

# Union Calendar No. 259

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

# H. R. 3550

**[Report No. 108–452, Part I]**

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

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 20, 2003

Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. PETRI, Mr. LIPINSKI, Mr. BOEHLERT, Mr. RAHALL, Mr. COBLE, Mr. DEFazio, Mr. DUNCAN, Mr. COSTELLO, Mr. GILCHREST, Ms. NORTON, Mr. MICA, Mr. NADLER, Mr. HOEKSTRA, Mr. MENENDEZ, Mr. QUINN, Ms. CORRINE BROWN of Florida, Mr. EHLERS, Mr. FILNER, Mr. BACHUS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LATOURETTE, Mr. TAYLOR of Mississippi, Mrs. KELLY, Ms. MILLENDER-MCDONALD, Mr. BAKER, Mr. CUMMINGS, Mr. NEY, Mr. BLUMENAUER, Mr. LOBIONDO, Mrs. TAUSCHER, Mr. MORAN of Kansas, Mr. PASCRELL, Mr. GARY G. MILLER of California, Mr. BOSWELL, Mr. BEREUTER, Mr. HOLDEN, Mr. ISAKSON, Mr. LAMPSON, Mr. HAYES, Mr. BAIRD, Mr. SIMMONS, Ms. BERKLEY, Mrs. CAPITO, Mr. HONDA, Mr. BROWN of South Carolina, Mr. LARSEN of Washington, Mr. JOHNSON of Illinois, Mr. CAPUANO, Mr. REHBERG, Mr. WEINER, Mr. PLATTS, Ms. CARSON of Indiana, Mr. GRAVES, Mr. HOEFFEL, Mr. KENNEDY of Minnesota, Mr. THOMPSON of California, Mr. SHUSTER, Mr. BISHOP of New York, Mr. BOOZMAN, Mr. MICHAUD, Mr. CHOCOLA, Mr. DAVIS of Tennessee, Mr. BEAUPREZ, Mr. BURGESS, Mr. BURNS, Mr. PEARCE, Mr. GERLACH, Mr. MARIO DIAZ-BALART of Florida, Mr. PORTER, Mr. MATHESON, and Mr. CARSON of Oklahoma) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

MARCH 29, 2004

Reported with an amendment and referred to the Committees on Education and the Workforce, Energy and Commerce, the Judiciary, Resources, and Science, for a period ending not later than March 29, 2004, for consideration of such provisions of the bill and amendment as fall within the jurisdictions of those committees pursuant to clause 1 of rule X

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

MARCH 29, 2004

Additional sponsors: Mr. BERRY, Mrs. JONES of Ohio, Mr. LAHOOD, Mr. EVANS, Mr. GUTIERREZ, Mr. FROST, Mr. LANTOS, Mr. ANDREWS, Mr. TERRY, Ms. LEE, Mr. DAVIS of Illinois, Mr. GORDON, Ms. HOOLEY of Oregon, Mr. CROWLEY, Mr. RUSH, Mr. ENGEL, Mr. RANGEL, Ms. SCHAKOWSKY, Mr. WU, Mr. GRIJALVA, Mr. ALEXANDER, Mr. EMANUEL, Mr. FRANK of Massachusetts, Mr. DELAHUNT, Mr. MCNULTY, Mr. NEAL of Massachusetts, Mr. DAVIS of Alabama, Mrs. MCCARTHY of New York, Mr. BRADY of Pennsylvania, Mr. SMITH of Washington, Mr. ALLEN, Mr. ABERCROMBIE, Ms. LORETTA SANCHEZ of California, Mr. LUCAS of Kentucky, Mr. INSLEE, Mr. SANDLIN, Mr. TAUZIN, Mr. MCGOVERN, Mr. UPTON, Mr. HASTINGS of Florida, Mr. MCDERMOTT, Mr. KILDEE, Mr. MARKEY, Mrs. MALONEY, Mr. CLAY, Mr. MEEKS of New York, Mr. MEEK of Florida, Mr. CARDIN, Mr. VAN HOLLEN, Mr. TOWNS, Mr. GONZALEZ, Mr. CARDOZA, Mr. BACA, Mr. DOYLE, Mr. MORAN of Virginia, Mr. ENGLISH, Mr. RUPPERSBERGER, Mr. GREEN of Texas, Mr. KANJORSKI, Mr. OWENS, Mr. PAYNE, Mr. ROSS, Mr. HOLT, Mr. STRICKLAND, Mr. ORTIZ, Ms. LINDA T. SÁNCHEZ of California, Mr. WATT, Ms. ROYBAL-ALLARD, Mr. BERMAN, Ms. PELOSI, Ms. DEGETTE, Mr. KUCINICH, and Mr. BECERRA

MARCH 29, 2004

Committees on Education and the Workforce, Energy and Commerce, the Judiciary, Resources, and Science discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on November 20, 2003]

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## A BILL

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

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

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

4 (a) *SHORT TITLE.—This Act may be cited as the*  
 5 *“Transportation Equity Act: A Legacy for Users”.*

6 (b) *TABLE OF CONTENTS.—*

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

**TITLE I—FEDERAL-AID HIGHWAYS**

*Subtitle A—Authorization of programs*

- Sec. 1101. Authorizations of appropriations.*
- Sec. 1102. Obligation ceiling.*
- Sec. 1103. Apportionments.*
- Sec. 1104. Minimum guarantee.*
- Sec. 1105. Project approval and oversight.*
- Sec. 1106. Temporary traffic control devices.*
- Sec. 1107. Revenue aligned budget authority.*
- Sec. 1108. Emergency relief.*
- Sec. 1109. Surface transportation program.*
- Sec. 1110. Highway use tax evasion projects.*
- Sec. 1111. Appalachian development highway system.*
- Sec. 1112. Construction of ferry boats and ferry terminal facilities.*
- Sec. 1113. Interstate maintenance discretionary.*
- Sec. 1114. Highway bridge.*
- Sec. 1115. Transportation and community and system preservation program.*
- Sec. 1116. Deployment of magnetic levitation transportation projects.*
- Sec. 1117. Recreational trails.*
- Sec. 1118. Federal lands Highways.*
- Sec. 1119. Reserved.*
- Sec. 1120. Pedestrian and cyclist equity.*
- Sec. 1121. National commissions.*
- Sec. 1122. Adjustments for the Surface Transportation Extension Act of 2003.*
- Sec. 1123. Roadway safety.*
- Sec. 1124. Equity requirement.*

*Subtitle B—Congestion relief*

- Sec. 1201. Motor vehicle congestion relief.*
- Sec. 1202. Transportation systems management and operations.*
- Sec. 1203. Real-time system management information program.*
- Sec. 1204. Expedited national intelligent transportation systems deployment program.*
- Sec. 1205. Intelligent transportation systems deployment.*
- Sec. 1206. Environmental review of activities that support deployment of intelligent transportation systems.*
- Sec. 1207. Assumption of responsibility for certain programs and projects.*
- Sec. 1208. HOV facilities.*
- Sec. 1209. Congestion pricing pilot program.*

*Subtitle C—Mobility and efficiency*

- Sec. 1301. National corridor infrastructure improvement program.*
- Sec. 1302. Coordinated border infrastructure program.*
- Sec. 1303. Freight intermodal connectors.*
- Sec. 1304. Projects of national and regional significance.*
- Sec. 1305. Dedicated truck lanes.*
- Sec. 1306. Truck parking facilities.*

*Subtitle D—Highway safety*

- Sec. 1401. Highway safety improvement program.*

- Sec. 1402. Worker injury prevention and free flow of vehicular traffic.*  
*Sec. 1403. High risk rural road safety improvement program.*  
*Sec. 1404. Transfers of apportionments to safety programs.*  
*Sec. 1405. Safety incentive grants for use of seat belts.*  
*Sec. 1406. Safety incentives to prevent operation of motor vehicles by intoxicated persons.*  
*Sec. 1407. Repeat offenders for driving while intoxicated.*

*Subtitle E—Construction and contract efficiencies*

- Sec. 1501. Design–build.*  
*Sec. 1502. Warranty Highway Construction Project Pilot Program.*  
*Sec. 1503. Private investment study.*  
*Sec. 1504. Highways for LIFE pilot program.*

*Subtitle F—Finance*

- Sec. 1601. Transportation Infrastructure Finance and Innovation Act.*  
*Sec. 1602. State infrastructure banks.*  
*Sec. 1603. Interstate System reconstruction and rehabilitation toll pilot program.*  
*Sec. 1604. Interstate System construction toll pilot program.*  
*Sec. 1605. Use of excess funds.*

*Subtitle G—High priority projects*

- Sec. 1701. High priority projects program.*  
*Sec. 1702. Project authorizations.*

*Subtitle H—Miscellaneous provisions*

- Sec. 1801. Budget justification.*  
*Sec. 1802. Motorist Information.*  
*Sec. 1803. Motorist information concerning full service restaurants.*  
*Sec. 1804. High priority corridors on the National Highway System.*  
*Sec. 1805. Additions to Appalachian region.*  
*Sec. 1806. Transportation assets and needs of Delta region.*  
*Sec. 1807. Toll facilities workplace safety study.*  
*Sec. 1808. Pavement Marking Systems Demonstration Projects.*  
*Sec. 1809. Work zone safety grants.*  
*Sec. 1810. Grant program to prohibit racial profiling.*  
*Sec. 1811. America’s Byways Resource Center.*  
*Sec. 1812. Technical adjustment.*  
*Sec. 1813. Road User Charge Evaluation Pilot Project.*  
*Sec. 1814. Sense of Congress.*  
*Sec. 1815. Conforming amendment for transportation planning sections.*  
*Sec. 1816. Distribution of metropolitan planning funds within States.*  
*Sec. 1817. Treatment of off ramp.*  
*Sec. 1818. Loan forgiveness.*

**TITLE II—HIGHWAY SAFETY**

- Sec. 2001. Authorization of appropriations.*  
*Sec. 2002. Occupant protection incentive grants.*  
*Sec. 2003. Alcohol-impaired driving countermeasures.*  
*Sec. 2004. State traffic safety information system improvements.*  
*Sec. 2005. High visibility enforcement program.*  
*Sec. 2006. Motorcycle crash causation study.*

- Sec. 2007. Child safety and child booster seat incentive grants.*
- Sec. 2008. Safety data.*
- Sec. 2009. Motorcyclist safety.*
- Sec. 2010. Driver fatigue.*

*TITLE III—FEDERAL TRANSIT ADMINISTRATION PROGRAMS*

- Sec. 3001. Short title; amendments to title 49, United States Code.*
- Sec. 3002. Policies, findings, and purposes.*
- Sec. 3003. Definitions.*
- Sec. 3004. Metropolitan planning.*
- Sec. 3005. Statewide planning.*
- Sec. 3006. Planning programs.*
- Sec. 3007. Private enterprise participation.*
- Sec. 3008. Urbanized area formula grants.*
- Sec. 3009. Clean fuels formula grant program.*
- Sec. 3010. Capital investment grants.*
- Sec. 3011. Formula grants for special needs of elderly individuals and individuals with disabilities.*
- Sec. 3012. Formula grants for other than urbanized areas.*
- Sec. 3013. Research, development, demonstration, and deployment projects.*
- Sec. 3014. Cooperative research program.*
- Sec. 3015. National research and technology programs.*
- Sec. 3016. National Transit Institute.*
- Sec. 3017. Job access and reverse commute formula grants.*
- Sec. 3018. New Freedom program.*
- Sec. 3019. Bus testing facility.*
- Sec. 3020. Bicycle facilities.*
- Sec. 3021. Transit in the parks pilot program.*
- Sec. 3022. Human resource programs.*
- Sec. 3023. General provisions on assistance.*
- Sec. 3024. Special provisions for capital projects.*
- Sec. 3025. Contract requirements.*
- Sec. 3026. Project management oversight and review.*
- Sec. 3027. Investigations of safety and hazards.*
- Sec. 3028. State safety oversight.*
- Sec. 3029. Controlled substances and alcohol misuse testing.*
- Sec. 3030. Employee protective arrangements.*
- Sec. 3031. Administrative procedures.*
- Sec. 3032. National transit database.*
- Sec. 3033. Apportionments based on fixed guideway factors.*
- Sec. 3034. Authorizations.*
- Sec. 3035. Over-the-road bus accessibility program.*
- Sec. 3036. Updated terminology.*
- Sec. 3037. Project authorizations for new fixed guideway capital projects.*
- Sec. 3038. Projects for bus and bus-related facilities.*
- Sec. 3039. National fuel cell bus technology development program.*
- Sec. 3040. Extension of public transit vehicle exemption from axle weight restrictions.*
- Sec. 3041. High-intensity small-urbanized area formula grant program.*
- Sec. 3042. Allocations for national research and technology programs.*
- Sec. 3043. Obligation ceiling.*
- Sec. 3044. Adjustments for the Surface Transportation Extension Act of 2004.*

*TITLE IV—MOTOR CARRIER TRANSPORTATION AND SAFETY*

*Subtitle A—Commercial motor vehicle safety*

- Sec. 4101. Authorization of appropriations.*
- Sec. 4102. Motor carrier safety grants.*
- Sec. 4103. Border enforcement grants.*
- Sec. 4104. Commercial driver's license improvements.*
- Sec. 4105. Hobbs Act.*
- Sec. 4106. Penalty for denial of access to records.*
- Sec. 4107. Medical Review Board.*
- Sec. 4108. Increased penalties for out-of-service violations and false records.*
- Sec. 4109. Commercial vehicle information systems and networks deployment.*
- Sec. 4110. Safety fitness.*
- Sec. 4111. Pattern of safety violations by motor carrier or broker management.*
- Sec. 4112. Motor carrier research and technology program.*
- Sec. 4113. International cooperation.*
- Sec. 4114. Performance and registration information system management.*
- Sec. 4115. Data quality improvement.*
- Sec. 4116. Driveaway saddlemount vehicles.*
- Sec. 4117. Completion of uniform carrier registration.*
- Sec. 4118. Registration of motor carriers and freight forwarders.*
- Sec. 4119. Deposit of certain civil penalties into Highway Trust Fund.*
- Sec. 4120. Outreach and education.*
- Sec. 4121. Insulin treated diabetes mellitus.*
- Sec. 4122. Grant program for commercial motor vehicle operators.*
- Sec. 4123. Commercial motor vehicle safety advisory Committee.*
- Sec. 4124. Safety data improvement program.*
- Sec. 4125. Commercial driver's license information system modernization.*
- Sec. 4126. Maximum hours of service for operators of ground water well drilling rigs.*
- Sec. 4127. Safety performance history screening.*
- Sec. 4128. Intermodal chassis roadability rule-making.*
- Sec. 4129. Substance abuse professionals.*
- Sec. 4130. Interstate van operations.*
- Sec. 4131. Hours of service for operators of utility service vehicles.*
- Sec. 4132. Technical corrections.*

*Subtitle B—Household goods transportation*

- Sec. 4201. Federal-State relations relating to transportation of household goods.*
- Sec. 4202. Arbitration requirements.*
- Sec. 4203. Civil penalties relating to household goods brokers and unauthorized transportation.*
- Sec. 4204. Penalties for holding household goods hostage.*
- Sec. 4205. Working group for development of practices and procedures to enhance Federal-State relations.*
- Sec. 4206. Consumer handbook on dot Web site.*
- Sec. 4207. Release of household goods broker information.*
- Sec. 4208. Consumer complaint information.*
- Sec. 4209. Insurance regulations.*
- Sec. 4210. Estimating requirements.*
- Sec. 4211. Application of State consumer protection laws to certain household goods carriers.*

## TITLE V—TRANSPORTATION RESEARCH AND EDUCATION

## Subtitle A—Funding

- Sec. 5101. *Authorization of appropriations.*  
 Sec. 5102. *Obligation ceiling.*

## Subtitle B—Research, technology, and education

- Sec. 5201. *Research, technology, and education.*  
 Sec. 5202. *Long-term bridge performance program; innovative bridge research and deployment program.*  
 Sec. 5203. *Surface transportation environment and planning cooperative research program.*  
 Sec. 5204. *Technology deployment.*  
 Sec. 5205. *Training and education.*  
 Sec. 5206. *Freight planning capacity building.*  
 Sec. 5207. *Advanced travel forecasting procedures program.*  
 Sec. 5208. *National cooperative freight transportation research program.*  
 Sec. 5209. *Future strategic highway research program.*  
 Sec. 5210. *Transportation safety information management system project.*  
 Sec. 5211. *Surface transportation congestion relief solutions research initiative.*  
 Sec. 5212. *Motor carrier efficiency study.*

## Subtitle C—University transportation research; scholarship opportunities

- Sec. 5301. *National university transportation centers.*  
 Sec. 5302. *University transportation research.*  
 Sec. 5303. *Transportation scholarship opportunities program.*

## Subtitle D—Advanced technologies

- Sec. 5401. *Advanced heavy-duty vehicle technologies research program.*  
 Sec. 5402. *Commercial remote sensing products and spatial information technologies.*

## Subtitle E—Transportation data and analysis

- Sec. 5501. *Bureau of Transportation Statistics.*

## Subtitle F—Intelligent transportation systems research

- Sec. 5601. *Short title.*  
 Sec. 5602. *Goals and purposes.*  
 Sec. 5603. *General authorities and requirements.*  
 Sec. 5604. *National architecture and standards.*  
 Sec. 5605. *Research and development.*  
 Sec. 5606. *Infrastructure development.*  
 Sec. 5607. *Definitions.*  
 Sec. 5608. *Rural interstate corridor communications study.*  
 Sec. 5609. *Repeal.*

## TITLE VI—TRANSPORTATION PLANNING AND PROJECT DELIVERY

- Sec. 6001. *Transportation planning.*  
 Sec. 6002. *Efficient environmental reviews for project decisionmaking.*  
 Sec. 6003. *Policy on historic sites.*  
 Sec. 6004. *Exemption of interstate system.*

*TITLE VII—HAZARDOUS MATERIALS TRANSPORTATION*

- Sec. 7001. Amendment of title 49, United States Code.*  
*Sec. 7002. Findings and purpose.*  
*Sec. 7003. Definitions.*  
*Sec. 7004. General regulatory authority.*  
*Sec. 7005. Chemical or biological materials.*  
*Sec. 7006. Representation and tampering.*  
*Sec. 7007. Technical amendments.*  
*Sec. 7008. Training of certain employees.*  
*Sec. 7009. Registration.*  
*Sec. 7010. Providing shipping papers.*  
*Sec. 7011. Rail tank cars.*  
*Sec. 7012. Unsatisfactory safety rating.*  
*Sec. 7013. Training curriculum for the public sector.*  
*Sec. 7014. Planning and training grants, monitoring, and review.*  
*Sec. 7015. Special permits and exclusions.*  
*Sec. 7016. Uniform forms and procedures.*  
*Sec. 7017. International uniformity of standards and requirements.*  
*Sec. 7018. Administrative.*  
*Sec. 7019. Enforcement.*  
*Sec. 7020. Civil penalty.*  
*Sec. 7021. Criminal penalty.*  
*Sec. 7022. Preemption.*  
*Sec. 7023. Relationship to other laws.*  
*Sec. 7024. Judicial review.*  
*Sec. 7025. Authorization of appropriations.*  
*Sec. 7026. Determining amount of undeclared shipments of hazardous materials entering the United States.*  
*Sec. 7027. Conforming amendments.*

*TITLE VIII—TRANSPORTATION DISCRETIONARY SPENDING  
GUARANTEE*

- Sec. 8001. Policy.*

1                   ***TITLE I—FEDERAL-AID***  
2                   ***HIGHWAYS***  
3                   ***Subtitle A—Authorization of***  
4                   ***Programs***

5 ***SEC. 1101. AUTHORIZATIONS OF APPROPRIATIONS.***

- 6           (a) *IN GENERAL.*—*The following sums are authorized*  
7 *to be appropriated from the Highway Trust Fund (other*  
8 *than the Mass Transit Account):*



1           (1) *INTERSTATE MAINTENANCE PROGRAM.*—*For*  
2 *the Interstate maintenance program under section*  
3 *119 of title 23, United States Code, \$4,323,076,000*  
4 *for fiscal year 2004, \$4,431,153,000 for fiscal year*  
5 *2005, \$4,541,932,000 for fiscal year, 2006,*  
6 *\$4,655,480,000 for fiscal year 2007, \$4,771,867,000*  
7 *for fiscal year 2008, and \$4,891,164,000 for fiscal*  
8 *year 2009.*

9           (2) *NATIONAL HIGHWAY SYSTEM.*—*For the Na-*  
10 *tional Highway System under section 103 of that*  
11 *title, \$5,187,691,000 for fiscal year 2004,*  
12 *\$5,317,383,000 for fiscal year 2005, \$5,450,318,000*  
13 *for fiscal year 2006, \$5,586,576,000 for fiscal year*  
14 *2007, \$5,726,240,000 for fiscal year 2008, and*  
15 *\$5,869,396,000 for fiscal year 2009.*

16           (3) *BRIDGE PROGRAM.*—*For the bridge program*  
17 *under section 144 of that title, \$3,709,440,000 for fis-*  
18 *cal year 2004, \$3,802,176,000 for fiscal year 2005,*  
19 *\$3,897,231,000 for fiscal year 2006, \$3,994,661,000*  
20 *for fiscal year 2007, \$4,094,528,000 for fiscal year*  
21 *2008, and \$4,196,891,000 for fiscal year 2009.*

22           (4) *HIGHWAY SAFETY IMPROVEMENT PRO-*  
23 *GRAM.*—*For the highway safety improvement pro-*  
24 *gram under sections 130 and 152 of that title, \$0 for*  
25 *fiscal year 2004, \$630,000,000 for fiscal year 2005,*

1       \$645,000,000 for fiscal year 2006, \$660,000,000 for  
2       fiscal year 2007, \$680,000,000 for fiscal year 2008,  
3       and \$695,000,000 for fiscal year 2009. Of such funds  
4        $\frac{1}{3}$  per fiscal year shall be available to carry out sec-  
5       tion 130 and  $\frac{2}{3}$  shall be available to carry out section  
6       152.

7               (5) *SURFACE TRANSPORTATION PROGRAM.*—For  
8       the surface transportation program under section 133  
9       of that title, \$6,052,306,000 for fiscal year 2004,  
10       \$6,203,614,000 for fiscal year 2005, \$6,358,704,000  
11       for fiscal year 2006, \$6,517,672,000 for fiscal year  
12       2007, \$6,680,614,000 for fiscal year 2008, and  
13       \$6,847,629,000 for fiscal year 2009.

14              (6) *CONGESTION MITIGATION AND AIR QUALITY*  
15       *IMPROVEMENT PROGRAM.*—For the congestion mitiga-  
16       tion and air quality improvement program under sec-  
17       tion 149 of that title, \$1,469,846,000 for fiscal year  
18       2004, \$1,506,592,000 for fiscal year 2005,  
19       \$1,544,257,000 for fiscal year 2006, \$1,582,863,000  
20       for fiscal year 2007, \$1,622,435,000 for fiscal year  
21       2008, and \$1,662,996,000 for fiscal year 2009.

22              (7) *APPALACHIAN DEVELOPMENT HIGHWAY SYS-*  
23       *TEM PROGRAM.*—For the Appalachian development  
24       highway system program under section 14501 of title  
25       40, United States Code, \$460,000,000 for fiscal year

1       2004 and \$470,000,000 for each of fiscal years 2005  
2       through 2009.

3               (8) *RECREATIONAL TRAILS PROGRAM.*—For the  
4       recreational trails program under section 206 of title  
5       23, United States Code, \$53,000,000 for fiscal year  
6       2004, \$70,000,000 for fiscal year 2005, \$80,000,000  
7       for fiscal year 2006, \$90,000,000 for fiscal year 2007,  
8       \$100,000,000 for fiscal year 2008, and \$110,000,000  
9       for fiscal year 2009.

10              (9) *FEDERAL LANDS HIGHWAYS PROGRAM.*—

11                      (A) *INDIAN RESERVATION ROADS.*—For In-  
12       dian reservation roads under section 204 of title  
13       23, United States Code, \$325,000,000 for fiscal  
14       year 2004, \$365,000,000 for fiscal year 2005,  
15       \$390,000,000 for fiscal year 2006, \$395,000,000  
16       for fiscal year 2007, \$420,000,000 for fiscal year  
17       2008, and \$420,000,000 for fiscal year 2009.

18                      (B) *PARK ROADS AND PARKWAYS.*—For  
19       park roads and parkways roads under section  
20       204 of that title, \$170,000,000 for fiscal year  
21       2004, \$185,000,000 for fiscal year 2005,  
22       \$200,000,000 for fiscal year 2006, \$215,000,000  
23       for fiscal year 2007, \$225,000,000 for fiscal year  
24       2008, and \$225,000,000 for fiscal year 2009.

1                   (C) *PUBLIC LANDS HIGHWAY.*—For public  
2                   lands highway under section 204 of that title,  
3                   \$250,000,000 for fiscal year 2004, \$260,000,000  
4                   for fiscal year 2005, \$280,000,000 for fiscal year  
5                   2006, \$280,000,000 for fiscal year 2007,  
6                   \$290,000,000 for fiscal year 2008, and  
7                   \$300,000,000 for fiscal year 2009.

8                   (D) *REFUGE ROADS.*—For refuge roads  
9                   under section 204 of that title, \$20,000,000 for  
10                  each of fiscal years 2004 through 2009.

11                  (10) *NATIONAL CORRIDOR INFRASTRUCTURE IM-*  
12                  *PROVEMENT PROGRAM.*—For the national corridor in-  
13                  frastructure improvement program under section  
14                  1301 of this title, \$333,333,000 for fiscal year 2004,  
15                  \$600,000,000 for fiscal year 2005, \$600,000,000 for  
16                  fiscal year 2006, \$600,000,000 for fiscal year 2007,  
17                  \$600,000,000 for fiscal year 2008, and \$600,000,000  
18                  for fiscal year 2009.

19                  (11) *COORDINATED BORDER INFRASTRUCTURE*  
20                  *PROGRAM.*—For the coordinated border infrastructure  
21                  program under section 1302 of this title,  
22                  \$105,000,000 for fiscal year 2004, \$200,000,000 for  
23                  fiscal year 2005, \$200,000,000 for fiscal year 2006,  
24                  \$200,000,000 for fiscal year 2007, \$200,000,000 for

1 *fiscal year 2008, and \$225,000,000 for fiscal year*  
2 *2009.*

3 (12) *PROJECTS OF NATIONAL AND REGIONAL SIG-*  
4 *NIFICANCE PROGRAM.—For the projects of national*  
5 *and regional significance program under section 1304*  
6 *of this title, \$600,000,000 for fiscal year 2004,*  
7 *\$1,100,000,000 for fiscal year 2005, \$1,100,000,000*  
8 *for fiscal year 2006, \$1,200,000,000 for fiscal year*  
9 *2007, \$1,300,000,000 for fiscal year 2008, and*  
10 *\$1,300,000,000 for fiscal year 2009.*

11 (13) *CONSTRUCTION OF FERRY BOATS AND*  
12 *FERRY TERMINAL FACILITIES.—For construction of*  
13 *ferry boats and ferry terminal facilities under section*  
14 *165 of title 23, United States Code, \$60,000,000 for*  
15 *fiscal year 2004, \$70,000,000 for fiscal year 2005,*  
16 *\$75,000,000 for fiscal year 2006, \$75,000,000 for fis-*  
17 *cal year 2007, \$75,000,000 for fiscal year 2008, and*  
18 *\$75,000,000 for fiscal year 2009.*

19 (14) *NATIONAL SCENIC BYWAYS PROGRAM.—For*  
20 *the national scenic byways program under section*  
21 *162 of title 23, United States Code, \$30,000,000 for*  
22 *fiscal year 2004, \$40,000,000 for fiscal year 2005,*  
23 *\$45,000,000 for fiscal year 2006, \$55,000,000 for fis-*  
24 *cal year 2007, \$55,000,000 for fiscal year 2008, and*  
25 *\$60,000,000 for fiscal year 2009.*

1           (15) *CONGESTION PRICING PILOT PROGRAM.—*  
2           *For the congestion pricing pilot program under sec-*  
3           *tion 1209 of this title, \$15,000,000 for fiscal year*  
4           *2004, \$15,000,000 for fiscal year 2005, \$15,000,000*  
5           *for fiscal year 2006, \$15,000,000 for fiscal year 2007,*  
6           *\$15,000,000 for fiscal year 2008, and \$15,000,000 for*  
7           *fiscal year 2009.*

8           (16) *DEPLOYMENT OF 511 TRAVELER INFORMA-*  
9           *TION PROGRAM.—For the 511 traveler information*  
10          *program under section 1204(c)(7) of this title,*  
11          *\$6,000,000 for each of fiscal years 2004 through 2009.*

12          (17) *HIGH PRIORITY PROJECTS PROGRAM.—For*  
13          *the high priority projects program under section 117*  
14          *of title 23, United States Code, \$2,176,042,000 for fis-*  
15          *cal year 2004, \$2,061,242,000 for fiscal year 2005,*  
16          *\$1,809,342,000 for fiscal year 2006, \$1,708,042,000*  
17          *for fiscal year 2007, \$1,757,242,000 for fiscal year*  
18          *2008, and \$1,615,242,000 for fiscal year 2009.*

19          (18) *FREIGHT INTERMODAL CONNECTOR PRO-*  
20          *GRAM.—For the freight intermodal connector program*  
21          *under section 1303 of this title, \$115,000,000 for fis-*  
22          *cal year 2004, \$250,000,000 for fiscal year 2005,*  
23          *\$250,000,000 for fiscal year 2006, \$250,000,000 for*  
24          *fiscal year 2007, \$250,000,000 for fiscal year 2008,*  
25          *and \$250,000,000 for fiscal year 2009.*

1           (19) *HIGH RISK RURAL ROAD SAFETY IMPROVE-*  
2           *MENT PROGRAM.*—*For the high risk rural road safety*  
3           *improvement program under section 1403 of this title,*  
4           *\$85,000,000 for fiscal year 2004, \$105,000,000 for fis-*  
5           *cal year 2005, \$110,000,000 for fiscal year 2006,*  
6           *\$120,000,000 for fiscal year 2007, \$125,000,000 for*  
7           *fiscal year 2008, and \$130,000,000 for fiscal year*  
8           *2009.*

9           (20) *HIGHWAY USE TAX EVASION PROGRAM.*—  
10          *For highway use tax evasion projects under section*  
11          *143 of title 23, United States Code, \$12,000,000 for*  
12          *fiscal year 2004, \$30,000,000 for fiscal year 2005,*  
13          *\$30,000,000 for fiscal year 2006, \$20,000,000 for fis-*  
14          *cal year 2007, \$10,000,000 for fiscal year 2008, and*  
15          *\$7,000,000 for fiscal year 2009.*

16          (21) *PEDESTRIAN AND CYCLIST EQUITY.*—  
17                (A) *SAFE ROUTES TO SCHOOL PROGRAM.*—  
18                *For the safe routes to school program under sec-*  
19                *tion 1120(a) of this title, \$125,000,000 for fiscal*  
20                *year 2004, \$150,000,000 for fiscal year 2005,*  
21                *\$175,000,000 for fiscal year 2006, \$175,000,000*  
22                *for fiscal year 2007, \$175,000,000 for fiscal year*  
23                *2008, and \$200,000,000 for fiscal year 2009.*

24                (B) *NONMOTORIZED PILOT PROGRAM.*—*For*  
25                *the nonmotorized pilot program under section*

1           1120(b) of this title, \$20,000,000 for fiscal year  
2           2004 and \$25,000,000 for each of fiscal years  
3           2005 through 2009.

