

108TH CONGRESS
2^D SESSION

H. R. 4219

AN ACT

To provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Surface Transpor-
5 tation Extension Act of 2004, Part II”.

6 **SEC. 2. ADVANCES.**

7 (a) IN GENERAL.—Section 2(a) of the Surface
8 Transportation Extension Act of 2003 (23 U.S.C. 104
9 note; 117 Stat. 1110; 118 Stat. 478) is amended by strik-
10 ing “and the Surface Transportation Extension Act of
11 2004” and inserting “, the Surface Transportation Exten-
12 sion Act of 2004, and the Surface Transportation Exten-
13 sion Act of 2004, Part II”.

14 (b) PROGRAMMATIC DISTRIBUTIONS.—

15 (1) SPECIAL RULES FOR MINIMUM GUAR-
16 ANTEE.—Section 2(b)(4) of such Act is amended by
17 striking “\$1,633,333,333” and inserting
18 “\$2,100,000,000”.

19 (2) EXTENSION OF OFF-SYSTEM BRIDGE SET-
20 ASIDE.—Section 144(g)(3) of title 23, United States
21 Code, is amended by striking “April 30” inserting
22 “June 30”.

23 (c) AUTHORIZATION OF CONTRACT AUTHORITY.—
24 Section 1101(c)(1) of the Transportation Equity Act for
25 the 21st Century (117 Stat. 1111; 118 Stat. 478) is

1 amended by striking “\$18,876,841,666 for the period of
2 October 1, 2003, through April 30, 2004” and inserting
3 “\$24,270,225,000 for the period of October 1, 2003,
4 through June 30, 2004”.

5 (d) LIMITATION ON OBLIGATIONS.—Section 2(e) of
6 the Surface Transportation Extension Act of 2003 (117
7 Stat. 1111; 118 Stat. 478) is amended—

8 (1) in paragraph (1)—

9 (A) in the matter preceding subparagraph
10 (A) by striking “April 30” and inserting “June
11 30”;

12 (B) in subparagraph (A) by inserting after
13 “of 2004” the following: “and the Surface
14 Transportation Extension Act of 2004, Part
15 II”; and

16 (C) in subparagraph (B) by striking “ $7/12$ ”
17 and inserting “ $9/12$ ”;

18 (2) in paragraph (2)—

19 (A) by striking “April 30” and inserting
20 “June 30”;

21 (B) by striking “\$19,741,750,000” and in-
22 serting “\$25,382,250,000”; and

23 (C) by striking “\$372,750,000” and in-
24 serting “\$479,250,000”; and

1 (3) in paragraph (3) by striking “April 30” and
2 inserting “June 30”.

3 **SEC. 3. ADMINISTRATIVE EXPENSES.**

4 Section 4(a) of the Surface Transportation Extension
5 Act of 2003 (117 Stat. 1113; 118 Stat. 479) is amended
6 by striking “\$262,500,000” and inserting
7 “\$337,500,000”.

8 **SEC. 4. OTHER FEDERAL-AID HIGHWAY PROGRAMS.**

9 (a) AUTHORIZATION OF APPROPRIATIONS UNDER
10 TITLE I OF TEA-21.—

11 (1) FEDERAL LANDS HIGHWAYS.—

12 (A) INDIAN RESERVATION ROADS.—Sec-
13 tion 1101(a)(8)(A) of the Transportation Eq-
14 uity Act for the 21st Century (112 Stat. 112;
15 117 Stat. 1113; 118 Stat. 479) is amended—

16 (i) in the first sentence by striking
17 “\$160,416,667 for the period of October 1,
18 2003, through April 30, 2004” and insert-
19 ing “\$206,250,000 for the period of Octo-
20 ber 1, 2003, through June 30, 2004”; and

21 (ii) in the second sentence by striking
22 “\$7,583,333” and inserting “\$9,750,000”.

23 (B) PUBLIC LANDS HIGHWAYS.—Section
24 1101(a)(8)(B) of such Act (112 Stat. 112; 117
25 Stat. 1113; 118 Stat. 480) is amended by strik-

1 ing “\$143,500,000 for the period of October 1,
2 2003, through April 30, 2004” and inserting
3 “\$184,500,000 for the period of October 1,
4 2003, through June 30, 2004”.

5 (C) PARK ROADS AND PARKWAYS.—Sec-
6 tion 1101(a)(8)(C) of such Act (112 Stat. 112;
7 117 Stat. 1113; 118 Stat. 480) is amended by
8 striking “\$96,250,000 for the period of October
9 1, 2003, through April 30, 2004” and inserting
10 “\$123,750,000 for the period of October 1,
11 2003, through June 30, 2004” .

12 (D) REFUGE ROADS.—Section
13 1101(a)(8)(D) of such Act (112 Stat. 112; 117
14 Stat. 1113; 118 Stat. 480) is amended by strik-
15 ing “\$11,666,667 for the period of October 1,
16 2003, through April 30, 2004” and inserting
17 “\$15,000,000 for the period of October 1,
18 2003, through June 30, 2004”.

19 (2) NATIONAL CORRIDOR PLANNING AND DE-
20 VELOPMENT AND COORDINATED BORDER INFRA-
21 STRUCTURE PROGRAMS.—Section 1101(a)(9) of such
22 Act (112 Stat. 112; 117 Stat. 1114; 118 Stat. 480)
23 is amended by striking “\$81,666,667 for the period
24 of October 1, 2003, through April 30, 2004” and in-

1 serting “\$105,000,000 for the period of October 1,
2 2003, through June 30, 2004”.

