

103^D CONGRESS
2^D SESSION

H. R. 4385

IN THE SENATE OF THE UNITED STATES

JUNE 7, 1994

Received; read twice and referred to the Committee on Environment and
Public Works

AN ACT

To amend title 23, United States Code, to designate the
National Highway System, 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,*

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

4 (a) SHORT TITLE.—This Act may be cited as the
5 “National Highway System Designation Act of 1994”.

1 (b) TABLE OF CONTENTS.—

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

TITLE I—NATIONAL HIGHWAY SYSTEM DESIGNATION AND
OTHER PROVISIONS

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

TITLE II—TECHNICAL CORRECTIONS TO ISTEA AND RELATED
LAWS

- Sec. 201. Definitions.
- Sec. 202. References to Dwight D. Eisenhower System of Interstate and Defense Highways.
- Sec. 203. Federal-Aid Systems.
- Sec. 204. Apportionment.
- Sec. 205. Programs of projects.
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- Sec. 208. Letting of contracts.
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- Sec. 210. Construction.
- Sec. 211. Advance construction.

- Sec. 212. Maintenance.
- Sec. 213. Certification acceptance.
- Sec. 214. Availability of funds.
- Sec. 215. Federal share.
- Sec. 216. Payment to States for construction.
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- Sec. 218. Advances to States.
- Sec. 219. Emergency relief.
- Sec. 220. Applicability of axle weight limitations.
- Sec. 221. Toll roads.
- Sec. 222. Rail-highway crossings.
- Sec. 223. Surface transportation program.
- Sec. 224. Metropolitan planning.
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- Sec. 226. Control of junkyards.
- Sec. 227. Nondiscrimination.
- Sec. 228. Enforcement of requirements.
- Sec. 229. Availability of rights-of-way.
- Sec. 230. Highway bridge program.
- Sec. 231. Great River Road.
- Sec. 232. Hazard elimination program.
- Sec. 233. Use of safety belts and motorcycle helmets.
- Sec. 234. National maximum speed limit.
- Sec. 235. Minimum allocation.
- Sec. 236. National minimum drinking age.
- Sec. 237. Revocation of drivers' licenses of individuals convicted of drug offenses.
- Sec. 238. Reimbursement for segments of Interstate System constructed without Federal assistance.
- Sec. 239. Federal lands highway program.
- Sec. 240. Bicycle transportation and pedestrian walkway.
- Sec. 241. State Highway Department.
- Sec. 242. Management systems.
- Sec. 243. State planning and research.
- Sec. 244. Appropriation for highway purposes of Federal lands.
- Sec. 245. International highway transportation outreach program.
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- Sec. 249. Public transit facilities.
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- Sec. 263. Freeway service patrols.
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- Sec. 271. Period of availability and reapportionment of section 16 funds.
- Sec. 272. Rural transit program.
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- Sec. 274. Authorizations.
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- Sec. 277. Needs survey and transferability study.
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- Sec. 279. National Transit Institute.
- Sec. 280. Increased Federal share.
- Sec. 281. Performance reports on mass transit systems.
- Sec. 282. Cross reference to Federal Transit Act.
- Sec. 283. Participation in International Registration Plan and International Fuel Tax Agreement.
- Sec. 284. Intelligent vehicle-highway systems.
- Sec. 285. Title 49, United States Code, amendments.
- Sec. 286. Surface Transportation Assistance Act of 1982 amendments.
- Sec. 287. Commercial Motor Vehicle Safety Act of 1986 amendments.
- Sec. 288. Cleveland Harbor, Ohio.
- Sec. 289. Other Intermodal Surface Transportation Efficiency Act technical amendments.

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

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

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

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

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

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

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

6 “(d) MODIFICATIONS TO THE NHS.—

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

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

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

1 Secretary shall submit under paragraph (1) pro-
2 posed modifications to the National Highway Sys-
3 tem. Such modifications shall include a list and de-
4 scription of additions to the National Highway Sys-
5 tem consisting of—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

8 “(e) LIFE-CYCLE COST ANALYSIS.—

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

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

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

23 “(f) VALUE ENGINEERING FOR NHS.—

24 “(1) REQUIREMENT.—The Secretary shall es-
25 tablish a program to require States to carry out a

1 value engineering analysis for all projects on the Na-
2 tional Highway System.

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

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

20 (1) by redesignating subsection (f) as sub-
21 section (g); and

22 (2) by inserting after subsection (e) the follow-
23 ing:

24 “(f) GUARANTEE AND WARRANTY CLAUSES.—The
25 Secretary shall, by regulation, permit a State highway de-

1 partment, in accordance with standards developed by the
2 Secretary in such regulations, to include a clause in a con-
3 tract for the construction of any Federal-aid highway
4 project requiring the contractor to warrant the materials
5 and work performed in accordance with the contractor's
6 obligations and responsibilities under the terms of the con-
7 tract. The warranty or guarantee clause shall be reason-
8 ably related to the materials and work performed and in
9 accordance with the contractor's obligations and respon-
10 sibilities under the terms of the contract, and shall not
11 be construed to require the contractor to perform mainte-
12 nance.".

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

18 **SEC. 104. CONTRACTING FOR ENGINEERING AND DESIGN**
19 **SERVICES.**

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

23 (C) PERFORMANCE AND AUDITS.—Any
24 contract or subcontract awarded in accordance
25 with subparagraph (A), whether funded in

1 whole or in part with Federal-aid highway
2 funds, shall be performed and audited in com-
3 pliance with cost principles contained in the
4 Federal acquisition regulations of part 31 of
5 title 48 of the Code of Federal Regulations.

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

1 confidential and shall not be accessible or pro-
2 vided, in whole or in part, to any other firm or
3 to any government agency which is not part of
4 the group of agencies sharing cost data under
5 this subparagraph, except by written permission
6 of the audited firm. If prohibited by law, such
7 cost and rate data shall not be disclosed under
8 any circumstances.

9 “(E) STATE OPTION.—Subparagraphs (C)
10 and (D) shall take effect 2 years after the date
11 of the enactment of this subparagraph with re-
12 spect to all States; except that if a State, dur-
13 ing such 2-year period, adopts by statute an al-
14 ternative process intended to promote engineer-
15 ing and design quality and ensure maximum
16 competition by professional companies of all
17 sizes providing engineering and design services,
18 such subparagraphs shall not apply with respect
19 to such State.”.

20 (b) REPEAL OF PILOT PROGRAM.—Section 1092 of
21 the Intermodal Surface Transportation Efficiency Act of
22 1991 (23 U.S.C. 112 note; 105 Stat. 2024) is repealed.

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

2 (a) IN GENERAL.—Chapter 3 of title 23, United
3 States Code, is amended by inserting after section 312 the
4 following new section:

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

6 “(a) ESTABLISHMENT.—The Secretary shall carry
7 out education, research, development, and technology
8 transfer activities to promote the safe operation and main-
9 tenance of commercial motor vehicles in interstate com-
10 merce.

11 “(b) GRANTS.—To carry out the purposes of this sec-
12 tion, the Secretary shall make grants to, and enter into
13 cooperative agreements with—

14 “(1) a not-for-profit membership organization
15 that has been engaged exclusively in truck-related
16 research and education since 1985; and

17 “(2) not-for-profit organizations engaged in
18 commercial motor vehicle safety research.

19 “(c) FEDERAL SHARE.—The Federal share of the
20 costs of activities carried out under this section shall be
21 100 percent.

22 “(d) FUNDING.—Out of administrative funds de-
23 ducted under section 104(a) of this title for each of fiscal
24 years 1995 through 1997, the Secretary shall make avail-
25 able—

1 “(1) for making grants and entering into coop-
2 erative agreements under subsection (b)(1)
3 \$1,000,000; and

4 “(2) for making grants and entering into coop-
5 erative agreements under subsection (b)(2)
6 \$500,000.

7 Such funds shall remain available until expended.

8 “(e) CONTRACT AUTHORITY.—Notwithstanding any
9 other provision of law, approval by the Secretary of a
10 grant under this section shall be deemed a contractual ob-
11 ligation of the United States for payment of the Federal
12 share of the grant.

13 “(f) ANNUAL REPORT.—Annually, beginning on Jan-
14 uary 1, 1996, the Secretary shall transmit to Congress
15 a report which provides information on the progress and
16 activities of the programs conducted under this section.”.

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

 “313. Highway safety promotion program.”.

20 **SEC. 106. PROJECT ELIGIBILITY.**

21 Section 108(b) of the Federal-Aid Highway Act of
22 1956 (23 U.S.C. 101 note) is amended—

23 (1) by striking “(1)” before “such costs may be
24 further”; and

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

4 **SEC. 107. WISCONSIN SUBSTITUTE PROJECT.**

5 (a) FEDERAL ASSISTANCE.—Subsection (b) of sec-
6 tion 1045 of the Intermodal Surface Transportation Effi-
7 ciency Act of 1991 (105 Stat. 1994) is amended to read
8 as follows:

9 “(b) ELIGIBILITY FOR FEDERAL ASSISTANCE.—

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

12 “(A) the costs of construction of the eligi-
13 ble transitway project for which such project or
14 projects are substituted shall not be eligible for
15 funds authorized under section 108(b) of the
16 Federal-Aid Highway Act of 1956; and

17 “(B) a sum equal to the amount that
18 would have been apportioned to the State of
19 Wisconsin on October 1, 1994, under section
20 104(b)(5)(A) of title 23, United States Code, if
21 the Secretary had not approved such project or
22 projects shall be available to the Secretary from
23 the Highway Trust Fund to incur obligations
24 for the Federal share of the costs of such sub-
25 stitute project or projects.

1 “(2) AVAILABILITY.—Amounts made available
2 under paragraph (1)(B) shall be available for obliga-
3 tion on and after October 1, 1994. Amounts made
4 available under paragraph (1)(B) shall remain avail-
5 able until expended and shall be subject to any limi-
6 tation on obligations for Federal-aid highways estab-
7 lished by law.

8 “(3) APPLICABILITY OF TITLE 23 U.S.C.—
9 Amounts made available under paragraph (1)(B)
10 shall be available for obligation in the same manner
11 as if such funds were apportioned under chapter 1
12 of title 23, United States Code; except that the Fed-
13 eral share of the cost of any project carried out with
14 such funds shall be determined in accordance with
15 section 103(e)(4)(D) of such title.”.

16 (b) CONFORMING AMENDMENTS.—

17 (1) SUBSECTION (c).—The second sentence of
18 subsection (c) of section 1045 of such Act is amend-
19 ed by striking “the authority of section 103(e)(4) of
20 title 23, United States Code,” and inserting “section
21 21(a)(2) of the Federal Transit Act”.

22 (2) SUBSECTION (d)(1).—Subsection (d)(1) of
23 section 1045 of such Act is amended by striking
24 “project for” and all that follows through the period
25 at the end thereof and inserting “transit project.”.

1 (3) SUBSECTION (d).—Subsection (d) of section
2 1045 of such Act is amended by striking paragraph
3 (3) and by redesignating paragraph (4) as para-
4 graph (3).

5 (c) REDUCTION OF INTERSTATE CONSTRUCTION AU-
6 THORIZATION.—Section 108(b) of the Federal-Aid High-
7 way Act of 1956 is amended by striking “\$1,800,000,000
8 for the fiscal year ending September 30, 1996” and insert-
9 ing “\$1,800,000,000, reduced by the amount made avail-
10 able under section 1045(b)(1)(B) of the Intermodal Sur-
11 face Transportation Efficiency Act of 1991, for the fiscal
12 year ending September 30, 1996”.

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

14 (a) DOT GUIDANCE.—Section 1038(c)(1) of the
15 Intermodal Surface Transportation Efficiency Act of 1991
16 (23 U.S.C. 109 note) is amended by striking “an interest
17 in the use of such asphalt” and inserting the following:
18 “concern in fulfilling the minimum utilization require-
19 ments of subsection (d)(1). Such technology transfer ac-
20 tivities and training programs shall be initiated without
21 delay and shall include all eligible uses of recycled rubber,
22 alternative applications, and other materials and shall
23 focus on achieving the best performance results for all eli-
24 gible uses. Not later than 90 days after the date of the
25 enactment of this sentence, the Secretary shall transmit

1 to Congress a report detailing the plans to implement this
2 subsection.

3 (b) STATE CERTIFICATION.—Section 1038(d)(1) of
4 such Act is amended—

5 (1) by striking “established by this section.”
6 and inserting “, other materials, and alternative ap-
7 plications established by this section. Each State
8 shall also annually certify its progress in its waste
9 tire abatement program under paragraph (7).”;

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

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

14 (4) in subparagraph (B) by striking “1995”
15 and inserting “1996”;

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

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

20 (7) by striking subparagraph (D).

21 (c) OTHER MATERIALS.—Section 1038(d)(2) of such
22 Act is amended by striking the period at the end and in-
23 serting the following: “; except that, of that amount, no
24 more than $\frac{1}{2}$ may be met with the use of asphalt contain-
25 ing reclaimed asphalt in fiscal years 1996 and 1997. For

1 the purposes of this paragraph, cold in-place recycling
2 technology shall be allowable.”.

3 (d) PENALTY.—Section 1038(d)(4) of such Act is
4 amended—

5 (1) by inserting before “The” the following:
6 “(A) WITHHOLDING.—”;

7 (2) by indenting subparagraph (A), as des-
8 ignated by paragraph (1) of this subsection, and
9 moving such paragraph 2 ems to the right;

10 (3) by inserting before “utilization require-
11 ment” the following: “by which such State does not
12 satisfy the”; and

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

14 “(B) ESCROW ACCOUNT.—Apportionments
15 withheld from a State by the Secretary under
16 this subsection shall be placed in escrow for 2
17 years pending satisfaction of the minimum utili-
18 zation requirement of paragraph (1) and pend-
19 ing satisfaction of the requirement for which
20 the apportionments were originally withheld.
21 Pending satisfaction of such requirements, the
22 withheld apportionment shall be returned to the
23 State.

24 “(C) SUNSET PROVISION.—If a State
25 which has apportionments withheld under this

1 paragraph has not satisfied current minimum
2 utilization requirements of paragraph (1) within
3 2 years and has not fulfilled the previous re-
4 quirements for which such apportionments were
5 withheld, then the apportionments held in the
6 escrow account shall be returned to the High-
7 way Trust Fund.”.

8 (e) INDIVIDUAL STATE REDUCTION.—Section
9 1038(d)(7) of such Act is amended—

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

11 (2) by adding at the end the following: “The
12 Secretary, in consultation with the Administrator,
13 shall exempt from the requirements of paragraph
14 (1), any State that has implemented a documented
15 waste tire abatement program if such program will
16 result in the elimination of tire stockpiles by 1997.”.

17 (f) ALTERNATIVE APPLICATION.—Section 1038(d) of
18 such Act is further amended by adding at the end the
19 following:

20 “(8) ALTERNATIVE APPLICATIONS.—

21 “(A) IN GENERAL.—A State may for any
22 year meet up to 1/2 of the minimum utilization
23 requirement established by paragraph (1) (ex-
24 cluding any deduction a State may take pursu-
25 ant to subsection (c)) by using an equivalent

1 amount of recycled rubber for alternative appli-
2 cations, other than making asphalt pavement,
3 if—

4 “(i) the State certifies that the alter-
5 native application does not present a
6 threat to safety, human health, or the envi-
7 ronment; and

8 “(ii) it is demonstrated that such al-
9 ternative applications provide equal or en-
10 hanced engineering benefits.

11 “(B) GUIDELINES.—The Secretary, in con-
12 sultation with the Administrator, shall issue
13 guidelines with respect to compliance with alter-
14 native applications under the conditions set
15 forth in clauses (i) and (ii).”.

16 (g) DEFINITIONS.—Section 1038(e) of such Act is
17 amended—

18 (1) by striking “and” at the end of paragraph
19 (1);

20 (2) in paragraph (2) by inserting before
21 “taken” the following: “(other than tire buffings de-
22 fined as a byproduct of the retreading industry) or
23 any products produced from the processing of whole
24 scrap tires or tire materials”;

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

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

4 “(3) the term ‘alternative applications’ means
5 uses of recycled rubber in such civil engineering ap-
6 plications such as noise and safety barriers, other
7 safety hardware, fences, soil retaining walls, slope
8 stabilization measures, subgrade insulation, and
9 lightweight fill, where the product or material con-
10 taining recycled rubber provides a benefit to the
11 highway construction and is left in place as a result
12 of the highway construction; such term does not
13 apply to products or materials, such as traffic cones
14 or vehicles, which are used only temporarily in con-
15 struction of the highway;

16 “(4) the term ‘Administrator’ means the Ad-
17 ministrator of the Environmental Protection Agency;
18 and

19 “(5) the term ‘State’ has the meaning such
20 term has under section 101 of title 23, United
21 States Code.”.

22 **SEC. 109. WORK ZONE SAFETY.**

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

1 (1) by inserting “technologies and services,”
2 after “appurtenances,”;

3 (2) by inserting “training,” after “traffic con-
4 trol plans,”; and

5 (3) by adding at the end the following new sen-
6 tence: “The Secretary shall annually review, and
7 provide to State and local governments, information
8 and recommendations concerning safety practices
9 that can enhance safety at highway construction
10 sites, including information relating to new safety
11 technologies, services, traffic control plans, training,
12 and work zone-related bidding practices. The Sec-
13 retary is directed to develop within the program a
14 process for assuring that, for each project, there will
15 be a person trained and certified who will have the
16 responsibility and authority for assuring that the
17 provisions of the traffic control plan and other safety
18 aspects of the work zone are effectively adminis-
19 tered.”.

20 **SEC. 110. CORRECTED PROJECTS.**

21 (a) IN GENERAL.—The purpose of this section is to
22 provide assistance for certain highway projects in order
23 to correct errors and omissions in the Intermodal Surface
24 Transportation Efficiency Act of 1991.

1 (b) AUTHORIZATION OF PROJECTS.—The Secretary
 2 is authorized to carry out the projects described in this
 3 subsection. There is authorized to be appropriated out of
 4 the Highway Trust Fund (other than the Mass Transit
 5 Account) for fiscal year 1995 to carry out each such
 6 project the amount listed for each such project:

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

7 (c) FEDERAL SHARE.—The Federal share payable on
 8 account of any project under this section shall be 80 per-
 9 cent of the cost thereof.

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

15 (e) ADVANCE CONSTRUCTION.—When a State which
 16 has been delegated responsibility for construction of a
 17 project under this section—

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

20 (2) proceeds to construct such project without
 21 the aid of Federal funds in accordance with all pro-

1 cedures and all requirements applicable to such
2 project, except insofar as such procedures and re-
3 quirements limit the State to the construction of
4 projects with the aid of Federal funds previously al-
5 located to it;

6 the Secretary, upon the approval of the application of a
7 State, shall pay to the State the Federal share of the cost
8 of construction of the project when additional funds are
9 allocated for such project under this section.

10 (f) **APPLICABILITY OF TITLE 23.**—Funds authorized
11 by this section shall be available for obligation in the same
12 manner as if such funds were apportioned under chapter
13 1 of title 23, United States Code, except that the Federal
14 share of the cost of any project under this section shall
15 be determined in accordance with this section and such
16 funds shall remain available until expended. Funds au-
17 thorized by this section shall not be subject to any obliga-
18 tion limitation.

19 **SEC. 111. RESCISSIONS.**

20 (a) **RESCISSIONS.**—Effective October 1, 1994, the
21 following unobligated balances on September 30, 1994, of
22 funds made available for the following provisions are here-
23 by rescinded:

1 (1) \$78,993.92 made available by section
2 131(c) of the Surface Transportation Assistance Act
3 of 1982.

4 (2) \$26,500,000 made available by section
5 404(a)(2) of the Surface Transportation Assistance
6 Act of 1982.

7 (3) \$1,500,000 made available by section
8 106(a)(1) of the Surface Transportation and Uni-
9 form Relocation Assistance Act of 1987.

10 (4) \$942,249 made available for section
11 149(a)(66) of the Surface Transportation and Uni-
12 form Relocation Assistance Act of 1987.

13 (5) \$376,194.94 made available for section
14 149(a)(111)(C) of the Surface Transportation and
15 Uniform Relocation Assistance Act of 1987.

16 (6) \$36,979.05 made available for section
17 149(a)(111)(J) of the Surface Transportation and
18 Uniform Relocation Assistance Act of 1987.

19 (7) \$34,281.53 made available for section
20 149(a)(111)(K) of the Surface Transportation and
21 Uniform Relocation Assistance Act of 1987.

22 (8) \$258,131.85 made available for section
23 149(a)(111)(L) of the Surface Transportation and
24 Uniform Relocation Assistance Act of 1987.

1 (9) \$446,768 made available for section
2 149(a)(92) of the Surface Transportation and Uni-
3 form Relocation Assistance Act of 1987.

4 (10) \$2,058,323 made available for section
5 149(a)(94) of the Surface Transportation and Uni-
6 form Relocation Assistance Act of 1987.

7 (11) \$52,834 made available for section
8 149(a)(95) of the Surface Transportation and Uni-
9 form Relocation Assistance Act of 1987.

10 (12) \$427,340 made available for section
11 149(a)(99) of the Surface Transportation and Uni-
12 form Relocation Assistance Act of 1987.

13 (13) \$3,559,837 made available for section
14 149(a)(35) of the Surface Transportation and Uni-
15 form Relocation Assistance Act of 1987.

16 (14) \$797,800 made available for section
17 149(a)(100) of the Surface Transportation and Uni-
18 form Relocation Assistance Act of 1987.