4           (22) *DEDICATED TRUCK LANES.*—For dedicated  
5           truck lanes under section 1305 of this title,  
6           \$80,000,000 for fiscal year 2004, \$165,000,000 for  
7           each of fiscal years 2005 through 2008, and  
8           \$170,000,000 for fiscal year 2009.

9           (23) *HIGHWAYS FOR LIFE PROGRAM.*—For the  
10          highways for life program under section 1504 of this  
11          title, \$40,000,000 for fiscal year 2004, \$55,000,000 for  
12          fiscal year 2005, and \$60,000,000 for each of fiscal  
13          years 2006 through 2009.

14          (24) *COMMONWEALTH OF PUERTO RICO HIGH-*  
15          *WAY PROGRAM.*—For the Commonwealth of Puerto  
16          Rico highway program under section 1214(r) of the  
17          Transportation Equity Act for the 21st Century (112  
18          Stat. 209), \$115,000,000 for fiscal year 2004,  
19          \$125,000,000 for fiscal year 2005, \$130,000,000 for  
20          fiscal year 2006, \$130,000,000 for fiscal year 2007,  
21          \$140,000,000 for fiscal year 2008, and \$140,000,000  
22          for fiscal year 2009.

23          (b) *DISADVANTAGED BUSINESS ENTERPRISES.*—

24                 (1) *GENERAL RULE.*—Except to the extent that  
25          the Secretary determines otherwise, not less than 10



1       *percent of the amounts made available for any pro-*  
2       *gram under titles I, III, and V of this Act and section*  
3       *403 of title 23, United States Code, shall be expended*  
4       *with small business concerns owned and controlled by*  
5       *socially and economically disadvantaged individuals.*

6               (2) *DEFINITIONS.—In this subsection, the fol-*  
7       *lowing definitions apply:*

8               (A) *SMALL BUSINESS CONCERN.—The term*  
9       *“small business concern” has the meaning such*  
10       *term has under section 3 of the Small Business*  
11       *Act (15 U.S.C. 632); except that such term shall*  
12       *not include any concern or group of concerns*  
13       *controlled by the same socially and economically*  
14       *disadvantaged individual or individuals which*  
15       *has average annual gross receipts over the pre-*  
16       *ceding 3 fiscal years in excess of \$17,420,000, as*  
17       *adjusted by the Secretary for inflation.*

18              (B) *SOCIALLY AND ECONOMICALLY DIS-*  
19       *ADVANTAGED INDIVIDUALS.—The term “socially*  
20       *and economically disadvantaged individuals”*  
21       *has the meaning such term has under section*  
22       *8(d) of the Small Business Act (15 U.S.C.*  
23       *637(d)) and relevant subcontracting regulations*  
24       *promulgated pursuant thereto; except that*  
25       *women shall be presumed to be socially and eco-*

1           *nomically disadvantaged individuals for pur-*  
2           *poses of this subsection.*

3           (3) *ANNUAL LISTING OF DISADVANTAGED BUSI-*  
4           *NESS ENTERPRISES.—Each State shall annually sur-*  
5           *vey and compile a list of the small business concerns*  
6           *referred to in paragraph (1) and the location of such*  
7           *concerns in the State and notify the Secretary, in*  
8           *writing, of the percentage of such concerns which are*  
9           *controlled by women, by socially and economically*  
10          *disadvantaged individuals (other than women), and*  
11          *by individuals who are women and are otherwise so-*  
12          *cially and economically disadvantaged individuals.*

13          (4) *UNIFORM CERTIFICATION.—The Secretary*  
14          *shall establish minimum uniform criteria for State*  
15          *governments to use in certifying whether a concern*  
16          *qualifies for purposes of this subsection. Such min-*  
17          *imum uniform criteria shall include, but not be lim-*  
18          *ited to, on-site visits, personal interviews, licenses,*  
19          *analysis of stock ownership, listing of equipment,*  
20          *analysis of bonding capacity, listing of work com-*  
21          *pleted, resume of principal owners, financial capac-*  
22          *ity, and type of work preferred.*

23          (5) *COMPLIANCE WITH COURT ORDERS.—Noth-*  
24          *ing in this subsection limits the eligibility of an enti-*  
25          *ty or person to receive funds made available under ti-*

1 *ties I, III, and V of this Act and section 403 of title*  
 2 *23, United States Code, if the entity or person is pre-*  
 3 *vented, in whole or in part, from complying with*  
 4 *paragraph (1) because a Federal court issues a final*  
 5 *order in which the court finds that the requirement*  
 6 *of paragraph (1), or the program established under*  
 7 *paragraph (1), is unconstitutional.*

8 **SEC. 1102. OBLIGATION CEILING.**

9 *(a) GENERAL LIMITATION.—Notwithstanding any*  
 10 *other provision of law but subject to subsections (g) and*  
 11 *(h), the obligations for Federal-aid highway and highway*  
 12 *safety construction programs shall not exceed—*

13 *(1) \$33,644,000,000 for fiscal year 2004;*

14 *(2) \$34,641,000,000 for fiscal year 2005;*

15 *(3) \$35,668,000,000 for fiscal year 2006;*

16 *(4) \$36,725,000,000 for fiscal year 2007;*

17 *(5) \$37,813,000,000 for fiscal year 2008; and*

18 *(6) \$38,934,000,000 for fiscal year 2009.*

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

21 *(1) under section 125 of title 23, United States*  
 22 *Code;*

23 *(2) under section 147 of the Surface Transpor-*  
 24 *tation Assistance Act of 1978;*

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

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

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

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

11           (7) *under section 157 of title 23, United States*  
12 *Code, as in effect on June 8, 1998;*

13           (8) *under section 105 of title 23, United States*  
14 *Code (but, for each of fiscal years 1998 through 2013),*  
15 *only in an amount equal to \$639,000,000 per fiscal*  
16 *year; and*

17           (9) *for Federal-aid highway programs for which*  
18 *obligation authority was made available under the*  
19 *Transportation Equity Act for the 21st Century or*  
20 *subsequent public laws for multiple years or to re-*  
21 *main available until used, but only to the extent that*  
22 *such obligation authority has not lapsed or been used.*

23           (c) *DISTRIBUTION OF OBLIGATION AUTHORITY.—For*  
24 *each of fiscal years 2004 through 2009, the Secretary*  
25 *shall—*

1           (1) *not distribute obligation authority provided*  
2 *by subsection (a) for such fiscal year for amounts au-*  
3 *thorized for administrative expenses and amounts au-*  
4 *thorized for the highway use tax evasion program and*  
5 *the Bureau of Transportation Statistics;*

6           (2) *not distribute an amount of obligation au-*  
7 *thority provided by subsection (a) that is equal to the*  
8 *unobligated balance of amounts made available from*  
9 *the Highway Trust Fund (other than the Mass Tran-*  
10 *sit Account) for Federal-aid highway and highway*  
11 *safety programs for previous fiscal years the funds for*  
12 *which are allocated by the Secretary;*

13           (3) *determine the ratio that—*

14           (A) *the obligation authority provided by*  
15 *subsection (a) for such fiscal year less the aggre-*  
16 *gate of amounts not distributed under para-*  
17 *graphs (1) and (2), bears to*

18           (B) *the total of the sums authorized to be*  
19 *appropriated for Federal-aid highway and high-*  
20 *way safety construction programs (other than*  
21 *sums authorized to be appropriated for sections*  
22 *set forth in paragraphs (1) through (7) of sub-*  
23 *section (b) and sums authorized to be appro-*  
24 *priated for section 105 of title 23, United States*  
25 *Code, equal to the amount referred to in sub-*

1           *section (b)(8)) for such fiscal year less the aggregate*  
2           *of the amounts not distributed under paragraph*  
3           *(1) of this subsection;*

4           *(4) distribute the obligation authority provided*  
5           *by subsection (a) less the aggregate amounts not distributed*  
6           *under paragraphs (1) and (2) for section 117*  
7           *of title 23, United States Code (relating to high priority*  
8           *projects program), section 14501 of title 40,*  
9           *United States Code (relating to Appalachian development*  
10           *highway system), and \$2,000,000,000 for such*  
11           *fiscal year under section 105 of title 23, United States*  
12           *Code (relating to minimum guarantee) so that*  
13           *amount of obligation authority available for each of*  
14           *such sections is equal to the amount determined by*  
15           *multiplying the ratio determined under paragraph*  
16           *(3) by the sums authorized to be appropriated for*  
17           *such section (except in the case of section 105,*  
18           *\$2,000,000,000) for such fiscal year;*

19           *(5) distribute the obligation authority provided*  
20           *by subsection (a) less the aggregate amounts not distributed*  
21           *under paragraphs (1) and (2) and amounts*  
22           *distributed under paragraph (4) for each of the programs*  
23           *that are allocated by the Secretary under this*  
24           *Act and title 23, United States Code (other than activities*  
25           *to which paragraph (1) applies and programs*

1       to which paragraph (4) applies) by multiplying the  
2       ratio determined under paragraph (3) by the sums  
3       authorized to be appropriated for such program for  
4       such fiscal year; and

5               (6) distribute the obligation authority provided  
6       by subsection (a) less the aggregate amounts not dis-  
7       tributed under paragraphs (1) and (2) and amounts  
8       distributed under paragraphs (4) and (5) for Federal-  
9       aid highway and highway safety construction pro-  
10      grams (other than the minimum guarantee program,  
11      but only to the extent that amounts apportioned for  
12      the minimum guarantee program for such fiscal year  
13      exceed \$2,639,000,000, and the Appalachian develop-  
14      ment highway system program) that are apportioned  
15      by the Secretary under this Act and title 23, United  
16      States Code, in the ratio that—

17               (A) sums authorized to be appropriated for  
18              such programs that are apportioned to each  
19              State for such fiscal year, bear to

20               (B) the total of the sums authorized to be  
21              appropriated for such programs that are appor-  
22              tioned to all States for such fiscal year.

23       (d) *REDISTRIBUTION OF UNUSED OBLIGATION AU-*  
24      *THORITY.*—Notwithstanding subsection (c), the Secretary  
25      shall after August 1 of each of fiscal years 2004 through

1 2009 revise a distribution of the obligation authority made  
2 available under subsection (c) if an amount made available  
3 under this section will not be obligated during the fiscal  
4 year and redistribute sufficient amounts to those States able  
5 to obligate amounts in addition to those previously distrib-  
6 uted during that fiscal year. In making the redistribution,  
7 the Secretary shall give priority to those States having large  
8 unobligated balances of funds apportioned under sections  
9 104 and 144 of title 23, United States Code.

10 (e) *APPLICABILITY OF OBLIGATION LIMITATIONS TO*  
11 *TRANSPORTATION RESEARCH PROGRAMS.*—Obligation lim-  
12 itations imposed by subsection (a) shall apply to transpor-  
13 tation research programs carried out under chapter 5 of  
14 title 23, United States Code, and under title V of this Act;  
15 except that obligation authority made available for such  
16 programs under such limitations shall remain available for  
17 a period of 3 fiscal years.

18 (f) *REDISTRIBUTION OF CERTAIN AUTHORIZED*  
19 *FUNDS.*—Not later than 30 days after the date of the dis-  
20 tribution of obligation authority under subsection (c) for  
21 each of fiscal years 2004 through 2009, the Secretary shall  
22 distribute to the States any funds (1) that are authorized  
23 to be appropriated for such fiscal year for Federal-aid high-  
24 way programs, and (2) that the Secretary determines will  
25 not be allocated to the States, and will not be available for



1 obligation, in such fiscal year due to the imposition of any  
2 obligation limitation for such fiscal year. Such distribution  
3 to the States shall be made in the same ratio as the distribu-  
4 tion of obligation authority under subsection (c)(6). The  
5 funds so distributed shall be available for any purposes de-  
6 scribed in section 133(b) of title 23, United States Code.

7 (g) *SPECIAL RULE.*—Obligation authority distributed  
8 for a fiscal year under subsection (c)(4) for a section set  
9 forth in subsection (c)(4) shall remain available until used  
10 for obligation of funds for such section and shall be in addi-  
11 tion to the amount of any limitation imposed on obligations  
12 for Federal-aid highway and highway safety construction  
13 programs for future fiscal years.

14 (h) *INCREASE IN OBLIGATION LIMIT.*—Limitations on  
15 obligations imposed by subsection (a) for a fiscal year shall  
16 be increased by an amount equal to the amount determined  
17 pursuant to section 251(b)(1)(B)(ii)(I)(cc) of the *Balanced*  
18 *Budget and Emergency Deficit Control Act of 1985* (2  
19 *U.S.C. 901(b)(2)(B)(ii)(I)(cc)*) for such fiscal year. Any  
20 such increase shall be distributed in accordance with this  
21 section.

22 (i) *LIMITATIONS ON OBLIGATIONS FOR ADMINISTRA-*  
23 *TIVE EXPENSES.*—Notwithstanding any other provision of  
24 law, the total amount of all obligations under section 104(a)  
25 of title 23, United States Code, shall not exceed—

- 1           (1) \$390,000,000 for fiscal year 2004;
- 2           (2) \$395,000,000 for fiscal year 2005;
- 3           (3) \$395,000,000 for fiscal year 2006;
- 4           (4) \$395,000,000 for fiscal year 2007;
- 5           (5) \$395,000,000 for fiscal year 2008; and
- 6           (6) \$400,000,000 for fiscal year 2009.

7 **SEC. 1103. APPORTIONMENTS.**

8           (a) *ADMINISTRATIVE EXPENSES.*—Section 104(a) of  
9 title 23, United States Code, is amended—

10           (1) by striking paragraphs (1) and (2) and in-  
11           serting the following:

12           “(1) *IN GENERAL.*—There are authorized to be  
13           appropriated from the Highway Trust Fund (other  
14           than the Mass Transit Account) for purposes de-  
15           scribed in paragraph (2) \$390,000,000 for fiscal year  
16           2004, \$395,000,000 for fiscal year 2005, \$395,000,000  
17           for fiscal year 2006, \$395,000,000 for fiscal year  
18           2007, \$395,000,000 for fiscal year 2008, and  
19           \$400,000,000 for fiscal year 2009.

20           “(2) *USE OF FUNDS.*—The amounts authorized  
21           to be appropriated by paragraph (1) are authorized  
22           for the following purposes:

23           “(A) *To administer the provisions of law to*  
24           *be financed from appropriations for the Federal-*

1           *aid highway program and programs authorized*  
2           *under chapter 2.*

3           “(B) *To make transfers of such sums as the*  
4           *Secretary determines to be appropriate to the*  
5           *Appalachian Regional Commission for adminis-*  
6           *trative activities associated with the Appa-*  
7           *lachian development highway system.”;*

8           (2) *in paragraph (3) by striking “sum deducted*  
9           *under” and inserting “amounts authorized to be ap-*  
10           *propriated by”; and*

11           (3) *in paragraph (4)—*

12           (A) *by striking “sums deducted under” and*  
13           *inserting “amounts authorized to be appro-*  
14           *priated by”; and*

15           (B) *by striking “and the Federal Motor*  
16           *Carrier Safety Administration”.*

17           (b) *NATIONAL HIGHWAY SYSTEM.—Section 104(b) of*  
18           *such title is amended—*

19           (1) *by striking “the deduction authorized by sub-*  
20           *section (a) and”; and*

21           (2) *in paragraph (1)(A)—*

22           (A) *by striking “\$36,400,000 for each fiscal*  
23           *year” and inserting “\$40,000,000 for fiscal year*  
24           *2004, \$40,000,000 for fiscal year 2005,*  
25           *\$40,000,000 for fiscal year 2006, \$50,000,000 for*

1           *fiscal year 2007, \$50,000,000 for fiscal year*  
2           *2008, and \$50,000,000 for fiscal year 2009”; and*  
3           *(B) by striking “\$18,800,000 for each of fis-*  
4           *cal years 1998 through 2002” and inserting*  
5           *“\$20,000,000 for fiscal year 2004 and*  
6           *\$30,000,000 for each of fiscal years 2005 through*  
7           *2009”.*

8           *(c) CONFORMING AMENDMENTS.—Section 104 of such*  
9           *title is amended—*

10           *(1) in subsection (f)(1)—*

11           *(A) by striking “, after making the deduc-*  
12           *tion authorized by subsection (a) of this sec-*  
13           *tion,”; and*

14           *(B) by striking “remaining”; and*

15           *(2) in subsection (i) by striking “deducted” and*  
16           *inserting “authorized to be appropriated”.*

17           *(d) PUERTO RICO HIGHWAY PROGRAM.—Section*  
18           *1214(r) of the Transportation Equity Act for the 21st Cen-*  
19           *tury (112 Stat. 209; 117 Stat. 1114) is amended—*

20           *(1) in paragraph (1) by striking “(15) for each*  
21           *of fiscal years 1998 through 2004” and inserting*  
22           *“(24) for each of fiscal years 2004 through 2009 of the*  
23           *Transportation Equity Act: A Legacy for Users”; and*

1           (2) in paragraph (2) by striking “(15) of this  
2           Act” and inserting “(24) of the Transportation Eq-  
3           uity Act: A Legacy for Users”.

4 **SEC. 1104. MINIMUM GUARANTEE.**

5           (a) *GENERAL RULE.*—Section 105(a) of title 23,  
6 *United States Code, is amended—*

7           (1) by striking “1998 through 2003” and insert-  
8           ing “2004 through 2009”;

9           (2) by striking “, high priority projects”; and

10           (3) by striking “and recreational trails” and in-  
11           serting “recreational trails, coordinated border infra-  
12           structure, freight intermodal connectors, safe routes to  
13           school, highway safety improvement, and high risk  
14           rural road safety improvement”.

15           (b) *TREATMENT OF FUNDS.*—Section 105(c)(1) of such  
16 *title is amended—*

17           (1) by striking “\$2,800,000,000” and inserting  
18           “\$2,870,000,000 in fiscal year 2004, \$2,941,750,000  
19           in fiscal year 2005, \$3,015,293,750 in fiscal year  
20           2006, \$3,090,676,094 in fiscal year 2007,  
21           \$3,167,942,996 in fiscal year 2008, and  
22           \$3,247,141,571 in fiscal year 2009”;

23           (2) by striking “, high priority projects”; and

24           (3) by striking “and recreational trails” each  
25           place it appears and inserting “recreational trails,

1 *coordinated border infrastructure, freight intermodal*  
2 *connectors, safe routes to school, highway safety im-*  
3 *provement, and high risk rural road safety improve-*  
4 *ment”.*

5 *(c) AUTHORIZATION.—Section 105(d) of such title is*  
6 *amended by striking “1998 through 2003” and inserting*  
7 *“2004 through 2009”.*

8 *(d) SPECIAL RULE.—Section 105 of such title is fur-*  
9 *ther amended—*

10 *(1) by striking subsection (e); and*

11 *(2) by redesignating subsection (f) as subsection*  
12 *(e).*

13 *(e) GUARANTEED SPECIFIED RETURN.—Section*  
14 *105(e) of such title (as redesignated by subsection (d)) is*  
15 *amended—*

16 *(1) in the subsection heading by striking “OF*  
17 *90.5” and inserting “SPECIFIED”; and*

18 *(2) in paragraph (1) by striking “1999 through*  
19 *2003” and inserting “2004 through 2009”.*

20 *(f) CONFORMING AMENDMENTS.—*

21 *(1) SECTION 131.—Section 131(m) of title 23,*  
22 *United States Code, is amended by striking “in ac-*  
23 *cordance with the program of projects approval proc-*  
24 *ess of section 105”.*

1           (2) *SECTION 140.*—*Section 140 of such title is*  
2     *amended—*

3           (A) *in subsection (a) by striking “programs*  
4     *for projects as provided for in subsection (a) of*  
5     *section 105 of this title” and inserting “project*  
6     *under this chapter”;* and

7           (B) *in subsection (c) by striking “subsection*  
8     *104(b)(3) of this title” and inserting “section*  
9     *104(b)(3)”.*

10 ***SEC. 1105. PROJECT APPROVAL AND OVERSIGHT.***

11         *Section 106(h) of title 23, United States Code, is*  
12     *amended by striking “\$1,000,000,000” and inserting*  
13     *“\$500,000,000”.*

14 ***SEC. 1106. TEMPORARY TRAFFIC CONTROL DEVICES.***

15         (a) *STANDARDS.*—*Section 109(e) of title 23, United*  
16     *States Code, is amended—*

17           (1) *by striking “(e) No funds” and inserting the*  
18     *following:*

19         *“(e) INSTALLATION OF SAFETY DEVICES.—*

20           *“(1) HIGHWAY AND RAILROAD GRADE CROSSINGS*  
21     *AND DRAWBRIDGES.—No funds”;* and

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

23         *“(2) TEMPORARY TRAFFIC CONTROL DEVICES.—*

24     *No funds shall be approved for expenditure on any*  
25     *Federal-aid highway, or highway affected under chap-*

1        *ter 2 of this title, unless proper temporary traffic con-*  
2        *trol devices to improve safety in work zones will be*  
3        *installed and maintained during construction, utility,*  
4        *and maintenance operations on that portion of the*  
5        *highway with respect to which such expenditures are*  
6        *to be made. Installation and maintenance of the de-*  
7        *vices shall be in accordance with the Manual on Uni-*  
8        *form Traffic Control Devices.”.*

9        *(b) LETTING OF CONTRACTS.—Section 112 of such title*  
10     *is amended—*

11             *(1) by striking subsection (f);*

12             *(2) by redesignating subsection (g) as subsection*  
13     *(f); and*

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

15     *“(g) TEMPORARY TRAFFIC CONTROL DEVICES.—*

16             *“(1) ISSUANCE OF REGULATIONS.—The Sec-*  
17     *retary, after consultation with appropriate Federal*  
18     *and State officials, shall issue regulations establishing*  
19     *the conditions for the appropriate use of, and expend-*  
20     *iture of funds for, uniformed law enforcement officers,*  
21     *positive protective measures between workers and mo-*  
22     *torized traffic, and installation and maintenance of*  
23     *temporary traffic control devices during construction,*  
24     *utility, and maintenance operations.*



1           “(2) *EFFECTS OF REGULATIONS.*—Based on reg-  
2           ulations issued under paragraph (1), a State shall—

3                   “(A) develop separate pay items for the use  
4                   of uniformed law enforcement officers, positive  
5                   protective measures between workers and motor-  
6                   ized traffic, and installation and maintenance of  
7                   temporary traffic control devices during con-  
8                   struction, utility, and maintenance operations;  
9                   and

10                   “(B) incorporate such pay items into con-  
11                   tract provisions to be included in each contract  
12                   entered into by the State with respect to a high-  
13                   way project to ensure compliance with section  
14                   109(e)(2).

15           “(3) *LIMITATION.*—Nothing in the regulations  
16           shall be construed to prohibit a State from imple-  
17           menting standards that are more stringent than those  
18           required under the regulations.

19           “(4) *POSITIVE PROTECTIVE MEASURES DE-*  
20           *FINED.*—In this subsection, the term ‘positive protec-  
21           tive measures’ means temporary traffic barriers, crash  
22           cushions, and other strategies to avoid traffic acci-  
23           dents in work zones, including full road closures.”.

1 **SEC. 1107. REVENUE ALIGNED BUDGET AUTHORITY.**

2 (a) *IN GENERAL.*—Section 110 of title 23, United  
3 States Code, relating to revenue aligned budget authority,  
4 will be continued in such a way as to create greater sta-  
5 bility in program funding level adjustments and maintain  
6 a direct relationship to the receipts in the Highway Account  
7 of the Highway Trust Fund.

8 (b) *TECHNICAL AMENDMENT.*—Section 110(b)(1)(A) of  
9 title 23, United States Code, is amended by striking “for”  
10 the second place it appears.

11 **SEC. 1108. EMERGENCY RELIEF.**

12 (a) *IN GENERAL.*—Effective October 1, 2004, section  
13 125(c)(1) of title 23, United States Code, is amended by  
14 striking “\$100,000,000” and inserting “\$120,000,000”.

15 (b) *AUTHORIZATIONS OF APPROPRIATIONS FROM GEN-  
16 ERAL FUND.*—There is authorized to be appropriated for  
17 a fiscal year such sums as may be necessary for allocations  
18 by the Secretary described in subsections (a) and (b) of sec-  
19 tions 125 of title 23, United States Code, if the total of those  
20 allocations in such fiscal year are in excess of \$120,000,000.

21 **SEC. 1109. SURFACE TRANSPORTATION PROGRAM.**

22 Section 133(f)(1) of title 23, United States Code, is  
23 amended—

24 (1) by striking “1998 through 2000” and insert-  
25 ing “2004 through 2006”; and

1           (2) by striking “2001 through 2003” and insert-  
2           ing “2007 through 2009”.

3 **SEC. 1110. HIGHWAY USE TAX EVASION PROJECTS.**

4           (a) *ELIGIBLE ACTIVITIES.*—

5           (1) *INTERGOVERNMENTAL ENFORCEMENT EF-*  
6           *FORTS.*—Section 143(b)(2) of title 23, United States  
7           Code, is amended by inserting before the period the  
8           following: “; except that of funds so made available  
9           for each of fiscal years 2004 through 2009, \$2,000,000  
10           shall be available only to carry out intergovernmental  
11           enforcement efforts, including research and training”.

12           (2) *CONDITIONS ON FUNDS ALLOCATED TO IN-*  
13           *TERNAL REVENUE SERVICE.*—Section 143(b)(3) of  
14           such title is amended by striking “The” and inserting  
15           “Except as otherwise provided in this section, the”.

16           (3) *LIMITATION ON USE OF FUNDS.*—Section  
17           143(b)(4) of such title is amended—

18           (A) by striking “and” at the end of sub-  
19           paragraph (F);

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

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

23           “(H) to support efforts between States and  
24           Indian tribes to address issues related to State  
25           motor fuel taxes; and

1           “(I) to analyze and implement programs to  
2           reduce tax evasion associated with foreign im-  
3           ported fuel.”.

4           (4) *REPORTS.*—Section 143(b) of such title is  
5           amended by adding at the end the following:

6           “(9) *REPORTS.*—The Commissioner of the Inter-  
7           nal Revenue Service and each State shall submit to  
8           the Secretary an annual report that describes the  
9           projects, examinations, and criminal investigations  
10          funded by and carried out under this section. Such  
11          report shall specify the annual yield estimated for  
12          each project funded under this section.”.

13          (b) *EXCISE FUEL REPORTING SYSTEM.*—

14           (1) *IN GENERAL.*—Section 143(c)(1) of such title  
15          is amended—

16           (A) by striking “August 1, 1998,” and in-  
17           serting “90 days after the date of enactment of  
18           the *Transportation Equity Act: A Legacy for*  
19           *Users*,”;

20           (B) by striking “development” and insert-  
21           ing “completion, operation,”; and

22           (C) by striking “an excise fuel reporting  
23           system (in this subsection referred to as ‘the sys-  
24           tem’)” and inserting “an excise summary ter-  
25           minal activity reporting system”.

