

105TH CONGRESS
2^D SESSION

H. R. 3978

AN ACT

To restore provisions agreed to by the conferees to H.R. 2400, entitled the “Transportation Equity Act for the 21st Century”, but not included in the conference report to H.R. 2400, and for other purposes.

105TH CONGRESS
2^D SESSION

H. R. 3978

AN ACT

To restore provisions agreed to by the conferees to H.R. 2400, entitled the “Transportation Equity Act for the 21st Century”, but not included in the conference report to H.R. 2400, 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.**

2 This Act may be cited as the “TEA 21 Restoration
3 Act”.

4 **SEC. 2. AUTHORIZATION AND PROGRAM SUBTITLE.**

5 (a) **AUTHORIZATION OF APPROPRIATIONS.**—Section
6 1101(a) of the Transportation Equity Act for the 21st
7 Century is amended—

8 (1) in paragraph (13)—

9 (A) by striking “\$1,025,695,000” and in-
10 serting “\$1,029,473,500”;

11 (B) by striking “\$1,398,675,000” and in-
12 serting “\$1,403,827,500”;

13 (C) by striking “\$1,678,410,000” the first
14 place it appears and inserting
15 “\$1,684,593,000”;

16 (D) by striking “\$1,678,410,000” the sec-
17 ond place it appears and inserting
18 “\$1,684,593,000”;

19 (E) by striking “\$1,771,655,000” the first
20 place it appears and inserting
21 “\$1,778,181,500”; and

22 (F) by striking “\$1,771,655,000” the sec-
23 ond place it appears and inserting
24 “\$1,778,181,500”; and

25 (2) in paragraph (14)—

1 (A) by striking “1998” and inserting
2 “1999”; and

3 (B) by inserting before “\$5,000,000” the
4 following: “\$10,000,000 for fiscal year 1998”.

5 (b) OBLIGATION LIMITATIONS.—

6 (1) GENERAL LIMITATION.—Section 1102(a) of
7 such Act is amended—

8 (A) in paragraph (2) by striking
9 “\$25,431,000,000” and inserting
10 “\$25,511,000,000”;

11 (B) in paragraph (3) by striking
12 “\$26,155,000,000” and inserting
13 “\$26,245,000,000”;

14 (C) in paragraph (4) by striking
15 “\$26,651,000,000” and inserting
16 “\$26,761,000,000”;

17 (D) in paragraph (5) by striking
18 “\$27,235,000,000” and inserting
19 “\$27,355,000,000”; and

20 (E) in paragraph (6) by striking
21 “\$27,681,000,000” and inserting
22 “\$27,811,000,000”.

23 (2) TRANSPORTATION RESEARCH PROGRAMS.—

24 Section 1102(e) of such Act is amended—

25 (A) by striking “3” and inserting “5”;

1 (B) by striking “VI” and inserting “V”;
2 and

3 (C) by inserting before the period at the
4 end the following: “; except that obligation au-
5 thority made available for such programs under
6 such limitations shall remain available for a pe-
7 riod of 3 fiscal years”.

8 (3) REDISTRIBUTION OF CERTAIN AUTHORIZED
9 FUNDS.—Section 1102(f) of such Act is amended by
10 striking “(other than the program under section 160
11 of title 23, United States Code)”.

12 (c) APPORTIONMENTS.—Section 1103 of such Act is
13 amended—

14 (1) in subsection (l) by adding at the end the
15 following:

16 “(5) Section 150 of such title, and the item re-
17 lating to such section in the analysis for chapter 1
18 of such title, are repealed.”;

19 (2) in subsection (n) by inserting “of title 23,
20 United States Code” after “206”; and

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

22 “(o) TECHNICAL ADJUSTMENTS.—Section 104 of
23 title 23, United States Code, is amended—

1 “(1) in subsection (a)(1) (as amended by sub-
2 section (a) of this section) by striking ‘under section
3 103’;

4 “(2) in subsection (b) (as amended by sub-
5 section (b) of this section)—

6 “(A) in paragraph (1)(A) by striking ‘1999
7 through 2003’ and inserting ‘1998 through
8 2002’; and

9 “(B) in paragraph (4)(B)(i) by striking ‘on
10 lanes on Interstate System’ and all that follows
11 through ‘in each State’ and inserting ‘on Inter-
12 state System routes open to traffic in each
13 State’; and

14 “(3) in subsection (e)(2) (as added by sub-
15 section (d)(6) of this section) by striking ‘104, 144,
16 or 157’ and inserting ‘104, 105, or 144’.”.

17 (d) MINIMUM GUARANTEE.—Section 1104 of such
18 Act is amended by adding at the end the following:

19 “(c) TECHNICAL ADJUSTMENTS.—Section 105 of
20 title 23, United States Code (as amended by subsection
21 (a) of this section), is amended—

22 “(1) in subsection (a) by adding at the end the
23 following: ‘The minimum amount allocated to a
24 State under this section for a fiscal year shall be
25 \$1,000,000.’;

1 “(2) in subsection (c)(1) by striking ‘50 percent
2 of’;

3 “(3) in subsection (c)(1)(A) by inserting ‘(other
4 than metropolitan planning, minimum guarantee,
5 high priority projects, Appalachian development
6 highway system, and recreational trails programs)’
7 after ‘subsection (a)’;

8 “(4) in subsection (c)(1)(B) by striking ‘all
9 States’ and inserting ‘each State’;

10 “(5) in subsection (c)(2)—

11 “(A) by striking ‘apportion’ and inserting
12 ‘administer’; and

13 “(B) by striking ‘apportioned’ and insert-
14 ing ‘administered’; and

15 “(6) in subsection (f)—

16 “(A) by inserting ‘percentage’ before ‘re-
17 turn’ each place it appears;

18 “(B) in paragraph (2) by striking ‘for the
19 preceding fiscal year was equal to or less than’
20 and inserting ‘in the table in subsection (b) was
21 equal to’; and

22 “(C) in paragraph (3)—

23 “(i) by inserting ‘proportionately’ be-
24 fore ‘adjust’;

25 “(ii) by striking ‘set forth’; and

1 “(iii) by striking ‘do not exceed’ and
2 inserting ‘is equal to’.”.

3 (e) REVENUE ALIGNED BUDGET AUTHORITY.—Sec-
4 tion 1105 of such Act is amended by adding at the end
5 the following:

6 “(c) TECHNICAL CORRECTIONS.—Section 110 of
7 such title (as amended by subsection (a)) is amended—

8 “(1) by striking subsection (a) and inserting
9 the following:

10 “(a) IN GENERAL.—

11 “(1) ALLOCATION.—On October 15 of fiscal
12 year 2000 and each fiscal year thereafter, the Sec-
13 retary shall allocate for such fiscal year an amount
14 of funds equal to the amount determined pursuant
15 to section 251(b)(1)(B)(ii)(I)(cc) of the Balanced
16 Budget and Emergency Deficit Control Act of 1985
17 (2 U.S.C 901(b)(2)(B)(ii)(I)(cc)) if the amount de-
18 termined pursuant to such section for such fiscal
19 year is greater than zero.

20 “(2) REDUCTION.—If the amount determined
21 pursuant to section 251(b)(1)(B)(ii)(I)(cc) of the
22 Balanced Budget and Emergency Deficit Control
23 Act of 1985 (2 U.S.C 901(b)(2)(B)(ii)(I)(cc)) for
24 fiscal year 2000 or any fiscal year thereafter is less
25 than zero, the Secretary on October 1 of the suc-

1 ceeding fiscal year shall reduce proportionately the
2 amount of sums authorized to be appropriated from
3 the Highway Trust Fund (other than the Mass
4 Transit Account) to carry out each of the Federal-
5 aid highway and highway safety construction pro-
6 grams (other than emergency relief) by an aggregate
7 amount equal to the amount determined pursuant to
8 such section.’;

9 “(2) in subsections (b)(2) and (b)(4) by striking
10 ‘subsection (a)’ and inserting ‘subsection (a)(1)’; and

11 “(3) in subsection (c) by striking ‘Maintenance
12 program, the’ and inserting ‘and’.”.

13 (f) INTERSTATE MAINTENANCE PROGRAM.—Section
14 1107 of such Act is amended by adding at the end the
15 following:

16 “(d) TECHNICAL AMENDMENTS.—Section 119 of
17 such title (as amended by subsection (a)) is amended—

18 “(1) in subsection (b)—

19 “(A) by striking ‘104(b)(5)(B)’ and insert-
20 ing ‘104(b)(4)’; and

21 “(B) by striking ‘104(b)(5)(A)’ each place
22 it appears and inserting ‘104(b)(5)(A) (as in ef-
23 fect on the date before the date of enactment
24 of the Transportation Equity Act for the 21st
25 Century)’; and

1 “(2) in subsection (e) by striking ‘104(b)(5)(B)’
2 each place it appears and inserting ‘104(b)(4)’.”.

3 (g) CONGESTION MITIGATION AND AIR QUALITY IM-
4 PROVEMENT PROGRAM.—Section 1110(d)(2) of such Act
5 is amended—

6 (1) by striking “149(e)” and inserting
7 “149(e)”; and

8 (2) by striking “that reduce” and inserting “re-
9 duce”.

10 (h) HIGHWAY USE TAX EVASION PROJECTS.—Sec-
11 tion 1114 of such Act is amended by adding at the end
12 the following:

13 “(c) TECHNICAL ADJUSTMENTS.—Section 143 of
14 title 23, United States Code (as amended by subsection
15 (a) of this section), is amended—

16 “(1) in subsection (c)(1) by striking ‘April 1’
17 and inserting ‘August 1’;

18 “(2) in subsection (c)(3) by inserting ‘PRIOR-
19 ITY’ after ‘FUNDING’; and

20 “(3) in subsection (c)(3) by inserting ‘and prior
21 to funding any other activity under this section,’
22 after ‘2003.’”.

23 (i) FEDERAL LANDS HIGHWAYS PROGRAM.—Section
24 1115 of the Transportation Equity Act for the 21st Cen-
25 tury is amended by adding at the end the following:

1 “(f) CONFORMING AMENDMENTS.—

2 “(1) FEDERAL SHARE.—Subsections (j) and (k)
3 of section 120 of title 23, United States Code (as
4 added by subsection (a) of this section), are redesign-
5 nated as subsections (k) and (l), respectively.

6 “(2) RESERVATION OF FUNDS.—Section
7 202(d)(4)(B) of such title (as added by subsection
8 (b)(4) of this section) is amended by striking ‘to,
9 apply sodium acetate/formate de-icer to,’ and insert-
10 ing ‘, sodium acetate/formate, or other environ-
11 mentally acceptable, minimally corrosive anti-icing
12 and de-icing compositions’.

13 “(3) ELIMINATION OF DUPLICATIVE PROVI-
14 SION.—Section 144(g) of such title is amended by
15 striking paragraph (4).”.

16 (j) WOODROW WILSON MEMORIAL BRIDGE CORREC-
17 TION.—Section 1116 of such Act is amended by adding
18 at the end the following:

19 “(e) TECHNICAL CORRECTION.—Sections 404(5) and
20 407(e)(2)(C)(iii) of such Act (as amended by subsections
21 (a)(2) and (b)(2), respectively) are amended by striking
22 ‘the record of decision’ each place it appears and inserting
23 ‘a record of decision’.”.

24 (k) TECHNICAL CORRECTION.—Section 1117 of such
25 Act is amended in subsections (a) and (b) by striking “sec-

1 tion 102” each place it appears and inserting “section
2 1101(a)(6)”.

3 **SEC. 3. RESTORATIONS TO GENERAL PROVISIONS SUB-**
4 **TITLE.**

5 (a) IN GENERAL.—Subtitle B of title I of the Trans-
6 portation Equity Act for the 21st Century is amended by
7 adding at the end the following:

8 **“SEC. 1224. NATIONAL HISTORIC COVERED BRIDGE PRES-**
9 **ERVATION.**

10 “(a) HISTORIC COVERED BRIDGE DEFINED.—In this
11 section, the term ‘historic covered bridge’ means a covered
12 bridge that is listed or eligible for listing on the National
13 Register of Historic Places.

14 “(b) HISTORIC COVERED BRIDGE PRESERVATION.—
15 Subject to the availability of appropriations under sub-
16 section (d), the Secretary shall—

17 “(1) collect and disseminate information con-
18 cerning historic covered bridges;

19 “(2) foster educational programs relating to the
20 history and construction techniques of historic cov-
21 ered bridges;

22 “(3) conduct research on the history of historic
23 covered bridges; and

1 “(4) conduct research, and study techniques, on
2 protecting historic covered bridges from rot, fire,
3 natural disasters, or weight-related damage.

4 “(c) DIRECT FEDERAL ASSISTANCE.—

5 “(1) IN GENERAL.—Subject to the availability
6 of appropriations, the Secretary shall make a grant
7 to a State that submits an application to the Sec-
8 retary that demonstrates a need for assistance in
9 carrying out 1 or more historic covered bridge
10 projects described in paragraph (2).

11 “(2) TYPES OF PROJECT.—A grant under para-
12 graph (1) may be made for a project—

13 “(A) to rehabilitate or repair a historic
14 covered bridge; and

15 “(B) to preserve a historic covered bridge,
16 including through—

17 “(i) installation of a fire protection
18 system, including a fireproofing or fire de-
19 tection system and sprinklers;

20 “(ii) installation of a system to pre-
21 vent vandalism and arson; or

22 “(iii) relocation of a bridge to a pres-
23 ervation site.

