passenger motor vehicle’ means a passenger car or a*  
18           *multipurpose passenger motor vehicle.*

19           “(6) *SAFETY BELT.*—*The term ‘safety belt’*  
20           *means—*

21                     “(A) *with respect to open-body passenger*  
22                     *vehicles, including convertibles, an occupant re-*  
23                     *straint system consisting of a lap belt or a lap*  
24                     *belt and a detachable shoulder belt; and*

1           “(B) with respect to other passenger vehi-  
2           cles, an occupant restraint system consisting of  
3           integrated lap and shoulder belts.

4           “(f) *ADMINISTRATIVE EXPENSES.*—Funds authorized  
5 to be appropriated to carry out this section shall be subject  
6 to a deduction not to exceed 5 percent for the necessary costs  
7 of administering the provisions of this section.

8           “(g) *APPLICABILITY OF CHAPTER 1.*—

9           “(1) *IN GENERAL.*—Except as otherwise provided  
10 in this subsection, all provisions of chapter 1 of this  
11 title that are applicable to National Highway System  
12 funds, other than provisions relating to the apportion-  
13 ment formula and provisions limiting the expenditure  
14 of such funds to Federal-aid highways, shall apply to  
15 the funds authorized to be appropriated to carry out  
16 this section.

17           “(2) *INCONSISTENT PROVISIONS.*—If the Sec-  
18 retary determines that a provision of chapter 1 of this  
19 title is inconsistent with this section, such provision  
20 shall not apply to funds authorized to be appro-  
21 priated to carry out this section.

22           “(3) *CREDIT FOR STATE AND LOCAL EXPENDI-*  
23 *TURES.*—The aggregate of all expenditures made dur-  
24 ing any fiscal year by a State and its political sub-  
25 divisions (exclusive of Federal funds) for carrying out

1     *the State highway safety program under section 402*  
2     *(other than planning and administration) shall be*  
3     *available for the purpose of crediting such State dur-*  
4     *ing such fiscal year for the non-Federal share of the*  
5     *cost of any project under this section (other than one*  
6     *for planning or administration) without regard to*  
7     *whether such expenditures were actually made in con-*  
8     *nection with such project.*

9             “(4) *INCREASED FEDERAL SHARE FOR CERTAIN*  
10     *INDIAN TRIBE PROGRAMS.—In the case of an occu-*  
11     *phant protection program carried out by an Indian*  
12     *tribe, if the Secretary is satisfied that an Indian tribe*  
13     *does not have sufficient funds available to meet the*  
14     *non-Federal share of the cost of such program, the*  
15     *Secretary may increase the Federal share of the cost*  
16     *thereof payable under this title to the extent nec-*  
17     *essary.*

18             “(5) *TREATMENT OF TERM ‘STATE HIGHWAY DE-*  
19     *PARTMENT’.—In applying provisions of chapter 1 in*  
20     *carrying out this section, the term ‘State highway de-*  
21     *partment’ as used in such provisions shall mean the*  
22     *Governor of a State and, in the case of an Indian*  
23     *tribe program, the Secretary of the Interior.’’.*

1           (b) *CONFORMING AMENDMENT.*—*The table of sections*  
 2 *for such chapter is amended by inserting after the item re-*  
 3 *lating to section 404 the following:*

          “405. *Occupant protection incentive grants.*”.

4 **SEC. 205. ALCOHOL-IMPAIRED DRIVING COUNTER-**  
 5 **MEASURES.**

6           *Section 410 is amended to read as follows:*

7 **“§410. Alcohol-impaired driving countermeasures**

8           “(a) *GENERAL AUTHORITY.*—*Subject to the require-*  
 9 *ments of this section, the Secretary shall make grants to*  
 10 *States that adopt and implement effective programs to re-*  
 11 *duce traffic safety problems resulting from individuals driv-*  
 12 *ing while under the influence of alcohol. Such grants may*  
 13 *only be used by recipient States to implement and enforce*  
 14 *such programs.*

15           “(b) *MAINTENANCE OF EFFORT.*—*No grant may be*  
 16 *made to a State under this section in any fiscal year unless*  
 17 *the State enters into such agreements with the Secretary*  
 18 *as the Secretary may require to ensure that the State will*  
 19 *maintain its aggregate expenditures from all other sources*  
 20 *for alcohol traffic safety programs at or above the average*  
 21 *level of such expenditures in its 2 fiscal years preceding*  
 22 *the date of the enactment of the Building Efficient Surface*  
 23 *Transportation and Equity Act of 1998.*

24           “(c) *MAXIMUM PERIOD OF ELIGIBILITY; FEDERAL*  
 25 *SHARE FOR GRANTS.*—*No State may receive grants under*

1 *this section in more than 6 fiscal years beginning after Sep-*  
2 *tember 30, 1997. The Federal share payable for any grant*  
3 *under this section shall not exceed—*

4           “(1) *in the first and second fiscal years in which*  
5 *the State receives a grant under this section, 75 per-*  
6 *cent of the cost of implementing and enforcing in such*  
7 *fiscal year a program adopted by the State pursuant*  
8 *to subsection (a);*

9           “(2) *in the third and fourth fiscal years in*  
10 *which the State receives a grant under this section, 50*  
11 *percent of the cost of implementing and enforcing in*  
12 *such fiscal year such program; and*

13           “(3) *in the fifth and sixth fiscal years in which*  
14 *the State receives a grant under this section, 25 per-*  
15 *cent of the cost of implementing and enforcing in such*  
16 *fiscal year such program.*

17           “(d) *BASIC GRANT ELIGIBILITY.—*

18           “(1) *BASIC GRANT A.—A State shall become eli-*  
19 *gible for a grant under this paragraph by adopting*  
20 *or demonstrating to the satisfaction of the Secretary*  
21 *at least 5 of the following:*

22           “(A) *.08 BAC PER SE LAW.—A law that*  
23 *provides that any individual with a blood alco-*  
24 *hol concentration of 0.08 percent or greater while*

1           *operating a motor vehicle shall be deemed to be*  
2           *driving while intoxicated.*

3           “(B) *ADMINISTRATIVE LICENSE REVOCA-*  
4           *TION.—An administrative driver’s license sus-*  
5           *sension or revocation system for individuals who*  
6           *operate motor vehicles while under the influence*  
7           *of alcohol that requires that—*

8                   “(i) *in the case of an individual who,*  
9                   *in any 5-year period beginning after the*  
10                  *date of the enactment of the Building Effi-*  
11                  *cient Surface Transportation and Equity*  
12                  *Act of 1998, is determined on the basis of*  
13                  *a chemical test to have been operating a*  
14                  *motor vehicle under the influence of alcohol*  
15                  *or is determined to have refused to submit*  
16                  *to such a test as proposed by a law enforce-*  
17                  *ment officer, the State agency responsible*  
18                  *for administering drivers’ licenses, upon re-*  
19                  *ceipt of the report of the law enforcement of-*  
20                  *ficer—*

21                   “(I) *shall suspend the driver’s li-*  
22                   *cence of such individual for a period of*  
23                   *not less than 90 days if such individ-*  
24                   *ual is a first offender in such 5-year*  
25                   *period; and*

1                   “(II) shall suspend the driver’s li-  
2                   cense of such individual for a period of  
3                   not less than 1 year, or revoke such li-  
4                   cense, if such individual is a repeat of-  
5                   fender in such 5-year period; and

6                   “(ii) the suspension and revocation re-  
7                   ferred to under clause (i) shall take effect  
8                   not later than 30 days after the day on  
9                   which the individual refused to submit to a  
10                  chemical test or received notice of having  
11                  been determined to be driving under the in-  
12                  fluence of alcohol, in accordance with the  
13                  State’s procedures.

14                  “(C) UNDERAGE DRINKING PROGRAM.—An  
15                  effective system, as determined by the Secretary,  
16                  for preventing operators of motor vehicles under  
17                  age 21 from obtaining alcoholic beverages and  
18                  for preventing persons from making alcoholic  
19                  beverages available to individuals under age 21.  
20                  Such system may include a graduated licensing  
21                  system, the issuance of drivers’ licenses to indi-  
22                  viduals under age 21 that are easily distinguish-  
23                  able in appearance from drivers’ licenses issued  
24                  to individuals age 21 years of age or older, and

1           *the issuance of drivers' licenses that are tamper*  
2           *resistant.*

3           “(D) *ENFORCEMENT PROGRAM.—Either—*

4                   “(i) *a statewide program for stopping*  
5                   *motor vehicles on a nondiscriminatory, law-*  
6                   *ful basis for the purpose of determining*  
7                   *whether the operators of such motor vehicles*  
8                   *are driving while under the influence of al-*  
9                   *cohol; or*

10                   “(ii) *a statewide special traffic enforce-*  
11                   *ment program for impaired driving that*  
12                   *emphasizes publicity for the program.*

13           “(E) *REPEAT OFFENDERS.—Effective sanc-*  
14           *tions for repeat offenders convicted of driving*  
15           *under the influence of alcohol. Such sanctions, as*  
16           *determined by the Secretary, may include elec-*  
17           *tronic monitoring; alcohol interlocks; intensive*  
18           *supervision of probation; vehicle impoundment,*  
19           *confiscation, or forfeiture; dedicated detention fa-*  
20           *ilities; special measures to reduce driving with*  
21           *a suspended license; and assignment of treat-*  
22           *ment.*

23           “(F) *DRIVERS WITH HIGH BAC'S.—Pro-*  
24           *grams to target individuals with high blood alco-*  
25           *hol concentrations who operate a motor vehicle.*

1           *Such programs may include implementation of a*  
2           *system of graduated penalties and assessment of*  
3           *individuals convicted of driving under the influ-*  
4           *ence of alcohol.*

5           “(G) *YOUNG ADULT DRINKING PRO-*  
6           *GRAMS.—Programs to reduce driving while*  
7           *under the influence of alcohol by individuals age*  
8           *21 through 34. Such programs may include*  
9           *awareness campaigns; traffic safety partnerships*  
10           *with employers, colleges, and the hospitality in-*  
11           *dustry; assessment of first time offenders; and in-*  
12           *corporation of treatment into judicial sentencing.*

13           “(H) *TESTING FOR BAC.—An effective sys-*  
14           *tem for increasing the rate of testing for blood al-*  
15           *cohol concentration of motor vehicle drivers in*  
16           *fatal accidents and, in fiscal year 2000 and in*  
17           *each fiscal year thereafter, a rate of such testing*  
18           *that is equal to or greater than the national av-*  
19           *erage.*

20           “(2) *BASIC GRANT B.—A State shall become eli-*  
21           *gible for a grant under this paragraph by adopting*  
22           *or demonstrating to the satisfaction of the Secretary*  
23           *each of the following:*

24           “(A) *FATAL IMPAIRED DRIVER PERCENTAGE*  
25           *REDUCTION.—The percentage of fatally injured*

1           *drivers with 0.10 percent or greater blood alcohol*  
2           *concentration in the State has decreased in each*  
3           *of the 3 most recent calendar years for which*  
4           *statistics for determining such percentages are*  
5           *available.*

6           “(B) *FATAL IMPAIRED DRIVER PERCENTAGE*  
7           *COMPARISON.—The percentage of fatally injured*  
8           *drivers with 0.10 percent or greater blood alcohol*  
9           *concentration in the State has been lower than*  
10          *the average percentage for all States in each of*  
11          *the calendar years referred to in subparagraph*  
12          *(A).*

13          “(3) *BASIC GRANT AMOUNT.—The amount of a*  
14          *basic grant made to a State for a fiscal year under*  
15          *this subsection shall equal up to 30 percent of the*  
16          *amount apportioned to the State for fiscal year 1997*  
17          *under section 402 of this title.*

18          “(e) *DISCRETIONARY GRANTS.—*

19                 “(1) *IN GENERAL.—Upon receiving an applica-*  
20                 *tion from a State, the Secretary may make grants to*  
21                 *the State for carrying out innovative programs (other*  
22                 *than the programs specified in subsection (d)) to re-*  
23                 *duce traffic safety problems resulting from individ-*  
24                 *uals driving while under the influence of alcohol or*  
25                 *controlled substances. Such programs may seek to*

1       *achieve such a reduction through legal, judicial, en-*  
2       *forcement, educational, technological, or other ap-*  
3       *proaches.*

4               “(2) *ELIGIBILITY.*—*A State shall be eligible to*  
5       *receive a grant under this subsection in a fiscal year*  
6       *only if the State is eligible to receive a grant under*  
7       *subsection (d) in such fiscal year.*

8               “(3) *FUNDING.*—*Of the amounts made available*  
9       *to carry out this section, not to exceed 12 percent*  
10       *shall be available for making grants under this sub-*  
11       *section.*

12              “(f) *ADMINISTRATIVE EXPENSES.*—*Funds authorized*  
13       *to be appropriated to carry out this section shall be subject*  
14       *to a deduction not to exceed 5 percent for the necessary costs*  
15       *of administering the provisions of this section.*

16              “(g) *APPLICABILITY OF CHAPTER 1.*—

17                      “(1) *IN GENERAL.*—*Except as otherwise provided*  
18       *in this subsection, all provisions of chapter 1 of this*  
19       *title that are applicable to National Highway System*  
20       *funds, other than provisions relating to the apportion-*  
21       *ment formula and provisions limiting the expenditure*  
22       *of such funds to Federal-aid highways, shall apply to*  
23       *the funds authorized to be appropriated to carry out*  
24       *this section.*

1           “(2) *INCONSISTENT PROVISIONS.*—*If the Sec-*  
2           *retary determines that a provision of chapter 1 of this*  
3           *title is inconsistent with this section, such provision*  
4           *shall not apply to funds authorized to be appro-*  
5           *propriated to carry out this section.*

6           “(3) *CREDIT FOR STATE AND LOCAL EXPENDI-*  
7           *TURES.*—*The aggregate of all expenditures made dur-*  
8           *ing any fiscal year by a State and its political sub-*  
9           *divisions (exclusive of Federal funds) for carrying out*  
10          *the State highway safety program under section 402*  
11          *(other than planning and administration) shall be*  
12          *available for the purpose of crediting such State dur-*  
13          *ing such fiscal year for the non-Federal share of the*  
14          *cost of any project under this section (other than one*  
15          *for planning or administration) without regard to*  
16          *whether such expenditures were actually made in con-*  
17          *nection with such project.*

18          “(4) *INCREASED FEDERAL SHARE FOR CERTAIN*  
19          *INDIAN TRIBE PROGRAMS.*—*In the case of an alcohol-*  
20          *impaired driving countermeasures program carried*  
21          *out by an Indian tribe, if the Secretary is satisfied*  
22          *that an Indian tribe does not have sufficient funds*  
23          *available to meet the non-Federal share of the cost of*  
24          *such program, the Secretary may increase the Federal*

1 *share of the cost thereof payable under this title to the*  
2 *extent necessary.*

3 “(5) *TREATMENT OF TERM ‘STATE HIGHWAY DE-*  
4 *PARTMENT’.*—*In applying provisions of chapter 1 in*  
5 *carrying out this section, the term ‘State highway de-*  
6 *partment’ as used in such provisions shall mean the*  
7 *Governor of a State and, in the case of an Indian*  
8 *tribe program, the Secretary of the Interior.*

9 “(h) *DEFINITIONS.*—*In this section, the following defi-*  
10 *initions apply:*

11 “(1) *ALCOHOLIC BEVERAGE.*—*The term ‘alco-*  
12 *holic beverage’ has the meaning such term has under*  
13 *section 158(c) of this title.*

14 “(2) *CONTROLLED SUBSTANCES.*—*The term ‘con-*  
15 *trolled substances’ has the meaning such term has*  
16 *under section 102(6) of the Controlled Substances Act*  
17 *(21 U.S.C. 802(6)).*

18 “(3) *MOTOR VEHICLE.*—*The term ‘motor vehicle’*  
19 *means a vehicle driven or drawn by mechanical*  
20 *power and manufactured primarily for use on public*  
21 *streets, roads, and highways, but does not include a*  
22 *vehicle operated only on a rail line.”*

23 **SEC. 206. STATE HIGHWAY SAFETY DATA IMPROVEMENTS.**

24 (a) *IN GENERAL.*—*Chapter 4 is further amended by*  
25 *adding at the end the following new section:*

1 **“§411. State highway safety data improvements**

2       “(a) *GENERAL AUTHORITY.*—Subject to the provisions  
3 of this section, the Secretary shall make grants to States  
4 that adopt and implement effective programs to—

5               “(1) *improve the timeliness, accuracy, complete-*  
6 *ness, uniformity, and accessibility of the State’s data*  
7 *needed to identify priorities for national, State, and*  
8 *local highway and traffic safety programs;*

9               “(2) *evaluate the effectiveness of efforts to make*  
10 *such improvements;*

11               “(3) *link these State data systems, including*  
12 *traffic records, together and with other data systems*  
13 *within the State, such as systems that contain medi-*  
14 *cal and economic data; and*

15               “(4) *improve State data systems’ compatibility*  
16 *with national data systems and those of other States*  
17 *and enhance the Secretary’s ability to observe and*  
18 *analyze national trends in crash occurrences, rates,*  
19 *outcomes, and causation.*

20 *Such grants may be used by recipient States only to imple-*  
21 *ment such programs.*

22       “(b) *MODEL DATA ELEMENTS.*—The Secretary, in  
23 *consultation with States and other appropriate parties,*  
24 *shall determine the model data elements necessary to observe*  
25 *and analyze national trends in crash occurrences, rates,*  
26 *outcomes, and causation. A State’s multiyear highway safe-*

1 *ty data and traffic records plan described in subsection*  
2 *(e)(1) shall demonstrate how the model data elements will*  
3 *be incorporated into the State's data systems for the State*  
4 *to be eligible for grants under this section.*

5       “(c) *MAINTENANCE OF EFFORT.*—*No grant may be*  
6 *made to a State under this section in any fiscal year unless*  
7 *the State enters into such agreements with the Secretary*  
8 *as the Secretary may require to ensure that the State will*  
9 *maintain its aggregate expenditures from all other sources*  
10 *for highway safety data programs at or above the average*  
11 *level of such expenditures in its 2 fiscal years preceding*  
12 *the date of the enactment of the Building Efficient Surface*  
13 *Transportation and Equity Act of 1998.*

14       “(d) *MAXIMUM PERIOD OF ELIGIBILITY; FEDERAL*  
15 *SHARE FOR GRANTS.*—*No State may receive grants under*  
16 *this section in more than 6 fiscal years beginning after Sep-*  
17 *tember 30, 1997. The Federal share payable for any grant*  
18 *under this section shall not exceed—*

19               “(1) *in the first and second fiscal years in which*  
20 *the State receives the grant, 75 percent of the cost of*  
21 *implementing and enforcing, as appropriate, in such*  
22 *fiscal year a program adopted by the State;*

23               “(2) *in the third and fourth fiscal years in*  
24 *which the State receives the grant, 50 percent of the*

1 *cost of implementing and enforcing, as appropriate,*  
2 *in such fiscal year such program; and*

3 *“(3) in the fifth and sixth fiscal years in which*  
4 *the State receives the grant under this section, 25 per-*  
5 *cent of the cost of implementing and enforcing, as ap-*  
6 *propriate, in such fiscal year such program.*

7 *“(e) FIRST-YEAR GRANTS.—*

8 *“(1) ELIGIBILITY.—A State shall be eligible for*  
9 *a first-year grant under this section in a fiscal year*  
10 *if the State either—*

11 *“(A) demonstrates, to the satisfaction of the*  
12 *Secretary, that the State has—*

13 *“(i) established a highway safety data*  
14 *and traffic records coordinating committee*  
15 *with a multidisciplinary membership, in-*  
16 *cluding the administrators, collectors, and*  
17 *users of such data (including the public*  
18 *health, injury control, and motor carrier*  
19 *communities);*

20 *“(ii) completed, within the preceding 5*  
21 *years, a highway safety data and traffic*  
22 *records assessment or an audit of the State’s*  
23 *highway safety data and traffic records sys-*  
24 *tem; and*

1           “(iii) initiated the development of a  
2           multiyear highway safety data and traffic  
3           records strategic plan, to be approved by the  
4           State’s highway safety data and traffic  
5           records coordinating committee, that identi-  
6           fies and prioritizes the State’s highway safe-  
7           ty data and traffic records needs and goals,  
8           and that identifies performance-based meas-  
9           ures by which progress toward those goals  
10          will be determined; or

11          “(B) provides, to the satisfaction of the Sec-  
12          retary—

13               “(i) a certification that the State has  
14               met the requirements of clauses (i) and (ii)  
15               of subparagraph (A);

16               “(ii) a multiyear plan that—

17                       “(I) identifies and prioritizes the  
18                       State’s highway safety data and traffic  
19                       records needs and goals;

20                       “(II) specifies how the State’s in-  
21                       centive funds for the fiscal year will be  
22                       used to address those needs and goals;  
23                       and

24                       “(III) identifies performance-  
25                       based measures by which progress to-

1                   ward those goals will be determined;

2                   and

3                   “(iii) a certification that the State’s  
4                   highway safety data and traffic records co-  
5                   ordinating committee continues to operate  
6                   and supports the multiyear plan described  
7                   in clause (ii).

8                   “(2) GRANT AMOUNTS.—The amount of a first-  
9                   year grant made to a State for a fiscal year under  
10                  this subsection shall equal—

11                  “(A) if the State is eligible for the grant  
12                  under paragraph (1)(A), \$125,000, subject to the  
13                  availability of appropriations; and

14                  “(B) if the State is eligible for the grant  
15                  under paragraph (1)(B), an amount determined  
16                  by multiplying—

17                         “(i) the amount appropriated to carry  
18                         out this section for such fiscal year; by

19                         “(ii) the ratio that the funds appor-  
20                         tioned to the State under section 402 for fis-  
21                         cal year 1997 bears to the funds appor-  
22                         tioned to all States under section 402 for  
23                         fiscal year 1997;

1           *except that no State shall receive less than*  
2           *\$225,000, subject to the availability of appro-*  
3           *priations.*

4           “(f) *SUCCEEDING YEAR GRANTS.*—

5           “(1) *ELIGIBILITY.*—*A State shall be eligible for*  
6           *a grant under this subsection in any fiscal year suc-*  
7           *ceeding the first fiscal year in which the State re-*  
8           *ceives a grant under subsection (e) if the State, to the*  
9           *satisfaction of the Secretary—*

10           “(A) *submits or updates a multiyear plan*  
11           *described in subsection (e)(1)(A)(iii);*

12           “(B) *certifies that the highway safety data*  
13           *and traffic records coordinating committee of the*  
14           *State continues to operate and supports the*  
15           *multiyear plan; and*

16           “(C) *reports annually on the State’s*  
17           *progress in implementing the multiyear plan.*

18           “(2) *GRANT AMOUNTS.*—*The amount of a suc-*  
19           *ceeding year grant made to the State for a fiscal year*  
20           *under this paragraph shall equal the amount deter-*  
21           *mined by multiplying—*

22           “(A) *the amount appropriated to carry out*  
23           *this section for such fiscal year; by*

24           “(B) *the ratio that the funds apportioned to*  
25           *the State under section 402 for fiscal year 1997*

1           *bears to the funds apportioned to all States*  
2           *under section 402 for fiscal year 1997;*  
3           *except that no State shall receive less than \$225,000,*  
4           *subject to the availability of appropriations.*

5           “(g) *ADMINISTRATIVE EXPENSES.—Funds authorized*  
6 *to be appropriated to carry out this section shall be subject*  
7 *to a deduction not to exceed 5 percent for the necessary costs*  
8 *of administering the provisions of this section.*

9           “(h) *APPLICABILITY OF CHAPTER 1.—*

10           “(1) *IN GENERAL.—Except as otherwise provided*  
11 *in this subsection, all provisions of chapter 1 of this*  
12 *title that are applicable to National Highway System*  
13 *funds, other than provisions relating to the apportion-*  
14 *ment formula and provisions limiting the expenditure*  
15 *of such funds to Federal-aid highways, shall apply to*  
16 *the funds authorized to be appropriated to carry out*  
17 *this section.*

18           “(2) *INCONSISTENT PROVISIONS.—If the Sec-*  
19 *retary determines that a provision of chapter 1 of this*  
20 *title is inconsistent with this section, such provision*  
21 *shall not apply to funds authorized to be appro-*  
22 *priated to carry out this section.*

23           “(3) *CREDIT FOR STATE AND LOCAL EXPENDI-*  
24 *TURES.—The aggregate of all expenditures made dur-*  
25 *ing any fiscal year by a State and its political sub-*

1 *divisions (exclusive of Federal funds) for carrying out*  
2 *the State highway safety program under section 402*  
3 *(other than planning and administration) shall be*  
4 *available for the purpose of crediting such State dur-*  
5 *ing such fiscal year for the non-Federal share of the*  
6 *cost of any project under this section (other than one*  
7 *for planning or administration) without regard to*  
8 *whether such expenditures were actually made in con-*  
9 *nection with such project.*

10 *“(4) INCREASED FEDERAL SHARE FOR CERTAIN*  
11 *INDIAN TRIBE PROGRAMS.—In the case of a highway*  
12 *safety data improvements program carried out by an*  
13 *Indian tribe, if the Secretary is satisfied that an In-*  
14 *dian tribe does not have sufficient funds available to*  
15 *meet the non-Federal share of the cost of such pro-*  
16 *gram, the Secretary may increase the Federal share*  
17 *of the cost thereof payable under this title to the ex-*  
18 *tent necessary.*

19 *“(5) TREATMENT OF TERM ‘STATE HIGHWAY DE-*  
20 *PARTMENT’.—In applying provisions of chapter 1 in*  
21 *carrying out this section, the term ‘State highway de-*  
22 *partment’ as used in such provisions shall mean the*  
23 *Governor of a State and, in the case of an Indian*  
24 *tribe program, the Secretary of the Interior.”.*

1           (b) *CONFORMING AMENDMENT.*—*The table of sections*  
 2 *for such chapter is amended by adding at the end the follow-*  
 3 *ing:*

          “411. *State highway safety data improvements.*”.

4 **SEC. 207. NATIONAL DRIVER REGISTER.**

5           (a) *TRANSFER OF SELECTED FUNCTIONS TO NON-*  
 6 *FEDERAL MANAGEMENT.*—*Section 30302 of title 49, United*  
 7 *States Code, is amended by adding at the end the following:*

8           “(e) *TRANSFER OF SELECTED FUNCTIONS TO NON-*  
 9 *FEDERAL MANAGEMENT.*—

10                   “(1) *AGREEMENT.*—*The Secretary may enter*  
 11 *into an agreement with an organization that rep-*  
 12 *resents the interests of the States to manage, admin-*  
 13 *ister, and operate the National Driver Register’s com-*  
 14 *puter timeshare and user assistance functions. If the*  
 15 *Secretary decides to enter into such an agreement, the*  
 16 *Secretary shall ensure that the management of these*  
 17 *functions is compatible with this chapter and the reg-*  
 18 *ulations issued to implement this chapter.*

19                   “(2) *REQUIRED DEMONSTRATION.*—*Any transfer*  
 20 *of the National Driver Register’s computer timeshare*  
 21 *and user assistance functions to an organization that*  
 22 *represents the interests of the States shall begin only*  
 23 *after a determination is made by the Secretary that*  
 24 *all States are participating in the National Driver*  
 25 *Register’s ‘Problem Driver Pointer System’ (the sys-*

1        *tem used by the Register to effect the exchange of*  
2        *motor vehicle driving records), and that the system is*  
3        *functioning properly.*

4            “(3) *TRANSITION PERIOD.*—*Any agreement en-*  
5        *tered into under this subsection shall include a provi-*  
6        *sion for a transition period sufficient to allow the*  
7        *States to make the budgetary and legislative changes*  
8        *the States may need to pay fees charged by the orga-*  
9        *nization representing their interests for their use of*  
10       *the National Driver Register’s computer timeshare*  
11       *and user assistance functions. During this transition*  
12       *period, the Secretary shall continue to fund these*  
13       *transferred functions.*

14           “(4) *FEEES.*—*The total of the fees charged by the*  
15       *organization representing the interests of the States in*  
16       *any fiscal year for the use of the National Driver*  
17       *Register’s computer timeshare and user assistance*  
18       *functions shall not exceed the total cost to the organi-*  
19       *zation of performing these functions in such fiscal*  
20       *year.*

21           “(5) *LIMITATION ON STATUTORY CONSTRUC-*  
22       *TION.*—*Nothing in this subsection may be construed*  
23       *to diminish, limit, or otherwise affect the authority of*  
24       *the Secretary to carry out this chapter.”.*

25        (b) *ACCESS TO REGISTER INFORMATION.*—

1           (1)    *CONFORMING AMENDMENTS.*—Section  
2    30305(b) of title 49, United States Code, is amend-  
3    ed—

4           (A) in paragraph (2) by inserting before the  
5    period at the end the following: “, unless the in-  
6    formation is about a revocation or suspension  
7    still in effect on the date of the request”;

8           (B) in paragraph (8), as redesignated by  
9    section 207(b) of the Coast Guard Authorization  
10   Act of 1996 (Public Law 104–324, 110 Stat.  
11   3908)—

12           (i) by striking “paragraph (2)” and  
13    inserting “subsection (a) of this section”;  
14    and

15           (ii) by moving the text of such para-  
16    graph 2 ems to the left; and

17           (C) by redesignating paragraph (8), as re-  
18    designated by section 502(b)(1) of the Federal  
19    Aviation Reauthorization Act of 1996 (Public  
20    Law 104–264, 110 Stat. 3262), as paragraph  
21    (9).

22           (2) *FEDERAL AGENCY ACCESS PROVISION.*—Sec-  
23    tion 30305(b) of title 49, United States Code, is fur-  
24    ther amended—

1           (A) by redesignating paragraph (6) as  
2           paragraph (10) and inserting such paragraph  
3           after paragraph (9);

4           (B) by inserting after paragraph (5) the fol-  
5           lowing:

6           “(6) The head of a Federal department or agency that  
7           issues motor vehicle operator’s licenses may request the chief  
8           driver licensing official of a State to obtain information  
9           under subsection (a) of this section about an individual ap-  
10          plicant for a motor vehicle operator’s license from such de-  
11          partment or agency. The department or agency may receive  
12          the information, provided it transmits to the Secretary a  
13          report regarding any individual who is denied a motor ve-  
14          hicle operator’s license by that department or agency for  
15          cause; whose motor vehicle operator’s license is revoked, sus-  
16          pended, or canceled by that department or agency for cause;  
17          or about whom the department or agency has been notified  
18          of a conviction of any of the motor vehicle-related offenses  
19          or comparable offenses listed in section 30304(a)(3) and  
20          over whom the department or agency has licensing author-  
21          ity. The report shall contain the information specified in  
22          section 30304(b).”; and

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

24          “(11) The head of a Federal department or agency au-  
25          thorized to receive information regarding an individual

1 *from the Register under this section may request and receive*  
2 *such information from the Secretary.”.*

3 **SEC. 208. SAFETY STUDIES.**

4 (a) *BLOWOUT RESISTANT TIRES STUDY.*—*The Sec-*  
5 *retary shall conduct a study on the benefit to public safety*  
6 *of the use of blowout resistant tires on commercial motor*  
7 *vehicles and the potential to decrease the incidence of acci-*  
8 *dents and fatalities from accidents occurring as a result of*  
9 *blown out tires.*

10 (b) *SCHOOL BUS OCCUPANT SAFETY STUDY.*—*The*  
11 *Secretary shall conduct a study to assess occupant safety*  
12 *in school buses. The study shall examine available informa-*  
13 *tion about occupant safety and analyze options for improv-*  
14 *ing occupant safety.*

15 (c) *REPORTS.*—*Not later than 2 years after the date*  
16 *of the enactment of this Act, the Secretary shall transmit*  
17 *to Congress a report on the results of each study conducted*  
18 *under this section.*

19 (d) *LIMITATION ON FUNDING.*—*The Secretary may not*  
20 *expend more than \$200,000, from funds made available by*  
21 *section 210, for conducting each study under this section.*

22 **SEC. 209. EFFECTIVENESS OF LAWS ESTABLISHING MAXI-**  
23 **MUM BLOOD ALCOHOL CONCENTRATIONS.**

24 (a) *STUDY.*—*The Comptroller General shall conduct a*  
25 *study to evaluate the effectiveness of State laws that—*

1           (1) *deem any individual with a blood alcohol*  
2           *concentration of 0.08 percent or greater while operat-*  
3           *ing a motor vehicle to be driving while intoxicated;*  
4           *and*

5           (2) *deem any individual under the age of 21*  
6           *with a blood alcohol concentration of 0.02 percent or*  
7           *greater while operating a motor vehicle to be driving*  
8           *while intoxicated;*

9 *in reducing the number and severity of alcohol-involved*  
10 *crashes.*

11        (b) *REPORT.*—*Not later than 2 years after the date*  
12 *of the enactment of this Act, the Comptroller General shall*  
13 *transmit to the Committee on Transportation and Infra-*  
14 *structure of the House of Representatives and the Committee*  
15 *on Public Works and the Environment of the Senate a re-*  
16 *port containing the results of the study conducted under this*  
17 *section.*

18 **SEC. 210. AUTHORIZATIONS OF APPROPRIATIONS.**

19        (a) *IN GENERAL.*—*The following sums are authorized*  
20 *to be appropriated out of the Highway Trust Fund (other*  
21 *than the Mass Transit Account):*

22           (1) *NHTSA HIGHWAY SAFETY PROGRAMS.*—*For*  
23 *carrying out section 402 of title 23, United States*  
24 *Code, by the National Highway Traffic Safety Ad-*  
25 *ministration \$128,200,000 for fiscal year 1998,*

1       \$150,700,000 for fiscal year 1999, and \$195,700,000  
2       for each of fiscal years 2000 through 2003.

3           (2) *FHWA HIGHWAY SAFETY PROGRAMS.*—For  
4       carrying out section 402 of title 23, United States  
5       Code, by the Federal Highway Administration  
6       \$12,000,000 for fiscal year 1998, \$20,000,000 for fis-  
7       cal year 1999, and \$25,000,000 for each of fiscal  
8       years 2000 through 2003.

9           (3) *NHTSA HIGHWAY SAFETY RESEARCH AND*  
10       *DEVELOPMENT.*—For carrying out section 403 of such  
11       title by the National Highway Traffic Safety Admin-  
12       istration \$55,000,000 for each of fiscal years 1998  
13       through 2003.

14           (4) *FHWA HIGHWAY SAFETY RESEARCH AND*  
15       *DEVELOPMENT.*—For carrying out section 403 of such  
16       title by the Federal Highway Administration  
17       \$20,000,000 for each of fiscal years 1998 through  
18       2003.

19           (5) *OCCUPANT PROTECTION INCENTIVE*  
20       *GRANTS.*—For carrying out section 405 of such title  
21       \$9,000,000 for fiscal year 1998 and \$20,000,000 for  
22       each of fiscal years 1999 through 2003.

23           (6) *ALCOHOL-IMPAIRED DRIVING COUNTER-*  
24       *MEASURES INCENTIVE GRANT PROGRAM.*—For carry-  
25       ing out section 410 of such title \$35,000,000 for fiscal

1        *year 1998 and \$45,000,000 for each of fiscal years*  
2        *1999 through 2003.*

3            (7) *STATE HIGHWAY SAFETY DATA GRANTS.—*  
4        *For carrying out section 411 of such title \$2,500,000*  
5        *for fiscal year 1998 and \$12,000,000 for each of fiscal*  
6        *years 1999 through 2003.*

7            (8) *NATIONAL DRIVER REGISTER.—For carrying*  
8        *out chapter 303 of title 49, United States Code, by the*  
9        *National Highway Traffic Safety Administration,*  
10       *\$2,300,000 for each of fiscal years 1998 through 2003.*

11        (b) *TRANSFERS.—In each fiscal year, the Secretary*  
12       *may transfer any amounts remaining available under*  
13       *paragraph (5), (6), or (7) of subsection (a) to the amounts*  
14       *made available under any other of such paragraphs in*  
15       *order to ensure, to the maximum extent possible, that each*  
16       *State receives the maximum incentive funding for which the*  
17       *State is eligible under sections 405, 406, and 410 of title*  
18       *23, United States Code.*

19        **SEC. 211. TRANSPORTATION INJURY RESEARCH.**

20        (a) *CENTER FOR TRANSPORTATION INJURY RE-*  
21       *SEARCH.—*

22            (1) *IN GENERAL.—The Secretary shall make*  
23        *grants to establish and maintain a center for trans-*  
24        *portation injury research at the Calspan University*

1       of Buffalo Research Center affiliated with the State  
2       University of New York at Buffalo.

3               (2) *FUNDING.*—Of the amounts made available  
4       for each of fiscal years 1998 through 2003 by section  
5       127(a)(3)(H) of this Act, \$2,000,000 per fiscal year  
6       shall be available to carry out this subsection.

7       (b) *HEAD AND SPINAL CORD INJURY RESEARCH.*—

8               (1) *IN GENERAL.*—The Secretary shall make  
9       grants to the Neuroscience Center for Excellence at  
10       Louisiana State University and the Virginia Trans-  
11       portation Research Institute at George Washington  
12       University for research and technology development  
13       for preventing and minimizing head and spinal cord  
14       injuries relating to automobile accidents.

15              (2) *FUNDING.*—Of amounts made available for  
16       each of fiscal years 1999 through 2003 by section  
17       127(a)(3)(F), \$500,000 per fiscal year shall be avail-  
18       able to carry out this subsection.

19       **TITLE III—FEDERAL TRANSIT**  
20       **ADMINISTRATION PROGRAMS**

21       **SEC. 301. AMENDMENTS TO TITLE 49, UNITED STATES**

22                       **CODE.**

23       *Except as otherwise specifically provided, whenever in*  
24       *this title an amendment or repeal is expressed in terms of*  
25       *an amendment to, or repeal of, a section or other provision*

1 of law, the reference shall be considered to be made to a  
2 section or other provision of title 49, United States Code.

3 **SEC. 302. DEFINITIONS.**

4 *Section 5302 is amended to read as follows:*

5 **“§ 5302. Definitions**

6 *“(a) IN GENERAL.—In this chapter, the following defi-*  
7 *initions apply:*

8 *“(1) CAPITAL PROJECT.—The term ‘capital*  
9 *project’ means a project for—*

10 *“(A) acquiring, constructing, supervising,*  
11 *or inspecting equipment or a facility for use in*  
12 *mass transportation, expenses incidental to the*  
13 *acquisition or construction (including designing,*  
14 *engineering, location surveying, mapping, and*  
15 *acquiring rights of way), payments for the cap-*  
16 *ital portions of rail trackage rights agreements,*  
17 *transit-related intelligent transportation systems,*  
18 *relocation assistance, acquiring replacement*  
19 *housing sites, and acquiring, constructing, relo-*  
20 *cating, and rehabilitating replacement housing;*

21 *“(B) rehabilitating a bus;*

22 *“(C) remanufacturing a bus;*

23 *“(D) overhauling rail rolling stock;*

24 *“(E) preventive maintenance;*

1           “(F) leasing equipment or a facility for use  
2           in mass transportation subject to regulations the  
3           Secretary prescribes limiting the leasing ar-  
4           rangements to those that are more cost-effective  
5           than acquisition or construction; or

6           “(G) a mass transportation improvement  
7           that enhances economic development or incor-  
8           porates private investment (including commer-  
9           cial and residential development and pedestrian  
10          and bicycle access to a mass transportation facil-  
11          ity) because the improvement—

12           “(i) enhances the effectiveness of a  
13           mass transportation project and is related  
14           physically or functionally to that mass  
15           transportation project or establishes new or  
16           enhanced coordination between mass trans-  
17           portation and other transportation; and

18           “(ii) provides a fair share of revenue  
19           for mass transportation that will be used  
20           for mass transportation.

21           “(2) CHIEF EXECUTIVE OFFICER OF A STATE.—  
22           The term ‘chief executive officer of a State’ includes  
23           the designee of the chief executive officer.

24           “(3) EMERGENCY REGULATION.—The term  
25           ‘emergency regulation’ means a regulation—

1           “(A) that is effective temporarily before the  
2           expiration of the otherwise specified periods of  
3           time for public notice and comment under sec-  
4           tion 5334(b) of this title; and

5           “(B) prescribed by the Secretary of Trans-  
6           portation as the result of a finding that a delay  
7           in the effective date of the regulation—

8                   “(i) would injure seriously an impor-  
9                   tant public interest;

10                   “(ii) would frustrate substantially leg-  
11                   islative policy and intent; or

12                   “(iii) would damage seriously a person  
13                   or class without serving an important pub-  
14                   lic interest.

15           “(4) *FIXED GUIDEWAY*.—The term ‘fixed guide-  
16           way’ means a mass transportation facility—

17                   “(A) using and occupying a separate right  
18                   of way or rail for the exclusive use of mass  
19                   transportation and other high occupancy vehi-  
20                   cles; or

21                   “(B) using a fixed catenary system and a  
22                   right of way usable by other forms of transpor-  
23                   tation.

24           “(5) *HANDICAPPED INDIVIDUAL*.—The term  
25           ‘handicapped individual’ means an individual who,

1 *because of illness, injury, age, congenital malfunction,*  
2 *or other incapacity or temporary or permanent dis-*  
3 *ability (including an individual who is a wheelchair*  
4 *user or has semiambulatory capability), cannot use*  
5 *effectively, without special facilities, planning, or de-*  
6 *sign, mass transportation service or a mass transpor-*  
7 *tation facility.*

8 “(6) *LOCAL GOVERNMENTAL AUTHORITY.*—*The*  
9 *term ‘local governmental authority’ includes—*

10 “(A) *a political subdivision of a State;*

11 “(B) *an authority of at least one State or*  
12 *political subdivision of a State;*

13 “(C) *an Indian tribe; and*

14 “(D) *a public corporation, board, or com-*  
15 *mission established under the laws of a State.*

16 “(7) *MASS TRANSPORTATION.*—*The term ‘mass*  
17 *transportation’ means transportation by a convey-*  
18 *ance that provides regular and continuing general or*  
19 *special transportation to the public, but does not in-*  
20 *clude school bus, charter, or sightseeing transpor-*  
21 *tation.*

22 “(8) *NET PROJECT COST.*—*The term ‘net project*  
23 *cost’ means the part of a project that reasonably can-*  
24 *not be financed from revenues.*

1           “(9) *NEW BUS MODEL.*—*The term ‘new bus*  
2 *model’ means a bus model (including a model using*  
3 *alternative fuel)—*

4                   “(A) *that has not been used in mass trans-*  
5 *portation in the United States before the date of*  
6 *production of the model; or*

7                   “(B) *used in mass transportation in the*  
8 *United States but being produced with a major*  
9 *change in configuration or components.*

10           “(10) *PREVENTIVE MAINTENANCE.*—*The term*  
11 *‘preventive maintenance’ means a major activity in-*  
12 *tended to improve or upgrade a transit vehicle or fa-*  
13 *cility or repair or replace a damaged, malfunction-*  
14 *ing, overaged, or outmoded transit vehicle or facility*  
15 *system, subsystem, element, or component. Such term*  
16 *does not include any activity of a routine or servicing*  
17 *nature, such as checking and replenishing fluid levels,*  
18 *adjusting settings on otherwise properly operating*  
19 *components, washing and cleaning a transit vehicle*  
20 *or facility, changing tires and wheels, or repairing*  
21 *damage to a vehicle or facility caused by an accident.*

22           “(11) *PUBLIC TRANSPORTATION.*—*The term*  
23 *‘public transportation’ means mass transportation.*

24           “(12) *REGULATION.*—*The term ‘regulation’*  
25 *means any part of a statement of general or particu-*

1 *lar applicability of the Secretary of Transportation*  
2 *designed to carry out, interpret, or prescribe law or*  
3 *policy in carrying out this chapter.*

4 “(13) *STATE.*—*The term ‘State’ means a State*  
5 *of the United States, the District of Columbia, Puerto*  
6 *Rico, the Northern Mariana Islands, Guam, Amer-*  
7 *ican Samoa, and the Virgin Islands.*

8 “(14) *TRANSIT.*—*The term ‘transit’ means mass*  
9 *transportation.*

10 “(15) *TRANSIT ENHANCEMENT.*—*The term ‘tran-*  
11 *sit enhancement’ means with respect to any project or*  
12 *an area to be served by the project, historic preserva-*  
13 *tion, rehabilitation, and operation of historic mass*  
14 *transportation buildings, structures, and facilities*  
15 *(including historic bus and railroad facilities and ca-*  
16 *nals); projects that enhance transit safety and secu-*  
17 *rity; landscaping and other scenic beautification and*  
18 *art in and around mass transportation stations, fa-*  
19 *cilities, bus shelters, bridges, and buses; bicycle and*  
20 *pedestrian access to mass transportation, including*  
21 *bicycle storage facilities and installing equipment for*  
22 *transporting bicycles on mass transportation vehicles;*  
23 *projects that enhance access for the disabled to mass*  
24 *transportation; and archaeological planning and re-*  
25 *search related to mass transportation projects.*

1           “(16) *URBAN AREA*.—The term ‘urban area’  
2           means an area that includes a municipality or other  
3           built-up place that the Secretary of Transportation,  
4           after considering local patterns and trends of urban  
5           growth, decides is appropriate for a local mass trans-  
6           portation system to serve individuals in the locality.

7           “(17) *URBANIZED AREA*.—The term ‘urbanized  
8           area’ means an area—

9                   “(A) encompassing at least an urbanized  
10                  area within a State that the Secretary of Com-  
11                  merce designates; and

12                   “(B) designated as an urbanized area with-  
13                  in boundaries fixed by State and local officials  
14                  and approved by the Secretary of Transpor-  
15                  tation.

16           “(b) *AUTHORITY TO MODIFY ‘HANDICAPPED INDIVID-  
17           UAL’*.—The Secretary of Transportation by regulation may  
18           modify the definition of subsection (a)(5) as it applies to  
19           section 5307(d)(1)(D) of this title.”.

20   **SEC. 303. METROPOLITAN PLANNING.**

21           (a) *GOALS AND OBJECTIVES OF PLANNING PROC-*  
22           *ESS*.—Section 5303(b) is amended to read as follows:

23                   “(b) *GOALS AND OBJECTIVES OF PLANNING PROC-*  
24                  *ESS*.—

1           “(1) *CONSIDERATION.*—*To the extent that the*  
2           *metropolitan planning organization determines ap-*  
3           *propriate, the metropolitan transportation planning*  
4           *process may include consideration of goals and objec-*  
5           *tives that—*

6                   “(A) *support the economic vitality of the*  
7                   *metropolitan area, especially by enabling global*  
8                   *competitiveness, productivity, and efficiency;*

9                   “(B) *increase the safety and security of the*  
10                  *transportation system for all users;*

11                  “(C) *increase the accessibility and mobility*  
12                  *for people and freight;*

13                  “(D) *protect and enhance the environment,*  
14                  *conserve energy, and enhance quality of life;*

15                  “(E) *enhance the integration and*  
16                  *connectivity of the transportation system, across*  
17                  *and between modes, for people and freight;*

18                  “(F) *promote efficient system utilization*  
19                  *and operation; and*

20                  “(G) *preserve and optimize the existing*  
21                  *transportation system.*

22           *This paragraph shall apply to the development of*  
23           *long-range transportation plans and transportation*  
24           *improvement programs.*

1           “(2) *CONVERSION TO GOALS AND OBJECTIVES.*—  
2           *The metropolitan planning organization shall coop-*  
3           *eratively determine with the State and mass trans-*  
4           *portation operators how the considerations listed in*  
5           *paragraph (1) are translated into metropolitan goals*  
6           *and objectives and how they are factored into deci-*  
7           *sionmaking.*”.

8           (b) *COORDINATION.*—*Section 5303(e) is amended by*  
9           *adding at the end the following:*

10           “(4) *PROJECT LOCATED IN MULTIPLE MPOS.*—*If*  
11           *a project is located within the boundaries of more*  
12           *than one metropolitan planning organization, the*  
13           *metropolitan planning organizations shall coordinate*  
14           *plans regarding the project.*”.