1           (2) *ELEMENTS OF MEMORANDUM OF UNDER-*  
2           *STANDING.—Section 143(c)(2) of such title is amend-*  
3           *ed—*

4                   (A) *by striking “the system” the first place*  
5                   *it appears and inserting “the excise summary*  
6                   *terminal activity reporting system”;*

7                   (B) *in subparagraph (A) by striking “de-*  
8                   *velop” and inserting “complete”;*

9                   (C) *by striking “and” at the end of sub-*  
10                   *paragraph (B);*

11                   (D) *by striking the period at the end of sub-*  
12                   *paragraph (C) and inserting “; and”; and*

13                   (E) *by adding at the end the following:*

14                   *“(D) the Commissioner of the Internal Rev-*  
15                   *enue Service shall submit and the Secretary shall*  
16                   *approve a budget and project plan for the com-*  
17                   *pletion, operation, and maintenance of the sys-*  
18                   *tem.”; and*

19           (3) *FUNDING PRIORITY.—Section 143(c)(3) of*  
20           *such title is amended to read as follows:*

21                   *“(3) FUNDING.—Of the amounts made available*  
22                   *to carry out this section for each of fiscal years 2004*  
23                   *through 2009, the Secretary shall make available to*  
24                   *the Internal Revenue Service such funds as may be*  
25                   *necessary to complete, operate, and maintain the ex-*

1        *cise summary terminal activity reporting system in*  
2        *accordance with this subsection.”.*

3        *(c) REGISTRATION SYSTEM AND ELECTRONIC DATA-*  
4        *BASE.—Section 143 of such title is further amended by add-*  
5        *ing at the end the following:*

6            *“(d) PIPELINE, VESSEL, AND BARGE REGISTRATION*  
7        *SYSTEM.—*

8            *“(1) IN GENERAL.—Not later than 90 days after*  
9        *the date of enactment of this subsection, the Secretary*  
10        *shall enter into a memorandum of understanding*  
11        *with the Commissioner of the Internal Revenue Serv-*  
12        *ice for the purposes of the development, operation,*  
13        *and maintenance of a registration system for pipe-*  
14        *lines, vessels, and barges, and operators of such pipe-*  
15        *lines, vessels, and barges, that make bulk transfers of*  
16        *taxable fuel.*

17            *“(2) ELEMENTS OF MEMORANDUM OF UNDER-*  
18        *STANDING.—The memorandum of understanding shall*  
19        *provide that—*

20            *“(A) the Internal Revenue Service shall de-*  
21        *velop and maintain the registration system*  
22        *through contracts;*

23            *“(B) the Commissioner of the Internal Rev-*  
24        *enue Service shall submit and the Secretary shall*  
25        *approve a budget and project plan for develop-*

1           *ment, operation, and maintenance of the reg-*  
2           *istration system;*

3           “(C) *the registration system shall be under*  
4           *the control of the Internal Revenue Service; and*

5           “(D) *the registration system shall be made*  
6           *available for use by appropriate State and Fed-*  
7           *eral revenue, tax, and law enforcement authori-*  
8           *ties, subject to section 6103 of the Internal Rev-*  
9           *enue Code of 1986.*

10          “(3) *FUNDING.—Of the amounts made available*  
11          *to carry out this section for each of fiscal years 2004*  
12          *through 2009, the Secretary shall make available to*  
13          *the Internal Revenue Service such funds as may be*  
14          *necessary to complete, operate, and maintain a reg-*  
15          *istration system for pipelines, vessels, and barges, and*  
16          *operators of such pipelines, vessels, and barges, that*  
17          *make bulk transfers of taxable fuel in accordance with*  
18          *this subsection.*

19          “(e) *HEAVY VEHICLE USE TAX PAYMENT DATA-*  
20          *BASE.—*

21          “(1) *IN GENERAL.—Not later than 90 days after*  
22          *the date of enactment of this subsection, the Secretary*  
23          *shall enter into a memorandum of understanding*  
24          *with the Commissioner of the Internal Revenue Serv-*  
25          *ice for the purposes of the establishment, operation,*

1 *and maintenance of an electronic database of heavy*  
2 *vehicle highway use tax payments.*

3 “(2) *ELEMENTS OF MEMORANDUM OF UNDER-*  
4 *STANDING.—The memorandum of understanding shall*  
5 *provide that—*

6 “(A) *the Internal Revenue Service shall es-*  
7 *tablish and maintain the electronic database*  
8 *through contracts;*

9 “(B) *the Commissioner of the Internal Rev-*  
10 *enue Service shall submit and the Secretary shall*  
11 *approve a budget and project plan for establish-*  
12 *ment, operation, and maintenance of the elec-*  
13 *tronic database;*

14 “(C) *the electronic database shall be under*  
15 *the control of the Internal Revenue Service; and*

16 “(D) *the electronic database shall be made*  
17 *available for use by appropriate State and Fed-*  
18 *eral revenue, tax, and law enforcement authori-*  
19 *ties, subject to section 6103 of the Internal Rev-*  
20 *enue Code of 1986.*

21 “(3) *FUNDING.—Of the amounts made available*  
22 *to carry out this section for each of fiscal years 2004*  
23 *through 2009, the Secretary shall make available to*  
24 *the Internal Revenue Service such funds as may be*  
25 *necessary to establish, operate, and maintain an elec-*



1        *tronic database of heavy vehicle highway use tax pay-*  
2        *ments in accordance with this subsection.*

3        “(f) *REPORTS.*—*Not later than March 30 and Sep-*  
4        *tember 30 of each year, the Commissioner of the Internal*  
5        *Revenue Service shall provide reports to the Secretary on*  
6        *the status of the Internal Revenue Service projects funded*  
7        *under this section related to the excise summary terminal*  
8        *activity reporting system, the pipeline, vessel, and barge*  
9        *registration system, and the heavy vehicle use tax electronic*  
10       *database.”.*

11       **SEC. 1111. APPALACHIAN DEVELOPMENT HIGHWAY SYSTEM.**

12        (a) *APPORTIONMENT.*—*The Secretary shall apportion*  
13        *funds made available by section 1101(a)(7) of this Act for*  
14        *fiscal years 2004 through 2009 among the States based on*  
15        *the latest available cost to complete estimate for the Appa-*  
16        *lachian development highway system under section 14501*  
17        *title 40, United States Code.*

18        (b) *APPLICABILITY OF TITLE 23.*—*Funds made avail-*  
19        *able by section 1101(a)(7) of this Act for the Appalachian*  
20        *development highway system shall be available for obliga-*  
21        *tion in the same manner as if such funds were apportioned*  
22        *under chapter 1 of title 23, United States Code; except that*  
23        *the Federal share of the cost of any project under this sec-*  
24        *tion shall be determined in accordance with such section*  
25        *14501 of title 40, United States Code, and such funds shall*

1 *be available to construct highways and access roads under*  
 2 *such section and shall remain available until expended.*

3 *(c) USE OF TOLL CREDITS.—Section 120(j)(1) of title*  
 4 *23, United States Code is amended by inserting “and the*  
 5 *Appalachian development highway system program under*  
 6 *section 14501 of title 40” after “section 125”.*

7 **SEC. 1112. CONSTRUCTION OF FERRY BOATS AND FERRY**  
 8 **TERMINAL FACILITIES.**

9 *(a) IN GENERAL.—Subchapter I of chapter 1 of title*  
 10 *23, United States Code, is amended by adding at the end*  
 11 *the following:*

12 **“§ 165. Construction of ferry boats and ferry terminal**  
 13 **facilities**

14 *“(a) IN GENERAL.—The Secretary shall carry out a*  
 15 *program for construction of ferry boats and ferry terminal*  
 16 *facilities in accordance with section 129(c).*

17 *“(b) FEDERAL SHARE.—The Federal share payable for*  
 18 *construction of ferry boats and ferry terminal facilities*  
 19 *under this section shall be 80 percent of the cost thereof.*

20 *“(c) AVAILABILITY OF AMOUNTS.—Amounts made*  
 21 *available to carry out this section shall remain available*  
 22 *until expended.*

23 *“(d) SET-ASIDE FOR PROJECTS ON NHS.—*

24 *“(1) IN GENERAL.—\$20,000,000 of the amount*  
 25 *made available to carry out this section for each of*

1       *fiscal years 2004 through 2009 shall be obligated for*  
2       *the construction or refurbishment of ferry boats and*  
3       *ferry terminal facilities and approaches to such facili-*  
4       *ties within marine highway systems that are part of*  
5       *the National Highway System.*

6               “(2) *ALASKA.*—\$10,000,000 of the \$20,000,000  
7       *for a fiscal year made available under paragraph (1)*  
8       *shall be made available to the State of Alaska.*

9               “(3) *NEW JERSEY.*—\$5,000,000 of the  
10       *\$20,000,000 for a fiscal year made available under*  
11       *paragraph (1) shall be made available to the State of*  
12       *New Jersey.*

13               “(4) *WASHINGTON.*—\$5,000,000 of the  
14       *\$20,000,000 for a fiscal year made available under*  
15       *paragraph (1) shall be made available to the State of*  
16       *Washington.*

17               “(e) *APPLICABILITY.*—*All provisions of this chapter*  
18       *that are applicable to the National Highway System, other*  
19       *than provisions relating to apportionment formula and*  
20       *Federal share, shall apply to funds made available to carry*  
21       *out this section, except as determined by the Secretary to*  
22       *be inconsistent with this section.”.*

23               “(b) *CONFORMING AMENDMENT.*—*The analysis for sub-*  
24       *chapter I of chapter 1 of such title is amended by adding*  
25       *at the end the following:*

“165. *Construction of ferry boats and ferry terminal facilities.”.*

1       (c) *NATIONAL FERRY DATABASE.*—

2               (1) *ESTABLISHMENT.*—*The Secretary, acting*  
3 *through the Bureau of Transportation Statistics, shall*  
4 *establish and maintain a national ferry database.*

5               (2) *CONTENTS.*—*The database shall contain cur-*  
6 *rent information regarding ferry systems, including*  
7 *information regarding routes, vessels, passengers and*  
8 *vehicles carried, funding sources and such other infor-*  
9 *mation as the Secretary considers useful.*

10              (3) *UPDATE REPORT.*—*Using information col-*  
11 *lected through the database, the Secretary shall peri-*  
12 *odically modify as appropriate the report submitted*  
13 *under section 1207(c) of the Transportation Equity*  
14 *Act for the 21st Century (23 U.S.C. 129 note; 112*  
15 *Stat. 185–186).*

16              (4) *REQUIREMENTS.*—*The Secretary shall—*

17                      (A) *compile the database not later than 1*  
18 *year after the date of enactment of this Act and*  
19 *update the database every 2 years thereafter;*

20                      (B) *ensure that the database is easily acces-*  
21 *sible to the public;*

22                      (C) *make available, from the ferry boat and*  
23 *ferry terminal program authorized under section*  
24 *165 of title 23, United States Code, not more*

1           *than \$500,000 for each of fiscal years 2004*  
2           *through 2009 to establish the database.*

3 **SEC. 1113. INTERSTATE MAINTENANCE DISCRETIONARY.**

4       *(a) IN GENERAL.—Section 118 of title 23, United*  
5 *States Code, is amended—*

6           *(1) by striking subsection (c);*

7           *(2) in subsection (e) by inserting “SPECIAL*  
8 *RULES.—” before “Funds made”; and*

9           *(3) by redesignating subsections (d) and (e) as*  
10 *subsections (c) and (d), respectively.*

11       *(b) CONFORMING AMENDMENT.—Section 103(d)(1) of*  
12 *such title is amended by striking “or 118(c)”.*

13       *(c) TECHNICAL AMENDMENTS.—*

14           *(1) SECTION 114.—Section 114(a) of such title is*  
15 *amended by striking “Except as provided in section*  
16 *117 of this title, such” and inserting “Such”.*

17           *(2) SECTION 116.—Section 116(b) of such title is*  
18 *amended by striking “highway department” and in-*  
19 *serting “transportation department”.*

20           *(3) SECTION 120.—Section 120(e) of such title is*  
21 *amended in the first sentence by striking “such sys-*  
22 *tem” and inserting “such highway”.*

23           *(4) SECTION 126.—Section 126(a) of such title is*  
24 *amended by inserting “under” before “section*  
25 *104(b)(3)”.*

1           (5) *SECTION 127.*—Section 127 of such title is  
 2           amended by striking “118(b)(1)” and inserting  
 3           “118(b)(2)”.

4           (6) *BICYCLE AND PEDESTRIAN SAFETY*  
 5           *GRANTS.*—Section 1212(i) of the *Transportation Eq-*  
 6           *uity Act for the 21st Century* (112 Stat. 196–197) is  
 7           amended by redesignating subparagraphs (D) and  
 8           (E) as paragraphs (2) and (3), respectively, and mov-  
 9           ing such paragraphs 2 ems to the left.

10          (d) *LIMITATION.*—The amendments made by this sec-  
 11          tion shall not apply to, or have any affect with respect to,  
 12          funds made available under section 118 of title 23, *United*  
 13          *States Code*, before the date of enactment of this section.

14          **SEC. 1114. HIGHWAY BRIDGE.**

15          (a) *SCOUR COUNTERMEASURES.*—Section 144(d) of  
 16          *title 23, United States Code*, is amended to read as follows:

17               “(d) *APPLICATIONS FOR AND APPROVAL OF ASSIST-*  
 18               *ANCE.*—

19                       “(1) *BRIDGE REPLACEMENT OR REHABILITA-*  
 20                       *TION.*—Whenever any State or States make applica-  
 21                       tion to the Secretary for assistance in replacing or re-  
 22                       habilitating a highway bridge which the priority sys-  
 23                       tem established under subsections (b) and (c) shows to  
 24                       be eligible, the Secretary may approve Federal par-

1        *ticipation in replacing such bridge with a comparable*  
2        *facility or in rehabilitating such bridge.*

3            “(2) *PREVENTIVE MAINTENANCE, SCOUR MEAS-*  
4        *URES, AND APPLICATIONS OF CERTAIN COMPOSI-*  
5        *TIONS.—Whenever any State makes application to the*  
6        *Secretary for assistance in painting, seismic retrofit,*  
7        *or preventive maintenance of, or installing scour*  
8        *countermeasures or applying calcium magnesium ace-*  
9        *tate, sodium acetate/formate, or other environmentally*  
10       *acceptable, minimally corrosive anti-icing and de-*  
11       *icing compositions to, the structure of a highway*  
12       *bridge, the Secretary may approve Federal partici-*  
13       *ation in the painting, seismic retrofit, or preventive*  
14       *maintenance of, or installation of scour counter-*  
15       *measures or application of acetate or sodium acetate/*  
16       *formate or such anti-icing or de-icing composition to,*  
17       *such structure.*

18            “(3) *ELIGIBILITY.—The Secretary shall deter-*  
19        *mine the eligibility of highway bridges for replace-*  
20        *ment or rehabilitation for each State based upon the*  
21        *unsafe highway bridges in such State; except that a*  
22        *State may carry out a project for preventive mainte-*  
23        *nance on a bridge, seismic retrofit of a bridge, or in-*  
24        *stalling scour countermeasures to a bridge under this*

1        *section without regard to whether the bridge is eligible*  
2        *for replacement or rehabilitation under this section.”.*

3        (b) *BRIDGE DISCRETIONARY SET-ASIDE.*—Section  
4        *144(g)(1) of such title is amended by adding at the end*  
5        *the following:*

6                    *“(D) FISCAL YEARS 2004 THROUGH*  
7                    *2009.—Of the amounts authorized to be appro-*  
8                    *priated to carry out the bridge program under*  
9                    *this section for each of the fiscal years 2004*  
10                   *through 2009, all but \$100,000,000 shall be ap-*  
11                   *portioned as provided in subsection (e). Such*  
12                   *\$100,000,000 shall be available at the discretion*  
13                   *of the Secretary.”.*

14        (c) *OFF-SYSTEM BRIDGES.*—Section 144(g)(3) of such  
15        *title is amended—*

16                    (1) *by striking “15 percent” and inserting “20*  
17                    *percent”;*

18                    (2) *by striking “1987” and inserting “2004”;*

19                    (3) *by striking “2003” and inserting “2009”;*

20                    (4) *by inserting “, perform systematic preventive*  
21                    *maintenance,” after “paint”; and*

22                    (5) *by inserting a comma before “to highway*  
23                    *bridges”.*



1       (d) *TECHNICAL AMENDMENT.*—Section 144(i) of such  
2 title is amended by striking “at the same time” and all  
3 that follows through “Congress”.

4 **SEC. 1115. TRANSPORTATION AND COMMUNITY AND SYS-**  
5 **TEM PRESERVATION PROGRAM.**

6       (a) *EXTENSION.*—Section 1221(e)(1) of *Transpor-*  
7 *tation Equity Act for the 21st Century* (23 U.S.C. 101 note;  
8 112 Stat. 223) is amended—

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

11           (2) by inserting before the period at the end the  
12 following: “, and \$25,000,000 for fiscal year 2004,  
13 \$30,000,000 for fiscal year 2005, \$35,000,000 for fis-  
14 cal year 2006, \$35,000,000,000 for fiscal year 2007,  
15 and \$35,000,000 for each of fiscal years 2008 and  
16 2009”.

17       (b) *FEDERAL SHARE.*—Section 1221(e)(2) of such Act  
18 is amended by inserting before the period at the end “; ex-  
19 cept that such funds shall not be transferable and the Fed-  
20 eral share for projects and activities carried out with such  
21 funds shall be determined in accordance with section 120(b)  
22 of title 23, United States Code”.

1 **SEC. 1116. DEPLOYMENT OF MAGNETIC LEVITATION TRANS-**  
2 **PORTATION PROJECTS.**

3 (a) *DEFINITIONS.—In this section, the following defi-*  
4 *initions apply:*

5 (1) *ELIGIBLE PROJECT COSTS.—The term “eligi-*  
6 *ble project costs”—*

7 (A) *means the capital cost of the fixed*  
8 *guideway infrastructure of a MAGLEV project,*  
9 *including land, piers, guideways, propulsion*  
10 *equipment and other components attached to*  
11 *guideways, power distribution facilities (includ-*  
12 *ing substations), control and communications fa-*  
13 *ilities, access roads, and storage, repair, and*  
14 *maintenance facilities, but not including costs*  
15 *incurred for a new station; and*

16 (B) *includes the costs of preconstruction*  
17 *planning activities.*

18 (2) *FULL PROJECT COSTS.—The term “full*  
19 *project costs” means the total capital costs of a*  
20 *MAGLEV project, including eligible project costs and*  
21 *the costs of stations, vehicles, and equipment.*

22 (3) *MAGLEV.—The term “MAGLEV” means*  
23 *transportation systems employing magnetic levitation*  
24 *that would be capable of safe use by the public at a*  
25 *speed in excess of 240 miles per hour.*

1           (4) *STATE.*—*The term “State” has the meaning*  
2 *such term has under section 101(a) of title 23, United*  
3 *States Code.*

4           (b) *IN GENERAL.*—

5           (1) *ASSISTANCE FOR ELIGIBLE PROJECTS.*—*The*  
6 *Secretary shall make available financial assistance to*  
7 *pay the Federal share of full project costs of eligible*  
8 *projects authorized by this section.*

9           (2) *USE OF ASSISTANCE.*—*Financial assistance*  
10 *provided under paragraph (1) shall be used only to*  
11 *pay eligible project costs of projects authorized by this*  
12 *section.*

13           (3) *APPLICABILITY OF OTHER LAWS.*—*Financial*  
14 *assistance made available under this section, and*  
15 *projects assisted with such assistance, shall be subject*  
16 *to section 5333(a) of title 49, United States Code.*

17           (c) *PROJECT ELIGIBILITY.*—*To be eligible to receive fi-*  
18 *nancial assistance under subsection (b), a project shall—*

19           (1) *involve a segment or segments of a high-speed*  
20 *ground transportation corridor;*

21           (2) *result in an operating transportation facility*  
22 *that provides a revenue producing service; and*

23           (3) *be approved by the Secretary based on an*  
24 *application submitted to the Secretary by a State or*  
25 *authority designated by 1 or more States.*

1       (d) *AUTHORIZATION OF APPROPRIATIONS.*—*There is*  
2 *authorized to be appropriated from the Highway Trust*  
3 *Fund (other than the Mass Transit Account) to carry out*  
4 *this section \$15,000,000 for fiscal year 2005 and*  
5 *\$20,000,000 for each of fiscal years 2006 through 2009.*

6       (e) *APPLICABILITY OF TITLE 23, UNITED STATES*  
7 *CODE.*—*Funds authorized to be appropriated by this sec-*  
8 *tion shall be available for obligation in the same manner*  
9 *as if such funds were apportioned under chapter 1 of title*  
10 *23, United States Code; except that the Federal share of the*  
11 *full project costs of an eligible project shall be 80 percent,*  
12 *and such funds shall remain available until expended and*  
13 *shall not be transferable.*

14 **SEC. 1117. RECREATIONAL TRAILS.**

15       (a) *RECREATIONAL TRAILS PROGRAM FORMULA.*—  
16 *Section 104(h)(1) of title 23, United States Code, is amend-*  
17 *ed by striking “research and technical” and all that follows*  
18 *through “Committee” and inserting “research, technical as-*  
19 *sistance, and training under the recreational trails pro-*  
20 *gram”.*

21       (b) *PERMISSIBLE USES.*—*Section 206(d)(2) of such*  
22 *title is amended to read as follows:*

23               “(2) *PERMISSIBLE USES.*—*Permissible uses of*  
24 *funds apportioned to a State for a fiscal year to carry*  
25 *out this section include—*

1           “(A) maintenance and restoration of exist-  
2           ing recreational trails;

3           “(B) development and rehabilitation of  
4           trailside and trailhead facilities and trail link-  
5           ages for recreational trails;

6           “(C) purchase and lease of recreational trail  
7           construction and maintenance equipment;

8           “(D) construction of new recreational trails,  
9           except that, in the case of new recreational trails  
10          crossing Federal lands, construction of the trails  
11          shall be—

12                   “(i) permissible under other law;

13                   “(ii) necessary and recommended by a  
14                   statewide comprehensive outdoor recreation  
15                   plan that is required by the Land and  
16                   Water Conservation Fund Act of 1965 (16  
17                   U.S.C. 460l-4 et seq.) and that is in effect;

18                   “(iii) approved by the administering  
19                   agency of the State designated under sub-  
20                   section (c)(1); and

21                   “(iv) approved by each Federal agency  
22                   having jurisdiction over the affected lands  
23                   under such terms and conditions as the  
24                   head of the Federal agency determines to be  
25                   appropriate, except that the approval shall

1           *be contingent on compliance by the Federal*  
2           *agency with all applicable laws, including*  
3           *the National Environmental Policy Act of*  
4           *1969 (42 U.S.C. 4321 et seq.), the Forest*  
5           *and Rangeland Renewable Resources Plan-*  
6           *ning Act of 1974 (16 U.S.C. 1600 et seq.),*  
7           *and the Federal Land Policy and Manage-*  
8           *ment Act of 1976 (43 U.S.C. 1701 et seq.);*

9           *“(E) acquisition of easements and fee sim-*  
10          *ple title to property for recreational trails or rec-*  
11          *reational trail corridors;*

12          *“(F) assessment of trail conditions for ac-*  
13          *cessibility and maintenance;*

14          *“(G) operation of educational programs to*  
15          *promote safety and environmental protection as*  
16          *those objectives relate to the use of recreational*  
17          *trails, but in an amount not to exceed 5 percent*  
18          *of the apportionment made to the State for the*  
19          *fiscal year; and*

20          *“(H) payment of costs to the State incurred*  
21          *in administering the program, but in an amount*  
22          *not to exceed 7 percent of the apportionment*  
23          *made to the State for the fiscal year to carry out*  
24          *this section.”.*

1       (c) *USE OF APPORTIONMENTS.*—Section 206(d)(3) of  
2 such title is amended—

3           (1) by striking subparagraph (C);

4           (2) by redesignating subparagraph (D) as sub-  
5 paragraph (C); and

6           (3) in subparagraph (C) (as so redesignated) by  
7 striking “(2)(F)” and inserting “(2)(H)”.

8       (d) *FEDERAL SHARE.*—Section 206(f) of such title is  
9 amended—

10           (1) in paragraph (1)—

11               (A) by inserting “and the Federal share of  
12 the administrative costs of a State” after  
13 “project”; and

14               (B) by striking “not exceed 80 percent” and  
15 inserting “be determined in accordance with sec-  
16 tion 120(b)”;

17           (2) in paragraph (2)(A) by striking “80 percent  
18 of” and inserting “the amount determined in accord-  
19 ance with section 120(b) for”;

20           (3) in paragraph (2)(B) by inserting “spon-  
21 soring the project” after “Federal agency”;

22           (4) by striking paragraph (5);

23           (5) by redesignating paragraph (4) as para-  
24 graph (5);

1           (6) in paragraph (5) (as so redesignated) by  
2           striking “80 percent” and inserting “the Federal  
3           share as determined in accordance with section  
4           120(b)”; and

5           (7) by inserting after paragraph (3) the fol-  
6           lowing:

7           “(4) *USE OF RECREATIONAL TRAILS PROGRAM*  
8           *FUNDS TO MATCH OTHER FEDERAL PROGRAM*  
9           *FUNDS.—Notwithstanding any other provision of law,*  
10          *funds made available under this section may be used*  
11          *toward the non-Federal matching share for other Fed-*  
12          *eral program funds that are—*

13                 “(A) *expended in accordance with the re-*  
14                 *quirements of the Federal program relating to*  
15                 *activities funded and populations served; and*

16                 “(B) *expended on a project that is eligible*  
17                 *for assistance under this section.”.*

18          (e) *PLANNING AND ENVIRONMENTAL ASSESSMENT*  
19          *COSTS INCURRED PRIOR TO PROJECT APPROVAL.—Section*  
20          *206(h)(1) of such title is amended by adding at the end*  
21          *the following:*

22                 “(C) *PLANNING AND ENVIRONMENTAL AS-*  
23                 *SESSMENT COSTS INCURRED PRIOR TO PROJECT*  
24                 *APPROVAL.—The Secretary may allow pre-ap-*  
25                 *proval planning and environmental compliance*



1           *costs to be credited toward the non-Federal share*  
2           *of the cost of a project described under subsection*  
3           *(d)(2) (other than subparagraph (I)) in accord-*  
4           *ance with subsection (f), limited to costs incurred*  
5           *less than 18 months prior to project approval.”.*

6           *(f) ENCOURAGEMENT OF USE OF YOUTH CONSERVA-*  
7           *TION OR SERVICE CORPS.—The Secretary shall encourage*  
8           *the States to enter into contracts and cooperative agree-*  
9           *ments with qualified youth conservation or service corps to*  
10           *perform construction and maintenance of recreational*  
11           *trails under section 206 of title 23, United States Code.*

12           **SEC. 1118. FEDERAL LANDS HIGHWAYS.**

13           *(a) CONTRACTS AND AGREEMENTS WITH INDIAN*  
14           *TRIBES.—Section 202(d)(3) of title 23, United States Code,*  
15           *is amended to read as follows:*

16                    “(3) *CONTRACTS AND AGREEMENTS WITH INDIAN*  
17           *TRIBES.—*

18                            “(A) *IN GENERAL.—Notwithstanding any*  
19                    *other provision of law or any interagency agree-*  
20                    *ment, program guideline, manual, or policy di-*  
21                    *rective, all funds made available to an Indian*  
22                    *tribal government under this title for a highway,*  
23                    *road, bridge, parkway, or transit facility project*  
24                    *that is located on an Indian reservation or pro-*  
25                    *vides access to the reservation or a community of*

1           *the Indian tribe shall be made available, on the*  
2           *request of the Indian tribal government, to the*  
3           *Indian tribal government for use in carrying*  
4           *out, in accordance with the Indian Self-Deter-*  
5           *mination and Education Assistance Act (25*  
6           *U.S.C. 450 et seq.), contracts and agreements for*  
7           *the planning, research, engineering, and con-*  
8           *struction relating to such project.*

9           “(B) *EXCLUSION OF AGENCY PARTICIPA-*  
10          *TION.—In accordance with subparagraph (A),*  
11          *all funds for a project to which subparagraph*  
12          *(A) applies shall be paid to the Indian tribal*  
13          *government without regard to the organizational*  
14          *level at which the Department of the Interior has*  
15          *previously carried out, or the Department of*  
16          *Transportation has previously carried out under*  
17          *the Federal lands highway programs, the pro-*  
18          *grams, functions, services, or activities involved.*

19          “(C) *CONSORTIA.—Two or more Indian*  
20          *tribes that are otherwise eligible to participate in*  
21          *a project to which this title applies may form a*  
22          *consortium to be considered as a single Indian*  
23          *tribe for the purpose of participating in the*  
24          *project under this section.*

1           “(D) *FUNDING.*—*The amount an Indian*  
2           *tribal government receives for a project under*  
3           *subparagraph (A) shall equal the sum of the*  
4           *funding that the Indian tribal government would*  
5           *otherwise receive for the project in accordance*  
6           *with the funding formula established under this*  
7           *subsection and such additional amount as the*  
8           *Secretary determines equal the amounts that*  
9           *would have been withheld for the costs of the Bu-*  
10           *reau of Indian Affairs for administration of the*  
11           *project.*

12           “(E) *ELIGIBILITY.*—*An Indian tribal gov-*  
13           *ernment may receive funding under subpara-*  
14           *graph (A) for a project in a fiscal year if the In-*  
15           *Indian tribal government demonstrates to the satis-*  
16           *faction of the Secretary financial stability and*  
17           *financial management capability as dem-*  
18           *onstrated in the annual auditing required under*  
19           *the Indian Self-Determination and Education*  
20           *Assistance Act (25 U.S.C. 450 et seq.) and, dur-*  
21           *ing the preceding fiscal year, had no uncorrected*  
22           *significant and material audit exceptions in the*  
23           *required annual audit of the Indian tribe’s self-*  
24           *determination contracts or self-governance fund-*  
25           *ing agreements with any Federal agency.*

1           “(F) *ASSUMPTION OF FUNCTIONS AND DU-*  
2           *TIES.—An Indian tribal government receiving*  
3           *funding under subparagraph (A) for a project*  
4           *shall assume all functions and duties that the*  
5           *Secretary of the Interior would have performed*  
6           *with respect to projects under this chapter, other*  
7           *than those functions and duties that inherently*  
8           *cannot be legally transferred under the Indian*  
9           *Self-Determination and Education Assistance*  
10           *Act (25 U.S.C. 450b et seq.).*

11           “(G) *POWERS.—An Indian tribal govern-*  
12           *ment receiving funding under subparagraph (A)*  
13           *for a project shall have all powers that the Sec-*  
14           *retary of the Interior would have exercised in ad-*  
15           *ministering the funds transferred to the Indian*  
16           *tribal government for such project under this sec-*  
17           *tion if such funds had not been transferred, ex-*  
18           *cept to the extent that such powers are powers*  
19           *that inherently cannot be legally transferred*  
20           *under the Indian Self-Determination and Edu-*  
21           *cation Assistance Act (25 U.S.C. 450b et seq.).*

22           “(H) *DISPUTE RESOLUTION.—In the event*  
23           *of a disagreement between the Secretary of*  
24           *Transportation or the Secretary of the Interior*  
25           *and an Indian tribe over whether a particular*

1           *function, duty, or power may be lawfully trans-*  
2           *ferred under the Indian Self-Determination and*  
3           *Education Assistance Act (25 U.S.C. 450b et*  
4           *seq.), the Indian tribe shall have the right to*  
5           *pursue all alternative dispute resolutions and*  
6           *appeal procedures authorized by such Act, in-*  
7           *cluding regulations issued to carry out such*  
8           *Act.”.*

9           **(b) ALASKA NATIVE VILLAGE INVENTORY.**—*Section*  
10 *202(d)(2) of such title is amended by adding at the end*  
11 *the following:*

12                   **“(E) ALASKA NATIVE ROAD INVENTORY.**—

13                           **“(i) IN GENERAL.**—*For fiscal year*  
14 *2004 and each fiscal year thereafter, any al-*  
15 *location of sums authorized to be appro-*  
16 *priated for Indian reservation roads in*  
17 *Alaska shall be based on an inventory of*  
18 *roads within the exterior boundaries of vil-*  
19 *lage corporation land selected pursuant to*  
20 *the Alaska Native Claims Settlement Act*  
21 *(43 U.S.C. 1601 et seq.) that includes all*  
22 *routes previously included in such an in-*  
23 *ventory. The Secretary of Transportation*  
24 *and the Secretary of the Interior may in-*  
25 *clude, in the inventory of roads, those pro-*

1           posed for inclusion by tribal village govern-  
2           ments from among community streets with-  
3           in the village and those proposed primary  
4           access routes for inclusion by tribal village  
5           governments, including roads and trails be-  
6           tween villages (including links over water),  
7           roads and trails to landfills, roads and  
8           trails to drinking water sources, roads and  
9           trails to natural resources identified for eco-  
10          nomic development, and roads and trails  
11          that provide access to intermodal termini,  
12          such as airports, harbors, or boat landings.

13                   “(i) *LIMITATION ON PRIMARY ACCESS*  
14                   *ROUTES.—For purposes of this subpara-*  
15                   *graph, a proposed primary access route is*  
16                   *the shortest practicable route connecting 2*  
17                   *points of the proposed route.”.*

18          (c) *GRANTS FOR FINANCING TRANSPORTATION*  
19 *DEBT.—Section 202(a) is amended by inserting before the*  
20 *period at the end the following: “; except that the Secretary*  
21 *may use up to 3 percent of such funds for making grants*  
22 *to Indian tribes for the purpose of financing transportation*  
23 *debt for individual Indian reservation roads subject to all*  
24 *requirements governing Federal assistance for Indian roads*  
25 *under this section and section 204”.*

1           (d) *DEPUTY ASSISTANT SECRETARY OF TRANSPORTATION FOR TRIBAL GOVERNMENT AFFAIRS.*—Section 102  
2 of title 49, United States Code, is amended—  
3

4           (1) *by redesignating subsections (f) and (g) as subsections (g) and (h), respectively; and*

6           (2) *by inserting after subsection (e) the following:*

7           “(f) *DEPUTY ASSISTANT SECRETARY FOR TRIBAL GOVERNMENT AFFAIRS.*—The Department of Transportation shall have, within the office of the Secretary, a Deputy Assistant Secretary for Tribal Government Affairs appointed by the President to plan, coordinate, and implement the Department of Transportation policy and programs serving Indian tribes and tribal organizations and to coordinate tribal transportation programs and activities in all offices and administrations of the Department and to be a participant in any negotiated rulemaking related to, or has impact on, projects, programs, or funding associated with the tribal transportation program.”.