24 “(3) AUTHENTICITY.—A grant under para-
25 graph (1) may be made for a project only if—

1 “(A) to the maximum extent practicable,
2 the project—

3 “(i) is carried out in the most histori-
4 cally appropriate manner; and

5 “(ii) preserves the existing structure
6 of the historic covered bridge; and

7 “(B) the project provides for the replace-
8 ment of wooden components with wooden com-
9 ponents, unless the use of wood is impracticable
10 for safety reasons.

11 “(4) FEDERAL SHARE.—The Federal share of
12 the cost of a project carried out with a grant under
13 this subsection shall be 80 percent.

14 “(d) FUNDING.—There is authorized to be appro-
15 priated to carry out this section \$10,000,000 for each of
16 fiscal years 1999 through 2003. Such funds shall remain
17 available until expended.

18 **“SEC. 1225. SUBSTITUTE PROJECT.**

19 “(a) APPROVAL OF PROJECT.—Notwithstanding any
20 other provision of law, upon the request of the Mayor of
21 the District of Columbia, the Secretary may approve sub-
22 stitute highway and transit projects under section
23 103(e)(4) of title 23, United States Code (as in effect on
24 the day before the date of enactment of this Act), in lieu
25 of construction of the Barney Circle Freeway project in

1 the District of Columbia, as identified in the 1991 Inter-
2 state Cost Estimate.

3 “(b) ELIGIBILITY FOR FEDERAL ASSISTANCE.—

4 Upon approval of any substitute project or projects under
5 subsection (a)—

6 “(1) the cost of construction of the Barney Cir-
7 cle Freeway Modification project shall not be eligible
8 for funds authorized under section 108(b) of the
9 Federal-Aid Highway Act of 1956; and

10 “(2) substitute projects approved pursuant to
11 this section shall be funded from interstate construc-
12 tion funds apportioned or allocated to the District of
13 Columbia that are not expended and not subject to
14 lapse on the date of enactment of this Act.

15 “(c) FEDERAL SHARE.—The Federal share payable
16 on account of a project or activity approved under this
17 section shall be 85 percent of the cost thereof; except that
18 the exception set forth in section 120(b)(2) of title 23,
19 United States Code, shall apply.

20 “(d) LIMITATION ON ELIGIBILITY.—Any substitute
21 project approved pursuant to subsection (a) (for which the
22 Secretary finds that sufficient Federal funds are available)
23 must be under contract for construction, or construction
24 must have commenced, before the last day of the 4-year
25 period beginning on the date of enactment of this Act. If

1 the substitute project is not under contract for construc-
 2 tion, or construction has not commenced, by such last day,
 3 the Secretary shall withdraw approval of the substitute
 4 project.

5 **“SEC. 1226. FISCAL, ADMINISTRATIVE, AND OTHER AMEND-**
 6 **MENTS.**

7 “(a) **ADVANCED CONSTRUCTION.**—Section 115 of
 8 title 23, United States Code, is amended—

9 “(1) in subsection (b)—

10 “(A) by moving the text of paragraph (1)
 11 (including subparagraphs (A) and (B)) 2 ems
 12 to the left;

13 “(B) by striking ‘PROJECTS’ and all that
 14 follows through ‘When a State’ and inserting
 15 ‘PROJECTS.—When a State’;

16 “(C) by striking paragraphs (2) and (3);

17 “(D) by striking ‘(A) prior’ and inserting
 18 ‘(1) prior’; and

19 “(E) by striking ‘(B) the project’ and in-
 20 serting ‘(2) the project’;

21 “(2) by striking subsection (c); and

22 “(3) by redesignating subsection (d) as sub-
 23 section (c).

24 “(b) **AVAILABILITY OF FUNDS.**—Section 118 of such
 25 title is amended—

1 “(1) in the subsection heading of subsection (b)
2 by striking ‘; DISCRETIONARY PROJECTS’; and

3 “(2) by striking subsection (e) and inserting the
4 following:

5 ‘(e) EFFECT OF RELEASE OF FUNDS.—Any Federal-
6 aid highway funds released by the final payment on a
7 project, or by the modification of the project agreement,
8 shall be credited to the same program funding category
9 previously apportioned to the State and shall be imme-
10 diately available for expenditure.’”.

11 “(c) ADVANCES TO STATES.—Section 124 of such
12 title is amended—

13 “(1) by striking ‘(a)’ the first place it appears;
14 and

15 “(2) by striking subsection (b).

16 “(d) DIVERSION.—Section 126 of such title, and the
17 item relating to such section in the analysis for chapter
18 1 of such title, are repealed.”.

19 (b) CONFORMING AMENDMENT.—The table of con-
20 tents contained in section 1(b) of such Act is amended
21 by inserting after the item relating to section 1222 the
22 following:

“Sec. 1223. Transportation assistance for Olympic cities.

“Sec. 1224. National historic covered bridge preservation.

“Sec. 1225. Substitute project.

“Sec. 1226. Fiscal, administrative, and other amendments.”.

1 (c) METROPOLITAN PLANNING TECHNICAL ADJUST-
2 MENT.—Section 1203 of such Act is amended by adding
3 at the end the following:

4 “(o) TECHNICAL ADJUSTMENT.—Section
5 134(h)(5)(A) of title 23, United States Code (as amended
6 by subsection (h) of this section), is amended by striking
7 ‘for implementation’.”.

8 (d) AMENDMENTS TO PRIOR SURFACE TRANSPOR-
9 TATION LAWS.—Section 1211 of such Act is amended—

10 (1) in subsection (i)(3)(E) by striking “sub-
11 paragraph (D)” and inserting “subparagraph (C)”;

12 (2) in subsection (i) by adding at the end the
13 following:

14 “(4) TECHNICAL AMENDMENTS.—Section
15 1105(e)(5)(B)(i) of such Act (as amended by para-
16 graph (3) of this subsection) is amended—

17 “(A) by striking ‘subsection (c)(18)(B)(i)’
18 and inserting ‘subsection (c)(18)(D)(i)’;

19 “(B) by striking ‘subsection (c)(18)(B)(ii)’
20 and inserting ‘subsection (c)(18)(D)(ii)’; and

21 “(C) by adding at the end the following:
22 ‘The portion of the route referred to in sub-
23 section (c)(36) is designated as Interstate
24 Route I–86.’”;

25 (3) by striking subsection (j);

1 (4) in subsection (k)—

2 (A) by striking “along” in paragraph (1)
3 and inserting “from”; and

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

5 “(4) TEXAS STATE HIGHWAY 99.—Texas State
6 Highway 99 (also known as ‘Grand Parkway’) shall
7 be considered as 1 option in the I–69 route studies
8 performed by the Texas Department of Transpor-
9 tation for the designation of I–69 Bypass in Hous-
10 ton, Texas.”; and

11 (5) by redesignating subsections (g) through (i)
12 and (k) through (n) as subsections (f) through (h)
13 and (i) through (l), respectively.

14 (e) MISCELLANEOUS.—Section 1212 of such Act is
15 amended—

16 (1) in the second sentence of subsection (q)(1)
17 by striking “advance curriculum” and inserting “ad-
18 vanced curriculum”;

19 (2) in subsection (r)—

20 (A) by redesignating paragraph (2) as
21 paragraph (3); and

22 (B) by inserting after paragraph (1) the
23 following:

24 “(2) AUTHORIZATION OF APPROPRIATIONS.—

25 There are authorized to be appropriated from the

1 Highway Trust Fund (other than the Mass Transit
2 Account) to carry out paragraph (1) \$2,000,000 for
3 fiscal year 1999 and \$2,500,000 for fiscal year
4 2000.”;

5 (3) in subsection (s)—

6 (A) by redesignating paragraph (2) as
7 paragraph (3); and

8 (B) by inserting after paragraph (1) the
9 following:

10 “(2) AUTHORIZATION OF APPROPRIATIONS.—

11 There is authorized to be appropriated from the
12 Highway Trust Fund (other than the Mass Transit
13 Account) to carry out paragraph (1) \$23,000,000
14 for fiscal year 1999.”;

15 (4) in subsection (u)—

16 (A) by inserting “the Secretary shall ap-
17 prove, and” before “the Commonwealth”;

18 (B) by inserting a comma after “with”;

19 and

20 (C) by inserting “(as redefined by this
21 Act)” after “80”; and

22 (5) by redesignating subsections (k) through (z)
23 as subsections (e) through (t), respectively.

1 (f) PUERTO RICO HIGHWAY PROGRAM.—Section
2 1214(r) of the Transportation Equity Act for the 21st
3 Century is amended by adding at the end the following:

4 “(3) TREATMENT OF FUNDS.—Amounts made
5 available to carry out this subsection for a fiscal
6 year shall be administered as follows:

7 “(A) For purposes of this subsection, such
8 amounts shall be treated as being apportioned
9 to Puerto Rico under sections 104(b), 144, and
10 206 of title 23, United States Code, for each
11 program funded under such sections in an
12 amount determined by multiplying—

13 “(i) the aggregate of such amounts
14 for the fiscal year; by

15 “(ii) the ratio that—

16 “(I) the amount of funds appor-
17 tioned to Puerto Rico for each such
18 program for fiscal year 1997; bears to

19 “(II) the total amount of funds
20 apportioned to Puerto Rico for all
21 such programs for fiscal year 1997.

22 “(B) The amounts treated as being appor-
23 tioned to Puerto Rico under each section re-
24 ferred to in subparagraph (A) shall be deemed
25 to be required to be apportioned to Puerto Rico

1 under such section for purposes of the imposi-
2 tion of any penalty provisions in titles 23 and
3 49, United States Code.

4 “(C) Subject to subparagraph (B), nothing
5 in this subsection shall be construed as affect-
6 ing any allocation under section 105 of title 23,
7 United States Code, and any apportionment
8 under sections 104 and 144 of such title.”.

9 (g) DESIGNATED TRANSPORTATION ENHANCEMENT
10 ACTIVITIES.—Section 1215 of such Act—

11 (1) is amended in each of subsections (d), (e),
12 (f), and (g)—

13 (A) by redesignating paragraph (2) as
14 paragraph (3); and

15 (B) by inserting after paragraph (1) the
16 following:

17 “(2) AUTHORIZATION OF APPROPRIATIONS.—

18 There are authorized to be appropriated from the
19 Highway Trust Fund (other than the Mass Transit
20 Account) to carry out paragraph (1) the amounts
21 specified in such paragraph for the fiscal years spec-
22 ified in such paragraph.”; and

23 (2) in subsection (d)(1) by inserting “on Route
24 50” after “measures”.

1 (h) ELIGIBILITY.—Section 1217 of such Act is
2 amended—

3 (1) in subsection (d) by striking “104(b)(4)”
4 and inserting “104(b)(5)(A)”;

5 (2) in subsection (i) by striking “120(l)(1)” and
6 inserting “120(j)(1)”;

7 (3) in subsection (j) by adding at the end the
8 following: “\$3,000,000 of the amounts made avail-
9 able for item 164 of the table contained in section
10 1602 shall be made available on October 1, 1998, to
11 the Pennsylvania Turnpike Commission to carry out
12 this subsection.”.

13 (i) MAGNETIC LEVITATION TRANSPORTATION TECH-
14 NOLOGY DEPLOYMENT PROGRAM.—Section 1218 of such
15 Act is amended by adding at the end the following:

16 “(c) TECHNICAL AMENDMENTS.—Section 322 of title
17 23, United States Code (as added by subsection (a) of this
18 section), is amended—

19 “(1) in subsection (a)(3) by striking ‘or under
20 50 miles per hour’;

21 “(2) in subsection (d)—

22 “(A) in paragraph (1) by striking ‘or low-
23 speed’; and

24 “(B) in paragraph (2)—

1 “(i) in subparagraph (A) by striking
2 ‘(h)(1)(A)’ and inserting ‘(h)(1)’; and

3 “(ii) in subparagraph (B) by striking
4 ‘(h)(4)’ and inserting ‘(h)(3)’;

5 “(3) in subsection (h)(1)(B)(i) by inserting
6 ‘(other than subsection (i))’ after ‘this section’; and

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

8 ‘(i) LOW-SPEED PROJECT.—

9 ‘(1) IN GENERAL.—Notwithstanding any other
10 provision of this section, of the funds made available
11 by subsection (h)(1)(A) to carry out this section,
12 \$5,000,000 shall be made available to the Secretary
13 to make grants for the research and development of
14 low-speed superconductivity magnetic levitation tech-
15 nology for public transportation purposes in urban
16 areas to demonstrate energy efficiency, congestion
17 mitigation, and safety benefits.

18 ‘(2) NONCONTRACT AUTHORITY AUTHORIZA-
19 TION OF APPROPRIATIONS.—

20 ‘(A) IN GENERAL.—There are authorized
21 to be appropriated from the Highway Trust
22 Fund (other than the Mass Transit Account) to
23 carry out this subsection such sums as are nec-
24 essary for each of fiscal years 2000 through
25 2003.

1 ‘(B) AVAILABILITY.—Notwithstanding sec-
2 tion 118(a), funds made available under sub-
3 paragraph (A)—

4 ‘(i) shall not be available in advance
5 of an annual appropriation; and

6 ‘(ii) shall remain available until ex-
7 pended.’.”.

8 (j) TRANSPORTATION ASSISTANCE FOR OLYMPIC
9 CITIES.—Section 1223(f) of such Act is amended by in-
10 serting before the period at the end the following: “or Spe-
11 cial Olympics International”.