15           (c) *LONG-RANGE TRANSPORTATION PLAN.*—*Section*  
16           *5303(f) is amended—*

17           (1) *in paragraph (1) by inserting “transport-*  
18           *ation” after “long-range”;*

19           (2) *in paragraph (1) by striking “at least*  
20           *shall—” and inserting “shall contain, at a minimum,*  
21           *the following:”;*

22           (3) *in paragraph (1)(A)—*

23           (A) *by striking “identify” and inserting*  
24           *“An identification of”;* and

1                   (B) by striking the semicolon at the end and  
2                   inserting a period;

3                   (4) by striking paragraph (1)(B) and inserting  
4                   the following:

5                   “(B) A financial plan that demonstrates how the  
6                   adopted transportation plan can be implemented, in-  
7                   dicates resources from public and private sources that  
8                   are reasonably expected to be made available to carry  
9                   out the plan and recommends any additional financ-  
10                  ing strategies for needed projects and programs. The  
11                  financial plan may include, for illustrative purposes,  
12                  additional projects that would be included in the  
13                  adopted transportation plan if reasonable additional  
14                  resources beyond those identified in the financial plan  
15                  were available. For the purpose of developing the  
16                  transportation plan, the metropolitan planning orga-  
17                  nization and State shall cooperatively develop esti-  
18                  mates of funds that will be available to support plan  
19                  implementation.”;

20                  (5) in paragraph (1)(C)—

21                   (A) by striking “assess” and inserting “An  
22                   assessment of”; and

23                   (B) by striking “; and” and inserting a pe-  
24                   riod;

1           (6) in paragraph (1)(D) by striking “indicate”  
2           and inserting “Indicate”;

3           (7) in paragraph (4) by inserting after “employ-  
4           ees,” the following: “freight shippers and providers of  
5           freight transportation services,”; and

6           (8) in paragraph (5) by inserting “transpor-  
7           tation” before “plan”.

8   **SEC. 304. TRANSPORTATION IMPROVEMENT PROGRAM.**

9           Section 5304 is amended—

10           (1) in subsection (a) by striking “2 years” and  
11           inserting “3 years”; and

12           (2) in subsection (b)(2)—

13                   (A) by striking “and” at the end of sub-  
14                   paragraph (B);

15                   (B) by striking the period at the end of sub-  
16                   paragraph (C) and inserting “; and”; and

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

18                           “(D) may include, for illustrative purposes,  
19                           additional projects that would be included in the  
20                           adopted transportation plan if reasonable addi-  
21                           tional resources beyond those identified in the fi-  
22                           nancial plan were available.”.

23   **SEC. 305. TRANSPORTATION MANAGEMENT AREAS.**

24           Section 5305(d)(1) is amended by striking “of the Na-  
25           tional Highway System” each place it appears and insert-

1 *ing the following: “under the National Highway System*  
 2 *and high risk road safety programs,”.*

3 **SEC. 306. URBANIZED AREA FORMULA GRANTS.**

4 (a) *SECTION HEADING.—*

5 (1) *AMENDMENT TO SECTION.—Section 5307 is*  
 6 *amended by striking the section heading and insert-*  
 7 *ing the following:*

8 **“§ 5307. Urbanized area formula grants”.**

9 (2) *CONFORMING AMENDMENT.—The item relat-*  
 10 *ing to section 5307 in the table of sections for chapter*  
 11 *53 is amended to read as follows:*

*“5307. Urbanized area formula grants.”.*

12 (b) *DEFINITIONS.—Section 5307(a) is amended—*

13 (1) *by striking “In this section—” and inserting*  
 14 *“In this section, the following definitions apply:”;*

15 (2) *by inserting “ASSOCIATED CAPITAL MAINTEN-*  
 16 *NANCE ITEMS.—The term” after “(1)”;* and

17 (3) *by inserting “DESIGNATED RECIPIENT.—The*  
 18 *term” after “(2)”.*

19 (c) *GENERAL AUTHORITY.—Section 5307(b) is amend-*  
 20 *ed—*

21 (1) *in paragraph (1)—*

22 (A) *by striking “, improvement, and operat-*  
 23 *ing costs” and inserting “and improvement*  
 24 *costs”; and*

1           (B) by adding at the end the following new  
2           sentence: “In an urbanized area with a popu-  
3           lation of less than 200,000, the Secretary may  
4           also make grants under this section to finance  
5           the operating cost of equipment and facilities for  
6           use in mass transportation.”;

7           (2) by striking paragraphs (3) and (5); and

8           (3) by redesignating paragraph (4) as para-  
9           graph (3).

10          (d) *ADVANCE CONSTRUCTION*.—Section 5307(g)(3) is  
11          amended by striking “the amount by which” and all that  
12          follows through the period at the end and inserting “the  
13          most favorable financing terms reasonably available for the  
14          project at the time of borrowing. The applicant shall certify,  
15          in a manner satisfactory to the Secretary, that the appli-  
16          cant has shown reasonable diligence in seeking the most fa-  
17          vorable financing terms.”.

18          (e) *COORDINATION OF REVIEWS*.—Section 5307(i)(2)  
19          is amended by adding at the end the following: “To the ex-  
20          tent practicable, the Secretary shall coordinate such reviews  
21          with any related State or local reviews.”.

22          (f) *TRANSIT ENHANCEMENT ACTIVITIES*.—Section  
23          5307(k) is amended to read as follows:

24          “(k) *TRANSIT ENHANCEMENT ACTIVITIES*.—2 percent  
25          of the funds apportioned to urbanized areas of at least

1 200,000 population under section 5336 for a fiscal year  
2 shall only be available for transit enhancement activities.”.

3 (g) *CONFORMING AMENDMENTS.*—Section 5307(n) is  
4 amended—

5 (1) by striking “(1)” the first place it appears  
6 and all that follows through “(2)”; and

7 (2) by inserting “5319,” after “5318,”.

8 **SEC. 307. MASS TRANSIT ACCOUNT BLOCK GRANTS.**

9 Section 5308, and the item relating to section 5308  
10 in the table of sections for chapter 53, are repealed.

11 **SEC. 308. CAPITAL PROGRAM GRANTS AND LOANS.**

12 (a) *SECTION HEADING.*—Section 5309 is amended in  
13 the section heading by striking “**Discretionary**” and in-  
14 serting “**Capital program**”.

15 (b) *CONFORMING AMENDMENT.*—The item relating to  
16 section 5309 in the table of sections for chapter 53 is amend-  
17 ed by striking “Discretionary” and inserting “Capital pro-  
18 gram”.

19 (c) *GENERAL AUTHORITY.*—Section 5309(a) is amend-  
20 ed—

21 (1) by striking paragraph (1)(E) and inserting  
22 the following:

23 “(E) capital projects to modernize existing fixed  
24 guideway systems;”;

1           (2) by striking “and” at the end of paragraph  
2           (1)(F);

3           (3) by striking the period at the end of para-  
4           graph (1)(G) and inserting “; and”; and

5           (4) by inserting after paragraph (1)(G) the fol-  
6           lowing:

7           “(H) capital projects to replace, rehabilitate, and  
8           purchase buses and related equipment and to con-  
9           struct bus-related facilities.”.

10          (d) *CONSIDERATION OF DECREASED COMMUTER RAIL*  
11          *TRANSPORTATION.*—Section 5309(c) is repealed.

12          (e) *CRITERIA FOR GRANTS AND LOANS FOR FIXED*  
13          *GUIDEWAY SYSTEMS.*—Section 5309(e) is amended to read  
14          as follows:

15          “(e) *CRITERIA FOR GRANTS AND LOANS FOR FIXED*  
16          *GUIDEWAY SYSTEMS.*—

17                 “(1) *IN GENERAL.*—The Secretary of Transpor-  
18                 tation may approve a grant or loan under this sec-  
19                 tion for a capital project for a new fixed guideway  
20                 system or extension of an existing fixed guideway sys-  
21                 tem only if the Secretary determines that the proposed  
22                 project is—

23                         “(A) based on the results of an alternatives  
24                         analysis and preliminary engineering;

1           “(B) justified based on a comprehensive re-  
2 view of its mobility improvements, environ-  
3 mental benefits, cost effectiveness, and operating  
4 efficiencies; and

5           “(C) supported by an acceptable degree of  
6 local financial commitment, including evidence  
7 of stable and dependable financing sources to  
8 construct, maintain, and operate the system or  
9 extension.

10           “(2) *ALTERNATIVES ANALYSIS AND PRELIMINARY*  
11 *ENGINEERING.*—In evaluating a project under para-  
12 graph (1)(A), the Secretary shall analyze and con-  
13 sider the results of the alternatives analysis and pre-  
14 liminary engineering for the project.

15           “(3) *PROJECT JUSTIFICATION.*—In evaluating a  
16 project under paragraph (1)(B), the Secretary shall—

17           “(A) consider the direct and indirect costs  
18 of relevant alternatives;

19           “(B) consider factors such as congestion re-  
20 lief, improved mobility, air pollution, noise pol-  
21 lution, energy consumption, and all associated  
22 ancillary and mitigation costs necessary to carry  
23 out each alternative analyzed;

24           “(C) identify and consider existing mass  
25 transportation supportive land use policies and

1 *future land use patterns and the costs of urban*  
2 *sprawl;*

3 *“(D) consider the degree to which the project*  
4 *increases the mobility of the mass transportation*  
5 *dependent population or promotes economic de-*  
6 *velopment;*

7 *“(E) consider population density, current*  
8 *transit ridership in the corridor, and cost per*  
9 *new rider;*

10 *“(F) consider the technical capability of the*  
11 *grant recipient to construct the project;*

12 *“(G) adjust the project justification to re-*  
13 *fect differences in local land, construction, and*  
14 *operating costs; and*

15 *“(H) consider other factors the Secretary*  
16 *determines appropriate to carry out this chapter.*

17 *“(4) LOCAL FINANCIAL COMMITMENT.—*

18 *“(A) EVALUATION OF PROJECT.—In evalu-*  
19 *ating a project under paragraph (1)(C), the Sec-*  
20 *retary shall require that—*

21 *“(i) the proposed project plan provides*  
22 *for the availability of contingency amounts*  
23 *the Secretary determines to be reasonable to*  
24 *cover unanticipated cost increases;*

1           “(ii) each proposed local source of cap-  
2           ital and operating financing is stable, reli-  
3           able, and available within the proposed  
4           project timetable; and

5           “(iii) local resources are available to  
6           operate the overall proposed mass transpor-  
7           tation system (including essential feeder bus  
8           and other services necessary to achieve the  
9           projected ridership levels) without requiring  
10          a reduction in existing mass transportation  
11          services to operate the proposed project.

12          “(B) STABILITY, RELIABILITY, AND AVAIL-  
13          ABILITY OF LOCAL FINANCING.—In assessing the  
14          stability, reliability, and availability of proposed  
15          sources of local financing for the project, the Sec-  
16          retary shall consider—

17                 “(i) existing grant commitments;

18                 “(ii) the degree to which financing  
19                 sources are dedicated to the purposes pro-  
20                 posed;

21                 “(iii) any debt obligation that exists or  
22                 is proposed by the recipient for the proposed  
23                 project or other mass transportation pur-  
24                 pose; and

1                   “(iv) *the extent to which the project*  
2                   *has a local financial commitment that ex-*  
3                   *ceeds the required non-Federal share of the*  
4                   *cost of the project.*

5                   “(5) *REGULATIONS.—No later than 120 days*  
6                   *after the date of the enactment of the Building Effi-*  
7                   *cient Surface Transportation and Equity Act of 1998,*  
8                   *the Secretary shall issue regulations on how the Sec-*  
9                   *retary will evaluate and rate the projects based on the*  
10                  *results of alternatives analysis, project justification,*  
11                  *and the degree of local financial commitment as re-*  
12                  *quired under this subsection.*

13                  “(6) *PROJECT EVALUATION AND RATING.—A*  
14                  *proposed project may advance from alternatives anal-*  
15                  *ysis to preliminary engineering, and may advance*  
16                  *from preliminary engineering to final design and*  
17                  *construction, only if the Secretary finds that the*  
18                  *project meets the requirements of this section and*  
19                  *there is a reasonable likelihood that the project will*  
20                  *continue to meet such requirements. In making such*  
21                  *findings, the Secretary shall evaluate and rate the*  
22                  *project as either highly recommended, recommended,*  
23                  *or not recommended based on the results of alter-*  
24                  *natives analysis, the project justification criteria, and*  
25                  *the degree of local financial commitment as required*

1        *under this subsection. In rating the projects, the Sec-*  
2        *retary shall provide, in addition to the overall project*  
3        *rating, individual ratings for each criteria established*  
4        *under the regulations issued under paragraph (5).*

5            *“(7) FULL FUNDING GRANT AGREEMENT.—A*  
6        *project financed under this subsection shall be carried*  
7        *out through a full funding grant agreement. The Sec-*  
8        *retary shall enter into a full funding grant agreement*  
9        *based on the evaluations and ratings required under*  
10       *this subsection. The Secretary shall not enter into a*  
11       *full funding grant agreement for a project unless that*  
12       *project is authorized for final design and construc-*  
13       *tion.*

14           *“(8) LIMITATIONS ON APPLICABILITY.—*

15            *“(A) PROJECTS WITH A SECTION 5309 FED-*  
16        *ERAL SHARE OF LESS THAN \$25,000,000.—A*  
17        *project for a new fixed guideway system or ex-*  
18        *tension of an existing fixed guideway system is*  
19        *not subject to the requirements of this subsection,*  
20        *and the simultaneous evaluation of similar*  
21        *projects in at least 2 corridors in a metropolitan*  
22        *area may not be limited, if the assistance pro-*  
23        *vided under this section with respect to the*  
24        *project is less than \$25,000,000.*

1           “(B) *PROJECTS IN NONATTAINMENT*  
2 *AREAS.—The simultaneous evaluation of projects*  
3 *in at least 2 corridors in a metropolitan area*  
4 *may not be limited and the Secretary shall make*  
5 *decisions under this subsection with expedited*  
6 *procedures that will promote carrying out an*  
7 *approved State Implementation Plan in a timely*  
8 *way if a project is—*

9                   “(i) *located in a nonattainment area;*

10                   “(ii) *a transportation control measure*  
11 *(as defined by the Clean Air Act (42 U.S.C.*  
12 *7401 et seq.)); and*

13                   “(iii) *required to carry out the State*  
14 *Implementation Plan.*

15           “(C) *PROJECTS FINANCED WITH HIGHWAY*  
16 *FUNDS.—This subsection does not apply to a*  
17 *project financed completely with amounts made*  
18 *available from the Highway Trust Fund (other*  
19 *than the Mass Transit Account).*

20           “(D) *PREVIOUSLY ISSUED LETTER OF IN-*  
21 *TENT OR FULL FUNDING GRANT AGREEMENT.—*  
22 *This subsection does not apply to projects for*  
23 *which the Secretary has issued a letter of intent*  
24 *or entered into a full funding grant agreement*

1           *before the date of the enactment of this subpara-*  
2           *graph.”.*

3           *(f) LETTERS OF INTENT AND FULL FUNDING GRANT*

4 *AGREEMENTS.—Section 5309(g) is amended—*

5           *(1) in the subsection heading by striking “FI-*  
6           *NANCING” and inserting “FUNDING”;*

7           *(2) by striking “full financing” each place it ap-*  
8           *pears and inserting “full funding”; and*

9           *(3) in paragraph (1)(B)—*

10           *(A) by striking “30 days” and inserting*  
11           *“60 days”;*

12           *(B) by inserting before the first comma “or*  
13           *entering into a full funding grant agreement”;*  
14           *and*

15           *(C) by striking “issuance of the letter.” and*  
16           *inserting “letter or agreement. The Secretary*  
17           *shall include with the notification a copy of the*  
18           *proposed letter or agreement as well as the eval-*  
19           *uations and ratings for the project.”.*

20           *(g) ALLOCATING AMOUNTS.—Section 5309(m) is*  
21 *amended to read as follows:*

22           *“(m) ALLOCATING AMOUNTS.—*

23           *“(1) IN GENERAL.—Of the amounts made avail-*  
24           *able by section 5338(b) for grants and loans under*

1       *this section for each of fiscal years 1998 through*  
2       *2003—*

3               “(A) 40 percent shall be available for fixed  
4       *guideway modernization;*

5               “(B) 40 percent shall be available for cap-  
6       *ital projects for new fixed guideway systems and*  
7       *extensions to existing fixed guideway systems;*  
8       *and*

9               “(C) 20 percent shall be available to re-  
10       *place, rehabilitate, and buy buses and related*  
11       *equipment and to construct bus-related facilities.*

12               “(2) *LIMITATION ON AMOUNTS AVAILABLE FOR*  
13       *ACTIVITIES OTHER THAN FINAL DESIGN AND CON-*  
14       *STRUCTION.—Not more than 8 percent of the amounts*  
15       *made available in each fiscal year by paragraph*  
16       *(1)(B) shall be available for activities other than final*  
17       *design and construction.*

18               “(3) *BUS AND BUS FACILITY GRANTS.—*

19               “(A) *CONSIDERATION.—In making grants*  
20       *under paragraph (1)(C), the Secretary shall con-*  
21       *sider the age of buses, bus fleets, related equip-*  
22       *ment, and bus-related facilities.*

23               “(B) *FUNDING FOR BUS TESTING FACIL-*  
24       *ITY.—Of the amounts made available by para-*  
25       *graph (1)(C), \$3,000,000 shall be available in*

1           *each of fiscal years 1998 through 2003 to carry*  
2           *out section 5318.*

3           “(C) *FUNDING FOR BUS TECHNOLOGY PILOT*  
4           *PROGRAM.—Of the funds made available by*  
5           *paragraph (1)(C), 10 percent shall be available*  
6           *in each of fiscal years 1998 through 2003 to*  
7           *carry out the bus technology pilot program*  
8           *under subsection (o).*

9           “(D) *OTHER THAN URBANIZED AREAS.—Of*  
10           *amounts made available by paragraph (1)(C),*  
11           *not less than 5.5 percent shall be available in*  
12           *each fiscal year for other than urbanized areas.*

13           “(4) *ELIGIBILITY FOR ASSISTANCE FOR MUL-*  
14           *TIPLE PROJECTS.—A person applying for, or receiv-*  
15           *ing, assistance for a project described in clause (A),*  
16           *(B), or (C) of paragraph (1) may receive assistance*  
17           *for a project described in another of those clauses.”.*

18           “(h) *ADVANCE CONSTRUCTION.—Section 5309(n)(2) is*  
19           *amended by striking “in a way” and inserting “in a man-*  
20           *ner”.*

21           “(i) *CONFORMING AMENDMENTS.—*

22           “(1) *RELOCATION OF SUBSECTION.—Section 5309*  
23           *is amended—*

24                    (A) *by striking subsection (f); and*

1                   (B) by redesignating subsections (g) through  
2                   (o) as subsections (f) through (n), respectively.

3                   (2) *CROSS REFERENCES.*—Chapter 53 is amend-  
4                   ed—

5                   (A) in section 5319 by striking “5309(h)”  
6                   and inserting “5309(g)”;

7                   (B) in section 5328(a)(2) by striking  
8                   “5309(e)(1)–(6) of this title” and inserting  
9                   “5309(e)”; and

10                  (C) in section 5328(a)(4) by striking  
11                  “5309(m)(2) of this title” and inserting  
12                  “5309(o)(1)”.

13                  (3) *REFERENCES TO FULL FUNDING GRANT*  
14                  *AGREEMENTS.*—Sections 5320 and 5328(a)(4) are  
15                  each amended by striking “full financing” each place  
16                  it appears and inserting “full funding”. The sub-  
17                  section heading for section 5320(e) is amended by  
18                  striking “FINANCING” and inserting “FUNDING”.

19                  (j) *BUS TECHNOLOGY PILOT PROGRAM.*—Section 5309  
20                  is further amended by adding at the end the following:

21                  “(o) *BUS TECHNOLOGY PILOT PROGRAM.*—

22                         “(1) *ESTABLISHMENT.*—The Secretary shall es-  
23                         tablish a pilot program for the testing and deploy-  
24                         ment of new bus technology, including clean fuel and  
25                         alternative fuel technology.

1           “(2) *PROJECTS.*—Under the pilot program, the  
2           Secretary shall carry out projects for testing and de-  
3           ployment of new bus technology, including clean fuel  
4           and alternative fuel technology. The Secretary shall  
5           select projects for funding under the pilot program  
6           that will employ a variety of technologies and will be  
7           performed in a variety of geographic areas of the  
8           country with populations under 50,000, between  
9           50,000 and 200,000, and over 200,000.

10           “(3) *REPORT.*—Not later than April 30, 2000,  
11           the Secretary shall transmit to the Committee on  
12           Transportation and Infrastructure of the House of  
13           Representatives and the Committee on Banking,  
14           Housing, and Urban Affairs of the Senate a report on  
15           the results of the pilot program, including a descrip-  
16           tion of the projects carried out, the amounts obligated,  
17           and the status of the test and deployment activities  
18           undertaken.”.

19           “(k) *REPORTS.*—Section 5309 is further amended by  
20           adding at the end the following:

21           “(p) *REPORTS.*—

22           “(1) *FUNDING LEVELS AND ALLOCATIONS OF*  
23           *FUNDS FOR FIXED GUIDEWAY SYSTEMS.*—

24           “(A) *ANNUAL REPORT.*—Not later than the  
25           first Monday in February of each year, the Sec-

1            *retary shall submit to the Committee on Trans-*  
2            *portation and Infrastructure of the House of*  
3            *Representatives and the Committee on Banking,*  
4            *Housing, and Urban Affairs of the Senate a re-*  
5            *port that includes a proposal on the allocation of*  
6            *amounts to be made available to finance grants*  
7            *and loans for capital projects for new fixed*  
8            *guideway systems and extensions to existing*  
9            *fixed guideway systems among applicants for*  
10           *those amounts.*

11            *“(B) RECOMMENDATIONS ON FUNDING.—*

12            *The annual report under this paragraph shall*  
13            *include evaluations and ratings, as required*  
14            *under subsection (e), for each project that is au-*  
15            *thorized or has received funds under this section*  
16            *since the date of the enactment of this Act or Oc-*  
17            *tober 1 of the preceding fiscal year, whichever*  
18            *date is earlier. The report shall also include rec-*  
19            *ommendations of projects for funding based on*  
20            *the evaluations and ratings and on existing com-*  
21            *mitments and anticipated funding levels for the*  
22            *next 3 fiscal years and for the next 10 fiscal*  
23            *years based on information currently available*  
24            *to the Secretary.*

1           “(2) *SUPPLEMENTAL REPORT ON NEW STARTS.*—  
2           *The Secretary shall submit a report to Congress on*  
3           *the 31st day of August of each year that describes the*  
4           *Secretary’s evaluation and rating of each project that*  
5           *has completed alternatives analysis or preliminary*  
6           *engineering since the date of the last report. The re-*  
7           *port shall include all relevant information that sup-*  
8           *ports the evaluation and rating of each project, in-*  
9           *cluding a summary of each project’s financial plan.*

10           “(3) *ANNUAL GAO REVIEW.*—*the General Ac-*  
11           *counting Office shall—*

12           “(A) *conduct an annual review of—*

13                   “(i) *the processes and procedures for*  
14                   *evaluating and rating projects and rec-*  
15                   *ommending projects; and*

16                   “(ii) *the Secretary’s implementation of*  
17                   *such processes and procedures; and*

18           “(B) *shall report to Congress on the results*  
19           *of such review by April 30 of each year.”.*

20           “(l) *PROJECT DEFINED.*—*Section 5309 is further*  
21           *amended by adding at the end the following:*

22                   “(q) *PROJECT DEFINED.*—*In this section, the term*  
23                   *‘project’ means, with respect to a new fixed guideway sys-*  
24                   *tem or extension to an existing fixed guideway system, a*  
25                   *minimum operable segment of the project.”.*

1 **SEC. 309. DOLLAR VALUE OF MOBILITY IMPROVEMENTS.**

2       (a) *IN GENERAL.*—*The Secretary shall not consider the*  
3 *dollar value of mobility improvements, as specified in the*  
4 *report required under section 5309(m)(1)(C) or section*  
5 *5309(p) (as added by this Act), in evaluating projects under*  
6 *section 5309 of title 49, United States Code, in developing*  
7 *regulations, or in carrying out any other duty of the Sec-*  
8 *retary.*

9       (b) *STUDY.*—

10           (1) *IN GENERAL.*—*The Comptroller General shall*  
11 *conduct a study of the dollar value of mobility im-*  
12 *provements and the relationship of mobility improve-*  
13 *ments to the overall transportation justification of a*  
14 *new fixed guideway system or extension to an existing*  
15 *system.*

16           (2) *REPORT.*—*Not later than January 1, 2000,*  
17 *the Secretary shall transmit to the Committee on*  
18 *Transportation and Infrastructure of the House of*  
19 *Representatives and the Committee on Banking,*  
20 *Housing, and Urban Affairs of the Senate a report on*  
21 *the results of the study, including an analysis of the*  
22 *factors relevant to determining the dollar value of mo-*  
23 *bility improvements.*

1 **SEC. 310. FORMULA GRANTS AND LOANS FOR SPECIAL**  
2 **NEEDS OF ELDERLY INDIVIDUALS AND INDI-**  
3 **VIDUALS WITH DISABILITIES.**

4 (a) *SECTION HEADING.*—Section 5310 is amended in  
5 the section heading by striking “**Grants**” and inserting  
6 “**Formula grants**”.

7 (b) *CONFORMING AMENDMENT.*—The item relating to  
8 section 5310 in the table of sections for chapter 53 is amend-  
9 ed by inserting “formula” before “grants”.

10 **SEC. 311. FORMULA PROGRAM FOR OTHER THAN URBAN-**  
11 **IZED AREAS.**

12 (a) *INTERCITY BUS TRANSPORTATION.*—Section 5311  
13 is amended—

14 (1) in the section heading by striking “**Finan-**  
15 **cial assistance**” and inserting “**Formula**  
16 **grants**”; and

17 (2) in subsection (f)(1) by striking “10 percent  
18 of the amount made available in the fiscal year end-  
19 ing September 30, 1993, and”.

20 (b) *CONFORMING AMENDMENT.*—The item relating to  
21 section 5311 in the table of sections for chapter 53 is amend-  
22 ed by striking “Financial assistance” and inserting “For-  
23 mula grant”.

24 **SEC. 312. RESEARCH, DEVELOPMENT, DEMONSTRATION,**  
25 **AND TRAINING PROJECTS.**

26 (a) *IN GENERAL.*—Section 5312 is amended—

1           (1) in each of subsections (a) and (b) by striking  
2           the first parenthetical phrase; and

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

4           “(d) *JOINT PARTNERSHIPS FOR DEPLOYMENT OF IN-*  
5 *NOVATION.*—

6           “(1) *CONSORTIUM DEFINED.*—*In this subsection,*  
7           *the term ‘consortium’ means one or more public or*  
8           *private organizations located in the United States*  
9           *which provide mass transportation service to the pub-*  
10           *lic and one or more businesses, including small and*  
11           *medium sized businesses, incorporated in a State, of-*  
12           *fering goods or services or willing to offer goods or*  
13           *services to mass transportation operators. It may in-*  
14           *clude as additional members public or private re-*  
15           *search organizations located in the United States, or*  
16           *State or local governmental authorities.*

17           “(2) *GRANTS AND AGREEMENTS.*—*The Secretary*  
18           *may make grants and enter into contracts, coopera-*  
19           *tive agreements, and other agreements with consortia*  
20           *selected competitively from among public and private*  
21           *partnerships to promote the early deployment of inno-*  
22           *vation in mass transportation technology, services,*  
23           *management, or operational practices. Any such*  
24           *grant, contract, or agreement shall provide for the*  
25           *sharing of costs, risks, and rewards of early deploy-*

1 *ment of innovation. Such grants, contracts, and*  
2 *agreements shall be subject to such terms and condi-*  
3 *tions as the Secretary prescribes.*

4 “(3) *CONSULTATION REQUIREMENT.*—*This sub-*  
5 *section shall be carried out in consultation with the*  
6 *transit industry.*

7 “(4) *COST SHARING.*—*Any consortium that re-*  
8 *ceives a grant or enters into a contract or agreement*  
9 *under this subsection shall provide at least 50 percent*  
10 *of the cost of any joint partnership project. Any busi-*  
11 *ness, organization, person, or governmental body may*  
12 *contribute funds to such project.*

13 “(5) *PUBLIC NOTICE.*—*The Secretary shall peri-*  
14 *odically give public notice of—*

15 “(A) *the technical areas for which joint*  
16 *partnerships are solicited under this subsection;*

17 “(B) *required qualifications of consortia de-*  
18 *siring to participate in such partnerships;*

19 “(C) *the method of selection and evaluation*  
20 *criteria to be used in selecting participating con-*  
21 *sortia and projects under this subsection; and*

22 “(D) *the process by which projects will be*  
23 *awarded under this subsection.*

24 “(6) *ACCEPTANCE OF REVENUES.*—*The Secretary*  
25 *may accept a portion of the revenues resulting from*

1       *sales of an innovation supported under this subsection*  
2       *and deposit any revenues accepted into a special ac-*  
3       *count of the Treasury of the United States to be estab-*  
4       *lished for purposes of carrying out this subsection.*

5       “(e) *INTERNATIONAL MASS TRANSPORTATION PRO-*  
6       *GRAM.—*

7               “(1) *ACTIVITIES.—The Secretary is authorized to*  
8       *engage in activities to inform the United States do-*  
9       *mestic mass transportation community about techno-*  
10       *logical innovations available in the international*  
11       *marketplace and activities that may afford domestic*  
12       *businesses the opportunity to become globally competi-*  
13       *tive in the export of mass transportation products*  
14       *and services. These activities may include—*

15               “(A) *development, monitoring, assessment,*  
16       *and dissemination domestically of information*  
17       *about worldwide mass transportation market op-*  
18       *portunities;*

19               “(B) *cooperation with foreign public sector*  
20       *entities in research, development, demonstration,*  
21       *training, and other forms of technology transfer*  
22       *and exchange of experts and information;*

23               “(C) *advocacy, in international mass trans-*  
24       *portation markets, of firms, products, and serv-*  
25       *ices available from the United States;*

1           “(D) *informing the international market*  
2           *about the technical quality of mass transpor-*  
3           *tation products and services through participa-*  
4           *tion in seminars, expositions, and similar activi-*  
5           *ties; and*

6           “(E) *offering those Federal Transit Admin-*  
7           *istration technical services which cannot be read-*  
8           *ily obtained from the United States private sec-*  
9           *tor to foreign public authorities planning or un-*  
10          *dertaking mass transportation projects if the cost*  
11          *of these services will be recovered under the terms*  
12          *of each project.*

13          “(2) *COOPERATION.—The Secretary may carry*  
14          *out activities under this subsection in cooperation*  
15          *with other Federal agencies, State or local agencies,*  
16          *public and private nonprofit institutions, government*  
17          *laboratories, foreign governments, or any other orga-*  
18          *nization the Secretary determines is appropriate.*

19          “(3) *FUNDING.—The funds available to carry out*  
20          *this subsection shall include funds paid to the Sec-*  
21          *retary by any cooperating organization or person and*  
22          *shall be deposited by the Secretary in a special ac-*  
23          *count in the Treasury of the United States to be es-*  
24          *tablished for purposes of carrying out this subsection.*  
25          *The funds shall be available for promotional mate-*

1        *rials, travel, reception, and representation expenses*  
2        *necessary to carry out the activities authorized by this*  
3        *subsection. Reimbursement for services provided under*  
4        *this subsection shall be credited to the appropriation*  
5        *account concerned.”.*

6        *(b) MASS TRANSPORTATION TECHNOLOGY DEVELOP-*  
7        *MENT AND DEPLOYMENT.—*

8                *(1) GENERAL AUTHORITY.—The Secretary may*  
9                *make grants and enter into contracts, cooperative*  
10               *agreements, and other agreements with eligible consor-*  
11               *tia to promote the development and early deployment*  
12               *of innovation in mass transportation technology, serv-*  
13               *ices, management, or operational practices. The Sec-*  
14               *retary shall coordinate activities under this section*  
15               *with related activities under programs of other Fed-*  
16               *eral departments and agencies.*

17               *(2) ELIGIBILITY CRITERIA.—To be qualified to*  
18               *receive funding under this section, an eligible consor-*  
19               *tium shall—*

20                        *(A) be organized for the purpose of design-*  
21                        *ing, developing, and deploying advanced mass*  
22                        *transportation technologies that address identi-*  
23                        *fied technological impediments in the mass*  
24                        *transportation field;*

1           (B) have an established mechanism for de-  
2           signing, developing, and deploying advanced  
3           mass transportation technologies as evidenced by  
4           participation in a Federal program such as the  
5           consortia funded pursuant to Public Law 102-  
6           396;

7           (C) facilitate the participation in the con-  
8           sortium of small- and medium-sized businesses  
9           in conjunction with large established manufac-  
10          turers, as appropriate;

11          (D) be designed to use State and Federal  
12          funding to attract private capital in the form of  
13          grants or investments to further the purposes of  
14          this section; and

15          (E) provide for the sharing of costs, risks,  
16          and rewards of early deployment of innovation  
17          in mass transportation technologies.

18          (3) *GRANT REQUIREMENTS.*—Grants, contracts,  
19          and agreements under paragraph (1) shall be eligible  
20          under and consistent with section 5312 of title 49,  
21          United States Code, and shall be subject to such terms  
22          and conditions as the Secretary prescribes.

23          (4) *FEDERAL SHARE OF COSTS.*—The Federal  
24          share of costs for a grant, contract, or agreement with

1 *a consortium under this subsection shall not exceed 50*  
2 *percent of the net project cost.*

3 (5) *ELIGIBLE CONSORTIUM DEFINED.*—*For pur-*  
4 *poses of this section, the term “eligible consortium”*  
5 *means a consortium of—*

6 (A) *businesses incorporated in the United*  
7 *States;*

8 (B) *public or private educational or re-*  
9 *search organizations located in the United*  
10 *States;*

11 (C) *entities of State or local governments in*  
12 *the United States;*

13 (D) *Federal laboratories; or*

14 (E) *existing consortia funded pursuant to*  
15 *Public Law 103–396.*

16 (6) *FUNDING.*—

17 (A) *SET-ASIDE OF AMOUNTS MADE AVAIL-*  
18 *ABLE UNDER SECTION 5338(d).*—*Of the funds*  
19 *made available by or appropriated under section*  
20 *5338(d) of title 49, United States Code, for a fis-*  
21 *cal year \$5,000,000 shall be available to carry*  
22 *out this subsection.*

23 (B) *SET-ASIDE OF AMOUNTS MADE AVAIL-*  
24 *ABLE UNDER SECTION 5309(o).*—*Of the funds*  
25 *made available to carry out the bus technology*

1           *pilot program under section 5309(o) of title 49,*  
2           *United States Code, for a fiscal year \$5,000,000*  
3           *shall be available to carry out this subsection.*

4           *(c) FUEL CELL BUS AND BUS FACILITIES PRO-*  
5           *GRAM.—Of the funds made available for a fiscal year to*  
6           *carry out the bus technology pilot program under section*  
7           *5309(o) of title 49, United States Code, \$4,850,000 shall*  
8           *be available to carry out the fuel cell powered transit bus*  
9           *program and the intermodal transportation fuel cell bus*  
10           *maintenance facility.*

11           *(d) ADVANCED TECHNOLOGY PILOT PROJECT.—*

12           *(1) IN GENERAL.—The Secretary shall make*  
13           *grants for the development of low speed magnetic levi-*  
14           *tation technology for public transportation purposes*  
15           *in urban areas to demonstrate energy efficiency, con-*  
16           *gestion mitigation, and safety benefits.*

17           *(2) FUNDING.—Of the amounts made available*  
18           *for each of fiscal years 1998 through 2003 by section*  
19           *127(a)(3)(H) of this Act, \$5,000,000 per fiscal year*  
20           *shall be available to carry out this subsection.*

21           *(3) FEDERAL SHARE.—The Federal share pay-*  
22           *able on account of activities carried out using a grant*  
23           *made under this subsection shall be 80 percent of the*  
24           *cost of such activities.*

1       (e) *INTELLIGENT TRANSPORTATION SYSTEMS APPLI-*  
 2 *CATIONS.*—

3           (1) *IN GENERAL.*—*The Secretary shall make*  
 4 *grants for the study, design, and demonstration of*  
 5 *fixed guideway technology in North Orange-South*  
 6 *Seminole County, Florida, and in Galveston, Texas.*

7           (2) *FUNDING.*—*Of the amounts made available*  
 8 *pursuant to section 5338(d) of title 49, United States*  
 9 *Code, for fiscal year 1999, \$1,500,000 shall be avail-*  
 10 *able to carry out this subsection. Of such sums,*  
 11 *\$750,000 shall be available for fixed guideway activi-*  
 12 *ties in North Orange-South Seminole County, Flor-*  
 13 *ida, and \$750,000 shall be available for fixed guide-*  
 14 *way activities in Galveston, Texas.*

15 **SEC. 313. NATIONAL PLANNING AND RESEARCH PROGRAMS.**

16       Section 5314(a)(2) is amended by striking  
 17 “\$2,000,000” and inserting “\$3,000,000”.

18 **SEC. 314. NATIONAL TRANSIT INSTITUTE.**

19       (a) *IN GENERAL.*—*Section 5315 is amended—*

20           (1) *in the section heading by striking “**mass***  
 21 ***transportation**” and inserting “**transit**”; and*

22           (2) *in subsection (a)—*

23               (A) *by striking “mass transportation” in*  
 24 *the first sentence and inserting “transit”;*

1           (B) by inserting “and architectural design”  
2 before the semicolon at the end of paragraph (5);

3           (C) by striking “carrying out” in para-  
4 graph (7) and inserting “delivering”;

5           (D) by inserting “, construction manage-  
6 ment, insurance, and risk management” before  
7 the semicolon at the end of paragraph (11);

8           (E) by striking “and” at the end of para-  
9 graph (13);

10          (F) by striking the period at the end of  
11 paragraph (14) and inserting “; and”; and

12          (G) by adding at the end the following:

13           “(15) innovative finance.”.

14          (b) **CONFORMING AMENDMENT.**—The item relating to  
15 section 5315 in the table of sections for chapter 53 is amend-  
16 ed by striking “mass transportation” and inserting “tran-  
17 sit”.

18 **SEC. 315. UNIVERSITY RESEARCH INSTITUTES.**

19          Section 5316, and the item relating to section 5316  
20 in the table of sections for chapter 53, are repealed.

21 **SEC. 316. TRANSPORTATION CENTERS.**

22          Section 5317, and the item relating to section 5317  
23 in the table of sections for chapter 53, are repealed.

1 **SEC. 317. BUS TESTING FACILITIES.**

2 (a) *OPERATION AND MAINTENANCE.*—Section 5318(b)  
3 is amended—

4 (1) by striking “make a contract with” and in-  
5 serting “enter into a contract or cooperative agree-  
6 ment with, or make a grant to,”;

7 (2) by inserting “or organization” after “per-  
8 son”;

9 (3) by inserting “, cooperative agreement, or  
10 grant” after “The contract”; and

11 (4) by inserting “mass transportation” after  
12 “and other”.

13 (b) *AVAILABILITY OF AMOUNTS.*—Section 5318(d) is  
14 amended by striking “make a contract with” and inserting  
15 “enter into a contract or cooperative agreement with, or  
16 make a grant to,”.

17 **SEC. 318. BICYCLE FACILITIES.**

18 Section 5319 is amended by striking “under this sec-  
19 tion is for 90 percent of the cost of the project” and insert-  
20 ing “made eligible by this section is for 90 percent of the  
21 cost of the project; except that, if the grant or any portion  
22 of the grant is made with funds required to be expended  
23 under section 5307(k) and the project involves providing bi-  
24 cycle access to mass transportation, that grant or portion  
25 of that grant shall be at a Federal share of 95 percent”.

1 **SEC. 319. GENERAL PROVISIONS ON ASSISTANCE.**

2 (a) *TECHNICAL AMENDMENT.*—Section 5323(d) is  
3 amended by striking “*BUYING AND OPERATING*  
4 *BUSES.*—”and inserting “*CONDITION ON CHARTER BUS*  
5 *TRANSPORTATION SERVICE.*—”.

6 (b) *GOVERNMENT’S SHARE.*—Section 5323(i) is  
7 amended to read as follows:

8 “(i) *GOVERNMENT SHARE OF COSTS FOR CERTAIN*  
9 *PROJECTS.*—A grant for a project to be assisted under this  
10 chapter that involves acquiring vehicle-related equipment  
11 required by the Americans with Disabilities Act of 1990 (42  
12 U.S.C. 12101 et seq.) or vehicle-related equipment (includ-  
13 ing clean fuel or alternative fuel vehicle-related equipment)  
14 for purposes of complying with or maintaining compliance  
15 with the Clean Air Act, is for 90 percent of the net project  
16 cost of such equipment attributable to compliance with such  
17 Acts. The Secretary shall have discretion to determine,  
18 through practicable administrative procedures, the costs of  
19 such equipment attributable to compliance with such Acts.”.

20 (c) *BUY AMERICA.*—Section 5323(j)(7) is amended to  
21 read as follows:

22 “(7) *OPPORTUNITY TO CORRECT INADVERTENT*  
23 *ERROR.*—The Secretary may allow a manufacturer or  
24 supplier of steel, iron, or manufactured goods to cor-  
25 rect after bid opening any certification made under  
26 this subsection if the Secretary is satisfied that the

1        *manufacturer or supplier submitted an incorrect cer-*  
2        *tification as a result of an inadvertent or clerical*  
3        *error.”.*

4        *(d) PARTICIPATION OF GOVERNMENTAL AGENCIES IN*  
5        *DESIGN AND DELIVERY OF TRANSPORTATION SERVICES.—*  
6        *Section 5323 is amended by redesignating subsections (k)*  
7        *and (l) as subsections (l) and (m) and by inserting after*  
8        *subsection (j) the following:*

9            *“(k) PARTICIPATION OF GOVERNMENTAL AGENCIES IN*  
10        *DESIGN AND DELIVERY OF TRANSPORTATION SERVICES.—*  
11        *To the extent feasible, governmental agencies and nonprofit*  
12        *organizations that receive assistance from Government*  
13        *sources (other than the Department of Transportation) for*  
14        *nonemergency transportation services shall participate and*  
15        *coordinate with recipients of assistance under this chapter*  
16        *in the design and delivery of transportation services and*  
17        *shall be included in the planning for such services.”.*

18        *(e) SUBMISSION OF CERTIFICATIONS.—Section 5323 is*  
19        *further amended by adding at the end the following:*

20            *“(n) SUBMISSION OF CERTIFICATIONS.—A certifi-*  
21        *cation required under this chapter and any additional cer-*  
22        *tification or assurance required by law or regulation to be*  
23        *submitted to the Secretary may be consolidated into a single*  
24        *document to be submitted annually as part of a grant ap-*  
25        *plication under this chapter. The Secretary shall publish*

1 *annually a list of all certifications required under this*  
2 *chapter with the publication required under section*  
3 *5336(e)(2).”.*

4 *(f) REQUIRED PAYMENTS AND ELIGIBLE COSTS.—Sec-*  
5 *tion 5323 is further amended by adding at the end the fol-*  
6 *lowing:*

7 *“(o) REQUIRED PAYMENTS AND ELIGIBLE COSTS OF*  
8 *PROJECTS THAT ENHANCE ECONOMIC DEVELOPMENT OR*  
9 *INCORPORATE PRIVATE INVESTMENT.—*

10 *“(1) REQUIRED PAYMENTS.—Each grant or loan*  
11 *under this chapter for a capital project described in*  
12 *section 5302(a)(1)(G) shall require that a person*  
13 *making an agreement to occupy space in a facility*  
14 *funded under this chapter pay a reasonable share of*  
15 *the costs of the facility through rental payments and*  
16 *other means.*

17 *“(2) ELIGIBLE COSTS.—Eligible costs for a cap-*  
18 *ital project described in section 5302(a)(1)(G)—*

19 *“(A) include property acquisition, demoli-*  
20 *tion of existing structures, site preparation, util-*  
21 *ities, building foundations, walkways, open*  
22 *space, and a capital project for, and improving,*  
23 *equipment or a facility for an intermodal trans-*  
24 *fer facility or transportation mall; but*

1           “(B) do not include construction of a com-  
2           mercial revenue producing facility or a part of  
3           a public facility not related to mass transpor-  
4           tation.”.

5 **SEC. 320. CONTRACT REQUIREMENTS.**

6           (a) *EFFICIENT PROCUREMENT*.—Section 5325 is  
7 amended—

8           (1) by striking subsections (b) and (c);

9           (2) by redesignating subsection (d) as subsection  
10          (b); and

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

12          “(c) *EFFICIENT PROCUREMENT*.—A recipient may  
13 award a procurement contract under this chapter to other  
14 than the lowest bidder when the award furthers an objective  
15 consistent with the purposes of this chapter, including im-  
16 proved long-term operating efficiency and lower long-term  
17 costs.”.

18          (b) *ARCHITECTURAL, ENGINEERING, AND DESIGN*  
19 *CONTRACTS*.—Section 5325(b), as redesignated by sub-  
20 section (a)(2), is amended—

21           (1) by inserting “or requirement” after “A con-  
22 tract”; and

23           (2) by inserting before the last sentence the fol-  
24 lowing: “When awarding such contracts, recipients of  
25 assistance under this chapter shall maximize effi-

1        *ciencies of administration by accepting undisputed*  
2        *audits conducted by other government agencies, as*  
3        *provided in subparagraphs (C) through (F) of section*  
4        *112(b)(2) of title 23.”.*

5        **SEC. 321. SPECIAL PROCUREMENTS.**

6        *(a) TURNKEY SYSTEM PROJECTS.—Section 5326(a) is*  
7        *amended—*

8                *(1) by striking paragraph (1) and inserting the*  
9        *following:*

10                *“(1) TURNKEY SYSTEM PROJECT DEFINED.—In*  
11        *this subsection, the term ‘turnkey system project’*  
12        *means a project under which a recipient enters into*  
13        *a contract with a seller, firm, or consortium of firms*  
14        *to design and build a mass transportation system or*  
15        *an operable segment thereof that meets specific per-*  
16        *formance criteria. Such project may also include an*  
17        *option to finance, or operate for a period of time, the*  
18        *system or segment or any combination of designing,*  
19        *building, operating, or maintaining such system or*  
20        *segment.”;*

21                *(2) in paragraph (2)—*

22                        *(A) by inserting “SELECTION OF TURNKEY*  
23        *PROJECTS.—” after “(2)”;* and

1           (B) by inserting “or an operable segment of  
2           a mass transportation system” after “transportation  
3           system”;

4           (3) in paragraph (3) by inserting “*DEMONSTRATIONS.—*” after “(3)”; and

6           (4) by aligning paragraphs (2) and (3) with  
7           paragraph (1) of such section, as amended by paragraph  
8           (1) of this section.

9           (b) *TECHNICAL AMENDMENT.—*Section 5326 is  
10          amended by striking subsection (c) and inserting the following:  
11          ing:

12          “(c) *ACQUIRING ROLLING STOCK.—*A recipient of financial  
13          assistance of the United States Government under  
14          this chapter may enter into a contract to expend that assistance  
15          to acquire rolling stock—

16                 “(1) based on—

17                         “(A) initial capital costs; or

18                         “(B) performance, standardization, life  
19                         cycle costs, and other factors; or

20                 “(2) with a party selected through a competitive  
21          procurement process.