19 **SEC. 1119. RESERVED.**

20 **SEC. 1120. PEDESTRIAN AND CYCLIST EQUITY.**

21           (a) *SAFE ROUTES TO SCHOOL PROGRAM.*—

22           (1) *ESTABLISHMENT.*—Subject to the requirements of this subsection, the Secretary shall establish and carry out a safe routes to school program for the benefit of children in primary and middle schools.  
24  
25

1           (2) *PURPOSES.*—*The purposes of the program*  
2     *shall be—*

3                     (A) *to enable and encourage children, in-*  
4     *cluding those with disabilities, to walk and bicy-*  
5     *cle to school;*

6                     (B) *to make bicycling and walking to school*  
7     *a safer and more appealing transportation alter-*  
8     *native, thereby encouraging a healthy and active*  
9     *lifestyle from an early age; and*

10                    (C) *to facilitate the planning, development,*  
11     *and implementation of projects and activities*  
12     *that will improve safety and reduce traffic, fuel*  
13     *consumption, and air pollution in the vicinity of*  
14     *schools.*

15           (3) *APPORTIONMENT OF FUNDS.*—

16                    (A) *IN GENERAL.*—*Subject to subpara-*  
17     *graphs (B) and (C), amounts made available to*  
18     *carry out this subsection for a fiscal year shall*  
19     *be apportioned among the States in the ratio*  
20     *that—*

21                             (i) *the total student enrollment in pri-*  
22     *mary and middle schools in each State;*  
23     *bears to*

24                             (ii) *the total student enrollment in pri-*  
25     *mary and middle schools in all the States.*



1           (B) *MINIMUM APPORTIONMENT.*—No State  
2           shall receive an apportionment under this sub-  
3           section for a fiscal year of less than \$2,000,000.

4           (C) *SET-ASIDE.*—Before apportioning  
5           amounts made available to carry out this sub-  
6           section under this paragraph for a fiscal year,  
7           the Secretary shall set aside not more than 2  
8           percent of such amounts for the administrative  
9           expenses of the Secretary in carrying out this  
10          subsection.

11          (D) *DETERMINATION OF STUDENT ENROLL-*  
12          *MENTS.*—Determinations under this paragraph  
13          concerning student enrollments shall be made by  
14          the Secretary.

15          (4) *ADMINISTRATION OF AMOUNTS.*—Amounts  
16          apportioned to a State under this subsection shall be  
17          administered by the State's department of transpor-  
18          tation.

19          (5) *ELIGIBLE RECIPIENTS.*—Amounts appor-  
20          tioned to a State under this subsection shall be used  
21          by the State to provide financial assistance to State,  
22          local, and regional agencies, including nonprofit or-  
23          ganizations, that demonstrate an ability to meet the  
24          requirements of this subsection.

25          (6) *ELIGIBLE PROJECTS AND ACTIVITIES.*—

1 (A) INFRASTRUCTURE-RELATED  
2 PROJECTS.—

3 (i) IN GENERAL.—Amounts appor-  
4 tioned to a State under this subsection may  
5 be used for the planning, design, and con-  
6 struction of infrastructure-related projects  
7 that will substantially improve the ability  
8 of students to walk and bike to school, in-  
9 cluding sidewalk improvements, traffic  
10 calming and speed reduction improvements,  
11 pedestrian and bicycle crossing improve-  
12 ments, on-street bicycle facilities, off-street  
13 bicycle and pedestrian facilities, secure bi-  
14 cycle parking facilities, and traffic diver-  
15 sion improvements in the vicinity of  
16 schools.

17 (ii) LOCATION OF PROJECTS.—Infra-  
18 structure-related projects under subpara-  
19 graph (A) may be carried out on any public  
20 road or any bicycle or pedestrian pathway  
21 or trail in the vicinity of schools.

22 (B) NONINFRASTRUCTURE-RELATED ACTIVI-  
23 TIES.—

24 (i) IN GENERAL.—In addition to  
25 projects described in subparagraph (A),

1            *amounts apportioned to a State under this*  
2            *subsection may be used for noninfrastructure-*  
3            *related activities to encourage walking*  
4            *and bicycling to school, including public*  
5            *awareness campaigns and outreach to press*  
6            *and community leaders, traffic education*  
7            *and enforcement in the vicinity of schools,*  
8            *student sessions on bicycle and pedestrian*  
9            *safety, health, and environment, and fund-*  
10           *ing for training, volunteers, and managers*  
11           *of safe routes to school programs.*

12           *(ii) ALLOCATION.—Not less than 10*  
13           *percent and not more than 30 percent of the*  
14           *amount apportioned to a State under this*  
15           *subsection for a fiscal year shall be used for*  
16           *noninfrastructure-related activities under*  
17           *this subparagraph.*

18           *(C) SAFE ROUTES TO SCHOOL COORDI-*  
19           *NATOR.—Each State receiving an apportionment*  
20           *under this subsection for a fiscal year shall use*  
21           *a sufficient amount of the apportionment to fund*  
22           *a full-time position of coordinator of the State’s*  
23           *safe routes to school program.*

24           *(7) CLEARINGHOUSE.—*

1           (A) *IN GENERAL.*—*The Secretary shall*  
2           *make grants to a national nonprofit organiza-*  
3           *tion engaged in promoting safe routes to schools*  
4           *to—*

5                     (i) *operate a national safe routes to*  
6                     *school clearinghouse;*

7                     (ii) *develop information and edu-*  
8                     *cational programs on safe routes to school;*  
9                     *and*

10                    (iii) *provide technical assistance and*  
11                    *disseminate techniques and strategies used*  
12                    *for successful safe routes to school programs.*

13           (B) *FUNDING.*—*The Secretary shall carry*  
14           *out this paragraph using amounts set aside for*  
15           *administrative expenses under paragraph (3)(C).*

16           (8) *TASK FORCE.*—

17                    (A) *IN GENERAL.*—*The Secretary shall es-*  
18                    *tablish a national safe routes to school task force*  
19                    *composed of leaders in health, transportation,*  
20                    *and education, including representatives of ap-*  
21                    *propriate Federal agencies, to study and develop*  
22                    *a strategy for advancing safe routes to school*  
23                    *programs nationwide.*

24                    (B) *REPORT.*—*Not later than March 30,*  
25                    *2005, the Secretary shall transmit to Congress a*

1           *report containing the results of the study con-*  
2           *ducted, and a description of the strategy devel-*  
3           *oped, under subparagraph (A) and information*  
4           *regarding the use of funds for infrastructure-re-*  
5           *lated and noninfrastructure-related activities*  
6           *under subparagraphs (A) and (B) of paragraph*  
7           *(6).*

8           *(C) FUNDING.—The Secretary shall carry*  
9           *out this paragraph using amounts set aside for*  
10          *administrative expenses under paragraph (3)(C).*

11          *(9) APPLICABILITY OF TITLE 23.—Funds made*  
12          *available to carry out this subsection shall be avail-*  
13          *able for obligation in the same manner as if such*  
14          *funds were apportioned under chapter 1 of title 23,*  
15          *United States Code; except that such funds shall not*  
16          *be transferable and shall remain available until ex-*  
17          *pended and the Federal share of the cost of a project*  
18          *or activity under this section shall be 100 percent.*  
19          *Notwithstanding any other provision of law, projects*  
20          *assisted under this subsection shall be treated as*  
21          *projects on a Federal-aid system under such chapter.*

22          *(10) DEFINITIONS.—In this subsection, the fol-*  
23          *lowing definitions apply:*

24                  *(A) IN THE VICINITY OF SCHOOLS.—The*  
25                  *term “in the vicinity of schools” means, with re-*

1           *spect to a school, the area within bicycling and*  
2           *walking distance of the school (approximately 2*  
3           *miles).*

4           *(B) PRIMARY AND MIDDLE SCHOOLS.—The*  
5           *term “primary and middle schools” means*  
6           *schools providing education from kindergarten*  
7           *through eighth grade.*

8           *(C) STATE.—The term “State” has the*  
9           *meaning such term has in section 101(a) of title*  
10          *23, United States Code.*

11          *(b) NONMOTORIZED TRANSPORTATION PILOT PRO-*  
12          *GRAM.—*

13           *(1) ESTABLISHMENT.—The Secretary shall estab-*  
14           *lish and carry out a nonmotorized transportation*  
15           *pilot program to construct, in 4 communities selected*  
16           *by the Secretary, a network of nonmotorized transpor-*  
17           *tation infrastructure facilities, including sidewalks,*  
18           *bicycle lanes, and pedestrian and bicycle trails, that*  
19           *connect directly with transit stations, schools, resi-*  
20           *dences, businesses, recreation areas, and other commu-*  
21           *nity activity centers.*

22           *(2) PURPOSE.—The purpose of the program shall*  
23           *be to demonstrate the extent to which bicycling and*  
24           *walking can carry a significant part of the transpor-*

1        *tation load, and represent a major portion of the*  
2        *transportation solution, within selected communities.*

3            (3) *GRANTS.*—*In carrying out the program, the*  
4        *Secretary may make grants to State, local, and re-*  
5        *gional agencies, that the Secretary determines are*  
6        *suitably equipped and organized to carry out the ob-*  
7        *jectives and requirements of this subsection. An agen-*  
8        *cy that receives a grant under this subsection may*  
9        *suballocate grant funds to a nonprofit organization to*  
10       *carry out the program under this subsection.*

11           (4) *APPLICABILITY OF TITLE 23.*—*Funds made*  
12       *available to carry out this subsection shall be avail-*  
13       *able for obligation in the same manner as if such*  
14       *funds were apportioned under chapter 1 of title 23,*  
15       *United States Code; except that the Federal share of*  
16       *the cost of a project carried out under this subsection*  
17       *shall be 80 percent, and such funds shall not be trans-*  
18       *ferable and shall remain available until expended.*

19           (5) *STATISTICAL INFORMATION.*—*In carrying*  
20       *out the program, the Secretary shall develop statis-*  
21       *tical information on changes in motor vehicle, non-*  
22       *motorized transportation, and public transportation*  
23       *usage in communities participating in the program*  
24       *and assess how such changes decrease congestion and*  
25       *energy usage, increase the frequency of biking and*

1       *walking, and promote better health and a cleaner en-*  
2       *vironment.*

3               (6) *REPORTS.*—*The Secretary shall transmit to*  
4       *Congress an interim report not later than September*  
5       *30, 2007, and a final report not later than September*  
6       *30, 2010, on the results of the program.*

7       **SEC. 1121. NATIONAL COMMISSIONS.**

8               (a) *NATIONAL COMMISSION ON FUTURE REVENUE*  
9       *SOURCES TO SUPPORT THE HIGHWAY TRUST FUND.*—

10              (1) *ESTABLISHMENT.*—*There is established a*  
11       *National Commission on Future Revenue Sources to*  
12       *Support the Highway Trust Fund to conduct—*

13                   (A) *a study evaluating alternative short-*  
14       *term sources of Highway Trust Fund revenue to*  
15       *support the requirements of section 1124; and*

16                   (B) *a study evaluating alternative long-*  
17       *term sources of revenue to support the Highway*  
18       *Trust Fund, considering the findings, conclu-*  
19       *sions, and recommendations of a recent study by*  
20       *the Transportation Research Board of the Na-*  
21       *tional Academy of Sciences on alternatives to the*  
22       *fuel tax to support highway program financing*  
23       *and other relevant prior research.*

24              (2) *FUNCTIONS.*—*The Commission shall—*



1           (A) develop recommendations to generate  
2 Highway Trust Fund revenue necessary to ac-  
3 complish the requirements of section 1124;

4           (B) oversee a comprehensive investigation of  
5 alternatives to replace the fuel tax as the prin-  
6 cipal revenue source to support the Highway  
7 Trust Fund over at least the next 30 years;

8           (C) consult with the Secretary of Transpor-  
9 tation and the Secretary of the Treasury to as-  
10 sure that their views concerning essential at-  
11 tributes of Highway Trust Fund revenue alter-  
12 natives are understood;

13           (D) assure that State transportation agency  
14 views on alternative revenue sources to support  
15 State transportation improvement programs are  
16 appropriately considered and that any rec-  
17 ommended Federal financing strategy take into  
18 account State financial requirements; and

19           (E) make specific recommendations regard-  
20 ing actions that need to be taken to develop alter-  
21 native revenue sources to support the Highway  
22 Trust Fund and when those actions must be  
23 taken.

1           (3) *SPECIFIC MATTERS TO BE ADDRESSED.*—*The*  
2 *study under paragraph (1)(B) shall address specifi-*  
3 *cally—*

4           (A) *advantages and disadvantages of alter-*  
5 *native revenue sources to meet anticipated Fed-*  
6 *eral surface transportation financial require-*  
7 *ments;*

8           (B) *the time frame within which actions*  
9 *must be taken to transition from the fuel tax to*  
10 *alternative revenue sources to support the High-*  
11 *way Trust Fund;*

12           (C) *recommendations concerning the most*  
13 *promising revenue sources to support long-term*  
14 *Federal surface transportation financing require-*  
15 *ments;*

16           (D) *development of a broad transition strat-*  
17 *egy to move from the current tax base to new*  
18 *funding mechanisms, including the time frame*  
19 *for various aspects of the transition strategy;*

20           (E) *recommendations for additional re-*  
21 *search that may be needed to implement rec-*  
22 *ommended alternatives; and*

23           (F) *the extent to which revenues should re-*  
24 *fect the relative use of the highway system.*

1           (4) *MATTERS TO CONSIDER AND EVALUATE.*—*To*  
2           *the maximum extent feasible, the Commission, in con-*  
3           *ducting the study under paragraph (1)(B), shall con-*  
4           *sider and evaluate other related work that has been*  
5           *done by the Department of Transportation, the De-*  
6           *partment of Energy, the Transportation Research*  
7           *Board, and others. In developing recommendations*  
8           *under paragraph (2), the Commission shall con-*  
9           *sider—*

10                   (A) *the ability to generate sufficient reve-*  
11                   *nuues to meet anticipated long term surface trans-*  
12                   *portation financing needs;*

13                   (B) *the roles of the various levels of govern-*  
14                   *ment and the private sector in meeting future*  
15                   *surface transportation financing needs;*

16                   (C) *administrative costs, including enforce-*  
17                   *ment, to implement each option;*

18                   (D) *potential taxpayer privacy concerns;*

19                   (E) *likely technological advances that could*  
20                   *ease implementation of each option;*

21                   (F) *the equity and economic efficiency of*  
22                   *each option;*

23                   (G) *the flexibility of different options to*  
24                   *allow various pricing alternatives to be imple-*  
25                   *mented; and*

1           (H) *potential compatibility issues with*  
2           *States tax mechanisms under each alternative.*

3           (5) *MEMBERSHIP.*—

4           (A) *COMPOSITION.*—*The Commission shall*  
5           *be composed of nine members of whom—*

6                   (i) *three members shall be appointed*  
7                   *by the Secretary;*

8                   (ii) *two members shall be appointed by*  
9                   *the Speaker of the House of Representatives;*

10                  (iii) *one member shall be appointed by*  
11                  *the minority leader of the House of Rep-*  
12                  *resentatives;*

13                  (iv) *two members shall be appointed by*  
14                  *the majority leader of the Senate; and*

15                  (v) *one member shall be appointed by*  
16                  *the minority leader of the Senate.*

17           (B) *QUALIFICATIONS.*—*Members appointed*  
18           *under subparagraph (A) shall have experience in*  
19           *public finance, surface transportation program*  
20           *administration, managing organizations that*  
21           *use surface transportation facilities, academic*  
22           *research into related issues, or other activities*  
23           *that provide unique perspectives on current and*  
24           *future requirements for revenue sources to sup-*  
25           *port the Highway Trust Fund.*

1           (C) *TERMS.*—Members shall be appointed  
2           for the life of the Commission.

3           (D) *VACANCIES.*—A vacancy on the Com-  
4           mission shall be filled in the manner in which  
5           the original appointment was made.

6           (E) *TRAVEL EXPENSES.*—Members shall  
7           serve without pay but shall receive travel ex-  
8           penses, including per diem in lieu of subsistence,  
9           in accordance with sections 5702 and 5703 of  
10          title 5, United States Code.

11          (F) *CHAIRMAN.*—The Chairman of the  
12          Commission shall be elected by the members.

13          (6) *STAFF.*—

14           (A) *IN GENERAL.*—The Commission may  
15           engage the services of an appropriate organiza-  
16           tion, agency, or firm to conduct the studies  
17           under this subsection, but the Commission shall  
18           provide strategic guidance for the studies.

19           (B) *DETAIL STAFF.*—Upon request of the  
20           Commission, the Secretary may detail, on a re-  
21           imbursable basis, any of the personnel of the De-  
22           partment of Transportation to the Commission  
23           to assist the Commission in carrying out its du-  
24           ties under this subsection.

1           (C) *COOPERATION.*—*The Secretary shall co-*  
2           *operate with the Commission in conducting the*  
3           *studies under this subsection, including pro-*  
4           *viding the Commission with such nonconfiden-*  
5           *tial data and information as necessary for con-*  
6           *ducting and completing the study.*

7           (7) *ADMINISTRATIVE SUPPORT SERVICES.*—*Upon*  
8           *the request of the Commission, the Secretary shall*  
9           *provide to the Commission, on a reimbursable basis,*  
10          *the administrative support and services necessary for*  
11          *the Commission to carry out its responsibilities under*  
12          *this subsection.*

13          (8) *REPORTS AND RECOMMENDATIONS.*—

14               (A) *REVENUE ACTIONS.*—*Not later than*  
15               *September 30, 2005, the Commission shall trans-*  
16               *mit to Congress a report on revenue actions that*  
17               *would support the requirements of section 1124.*

18               (B) *ALTERNATIVE LONG-TERM SOURCES OF*  
19               *REVENUE.*—*Not later than September 30, 2006,*  
20               *the Commission shall transmit to Congress a re-*  
21               *port on the results of the study conducted under*  
22               *paragraph (1)(B), relating to alternative long-*  
23               *term sources of revenue to support the Highway*  
24               *Trust Fund, including recommendations to ad-*  
25               *dress the needs identified in the study.*

1           (9) *TERMINATION.*—*The Commission shall terminate on the 180th day following the date of trans-*  
2           *mittal of the report under paragraph (8)(B). By such*  
3           *180th day, the Commission shall deliver all records*  
4           *and papers of the Commission to the Archivist of the*  
5           *United States for deposit in the National Archives.*

7           (10) *AUTHORIZATION OF APPROPRIATIONS.*—  
8           *There is authorized to be appropriated from the High-*  
9           *way Trust Fund (other than the Mass Transit Ac-*  
10          *count) \$1,500,000 for each of fiscal years 2004 and*  
11          *2005 to carry out this subsection.*

12          (11) *APPLICABILITY OF TITLE 23.*—*Funds made*  
13          *available to carry out this subsection shall be avail-*  
14          *able for obligation in the same manner as if such*  
15          *funds were apportioned under chapter 1 of title 23,*  
16          *United States Code; except that the Federal share of*  
17          *the cost of activities carried out under this subsection*  
18          *shall be 100 percent, and such funds shall remain*  
19          *available until expended.*

20          (b) *DECLARATION OF POLICY REGARDING FUTURE OF*  
21          *THE INTERSTATE HIGHWAY SYSTEM STUDY.*—*Section*  
22          *101(b) of title 23, United States Code, is amended by strik-*  
23          *ing the last paragraph and inserting the following: “It is*  
24          *further declared that it is in the national interest to pre-*  
25          *serve and enhance the Dwight D. Eisenhower National Sys-*

1 *tem of Interstate and Defense Highways to meet the Na-*  
2 *tion's needs for the 21st century. The current urban and*  
3 *long distance personal travel and freight movement de-*  
4 *mands have surpassed the vision of the original Interstate*  
5 *System and travel demand patterns are expected to change.*  
6 *Continued planning for and investment in the Interstate*  
7 *System is critical to assure it adequately meets the chang-*  
8 *ing travel demands of the future. Among the foremost needs*  
9 *that the Interstate System must provide are safe, efficient,*  
10 *and reliable (1) national and interregional personal mobil-*  
11 *ity, (2) flow of interstate commerce, and (3) travel move-*  
12 *ments essential for national security. To the maximum ex-*  
13 *tent, actions under this title should address congestion, safe-*  
14 *ty, and freight transportation to provide for a strong and*  
15 *vigorous national economy. The Interstate System is hereby*  
16 *declared to be the Nation's premiere highway system, essen-*  
17 *tial for the Nation's economic vitality, national security,*  
18 *and general welfare. The Secretary of Transportation is di-*  
19 *rected to take appropriate actions to preserve and enhance*  
20 *the Interstate System to meet the needs of the 21st century*  
21 *in accordance with this title."*

22 (c) NATIONAL COMMISSION ON FUTURE OF INTER-  
23 STATE HIGHWAY SYSTEM.—

24 (1) ESTABLISHMENT.—There is established a  
25 National Commission on the Future of the Dwight D.



1 *Eisenhower National System of Interstate and De-*  
2 *fense Highways (in this subsection referred to as the*  
3 *“Interstate System”).*

4 (2) *FUNCTION.—The Commission shall—*

5 (A) *conduct a study of the current condition*  
6 *and future of the Interstate System and develop*  
7 *a conceptual plan with alternative approaches*  
8 *for the future of the Interstate System to assure*  
9 *that the Interstate System will continue to serve*  
10 *the needs of the Nation;*

11 (B) *assure that State transportation agency*  
12 *views are considered; and*

13 (C) *make specific recommendations regard-*  
14 *ing those design standards, Federal policies, and*  
15 *legislative changes that must be made to assure*  
16 *the national interests are served in meeting fu-*  
17 *ture Interstate System needs.*

18 (3) *SPECIFIC MATTERS TO BE ADDRESSED.—The*  
19 *Commission shall assure that the study under this*  
20 *subsection specifically addresses the following:*

21 (A) *CURRENT CONDITION.—The current*  
22 *condition and performance of the Interstate Sys-*  
23 *tem, including physical condition of bridges and*  
24 *pavements and operational characteristics and*

1           *performance, shall be examined, relying pri-*  
2           *marily on existing data sources.*

3           *(B) FUTURE ASSESSMENT.—The future of*  
4           *the Interstate System, based on a range of legis-*  
5           *lative and policy approaches for 15-, 30-, and*  
6           *50-year horizons.*

7           *(4) SPECIFIC ISSUES AND DETAILS TO AD-*  
8           *DRESS.—The following specific issues and details*  
9           *shall be addressed as a part of the study under this*  
10          *subsection:*

11           *(A) DEMOGRAPHICS.—Expected demo-*  
12           *graphics and business uses that impact transpor-*  
13           *tation.*

14           *(B) USAGE.—Expected system use and ef-*  
15           *fects of changing vehicle types, fleet size and*  
16           *weights, and traffic volumes.*

17           *(C) NATURAL DISASTER.—Seismic and*  
18           *other vulnerabilities and their potential impacts.*

19           *(D) DESIGN STANDARDS.—Desirable design*  
20           *policies and standards for future improvements,*  
21           *including safety improvement and additional ac-*  
22           *cess points.*

23           *(E) SYSTEM WIDE NEEDS.—Identification*  
24           *of both urban and rural needs.*

1           (F) *POTENTIAL SYSTEM EXPANSION, UP-*  
2           *GRADES, OR OTHER CHANGES.—Deployment of*  
3           *advanced materials and intelligent technologies;*  
4           *critical multi-state rural corridors needing ca-*  
5           *capacity, safety, and operational enhancements;*  
6           *urban and multi-state corridor additions; by-*  
7           *passes of major cities that ensure efficient long-*  
8           *haul travel; improvements to inter-modal link-*  
9           *ages; strategies to enhance asset preservation;*  
10          *and implementation strategies.*

11          (G) *COMMUNITY VALUES.—Consideration of*  
12          *alternative approaches to maintaining or en-*  
13          *hancing community values in those neighbor-*  
14          *hoods adjacent to the Interstate System.*

15          (H) *ENVIRONMENTAL ISSUES.—Consider-*  
16          *ation of alternative approaches to addressing en-*  
17          *vironmental concerns relative to recommended*  
18          *alternatives.*

19          (I) *SYSTEM PERFORMANCE.—Evaluation*  
20          *and assessment of the current and future capa-*  
21          *bilities for conducting system-wide real-time per-*  
22          *formance data collection and analysis, traffic*  
23          *monitoring, system operations and management.*

24          (5) *ALTERNATIVES.—A range of policy rec-*  
25          *ommendations shall be developed as a part of the plan*

1       *under this subsection to address identified future*  
2       *needs of the Interstate System. The alternatives shall*  
3       *include funding needs and potential approaches to*  
4       *provide those funds.*

5               (6) *MEMBERSHIP.*—

6                       (A) *COMPOSITION.*—*The Commission shall*  
7                       *be composed of nine members of whom—*

8                               (i) *three members shall be appointed*  
9                               *by the Secretary;*

10                              (ii) *two members shall be appointed by*  
11                              *the Speaker of the House of Representatives;*

12                              (iii) *one member shall be appointed by*  
13                              *the minority leader of the House of Rep-*  
14                              *resentatives;*

15                              (iv) *two members shall be appointed by*  
16                              *the majority leader of the Senate; and*

17                              (v) *one member shall be appointed by*  
18                              *the minority leader of the Senate.*

19                       (B) *QUALIFICATIONS.*—*Members appointed*  
20                       *under subparagraph (A) shall be appointed from*  
21                       *among individuals that have a concern for*  
22                       *maintaining a strong role for the Interstate Sys-*  
23                       *tem in the future of the Nation and may include*  
24                       *representatives from Federal, State, and local*  
25                       *governments, other transportation authorities or*

1           *agencies, and organizations representing surface*  
2           *transportation owners and operators.*

3           (C) *TERMS.*—*Members shall be appointed*  
4           *for the life of the Commission.*

5           (D) *VACANCIES.*—*A vacancy in the Com-*  
6           *mission shall be filled in the manner in which*  
7           *the original appointment was made.*

8           (E) *TRAVEL EXPENSES.*—*Member shall*  
9           *serve without pay but shall receive travel ex-*  
10          *penses, including per diem in lieu of subsistence,*  
11          *in accordance with sections 5702 and 5703 of*  
12          *title 5, United States Code.*

13          (F) *CHAIRMAN.*—*The Chairman of the*  
14          *Commission shall be elected by the members.*

15          (7) *STAFF.*—

16          (A) *IN GENERAL.*—*The Commission may*  
17          *engage the services of an appropriate organiza-*  
18          *tion, agency, or firm to conduct the study under*  
19          *this subsection, but the Commission shall provide*  
20          *strategic guidance for the study.*

21          (B) *DETAIL STAFF.*—*Upon request of the*  
22          *Commission, the Secretary may detail, on a re-*  
23          *imbursable basis, any of the personnel of the De-*  
24          *partment of Transportation to the Commission*

1           *to assist the Commission in carrying out its du-*  
2           *ties under this subsection.*

3           (C) *COOPERATION.*—*The Secretary shall co-*  
4           *operate with the Commission in the study, in-*  
5           *cluding providing the Commission with such*  
6           *nonconfidential data and information as nec-*  
7           *essary for conducting and completing the study.*

8           (8) *ADMINISTRATIVE SUPPORT SERVICES.*—*Upon*  
9           *the request of the Commission, the Secretary shall*  
10          *provide to the Commission, on a reimbursable basis,*  
11          *the administrative support and services necessary for*  
12          *the Commission to carry out its responsibilities under*  
13          *this subsection.*

14          (9) *REPORT AND RECOMMENDATIONS.*—*Not later*  
15          *than September 30, 2006, the Commission shall trans-*  
16          *mit to Congress a final report on the results of the*  
17          *study conducted under this subsection, including rec-*  
18          *ommendations to address the needs identified in the*  
19          *study.*

20          (10) *TERMINATION.*—*The Commission shall ter-*  
21          *minate on the 180th day following the date of trans-*  
22          *mittal of the report under paragraph (9). By such*  
23          *180th day, the Commission shall deliver all records*  
24          *and papers of the Commission to the Archivist of the*  
25          *United States for deposit in the National Archives.*

1           (11) *AUTHORIZATION OF APPROPRIATIONS.*—  
2           *There is authorized to be appropriated from the High-*  
3           *way Trust Funds (other than the Mass Transit Ac-*  
4           *count) to carry out this subsection \$1,000,000 for each*  
5           *of fiscal years 2005 and 2006.*

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

14 **SEC. 1122. ADJUSTMENTS FOR THE SURFACE TRANSPOR-**  
15           **TATION EXTENSION ACT OF 2003.**

16           *[Reserved]*

17 **SEC. 1123. ROADWAY SAFETY.**

18           (a) *ROAD SAFETY.*—

19                   (1) *IN GENERAL.*—*The Secretary shall enter into*  
20           *an agreement to assist in the activities of a national*  
21           *nonprofit organization that is dedicated solely to im-*  
22           *proving public road safety—*

23                           (A) *by improving the quality of data per-*  
24                           *taining to public road hazards and design fea-*

1           *tures that affect or increase the severity of motor*  
2           *vehicle crashes;*

3                   *(B) by developing and carrying out a pub-*  
4           *lic awareness campaign to educate State and*  
5           *local transportation officials, public safety offi-*  
6           *cial, and motorists regarding the extent to*  
7           *which public road hazards and design features*  
8           *are a factor in motor vehicle crashes; and*

9                   *(C) by promoting public road safety re-*  
10          *search and technology transfer activities.*

11           *(2) FUNDING.—There is authorized to be appro-*  
12          *priated from the Highway Trust Fund (other than*  
13          *the Mass Transit Account) \$500,000 for each of fiscal*  
14          *years 2004 through 2009 to carry out this subsection.*

15           *(3) APPLICABILITY OF TITLE 23.—Funds made*  
16          *available by this subsection shall be available for obli-*  
17          *gation in the same manner as if such funds were ap-*  
18          *portioned under chapter 1 of title 23, United States*  
19          *Code, except that the funds shall remain available*  
20          *until expended.*

21          *(b) BICYCLE AND PEDESTRIAN SAFETY GRANTS.—*

22           *(1) IN GENERAL.—The Secretary shall make*  
23          *grants to a national, not-for-profit organization en-*  
24          *gaged in promoting bicycle and pedestrian safety—*



1           (A) to operate a national bicycle and pedes-  
2           trian clearinghouse;

3           (B) to develop information and educational  
4           programs; and

5           (C) to disseminate techniques and strategies  
6           for improving bicycle and pedestrian safety.

7           (2) *FUNDING.*—There is authorized to be appro-  
8           priated from the Highway Trust Fund (other than  
9           the Mass Transit Account) \$500,000 for each of fiscal  
10          years 2004 through 2009 to carry out this subsection.

11          (3) *APPLICABILITY OF TITLE 23.*—Funds made  
12          available by this subsection shall be available for obli-  
13          gation in the same manner as if such funds were ap-  
14          portioned under chapter 1 of title 23, United States  
15          Code, except that the funds shall remain available  
16          until expended.