12 **SEC. 4. RESTORATIONS TO PROGRAM STREAMLINING AND**
13 **FLEXIBILITY SUBTITLE.**

14 (a) IN GENERAL.—Subtitle C of title I of the Trans-
15 portation Equity Act for the 21st Century is amended by
16 adding at the end the following:

17 **“SEC. 1311. DISCRETIONARY GRANT SELECTION CRITERIA**
18 **AND PROCESS.**

19 “(a) ESTABLISHMENT OF CRITERIA.—The Secretary
20 shall establish criteria for all discretionary programs fund-
21 ed from the Highway Trust Fund (other than the Mass
22 Transit Account). To the extent practicable, such criteria
23 shall conform to the Executive Order No. 12893 (relating
24 to infrastructure investment).

25 “(b) SELECTION PROCESS.—

1 “(1) LIMITATION ON ACCEPTANCE OF APPLICA-
2 TIONS.—Before accepting applications for grants
3 under any discretionary program for which funds
4 are authorized to be appropriated from the Highway
5 Trust Fund (other than the Mass Transit Account)
6 by this Act (including the amendments made by this
7 Act), the Secretary shall publish the criteria estab-
8 lished under subsection (a). Such publication shall
9 identify all statutory criteria and any criteria estab-
10 lished by regulation that will apply to the program.

11 “(2) EXPLANATION.—Not less often than quar-
12 terly, the Secretary shall submit to the Committee
13 on Environment and Public Works of the Senate
14 and the Committee on Transportation and Infra-
15 structure of the House of Representatives a list of
16 the projects selected under discretionary programs
17 funded from the Highway Trust Fund (other than
18 the Mass Transit Account) and an explanation of
19 how the projects were selected based on the criteria
20 established under subsection (a).

21 “(c) MINIMUM COVERED PROGRAMS.—At a mini-
22 mum, the criteria established under subsection (a) and the
23 selection process established by subsection (b) shall apply
24 to the following programs:

1 “(1) The intelligent transportation system de-
2 ployment program under title V.

3 “(2) The national corridor planning and devel-
4 opment program.

5 “(3) The coordinated border infrastructure and
6 safety program.

7 “(4) The construction of ferry boats and ferry
8 terminal facilities.

9 “(5) The national scenic byways program.

10 “(6) The Interstate discretionary program.

11 “(7) The discretionary bridge program.”.

12 (b) CONFORMING AMENDMENTS.—The table of con-
13 tents contained in section 1(b) of such Act is amended—

14 (1) by striking the following:

 “Sec. 1309. Major investment study integration.”.

15 and inserting the following:

 “Sec. 1308. Major investment study integration.”;

16 and

17 (2) by inserting after the item relating to sec-
18 tion 1310 the following:

 “Sec. 1311. Discretionary grant selection criteria and process.”.

19 (c) REVIEW PROCESS.—Section 1309 of the Trans-
20 portation Equity Act for the 21st Century is amended—

21 (1) in subsection (a)(1) by inserting after
22 “highway construction” the following: “and mass
23 transit”;

1 (2) in subsection (d) by inserting after “Code,”
2 the following: “or chapter 53 of title 49, United
3 States Code,”; and

4 (3) in subsection (e)(1)—

5 (A) by inserting “or recipient” after “a
6 State”;

7 (B) by inserting after “provide funds” the
8 following: “for a highway project”; and

9 (C) by inserting after “Code,” the follow-
10 ing: “or for a mass transit project made avail-
11 able under chapter 53 of title 49, United States
12 Code,”.

13 **SEC. 5. RESTORATIONS TO SAFETY SUBTITLE.**

14 (a) IN GENERAL.—Subtitle D of title I of the Trans-
15 portation Equity Act for the 21st Century is amended by
16 adding at the end the following:

17 **“SEC. 1405. OPEN CONTAINER LAWS.**

18 “(a) ESTABLISHMENT.—Chapter 1 of title 23,
19 United States Code, is amended by inserting after section
20 153 the following:

21 **‘§ 154. Open container requirements**

22 ‘(a) DEFINITIONS.—In this section, the following
23 definitions apply:

1 ‘(1) ALCOHOLIC BEVERAGE.—The term “alco-
2 holic beverage” has the meaning given the term in
3 section 158(c).

4 ‘(2) MOTOR VEHICLE.—The term “motor vehi-
5 cle” means a vehicle driven or drawn by mechanical
6 power and manufactured primarily for use on public
7 highways, but does not include a vehicle operated ex-
8 clusively on a rail or rails.

9 ‘(3) OPEN ALCOHOLIC BEVERAGE CON-
10 TAINER.—The term “open alcoholic beverage con-
11 tainer” means any bottle, can, or other receptacle—

12 ‘(A) that contains any amount of alcoholic
13 beverage; and

14 ‘(B)(i) that is open or has a broken seal;
15 or

16 ‘(ii) the contents of which are partially re-
17 moved.

18 ‘(4) PASSENGER AREA.—The term “passenger
19 area” shall have the meaning given the term by the
20 Secretary by regulation.

21 ‘(b) OPEN CONTAINER LAWS.—

22 ‘(1) IN GENERAL.—For the purposes of this
23 section, each State shall have in effect a law that
24 prohibits the possession of any open alcoholic bev-
25 erage container, or the consumption of any alcoholic

1 beverage, in the passenger area of any motor vehicle
2 (including possession or consumption by the driver
3 of the vehicle) located on a public highway, or the
4 right-of-way of a public highway, in the State.

5 ‘(2) MOTOR VEHICLES DESIGNED TO TRANS-
6 PORT MANY PASSENGERS.—For the purposes of this
7 section, if a State has in effect a law that makes un-
8 lawful the possession of any open alcoholic beverage
9 container by the driver (but not by a passenger)—

10 ‘(A) in the passenger area of a motor vehi-
11 cle designed, maintained, or used primarily for
12 the transportation of persons for compensation,
13 or

14 ‘(B) in the living quarters of a house coach
15 or house trailer,

16 the State shall be deemed to have in effect a law de-
17 scribed in this subsection with respect to such a
18 motor vehicle for each fiscal year during which the
19 law is in effect.

20 ‘(c) TRANSFER OF FUNDS.—

21 ‘(1) FISCAL YEARS 2001 AND 2002.—On October
22 1, 2000, and October 1, 2001, if a State has not en-
23 acted or is not enforcing an open container law de-
24 scribed in subsection (b), the Secretary shall trans-
25 fer an amount equal to 1½ percent of the funds ap-

1 portioned to the State on that date under each of
2 paragraphs (1), (3), and (4) of section 104(b) to the
3 apportionment of the State under section 402—

4 ‘(A) to be used for alcohol-impaired driving
5 countermeasures; or

6 ‘(B) to be directed to State and local law
7 enforcement agencies for enforcement of laws
8 prohibiting driving while intoxicated or driving
9 under the influence and other related laws (in-
10 cluding regulations), including the purchase of
11 equipment, the training of officers, and the use
12 of additional personnel for specific alcohol-im-
13 paired driving countermeasures, dedicated to
14 enforcement of the laws (including regulations).

15 ‘(2) FISCAL YEAR 2003 AND FISCAL YEARS
16 THEREAFTER.—On October 1, 2002, and each Octo-
17 ber 1 thereafter, if a State has not enacted or is not
18 enforcing an open container law described in sub-
19 section (b), the Secretary shall transfer an amount
20 equal to 3 percent of the funds apportioned to the
21 State on that date under each of paragraphs (1),
22 (3), and (4) of section 104(b) to the apportionment
23 of the State under section 402 to be used or directed
24 as described in subparagraph (A) or (B) of para-
25 graph (1).

1 ‘(3) USE FOR HAZARD ELIMINATION PRO-
2 GRAM.—A State may elect to use all or a portion of
3 the funds transferred under paragraph (1) or (2) for
4 activities eligible under section 152.

5 ‘(4) FEDERAL SHARE.—The Federal share of
6 the cost of a project carried out with funds trans-
7 ferred under paragraph (1) or (2), or used under
8 paragraph (3), shall be 100 percent.

9 ‘(5) DERIVATION OF AMOUNT TO BE TRANS-
10 FERRED.—The amount to be transferred under
11 paragraph (1) or (2) may be derived from 1 or more
12 of the following:

13 ‘(A) The apportionment of the State under
14 section 104(b)(1).

15 ‘(B) The apportionment of the State under
16 section 104(b)(3).

17 ‘(C) The apportionment of the State under
18 section 104(b)(4).

19 ‘(6) TRANSFER OF OBLIGATION AUTHORITY.—

20 ‘(A) IN GENERAL.—If the Secretary trans-
21 fers under this subsection any funds to the ap-
22 portionment of a State under section 402 for a
23 fiscal year, the Secretary shall transfer an
24 amount, determined under subparagraph (B),
25 of obligation authority distributed for the fiscal

1 year to the State for Federal-aid highways and
2 highway safety construction programs for carry-
3 ing out projects under section 402.

4 ‘(B) AMOUNT.—The amount of obligation
5 authority referred to in subparagraph (A) shall
6 be determined by multiplying—

7 ‘(i) the amount of funds transferred
8 under subparagraph (A) to the appor-
9 tionment of the State under section 402 for
10 the fiscal year; by

11 ‘(ii) the ratio that—

12 ‘(I) the amount of obligation au-
13 thority distributed for the fiscal year
14 to the State for Federal-aid highways
15 and highway safety construction pro-
16 grams; bears to

17 ‘(II) the total of the sums appor-
18 tioned to the State for Federal-aid
19 highways and highway safety con-
20 struction programs (excluding sums
21 not subject to any obligation limita-
22 tion) for the fiscal year.

23 ‘(7) LIMITATION ON APPLICABILITY OF OBLIGA-
24 TION LIMITATION.—Notwithstanding any other pro-
25 vision of law, no limitation on the total of obligations

1 for highway safety programs under section 402 shall
 2 apply to funds transferred under this subsection to
 3 the apportionment of a State under such section.’.

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

‘154. Open container requirements.’.

7 **“SEC. 1406. MINIMUM PENALTIES FOR REPEAT OFFENDERS**
 8 **FOR DRIVING WHILE INTOXICATED OR DRIV-**
 9 **ING UNDER THE INFLUENCE.**

10 “(a) IN GENERAL.—Chapter 1 of title 23, United
 11 States Code, is amended by adding at the end the follow-
 12 ing:

13 **“§ 164. Minimum penalties for repeat offenders for**
 14 **driving while intoxicated or driving**
 15 **under the influence**

16 ‘(a) DEFINITIONS.—In this section, the following
 17 definitions apply:

18 ‘(1) ALCOHOL CONCENTRATION.—The term
 19 “alcohol concentration” means grams of alcohol per
 20 100 milliliters of blood or grams of alcohol per 210
 21 liters of breath.

22 ‘(2) DRIVING WHILE INTOXICATED; DRIVING
 23 UNDER THE INFLUENCE.—The terms “driving while
 24 intoxicated” and “driving under the influence” mean
 25 driving or being in actual physical control of a motor

1 vehicle while having an alcohol concentration above
2 the permitted limit as established by each State.

3 ‘(3) LICENSE SUSPENSION.—The term “license
4 suspension” means the suspension of all driving
5 privileges.

6 ‘(4) MOTOR VEHICLE.—The term “motor vehi-
7 cle” means a vehicle driven or drawn by mechanical
8 power and manufactured primarily for use on public
9 highways, but does not include a vehicle operated
10 solely on a rail line or a commercial vehicle.

11 ‘(5) REPEAT INTOXICATED DRIVER LAW.—The
12 term “repeat intoxicated driver law” means a State
13 law that provides, as a minimum penalty, that an in-
14 dividual convicted of a second or subsequent offense
15 for driving while intoxicated or driving under the in-
16 fluence after a previous conviction for that offense
17 shall—

18 ‘(A) receive a driver’s license suspension
19 for not less than 1 year;

20 ‘(B) be subject to the impoundment or im-
21 mobilization of each of the individual’s motor
22 vehicles or the installation of an ignition inter-
23 lock system on each of the motor vehicles;

1 ‘(C) receive an assessment of the individ-
2 ual’s degree of abuse of alcohol and treatment
3 as appropriate; and

4 ‘(D) receive—

5 ‘(i) in the case of the second offense—

6 ‘(I) an assignment of not less
7 than 30 days of community service; or

8 ‘(II) not less than 5 days of
9 imprisonment; and

10 ‘(ii) in the case of the third or subse-
11 quent offense—

12 ‘(I) an assignment of not less
13 than 60 days of community service; or

14 ‘(II) not less than 10 days of
15 imprisonment.

16 ‘(b) TRANSFER OF FUNDS.—

17 ‘(1) FISCAL YEARS 2001 AND 2002.—On October
18 1, 2000, and October 1, 2001, if a State has not en-
19 acted or is not enforcing a repeat intoxicated driver
20 law, the Secretary shall transfer an amount equal to
21 1½ percent of the funds apportioned to the State on
22 that date under each of paragraphs (1), (3), and (4)
23 of section 104(b) to the apportionment of the State
24 under section 402—

1 ‘(A) to be used for alcohol-impaired driving
2 countermeasures; or

3 ‘(B) to be directed to State and local law
4 enforcement agencies for enforcement of laws
5 prohibiting driving while intoxicated or driving
6 under the influence and other related laws (in-
7 cluding regulations), including the purchase of
8 equipment, the training of officers, and the use
9 of additional personnel for specific alcohol-im-
10 paired driving countermeasures, dedicated to
11 enforcement of the laws (including regulations).