3 (3) CONSTRUCTION OF FERRY BOATS AND
4 FERRY TERMINAL FACILITIES.—

5 (A) IN GENERAL.—Section 1101(a)(10) of
6 such Act (112 Stat. 113; 117 Stat. 1114; 118
7 Stat. 480) is amended by striking
8 “\$22,166,667 for the period of October 1,
9 2003, through April 30, 2004” and inserting
10 “\$28,500,000 for the period of October 1,
11 2003, through June 30, 2004”.

12 (B) SET ASIDE FOR ALASKA, NEW JERSEY,
13 AND WASHINGTON.—Section 5(a)(3)(B) of the
14 Surface Transportation Extension Act of 2003
15 (117 Stat. 1114; 118 Stat. 480) is amended—

16 (i) in clause (i) by striking
17 “\$5,833,333” and inserting “\$7,500,000”;

18 (ii) in clause (ii) by striking
19 “\$2,916,667” and inserting “\$3,750,000”;

20 and

21 (iii) in clause (iii) by striking
22 “\$2,916,667” and inserting “\$3,750,000”.

23 (4) NATIONAL SCENIC BYWAYS PROGRAM.—
24 Section 1101(a)(11) of the Transportation Equity
25 Act for the 21st Century (112 Stat. 113; 117 Stat.

1 1114; 118 Stat. 480) is amended by striking
2 “\$16,041,666 for the period of October 1, 2003,
3 through April 30, 2004” and inserting
4 “\$20,625,000 for the period of October 1, 2003,
5 through June 30, 2004” .

6 (5) VALUE PRICING PILOT PROGRAM.—Section
7 1101(a)(12) of such Act (112 Stat. 113; 117 Stat.
8 1114; 118 Stat. 480) is amended by striking
9 “\$6,416,667 for the period of October 1, 2003,
10 through April 30, 2004” and inserting “\$8,250,000
11 for the period of October 1, 2003, through June 30,
12 2004”.

13 (6) HIGHWAY USE TAX EVASION PROJECTS.—
14 Section 1101(a)(14) of such Act (112 Stat. 113;
15 117 Stat. 1114; 118 Stat. 480) is amended by strik-
16 ing “\$2,916,667 for the period of October 1, 2003,
17 through April 30, 2004” and inserting “\$3,750,000
18 for the period of October 1, 2003, through June 30,
19 2004”.

20 (7) COMMONWEALTH OF PUERTO RICO HIGH-
21 WAY PROGRAM.—Section 1101(a)(15) of such Act
22 (112 Stat. 113; 117 Stat. 1114; 118 Stat. 481) is
23 amended by striking “\$64,166,667 for the period of
24 October 1, 2003, through April 30, 2004” and in-

1 serting “\$82,500,000 for the period of October 1,
2 2003, through June 30, 2004”.

3 (8) SAFETY GRANTS.—Section 1212(i)(1)(D) of
4 such Act (23 U.S.C. 402 note; 112 Stat. 196; 112
5 Stat. 840; 117 Stat. 1114; 118 Stat. 481) is amend-
6 ed by striking “\$291,667 for the period of October
7 1, 2003, through April 30, 2004” and inserting
8 “\$375,000 for the period of October 1, 2003,
9 through June 30, 2004”.

10 (9) TRANSPORTATION AND COMMUNITY AND
11 SYSTEM PRESERVATION PILOT PROGRAM.—Section
12 1221(e)(1) of such Act (23 U.S.C. 101 note; 112
13 Stat. 223; 117 Stat. 1114; 118 Stat. 481) is amend-
14 ed by striking “\$14,583,333 for the period of Octo-
15 ber 1, 2003, through April 30, 2004” and inserting
16 “\$18,750,000 for the period of October 1, 2003,
17 through June 30, 2004”.

18 (10) TRANSPORTATION INFRASTRUCTURE FI-
19 NANCE AND INNOVATION.—Section 188 of title 23,
20 United States Code, is amended—

21 (A) by striking subsection (a)(1)(F) and
22 inserting the following:

23 “(F) \$105,000,000 for the period of Octo-
24 ber 1, 2003, through June 30, 2004.”;

1 (B) in subsection (a)(2) by striking
2 “\$1,166,667 for the period of October 1, 2003,
3 through April 30, 2004” and inserting
4 “\$1,500,000 for the period of October 1, 2003,
5 through June 30, 2004”; and

6 (C) in the item relating to fiscal year 2004
7 in the table contained in subsection (c) by strik-
8 ing “\$1,516,666,667” and inserting
9 “\$1,950,000,000”.

10 (b) AUTHORIZATION OF APPROPRIATIONS UNDER
11 TITLE V OF TEA-21.—

12 (1) SURFACE TRANSPORTATION RESEARCH.—
13 Section 5001(a)(1) of the Transportation Equity Act
14 for the 21st Century (112 Stat. 419; 117 Stat.
15 1115; 118 Stat. 481) is amended by striking
16 “\$61,250,000 for the period of October 1, 2003,
17 through April 30, 2004” and inserting
18 “\$78,750,000 for the period of October 1, 2003,
19 through June 30, 2004”.

20 (2) TECHNOLOGY DEPLOYMENT PROGRAM.—
21 Section 5001(a)(2) of such Act (112 Stat. 419; 117
22 Stat. 1115; 118 Stat. 481) is amended by striking
23 “\$32,083,334 for the period of October 1, 2003,
24 through April 30, 2004” and inserting

1 “\$41,250,000 for the period of October 1, 2003,
2 through June 30, 2004”.

3 (3) TRAINING AND EDUCATION.—Section
4 5001(a)(3) of such Act (112 Stat. 420; 117 Stat.
5 1115; 118 Stat. 481) is amended by striking
6 “\$12,250,000 for the period of October 1, 2003,
7 through April 30, 2004” and inserting
8 “\$15,750,000 for the period of October 1, 2003,
9 through June 30, 2004”.