19 (15) \$55.43 made available by section 149(c)(3)
20 of the Surface Transportation and Uniform Reloca-
21 tion Assistance Act of 1987.

22 (16) \$49,700,000 made available by section
23 1012(b)(6) of the Intermodal Surface Transpor-
24 tation Efficiency Act of 1991.

1 (17) \$29,300,000 made available by section
2 1003(a)(7) of the Intermodal Surface Transpor-
3 tation Efficiency Act of 1991.

4 (18) \$150,000,000 made available by section
5 1036(d)(1)(A) of the Intermodal Surface Transpor-
6 tation Efficiency Act of 1991.

7 (19) \$1,500,000 made available by section
8 1036(d)(1)(B) of the Intermodal Surface Transpor-
9 tation Efficiency Act of 1991.

10 (20) \$10,800,000 made available by section
11 21(a)(1) of the Federal Transit Act.

12 (b) REDUCTIONS IN AUTHORIZED AMOUNTS.—Sec-
13 tion 1036(d)(1)(A) of the Intermodal Surface Transpor-
14 tation Efficiency Act of 1991 (105 Stat. 1986) is amend-
15 ed—

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

18 (2) by striking “\$125,000,000” each place it
19 appears and inserting “\$62,500,000”.

20 **SEC. 112. ADDITIONAL PROJECTS.**

21 (a) AUTHORIZATION OF PROJECTS.—The Secretary
22 is authorized to carry out the projects described in this
23 subsection. There is authorized to be appropriated for fis-
24 cal years 1995, 1996, and 1997 to carry out each such
25 project the amounts listed for each such project:

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
1. Alabama	Birmingham Northern Beltline		2.900
2. Alabama	Black Warrior River Bridge Study		0.100
3. Alabama	I-759 Extension		20.000
4. Alabama	AL182/1-10 Evacuation Connector Improvements.		4.000
5. Alabama	Patton Island Bridge Construction	9.000	
6. Alabama	Montgomery Outer Loop Beltway		3.000
7. Arizona	Gila River Crossing	6.000	
8. Arizona	US93 Upgrade: Kingman to Lake Mead		3.000
9. Arizona	Veterans Memorial Overpass		5.000
10. Arkansas	US71 Upgrade: Alma to Louisiana Border		3.000
11. Arkansas	US71 Upgrade: I-40 to Fayetteville	3.500	7.000
13. Arkansas	Lake Bull Shoals Bridge	0.400	
14. Arkansas	Van Buren Regional Intermodal Facility	0.100	
15. Arkansas	US63 Bypass Upgrade, Jonesboro		5.000
16. Arkansas	Conway Bypass Study and Design		3.000
17. California	CA84/I-580 Interchange Construction	4.000	
18. California	CA4 Freeway Expansion, Pittsburg		2.000
19. California	Galena Street Improvements/I-15 Interchange Construction.		2.000
20. California	CA56 Extension: I-5 to I-15		3.000
21. California	Stocker Street/La Cienega Interchange		7.100
22. California	South Lake Tahoe Loop Road Reconfiguration		2.000
23. California	Bristol Street Improvement Project		3.000
24. California	CA30 Extension/Gap Closure	2.000	5.000
25. California	CA87 Corridor Construction	7.000	
26. California	CA113 Railroad Grade Separation		5.240
27. California	Third Feather River Bridge	1.500	
28. California	I-5/Highway 99W Interchange	0.500	
29. California	CA113/I-5 Interchange and Improvements		0.500
30. California	CA905 Congestion Mitigation	4.000	5.000
31. California	CA119/US101/Rice Avenue Interchange Upgrade.		1.000
32. California	Humboldt Bay Port Access Enhancement	10.000	
33. California	CA7 Improvements: CA98 to I-8		2.000
34. California	Ontario Airport Ground Access	4.000	
35. California	CA71 Planning and Design, Riverside County		2.000
36. California	CA57 Interchange, Brea		0.950
37. California	CA41 Expansion		3.000
38. California	I-15 Widening: Victorville to Barstow	2.000	14.000
39. California	I-15 Access, George Air Force Base		1.000
40. California	Arden-Garden Connector		6.000
41. California	CA126 Improvements: I-5 to McBean Parkway	4.000	
42. California	CA138-Avenue P-8 Improvements: CA14 to 50th St, E.		2.000
43. California	CA4 Upgrade	19.000	
44. California	Mare Island Access Study		1.000
45. California	CA237—Maude Avenue/Middlefield Road Interchange.	13.500	
46. California	I-205 Widening: I-580 to I-5		3.000
47. California	I-710/Firestone Boulevard Interchange		5.800
48. California	CA58 Upgrade, Bakersfield	2.000	2.500
49. California	CA178 Crosstown Corridor: CA 178 to CA99	2.000	2.500
50. California	I-5 Capacity Enhancement		9.400
51. California	Alameda Corridor	4.000	5.000
52. California	Arbor Vitae Street Expansion		4.000
53. California	Pacific Coast Highway Palisades Bluff Stabilization.		5.000
54. California	US101—Sonoma County Congestion Relief		4.000
55. California	US101—Marin County HOV Lanes		1.000
56. Colorado	Powers Boulevard Corridor		1.000
57. Colorado	120th Avenue Improvements	5.500	
58. Connecticut	Regional Transportation Center Improvements, Norwich.		6.000
59. Connecticut	Hartford Riverfront Access		3.000
60. Connecticut	Seaview Avenue Reconstruction		2.000
61. District of Columbia	Constitution Avenue Rehabilitation	3.000	
62. District of Columbia	Independence Avenue Rehabilitation	0.590	

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
63. District of Columbia	First Street Rehabilitation	0.260	
64. Florida	Fuller—Warren Bridge	2.000	19.000
65. Florida	Jacksonville Airport Access Road		2.000
66. Florida	Midpoint Bridge and Corridor	2.000	5.000
67. Florida	FL7/US441 Widening		5.000
68. Florida	I-4/Greenway Interchange	4.000	2.000
69. Florida	US301/University Parkway Intersection Upgrade.		2.000
70. Florida	Palm Beach Port Road Relocations	0.265	5.000
71. Florida	Eller Drive/I-595 Improvements	2.600	
72. Florida	Northeast Dade Bike Path	1.135	
73. Georgia	GA61 Connector with I-20		7.200
74. Georgia	Appalachian Scenic Parkway		4.000
75. Georgia	GA92 Corridor Upgrade, Cherokee County	1.700	20.000
76. Georgia	GA9 Widening, Roswell	8.300	
77. Georgia	Sidney-Lanier Bridge Reconstruction	4.000	6.000
78. Georgia	University Center Pedestrian Corridor, Atlanta		12.960
79. Hawaii	Kuakini Street Improvements		1.500
80. Illinois	Sauget Road Extension	3.100	0.818
81. Illinois	West Boulevard Extension	0.900	
82. Illinois	IL159 Relocation, Edwardsville		6.000
83. Illinois	US67/IL267 Improvements		4.000
84. Illinois	Centennial Bridge Improvements		1.000
85. Illinois	Business Loop 55 Widening: I-55 to Clearwater Ave.	5.000	
86. Illinois	Central Avenue Bypass, Chicago	15.000	
87. Illinois	US20 Improvements: East Dubuque to Galena		2.000
88. Illinois	Peoria—Chicago Highway	3.000	2.000
89. Illinois	Springfield Veterans Parkway	2.000	2.000
90. Illinois	Grand View Drive Improvements		3.000
91. Illinois	Heartland Riverfront Project		2.000
92. Illinois	US67: Macomb to Jacksonville		1.000
93. Illinois	Brush Creek Connector	3.000	
94. Illinois	Richton Road Improvements, Crete	1.720	
95. Illinois	Steger Roadway Improvements, Steger	0.720	
96. Illinois	Polk Avenue Extension, Richton Park	0.336	
97. Illinois	Minooka Street Improvements, Minooka	0.334	
98. Illinois	Rathje Road Improvements, Peotone	0.320	
99. Illinois	Main Street Improvements, Ottawa	0.312	
100. Illinois	Otter Creek Road Improvements, Streator	0.270	
101. Indiana	96th Street Upgrade	2.000	5.000
102. Indiana	Hoosier Heartland Corridor: Ft. Wayne to Lafayette.		3.000
103. Indiana	I-265 Extension		10.000
104. Indiana	US231 Reconstruction		10.000
105. Indiana	Evansville—Bloomington Corridor		5.000
106. Indiana	Lafayette Rail Relocation	5.000	18.500
107. Indiana	Six Points Road Interchange		1.500
108. Indiana	City of Columbus “Front Door”		8.000
109. Indiana	IN67 Improvements		1.000
110. Indiana	East Chicago Marine Access Road		4.834
111. Indiana	Lake Shore Drive Extension Study		0.600
112. Iowa	I-29 Corridor Improvements, Sioux City		2.000
113. Iowa	IA330: Marshalltown to Des Moines		6.000
114. Iowa	Burlington Iowa Southern Arterial Connector ...	0.880	
115. Iowa	US 63: Bremer County to Minnesota Border ...		3.000
116. Iowa	IA5 Relocation		10.000
117. Kentucky	US231 Relocation	5.000	
118. Kentucky	US27 Improvements	1.000	3.000
119. Kentucky	KY114 Widening: Salyersville to US23	1.000	5.000
120. Louisiana	I-10/I-12 Baton Rouge Bypass		1.000
121. Louisiana	I-210/Nelson Access Road	3.000	
122. Louisiana	I-10: St. Charles Parish Line to Tulane Avenue	2.000	3.000
123. Maryland	MD5/MD373 Interchange		10.000
124. Maryland	MD235 Improvements		5.000
125. Maryland	MD237 Improvements	3.882	
126. Maryland	Beltway Advanced Traffic Monitoring		3.000

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
127. Massachusetts	Lincoln Square, Southbridge Street Gateways ..	2.400	
128. Massachusetts	I-90/MA146 Reconstruction	1.600	
129. Massachusetts	Franklin County Bikeway		2.250
130. Michigan	US23 Expansion	3.000	
131. Michigan	Bay City Road Interchange		3.000
132. Michigan	M-59 Corridor		20.000
133. Michigan	Highway Safety Improvements		20.000
134. Michigan	Ambassador Bridge Facilities	10.000	
135. Michigan	Monroe Rail Consolidation		10.000
136. Michigan	Detroit Airport Access Road		5.000
137. Michigan	US31 Improvements: Holland to Grand Haven .	1.200	
138. Michigan	M-6: Grand Rapids South Beltline Construc- tion.	6.800	4.000
139. Michigan	M-102/Grand River Interchange Redesign		4.000
140. Michigan	McClellan Avenue		2.300
141. Michigan	US31 Upgrade, Berrien County	2.000	5.000
142. Minnesota	TH610-Crosstown Expressway	1.000	3.000
143. Minnesota	Trunk Highway 33 Improvements	9.680	
144. Minnesota	34th Street Corridor		2.000
145. Minnesota	TH212 Construction		3.000
146. Minnesota	77th Street Improvements	5.000	10.000
147. Minnesota	Wabasha Street Bridge Replacement	9.000	11.000
148. Mississippi	Norrell Road Interchange	3.000	
149. Missouri	Lindbergh Boulevard Relocation		5.000
150. Missouri	St. Joseph Loop Expressway	8.300	
151. Missouri	Chouteau Bridge Replacement		9.000
152. Missouri	Cape Girardeau Bridge Replacement	6.250	5.000
153. Missouri	MO21 Upgrade		13.400
154. Missouri	MO Highway M Relocation	3.000	
155. Missouri	I-255/MO231 Intersection		1.600
156. Missouri	Hannibal Bridge Replacement	1.000	2.000
157. Montana	MT323 Upgrade		5.000
158. Montana	Belgrade/I-90 Interchange	2.110	
159. Nebraska	Niobrara, NE/Springfield, SD Bridge		3.000
160. Nebraska	27th Street and Highway 2 Pedestrian Bridge .		0.413
161. Nebraska	South and East Beltway Study, Lincoln		0.400
162. Nevada	Spring Mountain I-15 Interchange		5.000
163. Nevada	I-80/Sparks Road Pyramid Interchange	1.000	4.000
164. New Hampshire	Second Nashua River Crossing	3.000	1.500
165. New Hampshire	Manchester Airport Access Road Construction ..	5.000	
166. New Jersey	I-287 Improvements: I-78 to US22	4.000	
167. New Jersey	NJ21/McCarter Highway Improvements	5.000	
168. New Jersey	NJ17/NJ4 Interchange, Paramus		3.000
169. New Mexico	Santa Fe Relief Route		5.000
170. New Mexico	Sunport Boulevard East Corrdior		1.400
171. New Mexico	US70/Las Cruces Frontage Road System		3.000
172. New York	Utica-Rome Expressway	6.250	5.000
173. New York	Westchester/Putnam Intelligent Vehicle High- way Systems.		2.000
174. New York	NY60 Reconstruction, Ellicott		3.000
175. New York	Quay Street Extension, Niagara Falls		2.240
176. New York	Delaware Street Reconstruction, Tonawanda		2.100
177. New York	Williams Road Widening, Wheatfield		1.060
178. New York	Lockport Corridor Study, Erie and Niagara Counties.		0.800
179. New York	Rochester-Brockport Access Study		0.800
180. New York	NY531 Extension Study: Ogden to Sweden		0.400
181. New York	Jericho Turnpike Improvements: New York City to Herricks Road.	4.000	2.000
182. New York	New York Thruway Upgrade		5.000
183. New York	US9 Reconstruction, Plattsburgh		1.750
184. New York	International Bridge Feasibility Study250
185. New York	New York Intermodal Facilities Study	1.000	
186. New York	NY277 Reconstruction, Cheektowaga	4.000	
187. New York	Main Street Bascule Bridge		2.000
188. New York	Bronx/North Manhattan Intelligent Vehicle Highway System.		6.480
189. New York	Latta Road Improvements, Monroe County	6.000	

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
190. New York	Baldwinsville Bypass		5.000
191. North Carolina	US220 Construction		3.000
192. North Carolina	US17 Bridge Replacement		5.000
193. North Carolina	Charlotte Beltway East Segment		2.000
194. North Carolina	US64 Improvements		6.185
194A. North Carolina	Peace St. Crossing in Thomasville		2.415
194B. North Carolina	Unity St. Crossing in Thomasville		1.400
195. North Carolina	US74 Improvements		10.000
196. North Carolina	US19/23 Upgrade		1.000
197. North Carolina	Southern Charlotte Outer Loop		5.000
198. Ohio	Lorain Central Corridor		5.000
199. Ohio	US23-Fostoria Bypass		3.000
200. Ohio	US22/US33-Lancaster Bypass	1.000	5.800
201. Ohio	Boston Road Interchange		1.000
202. Ohio	Cleveland Gateway Project		1.000
203. Ohio	New Intermodal Terminal, Fearing Boulevard		5.000
204. Ohio	US30: OH235 to US68		4.000
205. Ohio	Alum Creek Drive Improvements	2.000	4.000
206. Ohio	US30 Widening: Wooster to Riceland	3.400	10.000
207. Ohio	Mt. Vernon to I-71 Connector Study	1.600	
208. Ohio	OH43 Improvements		3.920
209. Ohio	Cuyahoga River Bridge, Cleveland		4.320
210. Ohio	Cleveland Pedestrian Walkway		1.440
211. Ohio	Pomeroy to Ravenswood Access Improvements		8.900
212. Ohio	Youngstown-Hubbard Expressway	10.000	
212A. Ohio	Trotwood Connector in Montgomery Co., Ohio	.750	
213. Oklahoma	I-44 Widening: Arkansas River to Yale Avenue	6.250	5.000
214. Oregon	Jordon Cove Road Safety Improvements	0.529	
215. Oregon	Salem Bypass Improvements		4.471
216. Oregon	Columbia Slough Intermodal Projects		5.000
217. Pennsylvania	Philadelphia Traffic Signal Controllers	1.800	
218. Pennsylvania	Philadelphia Bicycle Network	0.472	
219. Pennsylvania	Tioga Marine Terminal	8.000	
220. Pennsylvania	US15 Upgrade—Tioga County	5.952	
221. Pennsylvania	US 219 Truck Route—Osterhout Street	2.880	
222. Pennsylvania	PA948 Improvements, Forest County	1.168	
223. Pennsylvania	Pennsylvania Pier 98, Philadelphia		1.000
224. Pennsylvania	PA2001 Improvements, Pike County	4.800	0.300
225. Pennsylvania	PA14 Improvements, Bradford County		4.800
226. Pennsylvania	PA3011 Improvements, Scranton		3.500
227. Pennsylvania	PA1069 Widening, Athens	0.200	1.400
228. Pennsylvania	US219 Improvements, Cambria County	10.000	
229. Pennsylvania	PA56 Improvements: Johnstown to Cessna	8.000	
230. Pennsylvania	US 22—Section B07 Reconstruction		8.000
231. Pennsylvania	US219 Improvements: Carrolltown to I-80	1.000	2.000
232. Rhode Island	Davisville Bridges		5.000
233. South Carolina	US17 Bridges	2.485	1.515
234. South Carolina	US301 Improvements	1.515	
235. South Dakota	Vermillion Bridge		4.600
236. Tennessee	Harding Place Extension	5.000	
237. Tennessee	Gay Street Bridge Rehabilitation	5.760	
238. Tennessee	Foothills Parkway—Missing Link	.490	10.000
239. Tennessee	Old Nashville Highway Bridge		4.000
240. Tennessee	Murfreesboro Alternative Transportation System.		1.000
241. Tennessee	I-81 Interchange Construction	1.200	
242. Tennessee	Memphis Outer Loop Beltway		2.000
243. Texas	TX121 Upgrade Study	2.500	
244. Texas	Border Highway Extension		10.000
245. Texas	NASA Road 1 Upgrade	4.500	15.000
246. Texas	US59 Upgrade, Ft. Bend County	0.500	
247. Texas	US67 Widening	5.416	
248. Texas	Loop 12 Widening		2.200
249. Texas	TX36 Improvements	5.000	
250. Texas	Brownsville Navigation District Access		1.680
251. Texas	Brownsville 6th & 7th Streets Improvements		1.600
252. Utah	US89 Upgrade	4.000	
253. Utah	I-15/University Avenue Interchange		3.000

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
254. Utah	20th East Highway Project	6.000	
255. Utah	I-15 Corridor Improvements, Salt Lake County		6.000
256. Virgin Islands	Christiansted Bypass	5.000	
257. Virginia	Coleman Bridge Expansion		2.000
258. Virginia	I-95/Outer Connector/VA627 Interchange		2.000
259. Virginia	Coalfields Expressway	5.000	
260. Virginia	VA123 Philadelphia, Northern Virginia	10.000	
261. Virginia	Fairfax County Parkway/Franconia-Springfield Parkway.		5.000
262. Virginia	I-81 to I-40 "I-83" Connector		5.000
263. Virginia	Pinners Point Connector		4.400
264. Virginia	S. Battlefield Boulevard/VA168		5.000
265. Virginia	14th Street Bridge Lane Addition	5.000	7.000
266. Washington	I-5/196th Street Interchange	3.336	
267. Washington	WA305 Improvements		0.672
268. Washington	Port Angeles Multi-Model Center		6.400
269. Washington	WA18 Improvements: 312th Way to Maple Valley.	4.000	1.000
270. Washington	I-405/Northeast 8th Street Interchange		1.000
271. Washington	US12 Improvements		9.000
272. Washington	US395 Improvements		9.000
273. Washington	Chelan/Douglas Transportation Center		2.000
274. Washington	Mill Plain Extension		5.000
275. West Virginia	Fairmont Riverside Expressway	10.000	
276. West Virginia	New River Parkway	14.400	
277. Wisconsin	Janesville River Street Realignment	3.454	
278. Wisconsin	Main Street Bridge Replacement, Racine		2.000
279. Wisconsin	CTH P Improvements	0.480	
280. Wisconsin	WI29 Upgrade	10.000	
281. Wisconsin	Oshkosh Rail Relocation	6.000	
282. Wisconsin	US10 Upgrade: Anderson Road to CTH U	4.000	
283. Wisconsin	US41 Upgrade: Kaukauna to CTH F		3.000

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

7 (c) APPROPRIATIONS CAP.—Of the amounts author-
8 ized to be appropriated from the general fund of the
9 Treasury by subsection (a), not more than \$300,000,000
10 may be appropriated in any single fiscal year.

1 (d) FEDERAL SHARE.—The Federal share payable on
2 account of any project under this section shall be 80 per-
3 cent of the cost thereof.

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

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

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

14 (2) proceeds to construct such project without
15 the aid of Federal funds in accordance with all pro-
16 cedures and all requirements applicable to such
17 project, except insofar as such procedures and re-
18 quirements limit the State to the construction of
19 projects with the aid of Federal funds previously al-
20 located to it;

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

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

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

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

18 “(b) STUDY OF RADIO AND MICROWAVE TECH-
19 NOLOGY FOR COMMERCIAL AND OTHER MOTOR VEHI-
20 CLES.—

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

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

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

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

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

16 (c) CONFORMING AMENDMENTS.—Such section is
17 further amended—

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

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

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

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

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

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

23 (d) LIMITATIONS.—

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

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

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

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

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

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

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

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

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

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

22 (a) PRIORITY CONSIDERATION.—

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

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

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

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

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

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

17 (b) VISITORS CENTER.—

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

1 River Parkway, West Virginia, and any related
2 buildings as may be determined to be necessary for
3 the administration of the parkway.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

6 (4) by adding the end the following:

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

11 (c) ENVIRONMENTAL MITIGATION.—

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

17 “(5) ENVIRONMENTAL MITIGATION.—

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

1 “(B) COMPLIANCE.—The State shall re-
2 ceive guidance for determining compliance with
3 subparagraph (A) from the recreational trail
4 advisory board satisfying the requirements of
5 subsection (c)(2)(A).”.