22          “(d) *PROCURING ASSOCIATED CAPITAL MAINTENANCE*  
23          *ITEMS.—*A recipient of a grant under section 5307 of this  
24          title procuring an associated capital maintenance item  
25          under section 5307(b) may enter into a contract directly

1 *with the original manufacturer or supplier of the item to*  
2 *be replaced, without receiving prior approval of the Sec-*  
3 *retary, if the recipient first certifies in writing to the Sec-*  
4 *retary that—*

5           “(1) *the manufacturer or supplier is the only*  
6 *source for the item; and*

7           “(2) *the price of the item is no more than the*  
8 *price similar customers pay for the item.”*

9           (c) *CONFORMING AMENDMENT.—Section 5334(b)(4) is*  
10 *amended by striking “5323(a)(2), (c) and (e), 5324(c), and*  
11 *5325 of this title” and inserting “5323(a)(2), 5323(c),*  
12 *5323(e), 5324(c), 5325(a), 5325(b), 5326(c), and 5326(d)”.*

13 **SEC. 322. PROJECT MANAGEMENT OVERSIGHT AND REVIEW.**

14 *Section 5327(c)(2) is amended—*

15           (1) *by striking “make contracts” and inserting*  
16 *“enter into contracts”; and*

17           (2) *by inserting before the period at the end of*  
18 *the first sentence the following: “and to provide tech-*  
19 *nical assistance to correct deficiencies identified in*  
20 *compliance reviews and audits carried out under this*  
21 *section”.*

1 **SEC. 323. STUDY ON ALCOHOL AND CONTROLLED SUB-**  
2 **STANCES RANDOM TESTING RATE CALCULA-**  
3 **TION.**

4 (a) *STUDY.*—*The Secretary shall conduct a study to*  
5 *determine how the alcohol and controlled substances random*  
6 *testing rate under section 5331 of title 49, United States*  
7 *Code, should be calculated.*

8 (b) *CONSIDERATIONS.*—*In conducting the study under*  
9 *this section, the Secretary shall consider—*

10 (1) *the differences in random testing results*  
11 *among employers subject to section 5331 of title 49,*  
12 *United States Code;*

13 (2) *the differences in random testing results*  
14 *among employers subject to such section in areas with*  
15 *populations of at least 200,000, in areas with popu-*  
16 *lations less than 200,000, and in other than urban-*  
17 *ized areas;*

18 (3) *the deterrent effect of random testing; and*

19 (4) *the effect of random testing on public safety.*

20 (c) *REPORT.*—*Not later than December 31, 1999, the*  
21 *Secretary shall transmit to Congress a report on the results*  
22 *of the study conducted under this section, together with any*  
23 *proposed changes to the calculation of the random alcohol*  
24 *and controlled substances testing rate.*

1 **SEC. 324. ADMINISTRATIVE PROCEDURES.**

2 (a) *TRAINING AND CONFERENCE COSTS.*—Section  
3 5334(a) is amended—

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

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

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

9 “(10) collect fees to cover the costs of training or  
10 conferences, including costs of promotional materials,  
11 sponsored by the Federal Transit Administration to  
12 promote mass transportation and credit amounts col-  
13 lected to the appropriation concerned.”.

14 (b) *FLEXIBILITY FOR AREAS WITH POPULATIONS*  
15 *UNDER 200,000.*—Section 5334(i) is amended to read as  
16 follows:

17 “(i) *FLEXIBILITY FOR AREAS WITH POPULATIONS*  
18 *UNDER 200,000.*—Not later than 180 days after the date  
19 of the enactment of the Building Efficient Surface Trans-  
20 portation and Equity Act of 1998, the Secretary shall seek  
21 public comment on ways to simplify and streamline the ad-  
22 ministration of the formula program for urbanized areas  
23 with populations of less than 200,000 and shall make, to  
24 the extent feasible and consistent with statutory require-  
25 ments, every effort to ease any administrative burdens  
26 thereby identified.”.

1       (c) *TECHNICAL AMENDMENTS.*—

2               (1) *SECTION HEADING.*—*The heading for section*  
3 *5334 is amended by inserting “provisions” after*  
4 *“Administrative”.*

5               (2) *TABLE OF SECTIONS.*—*The item relating to*  
6 *section 5334 in the table of sections for chapter 53 is*  
7 *amended by inserting “provisions” after “Adminis-*  
8 *trative”.*

9 **SEC. 325. REPORTS AND AUDITS.**

10       (a) *NATIONAL TRANSIT DATABASE.*—*Section 5335(a)*  
11 *is amended—*

12               (1) *by striking “REPORTING SYSTEM AND UNI-*  
13 *FORM SYSTEM OF ACCOUNTS AND RECORDS” and in-*  
14 *serting “NATIONAL TRANSIT DATABASE”; and*

15               (2) *in paragraph (1)—*

16                       (A) *by striking “by uniform categories,”*  
17 *and inserting “using uniform categories”; and*

18                       (B) *by striking “and a uniform system of*  
19 *accounts and records” and inserting “and using*  
20 *a uniform system of accounts”.*

21       (b) *REPORTS.*—*Section 5335 is further amended—*

22               (1) *by striking subsections (b) and (c); and*

23               (2) *by redesignating subsection (d) as subsection*

24       (b).

1 **SEC. 326. APPORTIONMENT OF APPROPRIATIONS FOR FOR-**  
2 **MULA GRANTS.**

3 *Section 5336 is amended—*

4 *(1) in the section heading by striking “**block***  
5 ***grants**” and inserting “**formula grants**”; and*

6 *(2) by striking subsection (d) and inserting the*  
7 *following:*

8 *“(d) LIMITATION ON OPERATING ASSISTANCE AND*  
9 *PREVENTIVE MAINTENANCE.—Of the funds apportioned*  
10 *under this section for urbanized areas, such sums as may*  
11 *be necessary shall be available for operating assistance for*  
12 *urbanized areas with populations under 200,000, except*  
13 *that the total amount of such funds made available for such*  
14 *operating assistance and for urbanized areas for preventive*  
15 *maintenance activities that become eligible for capital as-*  
16 *sistance under section 5307 on the date of the enactment*  
17 *of the Building Efficient Surface Transportation and Eq-*  
18 *uity Act of 1998 may not exceed \$400,000,000 for any fiscal*  
19 *year.”.*

20 **SEC. 327. APPORTIONMENT OF APPROPRIATIONS FOR**  
21 **FIXED GUIDEWAY MODERNIZATION.**

22 *(a) DISTRIBUTION.—Section 5337(a) is amended to*  
23 *read as follows:*

24 *“(a) DISTRIBUTION.—The Secretary of Transportation*  
25 *shall apportion amounts made available for fixed guideway*

1 *modernization under section 5309 for each of fiscal years*  
2 *1998 through 2003 as follows:*

3           “(1) *The first \$497,700,000 shall be apportioned*  
4 *in the following urbanized areas as follows:*

5                   “(A) *Baltimore, \$8,372,000.*

6                   “(B) *Boston, \$38,948,000.*

7                   “(C)     *Chicago/Northwestern     Indiana,*  
8 *\$78,169,000.*

9                   “(D) *Cleveland, \$9,509,500.*

10                  “(E) *New Orleans, \$1,730,588.*

11                  “(F) *New York, \$176,034,461.*

12                  “(G) *Northeastern New Jersey, \$50,604,653.*

13                  “(H) *Philadelphia/Southern New Jersey,*  
14 *\$58,924,764.*

15                  “(I) *Pittsburgh, \$13,662,463.*

16                  “(J) *San Francisco, \$33,989,571.*

17                  “(K)     *Southwestern           Connecticut,*  
18 *\$27,755,000.*

19           “(2) *The next \$74,849,950 shall be apportioned*  
20 *as follows:*

21                   “(A) *\$4,849,950 to the Alaska Railroad for*  
22 *improvements to its passenger operations.*

23                   “(B) *Of the remaining \$70,000,000—*

1                   “(i) 50 percent in the urbanized areas  
2                   listed in paragraph (1) as provided in sec-  
3                   tion 5336(b)(2)(A); and

4                   “(ii) 50 percent in other urbanized  
5                   areas eligible for assistance under section  
6                   5336(b)(2)(A) to which amounts were ap-  
7                   portioned under this section for fiscal year  
8                   1997, as provided in section 5336(b)(2)(A)  
9                   and subsection (e) of this section.

10                  “(3) The next \$5,700,000 shall be apportioned in  
11                  the following urbanized areas as follows:

12                         “(A) Pittsburgh, 61.76 percent.

13                         “(B) Cleveland, 10.73 percent.

14                         “(C) New Orleans, 5.79 percent.

15                         “(D) 21.72 percent in urbanized areas to  
16                         which paragraph (2)(B)(ii) applies, as provided  
17                         in section 5336(b)(2)(A) and subsection (e) of  
18                         this section.

19                  “(4) The next \$186,600,000 shall be apportioned  
20                  in each urbanized area to which paragraph (1) ap-  
21                  plies and in each urbanized area to which paragraph  
22                  (2)(B) applies, as provided in section 5336(b)(2)(A)  
23                  and subsection (e) of this section.

24                  “(5) The next \$140,000,000 shall be apportioned  
25                  as follows:

1           “(A) 65 percent in the urbanized areas list-  
2           ed in paragraph (1) as provided in section  
3           5336(b)(2)(A) and subsection (e) of this section.

4           “(B) 35 percent to other urbanized areas el-  
5           igible for assistance under section 5336(b)(2)(A)  
6           of this title if the areas contain fixed guideway  
7           systems placed in revenue service at least 7 years  
8           before the fiscal year in which amounts are made  
9           available and in any urbanized area if, before  
10          the first day of the fiscal year, the area satisfies  
11          the Secretary that the area has modernization  
12          needs that cannot adequately be met with  
13          amounts received under section 5336(b)(2)(A), as  
14          provided in section 5336(b)(2)(A) and subsection  
15          (e) of this section.

16          “(6) The next \$100,000,000 shall be apportioned  
17          as follows:

18               “(A) 60 percent in the urbanized areas list-  
19               ed in paragraph (1) as provided in section  
20               5336(b)(2)(A) and subsection (e) of this section.

21               “(B) 40 percent to urbanized areas to which  
22               paragraph (5)(B) applies, as provided in section  
23               5336(b)(2)(A) and subsection (e) of this section.

24          “(7) Remaining amounts shall be apportioned as  
25          follows:

1           “(A) 50 percent in the urbanized areas list-  
2           ed in paragraph (1) as provided in section  
3           5336(b)(2)(A) and subsection (e) of this section.

4           “(B) 50 percent to urbanized areas to which  
5           paragraph (5)(B) applies, as provided in section  
6           5336(b)(2)(A) and subsection (e) of this section.”.

7           (b) *ROUTE SEGMENTS TO BE INCLUDED IN APPOR-*  
8           *TIONMENT FORMULAS.*—Section 5337 is further amended  
9           by adding at the end the following:

10          “(e) *ROUTE SEGMENTS TO BE INCLUDED IN APPOR-*  
11          *TIONMENT FORMULAS.*—(1) Amounts apportioned under  
12          paragraphs (2)(B), (3), and (4) of subsection (a) shall have  
13          attributable to each urbanized area only the number of fixed  
14          guideway revenue miles of service and number of fixed  
15          guideway route miles for segments of fixed guideway sys-  
16          tems used to determine apportionments for fiscal year 1997.

17          “(2) Amounts apportioned under paragraphs (5)  
18          through (7) of subsection (a) shall have attributable to each  
19          urbanized area only the number of fixed guideway revenue  
20          miles of service and number of fixed guideway route-miles  
21          for segments of fixed guideway systems placed in revenue  
22          service at least 7 years before the fiscal year in which  
23          amounts are made available.”.

1 **SEC. 328. AUTHORIZATIONS.**

2 (a) *IN GENERAL.*—Section 5338 is amended to read  
3 as follows:

4 **“§ 5338. Authorizations**

5 “(a) *FORMULA GRANTS.*—

6 “(1) *FROM THE TRUST FUND.*—There shall be  
7 available from the Mass Transit Account of the High-  
8 way Trust Fund to carry out sections 5307, 5310,  
9 and 5311—

10 “(A) \$2,697,600,000 for fiscal year 1998;

11 “(B) \$3,213,000,000 for fiscal year 1999;

12 and

13 “(C) \$3,553,000,000 for each of fiscal years  
14 2000 through 2003.

15 “(2) *FROM THE GENERAL FUND.*—In addition to  
16 amounts made available under paragraph (1), there  
17 are authorized to be appropriated to carry out sec-  
18 tions 5307 and 5311—

19 “(A) \$290,000,000 for fiscal year 1998; and

20 “(B) \$68,000,000 for fiscal year 1999.

21 “(3) *ALLOCATION OF FUNDS.*—Of the aggregate  
22 of amounts made available by and appropriated  
23 under this subsection for a fiscal year—

24 “(A) 2.4 percent shall be available to pro-  
25 vide transportation services to elderly individ-

1           uals and individuals with disabilities under sec-  
2           tion 5310;

3           “(B) 5.37 percent shall be available to pro-  
4           vide financial assistance for other than urban-  
5           ized areas under section 5311; and

6           “(C) 92.23 percent shall be available to pro-  
7           vide financial assistance for urbanized areas  
8           under section 5307.

9           “(b) *CAPITAL PROGRAM GRANTS AND LOANS.*—*There*  
10          *shall be available from the Mass Transit Account of the*  
11          *Highway Trust Fund to carry out section 5309:*

12           “(1) \$2,197,000,000 for fiscal year 1998.

13           “(2) \$2,412,000,000 for fiscal year 1999.

14           “(3) \$2,613,000,000 for each of fiscal years 2000  
15          through 2003.

16           “(c) *PLANNING.*—

17           “(1) *FROM THE TRUST FUND.*—*There shall be*  
18          *available from the Mass Transit Account of the High-*  
19          *way Trust Fund to carry out sections 5303, 5304,*  
20          *5305, and 5313(b) \$54,000,000 for each of fiscal years*  
21          *2000 through 2003.*

22           “(2) *FROM THE GENERAL FUND.*—*There are au-*  
23          *thorized to be appropriated to carry out sections*  
24          *5303, 5304, 5305, and 5313(b)—*

25           “(A) \$48,000,000 for fiscal year 1998; and

1                   “(B) \$52,000,000 for fiscal year 1999.

2                   “(3) ALLOCATION OF FUNDS.—Of the funds  
3                   made available by or appropriated under this sub-  
4                   section for a fiscal year—

5                   “(A) 82.72 percent shall be available for  
6                   metropolitan planning under sections 5303,  
7                   5304, and 5305; and

8                   “(B) 17.28 percent shall be available for  
9                   State planning under section 5313(b).

10                  “(d) RESEARCH.—

11                  “(1) FROM THE TRUST FUND.—There shall be  
12                  available from the Mass Transit Account of the High-  
13                  way Trust Fund to carry out sections 5311(b)(2),  
14                  5312, 5313(a), 5314, 5315, and 5322 \$38,000,000 for  
15                  each of fiscal years 2000 through 2003.

16                  “(2) FROM THE GENERAL FUND.—There are au-  
17                  thorized to be appropriated to carry out sections  
18                  5311(b)(2), 5312, 5313(a), 5314, 5315, and 5322  
19                  \$38,000,000 for each of fiscal years 1998 and 1999.

20                  “(3) ALLOCATION OF FUNDS.—Of the funds  
21                  made available by or appropriated under this sub-  
22                  section for a fiscal year—

23                  “(A) not less than \$5,250,000 shall be avail-  
24                  able for providing rural transportation assist-  
25                  ance under section 5311(b)(2);

1           “(B) not less than \$8,250,000 shall be avail-  
2           able for carrying out transit cooperative research  
3           programs under section 5313(a);

4           “(C) not less than \$3,000,000 shall be avail-  
5           able to carry out programs under the National  
6           Transit Institute under section 5315; and

7           “(D) the remainder shall be available for  
8           carrying out national planning and research  
9           programs under sections 5311(b)(2), 5312,  
10          5313(a), 5314, and 5322.

11          “(e) UNIVERSITY TRANSPORTATION RESEARCH.—

12           “(1) FROM THE TRUST FUND.—There shall be  
13           available from the Mass Transit Account of the High-  
14           way Trust Fund to carry out section 5505 \$6,000,000  
15           for each of fiscal years 2000 through 2003.

16           “(2) FROM THE GENERAL FUND.—There is au-  
17           thorized to be appropriated to carry out section 5505  
18           \$6,000,000 per fiscal year for fiscal years 1998 and  
19           1999.

20          “(f) ADMINISTRATION.—

21           “(1) FROM THE TRUST FUND.—There shall be  
22           available from the Mass Transit Account of the High-  
23           way Trust Fund for administrative expenses to carry  
24           out section 5334 \$52,000,000 for each of fiscal years  
25           2000 through 2003.

1           “(2) *FROM THE GENERAL FUND.*—*There is au-*  
2           *thorized to be appropriated for administrative ex-*  
3           *penditures to carry out section 5334—*

4                     “(A) \$46,000,000 for fiscal year 1998; and

5                     “(B) \$50,000,000 for fiscal year 1999.

6           “(g) *GRANTS AS CONTRACTUAL OBLIGATIONS.*—

7                     “(1) *GRANTS FINANCED FROM THE HIGHWAY*  
8           *TRUST FUND.*—*A grant or contract approved by the*  
9           *Secretary, that is financed with amounts made avail-*  
10           *able under subsection (a)(1), (b), (c)(1), (d)(1), (e)(1),*  
11           *or (f)(1) is a contractual obligation of the United*  
12           *States Government to pay the Government’s share of*  
13           *the cost of the project.*

14                     “(2) *GRANTS FINANCED FROM GENERAL*  
15           *FUNDS.*—*A grant or contract, approved by the Sec-*  
16           *retary, that is financed with amounts made available*  
17           *under subsection (a)(2), (c)(2), (d)(2), (e)(2), or (f)(2)*  
18           *is a contractual obligation of the Government to pay*  
19           *the Government’s share of the cost of the project only*  
20           *to the extent amounts are provided in advance in an*  
21           *appropriations law.*

22                     “(h) *AVAILABILITY OF AMOUNTS.*—*Amounts made*  
23           *available by or appropriated under subsections (a) through*  
24           *(e) shall remain available until expended.”.*

1       (b) *CONFORMING AMENDMENTS.—Chapter 53 is*  
2 *amended as follows:*

3           (1) *In sections 5303(h)(1), 5303(h)(2)(A), and*  
4 *5303(h)(3)(A) by striking “5338(g)(1)” and inserting*  
5 *“5338(c)(3)(A)”.*

6           (2) *In section 5303(h)(1) by striking “–5306”*  
7 *and inserting “and 5305”.*

8           (3) *In section 5303(h)(4) by striking “5338(g)”*  
9 *and inserting “5338(c)(3)(A)”.*

10          (4) *In section 5309(f)(4), as redesignated by sec-*  
11 *tion 308(i)(1)(B) of this Act, by striking “5338(a)”*  
12 *and inserting “5338(b)”.*

13          (5) *In section 5310(b) by striking “5338(a)” and*  
14 *inserting “5338(a)(3)(A)”.*

15          (6) *In section 5311(c) by striking “5338(a)” and*  
16 *inserting “5338(a)(3)(B)”.*

17          (7) *In section 5313(a)(1) by striking “section*  
18 *5338(g)(3)” and inserting “sections 5338(d)(3)(B)*  
19 *and 5338(d)(3)(D)”.*

20          (8) *In section 5313(b)(1) by striking*  
21 *“5338(g)(3)” and inserting “5338(c)(3)(B)”.*

22          (9) *In section 5314(a)(1) by striking*  
23 *“5338(g)(4)” and inserting “5338(d)(3)(D)”.*

24          (10) *In section 5318(d) by striking “5338(j)(5)”*  
25 *and inserting “5309(m)(3)(B)”.*

1           (11) *In section 5333(b) by striking “5338(j)(5)”*  
2           *each place it appears and inserting “5338(b)”.*

3           (12) *In section 5336(a) by striking “5338(f)”*  
4           *and inserting “5338(a)(3)(C)”.*

5           (13) *In section 5336(e)(1) by striking “5338(f)”*  
6           *and inserting “5338(a)(3)(C)”.*

7 **SEC. 329. OBLIGATION CEILING.**

8           (a) *CAPITAL PROGRAM GRANTS AND LOANS.—Not-*  
9           *withstanding any other provision of law, the total of all*  
10           *obligations from amounts made available from the Mass*  
11           *Transit Account of the Highway Trust Fund by section*  
12           *5338(b) of title 49, United States Code, shall not exceed—*

13                   (1) *\$2,000,000,000 in fiscal year 1998;*

14                   (2) *\$2,412,000,000 in fiscal year 1999; and*

15                   (3) *\$2,613,000,000 in each of fiscal years 2000*  
16           *through 2003.*

17           (b) *FORMULA GRANTS, PLANNING, RESEARCH, ADMIN-*  
18           *ISTRATION, AND STUDIES.—Notwithstanding any other*  
19           *provision of law, the total of all obligations from amounts*  
20           *made available from the Mass Transit Account of the High-*  
21           *way Trust Fund by subsections (a), (c), (d), (e), and (f)*  
22           *of section 5338 of title 49, United States Code, and sections*  
23           *331 and 332 of this Act shall not exceed—*

24                   (1) *\$2,260,000,000 in fiscal year 1998;*

25                   (2) *\$3,213,000,000 in fiscal year 1999; and*

1           (3) \$3,703,000,000 in each of fiscal years 2000  
2           through 2003.

3 **SEC. 330. ACCESS TO JOBS CHALLENGE GRANT PILOT PRO-**  
4 **GRAM.**

5           (a) *GENERAL AUTHORITY.*—The Secretary may make  
6 grants under this section to assist States, local govern-  
7 mental authorities, and nonprofit organizations in financ-  
8 ing transportation services designed to transport welfare re-  
9 cipients to and from jobs and activities related to their em-  
10 ployment. The Secretary shall coordinate activities under  
11 this section with related activities under programs of other  
12 Federal departments and agencies.

13          (b) *GRANT CRITERIA.*—In selecting applicants for  
14 grants under this section, the Secretary shall consider the  
15 following:

16           (1) *The percentage of the population in the area*  
17 *to be served that are welfare recipients.*

18           (2) *The need for additional services (including*  
19 *bicycling) to transport welfare recipients to and from*  
20 *specified jobs, training, and other employment sup-*  
21 *port services, and the extent to which the proposed*  
22 *services will address those needs.*

23           (3) *The extent to which the applicant dem-*  
24 *onstrates coordination with, and the financial com-*  
25 *mitment of, existing transportation service providers*

1        *and the extent to which the applicant demonstrates*  
2        *coordination with the State agency or department*  
3        *that administers the State program funded under*  
4        *part A of title IV of the Social Security Act.*

5            (4) *The extent to which the applicant dem-*  
6        *onstrates maximum utilization of existing transpor-*  
7        *tation service providers and expands existing transit*  
8        *networks or hours of service or both.*

9            (5) *The extent to which the applicant dem-*  
10       *onstrates an innovative approach that is responsive to*  
11       *identified service needs.*

12           (6) *The extent to which the applicant presents a*  
13       *comprehensive approach to addressing the needs of*  
14       *welfare recipients and identifies long-term financing*  
15       *strategies to support the services under this section.*

16        (c) *ELIGIBLE PROJECTS.—The Secretary may make*  
17       *grants under this section for—*

18           (1) *capital projects and to finance operating*  
19       *costs of equipment, facilities, and associated capital*  
20       *maintenance items related to providing access to jobs*  
21       *under this section;*

22           (2) *promoting the use of transit by workers with*  
23       *nontraditional work schedules;*

1           (3) *promoting the use by appropriate agencies of*  
2           *transit vouchers for welfare recipients under specific*  
3           *terms and conditions developed by the Secretary; and*

4           (4) *promoting the use of employer-provided*  
5           *transportation including the transit pass benefit pro-*  
6           *gram under subsections (a) and (f) of section 132 of*  
7           *the Internal Revenue Code of 1986.*

8 *No planning or coordination activities are eligible for as-*  
9 *sistance under this section.*

10          (d) *COMPETITIVE GRANT SELECTION.—The Secretary*  
11 *shall conduct a national solicitation for applications for*  
12 *grants under this section. Grantees shall be selected on a*  
13 *competitive basis. The Secretary shall select not more than*  
14 *10 demonstration projects for the pilot program, including*  
15 *6 projects from urbanized areas with populations of at least*  
16 *200,000, 2 projects from urbanized areas with populations*  
17 *less than 200,000, and 2 projects from other than urbanized*  
18 *areas.*

19          (e) *FEDERAL SHARE OF COSTS.—The Federal share*  
20 *of costs under this section shall be provided from funds ap-*  
21 *propriated to carry out this section. The Federal share of*  
22 *the costs for a project under this section shall not exceed*  
23 *50 percent of the net project cost. The remainder shall be*  
24 *provided in cash from sources other than revenues from pro-*  
25 *viding mass transportation. Funds appropriated to a Fed-*

1 eral department or agency (other than the Department of  
2 Transportation) and eligible to be used for transportation  
3 may be used toward the nongovernment share payable on  
4 a project under this section.

5 (f) *PLANNING REQUIREMENTS.*—The requirements of  
6 sections 5303 through 5306 of title 49, United States Code,  
7 apply to grants made under this section. Applications must  
8 reflect coordination with and the approval of affected tran-  
9 sit grant recipients and the projects financed must be part  
10 of a coordinated public transit-human services transpor-  
11 tation planning process.

12 (g) *GRANT REQUIREMENTS.*—A grant under this sec-  
13 tion shall be subject to all of the terms and conditions of  
14 grants made under section 5307 of title 49, United States  
15 Code, and such terms and conditions as determined by the  
16 Secretary.

17 (h) *PROGRAM EVALUATION.*—

18 (1) *COMPTROLLER GENERAL.*—Six months after  
19 the date of the enactment of this Act and each 6  
20 months thereafter, the Comptroller General shall con-  
21 duct a study to evaluate the access to jobs program  
22 conducted under this section and transmit to the  
23 Committee on Transportation and Infrastructure of  
24 the House of Representatives and the Committee on

1       *Banking, Housing, and Urban Affairs of the Senate*  
2       *the results of the study.*

3               (2) *DEPARTMENT OF TRANSPORTATION.—The*  
4       *Secretary shall conduct a study to evaluate the access*  
5       *to jobs program conducted under this section and*  
6       *transmit to the Committee on Transportation and In-*  
7       *frastructure of the House of Representatives and the*  
8       *Committee on Banking, Housing, and Urban Affairs*  
9       *of the Senate the results of the study within 2 years*  
10       *of the date of the enactment of this Act.*

11       (i) *DEFINITIONS.—In this section, the following defini-*  
12       *tions apply:*

13               (1) *CAPITAL PROJECT AND URBANIZED AREA.—*  
14       *The terms “capital project” and “urbanized area”*  
15       *have the meaning such terms have under section 5302*  
16       *of title 49, United States Code.*

17               (2) *EXISTING TRANSPORTATION SERVICE PROVID-*  
18       *ERS.—The term “existing transportation service pro-*  
19       *viders” means mass transportation operators and*  
20       *governmental agencies and nonprofit organizations*  
21       *that receive assistance from Federal, State, or local*  
22       *sources for nonemergency transportation services.*

23               (3) *WELFARE RECIPIENT.—The term “welfare*  
24       *recipient” means an individual who receives or re-*  
25       *ceived aid or assistance under a State program fund-*

1 *ed under part A of title IV of the Social Security Act*  
2 *(whether in effect before or after the effective date of*  
3 *the amendments made by title I of the Personal Re-*  
4 *sponsibility and Work Opportunity Reconciliation*  
5 *Act of 1996) at any time during the 3-year period*  
6 *ending on the date the applicant applies for a grant*  
7 *under this section.*

8 *(j) FUNDING.—There is authorized to be appropriated*  
9 *to carry out this section \$42,000,000 per fiscal year for fis-*  
10 *cal years 1998 through 2003. Such sums shall remain avail-*  
11 *able until expended.*

12 **SEC. 331. ADJUSTMENTS FOR THE SURFACE TRANSPOR-**  
13 **TATION EXTENSION ACT OF 1997.**

14 *(a) IN GENERAL.—Notwithstanding any other provi-*  
15 *sion of law, the Secretary shall ensure that the total appor-*  
16 *tionments and allocations made to a designated grant re-*  
17 *ipient under section 5338 of this Act for fiscal year 1998*  
18 *shall be reduced by the amount apportioned to such des-*  
19 *ignated recipient pursuant to section 8 of the Surface*  
20 *Transportation Extension Act of 1997 (111 Stat. 2559).*

21 *(b) FIXED GUIDEWAY MODERNIZATION ADJUST-*  
22 *MENT.—In making the apportionments described in sub-*  
23 *section (a), the Secretary shall adjust the amount appor-*  
24 *tioned to each urbanized area for fixed guideway mod-*

1 *ernization for fiscal year 1998 to reflect the method for ap-*  
 2 *portioning funds in section 5337(a).*

3 **SEC. 332. PROJECTS FOR NEW FIXED GUIDEWAY SYSTEMS**  
 4 **AND EXTENSIONS TO EXISTING SYSTEMS.**

5 (a) *FINAL DESIGN AND CONSTRUCTION.*—*The follow-*  
 6 *ing projects are authorized for final design and construction*  
 7 *for fiscal years 1998 through 2003 under section*  
 8 *5309(m)(1)(B) of title 49, United States Code:*

9 (1) *Atlanta—Athens Commuter Rail.*

10 (2) *Atlanta—Griffin Commuter Rail.*

11 (3) *Atlanta—North Line Extension.*

12 (4) *Austin—NW/North Central/SE—Airport*  
 13 *LRT.*

14 (5) *Baltimore—Central LRT Extension to Glen*  
 15 *Burnie.*

16 (6) *Boston—Massport Airport Intermodal Tran-*  
 17 *sit Connector.*

18 (7) *Boston—North Shore Blue Line Extension to*  
 19 *Beverly.*

20 (8) *Charlotte—South Corridor Transitway.*

21 (9) *Chicago—Navy Pier-McCormick Place*  
 22 *Busway.*

23 (10) *Chicago—North Central Upgrade Com-*  
 24 *muter Rail.*

25 (11) *Chicago—Ravenswood Line Extension.*

- 1           (12) *Chicago—Southwest Extension.*
- 2           (13) *Chicago—West Line Expansion.*
- 3           (14) *Cleveland—Akron-Canton Commuter Rail.*
- 4           (15) *Cleveland—Berea Metroline Extension.*
- 5           (16) *Cleveland—Blue Line Extension.*
- 6           (17) *Cleveland—Euclid Corridor Extension.*
- 7           (18) *Cleveland—I-90 Corridor to Ashtabula*  
8           *County.*
- 9           (19) *Cleveland—Waterfront Line Extension.*
- 10          (20) *Dallas—North Central Extension.*
- 11          (21) *Dallas—Ft. Worth RAILTRAN (Phase II).*
- 12          (22) *Denver—East Corridor (Airport).*
- 13          (23) *Denver—Southeast LRT (I-25 between 6th*  
14          *& Lincoln).*
- 15          (24) *Denver—Southwest LRT.*
- 16          (25) *Denver—West Corridor LRT.*
- 17          (26) *East St. Louis-St. Clair County—Mid-*  
18          *America Airport Corridor.*
- 19          (27) *Ft. Lauderdale-West Palm Beach-Miami*  
20          *Tri-County Commuter Rail.*
- 21          (28) *Galveston—Trolley Extension.*
- 22          (29) *Hartford—Griffin Line.*
- 23          (30) *Hollis—Ketchikan Ferry.*
- 24          (31) *Houston—Regional Bus Plan—Phase I.*
- 25          (32) *Kansas City—I-35 Commuter Rail.*

- 1           (33) *Kansas City—Southtown Corridor.*
- 2           (34) *Las Vegas Corridor.*
- 3           (35) *Little Rock—River Rail.*
- 4           (36) *Los Angeles—Metrolink San Bernadino*  
5           *Line.*
- 6           (37) *Los Angeles—MOS-3.*
- 7           (38) *Los Angeles—Metrolink (Union Station-*  
8           *Fullerton).*
- 9           (39) *Louisville—Jefferson County Corridor.*
- 10          (40) *MARC—Commuter Rail Improvements.*
- 11          (41) *Maryland Light Rail Double Track.*
- 12          (42) *Memphis—Medical Center Extension.*
- 13          (43) *Miami—East-West Corridor.*
- 14          (44) *Miami—North 27th Avenue Corridor.*
- 15          (45) *Miami—South Busway Extension.*
- 16          (46) *Milwaukee—East-West Corridor.*
- 17          (47) *Monterey County Commuter Rail.*
- 18          (48) *Nashua, NH—Lowell, MA Commuter Rail.*
- 19          (49) *Nashville—Commuter Rail.*
- 20          (50) *New Orleans—Canal Streetcar.*
- 21          (51) *New York—8th Avenue Subway Connector.*
- 22          (52) *New York—Brooklyn—Staten Island Ferry.*
- 23          (53) *New York—Long Island Railroad East Side*  
24          *Access.*

- 1           (54) *New York—Staten Island Ferry—Whitehall*  
2           *Intermodal Terminal.*
- 3           (55) *New York Susquehanna and Western Com-*  
4           *muter Rail.*
- 5           (56) *New Jersey Urban Core.*
- 6           (57) *Norfolk—Virginia Beach Corridor.*
- 7           (58) *Oklahoma City—MAPS Link.*
- 8           (59) *Orange County—Fullerton—Irvine Cor-*  
9           *ridor.*
- 10          (60) *Orlando—I-4 Central Florida Light Rail*  
11          *System.*
- 12          (61) *Philadelphia—Schuylkill Valley Metro.*
- 13          (62) *Phoenix—Fixed Guideway.*
- 14          (63) *Colorado—Roaring Fork Valley Rail.*
- 15          (64) *Pittsburgh Airborne Shuttle System.*
- 16          (65) *Pittsburgh—MLK Busway Extension.*
- 17          (66) *Portland—South-North Corridor.*
- 18          (67) *Portland—Westside-Hillsboro Corridor.*
- 19          (68) *Raleigh-Durham—Regional Transit Plan.*
- 20          (69) *Sacramento—Folsom Extension.*
- 21          (70) *Sacramento—Placer County Corridor.*
- 22          (71) *Sacramento—South Corridor.*
- 23          (72) *Salt Lake City—Light Rail (Airport to*  
24          *University of Utah).*

- 1           (73) *Salt Lake City—Ogden-Provo Commuter*  
2     *Rail.*
- 3           (74) *Salt Lake City—South LRT.*
- 4           (75) *San Diego—Mid-Coast LRT Corridor.*
- 5           (76) *San Diego—Mission Valley East Corridor.*
- 6           (77) *San Diego—Oceanside—Escondido Cor-*  
7     *ridor.*
- 8           (78) *San Francisco—BART to San Francisco*  
9     *International Airport Extension.*
- 10          (79) *San Francisco—Bayshore Corridor.*
- 11          (80) *San Jose—Tasman Corridor Light Rail.*
- 12          (81) *San Juan—Tren Urbano.*
- 13          (82) *San Juan—Tren Urbano Extension to*  
14     *Minellas.*
- 15          (83) *Santa Cruz—Fixed Guideway.*
- 16          (84) *Seattle—Southworth High Speed Ferry.*
- 17          (85) *Seattle—Sound Move Corridor.*
- 18          (86) *South Boston—Piers Transitway.*
- 19          (87) *St. Louis—Cross County Corridor.*
- 20          (88) *Stockton—Altamont Commuter Rail.*
- 21          (89) *Tampa Bay—Regional Rail.*
- 22          (90) *Twin Cities—Northstar Commuter Rail*  
23     *(Northtown Hub, Anoka County—St. Cloud).*
- 24          (91) *Twin Cities—Transitways Corridors.*

1           (92) *Washington—Richmond Rail Corridor Im-*  
2           *provements.*

3           (93) *Washington, D.C.—Dulles Corridor Exten-*  
4           *sion.*

5           (94) *Washington, D.C.—Largo Extension.*

6           (95) *West Trenton Line (West Trenton-Newark).*

7           (96) *Westlake—Commuter Rail Link.*

8           (b) *ALTERNATIVES ANALYSIS AND PRELIMINARY ENGI-*  
9           *NEERING.—The following projects are authorized for alter-*  
10          *natives analysis and preliminary engineering for fiscal*  
11          *years 1998 through 2003 under section 5309(m)(1)(B) of*  
12          *title 49, United States Code:*

13           (1) *Albuquerque—High Capacity Corridor.*

14           (2) *Atlanta—Georgia 400 Multimodal Corridor.*

15           (3) *Atlanta—MARTA Extension (S. DeKalb-*  
16          *Lindbergh).*

17           (4) *Atlanta—MARTA I-285 Transit Corridor.*

18           (5) *Atlanta—MARTA Marietta-Lawrenceville*  
19          *Corridor.*

20           (6) *Atlanta—MARTA South DeKalb Com-*  
21          *prehensive Transit Program.*

22           (7) *Baltimore—Metropolitan Rail Corridor.*

23           (8) *Baltimore—People Mover.*

24           (9) *Bergen County Cross—County Light Rail.*

25           (10) *Birmingham Transit Corridor.*

- 1           (11) *Boston—Urban Ring.*
- 2           (12) *Charleston—Monobeam.*
- 3           (13) *Chicago—Cominsky Park Station.*
- 4           (14) *Chicago—Inner Circumferential Commuter*  
5 *Rail.*
- 6           (15) *Cumberland/Dauphin County Corridor 1*  
7 *Commuter Rail.*
- 8           (16) *Dallas—DART LRT Extensions.*
- 9           (17) *Dallas—Las Colinas Corridor.*
- 10          (18) *Dayton—Regional Riverfront Corridor.*
- 11          (19) *El Paso—International Fixed Guideway*  
12 *(El Paso-Juarez).*
- 13          (20) *Fremont—South Bay Corridor.*
- 14          (21) *Georgetown Branch (Bethesda-Silver*  
15 *Spring).*
- 16          (22) *Houston—Advanced Transit Program.*
- 17          (23) *Jacksonville—Fixed Guideway Corridor.*
- 18          (24) *Kenosha-Racine—Milwaukee Rail Exten-*  
19 *sion.*
- 20          (25) *Knoxville—Electric Transit.*
- 21          (26) *Lorain—Cleveland Commuter Rail.*
- 22          (27) *Los Angeles—MOS-4 East Side Extension*  
23 *(II).*
- 24          (28) *Los Angeles—MOS-4 San Fernando Valley*  
25 *East-West.*

- 1           (29) *Los Angeles—LOSSAN (Del Mar-San*  
2     *Diego).*
- 3           (30) *Maine High Speed Ferry Service.*
- 4           (31) *Maryland Route 5 Corridor.*
- 5           (32) *Memphis—Regional Rail Plan.*
- 6           (33) *Miami—Kendall Corridor.*
- 7           (34) *Miami—Northeast Corridor.*
- 8           (35) *Miami—Palmetto Metrorail.*
- 9           (36) *New Jersey Trans-Hudson Midtown Cor-*  
10     *ridor.*
- 11          (37) *New Orleans—Airport—CBD Commuter*  
12     *Rail.*
- 13          (38) *New Orleans—Desire Streetcar.*
- 14          (39) *New York—Astoria—East Elmhurst Exten-*  
15     *sion.*
- 16          (40) *New York—Broadway—Lafayette &*  
17     *Bleecker St Transfer.*
- 18          (41) *New York—Brooklyn—Manhattan Access.*
- 19          (42) *New York—Lower Manhattan Access.*
- 20          (43) *New York—Manhattan East Side Link.*
- 21          (44) *New York—Midtown West Intermodal Ter-*  
22     *minal.*
- 23          (45) *New York—Nassau Hub.*
- 24          (46) *New York—North Shore Railroad.*
- 25          (47) *New York—Queens West Light Rail Link.*

- 1           (48) *New York—St. George’s Ferry Intermodal*  
2           *Terminal.*
- 3           (49) *Newburgh—LRT System.*
- 4           (50) *North Front Range Corridor.*
- 5           (51) *Northeast Indianapolis Corridor.*
- 6           (52) *Oakland Airport—BART Connector.*
- 7           (53) *Philadelphia—Broad Street Line Exten-*  
8           *sion.*
- 9           (54) *Philadelphia—Cross County Metro.*
- 10          (55) *Philadelphia—Lower Marion Township.*
- 11          (56) *Pinellas County—Mobility Initiative*  
12          *Project.*
- 13          (57) *Pittsburgh—Stage II Light Rail Recon-*  
14          *struction.*
- 15          (58) *Redlands—San Bernardino Transportation*  
16          *Corridor.*
- 17          (59) *Riverside—Perris rail passenger service.*
- 18          (60) *Salt Lake City—Draper Light Rail Exten-*  
19          *sion.*
- 20          (61) *Salt Lake City—West Jordan Light Rail*  
21          *Extension.*
- 22          (62) *San Francisco—CalTrain Extension to*  
23          *Hollister.*
- 24          (63) *Scranton—Laurel Line Intermodal Cor-*  
25          *ridor.*

1           (64) *SEATAC—Personal Rapid Transit.*

2           (65) *Toledo—CBD to Zoo.*

3           (66) *Union Township Station (Raritan Valley*  
4 *Line).*

5           (67) *Washington County Corridor (Hastings-St.*  
6 *Paul).*

7           (68) *Washington, D.C.—Georgetown-Ft. Lincoln.*

8           (69) *Williamsburg—Newport News-Hampton*  
9 *LRT.*

10          (70) *Cincinnati/N. Kentucky—Northeast Cor-*  
11 *ridor.*

12          (71) *Northeast Ohio—commuter rail.*

13       (c) *EFFECT OF AUTHORIZATION.—*

14           (1) *IN GENERAL.—Projects authorized by sub-*  
15 *section (a) for final design and construction are also*  
16 *authorized for alternatives analysis and preliminary*  
17 *engineering.*

18           (2) *FIXED GUIDEWAY AUTHORIZATION.—The*  
19 *project authorized by subsection (a)(3) includes an*  
20 *additional 28 rapid rail cars and project scope*  
21 *changes from amounts authorized by the Intermodal*  
22 *Surface Transportation Efficiency Act of 1991.*

23           (3) *INTERMODAL CENTER AUTHORIZATION.—*  
24 *Notwithstanding any other provision of law, the Hun-*  
25 *tington, West Virginia Intermodal Facility project is*

1 *eligible for funding under section 5309(m)(1)(C) of*  
2 *title 49, United States Code.*

3 *(d) NEW JERSEY URBAN CORE PROJECT.—*

4 *(1) ALLOCATIONS.—Section 3031(a) of the Inter-*  
5 *modal Surface Transportation Efficiency Act of 1991*  
6 *(105 Stat. 2122) is amended by adding at the end the*  
7 *following:*

8 *“(3) ALLOCATIONS.—*

9 *“(A) RAIL CONNECTION BETWEEN PENN*  
10 *STATION NEWARK AND BROAD STREET STATION,*  
11 *NEWARK.—Of the amounts made available for*  
12 *the New Jersey Urban Core Project under section*  
13 *5309(m)(1)(B) of title 49, United States Code,*  
14 *for fiscal years 1998 through 2003, the Secretary*  
15 *shall set aside 10 percent, but not more than*  
16 *\$5,000,000, per fiscal year for preliminary engi-*  
17 *neering, design, and construction of the rail con-*  
18 *nection between Penn Station, Newark and*  
19 *Broad Street Station, Newark.*

20 *“(B) NEWARK—NEWARK INTERNATIONAL*  
21 *AIRPORT—ELIZABETH TRANSIT LINK.—Of the*  
22 *amounts made available for the New Jersey*  
23 *Urban Core Project under section 5309(m)(1)(B)*  
24 *of title 49, United States Code, for fiscal years*  
25 *1998 through 2003, the Secretary, after making*

1           the set aside under subparagraph (A), shall set  
2           aside 10 percent, but not more than \$5,000,000,  
3           per fiscal year for preliminary engineering, de-  
4           sign, and construction of the Newark—Newark  
5           International Airport—Elizabeth Transit Link,  
6           including construction of the auxiliary New Jer-  
7           sey Transit station, described in subsection (d).

8           “(C) *LIGHT RAIL CONNECTION AND ALIGN-*  
9           *MENT WITHIN AND SERVING THE CITY OF ELIZA-*  
10           *BETH.—Of amounts made available for the New*  
11           *Jersey Urban Core Project under section*  
12           *5309(m)(1)(B) of title 49, United States Code,*  
13           *for fiscal years 1998 through 2003, the Secretary,*  
14           *after making the set-aside under subparagraphs*  
15           *(A) and (B), shall set aside 10 percent but not*  
16           *more than \$5,000,000 per fiscal year for prelimi-*  
17           *nary engineering, design, and construction of the*  
18           *light rail connection and alignment within and*  
19           *servicing the city of Elizabeth as described in sub-*  
20           *section (d).”.*

21           (2) *CONFORMING AMENDMENT.—Section 3031(c)*  
22           *of such Act is amended—*

23                   (A) *by striking “section 3(i) of the Federal*  
24                   *Transit Act (relating to criteria for new starts)”*

1           and inserting “section 5309(e) of title 49, United  
2           States Code,”; and

3                   (B) by striking “; except” and all that fol-  
4           lows through “such element”.

5           (3) *ELEMENTS OF NEW JERSEY URBAN CORE*  
6           *PROJECT*.—Section 3031(d) of such Act is amended—

7                   (A) by inserting after “Secaucus Transfer”  
8           the following: “(including relocation and con-  
9           struction of the Bergen County and Pascack Val-  
10          ley Rail Lines and the relocation of the Main/  
11          Bergen Connection with construction of a rail  
12          station and associated components to and at the  
13          contiguous New Jersey Meadowlands Sports  
14          Complex)”;

15                  (B) by striking “, Newark-Newark Inter-  
16          national Airport-Elizabeth Transit Link” and  
17          inserting the following: “(including a connection  
18          from the Vince Lombardi Station to  
19          Saddlebrook), Newark-Newark International Air-  
20          port-Elizabeth Transit Link (including construc-  
21          tion of an auxiliary New Jersey Light Rail  
22          Transit station directly connected to and inte-  
23          grated with the Amtrak Northeast Corridor Sta-  
24          tion at Newark International Airport, providing  
25          access from the Newark-Newark International

1           *Airport-Elizabeth Light Rail Transit Link to the*  
2           *Newark International Airport)”; and*

3           (C) by inserting after “New York Penn Sta-  
4           tion Concourse,” the following: “the restoration  
5           of commuter rail service in Lakewood to Free-  
6           hold to Matawan or Jamesburg, New Jersey, as  
7           described in section 3035(p) of the Intermodal  
8           Surface Transportation Efficiency Act of 1991  
9           (105 Stat. 2131), a light rail extension of the  
10          Newark-Newark International Airport-Elizabeth  
11          Light Rail Transit Link from Elizabeth, New  
12          Jersey, to the towns of Cranford, Westfield,  
13          Fanwood, and Plainfield in Union County, New  
14          Jersey, and any appropriate light rail connec-  
15          tions and alignments within the city of Elizabeth  
16          to be determined by the city of Elizabeth and the  
17          New Jersey Department of Transportation (and  
18          which shall include connecting midtown Eliza-  
19          beth to Route 1 Park and Ride, the Elizabeth  
20          Car House Museum, Division Street, Singer  
21          Place, Ferry Terminal, Jersey Gardens Mall,  
22          Elizabeth Port to Lot D at Newark Airport) and  
23          any appropriate fixed guideway system in Pas-  
24          saic County,”.