10 (4) BUREAU OF TRANSPORTATION STATIS-
11 TICS.—Section 5001(a)(4) of such Act (112 Stat.
12 420; 117 Stat. 1115; 118 Stat. 481) is amended by
13 striking “\$18,083,333 for the period of October 1,
14 2003, through April 30, 2004” and inserting
15 “\$23,250,000 for the period of October 1, 2003,
16 through June 30, 2004”.

17 (5) ITS STANDARDS, RESEARCH, OPERATIONAL
18 TESTS, AND DEVELOPMENT.—Section 5001(a)(5) of
19 such Act (112 Stat. 420; 117 Stat. 1115; 118 Stat.
20 481) is amended by striking “\$67,083,334 for the
21 period of October 1, 2003, through April 30, 2004”
22 and inserting “\$86,250,000 for the period of Octo-
23 ber 1, 2003, through June 30, 2004”.

24 (6) ITS DEPLOYMENT.—Section 5001(a)(6) of
25 such Act (112 Stat. 420; 117 Stat. 1116; 118 Stat.

1 482) is amended by striking “\$72,333,334 for the
2 period of October 1, 2003, through April 30, 2004”
3 and inserting “\$93,000,000 for the period of Octo-
4 ber 1, 2003, through June 30, 2004”.

5 (7) UNIVERSITY TRANSPORTATION RE-
6 SEARCH.—Section 5001(a)(7) of such Act (112 Stat.
7 420; 117 Stat. 1116; 118 Stat. 482) is amended by
8 striking “\$15,750,000 for the period of October 1,
9 2003, through April 30, 2004” and inserting
10 “\$20,250,000 for the period of October 1, 2003,
11 through June 30, 2004”.

12 (c) METROPOLITAN PLANNING.—Section 5(c)(1) of
13 the Surface Transportation Extension Act of 2003 (117
14 Stat. 1116; 118 Stat. 482) is amended by striking
15 “\$140,000,000 for the period of October 1, 2003, through
16 April 30, 2004” and inserting “\$180,000,000 for the pe-
17 riod of October 1, 2003, through June 30, 2004”.

18 (d) TERRITORIES.—Section 1101(d)(1) of the Trans-
19 portation Equity Act for the 21st Century (117 Stat.
20 1116; 118 Stat. 482) is amended by striking
21 “\$21,233,333 for the period of October 1, 2003, through
22 April 30, 2004” and inserting “\$27,300,000 for the period
23 of October 1, 2003, through June 30, 2004”.

24 (e) ALASKA HIGHWAY.—Section 1101(e)(1) of such
25 Act (117 Stat. 1116; 118 Stat. 482) is amended by strik-

1 ing “\$10,966,666 for the period of October 1, 2003,
2 through April 30, 2004” and inserting “\$14,100,000 for
3 the period of October 1, 2003, through June 30, 2004”.

4 (f) OPERATION LIFESAVER.—Section 1101(f)(1) of
5 such Act (117 Stat. 1117; 118 Stat. 482) is amended by
6 striking “\$291,667 for the period of October 1, 2003,
7 through April 30, 2004” and inserting “\$375,000 for the
8 period of October 1, 2003, through June 30, 2004”.

9 (g) BRIDGE DISCRETIONARY.—Section 1101(g)(1) of
10 such Act (117 Stat. 1117; 118 Stat. 482) is amended—

11 (1) by striking “\$58,333,333” and inserting
12 “\$75,000,000”; and

13 (2) by striking “April 30” and inserting “June
14 30”.

15 (h) INTERSTATE MAINTENANCE.—Section
16 1101(h)(1) of such Act (117 Stat. 1117; 118 Stat. 482)
17 is amended—

18 (1) by striking “\$58,333,333” and inserting
19 “\$75,000,000”; and

20 (2) by striking “April 30” and inserting “June
21 30”.

22 (i) RECREATIONAL TRAILS ADMINISTRATIVE
23 COSTS.—Section 1101(i)(1) of such Act (117 Stat. 1117;
24 118 Stat. 482) is amended by striking “\$437,500 for the
25 period of October 1, 2003, through April 30, 2004” and

1 inserting “\$562,500 for the period of October 1, 2003,
2 through June 30, 2004”.

3 (j) RAILWAY-HIGHWAY CROSSING HAZARD ELIMI-
4 NATION IN HIGH SPEED RAIL CORRIDORS.—Section
5 1101(j)(1) of such Act (117 Stat. 1118; 118 Stat. 482)
6 is amended—

7 (1) by striking “\$3,062,500” and inserting
8 “\$3,937,500”;

9 (2) by striking “\$145,833” and inserting
10 “\$187,500”; and

11 (3) by striking “April 30” each place it appears
12 and inserting “June 30”.

13 (k) NONDISCRIMINATION.—Section 1101(k) of such
14 Act (117 Stat. 1118; 118 Stat. 482) is amended—

15 (1) in paragraph (1) by striking “\$5,833,333
16 for the period of October 1, 2003, through April 30,
17 2004” and inserting “\$7,500,000 for the period of
18 October 1, 2003, through June 30, 2004”; and

19 (2) in paragraph (2) by striking “\$5,833,333
20 for the period of October 1, 2003, through April 30,
21 2004” and inserting “\$7,500,000 for the period of
22 October 1, 2003, through June 30, 2004”.

23 (l) ADMINISTRATION OF FUNDS.—Section 5(l) of the
24 Surface Transportation Extension Act of 2003 (117 Stat.
25 1118; 118 Stat. 483) is amended—

1 (1) by striking “and section 5 of the Surface
2 Transportation Extension Act of 2004” and insert-
3 ing “, section 5 of the Surface Transportation Ex-
4 tension Act of 2004, and section 4 of the Surface
5 Transportation Extension Act of 2004, Part II”;
6 and

7 (2) by striking “or the amendment made by
8 section 4(a)(1) of such Act” and inserting “, the
9 amendment made by section 5(a)(1) of the Surface
10 Transportation Extension Act of 2004, or the
11 amendment made by section 4(a)(1) of the Surface
12 Transportation Extension Act, Part II”.