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

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

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

14 “(7) EXCLUSIONS.—

15 “(A) SMALL STATE.—Any State”;

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

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

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

1 or disapproving an application for such an ex-
2 emption, the Secretary shall publish in the Fed-
3 eral Register notice of receipt of the application
4 and provide an opportunity for public comment
5 on the application.”.

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

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

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

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

16 “(h) AUTHORIZATION OF APPROPRIATIONS.—

17 “(1) IN GENERAL.—There is authorized to be
18 appropriated out of the Highway Trust Fund (other
19 than the Mass Transit Account) to carry out this
20 section and section 1303 \$6,000,000 for fiscal year
21 1995.

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

1 Code; except that the Federal share of the cost of
2 activities conducted with such funds shall be as pro-
3 vided in this section, such funds shall not be subject
4 to any obligation limitation other than subsection
5 (d)(3), and such funds shall remain available until
6 expended.

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

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

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

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

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

22 **SEC. 118. COAL HERITAGE.**

23 (a) GRANTS.—The Secretary shall make grants to
24 the State of West Virginia for the purpose of erecting
25 signs or other informational devices depicting Coal Herit-

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

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

21 (c) FUNDING.—Of amounts made available pursuant
22 to section 1047(d) of the Intermodal Surface Transpor-
23 tation Efficiency Act of 1991 (105 Stat. 1998), there shall
24 be available \$1,000,000 per fiscal year for each of fiscal

1 years 1995 and 1996 for the purposes of carrying out this
2 section. Such sums shall remain available until expended.

3 **SEC. 119. LIMITATIONS ON FUNDING OF OPERATING AS-**
4 **SISTANCE.**

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

7 (1) by redesignating subparagraphs (B) and
8 (C) as subparagraphs (E) and (F), respectively;

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

12 (3) in subparagraph (F), as redesignated by
13 paragraph (1)—

14 (A) by inserting “CONSUMER PRICE INDEX
15 DEFINED.—” before “As”; and

16 (B) by striking “(B)” and inserting “(E)”;

17 (4) by moving subparagraphs (E) and (F), as
18 redesignated by paragraph (1), 4 ems to the right;
19 and

20 (5) by striking “(2)” and subparagraph (A) and
21 inserting the following:

22 “(2) LIMITATIONS ON FUNDING OF OPERATING
23 ASSISTANCE.—

24 “(A) IN GENERAL.—The amount of funds
25 apportioned under this section which may be

1 used for operating assistance shall not exceed
2 80 percent of the amount of funds apportioned
3 in fiscal year 1982 under paragraphs (1)(A),
4 (2)(A), and (3)(A) of section 5(a) of this Act to
5 an urbanized area with a population of
6 1,000,000 or more, 90 percent of funds so ap-
7 portioned to an urbanized area with a popu-
8 lation of 200,000 or more and less than
9 1,000,000 population; and 95 percent of funds
10 so apportioned to an urbanized area of less
11 than 200,000 population. Notwithstanding the
12 preceding sentence, an urbanized area that first
13 became an urbanized area under the 1980 cen-
14 sus or thereafter may use each fiscal year for
15 operating assistance not to exceed an amount
16 equal to $\frac{2}{3}$ of its apportionment during the
17 first full year it received funds under this sec-
18 tion.

19 “(B) SPECIAL RULE FOR CERTAIN URBAN-
20 IZED AREAS WITH REDUCED POPULATIONS.—If
21 an urbanized area had a population under the
22 1980 decennial census of the United States of
23 more than 1,000,000 and has a population
24 under the 1990 decennial census of less than
25 1,000,000, the maximum percentage of funds

1 which may be used for operating assistance for
2 purposes of subparagraph (A) shall be 90 per-
3 cent of the amount of funds apportioned in fis-
4 cal year 1982 under such paragraphs (1)(A),
5 (2)(A), and (3)(A) to such area.

6 “(C) SPECIAL RULE FOR URBANIZED
7 AREAS OF LESS THAN 200,000.—If an urbanized
8 area had a population under the 1990 decennial
9 census of the United States of less than
10 200,000, 100 percent of the funds apportioned
11 to such area under this section for each of fiscal
12 years 1995, 1996, and 1997 may be used for
13 operating assistance, notwithstanding any limi-
14 tation otherwise imposed on operating assist-
15 ance.

16 “(D) OFFSET.—The amount of funds ap-
17 portioned under this section to each urbanized
18 area with a population of 200,000 or more in
19 each of fiscal years 1995, 1996, and 1997
20 which may be used for operating assistance but
21 for this subparagraph shall be reduced by the
22 amount determined by multiplying—

23 “(i) the aggregate amount of in-
24 creases of operating assistance under sub-
25 paragraph (C) in such fiscal year; by

1 “(ii) the quotient determined by divid-
2 ing—

3 “(I) the amount of funds appor-
4 tioned under this section to such area
5 in such fiscal year which may be used
6 for operating assistance but for this
7 subparagraph; by

8 “(II) the aggregate amount of
9 funds apportioned to all urbanized
10 areas with a population of 200,000 or
11 more under this section in such fiscal
12 year but for this subparagraph which
13 may be used for operating assist-
14 ance.”.

15 **SEC. 120. INTERCITY BUS TRANSPORTATION.**

16 (a) BASIC PROGRAM.—Section 18(i)(1) of the Fed-
17 eral Transit Act (49 U.S.C. App. 1614(i)(1)) is amend-
18 ed—

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

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

22 (3) by inserting after “demonstration projects,”
23 the following: “the purchase of accessibility de-
24 vices,”.

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

4 “(o) INTERCITY BUS TRANSPORTATION.—Of the
5 amounts made available by subsection (k)(1)(C) in each
6 fiscal year beginning after September 30, 1994, the Sec-
7 retary shall make to operators of intercity bus transpor-
8 tation systems capital grants to support such systems, in-
9 cluding the purchase of accessibility devices, an amount
10 equal to 7.5 percent of the amounts made available under
11 section 18 in such fiscal year. The Federal grant for any
12 project under this subsection shall be 80 percent of the
13 net project cost; except that the Federal grant for the pur-
14 chase of accessibility devices under this subsection shall
15 be 90 percent of the net project cost.”.

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

17 (a) LONG BEACH METRO LINK FIXED RAIL
18 PROJECT.—Section 3035(o) of the Intermodal Surface
19 Transportation Efficiency Act of 1991 (105 Stat. 2131)
20 is repealed.

21 (b) HONOLULU RAPID TRANSIT PROJECT.—Section
22 3035(ww) of such Act (105 Stat. 2136) is repealed.

1 **SEC. 122. MISCELLANEOUS TRANSIT PROJECTS.**

2 (a) PORTLAND WESTSIDE LIGHT RAIL PROJECT.—

3 Section 3035(b) of the Intermodal Surface Transportation
4 Efficiency Act of 1991 (105 Stat. 2129) is amended—

5 (1) by inserting “(1) IN GENERAL.—” after
6 “WESTSIDE LIGHT RAIL PROJECT.—”;

7 (2) by striking the last sentence;

8 (3) by indenting paragraph (1) and moving it
9 2 ems to the right; and

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

11 “(2) AMENDMENT.—

12 “(A) NEGOTIATION.—Within 90 days after
13 the date of the enactment of this paragraph,
14 the Secretary shall negotiate and sign an
15 amendment to the Westside Light Rail Project
16 multiyear grant agreement authorized under
17 paragraph (1) with the Tri-County Metropoli-
18 tan Transportation District of Oregon to carry
19 out the final design and construction of the lo-
20 cally preferred alternative for the Hillsboro ex-
21 tension, systems related costs as authorized in
22 Public Law 102–240, and acquisition of low
23 floor light rail vehicles, as set forth in Public
24 Law 102–388.

25 “(B) ADVANCE CONSTRUCTION; CONTIN-
26 GENT COMMITMENT.—The amendment nego-

1 tiated under this paragraph shall provide for
2 the use of advance construction authority under
3 section 3(l) of the Federal Transit Act and for
4 the use of contingent commitment authority
5 under section 3(a)(4)(C) of the Federal Transit
6 Act for the activities set forth in subparagraph
7 (A) for an amount equivalent to the Federal
8 share authorized under section 3 of the Federal
9 Transit Act for each specific activity; except
10 that the Federal share of the cost of the final
11 design and construction of the Hillsboro exten-
12 sion shall not exceed $\frac{1}{3}$.

13 “(C) SPECIAL RULE FOR ADVANCE CON-
14 STRUCTION.—In the event that the Tri-County
15 Metropolitan Transportation District of Oregon
16 uses advance construction authority under this
17 paragraph, the Secretary shall convert that au-
18 thority into a grant and shall reimburse the
19 Tri-County Metropolitan Transportation Dis-
20 trict of Oregon from funds made available
21 under section 3 of the Federal Transit Act in
22 fiscal years 1998 and 1999 for the Federal
23 share of the amounts expended (plus any eligi-
24 ble financing costs).

1 “(D) INTEGRATED PROJECT FINANCING
2 PLAN.—The amendment negotiated under this
3 paragraph shall also include an integrated
4 project financing plan to permit the inter-
5 changeable use of Federal funds for activities
6 set forth in paragraph (1) and subparagraph
7 (A) to maintain the entire project construction
8 schedule.

9 “(3) TREATMENT AS A SINGLE PROJECT.—The
10 Hillsboro extension to the Westside Light Rail
11 Project shall be considered by the Federal Transit
12 Administration as a single project extending from
13 downtown Portland, Oregon, to downtown Hillsboro,
14 Oregon, for the purposes of project review, evalua-
15 tion, and approval of construction under section 3(i)
16 of the Federal Transit Act and for the purpose of
17 preparing a report under section 3(j) of such Act.”.

18 (b) NEW JERSEY URBAN CORE PROJECT.—Section
19 3031(d) of the Intermodal Surface Transportation Effi-
20 ciency Act of 1991 (105 Stat. 2122–2123) is amended—

21 (1) by inserting after “Hudson River Water-
22 front Transportation System” the following: “(in-
23 cluding corridor connections to and within the city
24 of Bayonne)”; and

1 (2) by inserting after “Concourse,” the follow-
2 ing: “the West Shore Line,”.

3 (c) NORTH BAY FERRY SERVICE.—Section 3035(c)
4 of such Act (105 Stat. 2129) is amended by striking
5 “\$8,000,000” and all that follows through “1993” and in-
6 serting “\$17,000,000”.

7 (d) STATEN ISLAND-MIDTOWN MANHATTAN FERRY
8 SERVICE.—Section 3035(d) of such Act is amended by
9 striking “\$1,000,000” and all that follows through
10 “1993” and inserting “\$12,000,000”.

11 (e) CENTRAL AREA CIRCULATOR PROJECT.—Section
12 3035(e) of such Act is amended by striking the last
13 sentence.

14 (f) SALT LAKE CITY LIGHT RAIL PROJECT.—Section
15 3035(f) of such Act is amended by inserting after “includ-
16 ing” the following: “related high-occupancy vehicle lane,
17 intermodal corridor design,”.

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

22 (h) ADDITIONAL TRACKAGE RIGHTS AND RIGHT-OF-
23 WAY PURCHASE FOR GILROY SERVICE.—Section 3035(h)
24 of such Act is amended—

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

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

5 (i) DALLAS LIGHT RAIL PROJECT.—

6 (1) MULTIYEAR GRANT AGREEMENT.—Section
7 3035(i) of such Act is amended—

8 (A) by striking “6.4 miles” and inserting
9 “9.6 miles”;

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

12 (C) by striking “such light rail line” and
13 inserting “the program of interrelated projects
14 identified in section 3(a)(8)(C)(vii) of the Fed-
15 eral Transit Act”; and

16 (D) by striking “of such elements” and in-
17 serting “element of such program of inter-
18 related projects”.

19 (2) PROGRAM OF INTERRELATED PROJECTS.—
20 Section 3(a)(8)(C)(vii) of the Federal Transit Act
21 (49 U.S.C. App. 1602(a)(8)(C)(vii)) is amended by
22 striking “Camp Wisdom” and inserting “Interstate
23 Route 20, L.B.J. Freeway”.

1 (j) SOUTH BOSTON.—Section 3035(j) of the Inter-
2 modal Surface Transportation Efficiency Act of 1991
3 (105 Stat. 2130–2131) is amended—

4 (1) by striking “\$278,000,000” each place it
5 appears and inserting “\$323,000,000”;

6 (2) by inserting “the second place it appears”
7 after “striking ‘—’ ”; and

8 (3) by adding at the end the following: “Funds
9 made available for the South Boston Piers
10 Transitway in fiscal year 1994 for alternatives anal-
11 ysis may also be used for construction.”.

12 (k) KANSAS CITY LIGHT RAIL LINE.—Section
13 3035(k) of such Act is amended by striking “\$1,500,000
14 in fiscal year 1992, and \$4,400,000 in fiscal year 1993”
15 and inserting “\$5,900,000”.

16 (l) DOWNTOWN ORLANDO CIRCULATOR PROJECT.—
17 Section 3035(l) of such Act is amended—

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

20 (2) by striking “\$5,000,000” and inserting
21 “\$12,000,000”; and

22 (3) by striking “for” the second place it ap-
23 pears and all that follows through the period at the
24 end and inserting “and the completion of final de-
25 sign, construction, land and equipment acquisition,

1 and related activities for the Downtown Orlando
2 Circulator project.”.

3 (m) DETROIT LIGHT RAIL PROJECT.—Section
4 3035(m) of such Act is amended by striking “not less
5 than” the first place it appears and all that follows
6 through “1993,” and inserting “\$20,000,000”.

7 (n) LAKEWOOD-FREEHOLD-MATTAWAN OR
8 JAMESBURG RAIL PROJECT.—Section 3035(p) of such
9 Act is amended by striking “\$1,800,000” and all that fol-
10 lows through “1994” and inserting “\$7,800,000”.

11 (o) CHARLOTTE LIGHT RAIL STUDY.—Section
12 3035(r) of such Act is amended by striking “\$125,000”
13 and all that follows through “1993” and inserting
14 “\$500,000”.

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

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

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

21 (3) by striking “, \$2,000,000” and all that fol-
22 lows through “right-of-way,” and inserting
23 “\$42,000,000”; and

24 (4) by striking “Light Rail” and inserting
25 “Fixed Guideway”.

1 (q) RAILTRAN COMMUTER RAIL PROJECT.—Sec-
2 tion 3035(x) of such Act is amended—

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

5 (2) by striking “\$2,480,000” and all that fol-
6 lows through “1993” and inserting “\$8,680,000”.

7 (r) EUREKA SPRINGS, ARKANSAS.—Section 3035(z)
8 of such Act is amended by striking the first sentence and
9 inserting the following: “From funds provided under sec-
10 tion 3(k)(1)(c) of the Federal Transit Act, the Secretary
11 shall make available \$63,600 to Eureka Springs Transit
12 for the purchase of an alternative fueled vehicle, which is
13 accessible to and usable by individuals with disabilities.”.

14 (s) BALTIMORE-CENTRAL LIGHT RAIL EXTEN-
15 SION.—Section 3035(nn) of such Act is amended—

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

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

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

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

22 (2) in paragraph (2) by striking “as follows”
23 and all that follows through the period at the end
24 of subparagraph (C) and inserting “totaling
25 \$160,000,000.”.

1 (t) JACKSONVILLE AUTOMATED SKYWAY EXPRESS
2 EXTENSION.—Section 3035(vv) of such Act is amended
3 to read as follows:

4 “(vv) JACKSONVILLE AUTOMATED SKYWAY EXPRESS
5 EXTENSION.—Not later than December 31, 1994, the
6 Secretary shall negotiate and sign an agreement which
7 modifies the full funding agreement signed on September
8 27, 1991, with the Jacksonville Transportation Authority
9 for phase 1-B of the north segment of the Automated
10 Skyway Express project to make available \$15,000,000 in
11 already appropriated funds and \$35,000,000 under sec-
12 tion 3(k)(1)(B) of the Federal Transit Act to carry out
13 construction of the locally preferred alternative for an op-
14 erable segment of a not to exceed 1.8 mile extension to
15 such project.”.

16 (u) DULLES CORRIDOR RAIL PROJECT.—Section
17 3035(aaa) of such Act is amended—

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

20 (2) by striking “\$6,000,000” and inserting
21 “\$16,000,000”; and

22 (3) by striking “the completion” and all that
23 follows through “engineering for”.

1 (v) CENTRAL PUGET SOUND REGIONAL TRANSIT
2 PROJECT.—Section 3035(bbb) of such Act is amended to
3 read as follows:

4 “(bbb) CENTRAL PUGET SOUND REGIONAL TRANSIT
5 PROJECT.—From funds provided under section
6 3(k)(1)(B) of the Federal Transit Act, the Secretary shall
7 make available \$300,000,000 for the Central Puget Sound
8 Regional Transit Project.”.

9 (w) CANAL STREET CORRIDOR LIGHT RAIL.—Sec-
10 tion 3035(fff) of such Act is amended—

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

13 (2) by striking “negotiate” and all that follows
14 through “includes” and inserting “make available”;
15 and

16 (3) by striking “\$4,800,000” and all that fol-
17 lows through “statement for” and inserting
18 “\$44,800,000 to construct”.

19 (x) ADDITIONAL PROJECTS.—

20 (1) SANTA CRUZ BUS FACILITY CONSOLIDA-
21 TION.—From funds provided under section
22 3(k)(1)(C) of the Federal Transit Act, the Secretary
23 shall make available \$4,120,000 for the Santa Cruz
24 Bus Facility Consolidation project.

1 (2) SANTA CRUZ FIXED GUIDEWAY.—From
2 funds provided under section 3(k)(1)(B) of the Fed-
3 eral Transit Act, the Secretary shall make available
4 \$4,750,000 for the Santa Cruz Fixed Guideway
5 project.

6 (3) SAN FRANCISCO FERRY BUILDING RENOVA-
7 TION.—From funds provided under section
8 3(k)(1)(B) of the Federal Transit Act, the Secretary
9 shall make available \$1,250,000 for the San Fran-
10 cisco Ferry Building Renovation project.

11 (4) AC TRANSIT BUS IMPROVEMENTS.—From
12 funds provided under section 3(k)(1)(C) of the Fed-
13 eral Transit Act, the Secretary shall make available
14 \$10,000,000 to the Alameda County Transit District
15 for the purchase of buses.

16 (5) DENVER SOUTHWEST CORRIDOR LIGHT
17 RAIL.—From funds provided under section
18 3(k)(1)(B) of the Federal Transit Act, the Secretary
19 shall make available \$13,000,000 for the Denver
20 Southwest Corridor Light Rail project.

21 (6) GRIFFIN LINE TRANSITWAY.—From funds
22 provided under section 3(k)(1)(B) of the Federal
23 Transit Act, the Secretary shall make available
24 \$4,900,000 for the Griffin Line Transitway project.

1 (7) TAMPA TO LAKELAND COMMUTER RAIL.—
2 From funds provided under section 3(k)(1)(B) of
3 the Federal Transit Act, the Secretary shall make
4 available \$16,300,000 for the Tampa to Lakeland
5 Commuter Rail project.

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

15 (9) FITCHBURG INTERMODAL FACILITY.—From
16 funds provided under section 3(k)(1)(C) of the Fed-
17 eral Transit Act, the Secretary shall make available
18 \$2,250,000 for the Fitchburg Intermodal Facility.

19 (10) EAST-WEST TRANSITWAY.—From funds
20 provided under section 3(k)(1)(B) of the Federal
21 Transit Act, the Secretary shall make available
22 \$5,000,000 for the East-West Transitway project in
23 Montgomery County, Maryland.

24 (11) MINNEAPOLIS.—From funds provided
25 under section 3(k)(1)(B) of the Federal Transit Act,

1 the Secretary shall make available \$20,000,000 for
2 the Minnesota Central Corridor Light Rail project.

3 (12) HOBOKEN TERMINAL FACILITY IMPROVE-
4 MENTS.—From funds provided under section
5 3(k)(1)(A) of the Federal Transit Act, and before
6 the formula distribution of funds under such section,
7 the Secretary shall make available \$8,000,000 to re-
8 habilitate the Hoboken Terminal and Yard Complex
9 in Hoboken, New Jersey.

10 (13) WEST 72D STREET TRANSIT STATION.—
11 From funds provided under section 3(k)(1)(A) of the
12 Federal Transit Act, and before the formula dis-
13 tribution of funds under such section, the Secretary
14 shall make available \$9,500,000 to refurbish and ex-
15 pand the West 72d Street Transit Station in New
16 York, New York.

17 (14) TREN URBANO LIGHT RAIL LINE.—From
18 funds provided under section 3(k)(1)(B) of the Fed-
19 eral Transit Act, the Secretary shall make available
20 \$40,000,000 for the Tren Urbano Light Rail project
21 in Puerto Rico.

22 (15) MEMPHIS RIVERFRONT LOOP.—From
23 funds provided under section 3(k)(1)(B) of the Fed-
24 eral Transit Act, the Secretary shall make available

1 \$5,900,000 for the Memphis Riverfront Loop Light
2 Rail project.