12 ‘(2) FISCAL YEAR 2003 AND FISCAL YEARS
13 THEREAFTER.—On October 1, 2002, and each Octo-
14 ber 1 thereafter, if a State has not enacted or is not
15 enforcing a repeat intoxicated driver law, the Sec-
16 retary shall transfer an amount equal to 3 percent
17 of the funds apportioned to the State on that date
18 under each of paragraphs (1), (3), and (4) of section
19 104(b) to the apportionment of the State under sec-
20 tion 402 to be used or directed as described in sub-
21 paragraph (A) or (B) of paragraph (1).

22 ‘(3) USE FOR HAZARD ELIMINATION PRO-
23 GRAM.—A State may elect to use all or a portion of
24 the funds transferred under paragraph (1) or (2) for
25 activities eligible under section 152.

1 ‘(4) FEDERAL SHARE.—The Federal share of
2 the cost of a project carried out with funds trans-
3 ferred under paragraph (1) or (2), or used under
4 paragraph (3), shall be 100 percent.

5 ‘(5) DERIVATION OF AMOUNT TO BE TRANS-
6 FERRED.—The amount to be transferred under
7 paragraph (1) or (2) may be derived from 1 or more
8 of the following:

9 ‘(A) The apportionment of the State under
10 section 104(b)(1).

11 ‘(B) The apportionment of the State under
12 section 104(b)(3).

13 ‘(C) The apportionment of the State under
14 section 104(b)(4).

15 ‘(6) TRANSFER OF OBLIGATION AUTHORITY.—

16 ‘(A) IN GENERAL.—If the Secretary trans-
17 fers under this subsection any funds to the ap-
18 portionment of a State under section 402 for a
19 fiscal year, the Secretary shall transfer an
20 amount, determined under subparagraph (B),
21 of obligation authority distributed for the fiscal
22 year to the State for Federal-aid highways and
23 highway safety construction programs for carry-
24 ing out projects under section 402.

1 ‘(B) AMOUNT.—The amount of obligation
2 authority referred to in subparagraph (A) shall
3 be determined by multiplying—

4 ‘(i) the amount of funds transferred
5 under subparagraph (A) to the apportion-
6 ment of the State under section 402 for
7 the fiscal year; by

8 ‘(ii) the ratio that—

9 ‘(I) the amount of obligation au-
10 thority distributed for the fiscal year
11 to the State for Federal-aid highways
12 and highway safety construction pro-
13 grams; bears to

14 ‘(II) the total of the sums appor-
15 tioned to the State for Federal-aid
16 highways and highway safety con-
17 struction programs (excluding sums
18 not subject to any obligation limita-
19 tion) for the fiscal year.

20 ‘(7) LIMITATION ON APPLICABILITY OF OBLIGA-
21 TION LIMITATION.—Notwithstanding any other pro-
22 vision of law, no limitation on the total of obligations
23 for highway safety programs under section 402 shall
24 apply to funds transferred under this subsection to
25 the apportionment of a State under such section.’.

1 “(b) CONFORMING AMENDMENT.—The analysis for
2 chapter 1 of such title is amended by adding at the end
3 the following:

‘164. Minimum penalties for repeat offenders for driving while intoxicated or driving under the influence.’”.

4 (b) CONFORMING AMENDMENT.—The table of con-
5 tents contained in section 1(b) of such Act is amended
6 by inserting after the item relating to section 1403 the
7 following:

“Sec. 1404. Safety incentives to prevent operation of motor vehicles by intoxicated persons.

“Sec. 1405. Open container laws.

“Sec. 1406. Minimum penalties for repeat offenders for driving while intoxicated or driving under the influence.”.

8 (c) ROADSIDE SAFETY TECHNOLOGIES.—Section
9 1402(a)(2) of such Act is amended by striking “directive”
10 and inserting “redirective”.

11 **SEC. 6. ELIMINATION OF DUPLICATE PROVISIONS.**

12 (a) SAN MATEO COUNTY, CALIFORNIA.—Section
13 1113 of the Transportation Equity Act for the 21st Cen-
14 tury is amended—

15 (1) by striking subsection (c); and

16 (2) by redesignating subsection (c) as sub-
17 section (d).

18 (b) VALUE PRICING PILOT PROGRAM.—Section
19 1216(a) of such Act is amended by adding at the end the
20 following:

21 “(8) CONFORMING AMENDMENTS.—

1 “(A) Section 1012(b)(6) of such Act (as
2 amended by paragraph (5) of this subsection) is
3 amended by striking ‘146(c)’ and inserting
4 ‘102(a)’.

5 “(B) Section 1012(b)(8) of such Act (as
6 added by paragraph (7) of this subsection) is
7 amended—

8 “(i) in subparagraph (C) by striking
9 ‘under this subsection’ and inserting ‘to
10 carry out this subsection’;

11 “(ii) in subparagraph (D)—

12 “(I) by striking ‘under this para-
13 graph’ and inserting ‘to carry out this
14 subsection’; and

15 “(II) by striking ‘by this para-
16 graph’ and inserting ‘to carry out this
17 subsection’;

18 “(iii) by striking subparagraph (A);

19 and

20 “(iv) by redesignating subparagraphs
21 (B), (C), and (D) as subparagraphs (A),
22 (B), and (C), respectively.”.

23 (e) NATIONAL DEFENSE HIGHWAYS OUTSIDE THE
24 UNITED STATES.—Section 1214(e) of such Act is amend-
25 ed to read as follows:

1 “(e) MINNESOTA TRANSPORTATION HISTORY NET-
2 WORK.—

3 “(1) IN GENERAL.—The Secretary shall award
4 a grant to the Minnesota Historical Society for the
5 establishment of the Minnesota Transportation His-
6 tory Network to include major exhibits, interpretive
7 programs at national historic landmark sites, and
8 outreach programs with county and local historical
9 organizations.

10 “(2) COORDINATION.—In carrying out sub-
11 section (a), the Secretary shall coordinate with offi-
12 cials of the Minnesota Historical Society.

13 “(3) AUTHORIZATION OF APPROPRIATIONS.—
14 There is authorized to be appropriated out of the
15 Highway Trust Fund (other than the Mass Transit
16 Account) \$1,000,000 for each of fiscal years 1999
17 through 2003 to carry out this subsection.

18 “(4) APPLICABILITY OF TITLE 23.—Funds au-
19 thorized by this subsection shall be available for obli-
20 gation in the same manner as if such funds were ap-
21 portioned under chapter 1 of title 23, United States
22 Code; except that such funds shall remain available
23 until expended.”.

24 “(d) ENTRANCE PAVING AT NINIGRET NATIONAL
25 WILDLIFE REFUGE.—Section 1214(i) of such Act is

1 amended by striking “\$750,000” each place it appears
 2 and inserting “\$75,000”.

3 **SEC. 7. HIGHWAY FINANCE.**

4 (a) IN GENERAL.—Section 1503 of the Transpor-
 5 tation Equity Act for the 21st Century is amended by add-
 6 ing at the end the following:

7 “(c) TECHNICAL AMENDMENTS.—Section 188 of title
 8 23, United States Code (as added by subsection (a) of this
 9 section), is amended—

10 “(1) in subsection (a)(2) by striking ‘1998’ and
 11 inserting ‘1999’; and

12 “(2) in subsection (c)—

13 “(A) by striking ‘1998’ and inserting
 14 ‘1999’; and

15 “(B) by striking the table and inserting
 16 the following:

Fiscal year:	Maximum amount of credit:
1999	\$1,600,000,000
2000	\$1,800,000,000
2001	\$2,200,000,000
2002	\$2,400,000,000
2003	\$2,600,000,000.’”.

17 (b) CONFORMING AMENDMENTS.—The table of con-
 18 tents contained in section 1(b) of the Transportation Eq-
 19 uity Act for the 21st Century is amended—

20 (1) in the item relating to section 1119 by
 21 striking “and safety”; and

1 (2) by striking the items relating to subtitle E
2 of title I and inserting the following:

“Subtitle E—Finance

“CHAPTER 1—TRANSPORTATION INFRASTRUCTURE FINANCE AND
INNOVATION

“Sec. 1501. Short title.

“Sec. 1502. Findings.

“Sec. 1503. Establishment of program.

“Sec. 1504. Duties of the Secretary.

“CHAPTER 2—STATE INFRASTRUCTURE BANK PILOT PROGRAM

“Sec. 1511. State infrastructure bank pilot program.”.

3 **SEC. 8. HIGH PRIORITY PROJECTS TECHNICAL CORREC-**
4 **TIONS.**

5 The table contained in section 1602 of the Transpor-
6 tation Equity Act for the 21st Century is amended—

7 (1) in item 1 by striking “1.275” and inserting
8 “1.7”;

9 (2) in item 82 by striking “30.675” and insert-
10 ing “32.4”;

11 (3) in item 107 by striking “1.125” and insert-
12 ing “1.44”;

13 (4) in item 121 by striking “10.5” and insert-
14 ing “5.0”;

15 (5) in item 140 by inserting “-VFHS Center”
16 after “Park”;

17 (6) in item 151 by striking “5.666” and insert-
18 ing “8.666”;

19 (7) in item 164—

1 (A) by inserting “, and \$3,000,000 for the
 2 period of fiscal years 1998 and 1999 shall be
 3 made available to carry out section 1217(j)”
 4 after “Pennsylvania”; and

5 (B) by striking “25” and inserting
 6 “24.78”;

7 (8) by striking item 166 and inserting the fol-
 8 lowing:

“166.	Michigan	Improve Tenth Street, Port Huron	1.8”;
-------	----------------	--	-------

9 (9) by striking item 242 and inserting the fol-
 10 lowing:

“242.	Minnesota	Construct Third Street North, CSAH 81, Waite Park and St. Cloud	1.0”;
-------	-----------------	--	-------

11 (10) by striking item 250 and inserting the fol-
 12 lowing:

“250.	Indiana	Reconstruct Old Merridan Corridor from Pennsylvania Avenue to Gilford Road	1.35”;
-------	---------------	---	--------

13 (11) in item 255 by striking “2.25” and insert-
 14 ing “3.0”;

15 (12) in item 263 by striking “Upgrade High-
 16 way 99 between State Highway 70 and Lincoln
 17 Road, Sutter County” and inserting “Upgrade High-
 18 way 99, Sutter County”;

19 (13) in item 288 by striking “3.75” and insert-
 20 ing “5.0”;

1 (14) in item 290 by striking “3.5” and insert-
2 ing “3.0”;

3 (15) in item 345 by striking “8” and inserting
4 “19.4”;

5 (16) in item 418 by striking “2” and inserting
6 “2.5”;

7 (17) in item 421 by striking “11” and inserting
8 “6”;

9 (18) in item 508 by striking “1.8” and insert-
10 ing “2.4”;

11 (19) by striking item 525 and inserting the fol-
12 lowing:

“525.	Alaska	Construct Bradfield Canal Road	1”;
-------	--------------	--------------------------------------	-----

13 (20) in item 540 by striking “1.5” and insert-
14 ing “2.0”;

15 (21) in item 576 by striking “0.52275” and in-
16 serting “0.69275”;

17 (22) in item 588 by striking “2.5” and insert-
18 ing “3.0”;

19 (23) in item 591 by striking “10” and inserting
20 “5”;

21 (24) in item 635 by striking “1.875” and in-
22 serting “2.15”;

23 (25) in item 669 by striking “3” and inserting
24 “3.5”;

1 (26) in item 702 by striking “10.5” and insert-
2 ing “10”;

3 (27) in item 746 by inserting “, and for the
4 purchase of the Block House in Scott County, Vir-
5 ginia” after “Forest”;

6 (28) in item 755 by striking “1.125” and in-
7 serting “1.5”;

8 (29) in item 769 by striking “Construct new I-
9 95 interchange with Highway 99W, Tehama Coun-
10 ty” and inserting “Construct new I-5 interchange
11 with Highway 99W, Tehama County”;

12 (30) in item 770 by striking “1.35” and insert-
13 ing “1.0”;

14 (31) in item 789 by striking “2.0625” and in-
15 serting “1.0”;

16 (32) in item 803 by striking “Tomahark” and
17 inserting “Tomahawk”;

18 (33) in item 836 by striking “Construct” and
19 all that follows through “for” and inserting “To the
20 National Park Service for construction of the”;

21 (34) in item 854 by striking “0.75” and insert-
22 ing “1”;

23 (35) in item 863 by striking “9” and inserting
24 “4.75”;

1 (36) in item 887 by striking “0.75” and insert-
2 ing “3.21”;

3 (37) in item 891 by striking “19.5” and insert-
4 ing “25.0”;

5 (38) in item 902 by striking “10.5” and insert-
6 ing “14.0”;

7 (39) by striking item 1065 and inserting the
8 following:

“1065.	Texas	Construct a 4-lane divided highway on Artercraft Road from I-10 to Route 375 in El Paso	5”;
--------	-------------	--	-----

9 (40) in item 1192 by striking “24.97725” and
10 inserting “24.55725”;

11 (41) in item 1200 by striking “Upgrade (all
12 weather) on U.S. 2, U.S. 41, and M 35” and insert-
13 ing “Upgrade (all weather) on Delta County’s re-
14 route of U.S. 2, U.S. 41, and M 35”;

15 (42) in item 1245 by striking “3” and inserting
16 “3.5”;