13 (m) REDUCTION OF ALLOCATED PROGRAMS.—Sec-
14 tion 5(m) of such Act (117 Stat. 1119; 118 Stat. 483)
15 is amended—

16 (1) by striking “and section 5 of the Surface
17 Transportation Extension Act of 2004” and insert-
18 ing “, section 5 of the Surface Transportation Ex-
19 tension Act of 2004, and section 4 of the Surface
20 Transportation Extension Act of 2004, Part II”;

21 (2) by striking “and by section 5 of such Act”
22 and inserting “, by section 5 of the Surface Trans-
23 portation Extension Act of 2004, and by section 4
24 of the Surface Transportation Extension Act of
25 2004, Part II”; and

1 (3) by striking “and by section 5 of such Act”
2 and inserting “, by section 5 of the Surface Trans-
3 portation Extension Act of 2004, and by section 4
4 of the Surface Transportation Extension Act of
5 2004, Part II”.

6 (n) PROGRAM CATEGORY RECONCILIATION.—Section
7 5(n) of such Act (117 Stat. 1119; 118 Stat. 483) is
8 amended by striking “and section 5 of the Surface Trans-
9 portation Extension Act of 2004” and inserting “, section
10 5 of the Surface Transportation Extension Act of 2004,
11 and section 4 of the Surface Transportation Extension Act
12 of 2004, Part II”.

13 **SEC. 5. EXTENSION OF HIGHWAY SAFETY PROGRAMS.**

14 (a) SEAT BELT SAFETY INCENTIVE GRANTS.—Sec-
15 tion 157(g)(1) of title 23, United States Code, is amended
16 by striking “\$65,333,333 for the period of October 1,
17 2003, through April 30, 2004” and inserting
18 “\$84,000,000 for the period of October 1, 2003, through
19 June 30, 2004”.

20 (b) PREVENTION OF INTOXICATED DRIVER INCEN-
21 TIVE GRANTS.—Section 163(e)(1) of such title is amended
22 by striking “\$70,000,000 for the period of October 1,
23 2003, through April 30, 2004” and inserting
24 “\$90,000,000 for the period of October 1, 2003, through
25 June 30, 2004”.

1 **SEC. 6. SPORT FISHING AND BOATING SAFETY.**

2 (a) FUNDING FOR NATIONAL OUTREACH AND COM-
3 MUNICATIONS PROGRAM.—Section 4(e)(6) of the Dingell-
4 Johnson Sport Fish Restoration Act (16 U.S.C.
5 777c(e)(6)) is amended to read as follows:

6 “(6) \$7,499,999 for the period of October 1,
7 2003, through June 30, 2004;”.

8 (b) CLEAN VESSEL ACT FUNDING.—Section 4(b)(4)
9 of such Act (16 U.S.C. 777c(b)(4)) is amended—

10 (1) in the paragraph heading by striking “7
11 MONTHS” and inserting “9 MONTHS”;

12 (2) in the matter preceding subparagraph (A)
13 by striking “\$47,833,333” and inserting
14 “\$61,499,999”;

15 (3) in subparagraph (A) by striking
16 “\$5,833,333” and inserting “\$7,499,999”; and

17 (4) in subparagraph (B) by striking
18 “\$4,666,667” and inserting “\$6,000,001”.

19 (c) BOAT SAFETY FUNDS.—Section 13106(c) of title
20 46, United States Code, is amended—

21 (1) by striking “\$2,916,667” and inserting
22 “\$3,750,001”; and

23 (2) by striking “\$1,166,667” and inserting
24 “\$1,500,001”.

1 **SEC. 7. EXTENSION OF FEDERAL TRANSIT PROGRAMS.**

2 (a) **ALLOCATING AMOUNTS.**—Section 5309(m) of
3 title 49, United States Code, is amended—

4 (1) in paragraph (1)—

5 (A) by striking “April 30, 2004” and in-
6 serting “June 30, 2004”;

7 (B) in subparagraph (A) by striking “, ex-
8 cept for the period beginning on October 1,
9 2003, and ending on April 30, 2004, during
10 which \$699,642,775 will be available” and in-
11 serting “, except for the period beginning on
12 October 1, 2003, and ending on June 30, 2004,
13 during which \$899,540,711 will be available”;

14 (C) in subparagraph (B) by striking “, ex-
15 cept for the period beginning on October 1,
16 2003, and ending on April 30, 2004, during
17 which \$767,657,109 will be available” and in-
18 serting “, except for the period beginning on
19 October 1, 2003, and ending on June 30, 2004,
20 during which \$986,987,712 will be available”;
21 and

22 (D) in subparagraph (C) by striking “, ex-
23 cept for the period beginning on October 1,
24 2003 and ending on April 30, 2004, during
25 which \$352,110,220 will be available” and in-
26 serting “, except for the period beginning on

1 October 1, 2003, and ending on June 30, 2004,
2 during which \$452,713,140 will be available;

3 (2) by amending paragraph (2)(B)(iii) to read
4 as follows:

5 “(iii) OCTOBER 1, 2003 THROUGH
6 JUNE 30, 2004.—Of the amounts made
7 available under paragraph (1)(B),
8 \$7,753,980 shall be available for the period
9 beginning on October 1, 2003, and ending
10 on June 30, 2004, for capital projects de-
11 scribed in clause (i).”;

12 (3) in paragraph (3)(B)—

13 (A) by striking “\$1,750,000” and inserting
14 “\$2,236,725”; and

15 (B) by striking “April 30, 2004” and in-
16 serting “June 30, 2004”; and

17 (4) in paragraph (3)(C)—

18 (A) by striking “\$28,994,583” and insert-
19 ing “\$37,278,750”; and

20 (B) by striking “April 30, 2004” and in-
21 serting “June 30, 2004”.