3 (16) DART NORTH CENTRAL LIGHT RAIL EX-
4 TENSION.—From funds provided under section
5 3(k)(1)(B) of the Federal Transit Act, the Secretary
6 shall make available \$18,628,000 for the DART
7 North Central Light Rail Extension project.

8 (17) AUSTIN LIGHT RAIL PROJECT.—From
9 funds provided under section 3(k)(1)(B) of the Fed-
10 eral Transit Act, the Secretary shall make available
11 \$5,000,000 for the Austin Light Rail project.

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

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

22 (20) TRI-STATE TRANSIT AUTHORITY PUR-
23 CHASE.—From funds provided under section
24 3(k)(1)(C) of the Federal Transit Act, the Secretary
25 shall make available \$3,416,000 to the Tri-State

1 Transit Authority in Huntington, West Virginia, for
2 the purchase of transit vehicles, equipment, and re-
3 lated right-of-way facility costs.

4 (21) ALASKA MARINE TRANSPORTATION SYS-
5 TEM.—Notwithstanding section 3(a) of the Federal
6 Transit Act, from funds provided under section
7 3(k)(1)(B), the Secretary shall make available
8 \$20,000,000 to the State of Alaska for the Alaska
9 Marine Transportation System project.

10 (22) LONG BEACH BUS PURCHASE.—From
11 funds provided under section 3(k)(1)(C) of the Fed-
12 eral Transit Act, the Secretary shall make available
13 \$3,000,000 to the Long Beach Public Transpor-
14 tation Company for the purchase of buses and spare
15 parts.

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

21 (24) LOS ANGELES/BURBANK/GLENDALE/SAN
22 FERNANDO VALLEY LIGHT RAIL/INTERMODAL CON-
23 NECTION.—From funds provided under section
24 3(k)(1)(B) of the Federal Transit Act, the Secretary
25 shall make available \$10,000,000 for the Los Ange-

1 les/Burbank/Glendale/San Fernando Valley Light
2 Rail/Intermodal Connection project.

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

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

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

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

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

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

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

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

24 (33) BOSTON COLLEGE ALTERNATIVE FUELS/
25 ENVIRONMENTAL EFFICIENCY BUS DEMONSTRATION

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

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

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

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

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

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

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

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

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

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

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

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

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

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

1 the Area Transportation Authority of North Central
2 Pennsylvania.

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

10 (47) INDIANA COUNTY, PENNSYLVANIA.—From
11 funds provided under section 3(k)(1)(C) of the Fed-
12 eral Transit Act, the Secretary shall make available
13 \$600,000 for the purchase of buses for the Indiana
14 County Transit Authority, Pennsylvania.

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

22 (49) DUBOIS/FALLS CREEK/SANDY TOWNSHIP,
23 PENNSYLVANIA.—From funds provided under sec-
24 tion 3(k)(1)(C) of the Federal Transit Act, the Sec-
25 retary shall make available \$480,000 for the pur-

1 chase of buses and lift-equipped vans for the
2 DuBois/Falls Creek/Sandy Township Area Transit
3 Authority, Pennsylvania.

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

10 (51) PITTSBURGH BUSWAY.—From funds pro-
11 vided under section 3(k)(1)(B) of the Federal Tran-
12 sit Act, the Secretary shall make available
13 \$5,036,000 for the Pittsburgh Busway project.

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

21 (53) SOUTHWEST BROOKLYN TRANSIT STATION
22 AND TRACK IMPROVEMENT PROJECT.—From funds
23 provided under section 3(k)(1)(A) of the Federal
24 Transit Act, and before formula distribution of
25 funds under such section, the Secretary shall make

1 available \$4,000,000 to make station and track im-
2 provements in Southwest Brooklyn, New York.

3 (54) WISCONSIN BUS PROJECTS.—From funds
4 provided under section 3(k)(1)(C) of the Federal
5 Transit Act, the Secretary shall make available
6 \$2,600,000 for the purchase of buses, vans, and
7 bus-related facilities to the State of Wisconsin.

8 (y) 1996 OLYMPIC AND PARA-OLYMPIC BUS
9 GRANTS.—From funds provided under section 3(k)(1)(C)
10 of the Federal Transit Act in fiscal year 1995, the Sec-
11 retary shall transfer \$16,000,000 to the program being
12 carried out under section 9 of such Act to make available
13 \$10,400,000 in capital and operating grants for the 1996
14 Olympic and Para-Olympic games and \$5,600,000 in cap-
15 ital and operating grants for the 1996 Para-Olympic
16 games. The Federal share of such grants shall be 100 per-
17 cent.

18 (z) CALSTART CONSORTIUM.—From funds pro-
19 vided under section 3(k)(1)(C) of the Federal Transit Act,
20 the Secretary shall make available \$5,000,000 to the
21 CALSTART Consortium to perform the services described
22 in section 6071(c) of the Intermodal Surface Transpor-
23 tation Efficiency Act of 1991.

1 **SEC. 123. MULTIYEAR CONTRACT FOR METRO RAIL**
2 **PROJECT.**

3 (a) IN GENERAL.—Section 3034 of the Intermodal
4 Surface Transportation Efficiency Act of 1991 (105 Stat.
5 2126–2129) is amended—

6 (1) in subsection (b)(3)(A) by striking
7 “\$695,000,000” and inserting “\$720,000,000”;

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

10 “(D) SCOPE.—The amended contract
11 under subparagraph (A) shall provide Federal
12 assistance for the design and construction of an
13 interim operable segment of the East Side Ex-
14 tension, consisting of a line running generally
15 east from Union Station of approximately 3.7
16 miles in length or in accordance with the East
17 Side Extension locally preferred alternative,
18 when approved by the Board of the Los Angeles
19 County Metropolitan Transportation Authority.

20 “(E) FUNDING.—The \$25,000,000 in-
21 crease in authorization provided for Minimum
22 Operable Segment-3 under the National High-
23 way System Designation Act of 1994 shall be
24 made available by the Secretary for funding the
25 scope of the East Side Extension described in
26 subparagraph (D). These funds shall be in ad-

1 dition to the amounts provided for the East
2 Side Extension in the contract executed in May
3 1993 pursuant to subsection (b) of this sec-
4 tion.”.

5 (b) DEFINITIONS.—Section 3034(i)(3) of such Act is
6 amended—

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

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

11 (3) by striking subparagraph (C) and inserting
12 the following:

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

18 **SEC. 124. METRIC SYSTEM SIGNING.**

19 (a) PLACEMENT OF SIGNS.—Before September 30,
20 1997, the Secretary may not require the States to expend
21 any Federal or State funds to construct, erect, or other-
22 wise place any sign relating to any speed limit, distance,
23 or other measurement on any highway for the purpose of
24 having such sign establish such speed limit, distance, or
25 other measurement using the metric system.

1 (b) MODIFICATION OF SIGNS.—Before September 30,
2 1997, the Secretary may not require the States to expend
3 any Federal or State funds to modify any sign relating
4 to any speed limit, any distance, or other measurement
5 on any highway for the purpose of having such sign estab-
6 lish such speech limit, distance, or measurement using the
7 metric system.

8 (c) DEFINITIONS.—For purposes of subsections (a)
9 and (b), the following definitions apply:

10 (1) HIGHWAY.—The term “highway” has the
11 meaning such term has under section 101 of title
12 23, United States Code.

13 (2) METRIC SYSTEM.—The term “metric sys-
14 tem” has the meaning the term “metric system of
15 measurement” has under section 4 of the Metric
16 Conversion Act of 1975 (15 U.S.C. 205c).

17 **SEC. 125. METROPOLITAN PLANNING.**

18 Section 134(g)(2)(A) of title 23, United States Code,
19 is amended by inserting after “transit,” the following:
20 “airport, port, inland waterway,”.

21 **SEC. 126. STATEWIDE PLANNING.**

22 (a) INTEGRATED STATE TRANSPORTATION SYSTEM
23 FACILITIES.—Section 135(e) of title 23, United States
24 Code, is amended by inserting after the first sentence the
25 following: “The plan shall, at a minimum, identify trans-

1 portation facilities (including major roadways, transit, air-
2 port, port, inland waterway, and multimodal and inter-
3 modal facilities) that should function as an integrated
4 State transportation system, giving emphasis to those fa-
5 cilities that serve important national and regional trans-
6 portation functions.”.

7 (b) MEETING FUNDING NEEDS OF INTERNATIONAL
8 BORDER CROSSING COMMUNITIES.—Such section is fur-
9 ther amended by inserting after the first sentence the fol-
10 lowing: “The State plan must consider the special trans-
11 portation requirements created by international motor ve-
12 hicle border crossings if applicable to such State.”.

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

14 With amounts available to the Secretary under sec-
15 tion 1105(h) of the Intermodal Surface Transportation
16 Efficiency Act of 1991, the Secretary in cooperation with
17 the States of Virginia and West Virginia shall conduct a
18 study to determine the feasibility of establishing a route
19 for the East-West Transamerica Corridor (designated pur-
20 suant to section 1105(c)(3) of such Act) from Beckley,
21 West Virginia, utilizing a corridor entering Virginia near
22 the city of Covington then moving south from the Alle-
23 gheny Highlands to serve Roanoke and continuing east to
24 Lynchburg. From there such route would continue across
25 Virginia to the Hampton Roads-Norfolk area.

1 **SEC. 128. REEVALUATION.**

2 (a) INITIATION.—After completion of current con-
3 struction on Interstate Route 10 and Gessner Road,
4 Texas, the Secretary shall initiate a reevaluation in con-
5 sultation with State and local officials of—

6 (1) a proposed exit ramp from the Sam Hous-
7 ton Tollway eastbound direct connector to the east-
8 bound Interstate Route 10 frontage road between
9 Beltway 8 and Gessner Road; and

10 (2) a proposed entrance ramp from the
11 westbound Interstate Route 10 frontage road be-
12 tween Gessner Road and Beltway 8 to the
13 westbound direct connector to the Sam Houston
14 Tollway in Houston, Harris County, Texas.

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

19 **SEC. 129. FUNDING.**

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

24 (b) REPORT.—Not later than 1 year after the date
25 of the enactment of this Act, the Secretary shall transmit

1 to Congress a report containing the results of the study
2 conducted under this section.

3 **SEC. 130. NONDIVISIBLE LOADS.**

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

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

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

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

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

4 **SEC. 201. DEFINITIONS.**

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

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

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

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

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

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

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

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

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

14 (f) LONGER COMBINATION VEHICLE DEFINED.—
15 Section 4007(f) of the Intermodal Surface Transportation
16 Efficiency Act of 1991 (105 Stat. 2153) is amended by
17 striking “National” and inserting “Dwight D. Eisen-
18 hower”.

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

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

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

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

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

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

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

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

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

15 **SEC. 204. APPORTIONMENT.**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

2 (a) INTERSTATE SYSTEM.—Section 107(a)(2) of title
3 23, United States Code, is amended by striking “sub-
4 section (c)” and inserting “subsection (a)”.

5 (b) APPORTIONED FUNDS.—Section 108(a) of such
6 title is amended—

7 (1) by striking “on any Federal-aid highway”
8 and inserting “for any project eligible for assistance
9 under this chapter”;

10 (2) by striking “on such highway” and insert-
11 ing “on such project”; and

12 (3) by striking “a road” and inserting “the
13 project”.

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

16 (1) in paragraph (2) by striking “highways and
17 passenger transit facilities on any Federal-aid sys-
18 tem” and inserting “any project eligible for assist-
19 ance under this chapter”; and

20 (2) in paragraph (3) by striking “such project
21 for the actual construction” and all that follows
22 through “Secretary” the last place it appears and
23 inserting “actual construction of such project on
24 rights-of-way with respect to which funds are ad-
25 vanced under this subsection, whichever shall occur
26 first, the right-of-way revolving fund shall be cred-

1 ited with an amount equal to the Federal share of
2 the funds advanced, as provided in section 120 of
3 this title, out of any funds apportioned under this
4 chapter to the State in which such project is located
5 and available for obligation for such projects and the
6 State shall reimburse the Secretary”.

7 (d) EARLY ACQUISITION.—Section 108(d)(2)(F) of
8 such title is amended by striking “this Act” and inserting
9 “this title”.

10 **SEC. 207. STANDARDS.**

11 Section 109 of title 23, United States Code, is
12 amended—

13 (1) in subsection (h) by striking “Federal-aid
14 system” and inserting “Federal-aid highway”; and

15 (2) in subsection (q) by striking “under sec-
16 tions” and inserting “under section”.

17 **SEC. 208. LETTING OF CONTRACTS.**

18 Section 112(g) of title 23, United States Code, relat-
19 ing to applicability to contracts for projects on the second-
20 ary system, as redesignated by section 103(c) of this Act,
21 is repealed.

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

23 Section 113 of title 23, United States Code, is
24 amended—

1 (1) in subsection (a) by striking “highway
2 projects on” and all that follows through “author-
3 ized under” and inserting “highway projects on Fed-
4 eral-aid highways authorized under”;

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

8 (3) in subsection (b) by striking “of the Fed-
9 eral-aid systems” and inserting “Federal-aid high-
10 way”.

11 **SEC. 210. CONSTRUCTION.**

12 Section 114 of title 23, United States Code, is
13 amended—

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

18 (2) in subsection (b)(1) by striking “highways
19 or portions of highways located on a Federal-aid sys-
20 tem” and inserting “a Federal-aid highway or por-
21 tion thereof”; and

22 (3) in subsection (b)(3) by striking “highways
23 or portions of highways located on a Federal-aid sys-
24 tem” and inserting “any Federal-aid highway or
25 portion thereof”.

1 **SEC. 211. ADVANCE CONSTRUCTION.**

2 Section 115 of title 23, United States Code, is
3 amended—

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

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

9 **SEC. 212. MAINTENANCE.**

10 Section 116 of title 23, United States Code, is
11 amended—

12 (1) by inserting “highway” before “project” the
13 first place it appears in each of subsections (a) and
14 (c);

15 (2) in subsection (a) by striking “no longer con-
16 stitutes a part of a Federal-aid system” and insert-
17 ing “is no longer a Federal-aid highway”; and

18 (3) in subsection (b) by striking “the Federal-
19 aid secondary system” and inserting “a Federal-aid
20 highway”.

21 **SEC. 213. CERTIFICATION ACCEPTANCE.**

22 Section 117 of title 23, United States Code, is
23 amended—

24 (1) in subsection (e) by striking “2000(d)” and
25 inserting “2000d”; and

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

4 **SEC. 214. AVAILABILITY OF FUNDS.**

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

7 (1) in the first sentence by striking “Interstate
8 construction in a State” and inserting “completion
9 of the Interstate System in a State”; and

10 (2) in the second sentence by inserting “for
11 completion of the Interstate System” after “shall be
12 allocated”.

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

20 (c) SET-ASIDE FOR 4R PROJECTS.—Section
21 118(c)(2) of such title is amended by inserting “of” after
22 “\$64,000,000 for each”.

23 **SEC. 215. FEDERAL SHARE.**

24 (a) INTERSTATE SYSTEM PROJECTS.—Section
25 120(a) of title 23, United States Code, is amended by in-

1 serting before “including a project” the following: “includ-
2 ing a project the cost for which is included in the 1991
3 interstate cost estimate and”.

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

6 (c) EMERGENCY RELIEF.—The first sentence of sec-
7 tion 120(e) of such title is amended—

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

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

11 (3) by striking “and (c)” and inserting “and
12 (b)”;

13 (4) by striking “90 days” and inserting “180
14 days”.

15 (d) PLANNING PROJECTS.—Section 120 of such title
16 is amended by adding at the end the following new sub-
17 section:

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

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

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

6 Section 121 of title 23, United States Code, is
7 amended—

8 (1) in subsection (b) by striking “After” and
9 inserting “Except as otherwise provided in this title,
10 after”; and

11 (2) in subsection (c) by striking “Federal-aid
12 system” and inserting “Federal-aid highway”.

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

14 Section 123(a) of title 23, United States Code, is
15 amended—

16 (1) by striking “on any Federal-aid system”
17 and inserting “eligible for assistance under this
18 chapter”; and

19 (2) by striking the last sentence.

20 **SEC. 218. ADVANCES TO STATES.**

21 Section 124(a) of title 23, United States Code, is
22 amended by striking “projects on any of the Federal-aid
23 systems, including the Interstate System, he” and insert-
24 ing “a project eligible for assistance under this title, the
25 Secretary”.

1 **SEC. 219. EMERGENCY RELIEF.**

2 (a) TECHNICAL AMENDMENT.—The first sentence of
3 section 125(b) of title 23, United States Code, is amended
4 by striking all preceding “*Provided*” and inserting the fol-
5 lowing: “The Secretary may expend funds from the emer-
6 gency fund herein authorized for projects for repair or re-
7 construction on Federal-aid highways in accordance with
8 the provisions of this chapter:”.

9 (b) CONFORMING AMENDMENTS.—Section 125(b) of
10 such title is further amended—

11 (1) by striking “authorized” in the second sen-
12 tence and all that follows through the period at the
13 end of such sentence and inserting “authorized on
14 Federal-aid highways.”; and

15 (2) by striking “the Disaster Relief and Emer-
16 gency Assistance Act (Public Law 93–288)” and in-
17 serting “The Robert T. Stafford Disaster Relief and
18 Emergency Assistance Act”.

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

20 (a) WISCONSIN STATE ROUTE 78 AND UNITED
21 STATES ROUTE 51.—Section 127 of title 23, United
22 States Code, is amended by adding at the end the follow-
23 ing new subsection:

24 “(f) OPERATION OF CERTAIN SPECIALIZED HAULING
25 VEHICLES ON CERTAIN WISCONSIN HIGHWAYS.—If the
26 104-mile portion of Wisconsin State Route 78 and United

1 States Route 51 between Interstate Route 94 near Por-
2 tage, Wisconsin, and Wisconsin State Route 29 south of
3 Wausau, Wisconsin, is designated as part of the Interstate
4 System under section 139(a) of title 23, United States
5 Code, the single axle, tandem axle, gross vehicle weight,
6 and bridge formula limits set forth in subsection (a) shall
7 not apply to the operation on such 104-mile portion of
8 any vehicle which could legally operate on such 104-mile
9 portion before the date of the enactment of this sub-
10 section.”.

11 (b) VEHICLE WEIGHT LIMITATIONS IN THE STATE
12 OF OHIO.—

13 (1) REVIEW.—The Secretary of Transportation
14 shall review the Federal and State commercial motor
15 vehicle weight limitations applicable to Federal-aid
16 highways in the State of Ohio.

17 (2) WAIVER AUTHORITY.—If the Secretary of
18 Transportation determines, on the basis of the re-
19 view conducted under paragraph (1), that it is in the
20 public interest, the Secretary may waive application
21 of the vehicle weight limitations of section 127(a) of
22 title 23, United States Code, and of the State cer-
23 tification requirements of sections 141(b) and 141(c)
24 of such title, in whole or in part, to highways on the
25 Dwight D. Eisenhower System of Interstate and De-

1 fense Highways in the State of Ohio for short wheel-
2 base vehicles for such period as the Secretary deter-
3 mines may be necessary to permit a reasonable pe-
4 riod of depreciation for short wheel-base vehicles
5 purchased before October 1, 1991.

6 (3) MORATORIUM ON WITHHOLDING OF
7 FUNDS.—Until the Secretary of Transportation
8 makes a determination relating to the public interest
9 under paragraph (2), the Secretary shall not with-
10 hold funds under section 127(a) or 141(c) of title
11 23, United States Code, from apportionment to the
12 State of Ohio for failure to comply with such section
13 with respect to short wheel-base vehicles.

14 (c) TECHNICAL AMENDMENTS.—Section 127 of title
15 23, United States Code, is amended—

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

18 (2) in subsection (d)(1)(E) by striking “July 5,
19 1991” and inserting “July 6, 1991”.

20 **SEC. 221. TOLL ROADS.**

21 (a) USE OF REVENUES.—Section 129(a)(3) of title
22 23, United States Code, is amended by striking “all toll
23 revenues received” and all that follows through the period
24 at the end of the first sentence and inserting the following:
25 “toll revenues received from operation of the toll facility

1 will be used for financing and any other obligations in re-
2 spect of the facility, for reserves, for reasonable return to
3 investors financing the project (as determined by the
4 State), and for the costs necessary for the proper oper-
5 ation and maintenance of the toll facility, including recon-
6 struction, resurfacing, restoration, and rehabilitation.”.

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

11 (c) LOANS.—Section 129(a)(7) of such title is
12 amended—

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

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

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

19 (4) by striking “all Federal environmental re-
20 quirements have been complied with and permits ob-
21 tained” and inserting “the National Environmental
22 Policy Act of 1969 has been complied with”;

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

1 (6) by inserting after the fifth sentence the fol-
2 lowing new sentence: “Any such loan to a public en-
3 tity shall bear interest at such rate as the State de-
4 termines appropriate.”; and

5 (7) by striking “the time the loan was obli-
6 gated” and inserting “the date of the initial funding
7 of the loan”.

8 (d) CONSTRUCTION OF FERRY BOATS AND FERRY
9 TERMINAL FACILITIES.—Section 129 of such title is
10 amended—

11 (1) in the first sentence of subsection (b) by
12 striking “the route of which” and all that follows
13 through the period at the end of such sentence and
14 inserting “the route of which has been classified as
15 a public road and has not been designated as a route
16 on the Interstate System.”; and

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

19 (e) PILOT PROGRAM.—Section 129(d) of such title
20 is amended—

21 (1) in each of paragraphs (1) and (3) by strik-
22 ing “7” and inserting “9”;

23 (2) in paragraph (3) by striking “State of
24 Pennsylvania” each place it appears and inserting
25 “States of Pennsylvania and West Virginia”; and

1 (3) in paragraph (3) by inserting “the” before
2 “State of Georgia”.