17 (43) in item 1271 by striking “Spur” and all
18 that follows through “U.S. 59” and inserting “rail-
19 grade separations (Rosenberg Bypass) at U.S.
20 59(S)”;

21 (44) in item 1278 by striking “28.18” and in-
22 serting “22.0”;

23 (45) in item 1288 by inserting “30” after
24 “U.S.”;

1 (46) in item 1338 by striking “5.5” and insert-
2 ing “3.5”;

3 (47) in item 1383 by striking “0.525” and in-
4 serting “0.35”;

5 (48) in item 1395 by striking “Construct” and
6 all that follows through “Road” and inserting “Up-
7 grade Route 219 between Meyersdale and Somers-
8 set”;

9 (49) in item 1468 by striking “Reconstruct”
10 and all that follows through “U.S. 23” and inserting
11 “Conduct engineering and design and improve I-94
12 in Calhoun and Jackson Counties”;

13 (50) in item 1474—

14 (A) by striking “in Euclid” and inserting
15 “and London Road in Cleveland”; and

16 (B) by striking “3.75” and inserting
17 “8.0”;

18 (51) in item 1535 by striking “Stanford” and
19 inserting “Stamford”;

20 (52) in item 1538 by striking “and Winchester”
21 and inserting “, Winchester, and Torrington”;

22 (53) by striking item 1546 and inserting the
23 following:

“1546.	Michigan	Construct Bridge-to-Bay bike path, St. Clair County ..	0.450”;
--------	----------------	--	---------

1 (54) by striking item 1549 and inserting the
2 following:

“1549.	New York	Center for Advanced Simulation and Technology, at Dowling College	0.6”;
--------	----------------	--	-------

3 (55) in item 1663 by striking “26.5” and in-
4 serting “27.5”;

5 (56) in item 1703 by striking “I-80” and in-
6 serting “I-180”;

7 (57) in item 1726 by striking “I-179” and in-
8 serting “I-79”;

9 (58) by striking item 1770 and inserting the
10 following:

“1770.	Virginia	Operate and conduct research on the ‘Smart Road’ in Blacksburg	6.025”;
--------	----------------	---	---------

11 (59) in item 1810 by striking “Construct Rio
12 Rancho Highway” and inserting “Northwest Albu-
13 querque/Rio Rancho high priority roads”;

14 (60) in item 1815 by striking “High” and all
15 that follows through “projects” and inserting “High-
16 way and bridge projects that Delaware provides for
17 by law”;

18 (61) in item 1844 by striking “Prepare” and
19 inserting “Repair”;

20 (62) by striking item 1850 and inserting the
21 following:

“1850.	Missouri	Resurface and maintain roads located in Missouri State parks	5”;
--------	----------------	---	-----

1 (63) in item 661 by striking “SR 800” and in-
2 serting “SR 78”;

3 (64) in item 1704 by inserting “, Pittsburgh,”
4 after “Road”; and

5 (65) in item 1710 by inserting “, Bethlehem”
6 after “site”.

7 **SEC. 9. FEDERAL TRANSIT ADMINISTRATION PROGRAMS.**

8 (a) DEFINITIONS.—Section 3003 of the Federal
9 Transit Act of 1998 is amended—

10 (1) by inserting “(a) IN GENERAL.—” before
11 “Section 5302”; and

12 (2) by adding at the end the following:

13 “(b) CONFORMING AMENDMENTS.—Section 5302 (as
14 amended by subsection (a) of this section) is amended in
15 subsection (a)(1)(G)(i) by striking ‘daycare and’ and in-
16 serting ‘daycare or’.”.

17 (b) METROPOLITAN PLANNING.—Section 3004 of the
18 Federal Transit Act of 1998 is amended—

19 (1) in subsection (b)—

20 (A) in paragraph (1) by striking subpara-
21 graph (A) and inserting the following:

22 “(A) by striking ‘general local government
23 representing’ and inserting ‘general purpose
24 local government that together represent’; and”;

1 (B) in paragraph (3) by striking “and” at
2 the end;

3 (C) in paragraph (4) by striking subpara-
4 graph (A) and inserting the following:

5 “(A) by striking ‘general local government
6 representing’ and inserting ‘general purpose
7 local government that together represent’; and”;

8 (D) by redesignating paragraph (4) as
9 paragraph (5); and

10 (E) by inserting after paragraph (3) the
11 following:

12 “(3) in paragraph (4)(A) by striking ‘(3)’ and
13 inserting ‘(5)’; and”;

14 (2) in subsection (d) by striking the closing
15 quotation marks and the final period at the end and
16 inserting the following:

17 ‘(5) COORDINATION.—If a project is located
18 within the boundaries of more than 1 metropolitan
19 planning organization, the metropolitan planning or-
20 ganizations shall coordinate plans regarding the
21 project.

22 ‘(6) LAKE TAHOE REGION.—

23 ‘(A) DEFINITION.—In this paragraph, the
24 term “Lake Tahoe region” has the meaning
25 given the term “region” in subdivision (a) of

1 article II of the Tahoe Regional Planning Com-
2 pact, as set forth in the first section of Public
3 Law 96–551 (94 Stat. 3234).

4 ‘(B) TRANSPORTATION PLANNING PROC-
5 ESS.—The Secretary shall—

6 ‘(i) establish with the Federal land
7 management agencies that have jurisdic-
8 tion over land in the Lake Tahoe region a
9 transportation planning process for the re-
10 gion; and

11 ‘(ii) coordinate the transportation
12 planning process with the planning process
13 required of State and local governments
14 under this chapter and sections 134 and
15 135 of title 23.

16 ‘(C) INTERSTATE COMPACT.—

17 ‘(i) IN GENERAL.—Subject to clause
18 (ii) and notwithstanding subsection (b), to
19 carry out the transportation planning proc-
20 ess required by this section, the consent of
21 Congress is granted to the States of Cali-
22 fornia and Nevada to designate a metro-
23 politan planning organization for the Lake
24 Tahoe region, by agreement between the
25 Governors of the States of California and

1 Nevada and units of general purpose local
2 government that together represent at
3 least 75 percent of the affected population
4 (including the central city or cities (as de-
5 fined by the Bureau of the Census)), or in
6 accordance with procedures established by
7 applicable State or local law.

8 ‘(ii) INVOLVEMENT OF FEDERAL
9 LAND MANAGEMENT AGENCIES.—

10 ‘(I) REPRESENTATION.—The pol-
11 icy board of a metropolitan planning
12 organization designated under clause
13 (i) shall include a representative of
14 each Federal land management agen-
15 cy that has jurisdiction over land in
16 the Lake Tahoe region.

17 ‘(II) FUNDING.—In addition to
18 funds made available to the metropoli-
19 tan planning organization under other
20 provisions of this chapter and under
21 title 23, not more than 1 percent of
22 the funds allocated under section 202
23 of title 23 may be used to carry out
24 the transportation planning process

1 for the Lake Tahoe region under this
2 subparagraph.

3 ‘(D) ACTIVITIES.—Highway projects in-
4 cluded in transportation plans developed under
5 this paragraph—

6 ‘(i) shall be selected for funding in a
7 manner that facilitates the participation of
8 the Federal land management agencies
9 that have jurisdiction over land in the
10 Lake Tahoe region; and

11 ‘(ii) may, in accordance with chapter
12 2 of title 23, be funded using funds allo-
13 cated under section 202 of title 23.’.”; and

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

15 “(f) TECHNICAL ADJUSTMENTS.—Section 5303(f) is
16 amended—

17 “(1) in paragraph (1) (as amended by sub-
18 section (e)(1) of this subsection)—

19 “(A) in subparagraph (C) by striking ‘and’
20 at the end;

21 “(B) in subparagraph (D) by striking the
22 period at the end and inserting ‘; and’;

23 “(C) by adding at the end the following:

24 ‘(E) the financial plan may include, for illus-
25 trative purposes, additional projects that would be

1 included in the adopted long-range plan if reasonable
 2 additional resources beyond those identified in the fi-
 3 nancial plan were available, except that, for the pur-
 4 pose of developing the long-range plan, the metro-
 5 politan planning organization and the State shall co-
 6 operatively develop estimates of funds that will be
 7 available to support plan implementation.’; and

8 “(2) by adding at the end the following:

9 ‘(6) SELECTION OF PROJECTS FROM ILLUSTRATIVE
 10 LIST.—Notwithstanding paragraph (1)(E), a State or
 11 metropolitan planning organization shall not be required
 12 to select any project from the illustrative list of additional
 13 projects included in the financial plan under paragraph
 14 (1)(B).’.”.

15 (c) METROPOLITAN TRANSPORTATION IMPROVE-
 16 MENT PROGRAM.—Section 3005 of the Federal Transit
 17 Act of 1998 is amended—

18 (1) in the section heading by inserting “**MET-**
 19 **ROPOLITAN**” before “**TRANSPORTATION**”; and

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

21 “(d) TECHNICAL ADJUSTMENTS.—Section 5304 is
 22 amended—

23 “(1) in subsection (a) (as amended by sub-
 24 section (a) of this section)—

1 “(A) by striking ‘In cooperation with’ and
2 inserting the following:

3 ‘(1) IN GENERAL.—In cooperation with’; and

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

5 ‘(2) FUNDING ESTIMATE.—For the purpose of
6 developing the transportation improvement program,
7 the metropolitan planning organization, public tran-
8 sit agency, and the State shall cooperatively develop
9 estimates of funds that are reasonably expected to
10 be available to support program implementation.’;

11 “(2) in subsection (b)(2)—

12 “(A) in subparagraph (B) by striking ‘and’
13 at the end; and

14 “(B) in subparagraph (C) (as added by
15 subsection (b) of this section) by striking ‘strat-
16 egies which may include’ and inserting the fol-
17 lowing: ‘strategies; and

18 ‘(D) may include’; and

19 “(3) in subsection (c) by striking paragraph (4)
20 (as amended by subsection (e) of this section) and
21 inserting the following:

22 ‘(4) SELECTION OF PROJECTS FROM ILLUS-
23 TRATIVE LIST.—

24 ‘(A) IN GENERAL.—Notwithstanding sub-
25 section (b)(2)(D), a State or metropolitan plan-

1 ning organization shall not be required to select
2 any project from the illustrative list of addi-
3 tional projects included in the financial plan
4 under subsection (b)(2)(D).

5 ‘(B) ACTION BY SECRETARY.—Action by
6 the Secretary shall be required for a State or
7 metropolitan planning organization to select
8 any project from the illustrative list of addi-
9 tional projects included in the plan under sub-
10 section (b)(2) for inclusion in an approved
11 transportation improvement plan.’.”

12 (d) TRANSPORTATION MANAGEMENT AREAS.—Sec-
13 tion 3006(d) of the Federal Transit Act of 1998 is amend-
14 ed to read as follows:

15 “(d) PROJECT SELECTION.—Section 5305(d)(1) is
16 amended to read as follows: ‘(1)(A) All federally funded
17 projects carried out within the boundaries of a transpor-
18 tation management area under title 23 (excluding projects
19 carried out on the National Highway System and projects
20 carried out under the bridge and interstate maintenance
21 program) or under this chapter shall be selected from the
22 approved transportation improvement program by the
23 metropolitan planning organization designated for the
24 area in consultation with the State and any affected public
25 transit operator.

1 ‘(B) Projects carried out within the boundaries of a
2 transportation management area on the National Highway
3 System and projects carried out within such boundaries
4 under the bridge program or the interstate maintenance
5 program shall be selected from the approved transpor-
6 tation improvement program by the State in cooperation
7 with the metropolitan planning organization designated
8 for the area.’.”.

9 (e) URBANIZED AREA FORMULA GRANTS.—Section
10 3007 of the Federal Transit Act of 1998 is amended by
11 adding at the end the following:

12 “(h) TECHNICAL ADJUSTMENTS.—

13 “(1) GENERAL AUTHORITY.—Section 5307(b)
14 (as amended by subsection (c)(1)(B) of this section)
15 is amended by adding at the end the following: ‘The
16 Secretary may make grants under this section from
17 funds made available for fiscal year 1998 to finance
18 the operating costs of equipment and facilities for
19 use in mass transportation in an urbanized area
20 with a population of at least 200,000.’.

21 “(2) REPORT.—Section 5307(k)(3) (as amend-
22 ed by subsection (f) of this section) is amended by
23 inserting ‘preceding’ before ‘fiscal year’.”.

1 (f) CLEAN FUELS FORMULA GRANT PROGRAM.—
2 Section 3008 of the Federal Transit Act of 1998 is
3 amended by adding at the end the following:

4 “(c) TECHNICAL ADJUSTMENTS.—Section
5 5308(e)(2) (as added by subsection (a) of this section) is
6 amended by striking ‘\$50,000,000’ and inserting ‘35 per-
7 cent’.”.

8 (g) CAPITAL INVESTMENT GRANTS AND LOANS.—
9 Section 3009 of the Federal Transit Act of 1998 is
10 amended by adding at the end the following:

11 “(k) TECHNICAL ADJUSTMENTS.—

12 “(1) CRITERIA.—Section 5309(e) (as amended
13 by subsection (e) of this section) is amended—

14 “(A) in paragraph (3)(C) by striking
15 ‘urban’ and inserting ‘suburban’;

16 “(B) in the second sentence of paragraph
17 (6) by striking ‘or not’ and all that follows
18 through ‘, based’ and inserting ‘or “not rec-
19 ommended”, based’; and

20 “(C) in the last sentence of paragraph (6)
21 by inserting ‘of the’ before ‘criteria established’.