1 **SEC. 333. PROJECTS FOR BUS AND BUS-RELATED FACILI-**  
 2 **TIES.**

3 *Of the amounts made available to carry out section*  
 4 *5309(m)(1)(C) for each of fiscal years 1999 and 2000, the*  
 5 *Secretary shall make funds available for the following*  
 6 *projects in not less than the amounts specified for the fiscal*  
 7 *year:*

<i>Project</i>	<i>FY 1999 (in millions)</i>	<i>FY 2000 (in millions)</i>
1. <i>Albuquerque, NM buses .....</i>	<i>1.250</i>	<i>1.250</i>
2. <i>Alexandria, VA bus maintenance facility .....</i>	<i>1.000</i>	<i>1.000</i>
3. <i>Alexandria, VA King Street Station access ..</i>	<i>1.100</i>	<i>0.000</i>
4. <i>Altoona, PA Metro Transit Authority buses and transit system improvements .....</i>	<i>0.842</i>	<i>0.842</i>
5. <i>Altoona, PA Metro Transit Authority Logan Valley Mall Suburban Transfer Center .....</i>	<i>0.080</i>	<i>0.000</i>
6. <i>Altoona, PA Metro Transit Authority Tran- sit Center improvements .....</i>	<i>0.424</i>	<i>0.000</i>
7. <i>Arkansas Highway and Transit Department buses .....</i>	<i>0.200</i>	<i>0.000</i>
8. <i>Armstrong County-Mid County, PA bus fa- cilities and buses .....</i>	<i>0.150</i>	<i>0.150</i>
9. <i>Atlanta, GA MARTA buses .....</i>	<i>9.000</i>	<i>13.500</i>
10. <i>Austin, TX buses .....</i>	<i>1.250</i>	<i>1.250</i>
11. <i>Babylon, NY Intermodal Center .....</i>	<i>1.250</i>	<i>1.250</i>
12. <i>Birmingham-Jefferson County, AL buses .....</i>	<i>1.250</i>	<i>1.250</i>
13. <i>Boulder/Denver, CO RTD buses .....</i>	<i>0.625</i>	<i>0.625</i>
14. <i>Bradford County, Endless Mountain Trans- portation Authority buses .....</i>	<i>1.000</i>	<i>0.000</i>
15. <i>Brookhaven Town, NY elderly and disabled buses and vans .....</i>	<i>0.225</i>	<i>0.000</i>
16. <i>Brooklyn-Staten Island, NY Mobility Enhancement buses .....</i>	<i>0.800</i>	<i>0.000</i>
17. <i>Broward County, FL buses .....</i>	<i>1.000</i>	<i>0.000</i>
18. <i>Buffalo, NY Auditorium Intermodal Center</i>	<i>2.000</i>	<i>2.000</i>
19. <i>Buffalo, NY Crossroads Intermodal Station</i>	<i>1.000</i>	<i>0.000</i>
20. <i>Cambria County, PA bus facilities and buses</i>	<i>0.575</i>	<i>0.575</i>
21. <i>Centre Area, PA Transportation Authority buses .....</i>	<i>1.250</i>	<i>1.250</i>
22. <i>Chambersburg, PA Transit Authority buses</i>	<i>0.300</i>	<i>0.000</i>
23. <i>Chambersburg, PA Transit Authority Inter- modal Center .....</i>	<i>1.000</i>	<i>0.000</i>
24. <i>Chatham, GA Downtown Transfer Center, Multimodal Circulator and Southside Transit Center .....</i>	<i>1.250</i>	<i>1.250</i>
25. <i>Chester County, PA Paoli Transportation Center .....</i>	<i>1.000</i>	<i>1.000</i>

	<i>Project</i>	<i>FY 1999 (in millions)</i>	<i>FY 2000 (in millions)</i>
26.	<i>Clark County, NV Regional Transportation Commission buses .....</i>	1.250	1.250
27.	<i>Cleveland, OH Triskett Garage bus maintenance facility .....</i>	0.625	0.625
28.	<i>Crawford Area, PA Transportation buses .....</i>	0.500	0.000
29.	<i>Culver City, CA CityBus buses .....</i>	1.250	1.250
30.	<i>Davis, CA Unitrans transit maintenance facility .....</i>	0.625	0.625
31.	<i>Dayton, OH Multimodal Transportation Center .....</i>	0.625	0.625
32.	<i>Daytona, FL Intermodal Center .....</i>	2.500	2.500
33.	<i>Duluth, MN Transit Authority community circulation vehicles .....</i>	1.000	1.000
34.	<i>Duluth, MN Transit Authority intelligent transportation systems .....</i>	0.500	0.500
35.	<i>Duluth, MN Transit Authority Transit Hub .....</i>	0.500	0.500
36.	<i>Dutchess County, NY Loop System buses .....</i>	0.521	0.521
37.	<i>East Hampton, NY elderly and disabled buses and vans .....</i>	0.100	0.000
38.	<i>Erie, PA Metropolitan Transit Authority buses .....</i>	1.000	1.000
39.	<i>Everett, WA Multimodal Transportation Center .....</i>	1.950	1.950
40.	<i>Fayette County, PA Intermodal Facilities and buses .....</i>	1.270	1.270
41.	<i>Fayetteville, AR University of Arkansas Transit System buses .....</i>	0.500	0.000
42.	<i>Fort Dodge, IA Intermodal Facility (Phase II) .....</i>	0.885	0.885
43.	<i>Gary, IN Transit Consortium buses .....</i>	1.250	1.250
44.	<i>Grant County, WA buses and vans .....</i>	0.600	0.000
45.	<i>Greensboro, NC Multimodal Center .....</i>	3.340	3.339
46.	<i>Greensboro, NC Transit Authority buses .....</i>	1.500	1.500
47.	<i>Greensboro, NC Transit Authority small buses and vans .....</i>	0.321	0.000
48.	<i>Hartford, CT Transportation Access Project .....</i>	0.800	0.000
49.	<i>Healdsburg, CA Intermodal Facility .....</i>	1.000	1.000
50.	<i>Honolulu, HI bus facility and buses .....</i>	2.250	2.250
51.	<i>Hot Springs, AR Transportation Depot and Plaza .....</i>	0.560	0.560
52.	<i>Humboldt, CA Intermodal Facility .....</i>	1.000	0.000
53.	<i>Huntington, WV Intermodal Facility .....</i>	8.000	12.000
54.	<i>Illinois statewide buses and bus-related equipment .....</i>	6.800	8.200
55.	<i>Indianapolis, IN buses .....</i>	5.000	5.000
56.	<i>Iowa/Illinois Transit Consortium bus safety and security .....</i>	1.000	1.000
57.	<i>Ithaca, NY TCAT bus technology improvements .....</i>	1.250	1.250
58.	<i>Lackawanna County, PA Transit System buses .....</i>	0.600	0.600
59.	<i>Lakeland, FL Citrus Connection transit vehicles and related equipment .....</i>	1.250	1.250

<i>Project</i>	<i>FY 1999 (in millions)</i>	<i>FY 2000 (in millions)</i>
60. <i>Lane County, OR Bus Rapid Transit .....</i>	4.400	4.400
61. <i>Lansing, MI CATA bus technology improvements .....</i>	0.600	0.000
62. <i>Little Rock, AR Central Arkansas Transit buses .....</i>	0.300	0.000
63. <i>Livermore, CA automatic vehicle locator .....</i>	1.000	1.000
64. <i>Long Island, NY CNG transit vehicles and facilities .....</i>	1.250	1.250
65. <i>Los Angeles County, CA Foothill Transit buses .....</i>	1.625	1.625
66. <i>Los Angeles County, CA MTOC buses .....</i>	1.000	1.000
67. <i>Los Angeles, CA San Fernando Valley smart shuttle buses .....</i>	0.300	0.000
68. <i>Los Angeles, CA Union Station Gateway Intermodal Transit Center .....</i>	1.250	1.250
69. <i>Louisiana statewide bus facilities and buses</i>	8.000	12.000
70. <i>Maryland statewide bus facilities and buses</i>	7.000	11.500
71. <i>Mercer County, PA buses .....</i>	0.750	0.000
72. <i>Miami Beach, FL Electric Shuttle Service ...</i>	0.750	0.750
73. <i>Miami-Dade, FL buses .....</i>	1.750	1.750
74. <i>Michigan statewide buses .....</i>	10.000	13.500
75. <i>Milwaukee County, WI buses .....</i>	4.000	6.000
76. <i>Mineola/Hicksville, NY LIRR Intermodal Centers .....</i>	1.250	1.250
77. <i>Mobile, AL GM&amp;O Intermodal Facility .....</i>	0.750	0.000
78. <i>Modesto, CA bus maintenance facility .....</i>	0.625	0.625
79. <i>Monroe County, PA Transportation Authority buses .....</i>	1.000	0.000
80. <i>Monterey, CA Monterey-Salinas buses .....</i>	0.625	0.625
81. <i>Morango Basin, CA Transit Authority bus facility .....</i>	0.650	0.000
82. <i>New Haven, CT bus facility .....</i>	2.250	2.250
83. <i>New Jersey Transit jitney shuttle buses .....</i>	1.750	1.750
84. <i>Newark, NJ Morris &amp; Essex Station access and buses .....</i>	1.250	1.250
85. <i>Northstar Corridor, MN Intermodal Facilities and buses .....</i>	6.000	10.000
86. <i>Norwalk, CA transit facility .....</i>	0.500	0.500
87. <i>Norwich, CT buses .....</i>	2.250	2.250
88. <i>Ogden, UT Intermodal Center .....</i>	0.800	0.800
89. <i>Oklahoma statewide bus facilities and buses</i>	5.000	5.000
90. <i>Orlando, FL Downtown Intermodal Facility</i>	2.500	2.500
91. <i>Palm Springs, CA fuel cell buses .....</i>	1.000	1.000
92. <i>Perris, CA bus maintenance facility .....</i>	1.250	1.250
93. <i>Philadelphia, PA Frankford Transportation Center .....</i>	5.000	5.000
94. <i>Philadelphia, PA Intermodal 30th Street Station .....</i>	1.250	1.250
95. <i>Portland, OR Tri-Met buses .....</i>	1.750	1.750
96. <i>Pritchard, AL bus transfer facility .....</i>	0.500	0.000
97. <i>Reading, PA BARTA Intermodal Transportation Facility .....</i>	1.750	1.750
98. <i>Red Rose, PA Transit Bus Terminal .....</i>	1.000	0.000

	<i>Project</i>	<i>FY 1999 (in millions)</i>	<i>FY 2000 (in millions)</i>
99.	<i>Richmond, VA GRTC bus maintenance facility .....</i>	1.250	1.250
100.	<i>Riverhead, NY elderly and disabled buses and vans .....</i>	0.125	0.000
101.	<i>Robinson, PA Towne Center Intermodal Facility .....</i>	1.500	1.500
102.	<i>Rome, NY Intermodal Center .....</i>	0.400	0.000
103.	<i>Sacramento, CA CNG buses .....</i>	1.000	0.000
104.	<i>San Francisco, CA Islais Creek Maintenance Facility .....</i>	1.250	1.250
105.	<i>San Juan, Puerto Rico Intermodal access ....</i>	0.600	0.600
106.	<i>Santa Clarita, CA facilities and buses .....</i>	1.250	1.250
107.	<i>Santa Cruz, CA bus facility .....</i>	0.625	0.625
108.	<i>Santa Rosa/Cotati, CA Intermodal Transportation Facilities .....</i>	0.750	0.750
109.	<i>Seattle, WA Intermodal Transportation Terminal .....</i>	1.250	1.250
110.	<i>Shelter Island, NY elderly and disabled buses and vans .....</i>	0.100	0.000
111.	<i>Smithtown, NY elderly and disabled buses and vans .....</i>	0.125	0.000
112.	<i>Somerset County, PA bus facilities and buses .....</i>	0.175	0.175
113.	<i>South Amboy, NJ Regional Intermodal Transportation Initiative .....</i>	1.250	1.250
114.	<i>South Bend, IN Urban Intermodal Transportation Facility .....</i>	1.250	1.250
115.	<i>South Carolina statewide Virtual Transit Enterprise .....</i>	1.220	1.220
116.	<i>South Dakota statewide bus facilities and buses .....</i>	1.500	1.500
117.	<i>Southampton, NY elderly and disabled buses and vans .....</i>	0.125	0.000
118.	<i>Southold, NY elderly and disabled buses and vans .....</i>	0.100	0.000
119.	<i>Springfield, MA Union Station .....</i>	1.250	1.250
120.	<i>St. Louis, MO Bi-state Intermodal Center ....</i>	1.250	1.250
121.	<i>Stapleton, CO Intermodal Center .....</i>	1.250	1.250
122.	<i>Suffolk County, NY elderly and disabled buses and vans .....</i>	0.100	0.000
123.	<i>Texas statewide small urban and rural buses .....</i>	4.000	4.500
124.	<i>Towamencin Township, PA Intermodal Bus Transportation Center .....</i>	1.500	1.500
125.	<i>Tuscaloosa, AL Intermodal Center .....</i>	1.000	0.000
126.	<i>Tuscon, AZ Intermodal Center .....</i>	1.250	1.250
127.	<i>Ukiah, CA Transportation Center .....</i>	0.500	0.000
128.	<i>Utah Transit Authority, UT Intermodal Facilities .....</i>	1.500	1.500
129.	<i>Utah Transit Authority/Park City Transit, UT buses .....</i>	6.500	6.500
130.	<i>Utica, NY Union Station .....</i>	2.100	2.100
131.	<i>Utica and Rome, NY bus facilities and buses .....</i>	0.500	0.000
132.	<i>Washington County, PA Intermodal Facilities .....</i>	0.630	0.630

	<i>Project</i>	<i>FY 1999 (in millions)</i>	<i>FY 2000 (in millions)</i>
133.	<i>Washington, D.C. Intermodal Transportation Center .....</i>	<i>2.500</i>	<i>2.500</i>
134.	<i>Washoe County, NV transit improvements ...</i>	<i>1.250</i>	<i>1.250</i>
135.	<i>Waterbury, CT bus facility .....</i>	<i>2.250</i>	<i>2.250</i>
136.	<i>West Virginia statewide Intermodal Facility and buses .....</i>	<i>5.000</i>	<i>5.000</i>
137.	<i>Westchester County, NY Bee-Line transit system fareboxes .....</i>	<i>0.979</i>	<i>0.979</i>
138.	<i>Westchester County, NY Bee-Line transit system shuttle buses .....</i>	<i>1.000</i>	<i>1.000</i>
139.	<i>Westchester County, NY DOT articulated buses .....</i>	<i>1.250</i>	<i>1.250</i>
140.	<i>Westmoreland County, PA Intermodal Facility .....</i>	<i>0.200</i>	<i>0.200</i>
141.	<i>Wilkes-Barre, PA Intermodal Facility .....</i>	<i>1.250</i>	<i>1.250</i>
142.	<i>Williamsport, PA buses .....</i>	<i>1.200</i>	<i>1.200</i>
143.	<i>Windsor, CA Intermodal Facility .....</i>	<i>0.750</i>	<i>0.750</i>
144.	<i>Wisconsin statewide bus facilities and buses .....</i>	<i>8.000</i>	<i>12.000</i>
145.	<i>Woodland Hills, CA Warner Center Transportation Hub .....</i>	<i>0.325</i>	<i>0.625</i>
146.	<i>Worcester, MA Union Station Intermodal Transportation Center .....</i>	<i>2.500</i>	<i>2.500</i>
147.	<i>Lynchburg, VA buses .....</i>	<i>0.200</i>	<i>0.000</i>
148.	<i>Harrisonburg, VA buses .....</i>	<i>0.200</i>	<i>0.000</i>
149.	<i>Roanoke, VA buses .....</i>	<i>0.200</i>	<i>0.000</i>

1 **SEC. 334. PROJECT MANAGEMENT OVERSIGHT.**

2       (a) *STUDY.*—*The Comptroller General shall conduct a*  
3 *study of the Secretary of Transportation’s implementation*  
4 *of project management oversight under section 5327 of title*  
5 *49, United States Code.*

6       (b) *CONTENTS.*—*The study shall include the following:*

7           (1) *A listing of the amounts made available*  
8 *under section 5327(c)(1) of title 49, United States*  
9 *Code, for project management oversight in each of fis-*  
10 *cal years 1992 through 1997 and a description of the*  
11 *activities funded using such amounts.*

1           (2) *A description of the major capital projects*  
2           *subject to project management oversight, including the*  
3           *grant amounts for such projects.*

4           (3) *A description of the contracts entered into for*  
5           *project management oversight, including the scope of*  
6           *work and dollar amounts of such contracts.*

7           (4) *A determination of whether the project man-*  
8           *agement oversight activities conducted by the Sec-*  
9           *retary are authorized under section 5327.*

10          (5) *A description of any cost savings or program*  
11          *improvements resulting from project management*  
12          *oversight.*

13          (6) *Recommendations regarding any changes*  
14          *that would improve the project management oversight*  
15          *function.*

16          (c) *REPORT.—Not later than 12 months after the date*  
17          *of the enactment of this Act, the Comptroller General shall*  
18          *transmit to the Committee on Transportation and Infra-*  
19          *structure of the House of Representatives and the Committee*  
20          *on Banking, Housing, and Urban Affairs of the Senate a*  
21          *report containing the results of the study.*

22          **SEC. 335. PRIVATIZATION.**

23          (a) *STUDY.—Not later than 3 months after the date*  
24          *of the enactment of this Act, the Secretary shall enter into*  
25          *an agreement with the Transportation Research Board of*

1 *the National Academy of Sciences to conduct a study of the*  
2 *effect of privatization or contracting out mass transpor-*  
3 *tation operation and administrative functions on cost,*  
4 *availability and level of service, efficiency, safety, quality*  
5 *of services provided to transit-dependent populations, and*  
6 *employer-employee relations.*

7 (b) *TERMS OF AGREEMENT.*—*The agreement entered*  
8 *into in subsection (a) shall provide that—*

9 (1) *the Transportation Research Board, in con-*  
10 *ducting the study, consider the number of grant re-*  
11 *ipients that have privatized or contracted out serv-*  
12 *ices, the size of the population served by such grant*  
13 *recipients, the basis for decisions regarding privatiza-*  
14 *tion or contracting out, and the extent to which con-*  
15 *tracting out was affected by the integration and co-*  
16 *ordination of resources of transit agencies and other*  
17 *Federal agencies and programs; and*

18 (2) *the panel conducting the study shall include*  
19 *representatives of transit agencies, employees of tran-*  
20 *sit agencies, private contractors, academic and policy*  
21 *analysts, and other interested persons.*

22 (c) *REPORT.*—*Not later than 24 months after the date*  
23 *of entry into the agreement under subsection (a), the Sec-*  
24 *retary shall transmit to the Committee on Transportation*  
25 *and Infrastructure of the House of Representatives and the*

1 *Committee on Banking, Housing, and Urban Affairs of the*  
2 *Senate a report containing the results of the study.*

3       (d) *FUNDING.*—*There shall be available from the Mass*  
4 *Transit Account of the Highway Trust Fund to carry out*  
5 *this section \$200,000 for fiscal year 1998, subject to the obli-*  
6 *gation limitation set forth in section 329(b).*

7       (e) *CONTRACTUAL OBLIGATION.*—*Entry into an agree-*  
8 *ment to carry out this section that is financed with amounts*  
9 *made available under subsection (c) is a contractual obliga-*  
10 *tion of the United States to pay the Government's share*  
11 *of the cost of the study.*

12 **SEC. 336. SCHOOL TRANSPORTATION SAFETY.**

13       (a) *STUDY.*—*Not later than 3 months after the date*  
14 *of the enactment of this Act, the Secretary shall enter into*  
15 *an agreement with the Transportation Research Board of*  
16 *the National Academy of Sciences to conduct a study of the*  
17 *safety issues attendant to transportation of school children*  
18 *to and from school and school-related activities by various*  
19 *transportation modes.*

20       (b) *TERMS OF AGREEMENT.*—*The agreement entered*  
21 *into in subsection (a) shall provide that—*

22               (1) *the Transportation Research Board, in con-*  
23 *ducting the study, consider—*

24                       (A) *in consultation with the National*  
25 *Transportation Safety Board, the Bureau of*

1           *Transportation Statistics, and other relevant en-*  
2           *tities, available crash injury data, and if un-*  
3           *available or insufficient, recommend a new data*  
4           *collection regimen and implementation guide-*  
5           *lines; and*

6                   *(B) vehicle design and driver training re-*  
7           *quirements, routing, and operational factors that*  
8           *affect safety and other factors that the Secretary*  
9           *considers appropriate; and*

10           *(2) the panel conducting the study shall include*  
11           *representatives of highway safety organizations, school*  
12           *transportation, mass transportation operators, em-*  
13           *ployee organizations, bicycling organizations, aca-*  
14           *ademic and policy analysts, and other interested par-*  
15           *ties.*

16           *(c) REPORT.—Not later than 12 months after the date*  
17           *of entry into the agreement under subsection (a), the Sec-*  
18           *retary shall transmit to the Committee on Transportation*  
19           *and Infrastructure of the House of Representatives and the*  
20           *Committee on Banking, Housing, and Urban Affairs of the*  
21           *Senate a report containing the results of the study.*

22           *(d) FUNDING.—There shall be available from the Mass*  
23           *Transit Account of the Highway Trust Fund to carry out*  
24           *this section \$200,000 for fiscal year 1998, subject to the obli-*  
25           *gation limitation set forth in section 329(b).*

1           (e) *CONTRACTUAL OBLIGATION.*—Entry into an agree-  
2           ment to carry out this section that is financed with amounts  
3           made available under subsection (c) is a contractual obliga-  
4           tion of the United States to pay the Government's share  
5           of the cost of the study.

6           **SEC. 337. URBANIZED AREA FORMULA STUDY.**

7           (a) *STUDY.*—The Secretary shall conduct a study to  
8           determine whether the current formula for apportioning  
9           funds to urbanized areas accurately reflects the transit  
10          needs of the urbanized areas and if not whether any changes  
11          should be made either to the formula or through some other  
12          mechanism to reflect the fact that some urbanized areas  
13          with a population between 50,000 and 200,000 have transit  
14          systems that carry more passengers per mile or hour than  
15          the average of those transit systems in urbanized areas with  
16          a population over 200,000.

17          (b) *REPORT.*—Not later than December 31, 1999, the  
18          Secretary shall transmit to the Committee on Transpor-  
19          tation and Infrastructure of the House of Representatives  
20          and the Committee on Banking, Housing, and Urban Af-  
21          fairs of the Senate a report on the results of the study con-  
22          ducted under this section together with any proposed  
23          changes to the method for apportioning funds to urbanized  
24          areas with a population over 50,000.

1 **SEC. 338. COORDINATED TRANSPORTATION SERVICES.**

2 (a) *STUDY.*—*The Comptroller General shall conduct a*  
3 *study of Federal departments and agencies (other than the*  
4 *Department of Transportation) that receive Federal finan-*  
5 *cial assistance for non-emergency transportation services.*

6 (b) *CONTENTS.*—*In conducting the study, the Comp-*  
7 *troller General shall—*

8 (1) *identify each Federal department and agency*  
9 *(other than the Department of Transportation) that*  
10 *has received Federal financial assistance for non-*  
11 *emergency transportation services in any of the 3 fis-*  
12 *cal years preceding the date of the enactment of this*  
13 *Act;*

14 (2) *identify the amount of such assistance re-*  
15 *ceived by each Federal department and agency in*  
16 *such fiscal years; and*

17 (3) *identify the projects and activities funded*  
18 *using such financial assistance.*

19 (c) *REPORT.*—*Not later than 1 year after the date of*  
20 *the enactment of this Act, the Comptroller General shall*  
21 *transmit to the Committee on Transportation and Infra-*  
22 *structure of the House of Representatives and the Committee*  
23 *on Banking, Housing, and Urban Affairs of the Senate a*  
24 *report containing the results of the study and any rec-*  
25 *ommendations for enhanced coordination between the De-*  
26 *partment of Transportation and other Federal departments*

1 *and agencies that provide funding for non-emergency trans-*  
 2 *portation.*

3 **SEC. 339. FINAL ASSEMBLY OF BUSES.**

4 (a) *STUDY.*—*The Comptroller General shall conduct a*  
 5 *study to review monitoring by the Federal Transit Admin-*  
 6 *istration of preaward and post-delivery audits for compli-*  
 7 *ance with the requirements for final assembly of buses of*  
 8 *section 5323(j) of title 49, United States Code.*

9 (b) *REPORT.*—*Not later than 6 months after the date*  
 10 *of the enactment of this Act, the Comptroller General shall*  
 11 *transmit to the Committee on Transportation and Infra-*  
 12 *structure of the House of Representatives and the Committee*  
 13 *on Banking, Housing, and Urban Affairs of the Senate a*  
 14 *report containing the results of the study.*

15 **TITLE IV—MOTOR CARRIER**  
 16 **SAFETY**

17 **SEC. 401. AMENDMENTS TO TITLE 49, UNITED STATES**  
 18 **CODE.**

19 *Except as otherwise specifically provided, whenever in*  
 20 *this title an amendment or repeal is expressed in terms of*  
 21 *an amendment to, or repeal of, a section or other provision*  
 22 *of law, the reference shall be considered to be made to a*  
 23 *section or other provision of title 49, United States Code.*

1 **SEC. 402. STATE GRANTS.**

2 (a) *OBJECTIVE AND DEFINITIONS.*—Section 31101 is  
3 amended—

4 (1) by striking

5 **“§31101. Definitions”**

6 and inserting the following:

7 **“§31101. Objective and definitions”;**

8 (2) in paragraph (1)(A)—

9 (A) by inserting “or gross vehicle weight”  
10 after “rating”; and

11 (B) by striking “10,000 pounds” and in-  
12 serting “10,001 pounds, whichever is greater”;

13 (3) in paragraph (1)(C) by inserting “and  
14 transported in a quantity requiring placarding under  
15 regulations prescribed by the Secretary under section  
16 5103” after “title”;

17 (4) by striking “In this subchapter—” and in-  
18 serting the following:

19 “(b) *DEFINITIONS.*—In this subchapter the following  
20 definitions apply:”; and

21 (5) by inserting after the section heading the fol-  
22 lowing:

23 “(a) *OBJECTIVE.*—The objective of this subchapter is  
24 to ensure that the Secretary, States, and other political ju-  
25 risdictions establish programs to improve motor carrier,

1 *commercial motor vehicle, and driver safety to support a*  
2 *safe and efficient transportation system by—*

3           “(1) *promoting safe for-hire and private trans-*  
4 *portation, including transportation of passengers and*  
5 *hazardous materials, to reduce the number and sever-*  
6 *ity of commercial motor vehicle crashes;*

7           “(2) *developing and enforcing effective, compat-*  
8 *ible, and cost-beneficial motor carrier, commercial*  
9 *motor vehicle, and driver safety regulations and prac-*  
10 *tices, including enforcement of State and local traffic*  
11 *safety laws and regulations;*

12           “(3) *assessing and improving statewide program*  
13 *performance by setting program outcome goals, im-*  
14 *proving problem identification and countermeasures*  
15 *planning, designing appropriate performance stand-*  
16 *ards, measures, and benchmarks, improving perform-*  
17 *ance information, and monitoring program effective-*  
18 *ness;*

19           “(4) *ensuring that drivers of commercial motor*  
20 *vehicles and enforcement personnel obtain adequate*  
21 *training in safe operational practices and regulatory*  
22 *requirements; and*

23           “(5) *advancing promising technologies and en-*  
24 *couraging adoption of safe operational practices.”.*

1           (b) *PERFORMANCE-BASED GRANTS AND HAZARDOUS*  
2 *MATERIALS TRANSPORTATION SAFETY.*—*Section 31102 is*  
3 *amended—*

4           (1) *in subsection (a)—*

5                 (A) *by inserting “improving motor carrier*  
6 *safety and” after “programs for”; and*

7                 (B) *by inserting “, hazardous material*  
8 *transportation safety,” after “commercial motor*  
9 *vehicle safety”; and*

10           (2) *in the first sentence of paragraph (b)(1)—*

11                 (A) *by striking “adopt and assume respon-*  
12 *sibility for enforcing” and inserting “assume re-*  
13 *sponsibility for improving motor carrier safety*  
14 *and to adopt and enforce”; and*

15                 (B) *by inserting “, hazardous material*  
16 *transportation safety,” after “commercial motor*  
17 *vehicle safety”.*

18           (c) *CONTENTS OF STATE PLANS.*—*Section 31102(b)(1)*  
19 *is amended—*

20                 (1) *in subparagraph (J) by inserting “(1)” after*  
21 *“(c)”;*

22                 (2) *by striking subparagraphs (K), (L), (M), and*  
23 *(N) and inserting the following:*

24                         “(K) *ensures consistent, effective, and reasonable*  
25 *sanctions;*

1           “(L) ensures that the State agency will coordi-  
2           nate the plan, data collection, and information sys-  
3           tems with State highway safety programs under title  
4           23;

5           “(M) ensures participation in motor carrier,  
6           commercial motor vehicle, and driver information  
7           systems by all appropriate jurisdictions receiving  
8           funding under this section;

9           “(N) implements performance-based activities by  
10          fiscal year 2003;”;

11          (3) in subparagraph (O)—

12                 (A) by inserting after “activities” the fol-  
13                 lowing: “in support of national priorities and  
14                 performance goals, including”;

15                 (B) by striking “to remove” in clause (i)  
16                 and inserting “activities aimed at removing”;

17                 (C) by striking “to provide” in clause (ii)  
18                 and inserting “activities aimed at providing”;  
19                 and

20                 (D) by inserting “and” after the semicolon  
21                 at the end of clause (i); and

22                 (E) by striking clauses (iii) and (iv) and  
23                 inserting the following:

24                         “(iii) interdiction activities affecting the  
25                         transportation of controlled substances by com-

1           *mercial motor vehicle drivers and training on*  
2           *appropriate strategies for carrying out those*  
3           *interdiction activities;”;*

4           *(4) by striking subparagraph (P) and inserting*  
5           *the following:*

6           *“(P) provides that the State will establish a pro-*  
7           *gram to ensure the proper and timely correction of*  
8           *commercial motor vehicle safety violations noted dur-*  
9           *ing an inspection carried out with funds authorized*  
10          *under section 31104;”;*

11          *(5) by striking the period at the end of subpara-*  
12          *graph (Q) and inserting “; and”; and*

13          *(6) by adding at the end the following:*

14          *“(R) ensures that roadside inspections will be*  
15          *conducted only at a distance that is adequate to pro-*  
16          *tect the safety of drivers and enforcement personnel.”.*

17          *(d) UNITED STATES GOVERNMENT’S SHARE OF*  
18          *COSTS.—The first sentence of section 31103 is amended by*  
19          *inserting “improve commercial motor vehicle safety and”*  
20          *before “enforce”.*

21          *(e) AVAILABILITY OF AMOUNTS.—Section 31104(a) of*  
22          *such title is amended to read as follows:*

23          *“(a) IN GENERAL.—The following amounts are made*  
24          *available from the Highway Trust Fund (other than the*

1 *Mass Transit Account) for the Secretary of Transportation*  
 2 *to incur obligations to carry out section 31102:*

3           “(1) *Not more than \$78,000,000 for fiscal year*  
 4 *1998.*”

5           “(2) *Not more than \$110,000,000 for fiscal year*  
 6 *1999.*”

7           “(3) *Not more than \$130,000,000 for each of fis-*  
 8 *cal years 2000 through 2003.*”

9           (f) *CONFORMING AMENDMENT.*—*Section 31104(b) is*  
 10 *amended by striking “(1)” and by striking paragraph (2).*

11           (g) *ALLOCATION CRITERIA AND ELIGIBILITY.*—*Section*  
 12 *31104 is further amended—*

13           (1) *by striking subsections (f) and (g) and in-*  
 14 *serting the following:*

15           “(f) *ALLOCATION CRITERIA AND ELIGIBILITY.*—

16           “(1) *IN GENERAL.*—*On October 1 of each fiscal*  
 17 *year or as soon after that date as practicable and*  
 18 *after making the deduction under subsection (e), the*  
 19 *Secretary shall allocate amounts made available to*  
 20 *carry out section 31102 for such fiscal year among*  
 21 *the States with plans approved under section 31102.*  
 22 *Such allocation shall be made under such criteria as*  
 23 *the Secretary prescribes by regulation.*

24           “(2)     *HIGH-PRIORITY     ACTIVITIES     AND*  
 25 *PROJECTS.*—*The Secretary may designate up to 5*

1       *percent of amounts available for allocation under*  
2       *paragraph (1) to reimburse—*

3               “(A) *States for carrying out high priority*  
4               *activities and projects that improve commercial*  
5               *motor vehicle safety and compliance with com-*  
6               *mercial motor vehicle safety regulations, includ-*  
7               *ing activities and projects that are national in*  
8               *scope, increase public awareness and education,*  
9               *or demonstrate new technologies; and*

10              “(B) *local governments and other persons*  
11              *that use trained and qualified officers and em-*  
12              *ployees, for carrying out activities and projects*  
13              *described in subparagraph (A) in coordination*  
14              *with State motor vehicle safety agencies.”;*

15              *(2) by redesignating subsection (h) as subsection*  
16              *(g);*

17              *(3) by striking subsection (i);*

18              *(4) by redesignating subsection (j) as subsection*  
19              *(h); and*

20              *(5) in the first sentence of subsection (h), as so*  
21              *redesignated, by striking “tolerance”.*

22              *(h) CONFORMING AMENDMENT.—The table of sections*  
23              *for chapter 311 is amended by striking the item relating*  
24              *to section 31101 and inserting the following:*

            “31101. *Objective and definitions.*”.

1 **SEC. 403. INFORMATION SYSTEMS.**

2       (a) *IN GENERAL.*—Section 31106 is amended to read  
3 *as follows:*

4 **“§ 31106. Information systems**

5       “(a) *INFORMATION SYSTEMS AND DATA ANALYSIS.*—

6               “(1) *IN GENERAL.*—Subject to the provisions of  
7 *this section, the Secretary shall establish and operate*  
8 *motor carrier, commercial motor vehicle, and driver*  
9 *information systems and data analysis programs to*  
10 *support safety activities required under this title.*

11               “(2) *COORDINATION INTO NETWORK.*—*In co-*  
12 *operation with the States, the information systems*  
13 *under this section shall be coordinated into a network*  
14 *providing identification of motor carriers and driv-*  
15 *ers, commercial motor vehicle registration and license*  
16 *tracking, and motor carrier, commercial motor vehi-*  
17 *cle, and driver safety performance data.*

18               “(3) *DATA ANALYSIS CAPACITY AND PRO-*  
19 *GRAMS.*—*The Secretary shall develop and maintain*  
20 *under this section data analysis capacity and pro-*  
21 *grams that provide the means to—*

22                       “(A) *identify and collect necessary motor*  
23 *carrier, commercial motor vehicle, and driver*  
24 *data;*

25                       “(B) *evaluate the safety fitness of motor*  
26 *carriers, commercial motor vehicles, and drivers;*

1           “(C) develop strategies to mitigate safety  
2           problems and to measure the effectiveness of such  
3           strategies and related programs;

4           “(D) determine the cost-effectiveness of Fed-  
5           eral and State safety and enforcement programs  
6           and other countermeasures; and

7           “(E) adapt, improve, and incorporate other  
8           information and information systems as the Sec-  
9           retary determines appropriate.

10          “(4) STANDARDS.—To implement this section,  
11          the Secretary may prescribe technical and operational  
12          standards to ensure—

13               “(A) uniform, timely, and accurate infor-  
14               mation collection and reporting by the States  
15               and other entities;

16               “(B) uniform Federal, State, and local poli-  
17               cies and procedures; and

18               “(C) the reliability and availability of the  
19               information to the Secretary, States, and others  
20               as the Secretary determines appropriate.

21          “(b) PERFORMANCE AND REGISTRATION INFORMATION  
22          PROGRAM.—

23               “(1) INFORMATION CLEARINGHOUSE.—The Sec-  
24               retary shall include, as part of the information sys-  
25               tems authorized by this section, a program to estab-

1        *lish and maintain a clearinghouse and repository of*  
2        *information related to State registration and licens-*  
3        *ing of commercial motor vehicles and the motor car-*  
4        *riers operating the vehicles. The clearinghouse and re-*  
5        *pository shall include information on the safety fit-*  
6        *ness of each motor carrier and registrant and other*  
7        *information the Secretary considers appropriate, in-*  
8        *cluding information on motor carrier, commercial*  
9        *motor vehicle, and driver safety performance.*

10            *“(2) DESIGN.—The program shall link Federal*  
11            *safety information systems with State registration*  
12            *and licensing systems and shall be designed to enable*  
13            *a State to—*

14                    *“(A) determine the safety fitness of a motor*  
15                    *carrier or registrant when licensing or register-*  
16                    *ing the motor carrier or commercial motor vehi-*  
17                    *cle or while the license or registration is in effect;*  
18                    *and*

19                    *“(B) decide, in cooperation with the Sec-*  
20                    *retary, whether and what types of sanctions or*  
21                    *operating limitations to impose on the motor*  
22                    *carrier or registrant to ensure safety.*

23            *“(3) CONDITIONS FOR PARTICIPATION.—The Sec-*  
24            *retary shall require States, as a condition of partici-*  
25            *pation in the program, to—*

1           “(A) comply with the technical and oper-  
2           ational standards prescribed by the Secretary  
3           under subsection (a)(4); and

4           “(B) possess or seek authority to impose  
5           commercial motor vehicle registration sanctions  
6           or operating limitations on the basis of a Fed-  
7           eral safety fitness determination.

8           “(4) FUNDING.—Of the amounts made available  
9           under section 31107, not more than \$6,000,000 in  
10          each of fiscal years 1998 through 2003 may be used  
11          to carry out this subsection.

12          “(c) COMMERCIAL MOTOR VEHICLE DRIVER SAFETY  
13          PROGRAM.—In coordination with the information system  
14          under section 31309, the Secretary is authorized to establish  
15          a program to improve commercial motor vehicle driver safe-  
16          ty. The objectives of the program shall include—

17                 “(1) enhancing the exchange of driver licensing  
18                 information among the States and among the States,  
19                 the Federal Government, and foreign countries;

20                 “(2) providing information to the judicial sys-  
21                 tem on commercial motor vehicle drivers;

22                 “(3) evaluating any aspect of driver performance  
23                 that the Secretary determines appropriate; and

24                 “(4) developing appropriate strategies and coun-  
25                 termeasures to improve driver safety.

1       “(d) *COOPERATIVE AGREEMENTS, GRANTS, AND CON-*  
2 *TRACTS.*—*The Secretary may carry out this section either*  
3 *independently or in cooperation with other Federal depart-*  
4 *ments, agencies, and instrumentalities, or by making grants*  
5 *to, and entering into contracts and cooperative agreements*  
6 *with, States, local governments, associations, institutions,*  
7 *corporations, and other persons.*

8       “(e) *INFORMATION AVAILABILITY AND PRIVACY PRO-*  
9 *TECTION.*—

10           “(1) *AVAILABILITY OF INFORMATION.*—*The Sec-*  
11 *retary shall make data collected in systems and*  
12 *through programs under this section available to the*  
13 *public to the maximum extent permissible under the*  
14 *Privacy Act of 1974 (5 U.S.C. 552a) and the Freedom*  
15 *of Information Act (5 U.S.C. 552).*

16           “(2) *REVIEW OF DATA.*—*The Secretary shall*  
17 *allow individuals and motor carriers to whom the*  
18 *data pertains to review periodically such data and to*  
19 *request corrections or clarifications.*

20           “(3) *STATE AND LOCAL OFFICIALS.*—*State and*  
21 *local safety and enforcement officials shall have access*  
22 *to data made available under this subsection to the*  
23 *same extent as Federal safety and enforcement offi-*  
24 *cial.*”.



*“SUBCHAPTER I—STATE GRANTS”*

1       *and inserting*

*“SUBCHAPTER I—STATE GRANTS AND OTHER COMMERCIAL MOTOR  
VEHICLE PROGRAMS”;*

2               *(2) by striking the item relating to section 31106*

3       *and inserting the following:*

*“31106. Information systems.”; and*

4               *(3) by striking the item relating to section 31107*

5       *and inserting the following:*

*“31107. Authorization of appropriations for information systems.”.*

6   **SEC. 404. AUTOMOBILE TRANSPORTER DEFINED.**

7       *Section 31111(a) is amended—*

8               *(1) by striking “section—” and inserting “sec-*  
9       *tion, the following definitions apply:”;*

10              *(2) by inserting after “(1)” the following: “MAXI-*  
11       *CUBE VEHICLE.—The term”;*

12              *(3) by inserting after “(2)” the following:*  
13       *“TRUCK TRACTOR.—The term”;*

14              *(4) by redesignating paragraphs (1) and (2) as*  
15       *paragraphs (2) and (3), respectively; and*

16              *(5) by inserting before paragraph (2), as so re-*  
17       *designated, the following:*

18              *“(1) AUTOMOBILE TRANSPORTER.—The term*  
19       *‘automobile transporter’ means any vehicle combina-*  
20       *tion designed and used specifically for the transport*  
21       *of assembled highway vehicles.”.*

1 **SEC. 405. INSPECTIONS AND REPORTS.**

2 (a) *GENERAL POWERS OF THE SECRETARY.*—Section  
3 31133(a)(1) is amended by inserting “and make contracts  
4 for” after “conduct”.

5 (b) *REPORTS AND RECORDS.*—Section 504(c) is  
6 amended by inserting “(and, in the case of a motor carrier,  
7 a contractor)” before the second comma.

8 **SEC. 406. EXEMPTIONS AND PILOT PROGRAMS.**

9 (a) *IN GENERAL.*—Section 31315 is amended to read  
10 as follows:

11 **“§31315. Exemptions and pilot programs**

12 “(a) *EXEMPTIONS.*—

13 “(1) *IN GENERAL.*—Upon receipt of a request  
14 pursuant to paragraph (3), the Secretary of Trans-  
15 portation may grant to a person or class of persons  
16 an exemption from a regulation prescribed under this  
17 chapter or section 31136 if the Secretary finds such  
18 exemption would likely achieve a level of safety equal  
19 to or greater than the level that would be achieved ab-  
20 sent such exemption. An exemption may be granted  
21 for no longer than 2 years from its approval date and  
22 may be renewed upon application to the Secretary.

23 “(2) *AUTHORITY TO REVOKE EXEMPTION.*—The  
24 Secretary shall immediately revoke an exemption if  
25 the person fails to comply with the terms and condi-  
26 tions of such exemption or if continuation of the ex-

1 *emption would not be consistent with the goals and*  
2 *objectives of this chapter or section 31136, as the case*  
3 *may be.*

4 “(3) *REQUESTS FOR EXEMPTION.—Not later*  
5 *than 180 days after the date of the enactment of this*  
6 *section and after notice and an opportunity for pub-*  
7 *lic comment, the Secretary shall specify by regulation*  
8 *the procedures by which a person may request an ex-*  
9 *emption. Such regulations shall, at a minimum, re-*  
10 *quire the person to provide the following information*  
11 *for each exemption request:*

12 “(A) *The provisions from which the person*  
13 *requests exemption.*

14 “(B) *The time period during which the ex-*  
15 *emption would apply.*

16 “(C) *An analysis of the safety impacts the*  
17 *exemption may cause.*

18 “(D) *The specific countermeasures the per-*  
19 *son would undertake, if the exemption were*  
20 *granted, to ensure an equal or greater level of*  
21 *safety than would be achieved absent the exemp-*  
22 *tion.*

23 “(4) *NOTICE AND COMMENT.—*

24 “(A) *UPON RECEIPT OF A REQUEST.—Upon*  
25 *receipt of an exemption request, the Secretary*

1           *shall publish in the Federal Register a notice ex-*  
2           *plaining the request that has been filed and shall*  
3           *give the public an opportunity to inspect the*  
4           *safety analysis and any other relevant informa-*  
5           *tion known to the Secretary and to comment on*  
6           *the request. This subparagraph does not require*  
7           *the release of information protected by law from*  
8           *public disclosure.*

9           “(B) *UPON GRANTING A REQUEST.*—*Upon*  
10          *granting a request for exemption, the Secretary*  
11          *shall publish in the Federal Register the name of*  
12          *the person granted the exemption, the provisions*  
13          *from which the person will be exempt, the effec-*  
14          *tive period, and all terms and conditions of the*  
15          *exemption.*

16          “(C) *UPON DENYING A REQUEST.*—*Upon*  
17          *denying a request for exemption, the Secretary*  
18          *shall publish in the Federal Register the name of*  
19          *the person denied the exemption and the reasons*  
20          *for such denial.*

21          “(5) *APPLICATIONS TO BE DEALT WITH PROMPT-*  
22          *LY.*—*The Secretary shall grant or deny an exemption*  
23          *request after a thorough review of its safety implica-*  
24          *tions, but in no case later than 180 days after the fil-*  
25          *ing date of such request, or the Secretary shall publish*

1        *in the Federal Register the reason for the delay in the*  
2        *decision and an estimate of when the decision will be*  
3        *made.*

4            “(6) *TERMS AND CONDITIONS.—The Secretary*  
5        *shall establish terms and conditions for each exemp-*  
6        *tion to ensure that it will likely achieve a level of*  
7        *safety equal to or greater than the level that would be*  
8        *achieved absent such exemption. The Secretary shall*  
9        *monitor the implementation of the exemption to en-*  
10       *sure compliance with its terms and conditions.*

11           “(7) *NOTIFICATION OF STATE COMPLIANCE AND*  
12        *ENFORCEMENT PERSONNEL.—Before granting a re-*  
13        *quest for exemption, the Secretary shall notify State*  
14        *safety compliance and enforcement personnel, includ-*  
15        *ing roadside inspectors, and the public that a person*  
16        *will be operating pursuant to an exemption and any*  
17        *terms and conditions that will apply to the exemp-*  
18        *tion.*

19           “(b) *PILOT PROGRAMS.—*

20           “(1) *IN GENERAL.—The Secretary may conduct*  
21        *pilot programs to evaluate innovative approaches to*  
22        *motor carrier, vehicle, and driver safety. Such pilot*  
23        *programs may include exemptions from a regulation*  
24        *prescribed under this chapter or section 31136 if the*  
25        *pilot program contains, at a minimum, the elements*

1       *described in paragraph (2). The Secretary shall pub-*  
2       *lish in the Federal Register a detailed description of*  
3       *the program and the exemptions to be considered and*  
4       *provide notice and an opportunity for public com-*  
5       *ment before the effective date of any exemptions.*

6               “(2) *PROGRAM ELEMENTS.—In proposing a pilot*  
7       *program and before granting exemptions for purposes*  
8       *of a pilot program, the Secretary shall include, at a*  
9       *minimum, the following elements in each pilot pro-*  
10       *gram plan:*

11                       “(A) *A program scheduled life of not more*  
12                       *than 3 years.*

13                       “(B) *A scientifically valid methodology and*  
14                       *study design, including a specific data collection*  
15                       *and analysis plan, that identifies appropriate*  
16                       *control groups for comparison.*

17                       “(C) *The fewest participants necessary to*  
18                       *yield statistically valid findings.*

19                       “(D) *Observance of appropriate ethical pro-*  
20                       *ocols for the use of human subjects in field ex-*  
21                       *periments.*

22                       “(E) *An oversight plan to ensure that par-*  
23                       *ticipants comply with the terms and conditions*  
24                       *of participation.*

1           “(F) Adequate countermeasures to protect  
2           the health and safety of study participants and  
3           the general public.

4           “(G) A plan to inform State partners and  
5           the public about the pilot program and to iden-  
6           tify approved participants to safety compliance  
7           and enforcement personnel and to the public.

8           “(3) AUTHORITY TO REVOKE PARTICIPATION.—  
9           The Secretary shall immediately revoke participation  
10          in a pilot program of a motor carrier, vehicle, or  
11          driver for failure to comply with the terms and condi-  
12          tions of the pilot program or if continued participa-  
13          tion would not be consistent with the goals and objec-  
14          tives of this chapter or section 31136, as the case may  
15          be.

16          “(4) AUTHORITY TO TERMINATE PROGRAM.—The  
17          Secretary shall immediately terminate a pilot pro-  
18          gram if its continuation would not be consistent with  
19          the goals and objectives of this chapter or section  
20          31136, as the case may be.