17 **SEC. 1124. EQUITY REQUIREMENT.**

18          (a) *IN GENERAL.*—The Secretary may not apportion  
19          before August 1, 2006, any funds for any of the programs  
20          referred to in subsection (b) for fiscal year 2006 unless, after  
21          the date of enactment of this Act, a law has been enacted  
22          that—

23                 (1) increases the guaranteed rate of return pur-  
24                 suant to section 105 of title 23, United States Code,  
25                 to 92 percent in fiscal year 2006, 93 percent in fiscal

1        *year 2007, 94 percent in fiscal year 2008, and 95*  
2        *percent in fiscal year 2009; and*

3            *(2) requires that each State receive apporportion-*  
4        *ments for such programs for each of such fiscal years*  
5        *that in the aggregate are at least equal to the greater*  
6        *of—*

7            *(A) the State’s minimum guaranteed rate of*  
8        *return required under paragraph (1); and*

9            *(B) the State’s prior fiscal year’s appor-*  
10       *tioned highway funds for programs referred in*  
11       *subsection (b) plus an amount equal to the*  
12       *State’s prior year apportioned funds for such*  
13       *programs multiplied by the percentage increase*  
14       *in the consumer price index during the 12-month*  
15       *period ending June 30 of the calendar year in*  
16       *which the fiscal year begins.*

17        *(b) APPLICABILITY.—The withholding of apportioned*  
18       *funds under subsection (a) shall apply to the following pro-*  
19       *grams:*

20            *(1) The National Highway System program*  
21       *under section 103(b) of title 23, United States Code.*

22            *(2) The high priority projects program under*  
23       *section 117 of such title.*

24            *(3) The Interstate maintenance program under*  
25       *section 119 of such title.*

1           (4) *The surface transportation program under*  
2 *section 133 of such title.*

3           (5) *Metropolitan planning under chapter 52 of*  
4 *title 49, United States Code.*

5           (6) *The highway bridge replacement and reha-*  
6 *bilitation program under section 144 of title 23,*  
7 *United States Code.*

8           (7) *The congestion mitigation and air quality*  
9 *improvement program under section 149 of such title.*

10          (8) *The recreational trails program under sec-*  
11 *tion 206 of such title.*

12          (9) *The Appalachian development highway sys-*  
13 *tem under subtitle IV of title 40, United States Code.*

14          (10) *The freight intermodal connectors program*  
15 *under section 1303 of this Act.*

16          (11) *The coordinated border infrastructure pro-*  
17 *gram under section 1302 of this Act.*

18          (12) *The high risk rural road safety improve-*  
19 *ment program under section 1403 of this Act.*

20          (13) *The safe routes to schools program under*  
21 *section 1120 of this Act.*

22          (14) *The minimum guarantee program under*  
23 *section 105 of title 23, United States Code.*

24          (c) *CONSIDERATION OF COMMISSION FINDINGS.—In*  
25 *considering a law that increases the guaranteed rate of re-*

1 *turn referred to in subsection (a), Congress should consider*  
2 *the findings of the report on alternative short-term sources*  
3 *of Highway Trust Fund revenue to be published by the Na-*  
4 *tional Commission on Future Revenue Sources to Support*  
5 *the Highway Trust Fund pursuant to section 1121 of this*  
6 *Act.*

## 7 ***Subtitle B—Congestion Relief***

### 8 ***SEC. 1201. MOTOR VEHICLE CONGESTION RELIEF.***

9 *(a) IN GENERAL.—Title 23, United States Code, is*  
10 *amended by inserting after section 138 the following:*

#### 11 ***“§ 139. Motor vehicle congestion relief***

12 *“(a) IN GENERAL.—Each State that has an urbanized*  
13 *area with an urbanized area population of over 200,000*  
14 *individuals shall obligate in each of fiscal years 2004*  
15 *through 2009 a portion of the State’s apportionments under*  
16 *section 104(b) in such fiscal year, as calculated under sub-*  
17 *section (b), for congestion relief activities in such urbanized*  
18 *areas in accordance with this section.*

19 *“(b) CALCULATION OF AMOUNT.—The portion of a*  
20 *State’s apportionments for a fiscal year to be obligated for*  
21 *congestion relief activities under subsection (a) shall be de-*  
22 *termined by multiplying—*

23 *“(1) the total of amounts apportioned to the*  
24 *State under each of paragraphs (1), (2), (3), and (4)*  
25 *of section 104(b) in such fiscal year; by*

1           “(2) 10 percent; by

2           “(3) the percentage of the State’s population re-  
3           siding in urbanized areas of the State with an urban-  
4           ized area population of over 200,000 individuals.

5           “(c) *ALLOCATION BETWEEN UNDER ONE AND UNDER*  
6 *THREE CONGESTION RELIEF ACTIVITIES.*—Of the total  
7 amount of a State’s apportionments to be obligated for con-  
8 gestion relief activities for a fiscal year as calculated under  
9 subsection (b)—

10           “(1) 40 percent shall be obligated for under one  
11 congestion relief activities;

12           “(2) 35 percent shall be obligated for under three  
13 congestion relief activities; and

14           “(3) 25 percent shall be obligated at the discre-  
15 tion of the State department of transportation for 1  
16 or more of the following:

17           “(A) Under one congestion relief activities.

18           “(B) Under three congestion relief activities.

19           “(C) Capital costs for transit projects that  
20 are eligible for assistance under chapter 53 of  
21 title 49.

22           “(D) Demand relief projects and activities  
23 that shift demand to non-peak hours or to other  
24 modes of transportation or that reduce the over-  
25 all level of demand for roads through such means

1           *as telecommuting, ridesharing, alternative work*  
2           *hour programs, and value pricing.*

3           “(d) *OBLIGATION OF AMOUNTS.*—

4           “(1) *IN GENERAL.*—*In complying with the re-*  
5           *quirements of this section, the amounts obligated by*  
6           *a State for congestion relief activities under sub-*  
7           *section (a) shall be allocated among the individual*  
8           *programs for which funds are apportioned under sec-*  
9           *tions 104(b)(1), 104(b)(2), 104(b)(3), and 104(b)(4).*

10           “(2) *LIMITATION ON STATUTORY CONSTRUC-*  
11           *TION.*—*Nothing in this subsection shall be construed*  
12           *as requiring a State to obligate proportional or equal*  
13           *amounts under sections 104(b)(1), 104(b)(2),*  
14           *104(b)(3), and 104(b)(4) for any congestion relief ac-*  
15           *tivity under this section.*

16           “(e) *LIMITATION ON STATUTORY CONSTRUCTION.*—  
17           *Nothing in this section shall be construed as altering or oth-*  
18           *erwise affecting the applicability of the requirements of this*  
19           *chapter (including requirements relating to the eligibility*  
20           *of a project for assistance under the program, the location*  
21           *of the project, and the Federal-share payable on account of*  
22           *the project) to amounts apportioned to a State for a pro-*  
23           *gram under section 104(b) that are obligated by the State*  
24           *for congestion relief activities under subsection (a).*

1       “(f) *JOINT RESPONSIBILITY.*—*Each State, each af-*  
2 *ected metropolitan planning organization, and the Sec-*  
3 *retary shall jointly ensure compliance with this section.*

4       “(g) *TRANSFERS.*—

5           “(1) *IN GENERAL.*—*A State may transfer a por-*  
6 *tion of the amount that the State must obligate for*  
7 *under one congestion relief activities in a fiscal year*  
8 *under this section to the amount the State must obli-*  
9 *gate for under three congestion relief activities under*  
10 *this section if the State certifies to the Secretary that*  
11 *there are no under one congestion relief activities for*  
12 *which such portion can be obligated in such fiscal*  
13 *year and the Secretary does not disapprove such*  
14 *transfer within 30 days after the date of such certifi-*  
15 *cation.*

16           “(2) *LIMITATION.*—*The amount that a State*  
17 *may transfer in a fiscal year under this subsection*  
18 *may not reduce the amount the State must obligate*  
19 *for under one congestion relief activities to less than*  
20 *10 percent of the total amount of the State’s appor-*  
21 *tionments to be obligated for congestion relief activi-*  
22 *ties for such fiscal year as calculated under subsection*  
23 *(b).*

24           “(3) *TREATMENT.*—*Amounts transferred by a*  
25 *State under this subsection for a fiscal year shall be*

1       *included in the amount of the State’s apportionments*  
2       *allocated for under three congestion relief activities*  
3       *for such fiscal year under subsection (c)(2).*

4       “(h) *DEFINITIONS.—In this section, the following defi-*  
5       *initions apply:*

6               “(1) *CONGESTION RELIEF ACTIVITIES.—*

7                       “(A) *IN GENERAL.—The term ‘congestion*  
8                       *relief activity’ means any activity, project, or*  
9                       *program that has as its primary purpose, as de-*  
10                      *termined by the State transportation depart-*  
11                      *ment, the relief of motor vehicle congestion.*

12                     “(B) *INCLUSIONS.—Such term includes the*  
13                     *following:*

14                               “(i) *Relief of motor vehicle congestion*  
15                               *through additional capacity, construction of*  
16                               *additional lanes, improvements to inter-*  
17                               *changes, improved access to major termi-*  
18                               *nals, construction of parallel roads, con-*  
19                               *struction of truck only lanes, and major ar-*  
20                               *terial improvements.*

21                               “(ii) *Transportation systemwide oper-*  
22                               *ational improvements targeted at increasing*  
23                               *motor vehicle travel reliability through such*  
24                               *means as incident management programs,*



1                   *traffic monitoring and surveillance, and*  
2                   *traveler information initiatives.*

3                   “(iii) *Maximizing efficient use of exist-*  
4                   *ing motor vehicle travel capacity through*  
5                   *such means as reversible lanes, coordinated*  
6                   *traffic signalization, and managed lanes or*  
7                   *other lane management strategies.*

8                   “(C) *EXCLUSIONS.—Such term does not in-*  
9                   *clude demand relief projects and activities that*  
10                  *shift demand to non-peak hours or to other*  
11                  *modes of transportation or that reduce the over-*  
12                  *all level of demand for roads through such means*  
13                  *as telecommuting, ridesharing, alternative work*  
14                  *hour programs, and value pricing.*

15                  “(2) *UNDER ONE CONGESTION RELIEF ACTIVI-*  
16                  *TIES.—The term ‘under one congestion relief activity’*  
17                  *means a congestion relief activity that—*

18                         “(A) *will be completed within one year after*  
19                         *the date of commencement of onsite improve-*  
20                         *ments;*

21                         “(B) *has a total projected cost of less than*  
22                         *\$1,000,000; and*

23                         “(C) *will improve conditions in the appli-*  
24                         *cable urbanized area or is an element of the con-*

1           *gestion management system of the applicable*  
2           *metropolitan planning organization.*

3           “(3) *UNDER THREE CONGESTION RELIEF ACTIVITIES.—The term ‘under three congestion relief activities’ means congestion relief activities that—*

4                           *“(A) will be completed within 3 years after*  
5                           *the date of commencement of onsite improve-*  
6                           *ments; and*

7                           *“(B) will improve conditions in the appli-*  
8                           *cable urbanized area or is an element of the con-*  
9                           *gestion management system of the applicable*  
10                           *metropolitan planning organization.”.*

11           (b) *CONFORMING AMENDMENT.—The analysis for*  
12           *chapter I of such title is amended by inserting after the*  
13           *item relating to section 138 the following:*

14                           *“139. Motor vehicle congestion relief.”.*

15           (c) *MOTOR VEHICLE DEFINED.—Title 23, United*  
16           *States Code, is amended—*

17                           (1) *in section 154(a)(2), relating to the defini-*  
18                           *tion of motor vehicle, by inserting “streets, roads,*  
19                           *and” before “highways”;*

20                           (2) *by redesignating paragraph (2) of section*  
21                           *154(a) as paragraph (38);*

22                           (3) *by moving such redesignated paragraph from*  
23                           *section 154(a) to the end of section 101(a);*  
24

1           (4) by redesignating paragraphs (3) and (4) of  
2           section 154(a) as paragraphs (2) and (3), respec-  
3           tively;

4           (5) in section 153(i)—

5                   (A) by striking paragraph (2); and

6                   (B) by redesignating paragraphs (3) and  
7           (4) as paragraphs (2) and (3), respectively;

8           (6) in section 164(a)(4) by striking “means” and  
9           all that follows through “rail line or” and inserting  
10          “does not include”; and

11          (7) in section 405(f)—

12                   (A) by striking paragraph (2); and

13                   (B) by redesignating paragraphs (3), (4),  
14          (5), and (6) as paragraphs (2), (3), (4), and (5).

15 **SEC. 1202. TRANSPORTATION SYSTEMS MANAGEMENT AND**  
16 **OPERATIONS.**

17          (a) **DEFINITIONS.**—

18                  (1) **OPERATING COSTS FOR TRAFFIC MONI-**  
19 **TORING, MANAGEMENT, AND CONTROL.**—Section  
20 *101(a)(17) of title 23, United States Code, is amended*  
21 *by inserting “transportation systems management*  
22 *and operations and” after “associated with”.*

23                  (2) **OPERATIONAL IMPROVEMENT.**—Section  
24 *101(a)(18)(A)(i) of such title is amended—*

1           (A) by inserting “transportation systems  
2 management and operations, including” after  
3 “for”; and

4           (B) by inserting “equipment and programs  
5 for transportation response to natural disasters,”  
6 after “incident management programs,”.

7           (3) *TRANSPORTATION SYSTEMS MANAGEMENT*  
8 *AND OPERATIONS.*—Section 101(a) of such title is fur-  
9 ther amended by adding at the end the following:

10           “(39) *TRANSPORTATION SYSTEMS MANAGEMENT*  
11 *AND OPERATIONS.*—

12           “(A) *IN GENERAL.*—The term ‘transportation systems management and operations’  
13 means an integrated program to optimize the  
14 performance of existing infrastructure through  
15 the implementation of multimodal and inter-  
16 modal, cross-jurisdictional systems, services, and  
17 projects designed to preserve capacity and im-  
18 prove the security, safety, and reliability of Fed-  
19 eral-aid highways.

21           “(B) *INCLUDED ACTIVITIES AND IMPROVE-*  
22 *MENTS.*—The term includes regional operations  
23 collaboration and coordination activities between  
24 transportation and public safety agencies and  
25 improvements such as traffic detection and sur-

1           *veillance, arterial management, freeway manage-*  
2           *ment, demand management, work zone manage-*  
3           *ment, emergency management, electronic toll col-*  
4           *lection, automated enforcement, traffic oper-*  
5           *ations measures to improve capacity, traffic sig-*  
6           *nal coordination, optimization of traffic signal*  
7           *timing, traffic incident management, roadway*  
8           *weather management, traveler information serv-*  
9           *ices, commercial vehicle operations, traffic con-*  
10          *trol, freight management, and coordination of*  
11          *highway, rail, transit, bicycle, and pedestrian*  
12          *operations.”.*

13           *(b) CONGESTION MITIGATION AND AIR QUALITY IM-*  
14          *PROVEMENT PROGRAM ELIGIBILITY.—Section 149(b)(5) of*  
15          *such title is amended by inserting “improve transportation*  
16          *systems management and operations,” after “intersections,”*

17           *(c) SURFACE TRANSPORTATION PROGRAM ELIGI-*  
18          *BILITY.—Section 133(b) of such title is amended—*

19                   *(1) by redesignating paragraphs (13) and (14)*  
20                   *as paragraphs (12) and (13), respectively; and*

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

22                           *“(14) Regional transportation operations col-*  
23                           *laboration and coordination activities that are associ-*  
24                           *ated with regional improvements, including activities*  
25                           *for traffic incident management, technology deploy-*

1        *ment, emergency management and response, traveler*  
2        *information, and regional congestion relief.”.*

3        *(d) NATIONAL HIGHWAY SYSTEM ELIGIBILITY.—Sec-*  
4        *tion 103(b)(6) of such title is amended by adding at the*  
5        *end the following:*

6                    *“(Q) Capital, operating, and systems main-*  
7                    *tenance costs for transportation systems manage-*  
8                    *ment and operations.”.*

9        *(e) TRANSPORTATION SYSTEMS MANAGEMENT AND OP-*  
10        *ERATIONS.—Subchapter I of chapter 1 of such title is fur-*  
11        *ther amended by adding at the end the following:*

12        **“§ 166. Transportation systems management and oper-**  
13                    **ations**

14                    *“(a) AUTHORITY.—The Secretary may—*

15                    *“(1) encourage transportation system managers,*  
16                    *operators, public safety officials, and transportation*  
17                    *planners within an urbanized area, who are actively*  
18                    *engaged in and responsible for conducting activities*  
19                    *relating to day-to-day management, operations, pub-*  
20                    *lic safety, and planning of transportation facilities*  
21                    *and services, to collaborate and coordinate on a re-*  
22                    *gional level in a continuous and sustained manner*  
23                    *for improved transportation systems management and*  
24                    *operations, including, at a minimum—*

1           “(A) developing a regional concept of oper-  
2           ations that defines a regional strategy shared by  
3           all transportation and public safety participants  
4           for how the region’s systems should be managed,  
5           operated, and measured;

6           “(B) sharing of information among opera-  
7           tors, service providers, public safety officials, and  
8           the general public; and

9           “(C) guiding, in a regionally-coordinated  
10          manner, the implementation of regional trans-  
11          portation system management and operations  
12          initiatives, including emergency evacuation and  
13          response, traffic incident management, tech-  
14          nology deployment, and traveler information sys-  
15          tems delivery, in a manner consistent with and  
16          integrated into the ongoing metropolitan and  
17          statewide transportation planning processes and  
18          regional intelligent transportation system archi-  
19          tecture, if required; and

20          “(2) encourage States to establish a system of  
21          basic real-time monitoring capability for the surface  
22          transportation system and provide the capability and  
23          means to share that data among agencies (including  
24          highway, transit, and public safety agencies), juris-  
25          dictions (including States, cities, counties, and areas

1       *represented by metropolitan planning organizations),*  
2       *private-sector entities, and the traveling public.*

3       “(b) *EXECUTION.*—*To support the successful execution*  
4 *of transportation systems management and operations ac-*  
5 *tivities, the Secretary may undertake the following activi-*  
6 *ties:*

7               “(1) *Assist and cooperate with other Federal de-*  
8 *partments and agencies, State and local governments,*  
9 *metropolitan planning organizations, private indus-*  
10 *try representatives, and other interested parties to im-*  
11 *prove regional collaboration and real-time informa-*  
12 *tion sharing between transportation system managers*  
13 *and operators, public safety officials, emergency man-*  
14 *agers, and the general public to increase the security,*  
15 *safety, and reliability of Federal-aid highways.*

16               “(2) *Issue, if necessary, new guidance or regula-*  
17 *tions for the procurement of transportation system*  
18 *management and operations facilities, equipment,*  
19 *and services, including equipment procured in prepa-*  
20 *ration for natural disasters and emergencies, system*  
21 *hardware, software, and software integration serv-*  
22 *ices.*”.

23       “(f) *CONFORMING AMENDMENT.*—*The analysis for such*  
24 *chapter is further amended by adding at the end the fol-*  
25 *lowing:*

“166. *Transportation systems management and operations.*”.



1           (g) *INTELLIGENT TRANSPORTATION SYSTEM PRO-*  
2 *UREMENT POLICY.*—

3           (1) *STUDY.*—*The Secretary shall—*

4                   (A) *conduct a study of the current policies*  
5 *and practices for the procurement of intelligent*  
6 *transportation system facilities, equipment, and*  
7 *services; and*

8                   (B) *develop a conceptual plan with alter-*  
9 *native approaches for expediting and stream-*  
10 *lining such procurements at the State level.*

11           (2) *RECOMMENDATIONS.*—*Based on the results of*  
12 *the study, the Secretary shall make recommendations*  
13 *in the report under paragraph (4) regarding procure-*  
14 *ment standards, including recommendations regard-*  
15 *ing any changes in Federal and State statutes, regu-*  
16 *lations, and policies necessary to ensure that national*  
17 *interests are served in meeting future intelligent*  
18 *transportation system needs.*

19           (3) *SPECIFIC MATTERS TO BE ADDRESSED.*—*The*  
20 *study under this subsection shall specifically address*  
21 *the following:*

22                   (A) *CURRENT CONDITION.*—*The current*  
23 *practices and policies relating to procurement of*  
24 *intelligent transportation system facilities,*  
25 *equipment, and services, including equipment*

1           *procured in preparation for natural disasters*  
2           *and emergencies, system hardware, software, and*  
3           *software integration services.*

4           *(B) ASSESSMENT OF NEED FOR POLICY RE-*  
5           *FORM.—The ability of current practices and*  
6           *policies to achieve the successful implementation*  
7           *of intelligent transportation system goals and the*  
8           *need for national policy reform to expedite and*  
9           *streamline procurements necessary to meet such*  
10          *goals.*

11          *(C) ALTERNATIVES.—The range of legisla-*  
12          *tive, regulatory, and policy alternatives to ad-*  
13          *dress identified needs and goals, including fund-*  
14          *ing needs.*

15          *(D) RECOMMENDATIONS.—Recommendations*  
16          *regarding procurement standards, includ-*  
17          *ing recommendations regarding any changes in*  
18          *Federal and State statutes, regulations, and poli-*  
19          *cies necessary for expedited and streamlined pro-*  
20          *curements.*

21          *(4) REPORT AND RECOMMENDATIONS.—Not later*  
22          *than September 30, 2005, the Secretary shall trans-*  
23          *mit to the appropriate committees of Congress a final*  
24          *report regarding the results of the study conducted*

1 *under this subsection and recommendations to address*  
2 *the needs identified in such study.*

3 (5) *INITIATION OF RULEMAKING PROCEEDING.—*

4 *To the extent any recommendation made by the Sec-*  
5 *retary under this subsection may be implemented by*  
6 *regulation, the Secretary shall initiate a rulemaking*  
7 *proceeding to address such recommendation not later*  
8 *than the 90th day following the date of submission of*  
9 *the report under paragraph (4).*

10 (6) *AUTHORIZATION OF APPROPRIATIONS.—*

11 *There is authorized to be appropriated from the High-*  
12 *way Trust Fund (other than the Mass Transit Ac-*  
13 *count) \$1,000,000 in fiscal year 2004 to carry out*  
14 *this subsection.*

15 (7) *APPLICABILITY OF TITLE 23.—Funds made*

16 *available to carry out this subsection shall be avail-*  
17 *able for obligation in the same manner as if such*  
18 *funds were apportioned under chapter 1 of title 23,*  
19 *United States Code; except that the Federal share of*  
20 *the cost of the study under this subsection shall be 100*  
21 *percent and such funds shall remain available until*  
22 *expended.*

23 **SEC. 1203. REAL-TIME SYSTEM MANAGEMENT INFORMA-**  
24 **TION PROGRAM.**

25 (a) *ESTABLISHMENT.—*

1           (1) *IN GENERAL.*—*The Secretary shall establish*  
2 *a real-time system management information program*  
3 *to provide, in all States, the capability to monitor, in*  
4 *real-time, the traffic and travel conditions of the Na-*  
5 *tion’s major highways and to share that information*  
6 *to improve the security of the surface transportation*  
7 *system, to address congestion problems, to support im-*  
8 *proved response to weather events and surface trans-*  
9 *portation incidents, and to facilitate national and re-*  
10 *gional highway traveler information.*

11           (2) *PURPOSES.*—*The purposes of the real-time*  
12 *system management information program are to—*

13                   (A) *establish, in all States, a system of*  
14 *basic real-time information for managing and*  
15 *operating the surface transportation system;*

16                   (B) *identify longer range real-time highway*  
17 *and transit monitoring needs and develop plans*  
18 *and strategies for meeting such needs; and*

19                   (C) *provide the capability and means to*  
20 *share that data with State and local govern-*  
21 *ments and the traveling public.*

22           (b) *NATIONAL STEERING COMMITTEE.*—

23           (1) *IN GENERAL.*—*The Secretary shall establish*  
24 *a national steering committee to assist in the develop-*  
25 *ment of data exchange formats under subsection (c).*

1           (2) *REPRESENTATIVES.*—*The national steering*  
2           *committee shall consist of representatives of State*  
3           *transportation departments, metropolitan planning*  
4           *organizations, local governments, nonprofit entities,*  
5           *the private sector, and academia.*

6           (3) *PURPOSE.*—*The purpose of the national*  
7           *steering committee shall be to provide guidance re-*  
8           *garding the content and uniformity of data exchange*  
9           *formats.*

10          (c) *DATA EXCHANGE FORMATS.*—*Not later than 2*  
11         *years after the date of enactment of this Act, the Secretary*  
12         *shall establish data exchange formats based on recommenda-*  
13         *tions of the steering committee established under subsection*  
14         *(b) to ensure that the data provided by highway and transit*  
15         *monitoring systems, including statewide incident reporting*  
16         *systems, can readily be exchanged across jurisdictional*  
17         *boundaries, facilitating nationwide availability of informa-*  
18         *tion.*

19          (d) *REGIONAL INTELLIGENT TRANSPORTATION SYS-*  
20         *TEM ARCHITECTURE.*—

21                 (1) *ADDRESSING INFORMATION NEEDS.*—*As*  
22                 *State and local governments develop or update re-*  
23                 *gional intelligent transportation system architectures,*  
24                 *described in section 940.9 of title 23, Code of Federal*  
25                 *Regulations, such governments shall explicitly address*

1 *real-time highway and transit information needs and*  
2 *the systems needed to meet such needs, including ad-*  
3 *dressing coverage, monitoring systems, data fusion*  
4 *and archiving, and methods of exchanging or sharing*  
5 *highway and transit information.*

6 (2) *DATA EXCHANGE.*—States shall incorporate  
7 the data exchange formats established by the Sec-  
8 retary under subsection (c) to ensure that the data  
9 provided by highway and transit monitoring systems  
10 may readily be exchanged with State and local gov-  
11 ernments and may be made available to the traveling  
12 public.

13 (e) *ELIGIBILITY.*—Subject to project approval by the  
14 Secretary, a State may obligate funds apportioned to the  
15 State under sections 104(b)(1), 104(b)(2), and 104(b)(3) of  
16 title 23, United States Code, for activities related to the  
17 planning and deployment of real-time monitoring elements  
18 that advance the goals and purposes described in subsection  
19 (a).

20 (f) *LIMITATION ON STATUTORY CONSTRUCTION.*—  
21 Nothing in this section shall be construed as altering or oth-  
22 erwise affecting the applicability of the requirements of  
23 chapter 1 of title 23, United States Code (including require-  
24 ments relating to the eligibility of a project for assistance  
25 under the program, the location of the project, and the Fed-

1 eral-share payable on account of the project), to amounts  
2 apportioned to a State for a program under section 104(b)  
3 that are obligated by the State for activities and projects  
4 under this section.

5 (g) *STATEWIDE INCIDENT REPORTING SYSTEM DE-*  
6 *FINED.*—*In this section, the term “statewide incident re-*  
7 *porting system” means a statewide system for facilitating*  
8 *the real-time electronic reporting of surface transportation*  
9 *incidents to a central location for use in monitoring the*  
10 *event, providing accurate traveler information, and re-*  
11 *sponding to the incident as appropriate.*

12 **SEC. 1204. EXPEDITED NATIONAL INTELLIGENT TRANSPOR-**  
13 **TATION SYSTEMS DEPLOYMENT PROGRAM.**

14 (a) *ESTABLISHMENT.*—*The Secretary shall establish a*  
15 *comprehensive program to accelerate the integration, inter-*  
16 *operability, and deployment of intelligent transportation*  
17 *systems in order to improve the performance of the surface*  
18 *transportation system in metropolitan and rural areas.*

19 (b) *SELECTION OF MODEL PROJECTS.*—*Under the*  
20 *program, the Secretary may make grants, through competi-*  
21 *tive solicitation, for projects that will serve as models to*  
22 *improve transportation efficiency, promote surface trans-*  
23 *portation safety (including safe freight movement), increase*  
24 *traffic flow (including the flow of intermodal travel at ports*  
25 *of entry), reduce emissions of air pollutants, improve trav-*

1 *eler information, enhance alternative transportation modes,*  
2 *build on existing intelligent transportation system projects,*  
3 *and promote tourism.*

4 *(c) OTHER PROJECTS, PROGRAMS, AND ACTIVITIES.—*  
5 *Under the program, the Secretary may make grants for*  
6 *projects, programs, and activities in metropolitan and*  
7 *rural areas that—*

8 *(1) contribute to national deployment goals and*  
9 *objectives outlined in the national intelligent trans-*  
10 *portation system program plan;*

11 *(2) promote cooperation among agencies, jurisdic-*  
12 *tions, and the private sector, as evidenced by*  
13 *signed memoranda of understanding that clearly de-*  
14 *fine the responsibilities and relations of all parties to*  
15 *a partnership arrangement, including institutional*  
16 *relationships and financial agreements needed to sup-*  
17 *port deployment of intelligent transportation systems;*

18 *(3) encourage private sector involvement and fi-*  
19 *nancial commitment to such deployment to the max-*  
20 *imum extent practicable through innovative financial*  
21 *arrangements, especially public-private partnerships,*  
22 *including arrangements that generate revenue to offset*  
23 *public investment costs;*

24 *(4) enhance fully integrated intelligent transpor-*  
25 *tation system deployment;*





1 *Interstate maintenance, surface transportation, and conges-*  
2 *tion mitigation and air quality improvement programs for*  
3 *fiscal years 2004 through 2009 is utilized to expand deploy-*  
4 *ment of intelligent transportation systems.*

5 (b) *IN GENERAL.*—Chapter 1 of title 23, United States  
6 Code, is amended by inserting after section 149 the fol-  
7 lowing:

8 **“§ 150. Deployment of intelligent transportation sys-**  
9 **tems**

10 “(a) *IN GENERAL.*—In each of fiscal years 2004  
11 through 2009, each State shall obligate a portion of the  
12 funds apportioned to the State under sections 104(b)(1),  
13 104(b)(2), 104(b)(3), and 104(b)(4) for such fiscal year, cal-  
14 culated under subsection (b), for projects described in sub-  
15 section (c) that support deployment of intelligent transpor-  
16 tation systems in the State.

17 “(b) *CALCULATION OF AMOUNT.*—The portion of a  
18 State’s apportionments to be obligated under subsection (a)  
19 for projects described in subsection (c) in a fiscal year shall  
20 be determined by multiplying \$500,000,000 by the ratio  
21 that—

22 “(1) the aggregate of amounts apportioned to the  
23 State for such fiscal year under sections 104(b)(1),  
24 104(b)(2), 104(b)(3), and 104(b)(4); bears to

1           “(2) the aggregate of amounts apportioned to all  
2       States for such fiscal year under such sections.

3           “(c) *INTELLIGENT TRANSPORTATION SYSTEMS DE-*  
4 *PLOYMENT PROJECTS.*—Projects for which funds must be  
5 obligated under this section include the following:

6           “(1) *PERFORMANCE.*—Establishment and imple-  
7 mentation of operations systems and services that im-  
8 prove performance in the areas of traffic operations,  
9 emergency response to surface transportation inci-  
10 dents, surface transportation incident management,  
11 weather event response management by State and  
12 local authorities, surface transportation network and  
13 facility management, construction and work zone  
14 management, and traffic flow information.

15           “(2) *NETWORKS.*—Conducting activities that  
16 support the creation of networks that link metropoli-  
17 tan and rural surface transportation systems into an  
18 integrated data network, capable of collecting, shar-  
19 ing, and archiving transportation system traffic con-  
20 dition and performance information.

21           “(3) *SAFETY.*—Implementation of intelligent  
22 transportation system technologies that improve high-  
23 way safety through linkages connecting the vehicle,  
24 the infrastructure, and information to the driver.