22 “(2) LETTERS OF INTENT AND FULL FUNDING
23 GRANT AGREEMENTS.—Section 5309(g) (as amend-
24 ed by subsection (f) of this section) is amended in
25 paragraph (4) by striking ‘5338(a)’ and all that fol-

1 lows through ‘2003’ and inserting ‘5338(b) of this
2 title for new fixed guideway systems and extensions
3 to existing fixed guideway systems and the amount
4 appropriated under section 5338(h)(5) or an amount
5 equivalent to the last 2 fiscal years of funding au-
6 thorized under section 5338(b) for new fixed guide-
7 way systems and extensions to existing fixed guide-
8 way systems’.

9 “(3) ALLOCATING AMOUNTS.—Section 5309(m)
10 (as amended by subsection (g) of this section) is
11 amended—

12 “(A) in paragraph (1) by inserting ‘(b)’
13 after ‘5338’;

14 “(B) by striking paragraph (2) and insert-
15 ing the following:

16 ‘(2) NEW FIXED GUIDEWAY GRANTS.—

17 ‘(A) LIMITATION ON AMOUNTS AVAILABLE
18 FOR ACTIVITIES OTHER THAN FINAL DESIGN
19 AND CONSTRUCTION.—Not more than 8 percent
20 of the amounts made available in each fiscal
21 year by paragraph (1)(B) shall be available for
22 activities other than final design and construc-
23 tion.

24 ‘(B) FUNDING FOR FERRY BOAT SYS-
25 TEMS.—

1 ‘(i) AMOUNTS UNDER (1)(B).—Of the
2 amounts made available under paragraph
3 (1)(B), \$10,400,000 shall be available in
4 each of fiscal years 1999 through 2003 for
5 capital projects in Alaska or Hawaii, for
6 new fixed guideway systems and extensions
7 to existing fixed guideway systems that are
8 ferry boats or ferry terminal facilities, or
9 that are approaches to ferry terminal fa-
10 cilities.

11 ‘(ii) AMOUNTS UNDER 5338(H)(5).—Of
12 the amounts appropriated under section
13 5338(h)(5), \$3,600,000 shall be available
14 in each of fiscal years 1999 through 2003
15 for capital projects in Alaska or Hawaii,
16 for new fixed guideway systems and exten-
17 sions to existing fixed guideway systems
18 that are ferry boats or ferry terminal fa-
19 cilities, or that are approaches to ferry ter-
20 minal facilities.’;

21 “(C) by redesignating paragraph (4) as
22 paragraph (3)(C);

23 “(D) in paragraph (3) by adding at the
24 end the following:

1 “(D) OTHER THAN URBANIZED AREAS.—Of
2 amounts made available by paragraph (1)(C),
3 not less than 5.5 percent shall be available in
4 each fiscal year for other than urbanized
5 areas.’;

6 “(E) by striking paragraph (5); and

7 “(F) by inserting after paragraph (3) the
8 following:

9 “(4) ELIGIBILITY FOR ASSISTANCE FOR MUL-
10 TIPLE PROJECTS.—A person applying for or receiv-
11 ing assistance for a project described in subpara-
12 graph (A), (B), or (C) of paragraph (1) may receive
13 assistance for a project described in any other of
14 such subparagraphs.’.”.

15 (h) REFERENCES TO FULL FUNDING GRANT AGREE-
16 MENTS.—Section 3009(h)(3) of the Federal Transit Act
17 of 1998 is amended—

18 (1) by striking “and” at the end of subpara-
19 graph (A)(ii);

20 (2) by striking the period at the end of sub-
21 paragraph (B) and inserting a semicolon; and

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

23 “(C) in section 5328(a)(4) by striking ‘sec-
24 tion 5309(m)(2) of this title’ and inserting
25 ‘5309(o)(1)’; and

1 “(D) in section 5309(n)(2) by striking ‘in
2 a way’ and inserting ‘in a manner’.”.

3 (i) DOLLAR VALUE OF MOBILITY IMPROVEMENTS.—
4 Section 3010(b)(2) of the Federal Transit Act of 1998
5 is amended by striking “Secretary” and inserting “Comp-
6 troller General”.

7 (j) INTELLIGENT TRANSPORTATION SYSTEM APPLI-
8 CATIONS.—Section 3012 of the Federal Transit Act of
9 1998 is amended by moving paragraph (3) of subsection
10 (a) to the end of subsection (b) and by redesignating such
11 paragraph (3) as paragraph (4).

12 (k) ADVANCED TECHNOLOGY PILOT PROJECT.—Sec-
13 tion 3015 of the Federal Transit Act of 1998 is amend-
14 ed—

15 (1) in subsection (c)(2) by adding at the end
16 the following: “Financial assistance made available
17 under this subsection and projects assisted with the
18 assistance shall be subject to section 5333(a) of title
19 49, United States Code.”; and

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

21 “(d) TRAINING AND CURRICULUM DEVELOPMENT.—

22 “(1) IN GENERAL.—Any funds made available
23 by section 5338(e)(2)(C)(iii) of title 49, United
24 States Code, shall be available in equal amounts for
25 transportation research, training, and curriculum de-

1 velopment at institutions identified in subparagraphs
2 (E) and (F) of section 5505(j)(3) of such title.

3 “(2) SPECIAL RULE.—If the institutions identi-
4 fied in paragraph (1) are selected pursuant to
5 5505(i)(3)(B) of such title in fiscal year 2002 or
6 2003, the funds made available to carry out this
7 subsection shall be available to those institutions to
8 carry out the activities required pursuant to section
9 5505(i)(3)(B) of such title for that fiscal year.”.

10 (l) NATIONAL TRANSIT INSTITUTE.—Section
11 3017(a) of the Federal Transit Act of 1998 is amended
12 to read as follows:

13 “(a) IN GENERAL.—Section 5315 is amended—

14 “(1) in the section heading by striking ‘**mass**
15 **transportation**’ and inserting ‘**transit**’;

16 “(2) in subsection (a)—

17 “(A) by striking ‘mass transportation’ in
18 the first sentence and inserting ‘transit’;

19 “(B) in paragraph (5) by inserting ‘and
20 architectural design’ before the semicolon at the
21 end;

22 “(C) in paragraph (7) by striking ‘carrying
23 out’ and inserting ‘delivering’;

1 “(D) in paragraph (11) by inserting ‘, construction management, insurance, and risk
2 management’ before the semicolon at the end;

3 “(E) in paragraph (13) by striking ‘and’ at
4 the end;

5 “(F) in paragraph (14) by striking the period at the end and inserting a semicolon; and

6 “(G) by adding at the end the following:

7 “(15) innovative finance; and

8 “(16) workplace safety.’.”

9 (m) PILOT PROGRAM.—Section 3021(a) of the Federal Transit Act of 1998 is amended by inserting “single-
10 State” before “pilot program”.

11 (n) ARCHITECTURAL, ENGINEERING, AND DESIGN CONTRACTS.—Section 3022 of the Federal Transit Act of
12 1998 is amended by adding at the end the following:

13 “(b) CONFORMING AMENDMENT.—Section 5325(b)
14 (as redesignated by subsection (a)(2) of this section) is
15 amended—

16 “(1) by inserting ‘or requirement’ after ‘A contract’; and

17 “(2) by inserting before the last sentence the following: ‘When awarding such contracts, recipients
18 of assistance under this chapter shall maximize efficiencies of administration by accepting nondisputed
19 efficiencies of administration by accepting nondisputed
20 efficiencies of administration by accepting nondisputed
21 efficiencies of administration by accepting nondisputed
22 efficiencies of administration by accepting nondisputed
23 efficiencies of administration by accepting nondisputed
24 efficiencies of administration by accepting nondisputed
25 efficiencies of administration by accepting nondisputed

1 audits conducted by other governmental agencies, as
2 provided in subparagraphs (C) through (F) of sec-
3 tion 112(b)(2) of title 23.’.”.

4 (o) CONFORMING AMENDMENT.—Section 3027 of the
5 Federal Transit Act of 1998 is amended—

6 (1) in subsection (c) by striking “600,000”
7 each place it appears and inserting “900,000”; and

8 (2) by adding at the end the following:

9 “(d) CONFORMING AMENDMENT.—The item relating
10 to section 5336 in the table of sections for chapter 53 is
11 amended by striking ‘block grants’ and inserting ‘formula
12 grants’.”.

13 (p) APPORTIONMENT FOR FIXED GUIDEWAY MOD-
14 ERNIZATION.—Section 3028 of the Federal Transit Act
15 of 1998 is amended by adding at the end the following:

16 “(c) CONFORMING AMENDMENTS.—Section 5337(a)
17 (as amended by subsection (a) of this section) is amend-
18 ed—

19 “(1) in paragraph (2)(B) by striking ‘(e)’ and
20 inserting ‘(e)(1)’;

21 “(2) in paragraph (3)(D)—

22 “(A) by striking ‘(ii)’; and

23 “(B) by striking ‘(e)’ and inserting ‘(e)(1)’;

24 “(3) in paragraph (4) by striking ‘(e)’ and in-
25 serting ‘(e)(1)’;

1 “(4) in paragraph (5)(A) by striking ‘(e)’ and
2 inserting ‘(e)(2)’;

3 “(5) in paragraph (5)(B) by striking ‘(e)’ and
4 inserting ‘(e)(2)’;

5 “(6) in paragraph (6) by striking ‘(e)’ each
6 place it appears and inserting ‘(e)(2)’; and

7 “(7) in paragraph (7) by striking ‘(e)’ each
8 place it appears and inserting ‘(e)(2)’.”.

9 (q) AUTHORIZATIONS.—Section 3029 of the Federal
10 Transit Act of 1998 is amended by adding at the end the
11 following:

12 “(c) TECHNICAL ADJUSTMENTS.—Section 5338 (as
13 amended by subsection (a) of this section) is amended—

14 “(1) in subsection (c)(2)(A)(i) by striking
15 ‘\$43,200,000’ and inserting ‘\$42,200,000’;

16 “(2) in subsection (c)(2)(A)(ii) by striking
17 ‘\$46,400,000’ and inserting ‘\$48,400,000’;

18 “(3) in subsection (c)(2)(A)(iii) by striking
19 ‘\$51,200,000’ and inserting ‘\$50,200,000’;

20 “(4) in subsection (c)(2)(A)(iv) by striking
21 ‘\$52,800,000’ and inserting ‘\$53,800,000’;

22 “(5) in subsection (c)(2)(A)(v) by striking
23 ‘\$57,600,000’ and inserting ‘\$58,600,000’;

24 “(6) in subsection (d)(2)(C)(iii) by inserting be-
25 fore the semicolon ‘, including not more than

1 \$1,000,000 shall be available to carry out section
2 5315(a)(16)';

3 “(7) in subsection (e)—

4 “(A) by striking ‘5317(b)’ each place it ap-
5 pears and inserting ‘5505’;

6 “(B) in paragraph (1) by striking ‘There
7 are’ and inserting ‘Subject to paragraph (2)(C),
8 there are’;

9 “(C) in paragraph (2)—

10 “(i) in subparagraph (A) by striking
11 ‘There shall’ and inserting ‘Subject to sub-
12 paragraph (C), there shall’;

13 “(ii) in subparagraph (B) by striking
14 ‘In addition’ and inserting ‘Subject to sub-
15 paragraph (C), in addition’; and

16 “(iii) by adding at the end the follow-
17 ing:

18 ‘(C) FUNDING OF CENTERS.—

19 ‘(i) Of the amounts made available
20 under subparagraph (A) and paragraph
21 (1) for each fiscal year—

22 ‘(I) \$2,000,000 shall be available
23 for the center identified in section
24 5505(j)(4)(A); and

1 ‘(II) \$2,000,000 shall be avail-
2 able for the center identified in sec-
3 tion 5505(j)(4)(F).

4 ‘(ii) For each of fiscal years 1998
5 through 2001, of the amounts made avail-
6 able under this paragraph and paragraph
7 (1)—

8 ‘(I) \$400,000 shall be available
9 from amounts made available under
10 subparagraph (A) of this paragraph
11 and under paragraph (1) for each of
12 the centers identified in subpara-
13 graphs (E) and (F) of section
14 5505(j)(3); and

15 ‘(II) \$350,000 shall be available
16 from amounts made available under
17 subparagraph (B) of this paragraph
18 and under paragraph (1) for each of
19 the centers identified in subpara-
20 graphs (E) and (F) of section
21 5505(j)(3).

22 ‘(iii) Any amounts made available
23 under this paragraph or paragraph (1) for
24 any fiscal year that remain after distribu-
25 tion under clauses (i) and (ii), shall be

1 available for the purposes identified in sec-
2 tion 3015(d) of the Federal Transit Act of
3 1998.’; and

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

5 ‘(3) SPECIAL RULE.—Nothing in this sub-
6 section shall be construed to limit the transportation
7 research conducted by the centers funded by this
8 section.’;

9 “(8) in subsection (g)(2) by striking ‘(c)(2)(B),’
10 and all that follows through ‘(f)(2)(B),’ and insert-
11 ing ‘(c)(1), (c)(2)(B), (d)(1), (d)(2)(B), (e)(1),
12 (e)(2)(B), (f)(1), (f)(2)(B),’;

13 “(9) in subsection (h) by inserting ‘under the
14 Transportation Discretionary Spending Guarantee
15 for the Mass Transit Category’ after ‘through (f)’;
16 and

17 “(10) in subsection (h)(5) by striking subpara-
18 graphs (A) through (E) and inserting the following:

19 ‘(A) for fiscal year 1999 \$400,000,000;

20 ‘(B) for fiscal year 2000 \$410,000,000;

21 ‘(C) for fiscal year 2001 \$420,000,000;

22 ‘(D) for fiscal year 2002 \$430,000,000;

23 and

24 ‘(E) for fiscal year 2003 \$430,000,000;.’.”