21          “(5) REPORT TO CONGRESS.—At the conclusion  
22          of each pilot program, the Secretary shall promptly  
23          report to Congress the findings, conclusions, and rec-  
24          ommendations of the program, including suggested  
25          amendments to law or regulation that would enhance

1        *motor carrier, vehicle, and driver safety and improve*  
 2        *compliance with national safety standards.*

3        “(c) *PREEMPTION OF STATE RULES.*—*During the*  
 4        *time period that an exemption or pilot program is in effect*  
 5        *under this section, no State shall enforce any law or regula-*  
 6        *tion that conflicts with or is inconsistent with an exemption*  
 7        *or pilot program with respect to a person exercising the*  
 8        *exemption or participating in the pilot program.”.*

9        (b) *TABLE OF SECTIONS.*—*The table of sections for*  
 10        *chapter 313 is amended by striking the item relating to sec-*  
 11        *tion 31315 and inserting the following:*

      “31315. *Exemptions and pilot programs.*”.

12        (c) *CONFORMING AMENDMENT.*—*Section 31136(e) is*  
 13        *amended to read as follows:*

14        “(e) *EXEMPTIONS.*—*The Secretary may grant exemp-*  
 15        *tions from any regulation prescribed under this section in*  
 16        *accordance with section 31315.”.*

17        (d) *PROTECTION OF EXISTING EXEMPTIONS.*—*The*  
 18        *amendments made by subsections (a) and (c) of this section*  
 19        *shall not apply to or otherwise affect an exemption or waiv-*  
 20        *er in effect on the day before the date of the enactment of*  
 21        *this Act under section 31315 or 31136(e) of title 49, United*  
 22        *States Code.*

23        **SEC. 407. SAFETY REGULATION.**

24        (a) *COMMERCIAL MOTOR VEHICLE DEFINED.*—*Sec-*  
 25        *tion 31132(1) is amended—*

1           (1) *in subparagraph (A)—*

2                   (A) *by inserting “or gross vehicle weight”*  
3           *after “rating”; and*

4                   (B) *by inserting “, whichever is greater”*  
5           *after “pounds”; and*

6           (2) *in subparagraph (B)—*

7                   (A) *by inserting “or livery” after “taxicab”;*  
8           *and*

9                   (B) *by striking “6 passengers” and insert-*  
10           *ing “8 passengers, including the driver,”.*

11           (b) *REPEAL OF REVIEW PANEL.—Section 31134, and*  
12           *the item relating to such section in the table of sections for*  
13           *chapter 311, are repealed.*

14           (c) *REPEAL OF SUBMISSION TO REVIEW PANEL.—Sec-*  
15           *tion 31140, and the item relating to such section in the*  
16           *table of sections for chapter 311, are repealed.*

17           (d) *REVIEW PROCEDURE.—Section 31141 is amend-*  
18           *ed—*

19                   (1) *by striking subsections (b) and (c) and in-*  
20           *serting the following:*

21           “*(b) SUBMISSION OF REGULATION.—A State that en-*  
22           *acts a State law or issues a regulation on commercial motor*  
23           *vehicle safety shall submit a copy of the law or regulation*  
24           *to the Secretary of Transportation immediately after the*  
25           *enactment or issuance.*”

1       “(c) *REVIEW AND DECISIONS BY SECRETARY.*—

2               “(1) *REVIEW.*—*The Secretary shall review State*  
3 *laws and regulations on commercial motor vehicle*  
4 *safety. The Secretary shall decide whether the State*  
5 *law or regulation—*

6                       “(A) *has the same effect as a regulation pre-*  
7 *scribed by the Secretary under section 31136;*

8                       “(B) *is less stringent than such regulation;*  
9                       *or*

10                      “(C) *is additional to or more stringent than*  
11 *such regulation.*

12               “(2) *REGULATIONS WITH SAME EFFECT.*—*If the*  
13 *Secretary decides a State law or regulation has the*  
14 *same effect as a regulation prescribed by the Sec-*  
15 *retary under section 31136 of this title, the State law*  
16 *or regulation may be enforced.*

17               “(3) *LESS STRINGENT REGULATIONS.*—*If the*  
18 *Secretary decides a State law or regulation is less*  
19 *stringent than a regulation prescribed by the Sec-*  
20 *retary under section 31136 of this title, the State law*  
21 *or regulation may not be enforced.*

22               “(4) *ADDITIONAL OR MORE STRINGENT REGULA-*  
23 *TIONS.*—*If the Secretary decides a State law or regu-*  
24 *lation is additional to or more stringent than a regu-*  
25 *lation prescribed by the Secretary under section*

1       31136 of this title, the State law or regulation may  
2       be enforced unless the Secretary also decides that—

3               “(A) the State law or regulation has no  
4       safety benefit;

5               “(B) the State law or regulation is incom-  
6       patible with the regulation prescribed by the Sec-  
7       retary; or

8               “(C) enforcement of the State law or regula-  
9       tion would cause an unreasonable burden on  
10      interstate commerce.

11              “(5) *CONSIDERATION OF EFFECT ON INTERSTATE*  
12      *COMMERCE.*—In deciding under paragraph (4) wheth-  
13      er a State law or regulation will cause an unreason-  
14      able burden on interstate commerce, the Secretary  
15      may consider the effect on interstate commerce of im-  
16      plementation of that law or regulation with the im-  
17      plementation of all similar laws and regulations of  
18      other States.”;

19              (2) by striking subsection (e); and

20              (3) by redesignating subsections (f), (g), and (h)  
21      as subsections (e), (f), and (g), respectively.

22              (e) *INSPECTION OF SAFETY EQUIPMENT.*—Section  
23      31142(a) is amended by striking “part 393 of title 49, Code  
24      of Federal Regulations” and inserting “the regulations  
25      issued under section 31136”.

1           (f) *PROTECTION OF STATES PARTICIPATING IN STATE*  
2 *GROUPS.*—Section 31142(c)(1)(C) is amended—

3           (1) by inserting after “from” the following: “par-  
4           ticipating in the activities of a voluntary group of  
5           States”; and

6           (2) by striking “that meets” and all that follows  
7           through “1984”.

8           (g) *REPORT.*—Not later than 180 days after the date  
9 of the enactment of this Act, the Secretary shall transmit  
10 to the Committee on Transportation and Infrastructure of  
11 the House of Representatives and the Committee on Com-  
12 merce, Science, and Transportation of the Senate a report  
13 on the status of implementation of the amendments made  
14 by subsection (a)(2) of this section.

15 **SEC. 408. IMPROVED INTERSTATE SCHOOL BUS SAFETY.**

16           (a) *APPLICABILITY OF FEDERAL MOTOR CARRIER*  
17 *SAFETY REGULATIONS TO INTERSTATE SCHOOL BUS OP-*  
18 *ERATIONS.*—Section 31136 is amended by adding at the  
19 end the following:

20           “(g) *APPLICABILITY TO SCHOOL TRANSPORTATION OP-*  
21 *ERATIONS OF LOCAL EDUCATION AGENCIES.*—Not later  
22 than 6 months after the date of the enactment of this sub-  
23 section, the Secretary shall issue regulations making the rel-  
24 evant commercial motor carrier safety regulations issued  
25 under subsection (a) applicable to all interstate school

1 *transportation operations by local educational agencies (as*  
2 *defined in section 14101 of the Elementary and Secondary*  
3 *Education Act of 1965).”.*

4       **(b) REPORT.**—*Not later than 2 years after the date*  
5 *of the enactment of this Act, the Secretary shall submit to*  
6 *Congress a report describing the status of compliance by*  
7 *private for-hire motor carriers and local educational agen-*  
8 *cies in meeting the requirements of section 31136 of title*  
9 *49, United States Code, and any activities of the Secretary*  
10 *or the States to enforce such requirements.*

11 **SEC. 409. REPEAL OF CERTAIN OBSOLETE MISCELLANEOUS**  
12 **AUTHORITIES.**

13       *Subchapter IV of chapter 311 (including sections*  
14 *31161 and 31162), and the items relating to such sub-*  
15 *chapter and sections in the table of sections for chapter 311,*  
16 *are repealed.*

17 **SEC. 410. COMMERCIAL VEHICLE OPERATORS.**

18       **(a) COMMERCIAL MOTOR VEHICLE DEFINED.**—*Sec-*  
19 *tion 31301(4) is amended—*

20               **(1) in subparagraph (A)—**

21                       **(A) by inserting “or gross vehicle weight”**  
22 *after “rating” the first 2 places it appears; and*

23                       **(B) by inserting “, whichever is greater,”**  
24 *after “pounds” the first place it appears; and*

1           (2) *in subparagraph (C)(ii) by inserting “is” be-*  
2           *fore “transporting” each place it appears.*

3           (b) *PROHIBITION ON CMV OPERATION WITHOUT*  
4 *CDL.—*

5           (1) *IN GENERAL.—Section 31302 is amended to*  
6           *read as follows:*

7           **“§31302. Driver’s license requirement**

8           *“An individual may operate a commercial motor vehi-*  
9           *cle only if the individual has a valid commercial driver’s*  
10           *license. An individual operating a commercial motor vehi-*  
11           *cle may have only one driver’s license at any time.”.*

12           (2) *CONFORMING AMENDMENT.—The item relat-*  
13           *ing to section 31302 in the table of sections for chap-*  
14           *ter 313 is amended to read as follows:*

*“31302. Driver’s license requirement.”.*

15           (c) *UNIQUE IDENTIFIERS IN CDLS.—*

16           (1) *IN GENERAL.—Section 31308(2) is amended*  
17           *by inserting before the semicolon “and each license*  
18           *issued after January 1, 2000, include unique identifi-*  
19           *ers to minimize fraud and duplication”.*

20           (2) *DEADLINE FOR ISSUANCE OF REGULA-*  
21           *TIONS.—Not later than 180 days after the date of the*  
22           *enactment of this Act, the Secretary shall issue regu-*  
23           *lations to carry out the amendment made by para-*  
24           *graph (1).*

1           (d) *COMMERCIAL DRIVER'S LICENSE INFORMATION*

2 *SYSTEM.*—*Section 31309 is amended—*

3           (1) *in subsection (a) by striking “make an agree-*  
4 *ment under subsection (b) of this section for the oper-*  
5 *ation of, or establish under subsection (c) of this sec-*  
6 *tion,” and inserting “maintain”;*

7           (2) *by inserting after the first sentence of sub-*  
8 *section (a) the following: “The system shall be coordi-*  
9 *nated with activities carried out under section*  
10 *31106.”;*

11           (3) *by striking subsections (b) and (c);*

12           (4) *in subsection (d)(1)—*

13           (A) *by striking “and” at the end of sub-*  
14 *paragraph (E);*

15           (B) *by striking the period at the end of sub-*  
16 *paragraph (F) and inserting “; and”; and*

17           (C) *by adding at the end the following:*

18           “(G) *information on all fines, penalties, convic-*  
19 *tions, and failure to appear for a hearing or trial in-*  
20 *curring by the operator with respect to operation of a*  
21 *motor vehicle for a period of not less than 3 years be-*  
22 *ginning on the date of the imposition of such a fine*  
23 *or penalty or the date of such a conviction or failure*  
24 *to appear.”;*

1           (5) by striking subsection (d)(2) and inserting  
2           the following:

3           “(2) *The information system under this section must*  
4           *accommodate any unique identifiers required to minimize*  
5           *fraud or duplication of a commercial driver’s license under*  
6           *section 31308(2).”;*

7           (6) by striking subsection (e) and inserting the  
8           following:

9           “(e) *AVAILABILITY OF INFORMATION.—Information in*  
10           *the information system shall be made available and subject*  
11           *to review and correction in accordance with section*  
12           *31106(e).”;*

13           (7) in subsection (f) by striking “*If the Secretary*  
14           *establishes an information system under this section,*  
15           *the”* and inserting “*The”*;

16           (8) by striking “*shall*” in the first sentence of  
17           subsection (f) and inserting “*may*”; and

18           (9) by redesignating subsections (d), (e), and (f)  
19           as subsections (b), (c), and (d), respectively.

20           (e) *REPEAL OF OBSOLETE GRANT PROGRAMS.—Sec-*  
21           *tions 31312 and 31313, and the items relating to such sec-*  
22           *tions in the table of sections for chapter 313, are repealed.*

23           (f) *UPDATING AMENDMENTS.—Section 31314 is*  
24           *amended—*

1           (1) by striking “(2), (5), and (6)” each place it  
2           appears in subsections (a) and (b) and inserting “(3),  
3           and (5)”;

4           (2) in subsection (c) by striking “(1) Amounts”  
5           and all that follows through “(2) Amounts” and in-  
6           serting “Amounts”;

7           (3) by striking subsection (d); and

8           (4) by redesignating subsection (e) as subsection  
9           (d).

10 **SEC. 411. INTERIM BORDER SAFETY IMPROVEMENT PRO-**  
11 **GRAM.**

12           (a) *PROGRAM.*—The Secretary shall carry out a pro-  
13 gram to improve commercial motor vehicle safety in the vi-  
14 cinity of borders between the United States and Canada  
15 and the United States and Mexico.

16           (b) *GRANT AND OTHER AUTHORITY.*—The Secretary  
17 may expend funds made available to carry out this sec-  
18 tion—

19           (1) for making grants to border States, local gov-  
20 ernments, organizations, and other persons to carry  
21 out activities described in subsection (c);

22           (2) for personnel of the Department of Transpor-  
23 tation to conduct such activities; and

24           (3) for entry into contracts for the conduct of  
25 such activities.

1       (c) *USE OF FUNDS.*—Activities for which funds may  
2 be expended under this section include—

3           (1) *employment by the Department of Transpor-*  
4 *tation or a border State of additional personnel to en-*  
5 *force commercial motor vehicle safety regulations de-*  
6 *scribed in subsection (a);*

7           (2) *training of personnel to enforce such regula-*  
8 *tions;*

9           (3) *development of data bases and communica-*  
10 *tion systems to improve commercial motor vehicle*  
11 *safety; and*

12           (4) *education and outreach initiatives.*

13       (d) *CRITERIA.*—In selecting activities and projects for  
14 funding under this section, the Secretary shall consider cur-  
15 rent levels of enforcement by border States, cross border traf-  
16 fic patterns (including volume of commercial motor vehicle  
17 traffic), location of inspection facilities, and such other fac-  
18 tors as the Secretary determines will result in the greatest  
19 safety improvement and benefit to border States and the  
20 Nation.

21       (e) *FEDERAL SHARE.*—

22           (1) *IN GENERAL.*—The Federal share payable  
23 under a grant made under this section for—

1           (A) any activity described in paragraph  
2           (2), (3), or (4) of subsection (c) shall be 80 per-  
3           cent; and

4           (B) any activity described in subsection  
5           (c)(1) shall be—

6                   (i) 80 percent for the first 2 years that  
7                   a State receives a grant under this section  
8                   for such activity;

9                   (ii) 50 percent for the third and fourth  
10                  years that a State receives a grant under  
11                  this section for such activity; and

12                  (iii) 25 percent for the fifth and sixth  
13                  years that a State receives a grant under  
14                  this section for such activity.

15           (2) *IN-KIND CONTRIBUTIONS.*—In determining  
16           the non-Federal costs under paragraph (1), the Sec-  
17           retary shall include in-kind contributions by the  
18           grant recipient, of which up to \$2,500,000 may be  
19           used to upgrade earthquake simulation facilities as  
20           required to carry out the program.

21           (f) *MAINTENANCE OF EFFORT.*—A grant may not be  
22           made to a State under this section for an activity described  
23           in subsection (c)(1) in any fiscal year unless the State en-  
24           ters into such agreements with the Secretary as the Sec-  
25           retary may require to ensure that the State will maintain

1 *its aggregate expenditures from all other sources for employ-*  
2 *ment of personnel to enforce commercial motor vehicle safe-*  
3 *ty regulations in the vicinity of the border at or above the*  
4 *average level of such expenditures in the State's 2 fiscal*  
5 *years preceding the date of the enactment of this section.*

6 (g) *FUNDING.—Of amounts made available to carry*  
7 *out the coordinated border infrastructure and safety pro-*  
8 *gram under section 116 of this Act, \$20,000,000 for fiscal*  
9 *year 1998 and \$15,000,000 for each of fiscal years 1999*  
10 *through 2003 shall be available to carry out this section.*

11 (h) *BORDER STATE DEFINED.—In this section, the*  
12 *term “border State” means any State that has a boundary*  
13 *in common with Canada or Mexico.*

14 **SEC. 412. VEHICLE WEIGHT ENFORCEMENT.**

15 (a) *STUDY.—The Secretary shall conduct a study of*  
16 *State laws and regulations pertaining to penalties for viola-*  
17 *tion of State commercial motor vehicle weight laws.*

18 (b) *PURPOSE.—The purpose of the study shall be to*  
19 *determine the effectiveness of State penalties as a deterrent*  
20 *to illegally overweight trucking operations. The study shall*  
21 *evaluate fine structures, innovative roadside enforcement*  
22 *techniques, a State's ability to penalize shippers and car-*  
23 *riers as well as drivers, and shall examine the effectiveness*  
24 *of administrative and judicial procedures utilized to enforce*  
25 *vehicle weight laws.*



1 *hicles and to report potentially improper inspections, au-*  
2 *dits, and enforcement activities.*

3 (b) *MONITORING.*—*The Secretary shall monitor re-*  
4 *ports received by the telephone system and shall consider*  
5 *nonfrivolous information provided by such reports in set-*  
6 *ting priorities for motor carrier safety audits and other en-*  
7 *forcement activities.*

8 (c) *PROTECTION OF PERSONS REPORTING VIOLA-*  
9 *TIONS.*—

10 (1) *PROHIBITION.*—*A person reporting a poten-*  
11 *tial violation to the telephone system while acting in*  
12 *good faith may not be discharged, disciplined, or dis-*  
13 *criminated against regarding pay, terms, or privi-*  
14 *leges of employment because of the reporting of such*  
15 *violation.*

16 (2) *APPLICABILITY OF SECTION 31105 OF TITLE*  
17 *49.*—*For purposes of section 31105 of title 49, United*  
18 *States Code, a violation or alleged violation of para-*  
19 *graph (1) shall be treated as a violation of section*  
20 *31105(a) of such title.*

21 (d) *FUNDING.*—*From amounts set aside under section*  
22 *104(a) of title 23, United States Code, the Secretary may*  
23 *use not to exceed \$300,000 for each of fiscal years 1998*  
24 *through 2003 to carry out this section.*

1 **SEC. 415. INSULIN TREATED DIABETES MELLITUS.**

2       (a) *DETERMINATION.*—Not later than 18 months after  
3 the date of the enactment of this Act, the Secretary shall  
4 determine whether a practicable and cost-effective screening,  
5 operating, and monitoring protocol could likely be devel-  
6 oped for insulin treated diabetes mellitus individuals who  
7 want to operate commercial motor vehicles in interstate  
8 commerce that would ensure a level of safety equal to or  
9 greater than that achieved with the current prohibition on  
10 individuals with insulin treated diabetes mellitus driving  
11 such vehicles.

12       (b) *COMPILATION AND EVALUATION.*—Prior to making  
13 the determination in subsection (a), the Secretary shall  
14 compile and evaluate research and other information on the  
15 effects of insulin treated diabetes mellitus on driving per-  
16 formance. In preparing the compilation and evaluation, the  
17 Secretary shall, at a minimum—

18           (1) *consult with States that have developed and*  
19           *are implementing a screening process to identify indi-*  
20           *viduals with insulin treated diabetes mellitus who*  
21           *may obtain waivers to drive commercial motor vehi-*  
22           *cles in intrastate commerce;*

23           (2) *evaluate the Department's policy and actions*  
24           *to permit certain insulin treated diabetes mellitus in-*  
25           *dividuals who meet selection criteria and who success-*

1       *fully comply with the approved monitoring protocol*  
2       *to operate in other modes of transportation;*

3           (3) *analyze available data on the safety perform-*  
4       *ance of diabetic drivers of motor vehicles;*

5           (4) *assess the relevance of intrastate driving and*  
6       *experiences of other modes of transportation to inter-*  
7       *state commercial motor vehicle operations; and*

8           (5) *consult with interested groups knowledgeable*  
9       *about diabetes and related issues.*

10       (c) *REPORT TO CONGRESS.—If the Secretary deter-*  
11       *mines that no protocol described in subsection (a) could*  
12       *likely be developed, the Secretary shall report to Congress*  
13       *the basis for such determination.*

14       (d) *INITIATION OF RULEMAKING.—If the Secretary de-*  
15       *termines that a protocol described in subsection (a) could*  
16       *likely be developed, the Secretary shall report to Congress*  
17       *a description of the elements of such protocol and shall*  
18       *promptly initiate a rulemaking proceeding to implement*  
19       *such protocol.*

20       **SEC. 416. PERFORMANCE-BASED CDL TESTING.**

21       (a) *REVIEW.—Not later than 1 year after the date of*  
22       *the enactment of this Act, the Secretary shall complete a*  
23       *review of the procedures established and implemented by*  
24       *States under section 31305 of title 49, United States Code,*  
25       *to determine if the current system for testing is an accurate*

1 *measure and reflection of an individual's knowledge and*  
2 *skills as an operator of a commercial motor vehicle and to*  
3 *identify methods to improve testing and licensing stand-*  
4 *ards, including identifying the benefits and costs of a grad-*  
5 *uated licensing system.*

6 (b) *REGULATIONS.*—*Not later than 1 year after the*  
7 *date of completion of the review under subsection (a), the*  
8 *Secretary shall issue regulations under section 31305 re-*  
9 *flecting the results of the review.*

10 **SEC. 417. POSTACCIDENT ALCOHOL TESTING.**

11 (a) *STUDY.*—*The Secretary shall conduct a study of*  
12 *the feasibility of utilizing qualified emergency responders*  
13 *and law enforcement officers for conducting postaccident al-*  
14 *cohol testing of commercial motor vehicle operators under*  
15 *section 31306 of title 49, United States Code, as a method*  
16 *of obtaining more timely information and reducing the bur-*  
17 *dens that employers may encounter in meeting the testing*  
18 *requirements of such section.*

19 (b) *REPORT.*—*Not later than 18 months after the date*  
20 *of the enactment of this Act, the Secretary shall transmit*  
21 *to Congress a report on the study conducted under sub-*  
22 *section (a) with recommendations regarding the utilization*  
23 *of emergency responders and law enforcement officers in*  
24 *conducting testing described in subsection (a).*

1 **SEC. 418. DRIVER FATIGUE.**

2 (a) *TECHNOLOGIES TO REDUCE FATIGUE OF COM-*  
3 *MERCIAL MOTOR VEHICLE OPERATORS.—*

4 (1) *DEVELOPMENT OF TECHNOLOGIES.—As part*  
5 *of the activities of the Secretary relating to the fatigue*  
6 *of commercial motor vehicle operators, the Secretary*  
7 *shall encourage the research, development, and dem-*  
8 *onstration of technologies that may aid in reducing*  
9 *such fatigue.*

10 (2) *IDENTIFICATION OF TECHNOLOGIES.—In*  
11 *identifying technologies pursuant to paragraph (1),*  
12 *the Secretary shall take into account—*

13 (A) *the degree to which the technology will*  
14 *be cost efficient;*

15 (B) *the degree to which the technology can*  
16 *be effectively used in diverse climatic regions of*  
17 *the Nation; and*

18 (C) *the degree to which the application of*  
19 *the technology will further emissions reductions,*  
20 *energy conservation, and other transportation*  
21 *goals.*

22 (3) *FUNDING.—The Secretary may use amounts*  
23 *made available under subparagraphs (F) through (I)*  
24 *of section 127(a)(3) of this Act to carry out this sub-*  
25 *section.*

1       (b) *NONSEDATING ANTIHISTAMINES.*—*The Secretary*  
2 *shall review available information on the effects of antihis-*  
3 *tamines on driver fatigue, awareness, and performance and*  
4 *shall consider encouraging the use of nonsedating antihis-*  
5 *tamines as a means of reducing the adverse effects of the*  
6 *use of other antihistamines by drivers.*

7 **SEC. 419. SAFETY FITNESS.**

8       (a) *IN GENERAL.*—*Section 31144 is amended to read*  
9 *as follows:*

10 **“§31144. Safety fitness of owners and operators**

11       “(a) *IN GENERAL.*—*The Secretary shall—*

12               “(1) *determine whether an owner or operator is*  
13 *fit to operate safely commercial motor vehicles;*

14               “(2) *periodically update such safety fitness deter-*  
15 *minations;*

16               “(3) *make such safety fitness determinations*  
17 *readily available to the public; and*

18               “(4) *prescribe by regulation penalties for viola-*  
19 *tions of this section consistent with section 521.*

20       “(b) *PROCEDURE.*—*The Secretary shall maintain by*  
21 *regulation a procedure for determining whether an owner*  
22 *or operator is fit to operate safely commercial motor vehi-*  
23 *cles. The procedure shall include, at a minimum, the follow-*  
24 *ing elements:*

1           “(1) *Specific initial and continuing require-*  
2           *ments with which an owner or operator must comply*  
3           *to demonstrate safety fitness.*

4           “(2) *A methodology the Secretary will use to de-*  
5           *termine whether an owner or operator is fit.*

6           “(3) *Specific time frames within which the Sec-*  
7           *retary will determine whether an owner or operator*  
8           *is fit.*

9           “(c) *PROHIBITED TRANSPORTATION.—*

10           “(1) *IN GENERAL.—Except as provided in sec-*  
11           *tions 521(b)(5)(A) and 5113 and this subsection, an*  
12           *owner or operator who the Secretary determines is not*  
13           *fit may not operate commercial motor vehicles in*  
14           *interstate commerce beginning on the 61st day after*  
15           *the date of such fitness determination and until the*  
16           *Secretary determines such owner or operator is fit.*

17           “(2) *OWNERS OR OPERATORS TRANSPORTING*  
18           *PASSENGERS.—With regard to owners or operators of*  
19           *commercial motor vehicles designed or used to trans-*  
20           *port passengers, an owner or operator who the Sec-*  
21           *retary determines is not fit may not operate in inter-*  
22           *state commerce beginning on the 46th day after the*  
23           *date of such fitness determination and until the Sec-*  
24           *retary determines such owner or operator is fit.*

1           “(3) *OWNERS OR OPERATORS TRANSPORTING*  
2           *HAZARDOUS MATERIAL.*—*With regard to owners or*  
3           *operators of commercial motor vehicles designed or*  
4           *used to transport hazardous material for which*  
5           *placarding of a motor vehicle is required under regu-*  
6           *lations prescribed under chapter 51, an owner or op-*  
7           *erator who the Secretary determines is not fit may*  
8           *not operate in interstate commerce beginning on the*  
9           *46th day after the date of such fitness determination*  
10           *and until the Secretary determines such owner or op-*  
11           *erator is fit.*

12           “(4) *SECRETARY’S DISCRETION.*—*Except for*  
13           *owners or operators described in paragraphs (2) and*  
14           *(3), the Secretary may allow an owner or operator*  
15           *who is not fit to continue operating for an additional*  
16           *60 days after the 61st day after the date of the Sec-*  
17           *retary’s fitness determination, if the Secretary deter-*  
18           *mines that such owner or operator is making a good*  
19           *faith effort to become fit.*

20           “(d) *REVIEW OF FITNESS DETERMINATIONS.*—

21           “(1) *IN GENERAL.*—*Not later than 45 days after*  
22           *an unfit owner or operator requests a review, the Sec-*  
23           *retary shall review such owner’s or operator’s compli-*  
24           *ance with those requirements with which the owner or*  
25           *operator failed to comply and resulted in the Sec-*

1        *retary determining that the owner or operator was*  
2        *not fit.*

3            “(2) *OWNERS OR OPERATORS TRANSPORTING*  
4        *PASSENGERS.—Not later than 30 days after an unfit*  
5        *owner or operator of commercial motor vehicles de-*  
6        *signed or used to transport passengers requests a re-*  
7        *view, the Secretary shall review such owner’s or oper-*  
8        *ator’s compliance with those requirements with which*  
9        *the owner or operator failed to comply and resulted*  
10       *in the Secretary determining that the owner or opera-*  
11       *tor was not fit.*

12            “(3) *OWNERS OR OPERATORS TRANSPORTING*  
13        *HAZARDOUS MATERIAL.—Not later than 30 days after*  
14        *an unfit owner or operator of commercial motor vehi-*  
15        *cles designed or used to transport hazardous material*  
16        *for which placarding of a motor vehicle is required*  
17        *under regulations prescribed under chapter 51, the*  
18        *Secretary shall review such owner’s or operator’s com-*  
19        *pliance with those requirements with which the owner*  
20        *or operator failed to comply and resulted in the Sec-*  
21        *retary determining that the owner or operator was*  
22        *not fit.*

23            “(e) *PROHIBITED GOVERNMENT USE.—A department,*  
24        *agency, or instrumentality of the United States Government*  
25        *may not use to provide any transportation service an owner*

1 *or operator who the Secretary has determined is not fit*  
2 *until the Secretary determines such owner or operator is*  
3 *fit.”.*

4 (b) *CONFORMING AMENDMENT.—Section 5113 is*  
5 *amended by striking subsections (a), (b), (c), and (d) and*  
6 *inserting the following:*

7 “*See section 31144.*”.

8 **SEC. 420. HAZARDOUS MATERIALS TRANSPORTATION REG-**  
9 **ULATION AND FARM SERVICE VEHICLES.**

10 (a) *EXCEPTIONS.—Section 5117(d)(2) is amended—*

11 (1) *by striking “do not prohibit”;*

12 (2) *in subparagraph (A)—*

13 (A) *by inserting “do not prohibit” before*  
14 *“or regulate”; and*

15 (B) *by striking “or” the last place it ap-*  
16 *pears;*

17 (3) *in subparagraph (B) by inserting “do not*  
18 *prohibit” before “transportation”;*

19 (4) *by striking the period at the end of subpara-*  
20 *graph (B) and inserting “; or”; and*

21 (5) *by adding at the end the following:*

22 “(C) *do not prohibit a State from providing an*  
23 *exception from requirements relating to placarding,*  
24 *shipping papers, and emergency telephone numbers*  
25 *for the private motor carriage in intrastate transpor-*

1        *tation of an agricultural production material from a*  
2        *source of supply to a farm, from a farm to another*  
3        *farm, from a field to another field on a farm, or from*  
4        *the farm back to the source of supply.*

5        *In granting any exception under subparagraph (C), a State*  
6        *must certify to the Secretary that such exception is in the*  
7        *public interest, the need for such exception, and that the*  
8        *State shall monitor the exception and take such measures*  
9        *necessary to ensure that safety is not compromised.”.*

10        *(b) AGRICULTURAL PRODUCTION MATERIAL DE-*  
11        *FINED.—Section 5117 is amended by adding at the end the*  
12        *following:*

13        *“(f) AGRICULTURAL PRODUCTION MATERIAL DE-*  
14        *FINED.—In this section, the term ‘agricultural production*  
15        *material’ means—*

16                *“(1) ammonium nitrate fertilizer in a quantity*  
17                *that does not exceed 16,094 pounds;*

18                *“(2) a pesticide in a quantity that does not ex-*  
19                *ceed 502 gallons for liquids and 5,070 pounds for sol-*  
20                *ids; and*

21                *“(3) a diluted solution of water and pesticides or*  
22                *fertilizer in a quantity that does not exceed 3,500 gal-*  
23                *lons.”.*

1 **SEC. 421. TRUCK TRAILER CONSPICUITY.**

2 (a) *ISSUANCE OF FINAL RULE.*—Not later than 1 year  
3 after the date of the enactment of this Act, the Secretary  
4 shall issue a final rule regarding the conspicuity of trailers  
5 manufactured before December 1, 1993.

6 (b) *CONSIDERATIONS.*—In conducting the rulemaking  
7 under subsection (a), the Secretary shall consider, at a min-  
8 imum, the following:

9 (1) *The cost-effectiveness of any requirement to*  
10 *retrofit trailers manufactured before December 1,*  
11 *1993.*

12 (2) *The extent to which motor carriers have vol-*  
13 *untarily taken steps to increase equipment visibility.*

14 (3) *Regulatory flexibility to accommodate differ-*  
15 *ing trailer designs and configurations, such as tank*  
16 *trucks.*

17 **SEC. 422. DOT IMPLEMENTATION PLAN.**

18 (a) *IN GENERAL.*—Not later than 18 months after the  
19 date of the enactment of this section, the Secretary shall  
20 develop and submit to Congress a plan for implementing  
21 authority (if subsequently provided by law) to—

22 (1) *investigate and bring civil actions to enforce*  
23 *chapter 5 of title 49, United States Code, or a regula-*  
24 *tion or order of the Secretary under such chapter,*  
25 *when violated by shippers, freight forwarders, brokers,*  
26 *consignees, or persons (other than rail carriers, motor*

1 *carriers, motor carriers of migrant workers, or motor*  
2 *private carriers); and*

3 *(2) assess civil or criminal penalties against a*  
4 *person who knowingly aids, abets, counsels, com-*  
5 *mands, induces, or procures a violation of a regula-*  
6 *tion or an order of the Secretary under chapter 311*  
7 *or section 31502 of such title to the same extent as*  
8 *a motor carrier or driver who commits such a viola-*  
9 *tion.*

10 *(b) CONTENTS OF IMPLEMENTATION PLAN.—In devel-*  
11 *oping the implementation plan, the Secretary, at a mini-*  
12 *imum, shall consider—*

13 *(1) in what circumstances the Secretary would*  
14 *exercise the new authority;*

15 *(2) how the Secretary would determine that ship-*  
16 *pers, freight forwarders, brokers, consignees, or other*  
17 *persons committed violations described in subsection*  
18 *(a), including what types of evidence would be conclu-*  
19 *sive;*

20 *(3) what procedures would be necessary during*  
21 *investigations to ensure the confidentiality of shipper*  
22 *contract terms prior to the Secretary's findings of vio-*  
23 *lations;*

24 *(4) what impact the exercise of the new authority*  
25 *would have on the Secretary's resources, including*

1       *whether additional investigative or legal resources*  
 2       *would be necessary and whether the staff would need*  
 3       *specialized education or training to exercise properly*  
 4       *such authority;*

5               *(5) to what extent the Secretary would conduct*  
 6       *educational activities for persons who would be sub-*  
 7       *ject to the new authority; and*

8               *(6) any other information that would assist the*  
 9       *Congress in determining whether to provide the Sec-*  
 10       *retary the new authority.*

11               ***TITLE V—PROGRAMMATIC***  
 12       ***REFORMS AND STREAMLINING***

13       ***SEC. 501. PROJECT APPROVAL AND OVERSIGHT.***

14               *(a) IN GENERAL.—Section 106 is amended by striking*  
 15       *the section heading and all that follows through the period*  
 16       *at the end of subsection (d) and inserting the following:*

17       ***“§ 106. Project approval and oversight***

18               *“(a) IN GENERAL.—*

19                       *“(1) SUBMISSION OF PLANS, SPECIFICATIONS,*  
 20       *AND ESTIMATES.—Except as otherwise provided in*  
 21       *this section, each State highway department shall*  
 22       *submit to the Secretary for approval such plans, spec-*  
 23       *ifications, and estimates for each proposed project as*  
 24       *the Secretary may require.*

1           “(2) *PROJECT AGREEMENT.*—*The Secretary shall*  
2           *act upon the plans, specifications, and estimates as*  
3           *soon as practicable after the date of their submission*  
4           *and shall enter into a formal project agreement with*  
5           *the State highway department formalizing the condi-*  
6           *tions of the project approval.*

7           “(3) *CONTRACTUAL OBLIGATION.*—*The execution*  
8           *of the project agreement shall be deemed a contractual*  
9           *obligation of the Federal Government for the payment*  
10          *of its proportional contribution thereto.*

11          “(4) *GUIDANCE.*—*In taking action under this*  
12          *subsection, the Secretary shall be guided by the provi-*  
13          *sions of section 109.*

14          “(b) *PROJECT AGREEMENT.*—

15                 “(1) *PROVISION OF STATE FUNDS.*—*The project*  
16                 *agreement shall make provision for State funds re-*  
17                 *quired for the State’s pro rata share of the cost of con-*  
18                 *struction of the project and for the maintenance of the*  
19                 *project after completion of construction.*

20                 “(2) *REPRESENTATIONS OF STATE.*—*The Sec-*  
21                 *retary may rely upon representations made by the*  
22                 *State highway department with respect to the ar-*  
23                 *rangements or agreements made by the State highway*  
24                 *department and appropriate local officials if a part*

1 *of the project is to be constructed at the expense of,*  
2 *or in cooperation with, local subdivisions of the State.*

3 *“(c) SPECIAL RULES FOR PROJECT OVERSIGHT.—*

4 *“(1) NHS PROJECTS.—*

5 *“(A) GENERAL AUTHORITY.—Except as oth-*  
6 *erwise provided in subsection (d), the Secretary*  
7 *may discharge to the State any of the Secretary’s*  
8 *responsibilities under this title for design, plans,*  
9 *specifications, estimates, contract awards, and*  
10 *inspection of projects on the National Highway*  
11 *System.*

12 *“(B) AGREEMENT.—The Secretary and the*  
13 *State shall reach agreement as to the extent the*  
14 *State may assume the Secretary’s responsibilities*  
15 *under this subsection. The Secretary may not as-*  
16 *sume any greater responsibility than the Sec-*  
17 *retary is permitted under this title on September*  
18 *30, 1997, except upon agreement by the Sec-*  
19 *retary and the State.*

20 *“(2) NON-INTERSTATE SYSTEM PROJECTS.—For*  
21 *all projects under this title that are not on the Na-*  
22 *tional Highway System, the State shall assume the*  
23 *Secretary’s responsibility under this title for design,*  
24 *plans, specifications, estimates, contract awards, and*  
25 *inspection of projects. For projects that are on the Na-*

1        *tional Highway System but not on the Interstate Sys-*  
2        *tem, the State shall assume the Secretary's respon-*  
3        *sibility under this title for design, plans, specifica-*  
4        *tions, estimates, contract awards, and inspections of*  
5        *projects unless the State or the Secretary determines*  
6        *that such assumption is not appropriate.*

7        *“(d) SECRETARY’S RESPONSIBILITIES.—Nothing in*  
8        *this section, section 133, and section 149 shall affect or dis-*  
9        *charge any responsibility or obligation of the Secretary*  
10       *under any Federal law, other than this title. Any respon-*  
11       *sibility or obligation of the Secretary under sections 113*  
12       *and 114 of this title and section 5333 of title 49, United*  
13       *States Code, shall not be affected and may not be discharged*  
14       *under this section, section 133, or section 149.”.*

15       *(b) REPEAL OF OBSOLETE PROVISIONS.—Sections*  
16       *105, 110, and 117, and the items relating to such sections*  
17       *in the table of sections for chapter 1, are repealed.*

18       *(c) CONFORMING AMENDMENT.—The table of sections*  
19       *for chapter 1 is amended by striking the item relating to*  
20       *section 106 and inserting:*

*“106. Project approval and oversight.”.*

21       **SEC. 502. ENVIRONMENTAL STREAMLINING.**

22       *(a) COORDINATED ENVIRONMENTAL REVIEW PROC-*  
23       *ESS.—*

24                *(1) DEVELOPMENT AND IMPLEMENTATION.—The*  
25        *Secretary shall develop and implement a coordinated*

1 *environmental review process for highway construc-*  
2 *tion projects that require—*

3 *(A) the preparation of an environmental*  
4 *impact statement or environmental assessment*  
5 *under the National Environmental Policy Act of*  
6 *1969, except that the Secretary may decide not*  
7 *to apply this section to the preparation of an en-*  
8 *vironmental assessment under such Act; or*

9 *(B) the conduct of any other environmental*  
10 *review, analysis, opinion, or issuance of an envi-*  
11 *ronmental permit, license, or approval by oper-*  
12 *ation of Federal law.*

13 *(2) MEMORANDUM OF UNDERSTANDING.—The co-*  
14 *ordinated environmental review process for each*  
15 *project shall ensure that, whenever practicable (as set*  
16 *forth in this section), all environmental reviews, anal-*  
17 *yses, opinions, and any permits, licenses, or approv-*  
18 *als that must be issued or made by any Federal agen-*  
19 *cy for the concerned highway project shall be con-*  
20 *ducted concurrently and completed within a coopera-*  
21 *tively determined time period. Such process for a*  
22 *project or class of projects may be incorporated into*  
23 *a memorandum of understanding between the Depart-*  
24 *ment of Transportation and all other Federal agencies*  
25 *(and, where appropriate, State agencies). In establish-*

1        *ing such time period and any time periods for review*  
2        *within such period the Department and all such agen-*  
3        *cies shall take into account their respective resources*  
4        *and statutory commitments.*

5        *(b) ELEMENTS OF COORDINATED ENVIRONMENTAL*  
6        *REVIEW PROCESS.—For each highway project, the coordi-*  
7        *nated environmental review process established under this*  
8        *section shall provide, at a minimum, for the following ele-*  
9        *ments:*

10            *(1) AGENCY IDENTIFICATION.—The Secretary*  
11            *shall, at the earliest possible time, identify all poten-*  
12            *tial Federal agencies that—*

13                    *(A) have jurisdiction by law over environ-*  
14                    *mental-related issues that may be affected by the*  
15                    *project and the analysis of which would be part*  
16                    *of any environmental document required by the*  
17                    *National Environmental Policy Act of 1969; or*

18                    *(B) may be required by Federal law to*  
19                    *independently—*

20                            *(i) conduct an environmental-related*  
21                            *review or analysis; or*

22                            *(ii) determine whether to issue a per-*  
23                            *mit, license, or approval or render an opin-*  
24                            *ion on the environmental impact of the*  
25                            *project.*

1           (2) *TIME LIMITATIONS AND CONCURRENT RE-*  
2 *VIEW.—The Secretary and the head of each Federal*  
3 *agency identified under paragraph (1)—*

4                   (A)(i) *shall jointly develop and establish*  
5 *time periods for review for—*

6                           (I) *all Federal agency comments with*  
7 *respect to any environmental review docu-*  
8 *ments required by the National Environ-*  
9 *mental Policy Act of 1969 for the project;*  
10 *and*

11                           (II) *all other independent Federal*  
12 *agency environmental analyses, reviews,*  
13 *opinions, and decisions on any permits, li-*  
14 *censes, and approvals that must be issued or*  
15 *made for the project;*

16 *whereby each such Federal agency's review shall*  
17 *be undertaken and completed within such estab-*  
18 *lished time periods for review; or*

19                           (ii) *may enter into an agreement to estab-*  
20 *lish such time periods for review with respect to*  
21 *a class of projects; and*

22                           (B) *shall ensure, in establishing such time*  
23 *periods for review, that the conduct of any such*  
24 *analysis, review, opinion, and decision is under-*  
25 *taken concurrently with all other environmental*

1           *reviews for the project, including those required*  
2           *by the National Environmental Policy Act of*  
3           *1969; except that such review may not be concu-*  
4           *rent if the affected Federal agency can dem-*  
5           *onstrate that such concurrent review would result*  
6           *in a significant adverse impact to the environ-*  
7           *ment or substantively alter the operation of Fed-*  
8           *eral law or would not be possible without infor-*  
9           *mation developed as part of the environmental*  
10          *review process.*

11           (3) *FACTORS TO BE CONSIDERED.*—*Time periods*  
12          *for review established under this section shall be con-*  
13          *sistent with those established by the Council on Envi-*  
14          *ronmental Quality under the provisions of sections*  
15          *1501.8 and 1506.10 of title 40, Code of Federal Regu-*  
16          *lations.*

17           (4) *EXTENSIONS.*—*The Secretary shall extend*  
18          *any time periods for review under this section if,*  
19          *upon good cause shown, the Secretary and any Fed-*  
20          *eral agency concerned determine that additional time*  
21          *for analysis and review is needed as a result of new*  
22          *information which has been discovered that could not*  
23          *reasonably have been anticipated when such agency's*  
24          *time periods for review were established. Any memo-*

1        *randum of understanding shall be modified to incor-*  
2        *porate any mutually agreed upon extensions.*

3        *(c) DISPUTE RESOLUTION.—When the Secretary deter-*  
4        *mines that a Federal agency which is subject to a time pe-*  
5        *riod for its environmental review or analysis under this sec-*  
6        *tion has failed to complete such review, analysis, opinion,*  
7        *or decision on issuing any permit, license, or approval*  
8        *within the established time period or within any agreed*  
9        *upon extension to such time period, then the Secretary may*  
10       *close the record. If the Secretary finds after timely compli-*  
11       *ance with this section, that an environmental issue related*  
12       *to the highway project that an affected Federal agency has*  
13       *jurisdiction over by operation of Federal law has not been*  
14       *resolved, then the Secretary and the head of such agency*  
15       *shall resolve the matter within 30 days of the finding by*  
16       *the Secretary.*

17       *(d) ACCEPTANCE OF PURPOSE AND NEED.—For any*  
18       *environmental impact statement prepared pursuant to the*  
19       *National Environmental Policy Act of 1969 or the conduct*  
20       *of any other environmental review, analysis, opinion, or*  
21       *issuance of an environmental permit, license, or approval*  
22       *that requires an analysis of purpose and need, the agency*  
23       *conducting such review with respect to the highway project*  
24       *shall give due consideration to the project purpose and need*  
25       *as defined by the Secretary and the project applicant.*

1       (e) *PARTICIPATION OF STATE AGENCIES.*—For any  
2 project eligible for assistance under chapter 1 of title 23,  
3 United States Code, a State, by operation of State law, may  
4 require that all State agencies that have jurisdiction by  
5 State or Federal law over environmental-related issues that  
6 may be affected by the project or must issue any environ-  
7 mental-related reviews, analyses, opinions, or determina-  
8 tions on issuing any permits, licenses, or approvals for the  
9 project be subject to the coordinated environmental review  
10 process provided for in this section unless the Secretary de-  
11 termines that a State’s participation would not be in the  
12 public interest. For a State to require State agencies to par-  
13 ticipate in the review process, all affected agencies of such  
14 State shall be subject to the review process.

15       (f) *ASSISTANCE TO AFFECTED FEDERAL AGENCIES.*—  
16 The Secretary may approve a request by a State to provide  
17 funds made available under chapter 1 of title 23, United  
18 States Code, to the State for the project subject to the review  
19 process established by this section to affected Federal agen-  
20 cies to provide the resources necessary to meet any time lim-  
21 its established by this section. Such requests shall only be  
22 approved for the additional amounts that the Secretary de-  
23 termines are necessary for such affected Federal agencies to  
24 meet the time limits for environmental review where such

1 *time limits are less than the customary time necessary for*  
2 *such review.*

3 (g) *FEDERAL AGENCY DEFINED.*—*For the purposes of*  
4 *this section, the term “Federal agency” means any Federal*  
5 *agency or any State agency carrying out affected respon-*  
6 *sibilities required by operation of Federal law.*

7 (h) *JUDICIAL REVIEW AND SAVINGS CLAUSE.*—

8 (1) *JUDICIAL REVIEW.*—*Nothing in this section*  
9 *shall affect the reviewability of any final Federal*  
10 *agency action in a district court of the United States*  
11 *or in the court of any State.*

12 (2) *SAVINGS CLAUSE.*—*Nothing in this section*  
13 *shall be construed to affect the applicability of the Na-*  
14 *tional Environmental Policy Act of 1969 or any other*  
15 *Federal environmental statute or affect the respon-*  
16 *sibility of any Federal officer to comply with or en-*  
17 *force any such statute.*

18 (i) *STATE ENVIRONMENTAL REVIEW DELEGATION*  
19 *PILOT DEMONSTRATION PROGRAM.*—

20 (1) *IN GENERAL.*—*The Secretary, in cooperation*  
21 *with the Council on Environmental Quality, shall es-*  
22 *tablish and implement a State environmental review*  
23 *pilot demonstration program. Such program shall*  
24 *permit the Secretary, in cooperation with the Council*  
25 *on Environmental Quality, to develop criteria for*

1       *States to select up to 8 States for participation in the*  
2       *program. A State interested in participation in the*  
3       *program shall submit to the Secretary an application*  
4       *for participation.*

5               (2) *DELEGATION OF AUTHORITY.*—*For each*  
6       *State selected to participate in the pilot program, the*  
7       *Secretary shall delegate and the State shall accept all*  
8       *of the responsibilities for conducting the Federal envi-*  
9       *ronmental review process required by the National*  
10       *Environmental Policy Act of 1969 in the manner re-*  
11       *quired if the projects were undertaken by the Sec-*  
12       *retary.*

13               (3) *CERTIFICATION.*—*A State that is selected to*  
14       *participate in the pilot program shall, prior to as-*  
15       *suming any responsibilities for the Secretary under*  
16       *this subsection, submit to the Secretary and the Sec-*  
17       *retary, in cooperation with the Council on Environ-*  
18       *mental Quality, shall approve a certification that*  
19       *shall, at a minimum—*

20                       (A) *be in a form acceptable to the Secretary;*

21                       (B) *be executed by the Chief Executive Offi-*  
22       *cer of the recipient of assistance under this sec-*  
23       *tion (hereinafter in this section referred to as the*  
24       *“certifying officer”);*

1           (C) specify that the certifying officer con-  
2           sents to assume the status of a responsible Fed-  
3           eral officer under the National Environmental  
4           Policy Act of 1969 (and any applicable regula-  
5           tions issued by the Secretary or the Council on  
6           Environmental Quality implementing such Act)  
7           for the affected project;

8           (D) accept jurisdiction of the Federal courts  
9           for the purpose of enforcement of the State's re-  
10          sponsibilities for the project; and

11          (E) agree that the Secretary's approval of  
12          such certification shall constitute the Secretary's  
13          responsibilities under the National Environ-  
14          mental Policy Act of 1969 and any other related  
15          provisions of law that the Secretary may specify  
16          for the affected project.