3 (f) TREATMENT OF CENTENNIAL BRIDGE, ROCK IS-
4 LAND, ILLINOIS, AGREEMENT.—For purposes of section
5 129(a)(6) of title 23, United States Code, the agreement
6 concerning the Centennial Bridge, Rock Island, Illinois,
7 entered into under the Act entitled “An Act authorizing
8 the city of Rock Island, Illinois, or its assigns, to con-
9 struct, maintain, and operate a toll bridge across the Mis-
10 sissippi River at or near Rock Island, Illinois, and to a
11 place at or near the city of Davenport, Iowa”, approved
12 March 18, 1938 (52 Stat. 110), shall be treated as if such
13 agreement had been entered into under section 129 of title
14 23, United States Code, as in effect on December 17,
15 1991, and may be modified accordingly.

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

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

23 Section 130 of title 23, United States Code, is
24 amended—

1 (1) in subsection (a) by striking “Except as
2 provided in subsection (d) of” and inserting “Sub-
3 ject to”;

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

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

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

11 (5) in subsection (e) by striking the last sen-
12 tence;

13 (6) by striking subsection (f) and redesignating
14 subsections (g) and (h) as subsections (f) and (g),
15 respectively; and

16 (7) in subsection (f) as so redesignated by strik-
17 ing “railroad highway” and inserting “railroad-high-
18 way”.

19 **SEC. 223. SURFACE TRANSPORTATION PROGRAM.**

20 (a) STATE CERTIFICATION.—Section 133 of title 23,
21 United States Code, is amended—

22 (1) in subsection (c) by striking “subsections
23 (b) (3) and (4)” and inserting “subsections (b)(3)
24 and (b)(4)”;

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

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

6 (b) TECHNICAL AMENDMENT.—Section 1007(b)(1)
7 of the Intermodal Surface Transportation Efficiency Act
8 of 1991 (105 Stat. 1930) is amended—

9 (1) by striking “104(b)(3)” and inserting
10 “104(b)”; and

11 (2) by striking “to read as follows” and insert-
12 ing “by inserting after paragraph (2) the following
13 new paragraph”.

14 **SEC. 224. METROPOLITAN PLANNING.**

15 (a) TECHNICAL AMENDMENTS.—Section 134 of title
16 23, United States Code, is amended—

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

20 (2) in each of subsections (b)(3)(B) and
21 (g)(2)(B) by striking “long-range” and inserting
22 “long range”;

23 (3) in subsection (f)(11) by inserting “pas-
24 sengers and” before “freight”;

1 (4) in subsection (g)(5) by redesignating sub-
2 paragraphs (i) and (ii) as subparagraphs (A) and
3 (B); and

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

7 (b) FACTORS TO BE CONSIDERED.—Section 134(f)
8 of such title is amended by adding at the end the following
9 new paragraphs:

10 “(16) Recreational travel and tourism.

11 “(17) Revitalization of the central urban core.”.

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

14 (d) CONFORMING CHAPTER ANALYSIS AMEND-
15 MENT.—The analysis for chapter 1 of such title is amend-
16 ed by striking

“134. Transportation planning in certain urban areas.”

17 and inserting

“134. Metropolitan planning.”.

18 **SEC. 225. STATEWIDE PLANNING.**

19 Section 135 of title 23, United States Code, is
20 amended—

21 (1) in subsection (c) by striking paragraph (1)
22 and inserting the following new paragraph:

1 “(1) The transportation needs identified
2 through use of the management systems required by
3 section 303 of this title.”;

4 (2) in subsection (c)(5) by inserting after
5 “nonmetropolitan areas” the following: “, including
6 the identification of a rural priority local road and
7 bridge system,”;

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

11 (4) in subsection (c)(18), as so redesignated, by
12 striking “commercial motor vehicles” and inserting
13 “passengers and freight”;

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

16 (6) in each of subsections (e) and (f)(1) by in-
17 sserting “Indian tribal governments,” after “private
18 providers of transportation,”; and

19 (7) in subsection (h)—

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

22 (B) by striking “this Act” and inserting
23 “this title”; and

1 (C) by striking “or section 8 of such Act,”
2 and inserting “of this title, or section 8 of the
3 Federal Transit Act,”.

4 **SEC. 226. CONTROL OF JUNKYARDS.**

5 (a) STRICTER STATE STANDARDS.—Section 136(l) of
6 title 23, United States Code, is amended by striking “the
7 Federal-aid highway systems” and inserting “Federal-aid
8 highways”.

9 (b) PRIMARY SYSTEM DEFINED.—Section 136 of
10 such title is amended by adding at the end the following
11 new subsection:

12 “(n) PRIMARY SYSTEM DEFINED.—For purposes of
13 this section, the term ‘primary system’ means the Federal-
14 aid primary system in existence on June 1, 1991, and any
15 highway which is not on such system but which is on the
16 National Highway System.”.

17 **SEC. 227. NONDISCRIMINATION.**

18 (a) STATE ASSURANCES.—Section 140(a) of title 23,
19 United States Code, is amended by striking “any of the
20 Federal-aid systems” and inserting “Federal-aid high-
21 ways”.

22 (b) TRAINING.—Section 140(b) of such title is
23 amended—

24 (1) by striking “for the surface transportation
25 program”; and

1 (2) by striking “the bridge program”.

2 **SEC. 228. ENFORCEMENT OF REQUIREMENTS.**

3 Section 141(b) of title 23, United States Code, is
4 amended by striking “the Federal-aid primary system”
5 and all that follows through “including” and inserting
6 “Federal-aid highways, including highways on”.

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

8 Section 142 of title 23, United States Code, is
9 amended—

10 (1) in subsection (a)(2) by striking “the sur-
11 face” and inserting “surface”; and

12 (2) in subsection (f) by striking “exits” and in-
13 serting “exists”.

14 **SEC. 230. HIGHWAY BRIDGE PROGRAM.**

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

17 (1) in paragraph (1) by striking “103” and in-
18 serting “1003”;

19 (2) in paragraph (3) by striking “OFF-SYSTEM
20 BRIDGES” and inserting “BRIDGES NOT ON FED-
21 ERAL-AID HIGHWAYS”;

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

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

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

6 (c) CONTINUATION OF EXISTING BRIDGE APPOR-
7 TIONMENT CRITERIA.—The criteria for apportionment of
8 funds used by the Department of Transportation under
9 section 144 of title 23, United States Code, as in effect
10 on September 30, 1991, shall remain in effect until Sep-
11 tember 30, 1997, or until changed by law, whichever oc-
12 curs first.

13 **SEC. 231. GREAT RIVER ROAD.**

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

17 **SEC. 232. HAZARD ELIMINATION PROGRAM.**

18 Section 152 of title 23, United States Code, is
19 amended—

20 (1) in subsection (c) by striking “authorized”
21 and inserting “available”; and

22 (2) by striking subsections (d) and (e) and re-
23 designating subsections (f), (g), and (h) as sub-
24 sections (d), (e), and (f), respectively.

1 **SEC. 233. USE OF SAFETY BELTS AND MOTORCYCLE HEL-**
2 **METS.**

3 (a) REFERENCE TO DATE OF ENACTMENT.—Section
4 153 of title 23, United States Code, is amended—

5 (1) in subsection (c) by striking “the date of
6 the enactment of this section” and inserting “De-
7 cember 31, 1991”; and

8 (2) in subsection (i)(3) by striking “the date of
9 the enactment of this section” and inserting “De-
10 cember 31, 1991,”.

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

14 (c) PENALTIES.—Section 153(h) of such title is
15 amended—

16 (1) in paragraph (1) by striking “at any time
17 in” and inserting “by the last day of”;

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

20 (3) in paragraph (2) by striking “1994,” and
21 inserting “1995,”; and

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

24 (d) DEFINITIONS.—Section 153(i) of such title is
25 amended by adding at the end the following new para-
26 graph:

1 “(5) STATE.—The term ‘State’ has the mean-
2 ing such term has under chapter 4 of this title.”.

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

4 (a) EXISTING PROGRAM.—Section 154(a)(1) of title
5 23, United States Code, is amended by striking “on the
6 Interstate System” and all that follows through “or more”
7 and inserting “described in clause (2) or (3) of this sub-
8 section”.

9 (b) NEW PROGRAM.—Section 1029 of the Intermodal
10 Surface Transportation Efficiency Act of 1991 (105 Stat.
11 1968–1970) is amended—

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

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

17 (3) in subsection (c) by redesignating para-
18 graphs (2) and (3) as paragraphs (3) and (4), re-
19 spectively; and

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

22 “(2) LIMITATION ON USE OF FUNDS.—

23 “(A) GENERAL RULE.—A State must obli-
24 gate at least 50 percent of its funds transferred
25 pursuant to this subsection for a fiscal year for

1 speed limit enforcement and public information
2 and education.

3 “(B) WAIVER.—Upon request of a State,
4 the Secretary may waive the requirement of
5 subparagraph (A) for any fiscal year if in the
6 preceding fiscal year the State was in compli-
7 ance with the speed limit requirements estab-
8 lished pursuant to paragraph (1).”.

9 **SEC. 235. MINIMUM ALLOCATION.**

10 Section 157 of title 23, United States Code, is
11 amended—

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

14 (2) in subsection (a)(3)(A) by striking “year
15 1989” and inserting “years 1989”; and

16 (3) by striking subsection (c) and redesignating
17 subsections (d) and (e) as subsections (c) and (d),
18 respectively.

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

20 Section 158 of title 23, United States Code, is
21 amended—

22 (1) in subsection (a) by striking “104(b)(5),
23 and 104(b)(6)” each place it appears and inserting
24 “104(b)(3), and 104(b)(5)”;

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

3 (3) in subsection (b)(3)(B) by striking
4 “104(b)(5)(B), or 104(b)(6)” and inserting
5 “104(b)(3), or 104(b)(5)(B)”;

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

8 **SEC. 237. REVOCATION OF DRIVERS' LICENSES OF INDIVID-**
9 **UALS CONVICTED OF DRUG OFFENSES.**

10 Section 159 of title 23, United States Code, is
11 amended in each of subsections (b)(3) and (b)(4) by strik-
12 ing “118(b)” and inserting “118”.

13 **SEC. 238. REIMBURSEMENT FOR SEGMENTS OF INTER-**
14 **STATE SYSTEM CONSTRUCTED WITHOUT**
15 **FEDERAL ASSISTANCE.**

16 Section 160 of title 23, United States Code, is
17 amended—

18 (1) in subsection (b) by striking “The amount”
19 and inserting “Subject to subsection (g), the
20 amount”;

21 (2) by adding at the end the following new sub-
22 section:

23 “(g) PUERTO RICO.—Notwithstanding any other pro-
24 vision of this section, Puerto Rico shall receive in a fiscal
25 year $\frac{1}{2}$ of 1 percent of the amounts appropriated pursu-

1 ant to subsection (f) for such fiscal year. No State (includ-
2 ing the District of Columbia) which has a reimbursement
3 percentage in the table contained in subsection (c) of 0.50
4 shall have its reimbursement amount in fiscal years 1996
5 and 1997 reduced as a result of the enactment of the pre-
6 ceding sentence.”.

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

8 (a) PUBLIC LANDS HIGHWAYS ALLOCATION.—Sec-
9 tion 202(b) of title 23, United States Code, is amended
10 by striking “66 percent of the remainder” and inserting
11 “the remaining 66 percent”.

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

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

17 (1) by striking “construction and improvement”
18 each place it appears and inserting “planning, re-
19 search, engineering, and construction”; and

20 (2) by striking “construction or improvement”
21 and inserting “planning, research, engineering, or
22 construction”.

23 (d) APPROVAL OF INDIAN RESERVATION ROAD
24 PROJECTS.—Section 204(c) of such title is amended by
25 inserting “of” after “15 percent”.

1 (e) INDIAN RESERVATION ROADS PLANNING.—The
2 first sentence of section 204(j) of such title is amended
3 to read as follows: “An Indian tribal government receiving
4 funds under the Indian reservation roads program may
5 use up to 10 percent of its annual allocation under such
6 program for transportation planning activities pursuant to
7 the provisions of the Indian Self-Determination and Edu-
8 cation Assistance Act.”.

9 (f) OBLIGATION OF FUNDS.—Section 204 of such
10 title is amended by adding at the end the following new
11 subsection:

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

15 “(1) the Secretary authorizes engineering and
16 related work for a particular project; or

17 “(2) the Secretary approves plans, specifica-
18 tions, and estimates for procurement of construction
19 under section 106 or 117 of this title.”.

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

23 “(l) SET-ASIDE FOR ADMINISTRATIVE EXPENSES OF
24 INDIAN TRIBES.—

1 “(1) IN GENERAL.—Up to 1 percent of the
2 funds made available for Indian reservation roads
3 for each fiscal year shall be set aside by the Sec-
4 retary of the Interior for transportation-related ad-
5 ministrative expenses of Indian tribal governments.

6 “(2) DISTRIBUTION.—The Secretary of the In-
7 terior shall make available to each Indian tribal gov-
8 ernment with an approved application under para-
9 graph (3) an equal percentage of any sum set aside
10 pursuant to paragraph (1).

11 “(3) APPLICATIONS.—To receive funds under
12 this paragraph, an Indian tribal government must
13 submit to the Secretary of the Interior for approval
14 an application in accordance with the requirements
15 of the Indian Self-Determination and Education As-
16 sistance Act. The Secretary of the Interior shall ap-
17 prove any such application that demonstrates that
18 the applicant has the capability to carry out trans-
19 portation planning activities or is in the process of
20 establishing such a capability.”.

21 (h) TRANSPORTATION ENHANCEMENT ACTIVITIES.—
22 Section 204 of such title is further amended by adding
23 at the end the following:

24 “(m) TRANSPORTATION ENHANCEMENT ACTIVI-
25 TIES.—In making expenditures for transportation en-

1 hancement activities as required under section 133, a
2 State shall consider any application submitted to the State
3 by an Indian tribal government seeking assistance to con-
4 duct such activities.”.

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

8 “(n) APPROVAL OF INDIAN RESERVATION ROAD
9 PROJECTS BY THE SECRETARY.—

10 “(1) ESTABLISHMENT OF PILOT PROGRAM.—

11 The Secretary shall establish a pilot program (here-
12 inafter in this subsection referred to as the ‘pro-
13 gram’) for the purposes described in paragraph (2)
14 and shall carry out such program in each of fiscal
15 years 1995, 1996, and 1997.

16 “(2) PURPOSE.—The purpose of the program
17 shall be to permit an Indian tribal government to
18 apply directly to the Secretary for authorization to
19 conduct projects on Indian reservation roads using
20 amounts allocated to the Indian tribal government
21 under the Indian reservation roads program.

22 “(3) TREATMENT AS STATES.—Except as oth-
23 erwise provided by the Secretary, an Indian tribal
24 government submitting an application to the Sec-
25 retary under the program shall be subject to the

1 same requirements as a State applying for approval
2 of a Federal-aid highway project.

3 “(4) SELECTION OF PARTICIPANTS.—

4 “(A) APPLICATIONS.—An Indian tribal
5 government seeking to participate in the pro-
6 gram shall submit to the Secretary an applica-
7 tion which is in such form and contains such in-
8 formation as the Secretary may require.

9 “(B) MAXIMUM NUMBER OF PARTICI-
10 PANTS.—The Secretary shall select not more
11 than 10 Indian tribal governments to partici-
12 pate in the program.

13 “(5) TECHNICAL ASSISTANCE.—The Secretary,
14 in cooperation with the Secretary of the Interior,
15 shall provide technical assistance to Indian tribal
16 governments participating in the program.

17 “(6) TRANSITIONAL ASSISTANCE.—Upon re-
18 quest of the Secretary, the Secretary of the Interior
19 shall provide to the Secretary such assistance as
20 may be necessary for implementation of the pro-
21 gram.

22 “(7) REPORT.—Not later than September 30,
23 1997, the Secretary shall transmit to Congress a re-
24 port on the results of the program. In developing
25 such report, the Secretary shall solicit the comments

1 of Indian tribal governments participating in the
2 program.”.

3 (j) REFERENCE TO PARK ROADS.—Section
4 1003(a)(6)(C) of the Intermodal Surface Transportation
5 Efficiency Act of 1991 (105 Stat. 1919) is amended—

6 (1) by striking “HIGHWAYS” in the subpara-
7 graph heading and inserting “ROADS”; and

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

10 (k) TECHNICAL AMENDMENT.—Section 1032(b)(2)
11 (A) of such Act (105 Stat. 1974) is amended by striking
12 “improvements” and inserting “improvement”.

13 **SEC. 240. BICYCLE TRANSPORTATION AND PEDESTRIAN**
14 **WALKWAY.**

15 Section 217 of title 23, United States Code, is
16 amended—

17 (1) in subsection (b) by inserting “pedestrian
18 walkways and” before “bicycle transportation facili-
19 ties”;

20 (2) in subsection (f) by striking “and the Fed-
21 eral share” and all that follows through “80 per-
22 cent”;

23 (3) by redesignating subsection (j) as sub-
24 section (k); and

1 (4) by inserting after subsection (i) the follow-
2 ing new subsection:

3 “(j) INCLUSION OF PEDESTRIAN WALKWAYS AND BI-
4 CYCLE TRANSPORTATION FACILITIES IN PLANNING.—

5 “(1) GENERAL RULE.—The Secretary may not
6 approve under this chapter a highway project for
7 new construction or reconstruction within the bound-
8 aries of a State along which a pedestrian walkway
9 or bicycle transportation facility is required to be in-
10 cluded under the State’s transportation improvement
11 plan developed under section 135 unless such pedes-
12 trian walkway or bicycle transportation facility is
13 part of such highway project.

14 “(2) EXCEPTION.—The Secretary does not have
15 to approve a project for construction of a pedestrian
16 walkway or bicycle transportation facility under
17 paragraph (1)—

18 “(A) if the Secretary determines that such
19 construction is not feasible or that use of the
20 walkway or facility would pose a safety risk to
21 pedestrians or bicyclists, as the case may be; or

22 “(B) the Secretary determines that there
23 will be no substantial transportation or recre-
24 ation benefit resulting from the project.”.

1 **SEC. 241. STATE HIGHWAY DEPARTMENT.**

2 Section 302(b) of title 23, United States Code, is
3 amended by striking “on the Federal-aid secondary sys-
4 tem, financed with secondary funds,” and inserting “not
5 on the National Highway System”.

6 **SEC. 242. MANAGEMENT SYSTEMS.**

7 Section 303 of title 23, United States Code, is
8 amended in each of subsections (a) and (b) by striking
9 “1 year after the date of the enactment of this section”
10 and inserting “December 18, 1992”.

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

12 Section 307 of title 23, United States Code, is
13 amended—

14 (1) in subsection (c)(1) by striking “104” and
15 inserting “104(b)”;

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

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

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

22 (5) in the heading to subsection (f)(3) by in-
23 sserting “EARTHQUAKE” after “NATIONAL”; and

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

1 **SEC. 244. APPROPRIATION FOR HIGHWAY PURPOSES OF**
2 **FEDERAL LANDS.**

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

5 **SEC. 245. INTERNATIONAL HIGHWAY TRANSPORTATION**
6 **OUTREACH PROGRAM.**

7 Section 325(a)(5) of title 23, United States Code, is
8 amended by striking “the date of the enactment of this
9 section” and inserting “December 18, 1991”.

10 **SEC. 246. HIGHWAY SAFETY PROGRAMS.**

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

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

14 “(a) IN GENERAL.—Each State shall have a highway
15 safety program approved by the Secretary which is de-
16 signed to reduce traffic accidents and deaths, injuries, and
17 property damage resulting therefrom.

18 “(b) UNIFORM GUIDELINES.—

19 “(1) REQUIREMENT.—The State highway safe-
20 ty programs approved under this section shall be in
21 accordance with uniform guidelines promulgated by
22 the Secretary.

23 “(2) PERFORMANCE CRITERIA.—The uniform
24 guidelines shall be expressed in terms of perform-
25 ance criteria.

1 “(3) PURPOSES.—The uniform guidelines shall
2 include, at a minimum, criteria relating to—

3 “(A) reducing injuries and deaths resulting
4 from motor vehicles being driven in excess of
5 posted speed limits;

6 “(B) encouraging the proper use of occu-
7 pant protection devices (including the use of
8 safety belts and child restraint systems) by oc-
9 cupants of motor vehicles and increasing public
10 awareness of the benefit of motor vehicles
11 equipped with airbags;

12 “(C) reducing deaths and injuries resulting
13 from persons driving motor vehicles while im-
14 paired by alcohol or a controlled substance;

15 “(D) reducing deaths and injuries result-
16 ing from accidents involving motorcycles;

17 “(E) reducing injuries and deaths resulting
18 from accidents involving school buses; and

19 “(F) improving law enforcement services in
20 motor vehicle accident prevention, traffic super-
21 vision, and post-accident procedures.

22 “(4) EFFECTIVENESS DETERMINATION.—A
23 State highway safety program relating to a guideline
24 established pursuant to paragraph (3) shall be con-
25 sidered a most effective program for purposes of

1 subsection (i) unless the Secretary determines, after
2 a rulemaking process under subsection (i), that it
3 should not be so considered and submits a report to
4 Congress describing the reasons for the determina-
5 tion.