1 (r) PROJECTS FOR FIXED GUIDEWAY SYSTEMS.—
2 Section 3030 of the Federal Transit Act of 1998 is
3 amended—

4 (1) in subsection (a)—

5 (A) in paragraph (8) by inserting
6 “North-” before “South”;

7 (B) in paragraph (42) by striking “Mary-
8 land” and inserting “Baltimore”;

9 (C) in paragraph (103) by striking
10 “busway” and inserting “Boulevard
11 transitway”;

12 (D) in paragraph (106) by inserting
13 “CTA” before “Douglas”;

14 (E) by striking paragraph (108) and in-
15 serting the following:

16 “(108) Greater Albuquerque Mass Transit
17 Project.”; and

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

19 “(109) Hartford City Light Rail Connection to
20 Central Business District.

21 “(110) Providence–Boston Commuter Rail.

22 “(111) New York–St. George’s Ferry Inter-
23 modal Terminal.

24 “(112) New York–Midtown West Ferry Termi-
25 nal.

1 “(113) Pinellas County–Mobility Initiative
2 Project.

3 “(114) Atlanta–MARTA Extension (S. De
4 Kalb-Lindbergh).”;

5 (2) in subsection (b)—

6 (A) by striking paragraph (2) and insert-
7 ing the following:

8 “(2) Sioux City–Light Rail.”;

9 (B) by striking paragraph (40) and insert-
10 ing the following:

11 “(40) Santa Fe–El Dorado Rail Link.”;

12 (C) by striking paragraph (44) and insert-
13 ing the following:

14 “(44) Albuquerque–High Capacity Corridor.”;

15 (D) by striking paragraph (53) and insert-
16 ing the following:

17 “(53) San Jacinto–Branch Line (Riverside
18 County).”; and

19 (E) by adding at the end the following:

20 “(69) Chicago–Northwest Rail Transit Cor-
21 ridor.

22 “(70) Vermont–Burlington–Essex Commuter
23 Rail.”; and

24 (3) in subsection (c)—

25 (A) in paragraph (1)(A)—

1 (i) in the matter preceding clause (i)
2 by inserting “(even if the project is not
3 listed in subsection (a) or (b))” before the
4 colon;

5 (ii) by striking clause (ii) and insert-
6 ing the following:

7 “(ii) San Diego Mission Valley and
8 Mid-Coast Corridor, \$325,000,000.”;

9 (iii) by striking clause (v) and insert-
10 ing the following:

11 “(v) Hartford City Light Rail Conne-
12 tion to Central Business District,
13 \$33,000,000.”;

14 (iv) by striking clause (xxiii) and in-
15 serting the following:

16 “(xxiii) Kansas City–I-35 Commuter
17 Rail, \$30,000,000.”;

18 (v) in clause (xxxii) by striking
19 “Whitehall Ferry Terminal” and inserting
20 “Staten Island Ferry-Whitehall Intermodal
21 Terminal”;

22 (vi) by striking clause (xxxv) and in-
23 serting the following:

24 “(xxxv) New York–Midtown West
25 Ferry Terminal, \$16,300,000.”;

1 (vii) in clause (xxxix) by striking “Al-
2 legheny County” and inserting “Pitts-
3 burgh”;

4 (viii) by striking clause (xvi) and in-
5 sserting the following:

6 “(xvi) Northeast Indianapolis Cor-
7 ridor, \$10,000,000.”;

8 (ix) by striking clause (xxix) and in-
9 sserting the following:

10 “(xxix) Greater Albuquerque Mass
11 Transit Project, \$90,000,000.”;

12 (x) by striking clause (xliii) and in-
13 sserting the following:

14 “(xliii) Providence–Boston Commuter
15 Rail, \$10,000,000.”;

16 (xi) by striking clause (xlix) and in-
17 sserting the following:

18 “(xlix) SEATAC–Personal Rapid
19 Transit, \$40,000,000.”; and

20 (xii) by striking clause (li) and insert-
21 ing the following:

22 “(li) Dallas-Ft. Worth RAILTRAN
23 (Phase-II), \$12,000,000.”;

1 (B) by striking the heading for subsection
2 (c)(2) and inserting “ADDITIONAL AMOUNTS”;
3 and

4 (C) in paragraph (3) by inserting after the
5 first sentence the following: “The project shall
6 also be exempted from all requirements relating
7 to criteria for grants and loans for fixed guide-
8 way systems under section 5309(e) of such title
9 and from regulations required under that sec-
10 tion.”.

11 (s) NEW JERSEY URBAN CORE PROJECT.—Section
12 3030(e) of the Federal Transit Act of 1998 is amended
13 by adding at the end the following:

14 “(4) TECHNICAL ADJUSTMENT.—Section
15 3031(d) of the Intermodal Surface Transportation
16 Efficiency Act of 1991 (as amended by paragraph
17 (3)(B) of this subsection) is amended—

18 “(A) by striking ‘of the West Shore Line’
19 and inserting ‘or the West Shore Line’; and

20 “(B) by striking ‘directly connected to’ and
21 all that follows through ‘Newark International
22 Airport’ the first place it appears.”.

23 (t) BALTIMORE-WASHINGTON TRANSPORTATION IM-
24 PROVEMENTS.—Section 3030 of the Federal Transit Act
25 of 1998 is amended by adding at the end the following:

1 “(h) TECHNICAL ADJUSTMENT.—Section 3035(mn)
2 of the Intermodal Surface Transportation Efficiency Act
3 of 1991 (105 Stat. 2134) (as amended by subsection
4 (g)(1)(C) of this section) is amended by inserting after
5 ‘expenditure of’ the following: ‘section 5309 funds to the
6 aggregate expenditure of.’”.

7 (u) BUS PROJECTS.—Section 3031 of the Federal
8 Transit Act of 1998 is amended—

9 (1) in the table contained in subsection (a)—

10 (A) by striking item 64;

11 (B) in item 69 by striking “Rensslear”
12 each place it appears and inserting
13 “Rensselaer”;

14 (C) in item 103 by striking “facilities
15 and”; and

16 (D) by striking item 150;

17 (2) by striking the heading for subsection (b)
18 and inserting “ADDITIONAL AMOUNTS”;

19 (3) in subsection (b) by inserting after “2000”
20 the first place it appears “with funds made available
21 under section 5338(h)(6) of such title”; and

22 (4) in item 2 of the table contained in sub-
23 section (b) by striking “Rensslear” each place it ap-
24 pears and inserting “Rensselaer”.

1 (v) CONTRACTING OUT STUDY.—Section 3032 of the
2 Federal Transit Act of 1998 is amended—

3 (1) in subsection (a) by striking “3” and insert-
4 ing “6”;

5 (2) in subsection (d) by striking “the Mass
6 Transit Account of the Highway Trust Fund” and
7 inserting “funds made available under section
8 5338(f)(2) of title 49, United States Code,”;

9 (3) in subsection (d) by striking “1998” and in-
10 sserting “1999”; and

11 (4) in subsection (e) by striking “subsection
12 (e)” and inserting “subsection (d)”.

13 (w) JOB ACCESS AND REVERSE COMMUTE
14 GRANTS.—Section 3037 of the Federal Transit Act of
15 1998 is amended—

16 (1) in subsection (b)(4)(A)—

17 (A) by inserting “designated recipients
18 under section 5307(a)(2) of title 49, United
19 States Code,” after “from among”; and

20 (B) by inserting a comma after “and agen-
21 cies”;

22 (2) in subsection (b)(4)(B)—

23 (A) by striking “at least” and inserting
24 “less than”;

1 (B) by inserting “designated recipients
2 under section 5307(a)(2) of title 49, United
3 States Code,” after “from among”; and

4 (C) by inserting “and agencies,” after “au-
5 thorities”;

6 (3) in subsection (f)(2)—

7 (A) by striking “(including bicycling)”; and

8 (B) by inserting “(including bicycling)”
9 after “additional services”;

10 (4) in subsection (h)(2)(B) by striking
11 “403(a)(5)(C)(ii)” and inserting “403(a)(5)(C)(vi)”;

12 (5) in the heading for subsection (l)(1)(C) by
13 striking “FROM THE GENERAL FUND”;

14 (6) in subsection (l)(1)(C) by inserting “under
15 the Transportation Discretionary Spending Guarante-
16 ee for the Mass Transit Category” after “(B)”; and

17 (7) in subsection (l)(3)(B) by striking “at
18 least” and inserting “less than”.

19 (x) RURAL TRANSPORTATION ACCESSIBILITY INCEN-
20 TIVE PROGRAM.—Section 3038 of the Federal Transit Act
21 of 1998 is amended—

22 (1) in subsection (a)(1)(A) by inserting before
23 the semicolon “or connecting 1 or more rural com-
24 munities with an urban area not in close proximity”;

25 (2) in subsection (g)(1)—

1 (A) by inserting “over-the-road buses used
2 substantially or exclusively in” after “operators
3 of”; and

4 (B) by inserting at the end the following:
5 “Such sums shall remain available until expended.”;
6 and

7 (3) in subsection (g)(2)—

8 (A) by striking “each of”; and

9 (B) by adding at the end the following:
10 “Such sums shall remain available until ex-
11 pended.”.

12 (y) STUDY OF TRANSIT NEEDS IN NATIONAL PARKS
13 AND RELATED PUBLIC LANDS.—Section 3039(b) of the
14 Federal Transit Act of 1998 is amended—

15 (1) in paragraph (1) by striking “in order to
16 carry” and inserting “assist in carrying”; and

17 (2) by adding at the end the following:

18 “(3) DEFINITION.—For purposes of this sub-
19 section, the term ‘Federal land management agen-
20 cies’ means the National Park Service, the United
21 States Fish and Wildlife Service, and the Bureau of
22 Land Management.”.

23 (z) OBLIGATION CEILING.—Section 3040 of the Fed-
24 eral Transit Act of 1998 is amended—

1 (1) by striking paragraph (2) and inserting the
2 following:

3 “(2) \$5,797,000,000 in fiscal year 2000;” and

4 (2) in paragraph (4) by striking
5 “\$6,746,000,000” and inserting “\$6,747,000,000”.

6 **SEC. 10. MOTOR CARRIER SAFETY TECHNICAL CORREC-**
7 **TION.**

8 Section 4011 of the Transportation Equity Act for
9 the 21st Century is amended by adding at the end the
10 following:

11 “(h) TECHNICAL AMENDMENTS.—Section 31314 (as
12 amended by subsection (g) of this section) is amended—

13 “(1) in subsections (a) and (b) by striking ‘(3),
14 and (5)’ each place it appears and inserting ‘(3),
15 and (4)’; and

16 “(2) by striking subsection (d).”.

17 **SEC. 11. RESTORATIONS TO RESEARCH TITLE.**

18 (a) UNIVERSITY TRANSPORTATION RESEARCH
19 FUNDING.—Section 5001(a)(7) of the Transportation Eq-
20 uity Act for the 21st Century is amended—

21 (1) by striking “\$31,150,000” each place it ap-
22 pears and inserting “\$25,650,000”;

23 (2) by striking “\$32,750,000” each place it ap-
24 pears and inserting “\$27,250,000”; and

1 (3) by striking “\$32,000,000” each place it ap-
2 pears and inserting “\$26,500,000”.

3 (b) OBLIGATION CEILING.—Section 5002 of such Act
4 is amended by striking “\$403,150,000” and all that fol-
5 lows through “\$468,000,000” and inserting
6 “\$397,650,000 for fiscal year 1998, \$403,650,000 for fis-
7 cal year 1999, \$422,450,000 for fiscal year 2000,
8 \$437,250,000 for fiscal year 2001, \$447,500,000 for fis-
9 cal year 2002, and \$462,500,000”.

10 (c) USE OF FUNDS FOR ITS.—Section 5210 of the
11 Transportation Equity Act for the 21st Century is amend-
12 ed by adding at the end the following:

13 “(d) USE OF INNOVATIVE FINANCING.—

14 “(1) IN GENERAL.—The Secretary may use up
15 to 25 percent of the funds made available to carry
16 out this subtitle to make available loans, lines of
17 credit, and loan guarantees for projects that are eli-
18 gible for assistance under this subtitle and that have
19 significant intelligent transportation system ele-
20 ments.

21 “(2) CONSISTENCY WITH OTHER LAW.—Credit
22 assistance described in paragraph (1) shall be made
23 available in a manner consistent with the Transpor-
24 tation Infrastructure Finance and Innovation Act of
25 1998.”.