1           “(4) *OPERATION AND MANAGEMENT.*—*Provision*  
2           *of services necessary to ensure the efficient operation*  
3           *and management of intelligent transportation systems*  
4           *infrastructure, including costs associated with com-*  
5           *munications, utilities, rent, hardware, software, labor,*  
6           *administrative costs, training, and technical services.*

7           “(5) *INTERAGENCY SUPPORT.*—*Provision of sup-*  
8           *port for institutional relationships between transpor-*  
9           *tation agencies, police, emergency medical services,*  
10           *private emergency operators, freight operators, and*  
11           *shippers.*

12           “(6) *PLANNING.*—*Conducting cross-jurisdictional*  
13           *planning and deployment of regional transportation*  
14           *systems operations and management approaches.*

15           “(d) *OBLIGATION OF AMOUNTS.*—

16           “(1) *IN GENERAL.*—*In complying with the re-*  
17           *quirements of this section, the amounts obligated by*  
18           *a State for projects under subsection (c) that support*  
19           *deployment of intelligent transportation systems in*  
20           *such State under subsection (a) shall be allocated*  
21           *among the individual programs for which funds are*  
22           *apportioned under sections 104(b)(1), 104(b)(2),*  
23           *104(b)(3), and 104(b)(4).*

24           “(2) *LIMITATION ON STATUTORY CONSTRUC-*  
25           *TION.*—*Nothing in this subsection shall be construed*

1       *as requiring a State to obligate proportional or equal*  
 2       *amounts under sections 104(b)(1), 104(b)(2),*  
 3       *104(b)(3), and 104(b)(4) for any congestion relief ac-*  
 4       *tivity under this section.*

5       “(e) *LIMITATION ON STATUTORY CONSTRUCTION.*—  
 6       *Nothing in this section shall be construed as altering or oth-*  
 7       *erwise affecting the applicability of the requirements of this*  
 8       *chapter (including requirements relating to the eligibility*  
 9       *of a project for assistance under the program, the location*  
 10       *of the project, and the Federal-share payable on account of*  
 11       *the project) to amounts apportioned to a State for a pro-*  
 12       *gram under section 104(b) that are obligated by the State*  
 13       *for projects under this section.*

14       “(f) *JOINT RESPONSIBILITY.*—*Each State, each af-*  
 15       *fected metropolitan planning organization, and the Sec-*  
 16       *retary shall jointly ensure compliance with this section.”.*

17       “(c) *CONFORMING AMENDMENT.*—*The analysis for such*  
 18       *chapter is amended by inserting after the item relating to*  
 19       *section 149 the following:*

      “150. *Deployment of intelligent transportation systems.”.*

20       **SEC. 1206. ENVIRONMENTAL REVIEW OF ACTIVITIES THAT**  
 21                       **SUPPORT DEPLOYMENT OF INTELLIGENT**  
 22                       **TRANSPORTATION SYSTEMS.**

23       “(a) *CATEGORICAL EXCLUSIONS.*—*Not later than one*  
 24       *year after the date of enactment of this Act, the Secretary*  
 25       *shall initiate a rulemaking process to establish, to the extent*

1 *appropriate, categorical exclusions for activities that sup-*  
2 *port the deployment of intelligent transportation infra-*  
3 *structure and systems from the requirement that an envi-*  
4 *ronmental assessment or an environmental impact state-*  
5 *ment be prepared under section 102 of the National Envi-*  
6 *ronmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) (42*  
7 *U.S.C. 4332) in compliance with the standards for categor-*  
8 *ical exclusions established by that Act.*

9 (b) *NATIONWIDE PROGRAMMATIC AGREEMENT.*—

10 (1) *DEVELOPMENT.*—*The Secretary shall develop*  
11 *a nationwide programmatic agreement governing the*  
12 *review of activities that support the deployment of in-*  
13 *telligent transportation infrastructure and systems in*  
14 *accordance with section 106 of the National Historic*  
15 *Preservation Act (16 U.S.C. 470f) and the regulations*  
16 *of the Advisory Council on Historic Preservation.*

17 (2) *CONSULTATION.*—*The Secretary shall develop*  
18 *the agreement under paragraph (1) in consultation*  
19 *with the National Conference of State Historic Preser-*  
20 *vation Officers and the Advisory Council on Historic*  
21 *Preservation established under title II of the National*  
22 *Historic Preservation Act (26 U.S.C. 470i et seq.)*  
23 *and after soliciting the views of other interested par-*  
24 *ties*

1       (c) *INTELLIGENT TRANSPORTATION INFRASTRUCTURE*  
 2 *AND SYSTEMS DEFINED.*—*In this section, the term “intel-*  
 3 *ligent transportation infrastructure and systems” means*  
 4 *intelligent transportation infrastructure and intelligent*  
 5 *transportation systems, as such terms are defined in section*  
 6 *5607.*

7 **SEC. 1207. ASSUMPTION OF RESPONSIBILITY FOR CERTAIN**  
 8 **PROGRAMS AND PROJECTS.**

9       *[Reserved.]*

10 **SEC. 1208. HOV FACILITIES.**

11       (a) *IN GENERAL.*—*Subchapter I of chapter 1 of title*  
 12 *23, United States Code, is amended by adding at the end*  
 13 *the following:*

14 **“§ 167. HOV facilities**

15       “(a) *IN GENERAL.*—

16               “(1) *AUTHORITY OF STATE AGENCIES.*—*A State*  
 17 *agency that has jurisdiction over the operation of a*  
 18 *HOV facility shall establish the occupancy require-*  
 19 *ments of vehicles operating on the facility.*

20               “(2) *OCCUPANCY REQUIREMENT.*—*Except as oth-*  
 21 *erwise provided by this section, no fewer than 2 occu-*  
 22 *pants per vehicle may be required for use of a HOV*  
 23 *facility.*

24       “(b) *EXCEPTIONS.*—*Notwithstanding the occupancy*  
 25 *requirements of subsection (a)(2), the following exceptions*

1 *shall apply with respect to a State agency operating a HOV*  
2 *facility:*

3 “(1) *MOTORCYCLES AND BICYCLES.*—

4 “(A) *IN GENERAL.*—*Subject to subpara-*  
5 *graph (B), the State agency shall allow motor-*  
6 *cycles and bicycles to use the HOV facility.*

7 “(B) *SAFETY EXCEPTION.*—*A State agency*  
8 *may restrict use of the HOV facility by motor-*  
9 *cycles or bicycles (or both) if the agency certifies*  
10 *to the Secretary that such use would create a*  
11 *safety hazard and the Secretary accepts the cer-*  
12 *tification. The Secretary may accept a certifi-*  
13 *cation under this subparagraph only after the*  
14 *Secretary publishes notice of the certification in*  
15 *the Federal Register and provides an oppor-*  
16 *tunity for public comment.*

17 “(2) *PUBLIC TRANSPORTATION VEHICLES.*—*The*  
18 *State agency may allow public transportation vehicles*  
19 *to use the HOV facility if the agency—*

20 “(A) *establishes requirements for clearly*  
21 *identifying the vehicles; and*

22 “(B) *establishes procedures for enforcing the*  
23 *restrictions on the use of the facility by such ve-*  
24 *hicles.*



1           “(3) *HIGH OCCUPANCY TOLL VEHICLES.*—*The*  
2           *State agency may allow vehicles not otherwise exempt*  
3           *pursuant to this subsection to use the HOV facility if*  
4           *the operators of such vehicles pay a toll charged by*  
5           *the agency for use of the facility and the agency—*

6                   “(A) *establishes a program that addresses*  
7                   *how motorists can enroll and participate in the*  
8                   *toll program;*

9                   “(B) *develops, manages, and maintains a*  
10                   *system that will automatically collect the toll;*  
11                   *and*

12                   “(C) *establishes policies and procedures*  
13                   *to—*

14                           “(i) *manage the demand to use the fa-*  
15                           *cility by varying the toll amount that is*  
16                           *charged;*

17                           “(ii) *enforce violations of use of the fa-*  
18                           *cility; and*

19                           “(iii) *permit low-income individuals to*  
20                           *pay reduced tolls.*

21           “(4) *LOW EMISSION AND ENERGY-EFFICIENT VE-*  
22           *HICLES.*—

23                   “(A) *INHERENTLY LOW-EMISSION VEHI-*  
24                   *CLE.*—*Before September 30, 2009, the State*  
25                   *agency may allow vehicles that are certified as*

1 *inherently low-emission vehicles pursuant to sec-*  
2 *tion 88.311–93 of title 40, Code of Federal Regu-*  
3 *lations, and are labeled in accordance with sec-*  
4 *tion 88.312–93 of such title, to use the HOV fa-*  
5 *cility if the agency establishes procedures for en-*  
6 *forcing the restrictions on the use of the facility*  
7 *by such vehicles.*

8 *“(B) OTHER LOW EMISSION AND ENERGY-*  
9 *EFFICIENT VEHICLES.—Before September 30,*  
10 *2009, the State agency may allow vehicles cer-*  
11 *tified as low emission and energy-efficient vehi-*  
12 *cles under subsection (e), and labeled in accord-*  
13 *ance with subsection (e), to use the HOV facility*  
14 *if the operators of such vehicles pay a toll*  
15 *charged by the agency for use of the facility and*  
16 *the agency—*

17 *“(i) establishes a program that ad-*  
18 *dresses the selection of vehicles under this*  
19 *paragraph; and*

20 *“(ii) establishes procedures for enfore-*  
21 *ing the restrictions on the use of the facility*  
22 *by such vehicles.*

23 *“(C) AMOUNT OF TOLLS.—Tolls charged*  
24 *under subparagraph (B) may be less than tolls*  
25 *charged under paragraph (3).*

1       “(c) *REQUIREMENTS APPLICABLE TO TOLLS.*—

2               “(1) *IN GENERAL.*—Tolls may be charged under  
3       subsections (b)(3) and (b)(4) notwithstanding section  
4       301 and, except as provided in paragraphs (2) and  
5       (3), subject to the requirements of section 129.

6               “(2) *HOV FACILITIES ON THE INTERSTATE SYS-*  
7       *TEM.*—Notwithstanding section 129, tolls may be  
8       charged under subsections (b)(3) and (b)(4) on a  
9       HOV facility on the Interstate System.

10              “(3) *EXCESS TOLL REVENUES.*—If a State agen-  
11       cy makes a certification under the last sentence of sec-  
12       tion 129(a)(3) with respect to toll revenues collected  
13       under subsections (b)(3) and (b)(4), the State,  
14       in the use of tolls revenues under that sentence, shall  
15       give priority consideration to projects for developing  
16       alternatives to single occupancy vehicle travel and  
17       projects for improving highway safety.

18              “(d) *HOV FACILITY MANAGEMENT, OPERATION, MON-*  
19       *ITORING, AND ENFORCEMENT.*—

20              “(1) *IN GENERAL.*—A State agency that allows  
21       vehicles to use a HOV facility under subsection (b)(3)  
22       or (b)(4) in a fiscal year shall certify to the Secretary  
23       that the agency will carry out the following respon-  
24       sibilities with respect to the facility in the fiscal year:

1           “(A) *Establishing, managing, and sup-*  
2 *porting a performance monitoring, evaluation,*  
3 *and reporting program for the facility that pro-*  
4 *vides for continuous monitoring, assessment, and*  
5 *reporting on the impacts that such vehicles may*  
6 *have on the operation of the facility and adja-*  
7 *cent highways.*

8           “(B) *Establishing, managing, and sup-*  
9 *porting an enforcement program that ensures*  
10 *that the facility is being operated in accordance*  
11 *with the requirements of this section.*

12           “(C) *Limiting or discontinuing the use of*  
13 *the facility by such vehicles if the presence of*  
14 *such vehicles has degraded the operation of the*  
15 *facility.*

16           “(2) *DEGRADED FACILITY.*—

17           “(A) *IN GENERAL.*—*For purposes of para-*  
18 *graph (1), the operation of a HOV facility shall*  
19 *be considered to be degraded if vehicles operating*  
20 *on the facility are failing to maintain a min-*  
21 *imum average operating speed 90 percent of the*  
22 *time over a consecutive 6-month period during*  
23 *morning or evening weekday peak hour periods*  
24 *(or both).*

1                   “(B) *MINIMUM AVERAGE OPERATING SPEED*  
2                   *DEFINED.*—*In subparagraph (A), the term ‘min-*  
3                   *imum average operating speed’ means—*

4                   “*(i) 45 miles per hour, in the case of*  
5                   *a HOV facility with a speed limit of 50*  
6                   *miles per hour or greater; and*

7                   “*(ii) not more than 10 miles per hour*  
8                   *below the speed limit, in the case of a HOV*  
9                   *facility with a speed limit of less than 50*  
10                  *miles per hour.*

11                  “(e) *CERTIFICATION OF LOW EMISSION AND ENERGY-*  
12                  *EFFICIENT VEHICLES.*—*Not later than 6 months after the*  
13                  *date of enactment of this section, the Administrator of the*  
14                  *Environmental Protection Agency shall issue a final rule*  
15                  *establishing requirements for certification of vehicles as low*  
16                  *emission and energy-efficient vehicles for purposes of this*  
17                  *section and requirements for the labeling of such vehicles.*

18                  “(f) *DEFINITIONS.*—*In this section, the following defi-*  
19                  *initions apply:*

20                  “(1) *ALTERNATIVE FUEL VEHICLE.*—*The term*  
21                  *‘alternative fuel vehicle’ means a vehicle that operates*  
22                  *on—*

23                  “*(A) methanol, denatured ethanol, or other*  
24                  *alcohols;*

1           “(B) a mixture containing at least 85 per-  
2           cent of methanol, denatured ethanol, and other  
3           alcohols by volume with gasoline or other fuels;

4           “(C) natural gas;

5           “(D) liquefied petroleum gas;

6           “(E) hydrogen;

7           “(F) coal derived liquid fuels;

8           “(G) fuels (except alcohol) derived from bio-  
9           logical materials;

10          “(H) electricity (including electricity from  
11          solar energy); or

12          “(I) any other fuel that the Secretary pre-  
13          scribes by regulation that is not substantially pe-  
14          troleum and that would yield substantial energy  
15          security and environmental benefits.

16          “(2) HOV FACILITY.—The term ‘HOV facility’  
17          means a high occupancy vehicle facility.

18          “(3) LOW EMISSION AND ENERGY EFFICIENT VE-  
19          HICLE.—The term ‘low emission and energy-efficient  
20          vehicle’ means a vehicle that—

21                 “(A) has been certified by the Administrator  
22                 of the Environmental Protection Agency as meet-  
23                 ing the Tier II emission level established in regu-  
24                 lations prescribed by the Administrator under  
25                 section 202(i) of the Clean Air Act (42 U.S.C.

1           7521(i) for that make and model year vehicle;  
2           and

3           “(B)(i) has been certified by the Adminis-  
4           trator to have a 45-mile-per-gallon or greater  
5           fuel economy highway rating; or

6           “(ii) is an alternative fuel vehicle.

7           “(4) *PUBLIC TRANSPORTATION VEHICLE*.—The  
8           term ‘public transportation vehicle’ means a vehicle  
9           that provides public transportation (as defined in sec-  
10          tion 5302(a) of title 49).

11          “(5) *STATE AGENCY*.—The term ‘State agency’,  
12          as used with respect to a HOV facility, means an  
13          agency of a State or local government having juris-  
14          diction over the operation of the facility and includes  
15          a State transportation department.”.

16          (b) *CONFORMING AMENDMENTS*.—

17                 (1) *PROGRAM EFFICIENCIES*.—Section 102 of  
18                 title 23, United States Code, is amended by striking  
19                 subsection (a) and redesignating subsections (b) and  
20                 (c) as subsections (a) and (b), respectively.

21                 (2) *CHAPTER ANALYSIS*.—The analysis for sub-  
22                 chapter I of chapter 1 of such title is amended by  
23                 adding at the end the following:

          “167. HOV facilities.”.

24                 (c) *TECHNICAL AMENDMENT*.—Section 102(c) of title  
25                 23, United States Code, is amended by striking “10 years”

1 *and all that follows through “after” and inserting “10 years*  
2 *(or such longer period as the State requests and the Sec-*  
3 *retary determines to be reasonable) after”.*

4 **SEC. 1209. CONGESTION PRICING PILOT PROGRAM.**

5 *(a) ESTABLISHMENT.—Section 1012(b)(1) of the Inter-*  
6 *modal Surface Transportation Efficiency Act of 1991 (23*  
7 *U.S.C. 149 note; 105 Stat. 1938) is amended to read as*  
8 *follows:*

9 *“(1) ESTABLISHMENT.—*

10 *“(A) IN GENERAL.—The Secretary may*  
11 *enter into cooperative agreements with State and*  
12 *local governments to carry out not more than 25*  
13 *congestion pricing pilot projects.*

14 *“(B) PREVIOUSLY APPROVED PROJECTS.—*  
15 *Projects carried out under paragraph (1) shall*  
16 *include each project approved under this sub-*  
17 *section before the date of enactment of the Trans-*  
18 *portation Equity Act: A Legacy for Users and*  
19 *under which highway tolls are being collected as*  
20 *of such date of enactment.”.*

21 *(b) LOW-INCOME DRIVERS.—Section 1012(b)(7) of*  
22 *such Act (23 U.S.C. 149 note) is amended to read as follows:*

23 *“(7) REDUCED TOLLS FOR LOW-INCOME DRIV-*  
24 *ERS.—Any congestion pricing pilot project carried*  
25 *out under this subsection that involves the collection*



1       of highway tolls shall include a program to permit  
2       low-income drivers to pay a reduced toll amount.”.

3       (c) *SET-ASIDE FOR PROJECTS NOT INVOLVING HIGH-*  
4 *WAY TOLLS.*—At the end of section 1012(b)(8) of such Act  
5 (23 U.S.C. 149 note), add the following:

6               “(D) *SET-ASIDE FOR PROJECTS NOT IN-*  
7 *VOLVING HIGHWAY TOLLS.*—Of the amounts  
8       made available to carry out this subsection,  
9       \$3,000,000 per fiscal year shall be available only  
10      for congestion pricing pilot projects that do not  
11      involve highway tolls.”.

12      (d) *CONFORMING AMENDMENTS.*—Section 1012(b) of  
13 such Act (23 U.S.C. 149 note) is amended—

14              (1) in the subsection heading by striking “*VALUE*  
15 *PRICING*” and inserting “*CONGESTION PRICING*”;

16              (2) in paragraph (2)—

17                      (A) by striking “(2) *Notwithstanding*” and  
18                      inserting the following:

19                              “(2) *FEDERAL SHARE; ELIGIBLE COSTS.*—*Not-*  
20 *withstanding*”;

21                              (B) in the first sentence by striking “*pro-*  
22 *grams*” and inserting “*projects*”; and

23                              (C) in the second sentence by striking “*pro-*  
24 *gram*” and inserting “*project*”;

1           (3) in paragraph (3) by striking “(3) Revenues”  
2           and inserting the following:

3           “(3) *USE OF REVENUES.—Revenues*”;

4           (4) in paragraph (4)—

5                 (A) by striking “(4) *Notwithstanding*” and  
6                 inserting the following:

7                 “(4) *USE OF TOLLS ON INTERSTATE SYSTEM.—*  
8                 *Notwithstanding*”;

9                 (B) by striking “value pricing pilot pro-  
10                 gram” and inserting “congestion pricing pilot  
11                 project”;

12           (5) in paragraph (5)—

13                 (A) by striking “(5) *The Secretary*” and in-  
14                 serting the following:

15                 “(5) *MONITORING.—The Secretary*”; and

16                 (B) by striking “programs” the first and  
17                 second place it appears and inserting “projects”;  
18                 and

19           (6) in paragraph (6) by striking “value pricing  
20           pilot program” and inserting “congestion pricing  
21           pilot project”.

22           (e) *PORT HURON, MICHIGAN.—*

23                 (1) *TRAFFIC STUDY.—There is authorized to be*  
24                 *appropriated to the Secretary \$100,000 for a traffic*  
25                 *study to be conducted in Port Huron, Michigan, in*

1 *connection with economic development that may re-*  
2 *sult from the implementation of the agreement of the*  
3 *State of Michigan resolving a title dispute concerning*  
4 *certain property, executed on August 23, 2002, and*  
5 *filed with the Michigan department of State on Sep-*  
6 *tember 20, 2002.*

7 (2) *RATIFICATION OF AGREEMENT.—The agree-*  
8 *ment is hereby ratified.*

9 (3) *TREATMENT OF CERTAIN LANDS.—The alter-*  
10 *native lands described in the agreement shall be treat-*  
11 *ed as meeting the requirements of section*  
12 *20(b)(1)(B)(i) of Public Law 100–497 (25 U.S.C.*  
13 *2719(b)(1)(B)(i)).*

14 (4) *TRUST.—The Secretary of the Interior shall*  
15 *take the alternative lands into trust for the benefit of*  
16 *the non-State party within 60 days of the non-State*  
17 *party’s acquisition of the land described in section 4*  
18 *of the agreement.*

19 (5) *EXTINGUISHMENT OF CLAIM.—Upon imple-*  
20 *mentation, the claim to the lands of the non-State*  
21 *party described in section 1 of the agreement is here-*  
22 *by extinguished.*

23 (f) *ROMULUS, MICHIGAN.—*

24 (1) *TRAFFIC STUDY.—There is authorized to be*  
25 *appropriated to the Secretary \$100,000 for a traffic*

1     *study to be conducted in Romulus, Michigan, in con-*  
2     *nection with economic development that may result*  
3     *from the implementation of the agreement of the State*  
4     *of Michigan resolving a title dispute concerning cer-*  
5     *tain property, executed on December 30, 2002, and*  
6     *filed with the Michigan department of state on De-*  
7     *cember 30, 2002.*

8             (2) *RATIFICATION OF AGREEMENT.*—*The agree-*  
9     *ment is hereby ratified.*

10            (3) *TREATMENT OF CERTAIN LANDS.*—*The alter-*  
11     *native lands described in the agreement are deemed to*  
12     *meet the requirements of section 20(b)(1)(B)(i) of*  
13     *Public Law 100–497 (25 U.S.C. 2719(b)(1)(B)(i)).*

14            (4) *TRUST.*—*The Secretary of the Interior shall*  
15     *take the alternative lands into trust for the benefit of*  
16     *the non-State party within 60 days of the non-State*  
17     *party’s acquisition of the land described in section*  
18     *4(B)(ii) of the agreement, the non-State party having*  
19     *exercised its options under the agreement to so limit*  
20     *its alternative lands.*

21            (5) *EXTINGUISHMENT OF CLAIM.*—*Upon imple-*  
22     *mentation, the claim to the lands of the non-State*  
23     *party described in section 1 of the agreement is here-*  
24     *by extinguished.*

1 ***Subtitle C—Mobility and Efficiency***

2 ***SEC. 1301. NATIONAL CORRIDOR INFRASTRUCTURE IM-***  
3 ***PROVEMENT PROGRAM.***

4 (a) *IN GENERAL.*—*The Secretary shall establish and*  
5 *implement a program to make allocations to States for*  
6 *highway construction projects in corridors of national sig-*  
7 *nificance to promote economic growth and international or*  
8 *interregional trade pursuant to the selection factors pro-*  
9 *vided in this section. A State must submit an application*  
10 *to the Secretary in order to receive an allocation under this*  
11 *section.*

12 (b) *SELECTION PROCESS.*—

13 (1) *PRIORITY.*—*In the selection process under*  
14 *this section, the Secretary shall give priority to*  
15 *projects in corridors that are a part of, or will be des-*  
16 *ignated as part of, the Dwight D. Eisenhower Na-*  
17 *tional System of Interstate and Defense Highways*  
18 *after completion of the work described in the applica-*  
19 *tion received by the Secretary and to any project that*  
20 *will be completed within 5 years of the date of the al-*  
21 *location of funds for the project.*

22 (2) *SELECTION FACTORS.*—*In making alloca-*  
23 *tions under this section, the Secretary shall consider*  
24 *the following factors:*

1           (A) *The extent to which the corridor pro-*  
2 *vides a link between 2 existing segments of the*  
3 *Interstate System.*

4           (B) *The extent to which the project will fa-*  
5  *facilitate major multistate or regional mobility*  
6 *and economic growth and development in areas*  
7 *underserved by existing highway infrastructure.*

8           (C) *The extent to which commercial vehicle*  
9 *traffic in the corridor—*

10                 (i) *has increased since the date of en-*  
11 *actment of the North American Free Trade*  
12 *Agreement Implementation Act (16 U.S.C.*  
13 *4401 et seq.); and*

14                 (ii) *is projected to increase in the fu-*  
15 *ture.*

16           (D) *The extent to which international*  
17 *truck-borne commodities move through the cor-*  
18 *ridor.*

19           (E) *The extent to which the project will*  
20 *make improvements to an existing segment of the*  
21 *Interstate System that will result in a decrease*  
22 *in congestion.*

23           (F) *The reduction in commercial and other*  
24 *travel time through a major freight corridor ex-*  
25 *pected as a result of the project.*

1           (G) *The value of the cargo carried by com-*  
2           *mercial vehicle traffic in the corridor and the*  
3           *economic costs arising from congestion in the*  
4           *corridor.*

5           (H) *The extent of leveraging of Federal*  
6           *funds provided to carry out this section, includ-*  
7           *ing—*

8                   (i) *use of innovative financing;*

9                   (ii) *combination with funding pro-*  
10                  *vided under other sections of this Act and*  
11                  *title 23, United States Code; and*

12                  (iii) *combination with other sources of*  
13                  *Federal, State, local, or private funding.*

14           (c) *PERIOD OF AVAILABILITY.—Funds allocated for a*  
15           *project to a State under this section shall remain available*  
16           *for obligation in that State until 6 months from the day*  
17           *on which they are allocated. Sums not obligated within 6*  
18           *months of the day on which they are allocated shall be*  
19           *available to the Secretary to be allocated for other projects*  
20           *eligible under this section.*

21           (d) *FEDERAL SHARE.—The Federal share of the cost*  
22           *of a project under this section shall be determined in accord-*  
23           *ance with section 120(b) of title 23, United States Code.*

24           (e) *APPLICABILITY OF TITLE 23.—Except as provided*  
25           *in subsections (c) and (d), funds made available by section*

1 1101(a)(10) of this Act to carry out this section shall be  
2 available for obligation in the same manner as if such funds  
3 were apportioned under chapter 1 of title 23, United States  
4 Code.

5 (f) *STATE DEFINED.*—In this section, the term “State”  
6 has the meaning such term has under section 101 of title  
7 23, United States Code.

8 **SEC. 1302. COORDINATED BORDER INFRASTRUCTURE PRO-**  
9 **GRAM.**

10 (a) *GENERAL AUTHORITY.*—The Secretary shall im-  
11 plement a coordinated border infrastructure program under  
12 which the Secretary shall distribute funds to border States  
13 to improve the safe movement of motor vehicles at or across  
14 the border between the United States and Canada and the  
15 border between the United States and Mexico.

16 (b) *ELIGIBLE USES.*—A State may use funds appor-  
17 tioned under this section only for—

18 (1) *improvements in a border region to existing*  
19 *transportation and supporting infrastructure that fa-*  
20  *facilitate cross-border motor vehicle and cargo move-*  
21 *ments;*

22 (2) *construction of highways and related safety*  
23 *and safety enforcement facilities in a border region*  
24 *that facilitate motor vehicle and cargo movements re-*  
25 *lated to international trade;*



1           (3) *operational improvements in a border region,*  
2           *including improvements relating to electronic data*  
3           *interchange and use of telecommunications, to expedite*  
4           *cross border motor vehicle and cargo movement;*

5           (4) *modifications to regulatory procedures to expedite*  
6           *safe and efficient cross border motor vehicle*  
7           *and cargo movements; and*

8           (5) *international coordination of transportation*  
9           *planning, programming, and border operation with*  
10          *Canada and Mexico relating to expediting cross border*  
11          *motor vehicle and cargo movements.*

12          (c) *APPORTIONMENT OF FUNDS.—On October 1 of each*  
13          *fiscal year, the Secretary shall apportion among border*  
14          *States sums authorized to be appropriated to carry out this*  
15          *section for such fiscal year as follows:*

16               (1) *20 percent in the ratio that—*

17                       (A) *the total number of incoming commercial*  
18                       *trucks that pass through the land border*  
19                       *ports of entry within the boundaries of a border*  
20                       *State, as determined by the Secretary; bears to*

21                       (B) *the total number of incoming commercial*  
22                       *trucks that pass through such ports of entry*  
23                       *within the boundaries of all the border States, as*  
24                       *determined by the Secretary.*

25               (2) *30 percent in the ratio that—*

1           (A) *the total number of incoming personal*  
2 *motor vehicles and incoming buses that pass*  
3 *through land border ports of entry within the*  
4 *boundaries of a border State, as determined by*  
5 *the Secretary; bears to*

6           (B) *the total number of incoming personal*  
7 *motor vehicles and incoming buses that pass*  
8 *through such ports of entry within the bound-*  
9 *aries of all the border States, as determined by*  
10 *the Secretary.*

11       (3) *25 percent in the ratio that—*

12           (A) *the total weight of incoming cargo by*  
13 *commercial trucks that pass through land border*  
14 *ports of entry within the boundaries of a border*  
15 *State, as determined by the Secretary; bears to*

16           (B) *the total weight of incoming cargo by*  
17 *commercial trucks that pass through such ports*  
18 *of entry within the boundaries of all the border*  
19 *States, as determined by the Secretary.*

20       (4) *25 percent of the ratio that—*

21           (A) *the total number of land border ports of*  
22 *entry within the boundaries of a border State, as*  
23 *determined by the Secretary; bears to*

1                   (B) the total number of land border ports of  
2                   entry within the boundaries of all the border  
3                   States, as determined by the Secretary.

4           (d) *APPLICABILITY OF TITLE 23.*—Funds made avail-  
5 able to carry out this section shall be available for obliga-  
6 tion in the same manner as if such funds were apportioned  
7 under chapter 1 of title 23, United States Code; except that  
8 such funds shall not be transferable and shall remain avail-  
9 able until expended and the Federal share of the cost of a  
10 project under this section shall be 80 percent.

11           (e) *DEFINITIONS.*—In this section, the following defini-  
12 tions apply:

13           (1) *BORDER REGION.*—The term “border region”  
14           means any portion of a border State within 20 miles  
15           of an international land border with Canada or Mex-  
16           ico.

17           (2) *BORDER STATE.*—The term “border State”  
18           means any State that has an international land bor-  
19           der with Canada or Mexico.

20           (3) *COMMERCIAL TRUCK.*—The term “commer-  
21           cial truck” means a commercial motor vehicle as de-  
22           fined in section 31301(4) (other than subparagraph  
23           (B)) of title 49, United States Code.