17          (4) OVERSIGHT.—For each State selected to par-  
18          ticipate in the pilot program, the Secretary shall, in  
19          cooperation with the Council on Environmental Qual-  
20          ity, conduct quarterly audits in the first year of such  
21          participation, and annual audits every year there-  
22          after, to ensure that each selected State is complying  
23          with all elements of the certification provided for in  
24          this subsection and all requirements delegated pursu-  
25          ant to this subsection.

1           (5) *TERMINATION.*—*The Secretary, in coopera-*  
2           *tion with the Council on Environmental Quality,*  
3           *may immediately terminate the participation of any*  
4           *State if the Secretary, in cooperation with the Coun-*  
5           *cil on Environmental Quality, finds that such State*  
6           *is not complying with any responsibility or duty set*  
7           *forth in this subsection or that the State’s continued*  
8           *participation in the program would result in any ad-*  
9           *verse impact on the environment.*

10           (6) *PERIOD OF APPLICABILITY.*—*The pilot pro-*  
11           *gram shall remain in effect for 3 years. The pilot pro-*  
12           *gram shall apply to all projects initiated within such*  
13           *3-year period, and any such project shall be subject*  
14           *to the provisions of this subsection until the review of*  
15           *the project is completed under this subsection.*

16           (7) *REPORT TO CONGRESS.*—*The Secretary and*  
17           *Council on Environmental Quality shall transmit to*  
18           *Congress annual reports on the pilot program.*

19 **SEC. 503. MAJOR INVESTMENT STUDY INTEGRATION.**

20           *The Secretary shall eliminate the major investment*  
21           *study set forth in section 450.318 of title 23, Code of Federal*  
22           *Regulations, as a separate requirement and promulgate reg-*  
23           *ulations to integrate such requirement, as appropriate, as*  
24           *part of each analysis undertaken pursuant to the National*  
25           *Environmental Policy Act of 1969 for a project receiving*

1 *assistance with funds made available under this Act (in-*  
2 *cluding any amendments made by this Act).*

3 **SEC. 504. FINANCIAL PLAN.**

4 *The Secretary shall require each recipient of Federal*  
5 *financial assistance for a highway or transit project with*  
6 *an estimated total cost of \$1,000,000,000 or more to submit*  
7 *to the Secretary an annual financial plan. Such plan shall*  
8 *be based on detailed annual estimates of the cost to complete*  
9 *the remaining elements of the project and on reasonable as-*  
10 *sumptions, as determined by the Secretary, of future in-*  
11 *creases in the cost to complete the project.*

12 **SEC. 505. UNIFORM TRANSFERABILITY OF FEDERAL-AID**  
13 **HIGHWAY FUNDS.**

14 *(a) IN GENERAL.—Chapter 1 is amended by inserting*  
15 *after section 109 the following:*

16 **“§110. Uniform transferability of Federal-aid high-**  
17 **way funds**

18 *“(a) GENERAL RULE.—Notwithstanding any other*  
19 *provision of law but subject to subsections (b) and (c), if*  
20 *at least 50 percent of a State’s apportionment under section*  
21 *104 or 144 for a fiscal year or at least 50 percent of the*  
22 *funds set-aside under section 133(d) from the State’s appor-*  
23 *tionment section 104(b)(3) may not be transferred to any*  
24 *other apportionment of the State under section 104 or 144*  
25 *for such fiscal year, then the State may transfer not to ex-*

1 *ceed 50 percent of such apportionment or set aside to any*  
 2 *other apportionment of such State under section 104 or 144*  
 3 *for such fiscal year.*

4       “(b) *APPLICATION TO CERTAIN SET-ASIDES.—This*  
 5 *section shall not apply to funds subject to the last sentence*  
 6 *of section 133(d)(1) and funds subject to sections 104(f) and*  
 7 *133(d)(3). The maximum amount that a State may transfer*  
 8 *under this section of the State’s set-aside under section*  
 9 *133(d)(2) for a fiscal year may not exceed 50 percent of*  
 10 *(1) the amount of such set-aside, less (2) the amount of the*  
 11 *State’s set-aside under section 133(d)(3) for fiscal year*  
 12 *1996.*

13       “(c) *APPLICATION TO CERTAIN CMAQ FUNDS.—The*  
 14 *maximum amount that a State may transfer under this*  
 15 *section of the State’s apportionment under section 104(b)(2)*  
 16 *for a fiscal year may not exceed 50 percent of (1) the*  
 17 *amount of such apportionment, less (2) the amount of the*  
 18 *State’s apportionment under section 104(b)(2) for fiscal*  
 19 *year 1997. Any such funds apportioned under section*  
 20 *104(b)(2) and transferred under this section may only be*  
 21 *obligated in geographic areas eligible for the obligation of*  
 22 *funds apportioned under section 104(b)(2).”.*

23       (b) *CONFORMING AMENDMENT.—The table of sections*  
 24 *for chapter 1 is amended by inserting after the item relating*  
 25 *to section 109 the following:*

*“110. Uniform transferability of Federal-aid highway funds.”.*

1 **SEC. 506. DISCRETIONARY GRANT SELECTION CRITERIA**  
2 **AND PROCESS.**

3 (a) *ESTABLISHMENT OF CRITERIA.*—The Secretary  
4 shall establish criteria for all discretionary programs fund-  
5 ed from the Highway Trust Fund (including the Mass  
6 Transit Account). To the extent practicable, such criteria  
7 shall conform to the Executive Order No. 12893 (relating  
8 to infrastructure investment). In formulating such criteria,  
9 the Secretary shall provide that, if 2 or more applications  
10 for a discretionary grant are otherwise equal, then the grant  
11 shall be awarded to the application from a State that has  
12 a Highway Trust Fund (other than the Mass Transit Ac-  
13 count) return of less than 90 percent.

14 (b) *SELECTION PROCESS.*—

15 (1) *LIMITATION ON ACCEPTANCE OF APPLICA-*  
16 *TION.*—Before accepting application for grants under  
17 any discretionary program for which funds are au-  
18 thorized to be appropriated from the Highway Trust  
19 Fund (including the Mass Transit Account) by this  
20 Act (including the amendments made by this Act), the  
21 Secretary shall publish the criteria established under  
22 subsection (a). Such publication shall identify all  
23 statutory criteria and any criteria established by reg-  
24 ulation that will apply to such program.

25 (2) *EXPLANATION.*—At least 14 days before mak-  
26 ing a grant under a discretionary program described

1        *in paragraph (1), the Secretary shall transmit to the*  
2        *respective committees of the House of Representatives*  
3        *and the Senate having jurisdiction over such pro-*  
4        *gram, and shall publish, an explanation of how*  
5        *projects will be selected based on the criteria estab-*  
6        *lished for such program under subsection (a).*

7        *(c) MINIMUM PROGRAMS.—At a minimum the criteria*  
8        *established under subsection (a) and the process established*  
9        *by subsection (b) shall apply to the following programs:*

10            *(1) The high cost Interstate System reconstruc-*  
11            *tion and improvement program.*

12            *(2) The research program under title VI of this*  
13            *Act.*

14            *(3) The national corridor planning and develop-*  
15            *ment program.*

16            *(4) The coordinated border infrastructure and*  
17            *safety program.*

18            *(5) The construction of ferry boats and ferry ter-*  
19            *minal facilities.*

20            *(6) The scenic byway program.*

21            *(7) The discretionary bridge program.*

22            *(8) New fixed guideway systems and extensions*  
23            *to existing fixed guideway systems under section 5309*  
24            *of title 49, United States Code.*

25            *(9) Transit research and planning.*

1 **SEC. 507. ELIMINATION OF REGIONAL OFFICE RESPON-**  
2 **SIBILITIES.**

3 (a) *IN GENERAL.*—*The Secretary shall eliminate any*  
4 *programmatic responsibility of the regional offices of the*  
5 *Federal Highway Administration as part of the Adminis-*  
6 *tration's efforts to restructure its field organization, includ-*  
7 *ing elimination of regional offices, creation of technical re-*  
8 *source centers, and maximum delegation of authority to its*  
9 *State offices.*

10 (b) *REPORT TO CONGRESS.*—*The Secretary shall*  
11 *transmit to the Committee on Transportation and Infra-*  
12 *structure of the House of Representatives and the Committee*  
13 *on Environment and Public Works of the Senate a detailed*  
14 *implementation plan not later than September 30, 1998,*  
15 *and thereafter provide periodic progress reports to such*  
16 *Committees.*

17 (c) *IMPLEMENTATION.*—*The Secretary shall begin im-*  
18 *plementation of the plan transmitted under subsection (b)*  
19 *not later than December 31, 1998.*

20 **SEC. 508. AUTHORITY FOR CONGRESS TO MAKE MIDCOURSE**  
21 **CORRECTIONS TO THE HIGHWAY AND TRAN-**  
22 **SIT PROGRAMS.**

23 *The Secretary shall not apportion or allocate, prior*  
24 *to August 1, 2001, any funds authorized to be appropriated*  
25 *or made available for fiscal year 2001 under title 23,*  
26 *United States Code (other than sections 125 and 157 and*

1 *amounts necessary for the administration of the Federal*  
2 *Highway Administration under section 104(a), title I and*  
3 *VI of this Act (other than section 127(b)), section 31104(a)*  
4 *of title 49, United States Code, section 5338 of title 49,*  
5 *United States Code (other than amounts necessary for the*  
6 *administration of the Federal Transit Administration),*  
7 *and title III of this Act, unless a law has been enacted mak-*  
8 *ing midcourse corrections to the Federal-aid highway and*  
9 *transit programs authorized by this Act (including amend-*  
10 *ments made by this Act) which would, at a minimum—*

11           (1) *approve a funding distribution for and any*  
12           *modifications to the high-cost interstate reconstruction*  
13           *and improvement program;*

14           (2) *approve a proposed system of performance*  
15           *bonuses to States pursuant to the bonus program es-*  
16           *tablished under section 123 of this Act;*

17           (3) *approve a cost estimate for States as part of*  
18           *the Appalachian development highway system pro-*  
19           *gram;*

20           (4) *make any other appropriate programmatic*  
21           *changes and recommendations made to the Committee*  
22           *on Transportation and Infrastructure of the House of*  
23           *Representatives and the Committees on Environment*  
24           *and Public Works and Banking, Housing, and Urban*  
25           *Affairs of the Senate;*

1           (5) approve projects under the capital program  
2           for final design and construction of a new fixed  
3           guideway system or extension of an existing fixed  
4           guideway system; and

5           (6) include a certification that such law meets  
6           the requirements of this section.

7           **TITLE VI—TRANSPORTATION**  
8           **RESEARCH**

9           **SEC. 601. AMENDMENTS TO TITLE 23, UNITED STATES**  
10           **CODE.**

11           *Except as otherwise specifically provided, whenever in*  
12 *this title an amendment or repeal is expressed in terms of*  
13 *an amendment to, or repeal of, a section or other provision*  
14 *of law, the reference shall be considered to be made to a*  
15 *section or other provision of title 23, United States Code.*

16           **SEC. 602. APPLICABILITY OF TITLE 23.**

17           *Funds made available by subparagraphs (F) through*  
18 *(I) of section 127(a)(3) of this Act shall be available for*  
19 *obligation in the same manner as if such funds were appor-*  
20 *tioned under chapter 1 of title 23, United States Code, ex-*  
21 *cept that the Federal share payable for a project or activity*  
22 *carried out using such funds shall be determined by the Sec-*  
23 *retary (unless otherwise expressly provided by this Act) and*  
24 *such funds shall remain available until expended.*

1 **SEC. 603. TRANSFERS OF FUNDS.**

2       *The Secretary may transfer not to exceed 10 percent*  
3 *of the amounts made available by each of subparagraphs*  
4 *(F) through (I) of section 127(a)(3) of this Act to the*  
5 *amounts made available by any other of such subpara-*  
6 *graphs.*

7 **Subtitle A—Surface Transportation**  
8 **Research, Technology, and Edu-**  
9 **cation**

10                   **PART I—HIGHWAY RESEARCH**

11 **SEC. 611. RESEARCH.**

12       *(a) RESEARCH.—Section 307(a) is amended—*

13               *(1) in paragraph (1) by striking subparagraph*  
14               *(C); and*

15               *(2) by striking paragraph (3) and inserting the*  
16               *following:*

17               *“(3) AMOUNTS DEPOSITED BY COOPERATING OR-*  
18               *GANIZATIONS AND PERSONS.—There shall be available*  
19               *to the Secretary for carrying out this subsection such*  
20               *funds as may be deposited by any cooperating organi-*  
21               *zation or person in a special account of the Treasury*  
22               *of the United States established for such purpose.”.*

23       *(b) LONG-TERM PAVEMENT PERFORMANCE.—Section*  
24 *307(b)(2) is amended to read as follows:*

25               *“(2) LONG-TERM PAVEMENT PERFORMANCE.—*

1           “(A) *IN GENERAL.*—As part of the highway  
2           *research program under subsection (a), the Sec-*  
3           *retary shall carry out a long-term pavement per-*  
4           *formance program to continue to completion the*  
5           *long-term pavement performance tests initiated*  
6           *under the strategic highway research program.*

7           “(B) *GRANTS, COOPERATIVE AGREEMENTS,*  
8           *AND CONTRACTS.*—In carrying out subparagraph  
9           *(A), the Secretary shall make grants and enter*  
10           *into cooperative agreements and contracts for the*  
11           *following purposes:*

12                   “(i) *To continue the monitoring, mate-*  
13                   *rial-testing, and evaluation of the highway*  
14                   *test sections established under the long-term*  
15                   *pavement performance program.*

16                   “(ii) *To carry out analyses of the data*  
17                   *collected under the program.*

18                   “(iii) *To prepare the products required*  
19                   *to fulfill the original objectives of the pro-*  
20                   *gram and to meet future pavement tech-*  
21                   *nology needs.”.*

22           (c) *ADVANCED RESEARCH.*—Section 307(b)(4) is  
23           *amended to read as follows:*

24                   “(4) *ADVANCED RESEARCH.*—

1           “(A) *IN GENERAL.*—*The highway research*  
2 *program under subsection (a) shall include an*  
3 *advanced research program that addresses*  
4 *longer-term, higher-risk research that shows po-*  
5 *tential benefits for improving the durability, effi-*  
6 *ciency, environmental impact, productivity, and*  
7 *safety (including bicycle and pedestrian safety)*  
8 *of highway and intermodal transportation sys-*  
9 *tems. In carrying out this program, the Sec-*  
10 *retary shall strive to develop partnerships with*  
11 *the public and private sectors.*

12           “(B) *RESEARCH AREAS.*—*In carrying out*  
13 *the advanced research program under subpara-*  
14 *graph (A), the Secretary may make grants and*  
15 *enter into cooperative agreements and contracts*  
16 *in such areas as the Secretary determines appro-*  
17 *priate, including the following:*

18                   “(i) *Characterization of materials used*  
19 *in highway infrastructure, including ana-*  
20 *lytical techniques, microstructure modeling,*  
21 *and the deterioration processes.*

22                   “(ii) *Diagnostics for evaluation of the*  
23 *condition of bridge and pavement structures*  
24 *to enable assessment of failure risks.*

1                   “(iii) *Design and construction details*  
2                   *for composite structures.*

3                   “(iv) *Safety technology based problems*  
4                   *in the areas of pedestrian and bicycle safe-*  
5                   *ty, roadside hazards, and composite mate-*  
6                   *rials for roadside safety hardware.*

7                   “(v) *Particulate matter source appor-*  
8                   *tionment, control strategy synthesis evalua-*  
9                   *tion, and model development.*

10                  “(vi) *Data acquisition techniques for*  
11                  *system condition and performance monitor-*  
12                  *ing.*

13                  “(vii) *Prediction of the response of cur-*  
14                  *rent and future travelers to new tech-*  
15                  *nologies.”.*

16                  (d)       *SUPPORTING       INFRASTRUCTURE.—Section*  
17                  *307(b)(5) is amended—*

18                         (1) *by striking subparagraph (C); and*

19                         (2) *by redesignating subparagraph (D) as sub-*  
20                         *paragraph (C).*

21                  (e) *REPEALS.—Section 307 is amended—*

22                         (1) *by striking subsections (c), (d), and (e); and*

23                         (2) *by redesignating subsections (f), (g), and (h)*  
24                         *as subsections (c), (d), and (e), respectively.*

1       (f) *SEISMIC RESEARCH PROGRAM.*—Section 307(c), as  
2 so redesignated, is amended—

3           (1) by striking paragraph (1) and inserting the  
4 following:

5           “(1) *ESTABLISHMENT.*—The Secretary shall es-  
6 tablish a program to study the vulnerability of the  
7 Federal-aid highway system and other surface trans-  
8 portation systems to seismic activity and to develop  
9 and implement cost-effective methods to reduce such  
10 vulnerability.”;

11          (2) by striking paragraph (4) and inserting the  
12 following:

13          “(4) *FUNDING.*—Of the amounts made available  
14 to carry out this section, the Secretary shall expend  
15 not more than \$2,000,000 for each of fiscal years  
16 1998 through 2003 to carry out this subsection, of  
17 which up to \$2,500,000 may be used to upgrade  
18 earthquake simulation facilities as required to carry  
19 out the program.”; and

20          (3) by striking paragraph (5).

21       (g) *BIENNIAL REPORT.*—Section 307(e), as so redesign-  
22 ated, is amended—

23           (1) by striking “The Secretary” and inserting  
24 “*BIENNIAL REPORT.*—The Secretary”; and

1           (2) *by inserting after “highway needs” the fol-*  
2           *lowing: “, as well as the backlog of current highway*  
3           *needs,”.*

4           (h) *RECYCLED MATERIALS RESEARCH PROGRAM.—*  
5           *Section 307 is further amended by adding at the end the*  
6           *following:*

7           “(f) *RECYCLED MATERIALS RESEARCH PROGRAM.—*

8                 “(1) *IN GENERAL.—The Secretary shall conduct*  
9                 *a program of research to determine—*

10                     “(A) *the performance of asphalt pavement*  
11                     *containing tire-derived carbonous asphalt modi-*  
12                     *fiers under various climate and use conditions;*  
13                     *and*

14                     “(B) *the degree to which asphalt pavement*  
15                     *containing tire-derived carbonous asphalt modi-*  
16                     *fiers can be recycled.*

17                 “(2) *DATE OF COMPLETION.—The Secretary*  
18                 *shall complete the research program under this sub-*  
19                 *section not later than 3 years after the date of the en-*  
20                 *actment of the Building Efficient Surface Transpor-*  
21                 *tation and Equity Act of 1998.”.*

22           (i) *CONFORMING AMENDMENTS.—Chapter 3 is amend-*  
23           *ed—*

24                 (1) *in the heading to section 307 by striking*  
25                 “**AND PLANNING**”; *and*

1           (2) *in the table of sections for such chapter by*  
2           *striking the item relating to section 307 and inserting*  
3           *the following:*

          “307. *Research.*”.

4   **SEC. 612. STATE PLANNING AND RESEARCH.**

5           (a) *IN GENERAL.*—Chapter 3 is amended by inserting  
6           *after section 312 the following:*

7   **“§313. State planning and research**

8           “(a) *GENERAL RULE.*—Two percent of the sums ap-  
9           *portioned for each fiscal year beginning after September 30,*  
10          *1997, under section 104 (other than sections 104(f) and*  
11          *104(h)) and under section 144 shall be available for expend-*  
12          *iture by the State, in consultation with the Secretary, only*  
13          *for the following purposes:*

14                 “(1) *Engineering and economic surveys and in-*  
15                 *vestigations.*

16                 “(2) *The planning of future highway programs*  
17                 *and local public transportation systems and the plan-*  
18                 *ning of the financing of such programs and systems,*  
19                 *including statewide planning under section 135.*

20                 “(3) *Development and implementation of man-*  
21                 *agement systems under section 303.*

22                 “(4) *Studies of the economy, safety, and conven-*  
23                 *ience of highway usage and the desirable regulation*  
24                 *and equitable taxation thereof.*

1           “(5) *Research, development, and technology*  
2           *transfer activities necessary in connection with the*  
3           *planning, design, construction, management, and*  
4           *maintenance of highway, public transportation, and*  
5           *intermodal transportation systems and study, re-*  
6           *search, and training on the engineering standards*  
7           *and construction materials for such systems, includ-*  
8           *ing the evaluation and accreditation of inspection*  
9           *and testing and the regulation and taxation of their*  
10          *use.*

11          “(b) *MINIMUM EXPENDITURES ON RESEARCH, DEVEL-*  
12          *OPMENT, AND TECHNOLOGY TRANSFER ACTIVITIES.—Not*  
13          *less than 25 percent of the funds which are apportioned to*  
14          *a State for a fiscal year and are subject to subsection (a)*  
15          *shall be expended by the State for research, development,*  
16          *and technology transfer activities described in subsection*  
17          *(a) relating to highway, public transportation, and inter-*  
18          *modal transportation systems unless the State certifies to*  
19          *the Secretary for such fiscal year that total expenditures*  
20          *by the State for transportation planning under sections 134*  
21          *and 135 will exceed 75 percent of the amount of such funds*  
22          *and the Secretary accepts such certification. Funds used for*  
23          *research provided under this subsection are not subject to*  
24          *an assessment under the Small Business Research and De-*

1 *velopment Enhancement Act of 1992 (Public Law 102–*  
2 *564).*

3       “(c) *FEDERAL SHARE.—The Federal share payable on*  
4 *account of any project financed with funds which are sub-*  
5 *ject to subsection (a) shall be 80 percent unless the Secretary*  
6 *determines that the interests of the Federal-aid highway*  
7 *program would be best served by decreasing or eliminating*  
8 *the non-Federal share.*

9       “(d) *ADMINISTRATION OF SUMS.—Funds which are*  
10 *subject to subsection (a) shall be combined and administered*  
11 *by the Secretary as a single fund which shall be available*  
12 *for obligation for the same period as funds apportioned*  
13 *under section 104(b)(1).”.*

14       “(b) *CONFORMING AMENDMENT.—The table of sections*  
15 *for chapter 3 is amended by inserting after the item relating*  
16 *to section 312 the following:*

      “313. *State planning and research.*”.

17       “(c) *HIGHWAY NOISE RESEARCH CENTER.—*

18           “(1) *IN GENERAL.—The Secretary, in cooperation*  
19 *with a university with an ongoing program relating*  
20 *to noise control and acoustics research, shall carry out*  
21 *research on methods to reduce highway noise.*

22           “(2) *FUNDING.—Of the amounts made available*  
23 *for each of fiscal years 1999 through 2003 by section*  
24 *127(a)(3)(H) of this Act, \$1,000,000 per fiscal year*  
25 *shall be available to carry out this subsection.*

1 **SEC. 613. INTERNATIONAL HIGHWAY TRANSPORTATION**  
2 **OUTREACH PROGRAM.**

3 (a) *ACTIVITIES.*—Section 325(a) is amended—

4 (1) by inserting after “expertise” the following:  
5 “, goods, and services”;

6 (2) by striking “and” at the end of paragraph  
7 (4);

8 (3) by striking the period at the end of para-  
9 graph (5) and inserting “; and”; and

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

11 “(6) gathering and disseminating information  
12 on foreign transportation markets and industries.”.

13 (b) *FUNDS.*—Section 325(c) is amended to read as fol-  
14 lows:

15 “(c) *FUNDS.*—Funds available to carry out this section  
16 shall include funds deposited by any cooperating organiza-  
17 tion or person in a special account for such purpose with  
18 the Secretary of the Treasury. The funds deposited in the  
19 special account and other funds available to carry out this  
20 section shall be available to cover the cost of any activity  
21 eligible under this section, including the cost of promotional  
22 materials, travel, reception and representation expenses,  
23 and salaries and benefits. Reimbursements for salaries and  
24 benefits of Department of Transportation employees provid-  
25 ing services under this section shall be credited to the special  
26 account.”.

1       (c) *ELIGIBILITY.*—Section 325 is amended by adding  
2 at the end the following:

3       “(d) *ELIGIBLE USE OF STATE PLANNING AND RE-*  
4 *SEARCH FUNDS.*—A State, in coordination with the Sec-  
5 retary, may obligate funds made available to carry out sec-  
6 tion 313 for any activity authorized under subsection (a).”.

7 **PART II—TRANSPORTATION EDUCATION, PRO-**  
8 **FESSIONAL TRAINING, AND TECHNOLOGY**  
9 **DEPLOYMENT**

10 **SEC. 621. NATIONAL HIGHWAY INSTITUTE.**

11       Section 321 is amended by striking subsection (f) and  
12 redesignating subsection (g) as subsection (f).

13 **SEC. 622. NATIONAL TECHNOLOGY DEPLOYMENT INITIA-**  
14 **TIVE.**

15       (a) *IN GENERAL.*—Chapter 3 is further amended by  
16 inserting after section 321 the following:

17 **“§ 322. National technology deployment initiative**

18       “(a) *IN GENERAL.*—The Secretary shall develop and  
19 implement a national technology deployment initiative to  
20 expand adoption by the surface transportation community  
21 of innovative technologies to improve the safety, efficiency,  
22 reliability, service life, and sustainability of transportation  
23 systems and to reduce environmental impact.

24       “(b) *INTEGRATION WITH OTHER PROGRAMS.*—The  
25 Secretary shall integrate activities undertaken pursuant to

1 *this section with the efforts of the Department to dissemi-*  
2 *nate the results of research sponsored by the Department*  
3 *and to facilitate technology transfer.*

4       “(c) *LEVERAGING OF FEDERAL RESOURCES.*—*In se-*  
5 *lecting projects to be carried out under this section, the Sec-*  
6 *retary shall give preference to projects that leverage Federal*  
7 *funds with other significant public or private resources.*

8       “(d) *GRANTS, CONTRACTS, AND COOPERATIVE AGREE-*  
9 *MENTS.*—*The Secretary may carry out this section either*  
10 *independently or in cooperation with other Federal depart-*  
11 *ments, agencies, and instrumentalities or by making grants*  
12 *to, or entering into contracts, cooperative agreements, or*  
13 *other transactions with any State or local agency, author-*  
14 *ity, association, institution, corporation (for-profit or non-*  
15 *profit), organization, or person.”.*

16       “(b) *CONFORMING AMENDMENT.*—*The table of sections*  
17 *for chapter 3 is amended by inserting after the item relating*  
18 *to section 321 the following:*

“322. *National technology deployment initiative.*”.

19 **SEC. 623. EDUCATION AND TRAINING PROGRAMS.**

20       “(a) *LOCAL TECHNICAL ASSISTANCE PROGRAM.*—*Sec-*  
21 *tion 326(a) is amended—*

22               “(1) *by striking “AUTHORITY” and inserting*  
23 *“LOCAL TECHNICAL ASSISTANCE PROGRAM”; and*

1           (2) by striking “transportation assistance pro-  
2           gram” and inserting “local technical assistance pro-  
3           gram”.

4           (b) *RESEARCH FELLOWSHIPS*.—Section 326 is further  
5 amended—

6           (1) by striking subsection (c);

7           (2) by redesignating subsection (b) as subsection  
8           (c); and

9           (3) by inserting after subsection (a) the follow-  
10          ing:

11          “(b) *RESEARCH FELLOWSHIPS*.—

12                 “(1) *GENERAL AUTHORITY*.—The Secretary may,  
13                 acting either independently or in cooperation with  
14                 other Federal departments, agencies, and instrumen-  
15                 talities, make grants for research fellowships for any  
16                 purpose for which research is authorized by this sec-  
17                 tion.

18                 “(2) *DWIGHT DAVID EISENHOWER TRANSPOR-*  
19                 *TATION FELLOWSHIP PROGRAM*.—The Secretary shall  
20                 establish and implement a transportation research fel-  
21                 lowship program for the purpose of attracting quali-  
22                 fied students to the field of transportation. Such pro-  
23                 gram shall be known as the ‘Dwight David Eisen-  
24                 hower Transportation Fellowship Program’.”.

1           (c) *CONFORMING AMENDMENTS.*—Chapter 3 is amend-  
2 *ed*—

3           (1) *in the heading to section 326 by striking*  
4           “**program**” and inserting “**programs**”; and

5           (2) *in the table of sections for such chapter by*  
6           *striking the item relating to section 326 and inserting*  
7           *the following:*

“326. *Education and training programs.*”.

8 **SEC. 624. UNIVERSITY TRANSPORTATION RESEARCH.**

9           (a) *IN GENERAL.*—Subchapter I of chapter 55 of title  
10 49, *United States Code*, is amended by adding at the end  
11 *the following:*

12 “**§ 5505. University transportation research**

13           “(a) *REGIONAL CENTERS.*—The Secretary of Trans-  
14 *portation shall make grants to nonprofit institutions of*  
15 *higher learning to establish and operate 1 university trans-*  
16 *portation center in each of the 10 United States Govern-*  
17 *ment regions that comprise the Standard Federal Regional*  
18 *Boundary System.*

19           “(b) *OTHER CENTERS.*—The Secretary shall make  
20 *grants to nonprofit institutions of higher learning to estab-*  
21 *lish and operate 10 university transportation centers, in*  
22 *addition to the centers receiving grants under subsection*  
23 *(a), to address transportation management and research*  
24 *and development, with special attention to increasing the*

1 *number of highly skilled individuals entering the field of*  
2 *transportation.*

3 “(c) *SELECTION OF GRANT RECIPIENTS.*—

4 “(1) *APPLICATIONS.*—*In order to be eligible to*  
5 *receive a grant under this section, a nonprofit institu-*  
6 *tion of higher learning shall submit to the Secretary*  
7 *an application that is in such form and contains such*  
8 *information as the Secretary may require.*

9 “(2) *SELECTION CRITERIA.*—*The Secretary shall*  
10 *select each recipient of a grant under this section*  
11 *through a competitive process on the basis of the fol-*  
12 *lowing:*

13 “(A) *For regional centers, the location of the*  
14 *center within the Federal region to be served.*

15 “(B) *The demonstrated research and exten-*  
16 *sion resources available to the recipient to carry*  
17 *out this section.*

18 “(C) *The capability of the recipient to pro-*  
19 *vide leadership in making national and regional*  
20 *contributions to the solution of immediate and*  
21 *long-range transportation problems.*

22 “(D) *The recipient’s establishment of a sur-*  
23 *face transportation program encompassing sev-*  
24 *eral modes of transportation.*

1           “(E) *The recipient’s demonstrated commit-*  
2           *ment of at least \$200,000 in regularly budgeted*  
3           *institutional amounts each year to support ongo-*  
4           *ing transportation research and education pro-*  
5           *grams.*

6           “(F) *The recipient’s demonstrated ability to*  
7           *disseminate results of transportation research*  
8           *and education programs through a statewide or*  
9           *regionwide continuing education program.*

10           “(G) *The strategic plan the recipient pro-*  
11           *poses to carry out under the grant.*

12           “(d) *OBJECTIVES.—Each university transportation*  
13           *center receiving a grant under this section shall conduct*  
14           *the following programs and activities:*

15           “(1) *Basic and applied research, the products of*  
16           *which are judged by peers or other experts in the field*  
17           *to advance the body of knowledge in transportation.*

18           “(2) *An education program that includes multi-*  
19           *disciplinary course work and participation in re-*  
20           *search.*

21           “(3) *An ongoing program of technology transfer*  
22           *that makes research results available to potential*  
23           *users in a form that can be implemented, utilized, or*  
24           *otherwise applied.*

1       “(e) *MAINTENANCE OF EFFORT.*—*In order to be eligi-*  
2 *ble to receive a grant under this section, a recipient shall*  
3 *enter into an agreement with the Secretary to ensure that*  
4 *the recipient will maintain total expenditures from all other*  
5 *sources to establish and operate a university transportation*  
6 *center and related research activities at a level at least equal*  
7 *to the average level of such expenditures in its 2 fiscal years*  
8 *prior to award of a grant under this section.*

9       “(f) *FEDERAL SHARE.*—*The Federal share of the costs*  
10 *of activities carried out using a grant made under this sec-*  
11 *tion is 50 percent of costs. The non-Federal share may in-*  
12 *clude funds provided to a recipient under section 5307 or*  
13 *5311 of this title or section 313, 322, or 326(a) of title 23,*  
14 *United States Code.*

15       “(g) *PROGRAM COORDINATION.*—

16               “(1) *COORDINATION.*—*The Secretary shall co-*  
17 *ordinate the research, education, training, and tech-*  
18 *nology transfer activities that grant recipients carry*  
19 *out under this section, disseminate the results of the*  
20 *research, and establish and operate a clearinghouse.*

21               “(2) *ANNUAL REVIEW AND EVALUATION.*—*At*  
22 *least annually, the Secretary shall review and evalu-*  
23 *ate programs the grant recipients carry out.*

24               “(3) *FUNDING LIMITATION.*—*The Secretary may*  
25 *use not more than 1 percent of amounts made avail-*

1        *able from Government sources to carry out this sub-*  
2        *section.*

3        “(h) *LIMITATION ON AVAILABILITY OF FUNDS.—Funds*  
4        *made available to carry out this program shall remain*  
5        *available for obligation for a period of 2 years after the*  
6        *last day of the fiscal year for which such funds are author-*  
7        *ized.*

8        “(i) *SPECIAL RULE FOR FISCAL YEARS 1998 and*  
9        *1999.—*

10            “(1) *IN GENERAL.—In carrying out subsections*  
11            *(a) and (b) in fiscal years 1998 and 1999, the Sec-*  
12            *retary shall make grants to each university transpor-*  
13            *tation center and university research institute that*  
14            *received a grant in fiscal year 1997 under section*  
15            *5316 or 5317 of this title, as in effect on the day be-*  
16            *fore the date of the enactment of this section.*

17            “(2) *TERMS AND CONDITIONS.—Notwithstanding*  
18            *any other provision of this section, grants made pur-*  
19            *suant to paragraph (1) in fiscal years 1998 and 1999*  
20            *shall be subject to the same terms and conditions as*  
21            *the fiscal year 1997 grants referred to in paragraph*  
22            *(1); except that the university research institutes at*  
23            *San Jose State University, North Carolina A&T*  
24            *State University, and the University of South Florida*

1       *shall each receive \$1,000,000 in grants under para-*  
2       *graph (1) in each of fiscal years 1998 and 1999.*

3       “(j) *UNIVERSITY RESEARCH INSTITUTES.—Any uni-*  
4       *versity research institute that received a grant under section*  
5       *5316 of this title, as in effect on the day before the date*  
6       *of the enactment of this section, shall be eligible to receive*  
7       *grants made available to university transportation centers*  
8       *under this section.*

9       “(k) *APPLICATIONS THAT MAY BE CONSIDERED.—In*  
10       *selecting grant recipients under subsection (b), the Sec-*  
11       *retary shall consider at a minimum applications submitted*  
12       *by the following:*

13               “(1) *Any university transportation center or*  
14       *university research institute described in subsection*  
15       *(i)(1).*

16               “(2) *The University of Denver and Mississippi*  
17       *State University.*

18               “(3) *The University of Arizona.*

19               “(4) *The University of Central Florida.*

20               “(5) *Carnegie Mellon and Lehigh Universities.*

21               “(6) *University of Southern California and Cali-*  
22       *fornia State University at Long Beach.*

23               “(7) *Pace University.*

24               “(8) *A consortium of historically black colleges*  
25       *in Alabama.*

1           “(9) *Lawson State Community College.*

2           “(10) *A consortium consisting of the University*  
3 *of Wisconsin, the University of Illinois, and Purdue*  
4 *University.*

5           “(11) *The University of New Hampshire.*

6           “(12) *A consortium consisting of George Mason*  
7 *University, along with the University of Virginia and*  
8 *Virginia Tech University.*

9           “(13) *The University of Tennessee.*

10          “(14) *The Alabama Transportation Institute.*

11          “(15) *A consortium consisting of Columbia Uni-*  
12 *versity, City University of New York, Manhattan Col-*  
13 *lege, and New Jersey Institute of Technology.*

14          “(16) *Maritime College of the State University of*  
15 *New York.*

16          “(17) *University of New Orleans.”.*

17          **(b) CONFORMING AMENDMENT.**—*The table of sections*  
18 *for chapter 55 of title 49, United States Code, is amended*  
19 *by inserting after the item relating to section 5504 the fol-*  
20 *lowing:*

*“5505. University transportation research.”.*

21          **(c) APPALACHIAN TRANSPORTATION INSTITUTE.**—

22                 **(1) GRANTS.**—*The Secretary shall make grants*  
23 *under section 5505 of title 49, United States Code, to*  
24 *Marshall University, West Virginia, on behalf of a*  
25 *consortium which also may include West Virginia*

1 *University Institute of Technology, the College of West*  
2 *Virginia, and Bluefield State College to establish and*  
3 *operate an Appalachian Transportation Institute.*  
4 *Such institute shall conduct research, training, tech-*  
5 *nology transfer, and other transportation related ac-*  
6 *tivities in the development and enhancement of trans-*  
7 *portation systems in the Appalachian region, includ-*  
8 *ing the Appalachian Development Highway System.*

9 (2) *FUNDING.*—*Of amounts made available to*  
10 *carry out such section 5505, \$2,000,000 shall be*  
11 *available for each of fiscal years 1998 through 2003*  
12 *to carry out paragraph (1).*

13 (3) *FEDERAL SHARE.*—*The Federal share pay-*  
14 *able for the costs of the institute referred to in para-*  
15 *graph (1) shall be 80 percent; except that the non-*  
16 *Federal interest shall receive credit for the reasonable*  
17 *cost associated with the establishment and adminis-*  
18 *tration of the institute referred to in paragraph (1).*

19 (d) *ITS INSTITUTE.*—

20 (1) *GRANTS.*—*The Secretary shall make grants*  
21 *under section 5505 of title 49, United States Code, to*  
22 *the University of Minnesota to continue to operate*  
23 *and expand the ITS Institute. The ITS Institute shall*  
24 *continue to conduct research, education, and develop-*  
25 *ment activities that focus on transportation manage-*

1        *ment, enhanced safety, human factors, and reduced*  
2        *environmental effects. The ITS Institute shall develop*  
3        *new or expanded programs to address emerging issues*  
4        *of ITS related to transportation policy, intermod-*  
5        *alism, sustainable community development, and*  
6        *transportation telematics.*

7            (2) *FUNDING.—Of amounts made available to*  
8        *carry out such section 5505, \$2,000,000 shall be*  
9        *available for each of fiscal years 1998 through 2003*  
10       *to carry out paragraph (1).*

11           (3) *FEDERAL SHARE.—The Federal share pay-*  
12       *able for the costs of the institute referred to in para-*  
13       *graph (1) shall be 80 percent; except that the non-*  
14       *Federal interest shall receive credit for the reasonable*  
15       *cost associated with the establishment and adminis-*  
16       *tration of the institute referred to in paragraph (1).*

17       **SEC. 625. FUNDING ALLOCATIONS.**

18       *Of the amounts made available for each of fiscal years*  
19       *1998 through 2003 by section 127(a)(3)(G) of this Act—*

20           (1) *not to exceed \$8,000,000 per fiscal year shall*  
21       *be available for the National Highway Institute under*  
22       *section 321 of title 23, United States Code;*

23           (2) *not to exceed \$10,000,000 per fiscal year*  
24       *shall be available for the local technical assistance*  
25       *program under section 326(a) of such title;*

1           (3) *not to exceed \$2,000,000 per fiscal year shall*  
2 *be available for the Dwight D. Eisenhower Transpor-*  
3 *tation Fellowship Program under section 326(b) of*  
4 *such title;*

5           (4) *not to exceed \$14,000,000 for each of fiscal*  
6 *years 1998 and 1999 and \$19,000,000 for each of fis-*  
7 *cal years 2000 through 2003 shall be available for the*  
8 *national technology deployment initiative program*  
9 *under section 322 of such title; and*

10          (5) *not to exceed \$17,750,000 per fiscal year*  
11 *shall be available for university transportation cen-*  
12 *ters under section 5505 of title 49, United States*  
13 *Code.*

14           **PART III—BUREAU OF TRANSPORTATION**

15           **STATISTICS AND MISCELLANEOUS PROGRAMS**

16           **SEC. 631. BUREAU OF TRANSPORTATION STATISTICS.**

17           (a) *IN GENERAL.*—*Section 111 of title 49, United*  
18 *States Code, is amended—*

19           (1) *by striking the second sentence of subsection*  
20 *(b)(4);*

21           (2) *in subsection (c)(1)—*

22           (A) *in subparagraph (J) by striking “and”*  
23 *at the end;*

24           (B) *in subparagraph (K) by striking the pe-*  
25 *riod and inserting “; and” ; and*

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

2           “(L) transportation-related variables influ-  
3           encing global competitiveness.”;

4           (3) in subsection (c)(2)—

5           (A) by striking “national transportation  
6           system” in the first sentence and inserting “Na-  
7           tion’s transportation systems”;

8           (B) by striking subparagraph (A) and in-  
9           serting the following:

10           “(A) be coordinated with efforts to measure  
11           outputs and outcomes of the Department of  
12           Transportation and the Nation’s transportation  
13           systems under the Government Performance and  
14           Results Act of 1993 (107 Stat. 285 et seq.);”;

15           (C) in subparagraph (C) by inserting “,  
16           made relevant to the States and metropolitan  
17           planning organizations,” after “accuracy”;

18           (4) in subsection (c)(3) by adding at the end the  
19           following: “The Bureau shall review and report to the  
20           Secretary of Transportation on the sources and reli-  
21           ability of the statistics proposed by the heads of the  
22           operating administrations of the Department to meas-  
23           ure outputs and outcomes as required by the Govern-  
24           ment Performance and Results Act of 1993 (107 Stat.

1       285 *et seq.*), and shall undertake such other reviews  
2       as may be requested by the Secretary.”;

3               (5) in subsection (c) by adding at the end the fol-  
4       lowing:

5               “(7) *SUPPORTING TRANSPORTATION DECISION-*  
6       *MAKING.—Ensuring that the statistics compiled under*  
7       *paragraph (1) are relevant for transportation deci-*  
8       *sions by Federal, State, and local governments, trans-*  
9       *portation-related associations, private businesses, and*  
10       *consumers.”;*

11              (6) by redesignating subsections (d), (e), and (f)  
12       as subsections (h), (i) and (j), respectively;

13              (7) by striking subsection (g); and

14              (8) by inserting after subsection (c) the follow-  
15       ing:

16              “(d) *INTERMODAL TRANSPORTATION DATA BASE.—*  
17       *The Director shall establish and maintain an intermodal*  
18       *transportation data base. The data base shall be suitable*  
19       *for analyses conducted by the Federal Government, the*  
20       *States, and metropolitan planning organizations. The data*  
21       *base shall include, at a minimum—*

22              “(1) *information on the volumes and patterns of*  
23       *movement of goods, including local, interregional, and*  
24       *international movements, by all modes of transpor-*

1        *tation and intermodal combinations, and by relevant*  
2        *classification;*

3            *“(2) information on the volumes and patterns of*  
4        *movement of people, including local, interregional,*  
5        *and international movements, by all modes of trans-*  
6        *portation and intermodal combinations, and by rel-*  
7        *evant classification; and*

8            *“(3) information on the location and*  
9        *connectivity of transportation facilities and services*  
10       *and a national accounting of expenditures and cap-*  
11       *ital stocks on each mode of transportation and inter-*  
12       *modal combinations.*

13          *“(e) NATIONAL TRANSPORTATION LIBRARY.—The Di-*  
14       *rector shall establish and maintain a national transpor-*  
15       *tation library containing a collection of statistical and*  
16       *other information needed for transportation decisionmaking*  
17       *at the Federal, State, and local levels.*

18          *“(f) NATIONAL TRANSPORTATION ATLAS DATA*  
19       *BASE.—The Director shall develop and maintain geo-*  
20       *graphic data bases depicting transportation networks; flows*  
21       *of people, goods, vehicles, and craft over those networks; and*  
22       *social, economic, and environmental conditions affecting or*  
23       *affected by those networks. These data bases shall be able*  
24       *to support intermodal network analysis.*

1       “(g) *RESEARCH AND DEVELOPMENT GRANTS.*—The  
2 *Secretary may make grants to, or enter into cooperative*  
3 *agreements or contracts with, public and nonprofit private*  
4 *entities to support the programs and activities of the Bu-*  
5 *reau.*”;

6           (9) *by striking subsection (i), as so redesignated,*  
7 *and inserting the following:*

8       “(i) *PROHIBITION ON CERTAIN DISCLOSURES.*—

9           “(1) *INFORMATION OBTAINED UNDER LONG-TERM*  
10 *DATA COLLECTION PROGRAM.*—*An officer or employee*  
11 *of the Bureau may not—*

12           “(A) *make any publication in which the*  
13 *data furnished by an individual or organization*  
14 *under paragraph (c)(2) can be identified;*

15           “(B) *use the information furnished under*  
16 *the provisions of subsection (c)(2) for a non-*  
17 *statistical purpose; or*

18           “(C) *permit anyone other than the individ-*  
19 *uals authorized by the Director to examine indi-*  
20 *vidual reports furnished under subsection (c)(2).*

21           “(2) *COPIES OF REPORTS.*—*No department, bu-*  
22 *reau, agency, officer, or employee of the United*  
23 *States, except the Director in carrying out the pur-*  
24 *pose of this section, shall require, for any reason, cop-*  
25 *ies of reports which have been filed under subsection*

1       (c)(2) with the Bureau or retained by any individual  
2       respondent. Copies of such reports which have been so  
3       retained or filed with the Bureau or any of its em-  
4       ployees, contractors, or agents shall be immune from  
5       legal process, and shall not, without the consent of the  
6       individual concerned, be admitted as evidence or used  
7       for any purpose in any action, suit, or other judicial  
8       or administrative proceeding. This paragraph shall  
9       only apply to information that permits information  
10      concerning an individual or organization to be rea-  
11      sonable inferred by direct or indirect means.