6 “(5) ADDITIONAL PURPOSES.—The uniform
7 guidelines may include provisions to improve driver
8 performance (including driver education, driver test-
9 ing to determine proficiency to operate motor vehi-
10 cles, driver examinations (both physical and mental)
11 and driver licensing) and to improve pedestrian per-
12 formance and bicycle safety. In addition the uniform
13 guidelines may include provisions for an effective
14 record system of accidents (including injuries and
15 deaths resulting therefrom), accident investigations
16 to determine the probable causes of accidents, inju-
17 ries, and deaths, vehicle registration, operation, and
18 inspection, highway design and maintenance (includ-
19 ing lighting, markings, and surface treatment), traf-
20 fic control, vehicle codes and laws, surveillance of
21 traffic for detection and correction of high or poten-
22 tially high accident locations, and emergency serv-
23 ices.

24 “(6) APPLICABILITY TO FEDERALLY ADMINIS-
25 TERED AREAS.—The uniform guidelines which are

1 applicable to State highway safety programs shall, to
2 the extent determined appropriate by the Secretary,
3 be applicable to federally administered areas where
4 a Federal department or agency controls the high-
5 ways or supervises traffic operations.

6 “(7) LIMITATION ON STATUTORY CONSTRUC-
7 TION.—Implementation of a highway safety program
8 under this section shall not be construed to require
9 the Secretary to require compliance with every uni-
10 form guideline, or with every element of every uni-
11 form guideline, in every State.

12 “(8) COOPERATION IN PROMULGATION.—Uni-
13 form guidelines promulgated by the Secretary to
14 carry out this section shall be developed in coopera-
15 tion with the States, their political subdivisions, ap-
16 propriate Federal departments and agencies, and
17 such other public and private organizations as the
18 Secretary deems appropriate.

19 “(9) ASSISTANCE OF OTHER FEDERAL DEPART-
20 MENTS.—The Secretary may make arrangements
21 with other Federal departments and agencies for as-
22 sistance in the preparation of uniform guidelines for
23 the highway safety programs contemplated by this
24 subsection and in the administration of such pro-
25 grams. Such departments and agencies are directed

1 to cooperate in such preparation and administration,
2 on a reimbursable basis.

3 “(c) REQUIREMENTS FOR APPROVAL.—

4 “(1) IN GENERAL.—The Secretary may not ap-
5 prove a State highway safety program under this
6 section which does not—

7 “(A) provide that the Governor of the
8 State shall be responsible for the administration
9 of the program through a State highway safety
10 agency which shall have adequate powers and
11 be suitably equipped and organized to carry
12 out, to the satisfaction of the Secretary, such
13 program;

14 “(B) authorize political subdivisions of the
15 State to carry out local highway safety pro-
16 grams within their jurisdictions as a part of the
17 State highway safety program if such local
18 highway safety programs are approved by the
19 Governor and are in accordance with the uni-
20 form guidelines promulgated by the Secretary
21 under this section;

22 “(C) except as provided in paragraph (2),
23 provide that at least 40 percent of all Federal
24 funds apportioned under this section to the
25 State for any fiscal year will be expended by the

1 political subdivisions of the State, including In-
2 dian tribal governments, in carrying out local
3 highway safety programs authorized in accord-
4 ance with subparagraph (B); and

5 “(D) provide adequate and reasonable ac-
6 cess for the safe and convenient movement of
7 individuals with disabilities, including those in
8 wheelchairs, across curbs constructed or re-
9 placed on or after July 1, 1976, at all pedes-
10 trian crosswalks throughout the State.

11 “(2) WAIVER.—The Secretary may waive the
12 requirement of paragraph (1)(C), in whole or in
13 part, for a fiscal year for any State whenever the
14 Secretary determines that there is an insufficient
15 number of local highway safety programs to justify
16 the expenditure in the State of such percentage of
17 Federal funds during the fiscal year.

18 “(3) USE OF TECHNOLOGY FOR TRAFFIC EN-
19 FORCEMENT.—The Secretary may encourage States
20 to use technologically advanced traffic enforcement
21 devices (including the use of automatic speed detec-
22 tion devices such as photo-radar) by law enforcement
23 officers.

24 “(d) DATA COLLECTION AND REPORTING PRO-
25 GRAM.—

1 “(1) ESTABLISHMENT.—The Secretary shall es-
2 tablish a highway safety program for the collection
3 and reporting of data on traffic-related deaths and
4 injuries by the States. Under such program, the
5 States shall collect and report to the Secretary such
6 data as the Secretary may require.

7 “(2) PURPOSES.—The purposes of the program
8 under this subsection are to ensure national uniform
9 data on such deaths and injuries and to allow the
10 Secretary to make determinations for use in develop-
11 ing programs to reduce such deaths and injuries and
12 making recommendations to Congress concerning
13 legislation necessary to implement such programs.

14 “(3) PROGRAM REQUIREMENTS.—The program
15 under this subsection shall include information ob-
16 tained by the Secretary under section 4004 of the
17 Intermodal Surface Transportation Efficiency Act of
18 1991 and provide for annual reports to the Sec-
19 retary on the efforts being made by the States in re-
20 ducing deaths and injuries occurring at highway
21 construction sites and the effectiveness and results
22 of such efforts.

23 “(4) REPORTING CRITERIA.—The Secretary
24 shall establish minimum reporting criteria for the
25 program under this subsection. Such criteria shall

1 include, but not be limited to, criteria on deaths and
2 injuries resulting from police pursuits, school bus ac-
3 cidents, and speeding, on traffic-related deaths and
4 injuries at highway construction sites and on the
5 configuration of commercial motor vehicles involved
6 in motor vehicle accidents.

7 “(e) USE OF FUNDS.—

8 “(1) FOR HIGHWAY SAFETY PROGRAMS.—
9 Funds authorized to be appropriated to carry out
10 this section shall be used to aid the States to con-
11 duct the highway safety programs approved in ac-
12 cordance with subsection (a), including development
13 and implementation of manpower training programs,
14 and of demonstration programs that the Secretary
15 determines will contribute directly to the reduction
16 of traffic accidents and deaths and injuries resulting
17 therefrom.

18 “(2) ADMINISTRATIVE EXPENSES.—Funds au-
19 thorized to be appropriated to carry out this section
20 shall be subject to a deduction not to exceed 5 per-
21 cent for the necessary costs of administering the
22 provisions of this section, and the remainder shall be
23 apportioned among the several States under sub-
24 section (f).

1 “(3) LIMITATION.—Nothing in this section au-
2 thorizes the appropriation or expenditure of funds—

3 “(A) for highway construction, mainte-
4 nance, or design (other than design of safety
5 features of highways to be incorporated into
6 guidelines); or

7 “(B) for any purpose for which funds are
8 authorized by section 403 of this title.

9 “(f) APPORTIONMENT OF FUNDS.—

10 “(1) FORMULA.—After the deduction under
11 subsection (e)(2), the remainder of the funds author-
12 ized to be appropriated to carry out this section
13 shall be apportioned 75 percent in the ratio which
14 the population of each State bears to the total popu-
15 lation of all the States, as shown by the latest avail-
16 able Federal census, and 25 percent in the ratio
17 which the public road mileage in each State bears to
18 the total public road mileage in all States.

19 “(2) MINIMUM PERCENTAGE.—The annual ap-
20 portionment to each State shall not be less than $\frac{1}{2}$
21 of 1 percent of the total apportionment; except that
22 the apportionments to the Virgin Islands, Guam,
23 American Samoa, and the Commonwealth of the
24 Northern Mariana Islands shall not be less than $\frac{1}{4}$
25 of 1 percent of the total apportionment.

1 “(3) APPROVED HIGHWAY SAFETY PROGRAM.—

2 The Secretary shall not apportion any funds under
3 this subsection to any State which is not implement-
4 ing a highway safety program approved by the Sec-
5 retary in accordance with this section.

6 “(4) REDUCTION OF APPORTIONMENT.—Funds

7 apportioned under this section to any State, that
8 does not have a highway safety program approved by
9 the Secretary or that is not implementing an ap-
10 proved program, shall be reduced by amounts equal
11 to not less than 50 percent of the amounts that
12 would otherwise be apportioned to the State under
13 this section, until such time as the Secretary ap-
14 proves such program or determines that the State is
15 implementing an approved program, as appropriate.
16 The Secretary shall consider the gravity of the
17 State’s failure to have or implement an approved
18 program in determining the amount of the reduc-
19 tion.

20 “(5) APPORTIONMENT OF WITHHELD FUNDS.—

21 The Secretary shall promptly apportion to the State
22 the funds withheld from its apportionment if the
23 Secretary approves the State’s highway safety pro-
24 gram or determines that the State has begun imple-
25 menting an approved program, as appropriate, prior

1 to the end of the fiscal year for which the funds
2 were withheld. If the Secretary determines that the
3 State did not correct its failure within such period,
4 the Secretary shall reapportion the withheld funds to
5 the other States in accordance with the formula
6 specified in this subsection not later than 30 days
7 after such determination.

8 “(6) DETERMINATION OF PUBLIC ROAD MILE-
9 AGE.—For the purposes of this subsection, the term
10 a ‘public road’ means any road under the jurisdic-
11 tion of, and maintained by, a public authority and
12 open to public travel. As used in this subsection,
13 public road mileage shall be determined as of the
14 end of the calendar year preceding the year in which
15 the funds are apportioned and shall be certified to
16 by the Governor of the State and subject to approval
17 by the Secretary.

18 “(g) APPLICABILITY OF CHAPTER 1.—

19 “(1) IN GENERAL.—Except as otherwise pro-
20 vided in this subsection, all provisions of chapter 1
21 of this title that are applicable to National Highway
22 System highway funds, other than provisions relat-
23 ing to the apportionment formula and provisions
24 limiting the expenditure of such funds to the Fed-
25 eral-aid systems, shall apply to the highway safety

1 funds authorized to be appropriated to carry out this
2 section.

3 “(2) INCONSISTENT PROVISIONS.—If the Sec-
4 retary determines that a provision of chapter 1 of
5 this title is inconsistent with this section, such provi-
6 sion shall not apply to funds authorized to be appro-
7 priated to carry out this section.

8 “(3) CREDIT FOR STATE AND LOCAL EXPENDI-
9 TURES.—The aggregate of all expenditures made
10 during any fiscal year by a State and its political
11 subdivisions (exclusive of Federal funds) for carrying
12 out the State highway safety program (other than
13 planning and administration) shall be available for
14 the purpose of crediting such State during such fis-
15 cal year for the non-Federal share of the cost of any
16 project under this section (other than one for plan-
17 ning or administration) without regard to whether
18 such expenditures were actually made in connection
19 with such project.

20 “(4) INCREASED FEDERAL SHARE FOR CERTAIN
21 INDIAN TRIBE PROGRAMS.—In the case of a local
22 highway safety program carried out by an Indian
23 tribe, if the Secretary is satisfied that an Indian
24 tribe does not have sufficient funds available to meet
25 the non-Federal share of the cost of such program,

1 the Secretary may increase the Federal share of the
2 cost thereof payable under this title to the extent
3 necessary.

4 “(5) TREATMENT OF TERM ‘STATE HIGHWAY
5 DEPARTMENT’.—In applying the provisions of chap-
6 ter 1 of this title in carrying out this section, the
7 term ‘State highway department’ as used in such
8 provisions shall mean the Governor of a State for
9 the purposes of this section.

10 “(h) APPLICATION IN INDIAN COUNTRY.—

11 “(1) IN GENERAL.—For the purpose of the ap-
12 plication of this section in Indian country, the terms
13 ‘State’ and ‘Governor of a State’ include the Sec-
14 retary of the Interior and the term ‘political subdivi-
15 sion of a State’ includes an Indian tribe. Notwith-
16 standing the provisions of subsection (c)(1)(C), 95
17 percent of the funds transferred to the Secretary of
18 the Interior under this section shall be expended by
19 Indian tribes to carry out highway safety programs
20 within their jurisdictions. The provisions of sub-
21 section (c)(1)(D) shall be applicable to Indian tribes,
22 except to those tribes with respect to which the Sec-
23 retary determines that application of such provisions
24 would not be practicable.

1 “(2) INDIAN COUNTRY DEFINED.—For the pur-
2 pose of this subsection, the term ‘Indian country’
3 means—

4 “(A) all land within the limits of any In-
5 dian reservation under the jurisdiction of the
6 United States, notwithstanding the issuance of
7 any patent, and including rights-of-way running
8 through the reservation;

9 “(B) all dependent Indian communities
10 within the borders of the United States whether
11 within the original or subsequently acquired ter-
12 ritory thereof and whether within or without
13 the limits of a State; and

14 “(C) all Indian allotments, the Indian ti-
15 tles to which have not been extinguished, in-
16 cluding rights-of-way running through such al-
17 lotments.

18 “(i) RULEMAKING PROCESS.—The Secretary may
19 from time to time conduct a rulemaking process to deter-
20 mine those highway safety programs that are most effec-
21 tive in reducing traffic accidents, injuries, and deaths. Any
22 rule under this subsection shall be promulgated taking
23 into account consideration of the views of the States hav-
24 ing a major role in establishing such programs. When a
25 rule promulgated in accordance with this subsection takes

1 effect, only those programs established by such rule as
2 most effective in reducing traffic accidents, injuries, and
3 deaths shall be eligible to receive Federal financial assist-
4 ance under this section.”.

5 (b) SECTION 2005.—Section 2005(1) of the Inter-
6 modal Surface Transportation Efficiency Act of 1991
7 (105 Stat. 2079) is amended—

8 (1) by striking “and” the first place it appears
9 and inserting a comma; and

10 (2) by striking “, 1994,” and inserting “and
11 1994, and \$146,000,000 for each of fiscal years”.

12 **SEC. 247. NATIONAL HIGHWAY SAFETY ADVISORY COMMIT-**
13 **TEE.**

14 Section 404(d) of title 23, United States Code, is
15 amended by striking “Commerce” and inserting “Trans-
16 portation”.

17 **SEC. 248. ALCOHOL-IMPAIRED DRIVING COUNTER-**
18 **MEASURES.**

19 (a) TECHNICAL AMENDMENT.—Section 410(d)(1)(E)
20 of title 23, United States Code, is amended by striking
21 “the date of enactment of this section” and inserting “De-
22 cember 18, 1991”.

23 (b) BASIC GRANT ELIGIBILITY.—Section 410(d)(3)
24 of such title is amended—

25 (1) by inserting “(A)” after “(3)”; and

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

2 “(B) A State shall be treated as having met the
3 requirement of this paragraph if—

4 “(i) the State provides to the Secretary a
5 written certification that the highest court of
6 the State has issued a decision indicating that
7 implementation of subparagraph (A) would con-
8 stitute a violation of the constitution of the
9 State; and

10 “(ii) the State demonstrates to the satis-
11 faction of the Secretary—

12 “(I) that the alcohol fatal crash in-
13 volvement rate in the State has decreased
14 in each of the 3 most recent calendar years
15 for which statistics for determining such
16 rate are available; and

17 “(II) that the alcohol fatal crash in-
18 volvement rate in the State has been lower
19 than the average such rate for all States in
20 each of such calendar years.”.

21 **SEC. 249. PUBLIC TRANSIT FACILITIES.**

22 Section 1023(h) of the Intermodal Surface Transpor-
23 tation Efficiency Act of 1991 is amended by striking “this
24 Act” each place it appears and inserting “the Department

1 of Transportation and Related Agencies Appropriations
2 Act, 1993”.

3 **SEC. 250. ROADSIDE BARRIER TECHNOLOGY.**

4 Section 1058 of the Intermodal Surface Transpor-
5 tation Efficiency Act of 1991 (23 U.S.C. 109 note; 105
6 Stat. 2003) is amended—

7 (1) in subsection (a) by striking “median” and
8 inserting “or temporary crashworthy”;

9 (2) in subsection (a) by inserting “crash-
10 worthy” after “Innovative”;

11 (3) in the heading of subsection (c) by inserting
12 “CRASHWORTHY” after “INNOVATIVE”;

13 (4) in subsection (c) by inserting “crashworthy”
14 after “innovative”;

15 (5) in subsection (c) by striking “median”;

16 (6) by inserting “or guiderail” after “guard-
17 rail”; and

18 (7) by inserting before the period at the end of
19 subsection (c) “, and meets or surpasses the require-
20 ments of the National Cooperative Highway Re-
21 search Program 350 for longitudinal barriers”.

22 **SEC. 251. PENSACOLA, FLORIDA.**

23 Section 1086(b) of the Intermodal Surface Transpor-
24 tation Efficiency Act of 1991 (105 Stat. 2022) is amended
25 by striking “Not later than 2 years after the date of the

1 enactment of this Act,” and inserting “On or before June
2 18, 1995,”.

3 **SEC. 252. HIGH COST BRIDGE PROJECTS.**

4 The table contained in section 1103(b) of the Inter-
5 modal Surface Transportation Efficiency Act of 1991
6 (105 Stat. 2027–2028) is amended—

7 (1) in item number 5, relating to Gloucester
8 Point, Virginia, by inserting after “York River” the
9 following: “and for repair, strengthening, and reha-
10 bilitation of the existing bridge”; and

11 (2) in item number 10, relating to Shakopee,
12 Minnesota, by inserting “project, including the by-
13 pass of” after “replacement”.

14 **SEC. 253. CONGESTION RELIEF PROJECTS.**

15 The table contained in section 1104(b) of the Inter-
16 modal Surface Transportation Efficiency Act of 1991
17 (105 Stat. 2029–2031) is amended—

18 (1) in item number 10, relating to San Diego,
19 California, by striking “1 block of Cut and Cover
20 Tunnel on Rt. 15” and inserting “bridge decking on
21 Route 15”; and

22 (2) in item number 43, relating to West Vir-
23 ginia, by striking “Coal Fields” and inserting “Coal-
24 fields”.

1 **SEC. 254. HIGH PRIORITY CORRIDORS ON NATIONAL HIGH-**
2 **WAY SYSTEM.**

3 (a) EAST-WEST TRANSAMERICA CORRIDOR.—Section
4 1105(c)(3) of the Intermodal Surface Transportation Effi-
5 ciency Act of 1991 (105 Stat. 2032) is amended by insert-
6 ing before the period at the end the following: “, including
7 (A) a Kentucky corridor centered on the cities of Paducah,
8 Benton, Hopkinsville, Bowling Green, Columbia, Somer-
9 set, London, Hazard, Jenkins, and Pikeville, Kentucky, to
10 Williamson, West Virginia, and (B) a West Virginia cor-
11 ridor from Williamson to the vicinity of Welch, West Vir-
12 ginia, sharing a common corridor with the I–73/74 cor-
13 ridor (referred to in item 12 of the table contained in sub-
14 section (f)), and from the vicinity of Welch to Beckley,
15 West Virginia, as part of the Coalfields Expressway de-
16 scribed in section 1069(v)”.

17 (b) INDIANAPOLIS TO HOUSTON CORRIDOR.—Section
18 1105(c)(18) of such Act (105 Stat. 2032) is amended by
19 inserting before the period at the end the following: “, in-
20 cluding a Kentucky corridor centered on the cities of Hen-
21 derson, Sturgis, Smithland, Paducah, Bardwell, and Hick-
22 man, Kentucky”.

23 **SEC. 255. HIGH PRIORITY CORRIDOR PROJECTS.**

24 The table contained in section 1105(f) of the Inter-
25 modal Surface Transportation Efficiency Act of 1991
26 (105 Stat. 2033–2035) is amended—

1 (1) in item 1, relating to Pennsylvania, by in-
2 sserting after “For” the following: “the segment de-
3 scribed in item 6 of this table and, after completion
4 of such segment, for”; and

5 (2) in item number 26, relating to Indiana,
6 Kentucky, Tennessee, by striking “Newberry” and
7 inserting “Evansville”.

8 **SEC. 256. RURAL ACCESS PROJECTS.**

9 (a) PROJECT DESCRIPTIONS.—The table contained
10 in section 1106(a)(2) of the Intermodal Surface Transpor-
11 tation Efficiency Act of 1991 (105 Stat. 2037–2042) is
12 amended—

13 (1) in item number 34, relating to Illinois, by
14 striking “Resurfacing” and all that follows through
15 “Omaha” and inserting “Bel-Air Road improvement
16 from south of Carmi to State Route 141 in south-
17 eastern White County”;

18 (2) in item number 52, relating to Bedford
19 Springs, Pennsylvania, by striking “and Hunting-
20 ton” and inserting “Franklin, and Huntingdon”;

21 (3) in item number 61, relating to Lubbock,
22 Texas, by striking “with” and inserting “with Inter-
23 state 10 through”;

24 (4) in item number 75, relating to Pennsylva-
25 nia, by striking “Widen” and all that follows

1 through “lanes” and inserting “Road improvements
2 on a 14-mile segment of U.S. Route 15 in Lycoming
3 County, Pennsylvania”;

4 (5) in item number 92, relating to Ohio, by
5 striking “Minerva, Ohio” and insert “Lisbon, Ohio”;

6 (6) in item number 93, relating to New Mexico,
7 by striking “Raton-Clayton Rd., Clayton, New Mex-
8 ico” and inserting “U.S. Rt. 64/87 from Raton, New
9 Mexico, through Clayton to the Texas-New Mexico
10 State line”; and

11 (7) in item number 111, relating to Parker
12 County, Texas (SH199)—

13 (A) by striking “Parker County” and in-
14 serting “Parker and Tarrant Counties”; and

15 (B) by striking “to four-” and inserting
16 “in Tarrant County, to freeway standards and
17 in Parker County to a 4-”.