1           (4) *MOTOR VEHICLE.*—*The term “motor vehicle”*  
2           *has the meaning such term has under section 101(a)*  
3           *of title 23, United States Code.*

4           (5) *STATE.*—*The term “State” has the meaning*  
5           *such term has in section 101(a) of such title 23.*

6 **SEC. 1303. FREIGHT INTERMODAL CONNECTORS.**

7           (a) *IN GENERAL.*—

8           (1) *ESTABLISHMENT.*—*The Secretary shall estab-*  
9           *lish a freight intermodal connector program to im-*  
10          *prove productivity and improve the efficiency of the*  
11          *transportation of freight, while mitigating congestion*  
12          *in the area of freight intermodal connectors.*

13          (2) *PURPOSES.*—*The purposes of the program*  
14          *shall be—*

15                 (A) *to facilitate and support intermodal*  
16                 *freight transportation initiatives at the State*  
17                 *and local levels in order to improve freight inter-*  
18                 *modal connectors and mitigate the impact of*  
19                 *congestion in the area of such connectors; and*

20                 (B) *to provide capital funding to address*  
21                 *infrastructure and freight operational needs at*  
22                 *freight intermodal connectors.*

23          (b) *STATE RESPONSIBILITIES.*—*Under the program,*  
24          *each State shall ensure that intermodal freight transpor-*  
25          *tation and trade facilitation and are adequately addressed*

1 *integrated into the project development process, including*  
2 *transportation planning, through final design and con-*  
3 *struction of freight related transportation projects.*

4 *(c) ELIGIBLE PROJECTS.—*

5 *(1) IN GENERAL.—Projects eligible for funding*  
6 *under this section may include the construction of*  
7 *and improvements to publicly owned freight inter-*  
8 *modal connectors, the provision of access to such con-*  
9 *nectors, and operational improvements for such con-*  
10 *nectors (including capital investment for intelligent*  
11 *transportation systems); except that a project located*  
12 *within the boundaries of an intermodal freight facil-*  
13 *ity shall only include highway infrastructure modi-*  
14 *fications necessary to facilitate direct intermodal ac-*  
15 *cess between the connector and the facility.*

16 *(2) SPECIAL RULE.—If a State that does not*  
17 *have any freight intermodal connectors within its*  
18 *boundaries or has only freight intermodal connectors*  
19 *within its boundaries that are in good condition and*  
20 *provide an adequate level of service, projects within*  
21 *the boundaries of the State that are eligible for assist-*  
22 *ance under section 103(b)(6) of title 23, United States*  
23 *Code, relating to the National Highway System, shall*  
24 *be eligible for funding under this section.*

1           (d) *PRIORITY.*—Under the program, a State shall give  
2 priority to projects on freight intermodal connectors to the  
3 National Highway System as identified according to the  
4 criteria set forth in the report of the Department of Trans-  
5 portation to Congress entitled “Pulling Together: The NHS  
6 and its Connections to Major Intermodal Terminals”.

7           (e) *APPORTIONMENT.*—On October 1 of each fiscal  
8 year, the Secretary shall apportion among the States sums  
9 made available to carry out this section for such fiscal year  
10 as follows:

11           (1) 33.3 percent in the ratio that—

12                   (A) the number of freight intermodal con-  
13 nectors identified in the most recent Intermodal  
14 Freight Connectors study of the Federal High-  
15 way Administration within the boundaries of a  
16 State; bears to

17                   (B) the total number of such connectors  
18 within the boundaries of all the States.

19           (2) 33.3 percent in the ratio that—

20                   (A) the total of each State’s annual con-  
21 tributions to the Highway Trust Fund (other  
22 than the Mass Transit Account) attributable to  
23 commercial motor vehicles; bears to

24                   (B) the total of such annual contributions  
25 by all States.

1           (3) 33.4 percent in the same ratios as funds are  
2           apportioned for the National Highway System under  
3           clauses (i), (ii), (iii), and (iv) of section 104(b)(1)(A)  
4           of title 23, United States Code.

5           (f) *APPLICABILITY OF TITLE 23.*—Funds made avail-  
6           able to carry out this section shall be available for obliga-  
7           tion in the same manner as if such funds were apportioned  
8           under chapter 1 of title 23, United States Code; except that  
9           such funds shall not be transferable and shall remain avail-  
10          able until expended and the Federal share of the cost of a  
11          project under this section shall be 80 percent.

12          (g) *UPDATE REPORT.*—Not later than August 1, 2005,  
13          the Secretary shall publish an update to the report entitled  
14          “Pulling Together: the National Highway System and its  
15          Connections to Major Intermodal Terminals”.

16          (h) *DEFINITIONS.*—In this section, the following defi-  
17          nitions apply:

18               (1) *FREIGHT INTERMODAL CONNECTORS.*—The  
19               term “freight intermodal connector” means the road-  
20               way that connects to an intermodal freight facility  
21               that carries or will carry intermodal traffic.

22               (2) *INTERMODAL FREIGHT FACILITY.*—The term  
23               “intermodal freight facility” means a port, airport,  
24               truck-rail terminal, and pipeline-truck terminal.

1           (3) *STATE*.—The term “State” has the meaning  
2           such term has in section 101(a) of title 23, United  
3           States Code.

4 **SEC. 1304. PROJECTS OF NATIONAL AND REGIONAL SIG-**  
5 **NIFICANCE.**

6           (a) *FINDINGS*.—Congress finds the following:

7           (1) Under current law, surface transportation  
8           programs rely primarily on formula capital appor-  
9           tionments to States.

10          (2) Despite the significant increase for surface  
11          transportation program funding in the *Transpor-*  
12          *tation Equity Act of the 21st Century*, current levels  
13          of investment are insufficient to fund critical high-  
14          cost transportation infrastructure facilities that ad-  
15          dress critical national economic and transportation  
16          needs.

17          (3) Critical high-cost transportation infrastruc-  
18          ture facilities often include multiple levels of govern-  
19          ment, agencies, modes of transportation, and trans-  
20          portation goals and planning processes that are not  
21          easily addressed or funded within existing surface  
22          transportation program categories.

23          (4) Projects of national and regional significance  
24          have national and regional benefits, including im-  
25          proving economic productivity by facilitating inter-



1        *national trade, relieving congestion, and improving*  
2        *transportation safety by facilitating passenger and*  
3        *freight movement.*

4            (5) *The benefits of such projects described in*  
5        *paragraph (4) accrue to local areas, States, and the*  
6        *Nation as a result of the effect such projects have on*  
7        *the national transportation system.*

8            (6) *A program dedicated to constructing projects*  
9        *of national and regional significance is necessary to*  
10       *improve the safe, secure, and efficient movement of*  
11       *people and goods throughout the United States and*  
12       *improve the health and welfare of the national econ-*  
13       *omy.*

14        (b) *ESTABLISHMENT OF PROGRAM.—The Secretary*  
15       *shall establish a program to provide grants to qualified en-*  
16       *tities for projects of national and regional significance.*

17        (c) *DEFINITIONS.—*

18            (1) *ELIGIBLE PROJECT COSTS.—The term “eligi-*  
19        *ble project costs” means the costs of—*

20            (A) *development phase activities, including*  
21        *planning, feasibility analysis, revenue fore-*  
22        *casting, environmental review, preliminary engi-*  
23        *neering and design work, and other*  
24        *preconstruction activities; and*

1           (B) construction, reconstruction, rehabilita-  
2           tion, and acquisition of real property (including  
3           land related to the project and improvements to  
4           land), environmental mitigation, construction  
5           contingencies, acquisition of equipment, and  
6           operational improvements.

7           (2) *ELIGIBLE PROJECT.*—The term “eligible  
8           project” means any surface transportation project eli-  
9           gible for Federal assistance under title 23, United  
10          States Code, including freight railroad projects and  
11          activities eligible under such title.

12          (3) *QUALIFIED ENTITY.*—The term “qualified en-  
13          tity” means a State as defined in section 101(a) of  
14          title 23, United States Code.

15          (d) *ELIGIBILITY.*—To be eligible for assistance under  
16          this section, a project shall have eligible project costs that  
17          are reasonably anticipated to equal or exceed the lesser of—

18               (1) \$500,000,000; or

19               (2) 75 percent of the amount of Federal highway  
20          assistance funds apportioned for the most recently  
21          completed fiscal year to the State in which the project  
22          is located.

23          (e) *APPLICATIONS.*—Each qualified entity seeking to  
24          receive a grant under this section for an eligible project  
25          shall submit to the Secretary an application in such form

1 *and in accordance with such requirements as the Secretary*  
2 *shall establish.*

3 *(f) COMPETITIVE GRANT SELECTION AND CRITERIA*  
4 *FOR GRANTS.—*

5 *(1) IN GENERAL.—The Secretary shall—*

6 *(A) establish criteria for selecting among*  
7 *projects that meet the eligibility criteria specified*  
8 *in subsection (d);*

9 *(B) conduct a national solicitation for ap-*  
10 *plications; and*

11 *(C) award grants on a competitive basis.*

12 *(2) CRITERIA FOR GRANTS.—The Secretary may*  
13 *approve a grant under this section for a project only*  
14 *if the Secretary determines that the project—*

15 *(A) is based on the results of preliminary*  
16 *engineering;*

17 *(B) is justified based on the project's abil-*  
18 *ity—*

19 *(i) to generate national economic bene-*  
20 *fits, including creating jobs, expanding*  
21 *business opportunities, and impacting the*  
22 *gross domestic product;*

23 *(ii) to reduce congestion, including im-*  
24 *pacts in the State, region, and Nation;*

1                   (iii) to improve transportation safety,  
2                   including reducing transportation acci-  
3                   dents, injuries, and fatalities;

4                   (iv) to otherwise enhance the national  
5                   transportation system; and

6                   (v) to garner support for non-Federal  
7                   financial commitments and provide evi-  
8                   dence of stable and dependable financing  
9                   sources to construct, maintain, and operate  
10                  the infrastructure facility; and

11                  (C) is supported by an acceptable degree of  
12                  non-Federal financial commitments, including  
13                  evidence of stable and dependable financing  
14                  sources to construct, maintain, and operate the  
15                  infrastructure facility.

16                  (3) *SELECTION CONSIDERATIONS.*—In selecting a  
17                  project under this section, the Secretary shall consider  
18                  the extent to which the project—

19                         (A) leverages Federal investment by encour-  
20                         aging non-Federal contributions to the project,  
21                         including contributions from public-private  
22                         partnerships;

23                         (B) uses new technologies, including intel-  
24                         ligent transportation systems, that enhance the  
25                         efficiency of the project.

1           (C) helps maintain or protect the environ-  
2           ment.

3           (4) *PRELIMINARY ENGINEERING.*—In evaluating  
4           a project under paragraph (2)(A), the Secretary shall  
5           analyze and consider the results of preliminary engi-  
6           neering for the project.

7           (5) *NON-FEDERAL FINANCIAL COMMITMENT.*—

8           (A) *EVALUATION OF PROJECT.*—In evalu-  
9           ating a project under paragraph (2)(C), the Sec-  
10          retary shall require that—

11                 (i) the proposed project plan provides  
12                 for the availability of contingency amounts  
13                 that the Secretary determines to be reason-  
14                 able to cover unanticipated cost increases;  
15                 and

16                 (ii) each proposed non-Federal source  
17                 of capital and operating financing is stable,  
18                 reliable, and available within the proposed  
19                 project timetable.

20          (B) *CONSIDERATIONS.*—In assessing the  
21          stability, reliability, and availability of proposed  
22          sources of non-Federal financing under subpara-  
23          graph (A), the Secretary shall consider—

24                 (i) existing financial commitments;

1                   (ii) the degree to which financing  
2 sources are dedicated to the purposes pro-  
3 posed;

4                   (iii) any debt obligation that exists or  
5 is proposed by the recipient for the proposed  
6 project; and

7                   (iv) the extent to which the project has  
8 a non-Federal financial commitment that  
9 exceeds the required non-Federal share of  
10 the cost of the project.

11               (6) *REGULATIONS.*—Not later than 120 days  
12 after the date of enactment of this Act, the Secretary  
13 shall issue regulations on the manner in which the  
14 Secretary will evaluate and rate the projects based on  
15 the results of preliminary engineering, project jus-  
16 tification, and the degree of non-Federal financial  
17 commitment, as required under this subsection.

18               (7) *PROJECT EVALUATION AND RATING.*—A pro-  
19 posed project may advance from preliminary engi-  
20 neering to final design and construction only if the  
21 Secretary finds that the project meets the require-  
22 ments of this subsection and there is a reasonable like-  
23 lihood that the project will continue to meet such re-  
24 quirements. In making such findings, the Secretary  
25 shall evaluate and rate the project as “highly rec-

1 *ommended*”, “*recommended*”, or “*not recommended*”  
2 *based on the results of preliminary engineering, the*  
3 *project justification criteria, and the degree of non-*  
4 *Federal financial commitment, as required under this*  
5 *subsection. In rating the projects, the Secretary shall*  
6 *provide, in addition to the overall project rating, in-*  
7 *dividual ratings for each of the criteria established*  
8 *under the regulations issued under paragraph (6).*

9 *(g) LETTERS OF INTENT AND FULL FUNDING GRANT*

10 *AGREEMENTS.—*

11 *(1) LETTER OF INTENT.—*

12 *(A) IN GENERAL.—The Secretary may issue*  
13 *a letter of intent to an applicant announcing an*  
14 *intention to obligate, for a project under this sec-*  
15 *tion, an amount from future available budget*  
16 *authority specified in law that is not more than*  
17 *the amount stipulated as the financial participa-*  
18 *tion of the Secretary in the project.*

19 *(B) NOTIFICATION.—At least 60 days before*  
20 *issuing a letter under subparagraph (A) or en-*  
21 *tering into a full funding grant agreement, the*  
22 *Secretary shall notify in writing the Committee*  
23 *on Transportation and Infrastructure of the*  
24 *House of Representatives and the Committee on*  
25 *Environment and Public Works of the Senate of*

1           *the proposed letter or agreement. The Secretary*  
2           *shall include with the notification a copy of the*  
3           *proposed letter or agreement as well as the eval-*  
4           *uations and ratings for the project.*

5           *(C) NOT AN OBLIGATION.—The issuance of*  
6           *a letter is deemed not to be an obligation under*  
7           *sections 1108(c) and (d), 1501, and 1502(a) of*  
8           *title 31, United States Code, or an administra-*  
9           *tive commitment.*

10          *(D) OBLIGATION OR COMMITMENT.—An ob-*  
11          *ligation or administrative commitment may be*  
12          *made only when contract authority is allocated*  
13          *to a project.*

14          *(2) FULL FUNDING GRANT AGREEMENT.—*

15            *(A) IN GENERAL.—A project financed under*  
16            *this subsection shall be carried out through a full*  
17            *funding grant agreement. The Secretary shall*  
18            *enter into a full funding grant agreement based*  
19            *on the evaluations and ratings required under*  
20            *subsection (f)(7).*

21            *(B) TERMS.—If the Secretary makes a full*  
22            *funding grant agreement with an applicant, the*  
23            *agreement shall—*



1           (i) establish the terms of participation  
2           by the United States Government in a  
3           project under this section;

4           (ii) establish the maximum amount of  
5           Government financial assistance for the  
6           project;

7           (iii) cover the period of time for com-  
8           pleting the project, including a period ex-  
9           tending beyond the period of an authoriza-  
10          tion; and

11          (iv) make timely and efficient manage-  
12          ment of the project easier according to the  
13          laws of the United States.

14          (C) AGREEMENT.—An agreement under this  
15          paragraph obligates an amount of available  
16          budget authority specified in law and may in-  
17          clude a commitment, contingent on amounts to  
18          be specified in law in advance for commitments  
19          under this paragraph, to obligate an additional  
20          amount from future available budget authority  
21          specified in law. The agreement shall state that  
22          the contingent commitment is not an obligation  
23          of the Government. Interest and other financing  
24          costs of efficiently carrying out a part of the  
25          project within a reasonable time are a cost of

1           *carrying out the project under a full funding*  
2           *grant agreement, except that eligible costs may*  
3           *not be more than the cost of the most favorable*  
4           *financing terms reasonably available for the*  
5           *project at the time of borrowing. The applicant*  
6           *shall certify, in a way satisfactory to the Sec-*  
7           *retary, that the applicant has shown reasonable*  
8           *diligence in seeking the most favorable financing*  
9           *terms.*

10           (3) *AMOUNTS.*—*The total estimated amount of*  
11           *future obligations of the Government and contingent*  
12           *commitments to incur obligations covered by all out-*  
13           *standing letters of intent and full funding grant*  
14           *agreements may be not more than the greater of the*  
15           *amount authorized to carry out this section or an*  
16           *amount equivalent to the last 2 fiscal years of funding*  
17           *authorized to carry out this section less an amount*  
18           *the Secretary reasonably estimates is necessary for*  
19           *grants under this section not covered by a letter. The*  
20           *total amount covered by new letters and contingent*  
21           *commitments included in full funding grant agree-*  
22           *ments may be not more than a limitation specified in*  
23           *law.*

24           (i) *GRANT REQUIREMENTS.*—

1           (1) *IN GENERAL.*—A grant for a project under  
2           this section shall be subject to all of the requirements  
3           of title 23, United States Code, and chapter 52 of title  
4           49, United States Code.

5           (2) *OTHER TERMS AND CONDITIONS.*—The Sec-  
6           retary shall require that all grants under this section  
7           be subject to all terms, conditions, and requirements  
8           that the Secretary decides are necessary or appro-  
9           priate for purposes of this section, including require-  
10          ments for the disposition of net increases in value of  
11          real property resulting from the project assisted under  
12          this section.

13          (i) *GOVERNMENT'S SHARE OF PROJECT COST.*—Based  
14          on engineering studies, studies of economic feasibility, and  
15          information on the expected use of equipment or facilities,  
16          the Secretary shall estimate the cost of a project receiving  
17          assistance under this section. A grant for the project is for  
18          80 percent of the project cost, unless the grant recipient re-  
19          quests a lower grant percentage. A refund or reduction of  
20          the remainder may be made only if a refund of a propor-  
21          tional amount of the grant of the Government is made at  
22          the same time.

23          (j) *FISCAL CAPACITY CONSIDERATIONS.*—If the Sec-  
24          retary gives priority consideration to financing projects  
25          that include more than the non-Government share required

1 *under subsection (i) the Secretary shall give equal consider-*  
2 *ation to differences in the fiscal capacity of State and local*  
3 *governments.*

4 *(k) REPORTS.—*

5 *(1) ANNUAL REPORT.—Not later than the first*  
6 *Monday in February of each year, the Secretary shall*  
7 *submit to the Committee on Transportation and In-*  
8 *frastructure of the House of Representatives and the*  
9 *Committee on Environment and Public Works of the*  
10 *Senate a report that includes a proposal on the allo-*  
11 *cation of amounts to be made available to finance*  
12 *grants under this section.*

13 *(2) RECOMMENDATIONS ON FUNDING.—The an-*  
14 *nuual report under this paragraph shall include eval-*  
15 *uations and ratings, as required under subsection (f).*  
16 *The report shall also include recommendations of*  
17 *projects for funding based on the evaluations and rat-*  
18 *ings and on existing commitments and anticipated*  
19 *funding levels for the next 3 fiscal years and for the*  
20 *next 10 fiscal years based on information currently*  
21 *available to the Secretary.*

22 *(l) APPLICABILITY OF TITLE 23.—Funds made avail-*  
23 *able to carry out this section shall be available for obliga-*  
24 *tion in the same manner as if such funds were apportioned*  
25 *under chapter 1 of title 23, United States Code; except that*

1 *such funds shall not be transferable and shall remain avail-*  
2 *able until expended and the Federal share of the cost of a*  
3 *project under this section shall be as provided in this sec-*  
4 *tion.*

5 **SEC. 1305. DEDICATED TRUCK LANES.**

6 (a) *IN GENERAL.*—*The Secretary shall establish and*  
7 *implement a pilot program to make allocations to States*  
8 *for the construction of projects that separate commercial*  
9 *truck traffic from other motor vehicle traffic. A State must*  
10 *submit an application to the Secretary in order to receive*  
11 *an allocation under this section.*

12 (b) *SELECTION PROCESS.*—

13 (1) *PRIORITY.*—*In the selection process under*  
14 *this section, the Secretary shall give priority to*  
15 *projects that provide additional capacity.*

16 (2) *SELECTION FACTORS.*—*In making alloca-*  
17 *tions under this section, the Secretary shall consider*  
18 *the following factors:*

19 (A) *The extent to which the project will im-*  
20 *prove the safe and efficient movement of freight.*

21 (B) *The extent to which the project provides*  
22 *positive separation of commercial trucks from*  
23 *other motor vehicle traffic.*

24 (C) *The extent to which the project connects*  
25 *an intermodal freight facility or an inter-*

1           *national port of entry to the Dwight D. Eisen-*  
2           *hower National System of Interstate and Defense*  
3           *Highways by providing limited access lanes that*  
4           *allow commercial truck traffic to enter the Inter-*  
5           *state System at the posted speed limit.*

6           *(D) The extent to which the project will re-*  
7           *move truck traffic from surface streets.*

8           *(E) The extent to which travel time is ex-*  
9           *pected to be reduced as a result of the proposed*  
10          *project.*

11          *(F) The extent of leveraging of Federal*  
12          *funds provided to carry out this section, includ-*  
13          *ing—*

14                   *(i) use of innovative financing;*

15                   *(ii) combination with funding pro-*  
16                   *vided under other sections of this Act and*  
17                   *title 23, United States Code; and*

18                   *(iii) combination with other sources of*  
19                   *Federal, State, local, or private funding.*

20          *(c) FEDERAL SHARE.—The Federal share of the cost*  
21          *of a project under this section shall be determined in accord-*  
22          *ance with section 120(b) of title 23, United States Code.*

23          *(d) APPLICABILITY OF TITLE 23.—Except as provided*  
24          *in subsection (d), funds made available by section*  
25          *1101(a)(22) of this Act to carry out this section shall be*

1 *available for obligation in the same manner as if such funds*  
2 *were apportioned under chapter 1 of title 23, United States*  
3 *Code.*

4 *(e) DEFINITIONS.—In this section the following defini-*  
5 *tions apply:*

6 *(1) COMMERCIAL TRUCK.—The term “commer-*  
7 *cial truck” means a self-propelled or towed vehicle*  
8 *used on highways in commerce principally to trans-*  
9 *port cargo if the vehicle has a gross vehicle weight*  
10 *rating or gross vehicle weight of at least 10,001*  
11 *pounds, whichever is greater.*

12 *(2) STATE.—The term “State” has the meaning*  
13 *such term has under section 101 of title 23, United*  
14 *States Code.*

15 **SEC. 1306. TRUCK PARKING FACILITIES.**

16 *(a) ESTABLISHMENT.—In cooperation with appro-*  
17 *priate State, regional, and local governments, the Secretary*  
18 *shall establish a pilot program to address the shortage of*  
19 *long-term parking for commercial motor vehicles on the Na-*  
20 *tional Highway System.*

21 *(b) ALLOCATION OF FUNDS.—*

22 *(1) IN GENERAL.—The Secretary shall allocate*  
23 *funds made available to carry out this section among*  
24 *States, metropolitan planning organizations, and*  
25 *local governments.*

1           (2) *APPLICATIONS.*—*To be eligible for an allocation*  
2 *under this section, a State, metropolitan planning*  
3 *organization, or local government shall submit*  
4 *to the Secretary an application at such time and con-*  
5 *taining such information as the Secretary may re-*  
6 *quire.*

7           (3) *ELIGIBLE PROJECTS.*—*Funds allocated*  
8 *under this subsection shall be used by the recipient for*  
9 *projects described in an application approved by the*  
10 *Secretary. Such projects shall serve the National*  
11 *Highway System and may include the following:*

12                   (A) *Constructing safety rest areas, as de-*  
13 *finied in section 120(c) of title 23, United States*  
14 *Code, that include parking for commercial motor*  
15 *vehicles.*

16                   (B) *Constructing commercial motor vehicle*  
17 *parking facilities adjacent to commercial truck*  
18 *stops and travel plazas.*

19                   (C) *Opening existing facilities to commer-*  
20 *cial motor vehicle parking, including inspection*  
21 *and weigh stations and park-and-ride facilities.*

22                   (D) *Promoting the availability of publicly*  
23 *or privately provided commercial motor vehicle*  
24 *parking on the National Highway System using*



1           *intelligent transportation systems and other*  
2           *means.*

3           *(E) Constructing turnouts along the Na-*  
4           *tional Highway System for commercial motor*  
5           *vehicles.*

6           *(F) Making capital improvements to public*  
7           *commercial motor vehicle parking facilities cur-*  
8           *rently closed on a seasonal basis to allow the fa-*  
9           *ilities to remain open year-round.*

10          *(G) Improving the geometric design of*  
11          *interchanges on the National Highway System to*  
12          *improve access to commercial motor vehicle*  
13          *parking facilities.*

14          *(4) PRIORITY.—In allocating funds made avail-*  
15          *able to carry out this section, the Secretary shall give*  
16          *priority to applicants that—*

17                 *(A) demonstrate a severe shortage of com-*  
18                 *mmercial motor vehicle parking capacity in the*  
19                 *corridor to be addressed;*

20                 *(B) have consulted with affected State and*  
21                 *local governments, community groups, private*  
22                 *providers of commercial motor vehicle parking,*  
23                 *and motorist and trucking organizations; and*

1           (C) demonstrate that their proposed projects  
2           are likely to have positive effects on highway  
3           safety, traffic congestion, or air quality.

4           (c) *FUNDING.*—

5           (1) *IN GENERAL.*—There is authorized to be ap-  
6           propriated from the Highway Trust Fund (other than  
7           the Mass Transit Account) to carry out this section  
8           \$5,000,000 for each of fiscal years 2005 through 2009.

9           (2) *CONTRACT AUTHORITY.*—Funds authorized  
10          under this subsection shall be available for obligation  
11          in the same manner as if the funds were apportioned  
12          under chapter 1 of title 23, United States Code.

13          (d) *REPORT TO CONGRESS.*—Not later than 5 years  
14          after the date of enactment of this Act, the Secretary shall  
15          transmit to Congress a report on the results of the pilot  
16          program.

17          (e) *FEDERAL SHARE.*—The Federal share of the cost  
18          of a project carried out using amounts made available  
19          under this section shall be determined in accordance with  
20          sections 120(b) and 120(c) of title 23, United States Code.

21          (f) *APPLICABILITY OF TITLE 23.*—Notwithstanding  
22          any other provision of law, projects funded under this sec-  
23          tion shall be treated as projects on a Federal-aid system  
24          under chapter 1 of title 23, United States Code.

1           ***Subtitle D—Highway Safety***

2   ***SEC. 1401. HIGHWAY SAFETY IMPROVEMENT PROGRAM.***

3           (a) *SAFETY IMPROVEMENT PROJECT DEFINED.*—Sec-  
4   tion 101(a)(30) of title 23, United States Code, is amended  
5   by inserting “installs fluorescent, yellow-green signs at pe-  
6   destrian or bicycle crossings or school zones,” after “call  
7   boxes,”.

8           (b) *OPERATION LIFESAVER.*—Section 104(d)(1) of  
9   such title is amended—

10           (1) by striking “subsection (b)(3) of this section”  
11   and inserting “section 130(f)”; and

12           (2) by striking “\$500,000” and inserting  
13   “\$600,000”.

14           (c) *RAILWAY-HIGHWAY CROSSING HAZARD ELIMI-*  
15 *NATION IN HIGH SPEED RAIL CORRIDORS.*—

16           (1) *IN GENERAL.*—Section 104(d)(2) of such title  
17   is amended—

18           (A) in subparagraph (A) by striking  
19   “\$5,250,000” and inserting “\$7,500,000 for each  
20   of fiscal years 2004 and 2005, \$10,000,000 for  
21   each of fiscal years 2006 and 2007, and  
22   \$15,000,000 for each of fiscal years 2008 and  
23   2009”; and

24           (B) in subparagraph (E)—

1           (i) by striking “Not less than \$250,000  
2           of such set-aside” and inserting “Of such  
3           set-aside, not less than \$875,000 for each of  
4           fiscal years 2004 and 2005, \$1,500,000 for  
5           each of fiscal years 2006 and 2007, and  
6           \$2,750,000 for each of fiscal years 2008 and  
7           2009”; and

8           (ii) by striking “per fiscal year”.

9           (2) *DESIGNATION OF CORRIDORS.*—Of the rail  
10          corridors selected by the Secretary in accordance with  
11          section 104(d)(2) of title 23, United States Code—

12           (A) the Northern New England High Speed  
13          Rail Corridor is expanded to include the train  
14          routes from Boston, Massachusetts, to Albany,  
15          New York, and from Springfield, Massachusetts,  
16          to New Haven, Connecticut; and

17           (B) the South Central Corridor is expanded  
18          to include the train route from Killeen, Texas, to  
19          Houston, Texas, via Bryan-College Station.

20          (d) *RAILWAY-HIGHWAY CROSSINGS.*—

21           (1) *FUNDS FOR PROTECTIVE DEVICES.*—Section  
22          130(e) of such title is amended—

23           (A) by striking “At” and inserting the fol-  
24          lowing:

25          “(1) *IN GENERAL.*—At”; and

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

2                   “(2) *SPECIAL RULE.*—If a State demonstrates to  
3                   the satisfaction of the Secretary that the State has  
4                   met all its needs for installation of protective devices  
5                   at railway-highway crossings, the State may use  
6                   funds made available by this subsection for other pur-  
7                   poses by this section.”.

8                   (2) *APPORTIONMENT.*—Section 130(f) of such  
9                   title is amended to read as follows:

10                  “(f) *APPORTIONMENT.*—

11                   “(1) *FORMULA.*—Fifty percent of the funds au-  
12                   thorized to be appropriated to carry out this section  
13                   shall be apportioned to the States in accordance with  
14                   the formula set forth in section 104(b)(3)(A), and 50  
15                   percent of such funds shall be apportioned to the  
16                   States in the ratio that total public railway-highway  
17                   crossings in each State bears to the total of such cross-  
18                   ings in all States.

19                   “(2) *MINIMUM APPORTIONMENT.*—Notwith-  
20                   standing paragraph (1), each State shall receive a  
21                   minimum of  $\frac{1}{2}$  of 1 percent of the funds apportioned  
22                   under paragraph (1).

23                   “(3) *FEDERAL SHARE.*—The Federal share pay-  
24                   able on account of any project financed with funds

1        *authorized to be appropriated to carry out this sec-*  
2        *tion shall be 90 percent of the cost thereof.”.*

3                (3) *BIENNIAL REPORT TO CONGRESS.*—*The third*  
4        *sentence of section 130(g) of such title is amended by*  
5        *striking “not later than April 1 of each year,” and*  
6        *inserting “, not later than April 1, 2005, and every*  
7        *2 years thereafter;”.*

8                (4) *EXPENDITURE OF FUNDS.*—*Section 130 of*  
9        *such title is further amended by adding at the end the*  
10       *following:*

11        “(k) *EXPENDITURE OF FUNDS.*—*Not more than 2 per-*  
12       *cent of funds apportioned to a State to carry out this sec-*  
13       *tion may be used by the State for compilation and analysis*  
14       *of data in support of activities carried out under subsection*  
15       *(g).”.*

16        (e) *SURFACE TRANSPORTATION PROGRAM.*—

17                (1) *IN GENERAL.*—*Section 133(d) of such title is*  
18        *amended—*

19                        (A) *by striking paragraph (1); and*

20                        (B) *by redesignating paragraphs (2)*  
21        *through (5) as paragraphs (1) through (4), re-*  
22        *spectively; and*

23                        (C) *in paragraph (2) (as so redesignated)—*

24                                (i) *in subparagraph (A) by striking*  
25        *“80 percent” and inserting “90 percent”;*

- 1                   (ii) in subparagraph (B) by striking  
2                   “tobe” and inserting “to be”; and  
3                   (iii) in subparagraph (D) by adding a  
4                   period at the end.

5                   (2) CONFORMING AMENDMENTS.—

6                   (A) SECTION 133.—Section 133(e) is  
7                   amended by striking “(d)(2)” and inserting  
8                   “(d)(1)” in each of paragraphs (3)(B)(i), (5)(A),  
9                   and (5)(B).