12               “(3) COLLECTION OF DATA FOR NONSTATISTICAL  
13      PURPOSES.—In a case in which the Bureau is au-  
14      thorized by statute to collect data or information for  
15      nonstatistical purposes, the Director shall clearly dis-  
16      tinguish the collection of such data or information by  
17      rule, and on the collection instrument, to inform a re-  
18      spondent requested or required to supply the data or  
19      information of the nonstatistical purposes.”; and

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

21               “(k) DATA PRODUCT SALES PROCEEDS.—Notwith-  
22      standing section 3302 of title 31, United States Code, funds  
23      received by the Bureau from the sale of data products may  
24      be credited to the Highway Trust Fund (other than the

1 *Mass Transit Account) and shall be available for the pur-*  
2 *pose of reimbursing the Bureau for such expenses.*

3 “(l) *FUNDING.*—

4 “(1) *AUTHORIZATION OF APPROPRIATIONS.*—

5 *There is authorized to be appropriated out of the*  
6 *Highway Trust Fund (other than the Mass Transit*  
7 *Account) \$31,000,000 for each of fiscal years 1998*  
8 *through 2003 to carry out this section, except that*  
9 *amounts for activities under subsection (g) may not*  
10 *exceed \$500,000 in any fiscal year. Amounts made*  
11 *available under this subsection shall remain available*  
12 *for a period of 3 fiscal years.*

13 “(2) *APPLICABILITY OF TITLE 23.*—*Funds au-*  
14 *thorized by this subsection shall be available for obli-*  
15 *gation in the same manner as if such funds were ap-*  
16 *portioned under chapter 1 of title 23, United States*  
17 *Code.”.*

18 (b) *CONFORMING AMENDMENT.*—*Section 5503 of title*  
19 *49, United States Code, is amended—*

20 (1) *by striking subsection (d); and*

21 (2) *by redesignating subsections (e), (f), and (g)*  
22 *as subsections (d), (e), and (f), respectively.*

1 **SEC. 632. TRANSPORTATION TECHNOLOGY INNOVATION**  
2 **AND DEMONSTRATION PROGRAM.**

3 (a) *IN GENERAL.*—*The Secretary shall carry out a*  
4 *transportation technology innovation and demonstration*  
5 *program in accordance with the requirements of this sec-*  
6 *tion.*

7 (b) *CONTENTS OF PROGRAM.*—

8 (1) *USE OF CONCRETE PAVEMENT.*—

9 (A) *IN GENERAL.*—*The Secretary shall con-*  
10 *duct research on improved methods of using con-*  
11 *crete pavement in the construction, reconstruc-*  
12 *tion, and repair of Federal-aid highways.*

13 (B) *FUNDING.*—*Of the amounts made avail-*  
14 *able for each of fiscal years 1998 through 2003*  
15 *by section 127(a)(3)(H) of this Act, \$10,000,000*  
16 *per fiscal year shall be available to carry out*  
17 *this paragraph.*

18 (2) *MOTOR VEHICLE SAFETY WARNING SYS-*  
19 *TEM.*—

20 (A) *IN GENERAL.*—*The Secretary shall ex-*  
21 *pand and continue the study authorized by sec-*  
22 *tion 358(c) of the National Highway System*  
23 *Designation Act of 1995 (23 U.S.C. 401 note;*  
24 *109 Stat. 625) relating to the development of a*  
25 *motor vehicle safety warning system and shall*  
26 *conduct tests of such system.*

1           (B) *GRANTS.*—*In carrying out this para-*  
2 *graph, the Secretary may make grants to State*  
3 *and local governments.*

4           (C) *FUNDING.*—*Of the amounts made avail-*  
5 *able for each of fiscal years 1998 through 2000*  
6 *by section 127(a)(3)(H) of this Act, \$700,000 per*  
7 *fiscal year shall be available to carry out this*  
8 *paragraph.*

9           (3) *STEEL BRIDGE CONSTRUCTION.*—

10           (A) *IN GENERAL.*—*The Secretary shall*  
11 *make grants for research and construction to im-*  
12 *prove and demonstrate the use of steel bridge*  
13 *construction.*

14           (B) *FUNDING.*—*Of the amounts made avail-*  
15 *able for each of fiscal years 1998 through 2003*  
16 *by section 127(a)(3)(H) of this Act, \$10,000,000*  
17 *per fiscal year shall be available to carry out*  
18 *this paragraph.*

19           (C) *FEDERAL SHARE.*—*The Federal share*  
20 *payable on account of construction activities car-*  
21 *ried out using a grant made under this para-*  
22 *graph shall be 80 percent of the cost of such ac-*  
23 *tivities.*

24           (4) *USE OF ASPHALT PAVEMENT.*—

1           (A) *IN GENERAL.*—*The Secretary shall con-*  
2           *duct research on improved methods of using as-*  
3           *phalt pavement in the construction, reconstruc-*  
4           *tion, and repair of Federal-aid highways.*

5           (B) *FUNDING.*—*Of the amounts made avail-*  
6           *able for each of fiscal years 1998 through 2003*  
7           *by section 127(a)(3)(H) of this Act, \$10,000,000*  
8           *per fiscal year shall be available to carry out*  
9           *this paragraph.*

10           (5) *USE OF HAZARDOUS MATERIALS MONITORING*  
11           *SYSTEMS.*—

12           (A) *IN GENERAL.*—*The Secretary shall con-*  
13           *duct research on improved methods of deploying*  
14           *and integrating existing ITS projects to include*  
15           *hazardous materials monitoring systems across*  
16           *various modes of transportation.*

17           (B) *FUNDING.*—*Of the amounts made avail-*  
18           *able for each of fiscal years 1998 through 2003*  
19           *by section 127(a)(3)(I) of this Act, \$1,500,000*  
20           *per fiscal year shall be available to carry out*  
21           *this paragraph.*

22           (6) *MOTOR CARRIER ADVANCED SENSOR CON-*  
23           *TROL SYSTEM.*—

24           (A) *IN GENERAL.*—*The Secretary shall con-*  
25           *duct research on the deployment of a system of*

1           *advanced sensors and signal processors in trucks*  
2           *and tractor trailers to determine axle and wheel*  
3           *alignment, monitor collision alarm, check tire*  
4           *pressure and tire balance conditions, measure*  
5           *and detect load distribution in the vehicle, and*  
6           *monitor and adjust automatic braking systems.*

7           *(B) FUNDING.—Of the amounts made avail-*  
8           *able for each of fiscal years 1998 through 2003*  
9           *by section 127(a)(3)(I) of this Act, \$700,000 per*  
10           *fiscal year shall be available to carry out this*  
11           *paragraph.*

12           *(7) OUTREACH AND TECHNOLOGY TRANSFER AC-*  
13           *TIVITIES.—*

14           *(A) IN GENERAL.—The Secretary shall con-*  
15           *tinue to support the Urban Consortium's ITS*  
16           *outreach and technology transfer activities.*

17           *(B) FUNDING.—Of the amounts made avail-*  
18           *able for each of fiscal years 1998 through 2003*  
19           *by section 127(a)(3)(H) of this Act, \$500,000 per*  
20           *fiscal year shall be available to carry out this*  
21           *paragraph.*

22           *(8) TRANSPORTATION ECONOMIC AND LAND USE*  
23           *SYSTEM.—*

24           *(A) IN GENERAL.—The Secretary shall con-*  
25           *tinue development and deployment through the*

1           *New Jersey Institute of Technology to metropoli-*  
2           *tan planning organizations of the Transpor-*  
3           *tation Economic and Land Use System.*

4           (B) *FUNDING.*—*Of the amounts made avail-*  
5           *able for each of fiscal years 1998 through 2003*  
6           *by section 127(a)(3)(H) of this Act, \$1,000,000*  
7           *per fiscal year shall be available to carry out*  
8           *this paragraph.*

9           (9) *GREAT LAKES ITS IMPLEMENTATION.*—

10           (A) *IN GENERAL.*—*The Secretary shall*  
11           *make grants to the State of Wisconsin to con-*  
12           *tinue ITS activities in the corridor serving the*  
13           *Greater Milwaukee, Wisconsin, Chicago, Illinois,*  
14           *and Gary, Indiana, areas initiated under the*  
15           *Intermodal Surface Transportation Efficiency*  
16           *Act of 1991.*

17           (B) *FUNDING.*—*Of the amounts allocated*  
18           *for each of fiscal years 1998 through 2003 under*  
19           *section 657(a) of this Act, \$2,000,000 per fiscal*  
20           *year shall be available to carry out this para-*  
21           *graph.*

22           (10) *NORTHEAST ITS IMPLEMENTATION.*—

23           (A) *IN GENERAL.*—*The Secretary shall*  
24           *make grants to the States to continue ITS activi-*  
25           *ties in the Interstate Route I-95 corridor in the*

1            *northeastern United States initiated under the*  
2            *Intermodal Surface Transportation Efficiency*  
3            *Act of 1991.*

4            (B) *FUNDING.—Of the amounts allocated*  
5            *for each of fiscal years 1998 through 2003 under*  
6            *section 657(a) of this Act, \$5,000,000 per fiscal*  
7            *year shall be available to carry out this para-*  
8            *graph.*

9            (11) *COMPOSITE MATERIALS.—*

10            (A) *IN GENERAL.—The Secretary shall con-*  
11            *duct research in the use of composite materials*  
12            *for guardrails and bridge decking.*

13            (B) *FUNDING.—Of the amounts made avail-*  
14            *able for each of fiscal years 1998 through 2003*  
15            *by section 127(a)(3)(F) of this Act, \$700,000 per*  
16            *fiscal year shall be available to carry out this*  
17            *paragraph.*

18            (12) *INTELLIGENT TRANSPORTATION INFRA-*  
19            *STRUCTURE.—*

20            (A) *IN GENERAL.—The Secretary shall*  
21            *carry out a program to advance the deployment*  
22            *of an operational intelligent transportation in-*  
23            *frastructure system for the measurement of var-*  
24            *ious transportation system activities to aid in*  
25            *the transportation planning and analysis while*

1           *making a significant contribution to the ITS*  
2           *program under this title. This program shall be*  
3           *located in the 2 largest metropolitan areas in the*  
4           *State of Pennsylvania.*

5           *(B) FUNDING.—Of the amounts made avail-*  
6           *able for each of fiscal years 1998 through 2003*  
7           *by section 127(a)(3)(H) of this Act, \$1,700,000*  
8           *per fiscal year shall be available to carry out*  
9           *this paragraph.*

10          *(C) FEDERAL SHARE.—The Federal share*  
11          *payable on account of the program carried out*  
12          *under this paragraph shall be 80 percent of the*  
13          *cost of such program.*

14          *(13) CORROSION CONTROL AND PREVENTION.—*

15          *(A) IN GENERAL.—The Secretary shall*  
16          *make a grant to conduct a study on the costs*  
17          *and benefits of corrosion control and prevention.*  
18          *The study shall be conducted in conjunction with*  
19          *an interdisciplinary team of experts from the*  
20          *fields of metallurgy, chemistry, economics, and*  
21          *others, as appropriate. Not later than September*  
22          *30, 2001, the Secretary shall submit to Congress*  
23          *a report on the study results, together with any*  
24          *recommendations.*

1           (B) *FUNDING.*—*Of the amounts made avail-*  
2           *able for each of fiscal years 1999 and 2000 by*  
3           *section 127(a)(3)(H) of this Act, \$500,000 per*  
4           *fiscal year shall be available to carry out this*  
5           *paragraph.*

6           (14) *RECYCLED MATERIALS.*—

7           (A) *IN GENERAL.*—*The Secretary shall*  
8           *make grants to the University of New Hamp-*  
9           *shire to continue research on the use of recycled*  
10           *materials in the construction of transportation*  
11           *projects.*

12           (B) *FUNDING.*—*Of the amounts made avail-*  
13           *able for each of fiscal years 1999 through 2003*  
14           *by section 127(a)(3)(F) of this Act, \$1,000,000*  
15           *per fiscal year shall be available to carry out*  
16           *this paragraph.*

17           (15) *TRANSLINK.*—

18           (A) *IN GENERAL.*—*The Secretary shall*  
19           *make grants to the Texas Transportation Insti-*  
20           *tute to continue the Translink Research pro-*  
21           *gram.*

22           (B) *FUNDING.*—*Of the amounts allocated*  
23           *for each of fiscal years 1999 through 2001 under*  
24           *section 657(a) of this Act, \$1,300,000 per fiscal*

1           year shall be available to carry out this para-  
2           graph.

3           (16) *FUNDAMENTAL PROPERTIES OF ASPHALTS*  
4           *AND MODIFIED ASPHALTS.*—

5                   (A) *IN GENERAL.*—*The Secretary shall con-*  
6                   *tinue to carry out section 6016 of the Intermodal*  
7                   *Surface Transportation Efficiency Act of 1991.*  
8                   *Additional areas of the program under such sec-*  
9                   *tion shall be asphalt-water interaction studies*  
10                   *and asphalt-aggregate thin film behavior studies.*

11                   (B) *FUNDING.*—*Of the amounts made avail-*  
12                   *able for each of fiscal years 1999 through 2003*  
13                   *by section 127(a)(3)(F) of this Act, \$3,000,000*  
14                   *per fiscal year shall be available to carry out*  
15                   *this paragraph.*

16           (17) *NATIONAL CENTER FOR TRANSPORTATION*  
17           *MANAGEMENT, RESEARCH, AND DEVELOPMENT.*—

18                   (A) *IN GENERAL.*—*The Secretary shall*  
19                   *make grants to design, develop, and implement*  
20                   *research, training, and technology transfer ac-*  
21                   *tivities to increase the number of highly skilled*  
22                   *minority individuals and women entering the*  
23                   *transportation workforce. The grant recipient*  
24                   *shall be an institution with a predominantly mi-*  
25                   *nority student population, a dedicated graduate*

1           *degree program in transportation studies, and a*  
2           *demonstrated record for at least 5 years in pur-*  
3           *suing the objectives for which grants are author-*  
4           *ized by this subparagraph.*

5           *(B) FUNDING.—Of the amounts made avail-*  
6           *able by section 127(a)(3)(H) of this Act,*  
7           *\$1,000,000 shall be available to carry out this*  
8           *paragraph for fiscal year 2000, \$1,250,000 for*  
9           *fiscal year 2001, \$1,500,000 for fiscal year 2002,*  
10          *and \$1,750,000 for fiscal year 2003.*

11          (18) *INFRASTRUCTURE TECHNOLOGY INSTI-*  
12          *TUTE.—*

13           *(A) IN GENERAL.—The Secretary shall*  
14           *make grants to study techniques to evaluate and*  
15           *monitor infrastructure conditions, to improve in-*  
16           *formation systems for infrastructure construction*  
17           *and management, and to study advanced mate-*  
18           *rials and automated processes for constructing*  
19           *and rehabilitating public works facilities. The re-*  
20           *cipient shall be an institution with a dem-*  
21           *onstrated record for at least 5 years in pursuing*  
22           *the objectives for which grants are authorized by*  
23           *this subparagraph.*

24           *(B) FUNDING.—Of the amounts made avail-*  
25           *able for each of fiscal years 2000 through 2003*

1           by section 127(a)(3)(H) of this Act, \$3,000,000  
2           per fiscal year shall be available to carry out  
3           this paragraph.

4                           **Subtitle B—Intelligent**  
5                           **Transportation Systems**

6   **SEC. 651. DEFINITIONS.**

7           As used in this subtitle, the following definitions  
8   apply:

9                   (1) *INTELLIGENT TRANSPORTATION SYSTEMS;*  
10           *ITS.*—The terms “intelligent transportation systems”  
11           and “ITS” mean electronics, communications, or in-  
12           formation processing used singly or in combination to  
13           improve the efficiency and safety of surface transpor-  
14           tation systems.

15                   (2) *INTELLIGENT TRANSPORTATION INFRASTRUC-*  
16           *TURE.*—The term “intelligent transportation infra-  
17           structure” means fully integrated public sector ITS  
18           components, as defined by the Secretary.

19                   (3) *SECRETARY.*—The term “Secretary” means  
20           the Secretary of Transportation.

21                   (4) *STATE.*—The term “State” has the meaning  
22           given such term under section 101 of title 23, United  
23           States Code.

1 **SEC. 652. SCOPE OF PROGRAM.**

2       (a) *SCOPE.*—Subject to the provisions of this subtitle,  
3 the Secretary shall conduct an ongoing ITS program to re-  
4 search, develop, and operationally test intelligent transpor-  
5 tation systems and advance nationwide deployment of such  
6 systems as a component of the Nation’s surface transpor-  
7 tation systems.

8       (b) *GOALS.*—The goals of the ITS program include—

9           (1) *enhancement of surface transportation effi-*  
10 *ciency to enable existing facilities to meet a signifi-*  
11 *cant portion of future transportation needs and to re-*  
12 *duce regulatory, financial, and other transaction costs*  
13 *to public agencies and system users;*

14           (2) *enhancement of safe operation of motor vehi-*  
15 *cles, including motorcycles, and nonmotorized vehicles*  
16 *on the Nation’s surface transportation systems, with*  
17 *a particular emphasis on decreasing the number and*  
18 *severity of collisions;*

19           (3) *protection and enhancement of the natural*  
20 *environment and communities affected by surface*  
21 *transportation, with particular emphasis on assisting*  
22 *States to attain air quality goals established pursuant*  
23 *to the Clean Air Act (42 U.S.C. 7401 et seq.);*

24           (4) *accommodation of the needs of all users of the*  
25 *Nation’s surface transportation systems, including the*

1 operators of commercial vehicles, passenger vehicles,  
2 and motorcycles;

3 (5) improvement of public access to employment,  
4 goods, and services;

5 (6) development of a technology base and nec-  
6 essary standards and protocols for intelligent trans-  
7 portation systems;

8 (7) improvement of the Nation's ability to re-  
9 spond to emergencies and natural disasters and en-  
10 hancement of national defense mobility; and

11 (8) promotion of the access and use of data col-  
12 lected from projects conducted under the program by  
13 public and private organizations.

14 **SEC. 653. GENERAL AUTHORITIES AND REQUIREMENTS.**

15 (a) **COOPERATION AND CONSULTATION REQUIRE-**  
16 **MENTS.—**

17 (1) **COOPERATION WITH GOVERNMENTAL, PRI-**  
18 **VATE, AND EDUCATIONAL ENTITIES.—***The Secretary*  
19 *shall carry out the ITS program in cooperation with*  
20 *State and local governments and other public entities,*  
21 *the United States private sector, and colleges and uni-*  
22 *versities, including historically black colleges and uni-*  
23 *versities and other minority institutions of higher*  
24 *education.*

1           (2) *CONSULTATION WITH FEDERAL OFFICIALS.*—  
2           *In carrying out the ITS program, the Secretary, as*  
3           *appropriate, shall consult with the Secretary of Com-*  
4           *merce, the Secretary of the Treasury, the Adminis-*  
5           *trator of the Environmental Protection Agency, the*  
6           *Director of the National Science Foundation, and the*  
7           *heads of other Federal departments and agencies.*

8           (b) *STANDARDS.*—

9           (1) *DEVELOPMENT OF NATIONAL ITS ARCHITEC-*  
10          *TURE.*—*The Secretary shall develop, implement, and*  
11          *maintain a national ITS architecture and standards*  
12          *and protocols to promote the widespread use and eval-*  
13          *uation of ITS technology as a component of the Na-*  
14          *tion's surface transportation systems.*

15          (2) *INTEROPERABILITY AMONG ITS TECH-*  
16          *NOLOGIES.*—*The national ITS architecture shall pro-*  
17           *mote interoperability among ITS technologies imple-*  
18          *mented throughout the States.*

19          (3) *USE OF SERVICES OF STANDARDS-SETTING*  
20          *ORGANIZATIONS.*—*In carrying out this subsection, the*  
21          *Secretary may use the services of standards-setting*  
22          *organizations.*

23          (4) *ESTABLISHMENT OF DEDICATED SHORT-*  
24          *RANGE VEHICLE TO WAYSIDE WIRELESS STANDARD.*—  
25          *In carrying out this subsection, the Secretary, in con-*

1        *sultation with the Secretary of Commerce, the Sec-*  
2        *retary of Defense, and the Federal Communications*  
3        *Commission, shall take such actions as may be nec-*  
4        *essary to secure the necessary spectrum for the near-*  
5        *term establishment of a dedicated short-range vehicle*  
6        *to wayside wireless standard.*

7        *(c) EVALUATIONS.—*

8                *(1) GUIDELINES AND REQUIREMENTS.—The Sec-*  
9        *retary shall issue guidelines and requirements for the*  
10        *evaluation of field and related operational tests car-*  
11        *ried out under section 655 of this Act.*

12                *(2) OBJECTIVITY AND INDEPENDENCE.—The*  
13        *guidelines and requirements issued under paragraph*  
14        *(1) shall include provisions to ensure the objectivity*  
15        *and independence of the evaluator and to avoid any*  
16        *real or apparent conflict of interest or potential influ-*  
17        *ence on the outcome by parties to the tests or any*  
18        *other formal evaluation conducted under this subtitle.*

19        *(d) INFORMATION CLEARINGHOUSE.—*

20                *(1) ESTABLISHMENT.—The Secretary shall estab-*  
21        *lish and maintain a repository for technical and safe-*  
22        *ty data collected as a result of federally-sponsored*  
23        *projects under this subtitle and shall make, upon re-*  
24        *quest, such information (except for proprietary infor-*

1        *mation and data) readily available to all users of the*  
2        *repository at an appropriate cost.*

3            (2) *DELEGATION OF AUTHORITY.*—*The Secretary*  
4        *may delegate the responsibility of the Secretary under*  
5        *this subsection, with continuing oversight by the Sec-*  
6        *retary, to an appropriate entity that is not within*  
7        *the Department of Transportation. Any entity to*  
8        *which such responsibility is delegated shall be eligible*  
9        *for Federal assistance under this subtitle.*

10        (e) *ADVISORY COMMITTEES.*—

11            (1) *IN GENERAL.*—*The Secretary may utilize 1*  
12        *or more advisory committees in carrying out this sub-*  
13        *title.*

14            (2) *APPLICABILITY OF FEDERAL ADVISORY COM-*  
15        *MITTEE ACT.*—*Any advisory committee utilized under*  
16        *this subsection shall be subject to the Federal Advisory*  
17        *Committee Act (5 U.S.C. App., 86 Stat. 770).*

18            (3) *FUNDING.*—*Funding provided for an advi-*  
19        *sory committee utilized under this subsection shall be*  
20        *available from moneys appropriated for advisory*  
21        *committees as specified in relevant appropriations*  
22        *Acts and from funds allocated for research, develop-*  
23        *ment, and implementation activities in connection*  
24        *with the ITS program.*

25        (f) *CONFORMITY WITH STANDARDS.*—

1           (1) *IN GENERAL.*—*The Secretary shall ensure*  
2           *that ITS projects carried out using funds made avail-*  
3           *able out of the Highway Trust Fund conform to the*  
4           *national ITS architecture and standards and proto-*  
5           *cols developed under subsection (b).*

6           (2) *EXCEPTION.*—*Paragraph (1) shall not apply*  
7           *to projects carried out using funds authorized for spe-*  
8           *cific research objectives in the National ITS Program*  
9           *Plan under section 654 of this Act.*

10          (g) *LIFE-CYCLE COST ANALYSIS.*—*The Secretary shall*  
11          *require an analysis of the life-cycle costs of each project car-*  
12          *ried out using funds made available under this subtitle, and*  
13          *each project authorized in section 656 of this Act, for oper-*  
14          *ations and maintenance of ITS elements, where the total*  
15          *initial capital costs of the such elements exceed \$3,000,000.*

16          (h) *PROCUREMENT METHODS.*—

17                 (1) *TECHNICAL ASSISTANCE.*—*The Secretary*  
18                 *shall develop appropriate technical assistance and*  
19                 *guidance to assist State and local agencies in evaluat-*  
20                 *ing and selecting appropriate methods of procurement*  
21                 *for its projects carried out using funds made available*  
22                 *from the Highway Trust Fund, including innovative*  
23                 *and nontraditional methods of procurement.*

24                 (2) *ITS SOFTWARE.*—*To the maximum extent*  
25                 *practicable, contracting officials shall use as a critical*

1 *evaluation criterion the Software Engineering Insti-*  
2 *tute's Capability Maturity Model, or another similar*  
3 *recognized standard risk assessment methodology, to*  
4 *reduce the cost, schedule, and performance risks asso-*  
5 *ciated with the development, management, and inte-*  
6 *gration of ITS software.*

7 **SEC. 654. NATIONAL ITS PROGRAM PLAN.**

8 *(a) NATIONAL ITS PROGRAM PLAN.—*

9 *(1) UPDATES.—The Secretary shall maintain*  
10 *and update, as necessary, the National ITS Program*  
11 *Plan developed by the Department of Transportation*  
12 *and the Intelligent Transportation Society of Amer-*  
13 *ica.*

14 *(2) SCOPE.—The National ITS Program Plan*  
15 *shall—*

16 *(A) specify the goals, objectives, and mile-*  
17 *stones for the deployment of intelligent transpor-*  
18 *tation infrastructure in the context of major met-*  
19 *ropolitan areas, smaller metropolitan and rural*  
20 *areas, and commercial vehicle information sys-*  
21 *tems and networks;*

22 *(B) specify how specific programs and*  
23 *projects relate to the goals, objectives, and mile-*  
24 *stones referred to in subparagraph (A), including*



1 *training, and information to State and local governments*  
2 *seeking to implement, operate, maintain, and evaluate ITS*  
3 *technologies and services.*

4 (b) *TRANSPORTATION PLANNING.—The Secretary may*  
5 *provide funding to support adequate consideration of trans-*  
6 *portation system management and operations, including*  
7 *ITS, within metropolitan and statewide transportation*  
8 *planning processes.*

9 (c) *RESEARCH AND OPERATIONAL TESTS.—The Sec-*  
10 *retary may provide funding for research and operational*  
11 *tests relating to ITS.*

12 (d) *DEMONSTRATION AND EVALUATION OF INTEL-*  
13 *LIGENT VEHICLE HIGHWAY SYSTEMS.—The Secretary may*  
14 *conduct research and development activities for the purpose*  
15 *of demonstrating integrated intelligent vehicle highway sys-*  
16 *tems and roadway safety systems. Such research shall in-*  
17 *clude state-of-the-art systems and shall integrate collision*  
18 *avoidance, in-vehicle information, and other safety related*  
19 *systems (including infrastructure-based systems). Develop-*  
20 *ment work shall incorporate human factors research find-*  
21 *ings.*

22 **SEC. 656. ITS DEPLOYMENT.**

23 (a) *INTELLIGENT TRANSPORTATION INFRASTRUCTURE*  
24 *DEPLOYMENT INCENTIVES PROGRAM.—The Secretary shall*  
25 *conduct a program to promote the deployment of regionally*

1 *integrated, intermodal intelligent transportation systems*  
2 *and, through financial and technical assistance under this*  
3 *subtitle, shall assist in the development and implementation*  
4 *of such systems.*

5 (b) *GOALS.—In accordance with the National ITS*  
6 *Program Plan under section 654 of this Act, the Secretary*  
7 *shall provide incentives for the deployment of integrated ap-*  
8 *plications of intermodal, intelligent transportation infra-*  
9 *structure and system technologies to—*

10 (1) *stimulate sufficient deployment to validate*  
11 *and accelerate the establishment of national ITS*  
12 *standards and protocols;*

13 (2) *realize the benefits of regionally integrated,*  
14 *intermodal deployment of intelligent transportation*  
15 *infrastructure and commercial vehicle operations, in-*  
16 *cluding electronic border crossing applications; and*

17 (3) *motivate innovative approaches to over-*  
18 *coming non-technical constraints or impediments to*  
19 *deployment.*

20 (c) *PROJECT SELECTION.—In order to be eligible for*  
21 *funding under this section, a project shall—*

22 (1) *contribute to national deployment goals and*  
23 *objectives outlined in the National ITS Program Plan*  
24 *under section 654 of this Act;*

1           (2) *demonstrate a strong commitment to co-*  
2 *operation among agencies, jurisdictions, and the pri-*  
3 *vate sector, as evidenced by signed memorandums of*  
4 *understanding that clearly define the responsibilities*  
5 *and relation of all parties to a partnership arrange-*  
6 *ment, including institutional relationships and finan-*  
7 *cial agreements needed to support deployment, and*  
8 *commitment to the criteria provided in paragraphs*  
9 *(3) through (7);*

10           (3) *demonstrate commitment to a comprehensive*  
11 *plan of fully integrated ITS deployment in accord-*  
12 *ance with the national ITS architecture and stand-*  
13 *ards and protocols established under section 653(b) of*  
14 *this Act;*

15           (4) *be part of approved plans and programs de-*  
16 *veloped under applicable statewide and metropolitan*  
17 *transportation planning processes and applicable*  
18 *State air quality implementation plans, as appro-*  
19 *priate, at the time Federal funds are sought;*

20           (5) *minimize the relative percentage and amount*  
21 *of Federal contributions under this section to total*  
22 *project costs;*

23           (6) *ensure continued, long-term operations and*  
24 *maintenance without continued reliance on Federal*  
25 *funding under this subtitle, along with documented*

1 *evidence of fiscal capacity and commitment from an-*  
2 *ticipated public and private sources;*

3 *(7) demonstrate technical capacity for effective*  
4 *operations and maintenance or commitment to ac-*  
5 *quiring necessary skills; and*

6 *(8) identify the impacts on bicycle and pedes-*  
7 *trian transportation and safety and evaluate options*  
8 *to mitigate any adverse impacts on bicycle and pedes-*  
9 *trian transportation and safety.*

10 *(d) FUNDING LIMITATIONS.—*

11 *(1) PROJECTS IN METROPOLITAN AREAS.—Fund-*  
12 *ing under this section for intelligent transportation*  
13 *infrastructure projects in metropolitan areas shall be*  
14 *limited to activities primarily necessary to integrate*  
15 *intelligent transportation infrastructure elements ei-*  
16 *ther deployed or to be deployed with other sources of*  
17 *funds.*

18 *(2) OTHER PROJECTS.—For commercial vehicle*  
19 *projects and projects outside metropolitan areas,*  
20 *funding provided under this subtitle may also be used*  
21 *for installation of intelligent transportation infra-*  
22 *structure elements.*

23 *(3) FISCAL YEAR LIMITATIONS.—Of the amounts*  
24 *made available to carry out this section in a fiscal*  
25 *year—*

1           (A) *not more than \$15,000,000 may be used*  
2           *for projects in a metropolitan area;*

3           (B) *not more than \$2,000,000 may be used*  
4           *for a project in a rural area;*

5           (C) *not more than \$5,000,000 may be used*  
6           *for a commercial vehicle information system and*  
7           *network project; and*

8           (D) *not more than \$35,000,000 may be used*  
9           *for projects in a State.*

10          (4) *PRIORITIES.—In providing funding for*  
11          *projects under this section, the Secretary shall allo-*  
12          *cate—*

13               (A) *not less than 25 percent of the funds*  
14               *made available to carry out this section to eligi-*  
15               *ble State and local entities for the implementa-*  
16               *tion of commercial vehicle information systems*  
17               *and networks, and international border crossing*  
18               *improvements, in support of public sector com-*  
19               *mercial vehicle operations nationwide; and*

20               (B) *not less than 10 percent of such funds*  
21               *for other intelligent transportation infrastructure*  
22               *deployment activities outside of metropolitan*  
23               *areas.*

1 **SEC. 657. FUNDING ALLOCATIONS.**

2 (a) *INTELLIGENT TRANSPORTATION INFRASTRUCTURE*  
3 *DEPLOYMENT INCENTIVES PROGRAM.*—

4 (1) *ALLOCATION.*—*Of the amounts made avail-*  
5 *able for each of fiscal years 1998 through 2003 by sec-*  
6 *tion 127(a)(3)(I) of this Act, \$75,000,000 per fiscal*  
7 *year shall be available to carry out section 656 of this*  
8 *Act.*

9 (2) *USE OF UNALLOCATED AMOUNTS.*—*In addi-*  
10 *tion to amounts made available by subsection (b), any*  
11 *amounts made available under paragraph (1) and*  
12 *not allocated by the Secretary for carrying out section*  
13 *656 of this Act may be used by the Secretary for car-*  
14 *rying out other activities authorized under this sub-*  
15 *title.*

16 (b) *ITS RESEARCH AND PROGRAM SUPPORT ACTIVI-*  
17 *TIES.*—*Of the amounts made available for each of fiscal*  
18 *years 1998 through 2003 by section 127(a)(3)(I) of this Act,*  
19 *\$100,000,000 per fiscal year shall be available to carry out*  
20 *multi-year research and technology development initiatives*  
21 *under this subtitle (other than projects under section 656*  
22 *of this Act).*

23 (c) *FEDERAL SHARE PAYABLE.*—

24 (1) *INTELLIGENT TRANSPORTATION INFRASTRUC-*  
25 *TURE DEPLOYMENT INCENTIVES PROGRAM.*—*For ac-*  
26 *tivities funded with amounts allocated under sub-*

1        *section (a), the Federal share payable from such*  
2        *amounts shall not exceed 50 percent of the costs of the*  
3        *activities, and the total Federal share payable from*  
4        *all eligible sources (including subsection (a)) shall not*  
5        *exceed 80 percent of the costs of the activities.*

6            (2) *OTHER PROGRAMS.—For activities funded*  
7        *with amounts allocated under subsection (b), unless*  
8        *the Secretary determines otherwise, the Federal share*  
9        *payable on account of such activities shall not exceed*  
10       *80 percent of the costs of the activities.*

11           (3) *LONG-RANGE ACTIVITIES.—For long-range*  
12       *activities undertaken in partnership with private en-*  
13       *tities for the purposes of section 655(d) of this Act, the*  
14       *Federal share payable from funds allocated under this*  
15       *subtitle on account of such activities shall not exceed*  
16       *50 percent of the costs of the activities, and the total*  
17       *Federal share payable from all eligible sources (in-*  
18       *cluding subsection (a)) shall not exceed 80 percent of*  
19       *the costs of the activities.*

20           (4) *PARTICIPATION OF OTHER PUBLIC AND PRI-*  
21       *VATE SOURCES.—The Secretary shall seek maximum*  
22       *participation in the funding of activities under this*  
23       *subtitle from other public and private sources, and*  
24       *shall minimize the use of funds provided under this*

1 subtitle for the construction or long-term acquisition  
2 of buildings and grounds.

3 (d) **ADVANCED TRAFFIC MONITORING AND RESPONSE**  
4 **CENTER.**—

5 (1) **IN GENERAL.**—*The Secretary shall make*  
6 *grants to the Pennsylvania Transportation Institute,*  
7 *in conjunction with the Pennsylvania Turnpike Com-*  
8 *mission, to establish an advanced traffic monitoring*  
9 *and emergency response center at Letterkenny Army*  
10 *Depot in Chambersburg, Pennsylvania. The center*  
11 *shall help develop and coordinate traffic monitoring*  
12 *and ITS systems on the entire Pennsylvania Turn-*  
13 *pike system and I-81, coordinate emergency response*  
14 *with State and local governments in the Central*  
15 *Pennsylvania Region, and conduct research.*

16 (2) **FUNDING.**—*Of the amounts made available*  
17 *for each of fiscal years 1998 through 2003 by section*  
18 *127(a)(3)(H) of this Act, \$1,667,000 per fiscal year*  
19 *shall be available to carry out this subsection.*

20 **SEC. 658. GLOBAL POSITIONING SATELLITE DATA.**

21 (a) **MORATORIUM.**—*Before the last day of the 2-year*  
22 *period beginning on the date of enactment of this Act or*  
23 *the 90th day after a study has been submitted under sub-*  
24 *section (c), whichever is later, records produced by global*  
25 *positioning satellite systems shall not be subpoenaed or oth-*

1 *erwise used by the Secretary in enforcement cases to verify*  
2 *compliance with hours-of-service requirements for employees*  
3 *of motor carriers.*

4 *(b) EXCEPTIONS TO MORATORIUM.—Notwithstanding*  
5 *subsection (a), the Secretary may use such records in a case*  
6 *in which any of the following conditions exist:*

7 *(1) Global positioning satellite systems are a*  
8 *motor carrier’s primary method of maintaining or*  
9 *verifying records of duty status.*

10 *(2) State or Federal safety officials are inves-*  
11 *tigating the cause of a fatal crash involving a motor*  
12 *carrier.*

13 *(3) A motor carrier has an unacceptable safety*  
14 *profile as determined by the Secretary and the Sec-*  
15 *retary gives approval for an examination of the global*  
16 *positioning satellite records.*

17 *In carrying out this subsection, the Secretary may seek ac-*  
18 *cess to data from an information technology provider only*  
19 *if access to such data cannot be obtained from the motor*  
20 *carrier.*

21 *(c) INDEPENDENT ASSESSMENT.—*

22 *(1) IN GENERAL.—The Secretary shall contract*  
23 *with an entity that is independent of the Department*  
24 *of Transportation to conduct a study to identify, ex-*  
25 *amine, and evaluate current and future issues and*

1 *policies related to government access to data produced*  
2 *by electronic systems for motor carriers. The entity*  
3 *shall have demonstrated knowledge about the motor*  
4 *carrier industry, motor carrier safety regulations,*  
5 *and the electronic information industry.*

6 (2) *INSPECTOR GENERAL.—The Office of the In-*  
7 *pector General of the Department of Transportation*  
8 *shall approve the statement of work of the entity re-*  
9 *ferred to in paragraph (1) and approve the contract*  
10 *award under paragraph (1). In carrying out its re-*  
11 *sponsibilities under this paragraph, the Office of the*  
12 *Inspector General shall perform such overview and*  
13 *validation or verification of data as may be necessary*  
14 *to ensure that the study to be conducted under para-*  
15 *graph (1) meets the requirements of paragraph (1).*

16 (3) *DEADLINE.—The study to be conducted*  
17 *under paragraph (1) shall be completed not later than*  
18 *2 years after the date of the enactment of this Act. A*  
19 *report containing the results of the study shall be sub-*  
20 *mitted to the Secretary and Congress.*

21 (4) *FUNDING.—Of amounts made available*  
22 *under section 127(a)(3)(H), \$100,000 for fiscal year*  
23 *1998, \$200,000 for fiscal year 1999, and \$200,000 for*  
24 *fiscal year 2000 shall be available to carry out this*  
25 *subsection.*

1 **SEC. 659. REPEAL.**

2 *Part B of title VI of the Intermodal Surface Transpor-*  
3 *tation Efficiency Act of 1991 (105 Stat. 2189–2195) is re-*  
4 *pealed.*

5 **TITLE VII—TRUTH IN**  
6 **BUDGETING**

7 **SEC. 701. BUDGETARY TREATMENT OF HIGHWAY TRUST**  
8 **FUND.**

9 *Notwithstanding any other provision of law (except the*  
10 *Line Item Veto Act of 1996), the receipts and disbursements*  
11 *of the Highway Trust Fund established by section 9503 of*  
12 *the Internal Revenue Code of 1986—*

13 *(1) shall not be counted as new budget authority,*  
14 *outlays, receipts, or deficit or surplus for purposes*  
15 *of—*

16 *(A) the budget of the United States Govern-*  
17 *ment as submitted by the President,*

18 *(B) the congressional budget (including al-*  
19 *locations of budget authority and outlays pro-*  
20 *vided therein), or*

21 *(C) the Balanced Budget and Emergency*  
22 *Deficit Control Act of 1985; and*

23 *(2) shall be exempt from any general budget lim-*  
24 *itation imposed by statute on expenditures and net*  
25 *lending (budget outlays) of the United States Govern-*  
26 *ment.*

1 **SEC. 702. APPLICABILITY.**

2 *This title shall apply to fiscal years beginning after*  
3 *September 30, 1997.*

4 **TITLE VIII—RECREATIONAL**  
5 **BOATING SAFETY PROGRAM**

6 **SEC. 801. SHORT TITLE.**

7 *This title may be cited as the “Recreational Boating*  
8 *Safety Improvement Act of 1998”.*

9 **SEC. 802. AMENDMENTS RELATING TO RECREATIONAL**  
10 **BOATING SAFETY PROGRAM.**

11 *(a) IN GENERAL.—Section 13106 of title 46, United*  
12 *States Code, is amended—*

13 *(1) in subsection (a)—*

14 *(A) by striking “(1)” and all that follows*  
15 *through the first sentence and inserting the fol-*  
16 *lowing: “Except as provided in subsection (c)*  
17 *and subject to such amounts as are provided in*  
18 *appropriations laws, the Secretary may expend*  
19 *for each fiscal year the amount transferred for*  
20 *such fiscal year to the Boat Safety Account*  
21 *under section 9503(c)(4) of the Internal Revenue*  
22 *Code of 1986 (26 U.S.C. 9503(c)(4)).”;* and

23 *(B) by striking paragraph (2); and*

24 *(2) by striking subsection (c) and inserting the*  
25 *following:*

1       “(c)(1) *Of the amount transferred for each fiscal year*  
2 *to the Boat Safety Account under section 9503(c)(4) of the*  
3 *Internal Revenue Code of 1986 (26 U.S.C. 9503(c)(4))—*

4               “(A) *up to two percent is available to the Sec-*  
5 *retary to pay the costs of investigations, personnel,*  
6 *and activities related to administering State rec-*  
7 *reational boating safety programs;*

8               “(B) *up to two percent is available to the Sec-*  
9 *retary to ensure compliance with chapter 43 of this*  
10 *title; and*

11               “(C) *up to three percent is available to the Sec-*  
12 *retary to establish, operate, and maintain aids to*  
13 *navigation that promote primarily recreational boat-*  
14 *ing safety.*

15       “(2) *Amounts made available by this subsection shall*  
16 *remain available until expended.”.*

17       (b) *COMPREHENSIVE SURVEYS.—Section 13103(c) of*  
18 *title 46, United States Code, is amended—*

19               (1) *by inserting “(1)” after “(c)”;* and

20               (2) *by adding at the end the following:*

21       “(2) *The Secretary shall use amounts allocated under*  
22 *this subsection to conduct and report to the Congress the*  
23 *findings of a comprehensive survey of recreational boating*  
24 *in the United States, by not later than December 1 of 1999*  
25 *and of every fifth year thereafter. The amount expended for*

1 *each survey may not exceed 50 percent of the amounts allo-*  
2 *cated under this subsection for the fiscal year in which the*  
3 *survey is conducted.”.*

4 *(c) REQUIREMENT TO USE STATE PROGRAM ASSIST-*  
5 *ANCE FOR CERTAIN PUBLIC ACCESS FACILITIES.—Section*  
6 *13106 of title 46, United States Code, is amended by adding*  
7 *at the end the following:*

8 *“(d)(1) The Secretary shall require that of the amount*  
9 *appropriated for a fiscal year to which this subsection ap-*  
10 *plies that is allocated and distributed under this chapter*  
11 *for State recreational boating safety programs, the amount*  
12 *described in paragraph (2) shall be available only for use*  
13 *pursuant to subsection (b)(4) for public access facilities for*  
14 *transient nontrailerable recreational vessels.*

15 *“(2) The amount referred to in paragraph (1) is equal*  
16 *to five percent of the portion of sums appropriated for the*  
17 *fiscal year to carry out this chapter that is in excess of*  
18 *\$35,000,000.*

19 *“(3) This subsection applies to any fiscal year for*  
20 *which the total amount appropriated to carry out this*  
21 *chapter exceeds \$35,000,000.”.*

22 *(d) EFFECTIVE DATE.—This section shall take effect*  
23 *October 1, 1998.*

1                   **TITLE IX—RAILROADS**

2   **SEC. 901. HIGH-SPEED RAIL.**

3           (a) *AUTHORIZATION OF APPROPRIATIONS.*—Section  
4 26104 of title 49, United States Code, is amended—

5                   (1) *by redesignating subsection (d) as subsection*  
6 *(h); and*

7                   (2) *by inserting after subsection (c) the following*  
8 *new subsections:*

9           “(d) *FISCAL YEAR 1998.*—(1) *There are authorized to*  
10 *be appropriated to the Secretary \$10,000,000 for fiscal year*  
11 *1998, for carrying out section 26101 (including payment*  
12 *of administrative expenses related thereto).*

13           “(2) *There are authorized to be appropriated to the*  
14 *Secretary \$25,000,000 for fiscal year 1998, for carrying out*  
15 *section 26102 (including payment of administrative ex-*  
16 *penses related thereto).*

17           “(e) *FISCAL YEAR 1999.*—(1) *There are authorized to*  
18 *be appropriated to the Secretary \$10,000,000 for fiscal year*  
19 *1999, for carrying out section 26101 (including payment*  
20 *of administrative expenses related thereto).*

21           “(2) *There are authorized to be appropriated to the*  
22 *Secretary \$25,000,000 for fiscal year 1999, for carrying out*  
23 *section 26102 (including payment of administrative ex-*  
24 *penses related thereto).*

1           “(f) *FISCAL YEAR 2000.*—(1) *There are authorized to*  
2 *be appropriated to the Secretary \$10,000,000 for fiscal year*  
3 *2000, for carrying out section 26101 (including payment*  
4 *of administrative expenses related thereto).*

5           “(2) *There are authorized to be appropriated to the*  
6 *Secretary \$25,000,000 for fiscal year 2000, for carrying out*  
7 *section 26102 (including payment of administrative ex-*  
8 *penses related thereto).*

9           “(g) *FISCAL YEAR 2001.*—(1) *There are authorized to*  
10 *be appropriated to the Secretary \$10,000,000 for fiscal year*  
11 *2001, for carrying out section 26101 (including payment*  
12 *of administrative expenses related thereto).*

13           “(2) *There are authorized to be appropriated to the*  
14 *Secretary \$25,000,000 for fiscal year 2001, for carrying out*  
15 *section 26102 (including payment of administrative ex-*  
16 *penses related thereto).”.*

17           (b) *DEFINITION.*—*Section 26105(2) of title 49, United*  
18 *States Code, is amended to read as follows:*

19                   “(2) *the term ‘high-speed rail’ means all forms*  
20 *of nonhighway ground transportation that run on*  
21 *rails or electromagnetic guideways providing trans-*  
22 *portation service which is—*

23                           “(A) *reasonably expected to reach sustained*  
24 *speeds of more than 125 miles per hour; and*

1                   “(B) made available to members of the gen-  
 2                   eral public as passengers,  
 3                   but does not include rapid transit operations within  
 4                   an urban area that are not connected to the general  
 5                   rail system of transportation;”.

6 **SEC. 902. LIGHT DENSITY RAIL LINE PILOT PROJECTS.**

7           (a) *AMENDMENT.*—Part B of subtitle V of title 49,  
 8 *United States Code*, is amended by adding at the end the  
 9 *following new chapter:*

10 **“CHAPTER 223—LIGHT DENSITY RAIL LINE**  
 11 **PILOT PROJECTS**

“Sec.

“22301. *Light density rail line pilot projects.*

12 **“§ 22301. Light density rail line pilot projects**

13           “(a) *GRANTS.*—The Secretary of Transportation may  
 14 *make grants to States that have State rail plans described*  
 15 *in section 22102 (1) and (2), to fund pilot projects that*  
 16 *demonstrate the relationship of light density railroad serv-*  
 17 *ices to the statutory responsibilities of the Secretary, includ-*  
 18 *ing those under title 23.*

19           “(b) *LIMITATIONS.*—Grants under this section may be  
 20 *made only for pilot projects for making capital improve-*  
 21 *ments to, and rehabilitating, publicly and privately owned*  
 22 *rail line structures, and may not be used for providing op-*  
 23 *erating assistance.*

1           “(c) *PRIVATE OWNER CONTRIBUTIONS.*—Grants made  
 2 under this section for projects on privately owned rail line  
 3 structures shall include contributions by the owner of the  
 4 rail line structures, based on the benefit to those structures,  
 5 as determined by the Secretary.

6           “(d) *STUDY.*—The Secretary shall conduct a study of  
 7 the pilot projects carried out with grant assistance under  
 8 this section to determine the public interest benefits associ-  
 9 ated with the light density railroad networks in the States  
 10 and their contribution to a multimodal transportation sys-  
 11 tem. Not later than March 31, 2003, the Secretary shall re-  
 12 port to Congress any recommendations the Secretary con-  
 13 siders appropriate regarding the eligibility of light density  
 14 rail networks for Federal infrastructure financing.