22 (b) APPORTIONMENT OF APPROPRIATIONS FOR
23 FIXED GUIDEWAY MODERNIZATION.—Section 8(b)(1) of
24 the Surface Transportation Extension Act of 2003 (49

1 U.S.C. 5337 note) is amended by striking “April 30,
2 2004” and inserting “June 30, 2004”.

3 (c) FORMULA GRANTS AUTHORIZATIONS.—Section
4 5338(a) of title 49, United States Code, is amended—

5 (1) in the heading to paragraph (2) by striking
6 “APRIL 30, 2004” and inserting “JUNE 30, 2004”;

7 (2) in paragraph (2)(A)(vi)—

8 (A) by striking “\$1,780,963,287” and in-
9 serting “\$2,289,809,940”; and

10 (B) by striking “April 30, 2004” and in-
11 serting “June 30, 2004”;

12 (3) in paragraph (2)(B)(vi)—

13 (A) by striking “\$445,240,822” and in-
14 serting “\$572,452,485”; and

15 (B) by striking “April 30, 2004” and in-
16 serting “June 30, 2004”; and

17 (4) in paragraph (2)(C) by striking “April 30,
18 2004” and inserting “June 30, 2004”.

19 (d) FORMULA GRANT FUNDS.—Section 8(d) of the
20 Surface Transportation Extension Act of 2003 (117 Stat.
21 1122) is amended to read as follows:

22 “(d) ALLOCATION OF FORMULA GRANT FUNDS FOR
23 OCTOBER 1, 2003, THROUGH JUNE 30, 2004.—Of the ag-
24 gregate of amounts made available by or appropriated
25 under section 5338(a)(2) of title 49, United States Code,

1 for the period of October 1, 2003, through June 30,
2 2004—

3 “(1) \$3,616,001 shall be available to the Alaska
4 Railroad for improvements to its passenger oper-
5 ations under section 5307 of such title;

6 “(2) \$37,278,750 shall be available for bus and
7 bus facilities grants under section 5309 of such title;

8 “(3) \$67,588,463 shall be available to provide
9 transportation services to elderly individuals and in-
10 dividuals with disabilities under section 5310 of such
11 title;

12 “(4) \$179,391,044 shall be available to provide
13 financial assistance for other than urbanized areas
14 under section 5311 of such title;

15 “(5) \$5,181,748 shall be available to provide fi-
16 nancial assistance in accordance with section
17 3038(g) of the Transportation Equity Act for the
18 21st Century; and

19 “(6) \$2,569,206,421 shall be available to pro-
20 vide financial assistance for urbanized areas under
21 section 5307 of such title.”.

22 (e) CAPITAL PROGRAM AUTHORIZATIONS.—Section
23 5338(b)(2) of title 49, United States Code, is amended—

24 (1) in the heading by striking “APRIL 30, 2004”
25 and inserting “JUNE 30, 2004”;

1 (2) in subparagraph (A)(vi)—

2 (A) by striking “\$1,819,410,104” and in-
3 serting “\$1,871,393,250”; and

4 (B) by striking “April 30, 2004” and in-
5 serting “June 30, 2004”; and

6 (3) in subparagraph (B)(vi)—

7 (A) by striking “\$363,882,021” and in-
8 serting “\$467,848,313”; and

9 (B) by striking “April 30, 2004” and in-
10 serting “June 30, 2004”.

11 (f) PLANNING AUTHORIZATIONS AND ALLOCA-
12 TIONS.—Section 5338(c)(2) of title 49, United States
13 Code, is amended—

14 (1) in the heading by striking “APRIL 30, 2004”
15 and inserting “JUNE 30, 2004”;

16 (2) in subparagraph (A)(vi)—

17 (A) by striking “\$33,981,652” and insert-
18 ing “\$43,690,695”; and

19 (B) by striking “April 30, 2004” and in-
20 serting “June 30, 2004”; and

21 (3) in subparagraph (B)(vi)—

22 (A) by striking “\$8,350,440” and inserting
23 “\$10,736,280”; and

24 (B) by striking “April 30, 2004” and in-
25 serting “June 30, 2004”.

1 (g) RESEARCH AUTHORIZATIONS.—Section
2 5338(d)(2) of title 49, United States Code, is amended—

3 (1) in the heading by striking “APRIL 30, 2004”
4 and inserting “JUNE 30, 2004”;

5 (2) in subparagraph (A)(vi)—

6 (A) by striking “\$24,471,428” and insert-
7 ing “\$31,463,265”; and

8 (B) by striking “April 30, 2004” and in-
9 serting “June 30, 2004”;

10 (3) in subparagraph (B)(vi)—

11 (A) by striking “\$6,262,830” and inserting
12 “\$8,052,210”; and

13 (B) by striking “April 30, 2004” and in-
14 serting “June 30, 2004”; and

15 (4) in subparagraph (C) by striking “April 30,
16 2004” and inserting “June 30, 2004”.