1 (d) UNIVERSITY TRANSPORTATION RESEARCH.—
2 Section 5110 of such Act is amended by adding at the
3 end the following:

4 “(d) TECHNICAL ADJUSTMENTS.—Section 5505 of
5 title 49, United States Code (as added by subsection (a)
6 of this section), is amended—

7 “(1) in subsection (g)(2) by striking ‘section
8 5506,’ and inserting ‘section 508 of title 23, United
9 States Code,’;

10 “(2) in subsection (i)—

11 “(A) by inserting ‘Subject to section
12 5338(e):’ after ‘(i) NUMBER AND AMOUNT OF
13 GRANTS.—’; and

14 “(B) by striking ‘institutions’ each place it
15 appears and inserting ‘institutions or groups of
16 institutions’; and

17 “(3) in subsection (j)(4)(B) by striking ‘on be-
18 half of’ and all that follows before the period and in-
19 serting ‘on behalf of a consortium which may also
20 include West Virginia University Institute of Tech-
21 nology, the College of West Virginia, and Bluefield
22 State College.’.”.

23 (e) TECHNICAL CORRECTIONS.—Section 5115 of
24 such Act is amended—

1 (1) in subsection (a) by striking “Director” and
2 inserting “Director of the Bureau of Transportation
3 Statistics”;

4 (2) in subsection (b) by striking “Bureau” and
5 inserting “Bureau of Transportation Statistics,”;
6 and

7 (3) in subsection (c) by striking “paragraph
8 (1)” and inserting “subsection (a)”.

9 (f) CORRECTIONS TO CERTAIN OKLAHOMA
10 PROJECTS.—Section 5116 of such Act is amended—

11 (1) in subsection (e)(2) by striking “\$1,000,000
12 for fiscal year 1999, \$1,000,000 for fiscal year
13 2000, and \$500,000 for fiscal year 2001” and in-
14 serting “\$1,000,000 for fiscal year 1999,
15 \$1,000,000 for fiscal year 2000, \$1,000,000 for fis-
16 cal year 2001, and \$500,000 for fiscal year 2002”;
17 and

18 (2) in subsection (f)(2) by striking “\$1,000,000
19 for fiscal year 1999, \$1,000,000 for fiscal year
20 2000, \$1,000,000 for fiscal year 2001, and
21 \$500,000 for fiscal year 2002” and inserting
22 “\$1,000,000 for fiscal year 1999, \$1,000,000 for
23 fiscal year 2000, and \$500,000 for fiscal year
24 2001”.

1 (g) INTELLIGENT TRANSPORTATION INFRASTRUC-
2 TURE REFERENCE.—Section 5117(b)(3)(B)(ii) of such
3 Act is amended by striking “local departments of trans-
4 portation” and inserting “the Department of Transpor-
5 tation”.

6 (h) FUNDAMENTAL PROPERTIES OF ASPHALTS AND
7 MODIFIED ASPHALTS.—Section 5117(b)(5)(B) of such
8 Act is amended—

9 (1) by striking “1999” and inserting “1998”;
10 and

11 (2) by striking “\$3,000,000 per fiscal year”
12 and inserting “\$1,000,000 for fiscal year 1998 and
13 \$3,000,000 for each of fiscal years 1999 through
14 2003”.

15 **SEC. 12. AUTOMOBILE SAFETY AND INFORMATION.**

16 (a) REFERENCE.—Section 7104 of the Transpor-
17 tation Equity Act for the 21st Century is amended by add-
18 ing at the end the following:

19 “(c) CONFORMING AMENDMENT.—Section 30105(a)
20 of title 49, United States Code (as amended by subsection
21 (a) of this section), is amended by inserting after ‘Sec-
22 retary’ the following: ‘for the National Highway Traffic
23 Safety Administration’.”.

24 (b) CLEAN VESSEL ACT FUNDING.—Section 7403 of
25 such Act is amended—

1 (1) by inserting “(a) IN GENERAL.—” before
2 “Section 4(b)”; and

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

4 “(b) TECHNICAL AMENDMENT.—Section 4(b)(3)(B)
5 of the 1950 Act (as amended by subsection (a) of this
6 section) is amended by striking ‘6404(d)’ and inserting
7 ‘7404(d)’.”.

8 (c) BOATING INFRASTRUCTURE.—Section 7404(b) of
9 such Act is amended by striking “6402” and inserting
10 “7402”.

11 **SEC. 13. TECHNICAL CORRECTIONS REGARDING SUBTITLE**

12 **A OF TITLE VIII.**

13 (a) AMENDMENT TO OFFSETTING ADJUSTMENT FOR
14 DISCRETIONARY SPENDING LIMIT.—Section 8101(b) of
15 the Transportation Equity Act for the 21st Century is
16 amended—

17 (1) in paragraph (1) by striking
18 “\$25,173,000,000” and inserting
19 “\$25,144,000,000”; and

20 (2) in paragraph (2) by striking
21 “\$26,045,000,000” and inserting
22 “\$26,009,000,000”.

23 (b) AMENDMENTS FOR HIGHWAY CATEGORY.—Sec-
24 tion 8101 of the Transportation Equity Act for the 21st
25 Century is amended by adding at the end the following:

1 “(f) TECHNICAL AMENDMENTS.—Section
2 250(e)(4)(C) of the Balanced Budget and Emergency Def-
3 icit Control Act of 1985 (as amended by subsection (c)
4 of this Act) is amended—

5 “(1) by striking ‘Century and’ and inserting
6 ‘Century or’;

7 “(2) by striking ‘as amended by this section,’
8 and inserting ‘as amended by the Transportation
9 Equity Act for the 21st Century,’; and

10 “(3) by adding at the end the following new
11 flush sentence:

12 ‘Such term also refers to the Washington Metropoli-
13 tan Transit Authority account (69-1128-0-1-401)
14 only for fiscal year 1999 only for appropriations pro-
15 vided pursuant to authorizations contained in section
16 14 of Public Law 96–184 and Public Law 101–
17 551.’”.

18 (c) TECHNICAL AMENDMENT.—Section 8102 of the
19 Transportation Equity Act for the 21st Century is amend-
20 ed by inserting before the period at the end the following:
21 “or from section 1102 of this Act”.

22 **SEC. 14. CORRECTIONS TO VETERANS SUBTITLE.**

23 (a) TOBACCO-RELATED ILLNESSES IN VETERANS.—
24 Section 8202 of the Transportation Equity Act for the
25 21st Century is amended to read as follows (and the

1 amendments made by that section as originally enacted
2 shall be treated for all purposes as not having been made):

3 **“SEC. 8202. TREATMENT OF TOBACCO-RELATED ILLNESSES**
4 **OF VETERANS.**

5 “(a) IN GENERAL.—(1) Chapter 11 of title 38,
6 United States Code, is amended by inserting after section
7 1102 the following new section:

8 **‘§ 1103. Special provisions relating to claims based**
9 **upon effects of tobacco products**

10 ‘(a) Notwithstanding any other provision of law, a
11 veteran’s disability or death shall not be considered to
12 have resulted from personal injury suffered or disease con-
13 tracted in the line of duty in the active military, naval,
14 or air service for purposes of this title on the basis that
15 it resulted from injury or disease attributable to the use
16 of tobacco products by the veteran during the veteran’s
17 service.

18 ‘(b) Nothing in subsection (a) shall be construed as
19 precluding the establishment of service connection for dis-
20 ability or death from a disease or injury which is otherwise
21 shown to have been incurred or aggravated in active mili-
22 tary, naval, or air service or which became manifest to
23 the requisite degree of disability during any applicable pre-
24 sumptive period specified in section 1112 or 1116 of this
25 title.’.

1 “(2) The table of sections at the beginning of such
2 chapter is amended by inserting after the item relating
3 to section 1102 the following new item:

‘1103. Special provisions relating to claims based upon effects of tobacco products.’.

4 “(b) EFFECTIVE DATE.—Section 1103 of title 38,
5 United States Code, as added by subsection (a), shall
6 apply with respect to claims received by the Secretary of
7 Veterans Affairs after the date of the enactment of this
8 Act.”.

9 (b) GI BILL EDUCATIONAL ASSISTANCE FOR SUR-
10 VIVORS AND DEPENDENTS OF VETERANS.—Subtitle B of
11 title VIII of the Transportation Equity Act for the 21st
12 Century is amended by adding at the end the following
13 new section:

14 **“SEC. 8210. TWENTY PERCENT INCREASE IN RATES OF SUR-**
15 **VIVORS AND DEPENDENTS EDUCATIONAL AS-**
16 **SISTANCE.**

17 “(a) SURVIVORS AND DEPENDENTS EDUCATIONAL
18 ASSISTANCE.—Section 3532 of title 38, United States
19 Code, is amended—

20 “(1) in subsection (a)(1)—

21 “(A) by striking out ‘\$404’ and inserting
22 in lieu thereof ‘\$485’;

23 “(B) by striking out ‘\$304’ and inserting
24 in lieu thereof ‘\$365’; and

1 “(C) by striking out ‘\$202’ and inserting
2 in lieu thereof ‘\$242’;

3 “(2) in subsection (a)(2), by striking out ‘\$404’
4 and inserting in lieu thereof ‘\$485’;

5 “(3) in subsection (b), by striking out ‘\$404’
6 and inserting in lieu thereof ‘\$485’; and

7 “(4) in subsection (c)(2)—

8 “(A) by striking out ‘\$327’ and inserting
9 in lieu thereof ‘\$392’;

10 “(B) by striking out ‘\$245’ and inserting
11 in lieu thereof ‘\$294’; and

12 “(C) by striking out ‘\$163’ and inserting
13 in lieu thereof ‘\$196’.

14 “(b) CORRESPONDENCE COURSE.—Section 3534(b)
15 of such title is amended by striking out ‘\$404’ and insert-
16 ing in lieu thereof ‘\$485’.

17 “(c) SPECIAL RESTORATIVE TRAINING.—Section
18 3542(a) of such title is amended—

19 “(1) by striking out ‘\$404’ and inserting in lieu
20 thereof ‘\$485’;

21 “(2) by striking out ‘\$127’ each place it ap-
22 pears and inserting in lieu thereof ‘\$152’; and

23 “(3) by striking out ‘\$13.46’ and inserting in
24 lieu thereof ‘\$16.16’.

1 “(d) APPRENTICESHIP TRAINING.—Section
2 3687(b)(2) of such title is amended—

3 “(1) by striking out ‘\$294’ and inserting in lieu
4 thereof ‘\$353’;

5 “(2) by striking out ‘\$220’ and inserting in lieu
6 thereof ‘\$264’;

7 “(3) by striking out ‘\$146’ and inserting in lieu
8 thereof ‘\$175’; and

9 “(4) by striking out ‘\$73’ and inserting in lieu
10 thereof ‘\$88’.

11 “(e) EFFECTIVE DATE.—The amendments made by
12 this section shall take effect on October 1, 1998, and shall
13 apply with respect to educational assistance allowances
14 paid for months after September 1998.”.

15 **SEC. 15. TECHNICAL CORRECTIONS REGARDING TITLE IX.**

16 (a) HIGHWAY TRUST FUND.—Subsection (f) of sec-
17 tion 9002 of the Transportation Equity Act for the 21st
18 Century is amended by adding at the end the following
19 new paragraphs:

20 “(4) The last sentence of section 9503(c)(1), as
21 amended by subsection (d), is amended by striking
22 ‘the date of enactment of the Transportation Equity
23 Act for the 21st Century’ and inserting ‘the date of
24 the enactment of the TEA 21 Restoration Act’.

1 “(5) Paragraph (3) of section 9503(e), as
2 amended by subsection (d), is amended by striking
3 ‘the date of enactment of the Transportation Equity
4 Act for the 21st Century’ and inserting ‘the date of
5 the enactment of the TEA 21 Restoration Act’.”.

6 (b) BOAT SAFETY ACCOUNT AND SPORT FISH RES-
7 TORATION ACCOUNT.—Section 9005 of the Transpor-
8 tation Equity Act for the 21st Century is amended by add-
9 ing at the end the following new subsection:

10 “(f) CLERICAL AMENDMENTS.—

11 “(1) Subparagraph (A) of section 9504(b)(2),
12 as amended by subsection (b)(1), is amended by
13 striking ‘the date of the enactment of the Transpor-
14 tation Equity Act for the 21st Century’ and insert-
15 ing ‘the date of the enactment of the TEA 21 Res-
16 toration Act’.

17 “(2) Subparagraph (B) of section 9504(b)(2),
18 as added by subsection (b)(3), is amended by strik-
19 ing ‘such Act’ and inserting ‘the TEA 21 Restora-
20 tion Act’.

21 “(3) Subparagraph (C) of section 9504(b)(2),
22 as amended by subsection (b)(2) and redesignated
23 by subsection (b)(3), is amended by striking ‘the
24 date of the enactment of the Transportation Equity

1 Act for the 21st Century’ and inserting ‘the date of
2 the enactment of the TEA 21 Restoration Act’.

3 “(4) Subsection (c) of section 9504, as amend-
4 ed by subsection (c)(2), is amended by striking ‘the
5 date of enactment of the Transportation Equity Act
6 for the 21st Century’ and inserting ‘the date of the
7 enactment of the TEA 21 Restoration Act’.”.

8 **SEC. 16. EFFECTIVE DATE.**

9 This Act and the amendments made by this Act shall
10 take effect simultaneously with the enactment of the
11 Transportation Equity Act for the 21st Century. For pur-
12 poses of all Federal laws, the amendments made by this
13 Act shall be treated as being included in the Transpor-
14 tation Equity Act for the 21st Century at the time of the
15 enactment of such Act, and the provisions of such Act (in-
16 cluding the amendments made by such Act) (as in effect
17 on the day before the date of enactment of this Act) that
18 are amended by this Act shall be treated as not being en-
19 acted.

Passed the House of Representatives June 3, 1998.

Attest:

Clerk.