18 (b) ADDITIONAL FUNDING.—Section 1106(a) of such
19 Act is amended by adding at the end the following:

20 “(8) ADDITIONAL FUNDING.—In addition to
21 funds otherwise made available by this subsection
22 for the project described in item number 52 of the
23 table contained in paragraph (2), there shall be
24 available from the Highway Trust Fund (other than
25 the Mass Transit Account) for carrying out such

1 project \$5,000,000 for fiscal year 1995 and
2 \$1,300,000 per fiscal year for each of fiscal years
3 1996 and 1997.”.

4 **SEC. 257. URBAN ACCESS AND MOBILITY PROJECTS.**

5 The table contained in section 1106(b)(2) of the
6 Intermodal Surface Transportation Efficiency Act of 1991
7 (105 Stat. 2043–2047) is amended—

8 (1) in item number 13, relating to Joliet, Illi-
9 nois, by striking “and construction and interchange
10 at Houbolt Road and I–80”; and

11 (2) in item number 36, relating to Compton,
12 California, by striking “For a grade” and all that
13 follows through “Corridor” and inserting “For grade
14 separations and other improvements in the city of
15 Compton, California”.

16 **SEC. 258. INNOVATIVE PROJECTS.**

17 The table contained in section 1107(b) of the Inter-
18 modal Surface Transportation Efficiency Act of 1991
19 (105 Stat. 2048–2059) is amended—

20 (1) in item 20, relating to Holidaysburg, Penn-
21 sylvania—

22 (A) by striking “Holidaysburg,” the first
23 place it appears; and

24 (B) by inserting “, or other projects in the
25 counties of Bedford, Blair, Centre, Franklin,

1 and Huntingdon as selected by the State of
2 Pennsylvania” after “Pennsylvania” the second
3 place it appears;

4 (2) in item number 29, relating to Blacksburg,
5 Virginia, by inserting “methods of facilitating public
6 and private participation in” after “demonstrate”;

7 (3) in item number 35, relating to Alabama, by
8 striking “to bypass” and all that follows through “I-
9 85” and inserting “beginning on U.S. Route 80 west
10 of Montgomery, Alabama, and connecting to I-65
11 south of Montgomery and I-85 east of Montgom-
12 ery”;

13 (4) in item number 52, relating to Pennsylva-
14 nia, by striking “off Interstate” and all that follows
15 through “Pennsylvania” and inserting “and other
16 highway projects within a 30-mile vicinity of Inter-
17 state Route 81 or Interstate Route 80 in north-
18 eastern Pennsylvania”;

19 (5) in item number 61, relating to Mojave, Cali-
20 fornia, by striking “Mojave” and inserting
21 “Victorville” and by inserting “Mojave” after “re-
22 construct”;

23 (6) in item number 76, relating to Tennessee—

24 (A) by inserting after “I-81” the follow-
25 ing: “interchange at”; and

1 (B) by striking “Interchange” and insert-
2 ing “or Kendrick Creek Road”;

3 (7) in item number 100, relating to Arkansas,
4 by striking “Thornton” and inserting “Little Rock”;

5 (8) in item number 113, relating to Durham
6 County, North Carolina, by inserting after “Route
7 147” the following: “, including the interchange at
8 I-85”; and

9 (9) in item number 114, relating to Corpus
10 Christi to Angleton, Texas, by striking “Construct
11 new multi-lane freeway” and inserting “Construct a
12 4-lane divided highway”.

13 **SEC. 259. INTERMODAL PROJECTS.**

14 The table contained in section 1108(b) of the Inter-
15 modal Surface Transportation Efficiency Act of 1991
16 (105 Stat. 2060–2063) is amended—

17 (1) in item number 5, relating to Pennsylvania,
18 by striking “Upgrading” and inserting “To study
19 the need to upgrade” and by inserting “to a 4-lane
20 limited access highway” after “Airport”;

21 (2) in item number 9, relating to E. Haven/
22 Wallingford, Connecticut—

23 (A) by striking “\$8.8” and inserting
24 “\$7.5”;

1 (B) by striking “\$2.4” and inserting
2 “\$2.0”; and

3 (C) by striking “\$0.7” and inserting
4 “\$0.6”;

5 (3) in item 38, relating to Provo, Utah, strike
6 “South” and all that follows through “Airport” and
7 insert “East-West Connector from United States
8 Highway 89–189, Provo, Utah”; and

9 (4) in item 51, relating to Long Beach, Califor-
10 nia, by inserting “(including a grade separation
11 project for the Los Alamitos traffic circle at Lake-
12 wood Boulevard and Pacific Coast Highway)” after
13 “Access”.

14 **SEC. 260. MISCELLANEOUS INTERMODAL SURFACE TRANS-**
15 **PORTATION EFFICIENCY ACT AMENDMENTS.**

16 (a) CROSS REFERENCE IN HIGHWAY USE TAX EVA-
17 SION PROGRAM.—Section 1040(a) of the Intermodal Sur-
18 face Transportation Efficiency Act of 1991 (23 U.S.C.
19 101 note; 105 Stat. 1992) is amended by striking “(e)”
20 and inserting “(f)”.

21 (b) REPORT TO CONGRESS ON QUALITY IMPROVE-
22 MENT.—Section 1043(b) of such Act (105 Stat. 1993) is
23 amended by inserting “General” after “Comptroller”.

1 (c) COALFIELDS EXPRESSWAY.—Section 1069(v) of
2 such Act (105 Stat. 2010) is amended by striking “97,
3 10, 16, and 93” and inserting “16, and 83”.

4 (d) PERIOD OF AVAILABILITY OF FUNDS FOR MIS-
5 CELLANEOUS PROJECTS.—Section 1069 of such Act is
6 amended—

7 (1) by striking the last sentence of subsection
8 (y); and

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

11 “(ii) PERIOD OF AVAILABILITY.—Funds provided to
12 carry out this section shall remain available until ex-
13 pended.”.

14 (e) FINAL RULE FOR ROADSIDE BARRIERS AND
15 SAFETY APPURTENANCES.—Section 1073(b) of such Act
16 (105 Stat. 2012) is amended by striking “1 year” and
17 inserting “2 years”.

18 (f) INTERSTATE STUDY COMMISSION.—Section 1099
19 of such Act (105 Stat. 2026) is amended—

20 (1) by striking “bill” and inserting “Act”;

21 (2) by striking “passage of this legislation” and
22 inserting “the enactment of this Act”;

23 (3) by inserting after “Columbia” the second
24 place it appears the following: “appointed by the
25 Governors of the States of Maryland and Virginia

1 and the Mayor of the District of Columbia, respec-
2 tively”; and

3 (4) by striking “appointed by the Governors
4 and the Mayor” and inserting “, 1 each for Mary-
5 land, Virginia, and the District of Columbia ap-
6 pointed by the Governors and the Mayor, respec-
7 tively”.

8 (g) DRUG RECOGNITION EXPERT TRAINING PRO-
9 GRAM.—Section 2006(b) of such Act (23 U.S.C. 403 note;
10 105 Stat. 2080) is amended by inserting “Federal” before
11 “Advisory”.

12 (h) APPLICABILITY OF OBLIGATION CEILING TO
13 CERTAIN HIGHWAY SAFETY PROGRAMS.—Section 2009
14 of such Act (105 Stat. 2080) is amended—

15 (1) by striking “(a) IN GENERAL.—”;

16 (2) by striking “211(b)” the first place it ap-
17 pears and inserting “211”;

18 (3) by striking “102” and inserting “1002”;

19 and

20 (4) by striking subsection (b).

21 **SEC. 261. DISADVANTAGED BUSINESS ENTERPRISE PRO-**
22 **GRAM.**

23 In administering section 1003(b) of the Intermodal
24 Surface Transportation Efficiency Act of 1991, the limita-
25 tion on annual gross receipts of a small business concern

1 set forth in paragraph (2)(A) of such section shall be the
2 only limitation on annual gross receipts which applies to
3 small business concerns.

4 **SEC. 262. AMENDMENTS TO SURFACE TRANSPORTATION**
5 **AND UNIFORM RELOCATION ASSISTANCE**
6 **ACT OF 1987.**

7 (a) SECTION 149.—Section 149(a)(69) of the Sur-
8 face Transportation and Uniform Relocation Assistance
9 Act of 1987 (101 Stat. 191), relating to Burbank-Glen-
10 dale-Pasadena Airport, California, is amended—

11 (1) in the first sentence by striking “highway”;

12 (2) in the first sentence by striking “and con-
13 struction of terminal and parking facilities at such
14 airport”; and

15 (3) by striking “by making” in the second sen-
16 tence and all that follows through the period at the
17 end of such sentence and inserting: “by preparing a
18 feasibility study and conducting preliminary engi-
19 neering, design, and construction of a link between
20 such airport and the commuter rail system that is
21 being developed by the Los Angeles County Metro-
22 politan Transportation Authority.”.

23 (b) SECTION 317.—Section 317(b) of such Act (49
24 U.S.C. App. 1608 note; 101 Stat. 233) is amended—

1 (1) in paragraphs (2) and (3) by inserting “or
2 cooperative agreement” after “contract” each place
3 it appears; and

4 (2) by adding at the end the following new
5 paragraph:

6 “(7) CONVERSION OF CONTRACTS.—The Sec-
7 retary may convert existing contracts entered into
8 under this subsection into cooperative agreements.”.

9 **SEC. 263. FREEWAY SERVICE PATROLS.**

10 (a) GENERAL RULE.—Except to the extent that the
11 Secretary shall find that it is not feasible, any funds ex-
12 pended in a fiscal year directly or indirectly for freeway
13 service patrols from amounts made available to a State
14 under titles I and III of the Intermodal Surface Transpor-
15 tation Efficiency Act of 1991 shall be expended with pri-
16 vately owned or privately operated business concerns. The
17 preceding sentence shall not apply to any publicly owned
18 or operated freeway service patrol that was in operation
19 before the date of the enactment of this Act.

20 (b) DEFINITION.—For purposes of this section, the
21 term “freeway service patrol” means automotive road
22 service vehicles and automotive towing vehicles operated
23 in a continuous, dedicated service as part of an incident
24 management program.

1 **SEC. 264. PAN AMERICAN HIGHWAY.**

2 (a) STUDY.—The Secretary shall conduct a study on
3 the adequacy of and the need for improvements to the Pan
4 American Highway.

5 (b) ELEMENTS.—The study to be conducted under
6 subsection (a) shall at a minimum include the following
7 elements:

8 (1) Findings on the benefits of constructing a
9 highway at Darien Gap, Panama and Colombia.

10 (2) Recommendations for a self-financing ar-
11 rangement for completion and maintenance of the
12 Pan American Highway.

13 (3) Recommendations for establishing a Pan
14 American highway authority to monitor financing,
15 construction, maintenance, and operations of the
16 Pan American Highway.

17 (4) Findings on the benefits to trade and pros-
18 perity of a more efficient Pan American Highway.

19 (5) Findings on the benefits to United States
20 industry through the use of United States tech-
21 nology and equipment in construction of improve-
22 ments to the Pan American Highway.

23 (6) Findings on environmental considerations,
24 including environmental considerations relating to
25 the Darien Gap.

1 (c) REPORT.—Not later than 2 years after the date
2 of the enactment of this Act, the Secretary shall transmit
3 to Congress a report on the results of the study conducted
4 under this section.

5 **SEC. 265. SECTION 3 PROGRAM AMENDMENTS.**

6 (a) LETTERS OF INTENT.—Section 3(a)(4)(E) of the
7 Federal Transit Act (49 U.S.C. App. 1602(a)(4)(E)) is
8 amended—

9 (1) in the first sentence by striking “letters of
10 intent” and all that follows through “shall not ex-
11 ceed the” and inserting “letters of intent, early sys-
12 tems work agreements, and full funding grant agree-
13 ments shall not exceed the”; and

14 (2) in the second sentence by striking “new let-
15 ters issued” and all that follows through “shall not
16 exceed any” and inserting “new letters issued and
17 contingent commitments included in early systems
18 work agreements and full funding agreements shall
19 not exceed any”.

20 (b) ASSURED TIMETABLE FOR FINAL DESIGN
21 STAGE.—Section 3(a)(6)(C) of the Federal Transit Act
22 (49 U.S.C. App. 1602(a)(6)(C)) is amended by inserting
23 before the period at the end the following: “or, if an envi-
24 ronmental impact statement is not required for such
25 project, the date of completion of an environmental assess-

1 ment for such project or of a finding of no significant im-
2 pact”.

3 (c) OREGON LIGHT RAIL PROGRAM.—Section
4 3(a)(8)(C)(v) of such Act is amended—

5 (1) by striking “Westside” the first place it ap-
6 pears;

7 (2) by striking “and” following “101–584;”;
8 and

9 (3) by inserting before the period at the end the
10 following “; and the locally preferred alternative for
11 the South/North Corridor Project between
12 Clackamas County, Oregon, Portland, Oregon, and
13 Clark County, Washington”.

14 (d) RAIL MODERNIZATION.—Section 3(h) of such Act
15 is amended in paragraph (6) by striking “paragraph” and
16 inserting “subsection”.

17 (e) NONAPPLICABILITY.—Section 3(i)(5)(C) of such
18 Act is amended by striking “the Federal-Aid Highway Act
19 of 1991” and inserting the following: “title 23, United
20 States Code,”.

21 (f) TRANSITIONAL PROVISION FOR PROGRAMS OF
22 INTERRELATED PROJECTS.—Section 3011(b) of the
23 Intermodal Surface Transportation Efficiency Act of 1991
24 (49 U.S.C. App. 1602 note; 105 Stat. 2098) is amended
25 by inserting after “interrelated projects” the following:

1 “but excluding any project for which a timetable for
2 project review or for Federal funding is provided for by
3 a provision of law other than section 3(a)(6) of the Fed-
4 eral Transit Act and for which such timetable is different
5 than the timetable established by such section”.

6 (g) CONFORMING AMENDMENTS.—Section 3007 of
7 the Intermodal Surface Transportation Efficiency Act of
8 1991 (105 Stat. 2091) is amended—

9 (1) in paragraph (5)(B) by striking the comma
10 which precedes the closing quotation marks and the
11 semicolon; and

12 (2) in paragraph (6) by striking the comma
13 which precedes the closing quotation marks and the
14 final period.

15 **SEC. 266. METROPOLITAN PLANNING.**

16 (a) TECHNICAL AMENDMENTS.—Section 8 of the
17 Federal Transit Act (49 U.S.C. App. 1607) is amended—

18 (1) in subsection (f)(5) by inserting “of title 23,
19 United States Code” after “133”;

20 (2) in subsection (f)(9) by striking “of this
21 title” and inserting “of such title”;

22 (3) in subsection (f)(11) by inserting “pas-
23 sengers and” before “freight”;

1 (4) in subsection (g)(5) by redesignating sub-
2 paragraphs (i) and (ii) as subparagraphs (A) and
3 (B), respectively;

4 (5) in subsection (i)(3) by striking “this title
5 and the Federal Transit Act” and inserting “title
6 23, United States Code, and this Act”;

7 (6) in subsection (i)(4) by striking “or pursuant
8 to the Federal Transit” and inserting “, or pursuant
9 to this”;

10 (7) in subsection (i)(5) by inserting “of title 23,
11 United States Code,” after “section 134”;

12 (8) in subsection (i)(5) by inserting “of such
13 title” after “104(b)(3)”;

14 (9) in subsection (i)(5) by inserting “of such
15 title” after “133(d)(3)” each place it appears;

16 (10) in subsection (i)(5) by striking “the Fed-
17 eral Transit” the first 2 places it appears and in-
18 serting “this”;

19 (11) in subsection (i)(5) by striking “section
20 8(o) of the Federal Transit Act” and inserting “sub-
21 section (o) of this section”;

22 (12) in subsection (m)(1) by striking “or the
23 Federal Transit” and inserting “, or this”;

1 (13) in each of subsections (p)(2) and (p)(4) by
2 striking “section 8” the first place it appears and in-
3 serting “this section”;

4 (14) in subsection (p)(2) by striking “section 8
5 of this Act” and inserting “this section”;

6 (15) in subsection (p)(3) by striking “subpara-
7 graph (B)” and inserting “paragraph (2)”; and

8 (16) in subsection (p)(5) by striking “para-
9 graph” and inserting “section”.

10 (b) FACTORS TO BE CONSIDERED.—Section 8(f) of
11 such Act is amended by adding at the end the following
12 new paragraph:

13 “(16) Recreational travel and tourism.”.

14 (c) LONG RANGE PLAN.—Section 8(g)(2)(B) of such
15 Act is amended by striking “long-range” and inserting
16 “long range”.

17 (d) TRANSFER OF FUNDS.—Section 8(k) of such Act
18 is amended by striking the last sentence.

19 (e) NONATTAINMENT AREA REQUIREMENTS.—Sec-
20 tion 8(l) of such Act is amended by striking “transit” and
21 inserting “highway”.

22 **SEC. 267. FORMULA GRANT PROGRAM.**

23 (a) TRANSIT SECURITY SYSTEMS.—Section 9(e)(3)
24 of the Federal Transit Act (49 U.S.C. App. 1607a(e)(3))
25 is amended by inserting before “and any other” in the

1 last sentence the following: “employing law enforcement
2 or security personnel in areas within or adjacent to such
3 systems;”.

4 (b) GRANDFATHER OF CERTAIN URBANIZED
5 AREAS.—Section 9(s)(2) of such Act is amended by strik-
6 ing “fiscal year 1993,” and inserting “each of fiscal years
7 1993 and 1994,”.

8 (c) FERRYBOAT OPERATIONS.—For purposes of cal-
9 culating apportionments under section 9 of the Federal
10 Transit Act for fiscal years beginning after September 30,
11 1994, 50 percent of the ferryboat revenue vehicle miles
12 and 50 percent of the ferryboat route miles attributable
13 to service provided to the city of Avalon, California, for
14 which the operator receives public assistance shall be in-
15 cluded in the calculation of “fixed guideway vehicle reve-
16 nue miles” and “fixed guideway route miles” attributable
17 to the Los Angeles urbanized area under sections 9(b)(2)
18 and 15 of such Act.

19 **SEC. 268. MASS TRANSIT ACCOUNT BLOCK GRANTS.**

20 Section 9B(a) of the Federal Transit Act (49 U.S.C.
21 App. 1607a–2(a)) is amended by striking “subsections (b)
22 and (c) of”.

23 **SEC. 269. GRANTS FOR RESEARCH AND TRAINING.**

24 (a) NATIONAL CENTER.—Section 11(b)(10)(A) of
25 the Federal Transit Act (49 U.S.C. 1607c(b)(10)(A)) is

1 amended by striking “technology” and inserting “Tech-
2 nology”.

3 (b) APPLICABILITY OF OBLIGATION CEILING TO
4 FUNDING FOR UNIVERSITY TRANSPORTATION CEN-
5 TERS.—Section 11(b)(12) of such Act is amended by
6 striking “102” and inserting “1002”.

7 (c) UNIVERSITY RESEARCH INSTITUTES.—Section
8 11(c) of such Act is amended—

9 (1) in the heading to paragraph (1) by striking
10 “INSTITUTE FOR NATIONAL” and inserting “INTER-
11 NATIONAL INSTITUTE FOR”;

12 (2) in paragraph (1) by striking “an institute
13 for national” and inserting “an international insti-
14 tute for”;

15 (3) in paragraph (3) by striking “through the
16 Institute for Transportation Research and Edu-
17 cation and” and inserting a comma;

18 (4) in paragraph (3) by inserting a comma
19 after “South Florida”;

20 (5) by redesignating paragraphs (6) and (7) as
21 paragraphs (7) and (8), respectively;

22 (6) by inserting after paragraph (5) the follow-
23 ing:

24 “(6) INSTITUTE FOR TRANSPORTATION POLICY
25 AND MANAGEMENT.—

1 “(A) GRANTS.—The Massachusetts State
2 highway department shall make grants under
3 this section jointly to the University of Massa-
4 chusetts, Harvard University, and the Massa-
5 chusetts Institute of Technology to establish
6 and operate an interdisciplinary institute to
7 carry out research and training on issues and
8 operations in urban transportation policy and
9 on strategies for the improvement of urban
10 transportation management and to disseminate
11 the findings thereof.

12 “(B) FUNDING.—The Massachusetts State
13 highway department shall expend, from
14 amounts made available to it for each of the fis-
15 cal years 1995 through 1997 under section
16 307(c) of title 23, United States Code,
17 \$1,000,000 per fiscal year to carry out the pur-
18 poses of this paragraph.”; and

19 (7) in paragraph (7), as redesignated by para-
20 graph (5) of this subsection by striking “through the
21 Institute for Transportation Research and Edu-
22 cation”.

23 **SEC. 270. GENERAL PROVISIONS.**

24 (a) CONTRACTING FOR ENGINEERING AND DESIGN
25 SERVICES.—Section 12(b) of the Federal Transit Act (49

1 U.S.C. App. 1608(b)) is amended by adding at the end
2 the following new paragraph:

3 “(5) SPECIAL RULES FOR ENGINEERING AND
4 DESIGN CONTRACTS.—

5 “(A) PERFORMANCE AND AUDITS.—Any
6 contract or subcontract awarded in accordance
7 with paragraph (4), whether funded in whole or
8 in part with Federal transit funds, shall be per-
9 formed and audited in compliance with cost
10 principles contained in the Federal acquisition
11 regulations of part 31 of title 48 of the Code
12 of Federal Regulations.