17 (h) RESEARCH FUNDS.—Section 8(h) of the Surface
18 Transportation Extension Act of 2003 (118 Stat. 486) is
19 amended to read as follows:

20 “(h) ALLOCATION OF RESEARCH FUNDS FOR OCTO-
21 BER 1, 2003, THROUGH JUNE 30, 2004.—Of the funds
22 made available by or appropriated under section
23 5338(d)(2) of title 49, United States Code, for the period
24 of October 1, 2003, through June 30, 2004—

1 “(1) not less than \$3,914,269 shall be available
2 for providing rural transportation assistance under
3 section 5311(b)(2) of such title;

4 “(2) not less than \$6,150,994 shall be available
5 for carrying out transit cooperative research pro-
6 grams under section 5313(a) of such title;

7 “(3) not less than \$2,982,300 shall be available
8 to carry out programs under the National Transit
9 Institute under section 5315 of such title, including
10 not more than \$745,575 to carry out section
11 5315(a)(16) of such title; and

12 “(4) any amounts not made available under
13 paragraphs (1) through (3) shall be available for
14 carrying out national planning and research pro-
15 grams under sections 5311(b)(2), 5312, 5313(a),
16 5314, and 5322 of such title.”.

17 (i) UNIVERSITY TRANSPORTATION RESEARCH AU-
18 THORIZATIONS.—Section 5338(e)(2) of title 49, United
19 States Code, is amended—

20 (1) in the heading by striking “APRIL 30, 2004”
21 and inserting “JUNE 30, 2004”;

22 (2) in subparagraph (A)—

23 (A) by striking “\$2,783,480” and inserting
24 “\$3,578,760”; and

1 (B) by striking “April 30, 2004” and in-
2 serting “June 30, 2004”;

3 (3) in subparagraph (B)—

4 (A) by striking “\$695,870” and inserting
5 “\$894,690”; and

6 (B) by striking “April 30, 2004” and in-
7 serting “June 30, 2004”; and

8 (4) in subparagraph (C) by striking “April 30,
9 2004” each place it appears and inserting “June 30,
10 2004”.

11 (j) UNIVERSITY TRANSPORTATION RESEARCH
12 FUNDS.—

13 (1) IN GENERAL.—Section 8(j) of the Surface
14 Transportation Extension Act of 2003 (118 Stat.
15 487) is amended to read as follows:

16 “(j) ALLOCATION OF UNIVERSITY TRANSPORTATION
17 RESEARCH FUNDS.—

18 “(1) IN GENERAL.—Of the amounts made
19 available under section 5338(e)(2)(A) of title 49,
20 United States Code, for the period October 1, 2003,
21 through June 30, 2004—

22 “(A) \$1,491,150 shall be available for the
23 center identified in section 5505(j)(4)(A) of
24 such title; and

1 “(B) \$1,491,150 shall be available for the
2 center identified in section 5505(j)(4)(F) of
3 such title.

4 “(2) TRAINING AND CURRICULUM DEVELOP-
5 MENT.—Notwithstanding section 5338(e)(2) of title
6 49, United States Code, any amounts made available
7 under such section for the period October 1, 2003,
8 through June 30, 2004, that remain after distribu-
9 tion under paragraph (1), shall be available for the
10 purposes specified in section 3015(d) of the Trans-
11 portation Equity Act for the 21st Century (112
12 Stat. 857).”.

13 (2) CONFORMING AMENDMENT.—Section
14 3015(d)(2) of the Transportation Equity Act for the
15 21st Century (49 U.S.C. 5338 note; 112 Stat. 857;
16 118 Stat. 487) is amended by striking “April 30,
17 2004” and inserting “June 30, 2004”.

18 (k) ADMINISTRATION AUTHORIZATIONS.—Section
19 5338(f)(2) of title 49, United States Code, is amended—

20 (1) in the heading by striking “APRIL 30, 2004”
21 and inserting “JUNE 30, 2004”;

22 (2) in subparagraph (A)(vi)—

23 (A) by striking “\$35,025,457” and insert-
24 ing “\$45,032,730”; and

1 (B) by striking “April 30, 2004” and in-
2 serting “June 30, 2004”; and

3 (3) in subparagraph (B)(vi)—

4 (A) by striking “\$8,756,364” and inserting
5 “\$11,258,183”; and

6 (B) by striking “April 30, 2004” and in-
7 serting “June 30, 2004”.

8 (l) JOB ACCESS AND REVERSE COMMUTE PRO-
9 GRAM.—Section 3037(l) of the Federal Transit Act of
10 1998 (49 U.S.C. 5309 note) is amended—

11 (1) in paragraph (1)(A)(vi)—

12 (A) by striking “\$57,989,167” and insert-
13 ing “\$74,557,500”; and

14 (B) by striking “April 30, 2004” and in-
15 serting “June 30, 2004”;

16 (2) in paragraph (1)(B)(vi)—

17 (A) by striking “\$14,497,292” and insert-
18 ing “\$18,639,375”; and

19 (B) by striking “April 30, 2004” and in-
20 serting “June 30, 2004”;

21 (3) in paragraph (2) by striking “April 30,
22 2004, \$5,798,917” and inserting “June 30, 2004,
23 \$7,455,750”; and

24 (4) in paragraph (4) by striking “\$11,597,833”
25 and inserting “\$14,911,500”.

1 (m) RURAL TRANSPORTATION ACCESSIBILITY IN-
2 CENTIVE PROGRAM.—Section 3038(g) of the Federal
3 Transit Act of 1998 (49 U.S.C. 5310 note; 118 Stat. 488)
4 is amended—

5 (1) in paragraph (1)(F)—

6 (A) by striking “\$3,044,431” and inserting
7 “\$3,914,268”; and

8 (B) by striking “April 30, 2004” and in-
9 serting “June 30, 2004”; and

10 (2) in paragraph (2)—

11 (A) by striking “\$985,816” and inserting
12 “\$1,267,478”; and

13 (B) by striking “April 30, 2004” and in-
14 serting “June 30, 2004”.