15           “(e) *AUTHORIZATION OF APPROPRIATIONS.*—There are  
 16 authorized to be appropriated to the Secretary to carry out  
 17 this section \$25,000,000 for each of the fiscal years 1998,  
 18 1999, 2000, 2001, 2002, and 2003. Such funds shall remain  
 19 available until expended.”.

20           “(b) *TABLE OF CHAPTERS.*—The table of chapters of  
 21 subtitle V of title 49, United States Code, is amended by  
 22 inserting after the item relating to chapter 221 the following  
 23 new item:

“223. *LIGHT DENSITY RAIL LINE PILOT PROJECTS* ..... 22301”.

1 **SEC. 903. MIAMI-ORLANDO-TAMPA CORRIDOR PROJECT.**

2 *There are authorized to be appropriated to the Sec-*  
3 *retary of Transportation \$200,000,000, to be made avail-*  
4 *able to the Florida Department of Transportation to reim-*  
5 *burse the Florida Overland Express project in the Miami-*  
6 *Orlando-Tampa corridor for capital costs of that project.*  
7 *The Florida Department of Transportation shall deposit*  
8 *funds received under this section into a separate account*  
9 *which shall, to the extent not yet required for the purposes*  
10 *of this section, be invested in United States Treasury securi-*  
11 *ties. Funds authorized under this section shall not be count-*  
12 *ed in calculating the allocation to the State of Florida*  
13 *under section 111.*

14 **SEC. 904. ALASKA RAILROAD.**

15 *(a) GRANTS.—The Secretary may make grants to the*  
16 *Alaska Railroad for capital rehabilitation of and improve-*  
17 *ments to its passenger services.*

18 *(b) AUTHORIZATION OF APPROPRIATIONS.—There is*  
19 *authorized to be appropriated to carry out this section*  
20 *\$5,250,000 for each of fiscal years 1998 through 2003.*

21 **SEC. 905. RAILWAY-HIGHWAY CROSSING HAZARD ELIMI-**  
22 **NATION IN HIGH SPEED RAIL CORRIDORS.**

23 *There is authorized to be appropriated to carry out*  
24 *section 104(d)(2) of title 23, United States Code, \$5,250,000*  
25 *for each of fiscal years 1998 through 2003.*

1 **SEC. 906. RAILROAD REHABILITATION AND IMPROVEMENT**

2 **FINANCING.**

3 (a) *AMENDMENTS.*—*Title V of the Railroad Revital-*  
4 *ization and Regulatory Reform Act of 1976 is amended—*

5 (1) *by striking sections 501 through 504 and in-*  
6 *serting the following new sections:*

7 **“SEC. 501. DEFINITIONS.**

8 *“For purposes of this title:*

9 (1)(A) *The term ‘cost’ means the estimated*  
10 *long-term cost to the Government of a direct loan or*  
11 *loan guarantee, calculated on a net present value*  
12 *basis, excluding administrative costs and any inci-*  
13 *dental effects on governmental receipts or outlays.*

14 (B) *The cost of a direct loan shall be the net*  
15 *present value, at the time when the direct loan is dis-*  
16 *bursed, of the following cash flows:*

17 (i) *Loan disbursements.*

18 (ii) *Repayments of principal.*

19 (iii) *Payments of interest and other pay-*  
20 *ments by or to the Government over the life of*  
21 *the loan after adjusting for estimated defaults,*  
22 *prepayments, fees, penalties, and other recover-*  
23 *ies.*

24 (C) *The cost of a loan guarantee shall be the net*  
25 *present value when a guaranteed loan is disbursed, of*  
26 *the following cash flows:*

1           “(i) *Estimated payments by the Govern-*  
2           *ment to cover defaults and delinquencies, interest*  
3           *subsidies, or other payments.*

4           “(ii) *Estimated payments to the Govern-*  
5           *ment, including origination and other fees, pen-*  
6           *alties, and recoveries.*

7           “(D) *Any Government action that alters the esti-*  
8           *mated net present value of an outstanding direct loan*  
9           *or loan guarantee (except modifications within the*  
10          *terms of existing contracts or through other existing*  
11          *authorities) shall be counted as a change in the cost*  
12          *of that direct loan or loan guarantee. The calculation*  
13          *of such changes shall be based on the estimated*  
14          *present value of the direct loan or loan guarantee at*  
15          *the time of modification.*

16          “(E) *In estimating net present values, the dis-*  
17          *count rate shall be the average interest rate on mar-*  
18          *ketable Treasury securities of similar maturity to the*  
19          *direct loan or loan guarantee for which the estimate*  
20          *is being made.*

21          “(2) *The term ‘direct loan’ means a disburse-*  
22          *ment of funds by the Government to a non-Federal*  
23          *borrower under a contract that requires the repay-*  
24          *ment of such funds. The term includes the purchase*  
25          *of, or participation in, a loan made by another lend-*

1 *er. The term does not include the acquisition of a fed-*  
2 *erally guaranteed loan in satisfaction of default*  
3 *claims.*

4 “(3) *The term ‘direct loan obligation’ means a*  
5 *binding agreement by the Secretary to make a direct*  
6 *loan when specified conditions are fulfilled by the bor-*  
7 *rower.*

8 “(4) *The term ‘intermodal’ means of or relating*  
9 *to the connection between rail service and other modes*  
10 *of transportation, including all parts of facilities at*  
11 *which such connection is made.*

12 “(5) *The term ‘loan guarantee’ means any guar-*  
13 *antee, insurance, or other pledge with respect to the*  
14 *payment of all or a part of the principal or interest*  
15 *on any debt obligation of a non-Federal borrower to*  
16 *a non-Federal lender, but does not include the insur-*  
17 *ance of deposits, shares, or other withdrawable ac-*  
18 *counts in financial institutions.*

19 “(6) *The term ‘loan guarantee commitment’*  
20 *means a binding agreement by the Secretary to make*  
21 *a loan guarantee when specified conditions are ful-*  
22 *filled by the borrower, the lender, or any other party*  
23 *to the guarantee agreement.*

1 **“SEC. 502. DIRECT LOANS AND LOAN GUARANTEES.**

2       “(a) *GENERAL AUTHORITY.*—*The Secretary may pro-*  
3 *vide direct loans and loan guarantees to State and local*  
4 *governments, government sponsored authorities and cor-*  
5 *porations, railroads, and joint ventures that include at least*  
6 *1 railroad.*

7       “(b) *ELIGIBLE PURPOSES.*—

8               “(1) *IN GENERAL.*—*Direct loans and loan guar-*  
9 *antees under this section shall be used to—*

10                       “(A) *acquire, improve, or rehabilitate inter-*  
11 *modal or rail equipment or facilities, including*  
12 *track, components of track, bridges, yards, build-*  
13 *ings, and shops;*

14                       “(B) *refinance outstanding debt incurred*  
15 *for the purposes described in subparagraph (A);*  
16 *or*

17                       “(C) *develop or establish new intermodal or*  
18 *railroad facilities.*

19               “(2) *OPERATING EXPENSES NOT ELIGIBLE.*—*Di-*  
20 *rect loans and loan guarantees under this section*  
21 *shall not be used for railroad operating expenses.*

22       “(c) *PRIORITY PROJECTS.*—*In granting applications*  
23 *for direct loans or guaranteed loans under this section, the*  
24 *Secretary shall give priority to projects that—*

25                       “(1) *enhance public safety;*

26                       “(2) *enhance the environment;*

1           “(3) *promote economic development;*

2           “(4) *enable United States companies to be more*  
3 *competitive in international markets;*

4           “(5) *are endorsed by the plans prepared under*  
5 *section 135 of title 23, United States Code, by the*  
6 *State or States in which they are located; or*

7           “(6) *preserve rail or intermodal service to small*  
8 *communities or rural areas.*

9           “(d) *EXTENT OF AUTHORITY.—The aggregate unpaid*  
10 *principal amounts of obligations under direct loans and*  
11 *loan guarantees made under this section shall not exceed*  
12 *\$5,000,000,000 at any one time. Of this amount, not less*  
13 *than \$1,000,000,000 shall be available solely for projects*  
14 *primarily benefiting freight railroads other than Class I*  
15 *carriers.*

16           “(e) *RATES OF INTEREST.—*

17           “(1) *DIRECT LOANS.—The Secretary shall re-*  
18 *quire interest to be paid on a direct loan made under*  
19 *this section at a rate not less than that necessary to*  
20 *recover the cost of making the loan.*

21           “(2) *LOAN GUARANTEES.—The Secretary shall*  
22 *not make a loan guarantee under this section if the*  
23 *interest rate for the loan exceeds that which the Sec-*  
24 *retary determines to be reasonable, taking into consid-*  
25 *eration the prevailing interest rates and customary*

1 *fees incurred under similar obligations in the private*  
2 *capital market.*

3 “(f) *INFRASTRUCTURE PARTNERS.*—

4 “(1) *AUTHORITY OF SECRETARY.*—*In lieu of or*  
5 *in combination with appropriations of budget author-*  
6 *ity to cover the costs of direct loans and loan guaran-*  
7 *tees as required under section 504(b)(1) of the Federal*  
8 *Credit Reform Act of 1990, the Secretary may accept*  
9 *on behalf of an applicant for assistance under this*  
10 *section a commitment from a non-Federal source to*  
11 *fund in whole or in part credit risk premiums with*  
12 *respect to the loan that is the subject of the applica-*  
13 *tion. In no event shall the aggregate of appropriations*  
14 *of budget authority and credit risk premiums de-*  
15 *scribed in this paragraph with respect to a direct*  
16 *loan or loan guarantee be less than the cost of that*  
17 *direct loan or loan guarantee.*

18 “(2) *CREDIT RISK PREMIUM AMOUNT.*—*The Sec-*  
19 *retary shall determine the amount required for credit*  
20 *risk premiums under this subsection on the basis of—*

21 “(A) *the circumstances of the applicant, in-*  
22 *cluding the amount of collateral offered;*

23 “(B) *the proposed schedule of loan disburse-*  
24 *ments;*

1           “(C) *historical data on the repayment his-*  
2           *tory of similar borrowers;*

3           “(D) *consultation with the Congressional*  
4           *Budget Office; and*

5           “(E) *any other factors the Secretary consid-*  
6           *ers relevant.*

7           “(3) *PAYMENT OF PREMIUMS.—Credit risk pre-*  
8           *miums under this subsection shall be paid to the Sec-*  
9           *retary before the disbursement of loan amounts.*

10          “(4) *COHORTS OF LOANS.—In order to maintain*  
11          *sufficient balances of credit risk premiums to ade-*  
12          *quately protect the Federal Government from risk of*  
13          *default, while minimizing the length of time the Gov-*  
14          *ernment retains possession of those balances, the Sec-*  
15          *retary shall establish cohorts of loans. When all obli-*  
16          *gations attached to a cohort of loans have been satis-*  
17          *fied, credit risk premiums paid for the cohort, and in-*  
18          *terest accrued thereon, which were not used to miti-*  
19          *gate losses shall be returned to the original source on*  
20          *a pro rata basis.*

21          “(g) *PREREQUISITES FOR ASSISTANCE.—The Sec-*  
22          *retary shall not make a direct loan or loan guarantee under*  
23          *this section unless the Secretary has made a finding in*  
24          *writing that—*

1           “(1) repayment of the obligation is required to be  
2           made within a term of not more than 25 years from  
3           the date of its execution;

4           “(2) the direct loan or loan guarantee is justified  
5           by the present and probable future demand for rail  
6           services or intermodal facilities;

7           “(3) the applicant has given reasonable assur-  
8           ances that the facilities or equipment to be acquired,  
9           rehabilitated, improved, developed, or established with  
10          the proceeds of the obligation will be economically and  
11          efficiently utilized;

12          “(4) the obligation can reasonably be repaid,  
13          using an appropriate combination of credit risk pre-  
14          miums and collateral offered by the applicant to pro-  
15          tect the Federal Government; and

16          “(5) the purposes of the direct loan or loan guar-  
17          antee are consistent with subsection (b).

18          “(h) *CONDITIONS OF ASSISTANCE.*—The Secretary  
19          shall, before granting assistance under this section, require  
20          the applicant to agree to such terms and conditions as are  
21          sufficient, in the judgment of the Secretary, to ensure that,  
22          as long as any principal or interest is due and payable  
23          on such obligation, the applicant, and any railroad or rail-  
24          road partner for whose benefit the assistance is intended—

1           “(1) will not use any funds or assets from rail-  
2           road or intermodal operations for purposes not relat-  
3           ed to such operations, if such use would impair the  
4           ability of the applicant, railroad, or railroad partner  
5           to provide rail or intermodal services in an efficient  
6           and economic manner, or would adversely affect the  
7           ability of the applicant, railroad, or railroad partner  
8           to perform any obligation entered into by the appli-  
9           cant under this section;

10           “(2) will, consistent with its capital resources,  
11           maintain its capital program, equipment, facilities,  
12           and operations on a continuing basis; and

13           “(3) will not make any discretionary dividend  
14           payments that unreasonably conflict with the pur-  
15           poses stated in subsection (b).

16   **“SEC. 503. ADMINISTRATION OF DIRECT LOANS AND LOAN**  
17           **GUARANTEES.**

18           “(a) *APPLICATIONS.*—The Secretary shall prescribe the  
19           form and contents required of applications for assistance  
20           under section 502, to enable the Secretary to determine the  
21           eligibility of the applicant’s proposal, and shall establish  
22           terms and conditions for direct loans and loan guarantees  
23           made under that section.

24           “(c) *ASSIGNMENT OF LOAN GUARANTEES.*—The holder  
25           of a loan guarantee made under section 502 may assign

1 *the loan guarantee in whole or in part, subject to such re-*  
2 *quirements as the Secretary may prescribe.*

3       “(d) *MODIFICATIONS.*—*The Secretary may approve*  
4 *the modification of any term or condition of a direct loan,*  
5 *loan guarantee, direct loan obligation, or loan guarantee*  
6 *commitment, including the rate of interest, time of payment*  
7 *of interest or principal, or security requirements, if the Sec-*  
8 *retary finds in writing that—*

9               “(1) *the modification is equitable and is in the*  
10 *overall best interests of the United States; and*

11               “(2) *consent has been obtained from the appli-*  
12 *cant and, in the case of a loan guarantee or loan*  
13 *guarantee commitment, the holder of the obligation.*

14       “(e) *COMPLIANCE.*—*The Secretary shall assure compli-*  
15 *ance, by an applicant, any other party to the loan, and*  
16 *any railroad or railroad partner for whose benefit assist-*  
17 *ance is intended, with the provisions of this title, regula-*  
18 *tions issued hereunder, and the terms and conditions of the*  
19 *direct loan or loan guarantee, including through regular*  
20 *periodic inspections.*

21       “(f) *COMMERCIAL VALIDITY.*—*For purposes of claims*  
22 *by any party other than the Secretary, a loan guarantee*  
23 *or loan guarantee commitment shall be conclusive evidence*  
24 *that the underlying obligation is in compliance with the*  
25 *provisions of this title, and that such obligation has been*

1 *approved and is legal as to principal, interest, and other*  
2 *terms. Such a guarantee or commitment shall be valid and*  
3 *incontestable in the hands of a holder thereof, including the*  
4 *original lender or any other holder, as of the date when*  
5 *the Secretary granted the application therefor, except as to*  
6 *fraud or material misrepresentation by such holder.*

7       “(g) *DEFAULT.*—*The Secretary shall prescribe regula-*  
8 *tions setting forth procedures in the event of default on a*  
9 *loan made or guaranteed under section 502. The Secretary*  
10 *shall ensure that each loan guarantee made under that sec-*  
11 *tion contains terms and conditions that provide that—*

12               “(1) *if a payment of principal or interest under*  
13 *the loan is in default for more than 30 days, the Sec-*  
14 *retary shall pay to the holder of the obligation, or the*  
15 *holder’s agent, the amount of unpaid guaranteed in-*  
16 *terest;*

17               “(2) *if the default has continued for more than*  
18 *90 days, the Secretary shall pay to the holder of the*  
19 *obligation, or the holder’s agent, 90 percent of the un-*  
20 *paid guaranteed principal;*

21               “(3) *after final resolution of the default, through*  
22 *liquidation or otherwise, the Secretary shall pay to*  
23 *the holder of the obligation, or the holder’s agent, any*  
24 *remaining amounts guaranteed but which were not*  
25 *recovered through the default’s resolution;*

1           “(4) the Secretary shall not be required to make  
2           any payment under paragraphs (1) through (3) if the  
3           Secretary finds, before the expiration of the periods  
4           described in such paragraphs, that the default has  
5           been remedied; and

6           “(5) the holder of the obligation shall not receive  
7           payment or be entitled to retain payment in a total  
8           amount which, together with all other recoveries (in-  
9           cluding any recovery based upon a security interest  
10          in equipment or facilities) exceeds the actual loss of  
11          such holder.

12          “(h) *RIGHTS OF THE SECRETARY.*—

13           “(1) *SUBROGATION.*—If the Secretary makes  
14           payment to a holder, or a holder’s agent, under sub-  
15           section (g) in connection with a loan guarantee made  
16           under section 502, the Secretary shall be subrogated  
17           to all of the rights of the holder with respect to the  
18           obligor under the loan.

19           “(2) *DISPOSITION OF PROPERTY.*—The Secretary  
20           may complete, recondition, reconstruct, renovate, re-  
21           pair, maintain, operate, charter, rent, sell, or other-  
22           wise dispose of any property or other interests ob-  
23           tained pursuant to this section. The Secretary shall  
24           not be subject to any Federal or State regulatory re-  
25           quirements when carrying out this paragraph.

1           “(i) *ACTION AGAINST OBLIGOR.*—*The Secretary may*  
2 *bring a civil action in an appropriate Federal court in the*  
3 *name of the United States in the event of a default on a*  
4 *direct loan made under section 502, or in the name of the*  
5 *United States or of the holder of the obligation in the event*  
6 *of a default on a loan guaranteed under section 502. The*  
7 *holder of a guarantee shall make available to the Secretary*  
8 *all records and evidence necessary to prosecute the civil ac-*  
9 *tion. The Secretary may accept property in full or partial*  
10 *satisfaction of any sums owed as a result of a default. If*  
11 *the Secretary receives, through the sale or other disposition*  
12 *of such property, an amount greater than the aggregate of—*

13                   “(1) *the amount paid to the holder of a guaran-*  
14                   *tee under subsection (g) of this section; and*

15                   “(2) *any other cost to the United States of rem-*  
16                   *edying the default,*

17 *the Secretary shall pay such excess to the obligor.*

18           “(j) *BREACH OF CONDITIONS.*—*The Attorney General*  
19 *shall commence a civil action in an appropriate Federal*  
20 *court to enjoin any activity which the Secretary finds is*  
21 *in violation of this title, regulations issued hereunder, or*  
22 *any conditions which were duly agreed to, and to secure*  
23 *any other appropriate relief.*

24           “(k) *ATTACHMENT.*—*No attachment or execution may*  
25 *be issued against the Secretary, or any property in the con-*

1 *trol of the Secretary, prior to the entry of final judgment*  
 2 *to such effect in any State, Federal, or other court.*

3       “(l) *INVESTIGATION CHARGE.*—*The Secretary may*  
 4 *charge and collect from each applicant a reasonable charge*  
 5 *for appraisal of the value of the equipment or facilities for*  
 6 *which the direct loan or loan guarantee is sought, and for*  
 7 *making necessary determinations and findings. Such*  
 8 *charge shall not aggregate more than one-half of 1 percent*  
 9 *of the principal amount of the obligation.”;*

10           (2) *by striking sections 505 through 515 (other*  
 11 *than 511(c)), 517, and 518;*

12           (3) *in section 511(c) by striking “this section”*  
 13 *and inserting “section 502”;*

14           (4) *by moving subsection (c) of section 511 (as*  
 15 *amended by paragraph (3) of this section) from sec-*  
 16 *tion 511 to section 503 (as inserted by paragraph (1)*  
 17 *of this section), inserting it after subsection (a), and*  
 18 *redesignating it as subsection (b); and*

19           (5) *by redesignating section 516 as section 504.*

20       (b) *TECHNICAL AND CONFORMING PROVISIONS.*—

21           (1) *TABLE OF CONTENTS.*—*The table of contents*  
 22 *of title V of the Railroad Revitalization and Regu-*  
 23 *latory Reform Act of 1976 is amended by striking the*  
 24 *items relating to sections 502 through 518 and insert-*  
 25 *ing the following:*

“Sec. 502. *Direct loans and loan guarantees.*”

*“Sec. 503. Administration of direct loans and loan guarantees.*

*“Sec. 504. Employee protection.”.*

1           (2) *SAVINGS PROVISION.—A transaction entered*  
 2           *into under the authority of title V of the Railroad Re-*  
 3           *vitalization and Regulatory Reform Act of 1976 (45*  
 4           *U.S.C. 821 et seq.) before the date of the enactment*  
 5           *of this Act shall be administered until completion*  
 6           *under its terms as if this Act were not enacted.*

7           (3) *REPEAL.—Section 211(i) of the Regional*  
 8           *Rail Reorganization Act of 1973 (45 U.S.C. 721(i))*  
 9           *is repealed.*

10           **TITLE X—CONDITIONS FOR**  
 11           **IMPLEMENTATION OF FUNDING**

12           **SEC. 1001. CONDITIONS FOR IMPLEMENTATION OF FUND-**  
 13           **ING.**

14           (a) *PURPOSE.—The purpose of this section is to ensure*  
 15           *that all additional spending provided by this Act above the*  
 16           *levels assumed for those programs under section 257 of the*  
 17           *Balanced Budget and Emergency Deficit Control Act of*  
 18           *1985 in the baseline projections contained in the Congres-*  
 19           *sional Budget Office document entitled “Revised Baseline*  
 20           *Budget Projections for Fiscal Years 1999–2008,” dated*  
 21           *March 3, 1998, except that for programs with discretionary*  
 22           *outlays the projections shall assume obligation authority at*  
 23           *the 1998 enacted level and that the programs shall be ad-*  
 24           *justed for the transfer of general fund programs to the trust*

1 *fund, is fully offset through mandatory and discretionary*  
2 *offsets set forth in this Act.*

3       **(b) DUTY IMPOSED ON SECRETARY.**—*The Secretary of*  
4 *Transportation shall not apportion, allocate, or obligate*  
5 *any funds authorized or provided by this Act unless it con-*  
6 *tains a section stating that the conditions set forth in sub-*  
7 *section (c) have been met.*

8       **(c) ENUMERATION OF SPECIFIC CONDITIONS.**—*The*  
9 *conditions referred to in subsection (b) are that this Act*  
10 *shall contain provisions that offset any increase in outlays*  
11 *from the Highway Trust Fund caused by this Act above*  
12 *the levels assumed for those programs under section 257 of*  
13 *the Balanced Budget and Emergency Deficit Control Act*  
14 *of 1985 in the baseline projections contained in the Congres-*  
15 *sional Budget Office document entitled “Revised Baseline*  
16 *Budget Projections for Fiscal Years 1999–2008,” dated*  
17 *March 3, 1998, except that for programs with discretionary*  
18 *outlays the projections shall assume obligation authority at*  
19 *the 1998 enacted level and that the programs shall be ad-*  
20 *justed for the transfer of general fund programs to the trust*  
21 *fund, by reducing mandatory and discretionary spending.*

1 **TITLE XI—EXTENSION AND**  
 2 **MODIFICATION OF HIGHWAY-**  
 3 **RELATED TAXES AND TRUST**  
 4 **FUND**

Sec. 1101. Short title; amendment of 1986 Code.

Sec. 1102. Extension of highway-related taxes and trust fund.

Sec. 1103. Modifications to Highway Trust Fund.

Sec. 1104. Provisions relating to Aquatic Resources Trust Fund.

Sec. 1105. Repeal of excise tax on tires.

Sec. 1106. Repeal of 4.3 cent excise tax on diesel fuel and gasoline used in trains.

Sec. 1107. Delay in effective date of new requirement for approved diesel or kerosene terminals.

Sec. 1108. Simplified fuel tax refund procedures.

Sec. 1109. Repeal of National Recreational Trails Trust Fund.

5 **SEC. 1101. SHORT TITLE; AMENDMENT OF 1986 CODE.**

6 **(a) SHORT TITLE.—This title may be cited**  
 7 **as the “Surface Transportation Revenue Act**  
 8 **of 1998”.**

9 **(b) AMENDMENT OF 1986 CODE.—Except as**  
 10 **otherwise expressly provided, whenever in**  
 11 **this title an amendment or repeal is expressed**  
 12 **in terms of an amendment to, or repeal of, a**  
 13 **section or other provision, the reference shall**  
 14 **be considered to be made to a section or other**  
 15 **provision of the Internal Revenue Code of**  
 16 **1986.**

17 **SEC. 1102. EXTENSION OF HIGHWAY-RELATED TAXES AND**  
 18 **TRUST FUND.**

19 **(a) EXTENSION OF TAXES.—**

1           **(1) IN GENERAL.—The following provi-**  
2           **sions are each amended by striking**  
3           **“1999” each place it appears and insert-**  
4           **ing “2005”:**

5                   **(A) Section 4041(a)(1)(C)(iii)(I) (re-**  
6                   **lating to rate of tax on certain buses).**

7                   **(B) Section 4041(a)(2)(B) (relating**  
8                   **to rate of tax on special motor fuels),**  
9                   **as amended by section 907(a)(1) of the**  
10                   **Taxpayer Relief Act of 1997.**

11                   **(C) Section 4041(m)(1)(A) (relating**  
12                   **to certain alcohol fuels), as amended**  
13                   **by section 907(b) of the Taxpayer Re-**  
14                   **lief Act of 1997.**

15                   **(D) Section 4051(c) (relating to**  
16                   **termination).**

17                   **(E) Section 4081(d)(1) (relating to**  
18                   **termination).**

19                   **(F) Section 4481(e) (relating to pe-**  
20                   **riod tax in effect).**

21                   **(G) Section 4482(c)(4) (relating to**  
22                   **taxable period).**

23                   **(H) Section 4482(d) (relating to**  
24                   **special rule for taxable period in**  
25                   **which termination date occurs).**

1           **(2) TAX ON TIRES EXTENDED ONLY**  
2 **THROUGH SEPTEMBER 30, 2000.—Section**  
3 **4071(d) (relating to termination) is**  
4 **amended by striking “1999” and inserting**  
5 **“2000”.**

6           **(3) OTHER PROVISIONS.—**

7           **(A) FLOOR STOCKS REFUNDS.—Sec-**  
8 **tion 6412(a)(1) (relating to floor**  
9 **stocks refunds) is amended—**

10                   **(i) by striking “1999” each**  
11 **place it appears and inserting**  
12 **“2005”, and**

13                   **(ii) by striking “2000” each**  
14 **place it appears and inserting**  
15 **“2006”.**

16           **(B) INSTALLMENT PAYMENTS OF**  
17 **HIGHWAY USE TAX.—Section 6156(e)(2)**  
18 **(relating to installment payments of**  
19 **highway use tax on use of highway**  
20 **motor vehicles) is amended by strik-**  
21 **ing “1999” and inserting “2005”.**

22           **(b) EXTENSION OF CERTAIN EXEMPTIONS.—**  
23 **The following provisions are each amended**  
24 **by striking “1999” and inserting “2005”:**

1           **(1) Section 4221(a) (relating to certain**  
2           **tax-free sales).**

3           **(2) Section 4483(g) (relating to termi-**  
4           **nation of exemptions for highway use**  
5           **tax).**

6           **(c) EXTENSION OF DEPOSITS INTO, AND CER-**  
7           **TAIN TRANSFERS FROM, TRUST FUND.—**

8           **(1) IN GENERAL.—Subsection (b), and**  
9           **paragraphs (2) and (3) of subsection (c),**  
10          **of section 9503 (relating to the Highway**  
11          **Trust Fund) are each amended—**

12                   **(A) by striking “1999” each place**  
13                   **it appears (other than in subsection**  
14                   **(b)(4)) and inserting “2005”, and**

15                   **(B) by striking “2000” each place**  
16                   **it appears and inserting “2006”.**

17          **(2) MOTORBOAT AND SMALL-ENGINE**  
18          **FUEL TAX TRANSFERS.—**

19                   **(A) IN GENERAL.—Paragraphs**  
20                   **(4)(A)(i) and (5)(A) of section 9503(c)**  
21                   **are each amended by striking “1998”**  
22                   **and inserting “2003”.**

23                   **(B) CONFORMING AMENDMENTS TO**  
24                   **LAND AND WATER CONSERVATION**  
25                   **FUND.—Section 201(b) of the Land and**

1           **Water Conservation Fund Act of 1965**  
2           **(16 U.S.C. 460l-11(b)) is amended—**

3                   **(i) by striking “1997” and in-**  
4                   **serting “2003”, and**

5                   **(ii) by striking “1998” each**  
6                   **place it appears and inserting**  
7                   **“2004”.**

8           **(3) CONFORMING AMENDMENT.—The**  
9           **heading for paragraph (3) of section**  
10           **9503(c) is amended to read as follows:**

11                   **“(3) FLOOR STOCKS REFUNDS.—”.**

12           **(d) EXTENSION AND EXPANSION OF EXPENDI-**  
13           **TURES FROM TRUST FUND.—**

14                   **(1) HIGHWAY ACCOUNT.—**

15                   **(A) EXTENSION OF EXPENDITURE AU-**  
16                   **THORITY.—Paragraph (1) of section**  
17                   **9503(c) is amended by striking “1998”**  
18                   **and inserting “2003”.**

19                   **(B) EXPANSION OF PURPOSES.—**  
20                   **Paragraph (1) of section 9503(c) is**  
21                   **amended—**

22                   **(i) by striking “or” at the end**  
23                   **of subparagraph (C), and**

24                   **(ii) by striking “1991.” in sub-**  
25                   **paragraph (D) and all that follows**

1 through the end of paragraph (1)  
2 and inserting “1991, or  
3 “(E) authorized to be paid out of  
4 the Highway Trust Fund under the  
5 Building Efficient Surface Transpor-  
6 tation and Equity Act of 1998.

7 In determining the authorizations under  
8 the Acts referred to in the preceding sub-  
9 paragraphs, such Acts shall be applied as  
10 in effect on the date of the enactment of  
11 the Building Efficient Surface Transpor-  
12 tation and Equity Act of 1998.”.

13 (2) MASS TRANSIT ACCOUNT.—

14 (A) EXTENSION OF EXPENDITURE AU-  
15 THORITY.—Paragraph (3) of section  
16 9503(e) is amended by striking “1998”  
17 and inserting “2003”.

18 (B) EXPANSION OF PURPOSES.—  
19 Paragraph (3) of section 9503(e) is  
20 amended—

21 (i) by striking “or” at the end  
22 of subparagraph (A),

23 (ii) by adding “or” at the end  
24 of subparagraph (B), and

1                   (iii) by striking all that fol-  
2                   lows subparagraph (B) and insert-  
3                   ing:

4                   “(C) the Building Efficient Sur-  
5                   face Transportation and Equity Act of  
6                   1998,

7                   as such sections and Acts are in effect on  
8                   the date of the enactment of the Building  
9                   Efficient Surface Transportation and Eq-  
10                  uity Act of 1998.”.

11                  (e) TECHNICAL CORRECTION RELATING TO  
12 TRANSFERS TO MASS TRANSIT ACCOUNT.—

13                  (1) IN GENERAL.—Section 9503(e)(2) is  
14                  amended by striking the last sentence  
15                  and inserting the following: “For pur-  
16                  poses of the preceding sentence, the term  
17                  ‘mass transit portion’ means, for any fuel  
18                  with respect to which tax was imposed  
19                  under section 4041 or 4081 and otherwise  
20                  deposited into the Highway Trust Fund,  
21                  the amount determined at the rate of—

22                         “(A) except as otherwise provided  
23                         in this sentence, 2.86 cents per gallon,

24                         “(B) 1.43 cents per gallon in the  
25                         case of any partially exempt meth-

1           anol or ethanol fuel (as defined in  
2           section 4041(m)) none of the alcohol  
3           in which consists of ethanol,

4           “(C) 1.86 cents per gallon in the  
5           case of liquefied natural gas,

6           “(D) 2.13 cents per gallon in the  
7           case of liquefied petroleum gas, and

8           “(E) 9.71 cents per MCF (deter-  
9           mined at standard temperature and  
10          pressure) in the case of compressed  
11          natural gas.”.

12          (2) **EFFECTIVE DATE.**—The amendment  
13          made by paragraph (1) shall take effect  
14          as if included in the amendment made by  
15          section 901(b) of the Taxpayer Relief Act  
16          of 1997.

17 **SEC. 1103. MODIFICATIONS TO HIGHWAY TRUST FUND.**

18          (a) **DETERMINATION OF TRUST FUND BAL-**  
19 **ANCES AFTER SEPTEMBER 30, 1998.**—

20           (1) **IN GENERAL.**—Section 9503 (relat-  
21           ing to Highway Trust Fund) is amended  
22           by adding at the end the following new  
23           subsection:

24           “(f) **DETERMINATION OF TRUST FUND BAL-**  
25 **ANCES AFTER SEPTEMBER 30, 1998.**—For pur-

1 **poses of determining the balances of the High-**  
2 **way Trust Fund and the Mass Transit Account**  
3 **after September 30, 1998—**

4 **“(1) the opening balance of the High-**  
5 **way Trust Fund (other than the Mass**  
6 **Transit Account) on October 1, 1998, shall**  
7 **be \$8,000,000,000,**

8 **“(2) the opening balance of the Mass**  
9 **Transit Account on such date shall be**  
10 **\$5,500,000,000, and**

11 **“(3) no interest on any obligation held**  
12 **by such Fund shall be credited to such**  
13 **Fund if such interest accrues after Sep-**  
14 **tember 30, 1998.**

15 **The Secretary shall cancel obligations held by**  
16 **the Highway Trust Fund to reflect the reduc-**  
17 **tion in the balances under this subsection.”.**

18 **(2) EFFECTIVE DATE.—The amendment**  
19 **made by paragraph (1) shall take effect**  
20 **on October 1, 1998.**

21 **(b) REPEAL OF LIMITATION ON EXPENDI-**  
22 **TURES ADDED BY TAXPAYER RELIEF ACT OF**  
23 **1997.—**

24 **(1) IN GENERAL.—Subsection (c) of sec-**  
25 **tion 9503 (relating to expenditures from**

1 Highway Trust Fund) is amended by  
2 striking paragraph (7).

3 (2) EFFECTIVE DATE.—The amendment  
4 made by paragraph (1) shall take effect  
5 as if included in the amendments made  
6 by section 901 of the Taxpayer Relief Act  
7 of 1997.

8 (c) LIMITATION ON EXPENDITURE AUTHOR-  
9 ITY.—Subsection (b) of section 9503 (relating  
10 to transfers to Highway Trust Fund) is  
11 amended by adding at the end the following  
12 new paragraph:

13 “(6) LIMITATION ON TRANSFERS TO HIGH-  
14 WAY TRUST FUND.—

15 “(A) IN GENERAL.—Except as pro-  
16 vided in subparagraph (B), no  
17 amount may be appropriated to the  
18 Highway Trust Fund on and after the  
19 date of any expenditure from the  
20 Highway Trust Fund which is not  
21 permitted by this section. The deter-  
22 mination of whether an expenditure  
23 is so permitted shall be made without  
24 regard to—

1           “(i) any provision of law  
2           which is not contained or ref-  
3           erenced in this title or in a reve-  
4           nue Act, and

5           “(ii) whether such provision  
6           of law is a subsequently enacted  
7           provision or directly or indirectly  
8           seeks to waive the application of  
9           this paragraph.

10          “(B) EXCEPTION FOR PRIOR OBLIGA-  
11          TIONS.—Subparagraph (A) shall not  
12          apply to any expenditure to liquidate  
13          any contract entered into (or for any  
14          amount otherwise obligated) before  
15          October 1, 2003, in accordance with  
16          the provisions of this section.”.

17          (d) MODIFICATION OF MASS TRANSIT AC-  
18          COUNT RULES ON ADJUSTMENTS OF APPORTION-  
19          MENTS.—Paragraph (4) of section 9503(e) is  
20          amended to read as follows:

21                 “(4) LIMITATION.—Rules similar to the  
22                 rules of subsection (d) shall apply to the  
23                 Mass Transit Account.”.

1 **SEC. 1104. PROVISIONS RELATING TO AQUATIC RESOURCES**  
2 **TRUST FUND.**

3 **(a) INCREASED TRANSFERS.—**

4 **(1)(A) Effective with respect to taxes**  
5 **imposed after September 30, 1999, and be-**  
6 **fore October 1, 2000, subparagraph (D) of**  
7 **section 9503(b)(4) is amended by striking**  
8 **“11.5 cents” and inserting “14.9 cents”.**

9 **(B) Effective with respect to taxes im-**  
10 **posed after September 30, 2000, para-**  
11 **graph (4) of section 9503(b) is amended**  
12 **by striking subparagraph (D) and by re-**  
13 **designating subparagraphs (E), (F), and**  
14 **(G) as subparagraphs (D), (E), and (F), re-**  
15 **spectively.**

16 **(2) Subparagraph (A) of section**  
17 **9503(c)(4), as amended by section**  
18 **1102(c)(2)(A), is amended to read as fol-**  
19 **lows:**

20 **“(A) TRANSFERS TO BOAT SAFETY AC-**  
21 **COUNT.—**

22 **“(i) IN GENERAL.—The Sec-**  
23 **retary shall pay from time to time**  
24 **from the Highway Trust Fund**  
25 **into the Boat Safety Account in**  
26 **the Aquatic Resources Trust**

1           **Fund amounts (as determined by**  
2           **the Secretary) equivalent to one-**  
3           **half of the motorboat fuel taxes**  
4           **received after September 30, 1998,**  
5           **and before October 1, 2003.**

6           **“(ii) LIMIT ON AMOUNT IN**  
7           **FUND.—No amount shall be trans-**  
8           **ferred under this subparagraph**  
9           **during any fiscal year if the Sec-**  
10          **retary determines that such**  
11          **transfer would result in increas-**  
12          **ing the unobligated balance in**  
13          **the Boat Safety Account to a sum**  
14          **in excess of one-half of the total**  
15          **amount received as motorboat**  
16          **fuel taxes during the preceding**  
17          **fiscal year.”.**

18          **(b) EXTENSION AND EXPANSION OF EXPENDI-**  
19          **TURE AUTHORITY FROM BOAT SAFETY AC-**  
20          **COUNT.—Section 9504(c) (relating to expendi-**  
21          **tures from Boat Safety Account) is amended—**

22                 **(1) by striking “1998” and inserting**  
23                 **“2003”, and**

24                 **(2) by striking “October 1, 1988” and**  
25                 **inserting “the date of the enactment of**

1       **the Building Efficient Surface Transpor-**  
2       **tation and Equity Act of 1998”.**

3       **(c) LIMITATION ON EXPENDITURE AUTHOR-**  
4       **ITY.—Section 9504 (relating to Aquatic Re-**  
5       **sources Trust Fund) is amended by redesi-**  
6       **gnating subsection (d) as subsection (e) and by**  
7       **inserting after subsection (c) the following:**

8       **“(d) LIMITATION ON TRANSFERS TO AQUATIC**  
9       **RESOURCES TRUST FUND.—**

10           **“(1) IN GENERAL.—Except as provided**  
11           **in paragraph (2), no amount may be ap-**  
12           **propriated or paid to any Account in the**  
13           **Aquatic Resources Trust Fund on and**  
14           **after the date of any expenditure from**  
15           **any such Account which is not permitted**  
16           **by this section. The determination of**  
17           **whether an expenditure is so permitted**  
18           **shall be made without regard to—**

19                   **“(A) any provision of law which is**  
20                   **not contained or referenced in this**  
21                   **title or in a revenue Act, and**

22                   **“(B) whether such provision of**  
23                   **law is a subsequently enacted provi-**  
24                   **sion or directly or indirectly seeks to**

1           waive the application of this sub-  
2           section.

3           “(2) EXCEPTION FOR PRIOR OBLIGA-  
4           TIONS.—Paragraph (1) shall not apply to  
5           any expenditure to liquidate any contract  
6           entered into (or for any amount other-  
7           wise obligated) before October 1, 2003, in  
8           accordance with the provisions of this  
9           section.”.

10          (d) EFFECTIVE DATES.—

11           (1) IN GENERAL.—Except as otherwise  
12           provided in this section, the amendments  
13           made by this section shall take effect on  
14           the date of the enactment of this Act.

15           (2) INCREASED TRANSFERS.—The  
16           amendment made by subsection (a)(2)  
17           shall take effect on October 1, 1998.

18          SEC. 1105. REPEAL OF EXCISE TAX ON TIRES.

19           (a) IN GENERAL.—Subchapter A of chapter  
20          32 (relating to automotive and related items)  
21          is amended by striking part II.

22          (b) CONFORMING AMENDMENTS.—

23           (1) Section 4051 is amended by strik-  
24          ing subsection (d).

25           (2) Section 4218 is amended—

1           (A) by striking “(other than a tire  
2           taxable under section 4071)” in sub-  
3           section (a),

4           (B) by striking subsection (b), and

5           (C) by redesignating subsection  
6           (c) as subsection (b).

7           (3)(A) The third sentence of section  
8           4221(a) is amended to read as follows:  
9           “Paragraphs (4) and (5) shall not apply to  
10          the tax imposed by section 4051 on and  
11          after October 1, 2005.”

12          (B) Subsection (e) of section 4221 is  
13          amended—

14               (i) by striking paragraphs (2) and  
15               (3),

16               (ii) by striking so much of such  
17               subsection as precedes the text of  
18               paragraph (1) and inserting:

19               “(e) RECIPROCITY REQUIRED IN CASE OF  
20          CIVIL AIRCRAFT.—”, and

21               (iii) by moving such text 2 ems to  
22               the left.

23          (4) Paragraph (1) of section 4223(b) is  
24          amended by striking “section 4218(c)”  
25          and inserting “section 4218(b)”.

1           **(5)(A) Paragraph (1) of section 6412(a)**  
2 **is amended—**

3           **(i) by striking “TIRES AND TAX-**  
4 **ABLE” in the heading and inserting**  
5 **“TAXABLE”, and**

6           **(ii) by striking “4071 or”.**

7           **(B) Subsection (c) of section 6412 is**  
8 **amended by striking “sections 4071 and”**  
9 **and inserting “section”.**

10          **(6)(A) Paragraph (1) of section 6416(b)**  
11 **is amended—**

12          **(i) by striking “or (C)” in subpara-**  
13 **graph (A), and**

14          **(ii) by striking subparagraph (C).**

15          **(B) Paragraph (2) of section 6416(b) is**  
16 **amended by adding “or” at the end of**  
17 **subparagraph (D), by striking subpara-**  
18 **graph (E), and by redesignating subpara-**  
19 **graph (F) as subparagraph (E).**

20          **(C) Subsection (b) of section 6416 is**  
21 **amended by striking paragraph (4) and**  
22 **redesignating paragraphs (5) and (6) as**  
23 **paragraphs (4) and (5), respectively.**



1           **(1) IN GENERAL.—**Clause (ii) of section  
2           **4041(a)(1)(C) (relating to rate of tax) is**  
3           **amended to read as follows:**

4                   **“(ii) RATE OF TAX ON TRAINS.—**  
5                   **In the case of any sale for use, or**  
6                   **use, of diesel fuel in a train, the**  
7                   **rate of tax imposed by this para-**  
8                   **graph shall be—**

9                           **“(I) 5.55 cents per gallon**  
10                           **after September 30, 1995, and**  
11                           **before October 1, 1999,**

12                           **“(II) 4.3 cents per gallon**  
13                           **after September 30, 1999, and**  
14                           **before October 1, 2000, and**

15                           **“(III) zero after September**  
16                           **30, 2000.”.**

17           **(2) CONFORMING AMENDMENT.—**Sub-  
18           **paragraph (B) of section 6427(l)(3) is**  
19           **amended to read as follows:**

20                   **“(B) so much of the rate specified**  
21                   **in section 4081(a)(2)(A) as does not**  
22                   **exceed—**

23                           **“(i) 5.55 cents per gallon after**  
24                           **September 30, 1995, and before**  
25                           **October 1, 1999,**

1           “(ii) 4.3 cents per gallon after  
2           September 30, 1999, and before  
3           October 1, 2000, and

4           “(iii) zero after September 30,  
5           2000.”.

6           **(b) GASOLINE.**—Subparagraph (B) of sec-  
7           tion 6421(f)(3) is amended to read as follows:

8           “(B) so much of the rate specified  
9           in section 4081(a)(2)(A) as does not  
10          exceed—

11          “(i) 5.55 cents per gallon after  
12          September 30, 1995, and before  
13          October 1, 1999,

14          “(ii) 4.3 cents per gallon after  
15          September 30, 1999, and before  
16          October 1, 2000, and

17          “(iii) zero after September 30,  
18          2000.”.

19          **(c) EFFECTIVE DATE.**—The amendments  
20          made by this section shall take effect on the  
21          date of the enactment of this Act.

1 **SEC. 1107. DELAY IN EFFECTIVE DATE OF NEW REQUIRE-**  
2 **MENT FOR APPROVED DIESEL OR KEROSENE**  
3 **TERMINALS.**

4 **Subsection (f) of section 1032 of the Tax-**  
5 **payer Relief Act of 1997 is amended to read**  
6 **as follows:**

7 **“(f) EFFECTIVE DATES.—**

8 **“(1) Except as provided in paragraph**  
9 **(2), the amendments made by this section**  
10 **shall take effect on July 1, 1998.**

11 **“(2) The amendment made by sub-**  
12 **section (d) shall take effect on July 1,**  
13 **2000.”.**

14 **SEC. 1108. SIMPLIFIED FUEL TAX REFUND PROCEDURES.**

15 **(a) IN GENERAL.—Subparagraph (A) of sec-**  
16 **tion 6427(i)(2) is amended to read as follows:**

17 **“(A) IN GENERAL.—If, at the close**  
18 **of any quarter of the taxable year of**  
19 **any person, at least \$750 is payable in**  
20 **the aggregate under subsections (a),**  
21 **(b), (d), (h), (l), and (q) of this section**  
22 **and section 6421 to such person with**  
23 **respect to fuel used—**

24 **“(i) during such quarter, or**

1           “(ii) any prior quarter during  
2           such taxable year for which no  
3           other claim has been filed,  
4           a claim may be filed under this sec-  
5           tion with respect to such fuel.”.

6           **(b) CONFORMING AMENDMENTS.—**

7           (1) Subsection (i) of section 6427 is  
8           amended by striking paragraph (4) and  
9           by redesignating paragraph (5) as para-  
10          graph (4).

11          (2) Paragraph (2) of section 6427(k) is  
12          amended to read as follows:

13               “(2) EXCEPTION.—Paragraph (1) shall  
14               not apply to a payment of a claim filed  
15               under paragraph (2), (3), or (4) of sub-  
16               section (i).”.

17          (3) Paragraph (2) of section 6421(d) is  
18          amended to read as follows:

19               “(2) EXCEPTION.—

                      “For payments per quarter based on aggregate  
                      amounts payable under this section and section  
                      6427, see section 6427(i)(2).”.

20          **(c) EFFECTIVE DATE.—**The amendments  
21          made by this section shall take effect on Octo-  
22          ber 1, 1998.

1 **SEC. 1109. REPEAL OF NATIONAL RECREATIONAL TRAILS**  
2 **TRUST FUND.**

3 **(a) IN GENERAL.—Section 9511 (relating to**  
4 **National Recreational Trails Trust Fund) is**  
5 **repealed.**

6 **(b) CONFORMING AMENDMENTS.—**

7 **(1) Section 9503(c) is amended by**  
8 **striking paragraph (6).**

9 **(2) The table of sections for sub-**  
10 **chapter A of chapter 98 is amended by**  
11 **striking the item relating to section 9511.**