13 “(B) INDIRECT COST RATES.—Instead of
14 performing its own audits, a recipient of funds
15 under a contract or subcontract awarded in ac-
16 cordance with paragraph (4) shall accept indi-
17 rect cost rates established in accordance with
18 the Federal acquisition regulations for 1-year
19 applicable accounting periods by a cognizant
20 government agency or independent certified
21 public accountant if such rates are not cur-
22 rently under dispute. Once a firm’s indirect cost
23 rates are accepted, the recipient of such funds
24 shall apply such rates for the purposes of con-
25 tract estimation, negotiation, administration,

1 reporting, and contract payment and shall not
2 be limited by administrative or de facto ceilings
3 in accordance with section 15.901(c) of such
4 title 48. A recipient of such funds requesting or
5 using the cost and rate data described in this
6 subparagraph shall notify any affected firm be-
7 fore such request or use. Such data shall be
8 confidential and shall not be accessible or pro-
9 vided, in whole or in part, to any other firm or
10 to any government agency which is not part of
11 the group of agencies sharing cost data under
12 this subparagraph, except by written permission
13 of the audited firm. If prohibited by law, such
14 cost and rate data shall not be disclosed under
15 any circumstances.

16 “(C) STATE OPTION.—Subparagraphs (A)
17 and (B) shall take effect 2 years after the date
18 of the enactment of this paragraph with respect
19 to all States; except that if a State, during such
20 2-year period, adopts by statute an alternative
21 process intended to promote engineering and
22 design quality and ensure maximum competi-
23 tion by professional companies of all sizes pro-
24 viding engineering and design services, such

1 subparagraphs shall not apply with respect to
2 such State.”.

3 (b) RAIL TRACKAGE RIGHTS AGREEMENTS.—Section
4 12(c)(1) of such Act is amended by inserting “payments
5 for the capital portions of rail trackage rights agree-
6 ments,” after “rights-of-way,”.

7 (c) TECHNICAL AMENDMENT.—The first sentence of
8 section 12(f)(1) of such Act is amended by striking “such
9 State of local” and inserting “such State or local”.

10 (d) TURNKEY SYSTEM PROJECT.—Section 12(l) of
11 such Act is amended—

12 (1) in paragraph (1)(C) by striking “is” and in-
13 serting “may be”; and

14 (2) in paragraph (3) by striking “the date of
15 the enactment of this Act” and inserting “the date
16 of the enactment of the Intermodal Surface Trans-
17 portation Efficiency Act of 1991”.

18 (e) SALE OF CAPITAL ASSETS.—Section 12 of such
19 Act is further amended by adding at the end the following
20 new subsection:

21 “(n) SALE OF CAPITAL ASSETS.—

22 “(1) IN GENERAL.—If a recipient of assistance
23 under this Act determines that facilities and equip-
24 ment and other assets (including land) acquired, in
25 whole or in part, with such assistance are no longer

1 needed for the purposes for which they were ac-
2 quired, the Secretary shall authorize the sale of the
3 assets with no further obligation to the Federal Gov-
4 ernment if the Secretary determines that—

5 “(A) there are no purposes eligible for as-
6 sistance under this Act for which the asset
7 should be used; and

8 “(B) the proceeds from the sale of the
9 asset will be used by the recipient to procure
10 items eligible for capital assistance under this
11 Act.

12 “(2) RELATIONSHIP TO OTHER LAWS.—The
13 provisions of this subsection shall be in addition to
14 and not in lieu of any other provision of law govern-
15 ing use and disposition of facilities and equipment
16 under an assistance agreement.”.

17 **SEC. 271. PERIOD OF AVAILABILITY AND REAPPORTION-**
18 **MENT OF SECTION 16 FUNDS.**

19 Section 16 of the Federal Transit Act (49 U.S.C.
20 App. 1612) is amended—

21 (1) in subsection (b) by inserting “and” after
22 the semicolon at the end of paragraph (1);

23 (2) in subsection (b) by striking “; and” at the
24 end of paragraph (2) and inserting a period;

1 (3) in subsection (b) by striking paragraph (3)
2 and inserting the following:

3 “Eligible capital expenses under this subsection may in-
4 clude, at the option of the recipient, the acquisition of
5 transportation services under a contract, lease, or other
6 arrangement.”;

7 (4) in subsection (c)(4) by striking “the enact-
8 ment of the Federal Transit Act” and inserting “the
9 date of the enactment of the Intermodal Surface
10 Transportation Efficiency Act of 1991”;

11 (5) by adding at the end of subsection (c) the
12 following new paragraph:

13 “(5) PERIOD OF AVAILABILITY.—Sums appor-
14 tioned under this subsection shall be available for
15 obligation by the State for a period of 2 years fol-
16 lowing the close of the fiscal year for which the sums
17 are apportioned and any amounts remaining unobli-
18 gated at the end of such period shall be
19 reapportioned among the States for the succeeding
20 fiscal year.”;

21 (6) in subsection (e) by striking “handicapped
22 and elderly individuals” and inserting “elderly per-
23 sons and persons with disabilities”; and

24 (7) in subsection (e) by striking “such individ-
25 uals” and inserting “such persons”.

1 **SEC. 272. RURAL TRANSIT PROGRAM.**

2 The second sentence of section 18(a) of the Federal
3 Transit Act (49 U.S.C. App. 1614(a)) is amended by
4 striking the final period.

5 **SEC. 273. NONDISCRIMINATION.**

6 Section 19 of the Federal Transit Act (49 U.S.C.
7 App. 1615) is amended—

8 (1) by striking “(1)” each place it appears;

9 (2) by redesignating paragraphs (2), (3), (4)
10 and (5) as subsections (b), (c), (d), and (e), respec-
11 tively;

12 (3) in subsection (c) as so redesignated—

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

14 (B) by striking “(B)” and inserting “(2)”;

15 (C) by striking “paragraph (a)” and in-
16 serting “paragraph (1)”;

17 (D) by striking “(i)” and inserting “(A)”;

18 (E) by striking “(ii)” and inserting “(B)”;

19 (F) by striking “(iii)” and inserting “(C)”;

20 and

21 (G) by striking “(iv)” and inserting “(D)”;

22 and

23 (4) in subsection (d) as so redesignated by
24 striking “(a)(3)(B)(ii)” and inserting “(c)(2)(B)”.

1 **SEC. 274. AUTHORIZATIONS.**

2 (a) FORMULA GRANT PROGRAM FROM TRUST
3 FUND.—Section 21(a)(1) of the Federal Transit Act (49
4 U.S.C. App. 1617(a)(1)) is amended—

5 (1) by striking “8 9B,” and inserting “6, 8,
6 9B, 10,”; and

7 (2) by inserting “20,” after “18,”.

8 (b) FORMULA GRANT PROGRAM FROM GENERAL
9 FUND.—Section 21(a)(2) of such Act is amended—

10 (1) by striking “8 9,” and inserting “6, 8, 9,
11 10,”; and

12 (2) by inserting “20,” after “18,”.

13 (c) SETASIDE FOR PLANNING, PROGRAMMING, AND
14 RESEARCH.—Section 21(c) of such Act is amended—

15 (1) by inserting “beginning after September 30,
16 1992,” after “each fiscal year”;

17 (2) by striking “or appropriated” each place it
18 appears;

19 (3) in paragraph (3) by striking “the State pro-
20 gram under”; and

21 (4) in paragraph (4) by striking “the national
22 program under”.

23 (d) OTHER SETASIDES.—Section 21(d) of such Act
24 is amended by striking “or appropriated” each place it
25 appears.

1 (e) COMPLETION OF INTERSTATE TRANSFER TRAN-
2 SIT PROJECTS.—Section 21(e) of such Act is amended by
3 striking “\$160,000,000” and all that follows through the
4 period at the end and inserting “for fiscal years beginning
5 after September 30, 1991, not to exceed \$324,843,000.
6 Such sums shall remain available until expended.”.

7 **SEC. 275. PROJECT MANAGEMENT OVERSIGHT.**

8 Section 23 of the Federal Transit Act (49 U.S.C.
9 App. 1619) is amended—

10 (1) in subsection (a) by striking “or 18” and
11 inserting “and 18”; and

12 (2) in subsection (h) by striking “subsections
13 (a) (1) through (5)” and inserting “subsection (a)”.

14 **SEC. 276. PLANNING AND RESEARCH PROGRAM.**

15 (a) STATE PROGRAM.—Section 26(a) of the Federal
16 Transit Act (49 U.S.C. App. 1622(a)) is amended to read
17 as follows:

18 “(a) ALLOCATION OF PLANNING FUNDS.—

19 “(1) TRANSIT COOPERATIVE RESEARCH PRO-
20 GRAM.—Fifty percent of the funds made available
21 under sections 21(b)(3)(D) and 21(c)(3) shall be
22 available for the transit cooperative research pro-
23 gram to be administered as follows:

24 “(A) INDEPENDENT GOVERNING BOARD.—

25 The Secretary shall establish an independent

1 governing board for such program to rec-
2 ommend such transit research, development,
3 and technology transfer activities as the Sec-
4 retary deems appropriate.

5 “(B) NATIONAL ACADEMY OF SCIENCES.—
6 The Secretary may make grants to, and enter
7 into cooperative agreements with, the National
8 Academy of Sciences to carry out such activities
9 as the Secretary determines are appropriate.

10 “(2) STATE PLANNING AND RESEARCH.—The
11 remaining 50 percent of funds made available under
12 sections 21(b)(3)(D) and 21(c)(3) shall be appor-
13 tioned to the States for grants and contracts consist-
14 ent with the purposes of sections 6, 8, 10, 11, and
15 20 of this Act in the ratio which the population in
16 urbanized areas in each State bears to the total pop-
17 ulation in urbanized areas in all the States, as
18 shown by the latest available decennial census, ex-
19 cept that no State shall receive less than $\frac{1}{2}$ of 1
20 percent of the amount apportioned under this sub-
21 section. In any case in which a statewide transit
22 agency is responsible under State law for the financ-
23 ing, construction, and operation, directly, by lease,
24 contract, or otherwise, of statewide public transpor-
25 tation services, such agency shall be the recipient for

1 receiving and dispensing funds under this para-
2 graph.

3 “(3) ALLOCATION WITHIN A STATE.—A State
4 may authorize a portion of its funds made available
5 under paragraph (2) to be used to supplement funds
6 available under paragraph (1), as the State deems
7 appropriate.”.

8 (b) NATIONAL PROGRAM.—Section 26(b) of such Act
9 is amended—

10 (1) in paragraph (1) by striking “section
11 21(c)(4)” and inserting “sections 21(b)(3)(E) and
12 21(c)(4)”; and

13 (2) in paragraph (2) by inserting “annually”
14 after “\$2,000,000”.

15 (c) PILOT PROJECT.—Section 26(c)(4) of such Act
16 is amended by striking “the date of the enactment of this
17 Act” each place it appears and inserting “the date of the
18 enactment of the Intermodal Surface Transportation Effi-
19 ciency Act of 1991”.

20 **SEC. 277. NEEDS SURVEY AND TRANSFERABILITY STUDY.**

21 Section 27(b) of the Federal Transit Act (49 U.S.C.
22 App. 1623(b)) is amended—

23 (1) in paragraph (1) by striking “(3)”;
24

25 (2) in paragraph (2) by striking “such sec-
tions” and inserting “section 9(j) of this Act”; and

1 (3) in paragraph (2) by striking “With” and in-
2 serting “with”.

3 **SEC. 278. STATE RESPONSIBILITY FOR RAIL FIXED GUIDE-**
4 **WAY SYSTEM.**

5 Section 28 of the Federal Transit Act (49 U.S.C.
6 App. 1624(b)) is amended—

7 (1) in the section heading by inserting “**RAIL**”
8 before “**FIXED GUIDEWAY**”; and

9 (2) in subsection (b)(1) by inserting “rail” be-
10 fore “fixed guideway”.

11 **SEC. 279. NATIONAL TRANSIT INSTITUTE.**

12 Section 29 of the Federal Transit Act (49 U.S.C.
13 App. 1625) is amended in the heading to subsection (b)
14 by striking “FUNDING” and inserting “TRAINING OF
15 STATE AND LOCAL GOVERNMENT TRANSPORTATION PER-
16 SONNEL”.

17 **SEC. 280. INCREASED FEDERAL SHARE.**

18 The Federal Transit Act (49 U.S.C. App. 1601–
19 1625) is amended by adding at the end the following new
20 section:

21 **“SEC. 30. INCREASED FEDERAL SHARE.**

22 “(a) STATES WITH LARGE AREAS OF INDIAN AND
23 CERTAIN PUBLIC DOMAIN LANDS.—In the case of any
24 State containing nontaxable Indian lands, individual and
25 tribal, and public domain lands (both reserved and unre-

1 served) exclusive of national forests and national parks
2 and monuments, exceeding 5 percent of the total area of
3 all lands in the State, the Federal share which, but for
4 this subsection, would be applicable for any construction
5 project under this Act shall be increased by a percentage
6 of the remaining cost equal to the percentage that the area
7 of all such lands in the State is of its total area.

8 “(b) STATES WITH LARGE AREAS OF INDIAN AND
9 PUBLIC DOMAIN LANDS AND NATIONAL FORESTS,
10 PARKS, AND MONUMENTS.—In the case of any State con-
11 taining nontaxable Indian lands, individual and tribal,
12 public domain lands (both reserved and unreserved), na-
13 tional forests, and national parks and monuments, the
14 Federal share which, but for this subsection, would be ap-
15 plicable for any construction project under this Act shall
16 be increased by a percentage of the remaining cost equal
17 to the percentage that the area of all such lands in such
18 State is of its total area.

19 “(c) MAXIMUM SHARE.—Notwithstanding sub-
20 sections (a) and (b) of this section, the Federal share for
21 any construction project under this Act shall not exceed
22 95 percent of the total cost of such project.

23 “(d) GRANT RECIPIENT AGREEMENT.—In any case
24 where a grant recipient elects to have the Federal share
25 provided in subsection (b) of this section, the grant recipi-

1 ent must enter into an agreement with the Secretary cov-
2 ering a period of not less than 1 year, requiring grant re-
3 cipient to use solely for purposes eligible for assistance
4 (other than operating assistance) under this Act (other
5 than paying its share of projects approved under this Act)
6 during the period covered by such agreement the dif-
7 ference between the grant recipient's share as provided in
8 subsection (b) and what its share would be if it elected
9 to pay the share provided in subsection (a) for all projects
10 subject to such agreement.”.

11 **SEC. 281. PERFORMANCE REPORTS ON MASS TRANSIT SYS-**
12 **TEMS.**

13 Section 308(e)(1) of title 49, United States Code, is
14 amended by striking “January of each even-numbered
15 year” and inserting “January 1994, January 1995, and
16 January of each odd-numbered year thereafter”.

17 **SEC. 282. CROSS REFERENCE TO FEDERAL TRANSIT ACT.**

18 Section 176 of the Clean Air Act (42 U.S.C. 7506)
19 is amended in each of subsections (c)(2) and (d) by strik-
20 ing “Urban Mass Transportation” each place it appears
21 and inserting “Federal Transit”.

1 **SEC. 283. PARTICIPATION IN INTERNATIONAL REGISTRA-**
2 **TION PLAN AND INTERNATIONAL FUEL TAX**
3 **AGREEMENT.**

4 Section 4008(j) of the Intermodal Surface Transpor-
5 tation Efficiency Act of 1991 (105 Stat. 2155) is amended
6 by striking “102” in the second sentence and inserting
7 “1002”.

8 **SEC. 284. INTELLIGENT VEHICLE-HIGHWAY SYSTEMS.**

9 (a) OPERATIONAL TESTING PROJECTS.—Section
10 6055(d) of the Intermodal Surface Transportation Effi-
11 ciency Act of 1991 (105 Stat. 2192–2193) is amended by
12 inserting “and enter into cooperative agreements and con-
13 tracts with” after “The Secretary may make grants to”.

14 (b) FUNDING.—Section 6058 of such Act (105 Stat.
15 2194–2195) is amended—

16 (1) in the second sentence of subsection (d) by
17 striking “projects undertaken pursuant to subsection
18 (c) of this section” and inserting “activities under-
19 taken with funds made available under subsection
20 (b) and activities undertaken with funds subject to
21 subsection (c)”;

22 (2) in subsection (e) by striking “102” and in-
23 sserting “1002”; and

24 (3) by adding at the end the following new sub-
25 section:

1 “(f) NONAPPLICABILITY OF OTHER REQUIREMENTS
2 OF LAW.—A person (including a public agency) that does
3 not receive assistance under title 23, United States Code,
4 the Federal Transit Act, or any provision of this Act
5 (other than the Intelligent Vehicle-Highway Systems Act
6 of 1991) shall not be subject to any Federal design stand-
7 ard, law, or regulation applicable to persons receiving such
8 assistance solely by reason of such person receiving assist-
9 ance under this section.”.

10 **SEC. 285. TITLE 49, UNITED STATES CODE, AMENDMENTS.**

11 The analysis for chapter 1 of title 49, United States
12 Code, is amended—

13 (1) by striking “Sec. 110. Saint Lawrence Sea-
14 way Development Corporation.”; and

15 (2) by striking “Sec. 111.” and inserting
16 “111.”.

17 **SEC. 286. SURFACE TRANSPORTATION ASSISTANCE ACT OF**
18 **1982 AMENDMENTS.**

19 (a) MOTOR CARRIER SAFETY GRANT PROGRAM.—
20 Section 402 of the Surface Transportation Assistance Act
21 of 1982 (49 U.S.C. App. 2302) is amended—

22 (1) by moving each of subparagraphs (H)
23 through (N) (including any clauses therein) 2 ems to
24 the left;

1 (2) in subsection (b)(1)(N) by striking “give”
2 and inserting “gives”; and

3 (3) in subsection (d) by striking “3” and insert-
4 ing “5”.

5 (b) CARGO CARRYING UNIT LIMITATION.—Section
6 411(j)(5)(D) of such Act (49 U.S.C. App. 2311(j)(5)(D))
7 is amended by striking “prohibited under” and inserting
8 “subject to”.

9 **SEC. 287. COMMERCIAL MOTOR VEHICLE SAFETY ACT OF**
10 **1986 AMENDMENTS.**

11 (a) SECTION 12011.—Section 12011 of the Commer-
12 cial Motor Vehicle Safety Act of 1986 (49 U.S.C. App.
13 2710) is amended—

14 (1) in each of subsections (a) and (b) by strik-
15 ing “104(b)(5), and 104(b)(6)” and inserting
16 “104(b)(3), and 104(b)(5)”; and

17 (2) in subsection (c)(1)(A)(ii) by striking
18 “104(b)(6)” and inserting “104(b)(3)”.

19 (b) SECTION NUMBER REDESIGNATION.—Such Act
20 is further amended by redesignating the second section
21 12020, relating to violation of out-of-service orders, as
22 12021.

1 **SEC. 288. CLEVELAND HARBOR, OHIO.**

2 Section 1079 of the Intermodal Surface Transpor-
3 tation Efficiency Act of 1991 (105 Stat. 2018–2019) is
4 amended—

5 (1) by striking the semicolon at the end of sub-
6 section (b) and inserting a period; and

7 (2) in subsection (d)—

8 (A) by striking “279.31 feet” and insert-
9 ing “269.31 feet”;

10 (B) by striking “127.28 feet” and insert-
11 ing “137.28 feet”;

12 (C) by striking the comma following “Grid
13 System”;

14 (D) by striking “33° – 53’ – 08” east” the
15 first place it appears and inserting
16 “33° – 53’ – 08” west”;

17 (E) by striking “north-westerly” and in-
18 serting “northwesterly”; and

19 (F) by striking “174,764 square feet
20 (4.012 acres)” and inserting “175,143 (4.020
21 acres)”.

22 **SEC. 289. OTHER INTERMODAL SURFACE TRANSPOR-**
23 **TATION EFFICIENCY ACT TECHNICAL**
24 **AMENDMENTS.**

25 (a) SOUTHERN FLORIDA COMMUTER RAIL.—Section
26 3014 of Intermodal Surface Transportation Efficiency Act

1 of 1991 (105 Stat. 2108) is amended by striking “(49
2 U.S.C. 1607a)”.

3 (b) ROAD TESTING OF LCV’S.—Section 4007(d)(1)
4 of such Act (49 U.S.C. App. 2302 note) is amended by
5 striking “on board” and inserting “onboard”.

6 (c) NATIONAL COMMISSION ON INTERMODAL TRANS-
7 PORTATION.—Section 5005 of such Act (49 U.S.C. 301
8 note; 105 Stat. 2160–2162) is amended—

9 (1) in subsection (d)(1) by striking “11 mem-
10 bers” and inserting “15 members”;

11 (2) in subsection (d)(1)(A) by striking “3 mem-
12 bers” and inserting “7 members”; and

13 (3) in subsection (i) by striking “1993” and in-
14 serting “1994”.

15 (d) SECTION 6017.—Section 6017 of such Act (105
16 Stat. 2183) is amended by striking “502(a)” and inserting
17 “5002(a)”.

Attest: DONNALD K. ANDERSON,
Clerk.

HR 4385 RFS—2

HR 4385 RFS—3

HR 4385 RFS—4

HR 4385 RFS—5

HR 4385 RFS—6

HR 4385 RFS—7

HR 4385 RFS—8

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HR 4385 RFS—11

HR 4385 RFS—12