15 (n) URBANIZED AREA FORMULA GRANTS.—Section
16 5307(b)(2) of title 49, United States Code, is amended—

17 (1) in the heading by striking “APRIL 30, 2004”
18 and inserting “JUNE 30, 2004”; and

19 (2) in subparagraph (A) by striking “April 30,
20 2004” and inserting “June 30, 2004”;

21 (o) OBLIGATION CEILING.—Section 3040(6) of the
22 Federal Transit Act of 1998 (112 Stat. 394; 118 Stat.
23 488) is amended—

24 (1) by striking “\$4,238,428,192” and inserting
25 “\$5,449,407,675”; and

1 (2) by striking “April 30, 2004” and inserting
2 “June 30, 2004”.

3 (p) FUEL CELL BUS AND BUS FACILITIES PRO-
4 GRAM.—Section 3015(b) of the Federal Transit Act of
5 1998 (112 Stat. 361; 118 Stat. 489) is amended—

6 (1) by striking “April 30, 2004” and inserting
7 “June 30, 2004”; and

8 (2) by striking “\$2,812,475” and inserting
9 “\$3,616,039”.

10 (q) ADVANCED TECHNOLOGY PILOT PROJECT.—Sec-
11 tion 3015(e)(2) of the Federal Transit Act of 1998 (49
12 U.S.C. 322 note; 118 Stat. 489) is amended—

13 (1) by striking “April 30, 2004,” and inserting
14 “June 30, 2004”; and

15 (2) by striking “\$2,812,475” and inserting
16 “\$3,727,876”.

17 (r) PROJECTS FOR NEW FIXED GUIDEWAY SYSTEMS
18 AND EXTENSIONS TO EXISTING SYSTEMS.—Section 3030
19 of the Transportation Equity Act for the 21st Century
20 (112 Stat. 373; 118 Stat. 489) is amended by striking
21 “April 30, 2004” each place it appears and inserting
22 “June 30, 2004”.

23 (s) NEW JERSEY URBAN CORE PROJECT.—Section
24 3031(a)(3) of the Intermodal Surface Transportation Ef-
25 ficiency Act of 1991 (105 Stat. 2122; 112 Stat. 379; 118

1 Stat. 489) is amended by striking “April 30, 2004” each
2 place it appears and inserting “June 30, 2004”.

3 (t) TREATMENT OF FUNDS.—Section 8(t) of the Sur-
4 face Transportation Extension Act of 2003 (23 U.S.C.
5 101 note; 118 Stat. 489) is amended—

6 (1) in paragraph (1) by striking “and by sec-
7 tion 9 of the Surface Transportation Extension Act
8 of 2004” and inserting “, by section 9 of the Sur-
9 face Transportation Extension Act of 2004, and by
10 section 7 of the Surface Transportation Extension
11 Act of 2004, Part II”; and

12 (2) in paragraph (2) by striking “ $\frac{7}{12}$ ” and in-
13 serting “ $\frac{9}{12}$ ”.

14 (u) LOCAL SHARE.—Section 3011(a) of the Federal
15 Transit Act of 1998 (49 U.S.C. 5307 note; 118 Stat. 489)
16 is amended by striking “April 30” and inserting “June
17 30”.

18 **SEC. 8. NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRA-**
19 **TION PROGRAMS.**

20 (a) CHAPTER 4 HIGHWAY SAFETY PROGRAMS.—Sec-
21 tion 2009(a)(1) of the Transportation Equity Act for the
22 21st Century (112 Stat. 337; 117 Stat. 1119; 118 Stat.
23 489) is amended by striking “, and \$96,250,000 for the
24 period of October 1, 2003, through April 30, 2004” and

1 inserting “, and \$123,019,875 for the period of October
2 1, 2003, through June 30, 2004”.

3 (b) HIGHWAY SAFETY RESEARCH AND DEVELOP-
4 MENT.—Section 2009(a)(2) of such Act (112 Stat. 337;
5 117 Stat. 1119; 118 Stat. 489) is amended by striking
6 “\$42,000,000 for the period of October 1, 2003, through
7 April 30, 2004” and inserting “\$53,681,400 for the period
8 of October 1, 2003, through June 30, 2004”.

9 (c) OCCUPANT PROTECTION INCENTIVE GRANTS.—
10 Section 2009(a)(3) of such Act (112 Stat. 337; 117 Stat.
11 1120; 118 Stat. 489) is amended by striking
12 “\$11,666,700 for the period of October 1, 2003, through
13 April 30, 2004” and inserting “\$14,911,500 for the period
14 of October 1, 2003, through June 30, 2004”.

15 (d) ALCOHOL-IMPAIRED DRIVING COUNTER-
16 MEASURES INCENTIVE GRANTS.—Section 2009(a)(4) of
17 such Act (112 Stat. 337; 117 Stat. 1120; 118 Stat. 489)
18 is amended by striking “\$23,333,300 for the period of Oc-
19 tober 1, 2003, through April 30, 2004” and inserting
20 “\$29,823,000 for the period of October 1, 2003, through
21 June 30, 2004”.

22 (e) NATIONAL DRIVER REGISTER.—Section
23 2009(a)(6) of such Act (112 Stat. 338; 117 Stat. 1120;
24 118 Stat. 490) is amended by striking “\$2,100,000 for
25 the period of October 1, 2003, through April 30, 2004”

1 and inserting “\$2,684,070 for the period of October 1,
2 2003, through June 30, 2004”.

3 **SEC. 9. FEDERAL MOTOR CARRIER SAFETY ADMINISTRA-**
4 **TION PROGRAM.**

5 (a) ADMINISTRATIVE EXPENSES.—Section 7(a)(1) of
6 the Surface Transportation Extension Act of 2003 (117
7 Stat. 1120; 118 Stat. 490) is amended by striking
8 “\$102,467,000 for the period October 1, 2003 through
9 April 30, 2004”, and inserting “\$131,811,967 for the pe-
10 riod October 1, 2003, through June 30, 2004”.

11 (b) MOTOR CARRIER SAFETY ASSISTANCE PRO-
12 GRAM.—Section 31104(a)(7) of title 49, United States
13 Code, is amended to read as follows:

14 “(7) Not more than \$126,519,126 for the pe-
15 riod of October 1, 2003, through June 30, 2004.”.

16 (c) INFORMATION SYSTEMS AND COMMERCIAL DRIV-
17 ER’S LICENSE GRANTS.—

18 (1) AUTHORIZATION OF APPROPRIATION.—Sec-
19 tion 31107(a)(5) of such title is amended to read as
20 follows:

21 “(5) \$14,972,678 for the period of October 1,
22 2003, through June 30, 2004.”.

23 (2) EMERGENCY CDL GRANTS.—Section 7(c)(2)
24 of the Surface Transportation Extension Act of
25 2003 (117 Stat. 1121) is amended—

1 (A) by striking “April 30,” and inserting
2 “June 30,”; and

3 (B) by striking “\$582,000” and inserting
4 “\$748,634”.

5 (d) CRASH CAUSATION STUDY.—Section 7(d) of such
6 Act is amended—

7 (1) by striking “\$582,000” and inserting
8 “\$748,634”; and

9 (2) by striking “April 30” and inserting “June
10 30”.

11 **SEC. 10. EXTENSION OF AUTHORIZATION FOR USE OF**
12 **TRUST FUNDS FOR OBLIGATIONS UNDER**
13 **TEA-21.**

14 (a) HIGHWAY TRUST FUND.—

15 (1) IN GENERAL.—Paragraph (1) of section
16 9503(e) of the Internal Revenue Code of 1986 is
17 amended—

18 (A) in the matter before subparagraph (A),
19 by striking “May 1, 2004” and inserting “July
20 1, 2004”,

21 (B) by striking “or” at the end of subpara-
22 graph (F),

23 (C) by striking the period at the end of
24 subparagraph (G) and inserting “, or”,

1 (D) by inserting after subparagraph (G),
2 the following new subparagraph:

3 “(H) authorized to be paid out of the
4 Highway Trust Fund under the Surface Trans-
5 portation Extension Act of 2004, Part II.”, and

6 (E) in the matter after subparagraph (H),
7 as added by this paragraph, by striking “Sur-
8 face Transportation Extension Act of 2004”
9 and inserting “Surface Transportation Exten-
10 sion Act of 2004, Part II”.

11 (2) MASS TRANSIT ACCOUNT.—Paragraph (3)
12 of section 9503(e) of such Code is amended—

13 (A) in the matter before subparagraph (A),
14 by striking “May 1, 2004” and inserting “July
15 1, 2004”,

16 (B) in subparagraph (D), by striking “or”
17 at the end of such subparagraph,

18 (C) in subparagraph (E), by inserting “or”
19 at the end of such subparagraph,

20 (D) by inserting after subparagraph (E)
21 the following new subparagraph:

22 “(F) the Surface Transportation Extension
23 Act of 2004, Part II”, and

24 (E) in the matter after subparagraph (F),
25 as added by this paragraph, by striking “Sur-

1 face Transportation Extension Act of 2004”
2 and inserting “Surface Transportation Exten-
3 sion Act of 2004, Part II”.

4 (3) EXCEPTION TO LIMITATION ON TRANS-
5 FERS.—Subparagraph (B) of section 9503(b)(5) of
6 such Code is amended by striking “May 1, 2004”
7 and inserting “July 1, 2004”.

8 (b) AQUATIC RESOURCES TRUST FUND.—

9 (1) SPORT FISH RESTORATION ACCOUNT.—
10 Paragraph (2) of section 9504(b) of the Internal
11 Revenue Code of 1986 is amended by striking “Sur-
12 face Transportation Extension Act of 2004” each
13 place it appears and inserting “Surface Transpor-
14 tation Extension Act of 2004, Part II”.

15 (2) BOAT SAFETY ACCOUNT.—Subsection (c) of
16 section 9504 of such Code is amended—

17 (A) by striking “May 1, 2004” and insert-
18 ing “July 1, 2004”, and

19 (B) by striking “Surface Transportation
20 Extension Act of 2004” and inserting “Surface
21 Transportation Extension Act of 2004, Part
22 II”.

23 (3) EXCEPTION TO LIMITATION ON TRANS-
24 FERS.—Paragraph (2) of section 9504(d) of such

1 Code is amended by striking “May 1, 2004” and in-
2 sserting “July 1, 2004”.

3 (c) EFFECTIVE DATE.—The amendments made by
4 this section shall take effect on the date of the enactment
5 of this Act.

6 (d) TEMPORARY RULE REGARDING ADJUST-
7 MENTS.—During the period beginning on the date of the
8 enactment of the Surface Transportation Extension Act
9 of 2003 and ending on June 30, 2004, for purposes of
10 making any estimate under section 9503(d) of the Internal
11 Revenue Code of 1986 of receipts of the Highway Trust
12 Fund, the Secretary of the Treasury shall treat—

13 (1) each expiring provision of paragraphs (1)
14 through (4) of section 9503(b) of such Code which
15 is related to appropriations or transfers to such
16 Fund to have been extended through the end of the
17 24-month period referred to in section
18 9503(d)(1)(B) of such Code, and

19 (2) with respect to each tax imposed under the
20 sections referred to in section 9503(b)(1) of such
21 Code, the rate of such tax during the 24-month pe-
22 riod referred to in section 9503(d)(1)(B) of such
23 Code to be the same as the rate of such tax as in

1 effect on the date of the enactment of the Surface
2 Transportation Extension Act of 2003.

Passed the House of Representatives April 28, 2004.

Attest:

Clerk.

108TH CONGRESS
2D SESSION

H. R. 4219

AN ACT

To provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century.