10                  (B) SECTION 126.—Section 126(b) of such  
11                  title is amended—

12                   (i) by striking “to the last sentence of  
13                   section 133(d)(1) or”;

14                   (ii) by striking “section 133(d)(3)”  
15                   and inserting “section 133(d)(2)”; and

16                   (iii) by striking “or 133(d)(2)”.

17                  (f) HAZARD ELIMINATION PROGRAM.—

18                  (1) PURPOSES.—Section 152(a)(1) of such title  
19                  is amended—

20                   (A) by striking “and” after “bicyclists,”;  
21                   and

22                   (B) by inserting after “pedestrians,” the fol-  
23                   lowing: “and the disabled, identify roadway safe-  
24                   ty improvement needs for such locations, sec-  
25                   tions, and elements.”.

1           (2) *HAZARDS.*—Section 152(a)(2)(A) of such  
2 title is amended by inserting “the disabled,” after  
3 “pedestrians,”.

4           (3) *APPROVAL OF PROJECTS.*—Section 152(b) of  
5 such title is amended by inserting before the period at  
6 the end the following: “that reduces the likelihood of  
7 crashes involving road departures, intersections, pe-  
8 destrians, the disabled, bicyclists, older drivers, or  
9 construction work zones”.

10          (4) *EXPENDITURE OF FUNDS.*—Section 152(c) of  
11 such title is amended—

12               (A) in paragraph (2) by striking “or” at  
13 the end;

14               (B) in paragraph (3) by striking the period  
15 at the end and inserting a semicolon; and

16               (C) by adding at the end the following:

17                   “(4) police assistance for traffic and speed man-  
18 agement in construction work zones;

19                   “(5) installation of barriers between construction  
20 work zones and traffic lanes for the safety of motorists  
21 and workers; and

22                   “(6) compilation and analysis of data under  
23 subsections (f) and (g) if the funds used for this pur-  
24 pose by a State do not exceed 2 percent of the amount  
25 apportioned to such State to carry out this section.”.



1           (5) *APPORTIONMENT.*—Section 152(d) of such  
2 title is amended to read as follows:

3           “(d) *APPORTIONMENT.*—

4                 “(1) *FORMULA.*—Funds authorized to be appro-  
5 priated to carry out this section shall be apportioned  
6 to the States in accordance with the formula set forth  
7 in section 104(b)(3)(A).

8                 “(2) *MINIMUM APPORTIONMENT.*—Notwith-  
9 standing paragraph (1), each State shall receive a  
10 minimum of  $\frac{1}{2}$  of 1 percent of the funds apportioned  
11 under paragraph (1).

12                 “(3) *FEDERAL SHARE.*—The Federal share pay-  
13 able on account of any project financed with funds  
14 authorized to be appropriated to carry out this sec-  
15 tion shall be 90 percent of the cost thereof.”.

16           (6) *BIENNIAL REPORT TO CONGRESS.*—

17                 (A) *IN GENERAL.*—Section 152 of such title  
18 is amended by adding at the end the following:

19                 “(i) *BIENNIAL REPORT TO CONGRESS.*—Not later than  
20 2 years after the date of enactment of this subsection, and  
21 every 2 years thereafter, the Secretary shall transmit to the  
22 Committee on Transportation and Infrastructure of the  
23 House of Representatives and the Committee on Environ-  
24 ment and Public Works of the Senate a report on the results

1 *of the program under this section. The report shall include,*  
2 *at a minimum, the following:*

3           “(1) *A summary of State projects completed*  
4 *under this section categorized by the types of hazards*  
5 *and a statement of the cost of such projects.*

6           “(2) *An analysis of the effectiveness of such cat-*  
7 *egories of projects in reducing the number and sever-*  
8 *ity of crashes at high hazard locations.*

9           “(3) *An assessment of the adequacy of authorized*  
10 *funding for the program and State use of such fund-*  
11 *ing to address the national need for such projects.*

12           “(4) *Recommendations for funding and program*  
13 *improvements to reduce the number of high hazard lo-*  
14 *cations.*

15           “(5) *An analysis and evaluation of each State*  
16 *program, an identification of any State found not to*  
17 *be in compliance with the schedule of improvements*  
18 *required by subsection (a), and recommendations for*  
19 *future implementation of the hazard elimination pro-*  
20 *gram.”.*

21           (B) *CONFORMING AMENDMENT.—Section*  
22 *152(g) of such title is amended by striking the*  
23 *third sentence through the last sentence.*

1           (g) *EFFECTIVE DATE.*—*The amendments made by sub-*  
2 *sections (d), (e), and (f) shall take effect on September 30,*  
3 *2004.*

4 **SEC. 1402. WORKER INJURY PREVENTION AND FREE FLOW**  
5 **OF VEHICULAR TRAFFIC.**

6           *Not later than 1 year after the date of enactment of*  
7 *this Act, the Secretary shall issue regulations to decrease*  
8 *the likelihood of worker injury and maintain the free flow*  
9 *of vehicular traffic by requiring workers whose duties place*  
10 *them on or in close proximity to a Federal-aid highway*  
11 *(as defined in section 101 of title 23, United States Code)*  
12 *to wear high visibility garments. Such regulations may also*  
13 *require such other worker-safety measures for workers with*  
14 *those duties as the Secretary determines appropriate.*

15 **SEC. 1403. HIGH RISK RURAL ROAD SAFETY IMPROVEMENT**  
16 **PROGRAM.**

17           (a) *ESTABLISHMENT.*—*The Secretary shall establish*  
18 *and implement a high risk rural road safety improvement*  
19 *program in accordance with this section.*

20           (b) *ELIGIBLE PROJECTS.*—

21                 (1) *IN GENERAL.*—*Except as provided in para-*  
22 *graph (2), a State may obligate funds apportioned to*  
23 *it under this section only for construction and oper-*  
24 *ational improvement projects on high risk rural roads*

1        *and only if the primary purpose of the project is to*  
2        *improve highway safety on a high risk rural road.*

3            (2) *SPECIAL RULE.—A State may use funds ap-*  
4        *portioned to it under this section for any project ap-*  
5        *proved by the Secretary under section 152 of title 23,*  
6        *United States Code, if the State certifies to the Sec-*  
7        *retary that it has no projects described in paragraph*  
8        *(1).*

9            (c) *STATE ALLOCATION SYSTEM.—Each State shall es-*  
10       *tablish a system for allocating funds apportioned to it*  
11       *under this section among projects eligible for assistance*  
12       *under this section that have the highest benefits to highway*  
13       *safety. Such system may include a safety management sys-*  
14       *tem established by the State under section 303 of title 23,*  
15       *United States Code, or a survey established pursuant to sec-*  
16       *tion 152(a) of such title.*

17           (d) *APPORTIONMENT OF FUNDS.—On October 1 of*  
18       *each fiscal year, the Secretary shall apportion among States*  
19       *sums authorized to be appropriated to carry out this section*  
20       *for such fiscal year as follows:*

21            (1)  *$\frac{1}{3}$  in the ratio that—*

22                    (A) *each State's public road lane mileage*  
23                    *for rural minor collectors and rural local roads;*  
24                    *bears to*

1           (B) the total public road lane mileage for  
2 rural minor collectors and rural local roads of  
3 all States.

4           (2)  $\frac{1}{3}$  in the ratio that—

5           (A) the population of areas other than ur-  
6 banized areas in each State, as shown by the  
7 most recent Government decennial census of pop-  
8 ulation; bears to

9           (B) the population of all areas other than  
10 urbanized areas in the United States, as shown  
11 by that census.

12           (3)  $\frac{1}{3}$  in the ratio that—

13           (A) the total vehicle miles traveled on public  
14 roads in each State; bears to

15           (B) the total number of vehicle miles trav-  
16 eled on public roads in all States.

17           (e) *APPLICABILITY OF TITLE 23.*—Funds made avail-  
18 able to carry out this section shall be available for obliga-  
19 tion in the same manner as if such funds were apportioned  
20 under chapter 1 of title 23, United States Code; except that  
21 such funds shall not be transferable and shall remain avail-  
22 able until expended and the Federal share of the cost of a  
23 project under this section shall be 80 percent. Notwith-  
24 standing any other provision of law, projects assisted under

1 *this section shall be treated as projects on a Federal-aid*  
2 *system under such chapter.*

3 (f) *DEFINITIONS.—In this section, the following defini-*  
4 *tions apply:*

5 (1) *HIGH RISK RURAL ROAD.—The term “high*  
6 *risk rural road” means any roadway functionally*  
7 *classified as a rural major or minor collector or a*  
8 *rural local road—*

9 (A) *on which the accident rate for fatalities*  
10 *and incapacitating injuries exceeds the statewide*  
11 *average for these functional classes of roadway;*  
12 *or*

13 (B) *which will likely have increases in traf-*  
14 *fic volume that are likely to create an accident*  
15 *rate for fatalities and incapacitating injuries*  
16 *that exceeds the statewide average for these func-*  
17 *tional classes of roadway.*

18 (2) *STATE AND URBANIZED AREA.—The terms*  
19 *“State” and “urbanized area” have the meaning such*  
20 *terms have under section 101(a) of title 23, United*  
21 *States Code.*

1 **SEC. 1404. TRANSFERS OF APPORTIONMENTS TO SAFETY**  
2 **PROGRAMS.**

3 (a) *USE OF SAFETY BELTS AND MOTORCYCLE HEL-*  
4 *METS.—Section 153(h) of title 23, United States Code, is*  
5 *amended—*

6 (1) *in paragraph (2)—*

7 (A) *in the paragraph heading by striking*  
8 *“THEREAFTER.—” and inserting “FISCAL*  
9 *YEARS 1995–2003.—”; and*

10 (B) *by inserting “and ending before October*  
11 *1, 2003,” after “September 30, 1994,”;*

12 (2) *by redesignating paragraphs (3) through (5)*  
13 *as paragraphs (4) through (6), respectively;*

14 (3) *by inserting after paragraph (2) the fol-*  
15 *lowing:*

16 “(3) *FISCAL YEAR 2004 AND THEREAFTER.—On*  
17 *October 1, 2003, and each October 1 thereafter, if a*  
18 *State does not have in effect a law described in sub-*  
19 *section (a)(2), the Secretary shall transfer from the*  
20 *funds apportioned to the State on that date under*  
21 *each of subsections (b)(1), (b)(2), and (b)(3) of section*  
22 *104 to the apportionment of the State under section*  
23 *402 an amount equal to 3 percent of the funds appor-*  
24 *tioned to the State under such subsections for fiscal*  
25 *year 2003.”; and*

26 (4) *in paragraph (5) (as so redesignated)—*

1           (A) by striking “which is determined by  
2           multiplying” and inserting “which, for fiscal  
3           year 2004 and each fiscal year thereafter, is de-  
4           termined by multiplying”; and

5           (B) in subparagraph (B) by striking “such  
6           fiscal year” each place it appears and inserting  
7           “fiscal year 2003”.

8           (b) *OPEN CONTAINER REQUIREMENTS.*—Section  
9           154(c) of title 23, United States Code, is amended—

10           (1) in paragraph (2)—

11           (A) in the paragraph heading by striking  
12           “AND FISCAL YEARS THEREAFTER”; and

13           (B) by striking “and each October 1 there-  
14           after,”;

15           (2) by redesignating paragraphs (3) through (7)  
16           as paragraphs (4) through (8), respectively;

17           (3) by inserting after paragraph (2) the fol-  
18           lowing:

19           “(3) *FISCAL YEAR 2004 AND THEREAFTER.*—On  
20           October 1, 2003, and each October 1 thereafter, if a  
21           State has not enacted or is not enforcing an open con-  
22           tainer law described in subsection (b), the Secretary  
23           shall transfer from the funds apportioned to the State  
24           on that date under each of paragraphs (1), (3), and  
25           (4) of section 104(b) an amount equal to 3 percent of



1       *the funds apportioned to the State under such para-*  
2       *graphs for fiscal year 2003 to be used or directed as*  
3       *described in subparagraph (A) or (B) of paragraph*  
4       *(1).”;*

5             *(4) in paragraph (5) (as so redesignated) by*  
6       *striking “paragraph (3)” and inserting “paragraph*  
7       *(4)”;*

8             *(5) in paragraphs (4), (5), and (6) (as so redesi-*  
9       *gnated) by striking “paragraph (1) or (2)” and in-*  
10       *serting “paragraph (1), (2), or (3)”;* and

11            *(6) in paragraph (7)(B) (as so redesignated)—*

12                *(A) by striking “The amount” and inserting*  
13       *“For fiscal year 2004 and each fiscal year there-*  
14       *after, the amount”;* and

15                *(B) in subclauses (I) and (II) of clause (ii)*  
16       *by striking “the fiscal year” and inserting “fis-*  
17       *cal year 2003”.*

18        *(c) MINIMUM PENALTIES FOR CERTAIN REPEAT OF-*  
19        *FENDERS.—Section 164(b) of title 23, United States Code,*  
20        *is amended—*

21            *(1) in paragraph (2)—*

22                *(A) in the paragraph heading by striking*  
23        *“AND FISCAL YEARS THEREAFTER”;* and

24                *(B) by striking “and each October 1 there-*  
25        *after,”;*

1           (2) by redesignating paragraphs (3) through (7)  
2 as paragraphs (4) through (8), respectively;

3           (3) by inserting after paragraph (2) the fol-  
4 lowing:

5           “(3) FISCAL YEAR 2004 AND THEREAFTER.—On  
6 October 1, 2003, and each October 1 thereafter, if a  
7 State has not enacted or is not enforcing a repeat in-  
8 toxicated driver law, the Secretary shall transfer from  
9 the funds apportioned to the State on that date under  
10 each of paragraphs (1), (3), and (4) of section 104(b)  
11 an amount equal to 3 percent of the funds appor-  
12 tioned to the State under such paragraphs for fiscal  
13 year 2003 to be used or directed as described in sub-  
14 paragraph (A) or (B) of paragraph (1).”;

15           (4) in paragraph (5) (as so redesignated) by  
16 striking “paragraph (3)” and inserting “paragraph  
17 (4)”;

18           (5) in paragraphs (4), (5), and (6) (as so redesi-  
19 gnated) by striking “paragraph (1) or (2)” and in-  
20 serting “paragraph (1), (2), or (3)”;

21           (6) in paragraph (7)(B) (as so redesignated)—  
22           (A) by striking “The amount” and inserting  
23           “*For fiscal year 2004 and each fiscal year there-*  
24           *after, the amount*”; and

1                   (B) in subclauses (I) and (II) of clause (ii)  
2                   by striking “the fiscal year” and inserting “fis-  
3                   cal year 2003”.

4 **SEC. 1405. SAFETY INCENTIVE GRANTS FOR USE OF SEAT**  
5                   **BELTS.**

6                   Section 157(g)(1) of title 23, United States Code, is  
7                   amended by striking “fiscal year 2003” and inserting “each  
8                   of fiscal years 2003 and 2004”.

9 **SEC. 1406. SAFETY INCENTIVES TO PREVENT OPERATION**  
10                   **OF MOTOR VEHICLES BY INTOXICATED PER-**  
11                   **SONS.**

12                   (a) *CODIFICATION OF PENALTY.*—Section 163 of title  
13 23, United States Code, is amended—

14                   (1) by redesignating subsection (e) as subsection  
15                   (f); and

16                   (2) by inserting after subsection (d) the fol-  
17                   lowing:

18                   “(e) *PENALTY.*—

19                   “(1) *IN GENERAL.*—On October 1, 2003, and Oc-  
20                   tober 1 of each fiscal year thereafter, if a State has  
21                   not enacted or is not enforcing a law described in  
22                   subsection (a), the Secretary shall withhold from  
23                   amounts apportioned to the State on that date under  
24                   each of paragraphs (1), (3), and (4) of section 104(b)

1     *an amount equal to the amount specified in para-*  
2     *graph (2).*

3             “(2) *AMOUNT TO BE WITHHELD.*—*If a State is*  
4     *subject to a penalty under paragraph (1), the Sec-*  
5     *retary shall withhold for a fiscal year from the appor-*  
6     *tionments of the State described in paragraph (1) an*  
7     *amount equal to a percentage of the funds appor-*  
8     *tioned to the State under paragraphs (1), (3), and (4)*  
9     *of section 104(b) for fiscal year 2003. The percentage*  
10    *shall be as follows:*

11                 “(A) *For fiscal year 2004, 2 percent.*

12                 “(B) *For fiscal year 2005, 4 percent.*

13                 “(C) *For fiscal year 2006, 6 percent.*

14                 “(D) *For fiscal year 2007, and each fiscal*  
15     *year thereafter, 8 percent.*

16             “(3) *FAILURE TO COMPLY.*—*If, within 4 years*  
17     *from the date that an apportionment for a State is*  
18     *withheld in accordance with this subsection, the Sec-*  
19     *retary determines that the State has enacted and is*  
20     *enforcing a law described in subsection (a), the ap-*  
21     *portionment of the State shall be increased by an*  
22     *amount equal to the amount withheld. If, at the end*  
23     *of such 4-year period, any State has not enacted or*  
24     *is not enforcing a law described in subsection (a) any*  
25     *amounts so withheld from such State shall lapse.”.*

1       (b) *AUTHORIZATION OF APPROPRIATIONS.*—Section  
2 163(f)(1) of such title, as redesignated by subsection (a)(1)  
3 of this section, is amended by striking “fiscal year 2003”  
4 and inserting “each of fiscal years 2003 and 2004”.

5       (c) *REPEAL.*—Section 351 of the Department of Trans-  
6 portation and Related Agencies Appropriations Act, 2001  
7 (23 U.S.C. 163 note; 114 Stat. 1356A–34) is repealed.

8 **SEC. 1407. REPEAT OFFENDERS FOR DRIVING WHILE IN-**  
9 **TOXICATED.**

10       Section 164(a)(5)(A) of title 23, United States Code,  
11 is amended to read as follows:

12               “(A) receive (i) a driver’s license suspension  
13 for not less than 1 year, or (ii) a combination  
14 of suspension of all driving privileges of an indi-  
15 vidual for the first 45 days of the suspension pe-  
16 riod followed by a reinstatement of limited driv-  
17 ing privileges for the purpose of getting to and  
18 from work, school, or an alcohol treatment pro-  
19 gram if an ignition interlock device is installed  
20 on each of the motor vehicles owned or operated,  
21 or both, by the individual;”.

1           ***Subtitle E—Construction and***  
2                           ***Contract Efficiencies***

3   ***SEC. 1501. DESIGN-BUILD.***

4           (a) *QUALIFIED PROJECTS.*—Section 112(b)(3)(C) of  
5 *title 23, United States Code, is amended to read as follows:*

6                           “(C) *QUALIFIED PROJECTS.*—A qualified  
7                           project referred to in subparagraph (A) is a  
8                           project under this chapter for which the Sec-  
9                           retary has approved the use of design-build con-  
10                          tracting under criteria specified in regulations  
11                          issued by the Secretary.”.

12          (b)       *EXPERIMENTAL       PROCUREMENT.*—Section  
13 *112(b)(3) of such title is further amended—*

14                       (1) *by redesigning subparagraph (D) as sub-*  
15                       *paragraph (G); and*

16                       (2) *by inserting after subparagraph (C) the fol-*  
17                       *lowing:*

18                           “(D) *EXPERIMENTAL       PROCUREMENT.*—As  
19                           part of any experimental program carried out  
20                           under this section, the Secretary shall evaluate  
21                           the use of procurement procedures under this  
22                           paragraph where subjective evaluation criteria  
23                           account for the majority of the selection deter-  
24                           mination.

1           “(E) *LIMITATION ON STATUTORY CON-*  
2           *STRUCTION.—Nothing in this section shall be*  
3           *construed as effecting the authority to carry out*  
4           *any experimental program concerning design-*  
5           *build contracting that is being carried out by the*  
6           *Secretary on the date of enactment of this sub-*  
7           *paragraph.*

8           “(F) *REPORT.—Not later than 3 years after*  
9           *the date of enactment of this subparagraph, the*  
10           *Secretary shall transmit to Congress a report on*  
11           *the effectiveness of design-build contracting pro-*  
12           *cedures in which the majority of the selection de-*  
13           *terminations are made based on subjective cri-*  
14           *teria in accordance with subparagraph (D). ”.*

15   **SEC. 1502. WARRANTY HIGHWAY CONSTRUCTION PROJECT**  
16           **PILOT PROGRAM.**

17           (a) *IN GENERAL.—The Secretary shall establish and*  
18           *implement a pilot program designed to encourage States*  
19           *to incorporate warranties in the letting of contracts for*  
20           *highway construction projects.*

21           (b) *MAXIMUM NUMBER OF PROJECTS.—The Secretary*  
22           *may allow not more than 15 projects a year to be carried*  
23           *out under the pilot program.*

1       (c) *FEDERAL SHARE.*—*The Federal share of the costs*  
2 *of a project under the pilot program may not exceed 90*  
3 *percent.*

4       (d) *MINIMUM PROJECT COST.*—*The estimated total*  
5 *cost of a project to be carried out under the pilot program*  
6 *must be greater than \$15,000,000.*

7       (e) *SELECTION PROCESS.*—*In the selection process for*  
8 *the pilot program, the Secretary shall select, to the extent*  
9 *possible, projects from several different regions of the United*  
10 *States in order to demonstrate the effects that different cli-*  
11 *mates and traffic patterns have on warranty highway con-*  
12 *struction projects.*

13       (f) *RULEMAKING.*—

14             (1) *IN GENERAL.*—*Not later than 1 year after*  
15 *the date of enactment of this Act, the Secretary shall*  
16 *issue a rule to implement the pilot program. The rule*  
17 *shall include the following factors for eligibility of a*  
18 *highway construction project to be included in the*  
19 *program:*

20                     (A) *A requirement that the contract for the*  
21 *project must include a long-term limited war-*  
22 *ranty that is of a duration sufficient to ensure*  
23 *that—*

24                             (i) *the cost to the State of the project*  
25 *that will be carried out is less than the esti-*



1            *mated cost to construct the project without*  
2            *the warranty plus the estimated costs that*  
3            *would be incurred by the State and that*  
4            *would otherwise be covered during the pro-*  
5            *posed warranty period if a warranty were*  
6            *in effect; and*

7            *(ii) the estimated cost to road users*  
8            *during the warranty period is less than*  
9            *such estimated cost without a warranty.*

10           *(B) In determining the sufficient duration*  
11           *of a long-term limited warranty under subpara-*  
12           *graph (A), the Secretary shall establish separate*  
13           *sufficient durations for different types of*  
14           *projects, such as initial construction, pavement*  
15           *resurfacing and rehabilitation, and pavement*  
16           *markings.*

17           *(C) A requirement that the limited war-*  
18           *ranty must address, at a minimum—*

19           *(i) the responsibilities of the warranty*  
20           *provider;*

21           *(ii) the responsibilities of the Depart-*  
22           *ment of Transportation;*

23           *(iii) the terms of the warranty, includ-*  
24           *ing duration and, if applicable, traffic vol-*  
25           *umes and vehicle classification; and*

1                   (iv) performance criteria to be met to  
2                   determine if maintenance is required.

3                   (2) *FACTORS TO CONSIDER.*—In issuing the rule,  
4                   the Secretary may consider the following factors as  
5                   requirements for the warranty contract for eligibility  
6                   under the pilot program:

7                   (A) A plan to account for inflation during  
8                   the warranty period.

9                   (B) The frequency of performance assess-  
10                  ments performed.

11                  (C) The response time for repairs.

12                  (D) A plan for emergency repairs.

13                  (E) Clearly set out limits of liability under  
14                  the warranty, if any.

15                  (F) Dispute resolution provisions.

16                  (G) A severability provision.

17                  (H) Other provisions the Secretary con-  
18                  siders necessary for carrying out the program.

19                  (g) *SAVINGS.*—Section 112 of title 23, United States  
20                  Code, shall apply to the projects carried out under this sec-  
21                  tion unless the Secretary determines that applying such sec-  
22                  tion to such projects is inconsistent with the provisions of  
23                  this section.

24                  (h) *REPORTS.*—Not later than 5 years after the date  
25                  of enactment of this Act and every year thereafter, the Sec-

1 *retary shall transmit to the Committee on Transportation*  
2 *and Infrastructure of the House of Representatives and the*  
3 *Committee on Environment and Public Works of the Senate*  
4 *a report outlining activities carried out under the program*  
5 *and the results of the program.*

6 **SEC. 1503. PRIVATE INVESTMENT STUDY.**

7       (a) *STUDY.*—Not later than 6 months after the date  
8 *of enactment of this Act, the Secretary shall enter into an*  
9 *agreement with the National Academy of Sciences to con-*  
10 *duct a comprehensive study of private investment in surface*  
11 *transportation infrastructure.*

12       (b) *MATTERS TO BE EVALUATED.*—Under the agree-  
13 *ment, the National Academy of Sciences shall evaluate the*  
14 *advantages and disadvantages of private investment in sur-*  
15 *face transportation infrastructure and the impact of such*  
16 *investment on the ability of State and local authorities to*  
17 *use innovative financing, including—*

18               (1) *preconstruction funding requirements;*

19               (2) *integration of private investment in the*  
20 *transportation planning process;*

21               (3) *use of toll revenues by State and local au-*  
22 *thorities;*

23               (4) *use of toll credits by State and local authori-*  
24 *ties;*

1           (5) *requirements for debt financing instruments,*  
2           *reimbursable expenses, and conditions on payments;*

3           (6) *limitation on fees charged at federally funded*  
4           *fringe and corridor parking facilities;*

5           (7) *revenues needed to provide a reasonable rate*  
6           *of return to private investors;*

7           (8) *costs to users of facilities due to imposition*  
8           *of tolls;*

9           (9) *sales-in-lease-out arrangement of transpor-*  
10          *tation assets; and*

11          (10) *such other matters as the Secretary con-*  
12          *siders appropriate.*

13          (c) *REPORT.—*

14               (1) *TO SECRETARY.—Under the agreement, the*  
15               *National Academy of Sciences shall submit to the Sec-*  
16               *retary a report on the results of the study by such*  
17               *date as the Secretary may require.*

18               (2) *TO CONGRESS.—Not later than January 1,*  
19               *2006, the Secretary shall transmit to the Committee*  
20               *on Transportation and Infrastructure of the House of*  
21               *Representatives and the Committee on Environment*  
22               *and Public Works of the Senate a copy of the report*  
23               *of the National Academy of Sciences, together with*  
24               *such recommendations as the Secretary considers ap-*  
25               *propriate.*

1 **SEC. 1504. HIGHWAYS FOR LIFE PILOT PROGRAM.**

2 (a) *ESTABLISHMENT.*—

3 (1) *IN GENERAL.*—*The Secretary shall establish*  
4 *and implement a pilot program to be known as the*  
5 *“Highways for LIFE pilot program”.*

6 (2) *PURPOSE.*—*The purpose of the pilot program*  
7 *shall be to advance longer-lasting highways using in-*  
8 *novative technologies and practices to accomplish the*  
9 *fast construction of efficient and safe highways and*  
10 *bridges.*

11 (3) *OBJECTIVES.*—*Under the pilot program, the*  
12 *Secretary shall provide leadership and incentives to*  
13 *demonstrate and promote state-of-the-art technologies,*  
14 *elevated performance standards, and new business*  
15 *practices in the highway construction process that re-*  
16 *sult in improved safety, faster construction, reduced*  
17 *congestion from construction, and improved quality*  
18 *and user satisfaction.*

19 (b) *PROJECTS.*—

20 (1) *APPLICATIONS.*—*To be eligible to participate*  
21 *in the pilot program, a State shall submit to the Sec-*  
22 *retary an application that is in such form and con-*  
23 *tains such information as the Secretary requires.*  
24 *Each application shall contain a description of pro-*  
25 *posed projects to be carried by the State under the*  
26 *pilot program.*

1           (2) *ELIGIBILITY.*—A proposed project shall be el-  
2           igible for assistance under the pilot program if the  
3           project—

4                   (A) constructs, reconstructs, or rehabilitates  
5                   a route or connection on a Federal-aid highway  
6                   eligible for assistance under chapter 1 of title 23,  
7                   United States Code;

8                   (B) uses innovative technologies, manufac-  
9                   turing processes, financing, or contracting meth-  
10                  ods that improve safety, reduce congestion due to  
11                  construction, and improve quality; and

12                  (C) meets additional criteria as determined  
13                  by the Secretary.

14           (3) *PROJECT PROPOSAL.*—A project proposal  
15           submitted under paragraph (1) shall contain—

16                   (A) an identification and description of the  
17                   projects to be delivered;

18                   (B) a description of how the projects will  
19                   result in improved safety, faster construction, re-  
20                   duced congestion due to construction, user satis-  
21                   faction, and improved quality;

22                   (C) a description of the innovative tech-  
23                   nologies, manufacturing processes, financing,  
24                   and contracting methods that will be used for the  
25                   proposed projects; and

1           (D) such other information as the Secretary  
2           may require.

3           (4) *SELECTION CRITERIA.*—*In selecting projects*  
4           *for approval under this section, the Secretary shall*  
5           *ensure that the projects provide an evaluation of a*  
6           *broad range of technologies in a wide variety of*  
7           *project types and shall give priority to the projects*  
8           *that—*

9                   (A) *address achieving the Highways for*  
10                  *LIFE performance standards for quality, safety,*  
11                  *and speed of construction;*

12                   (B) *deliver and deploy innovative tech-*  
13                  *nologies, manufacturing processes, financing,*  
14                  *contracting practices, and performance measures*  
15                  *that will demonstrate substantial improvements*  
16                  *in safety, congestion, quality, and cost-effective-*  
17                  *ness;*

18                   (C) *include innovation that will lead to*  
19                  *change in the administration of the State's*  
20                  *transportation program to more quickly con-*  
21                  *struct long-lasting, high-quality, cost-effective*  
22                  *projects that improve safety and reduce conges-*  
23                  *tion;*

1           (D) are or will be ready for construction  
2 within 12 months of approval of the project pro-  
3 posal; and

4           (E) meet such other criteria as the Sec-  
5 retary determines appropriate.

6 (5) *FINANCIAL ASSISTANCE.*—

7           (A) *FUNDS FOR HIGHWAYS FOR LIFE*  
8 *PROJECTS.*—Out of amounts made available to  
9 carry out this section for a fiscal year, the Sec-  
10 retary may allocate to a State up to 20 percent,  
11 but not more than \$15,000,000, of the total cost  
12 of a project approved under this section. Not-  
13 withstanding any other provision of law, funds  
14 allocated to a State under this subparagraph  
15 may be applied to the non-Federal share of the  
16 cost of construction of a project under title 23,  
17 United States Code.

18           (B) *USE OF APPORTIONED FUNDS.*—A State  
19 may obligate not more than 10 percent of the  
20 amount apportioned to the State under 1 or  
21 more of paragraphs (1), (2), (3), and (4) of sec-  
22 tion 104(b) of title 23, United States Code, for  
23 a fiscal year for projects approved under this sec-  
24 tion.



1           (C) *INCREASED FEDERAL SHARE.*—Not-  
2           withstanding sections 120 and 129 of title 23,  
3           United States Code, the Federal share payable on  
4           account of any project constructed with Federal  
5           funds allocated under this section, or appor-  
6           tioned under section 104(b) of such title, to a  
7           State under such title and approved under this  
8           section may amount to 100 percent of the cost of  
9           construction of such project.

10           (D) *LIMITATION ON STATUTORY CONSTRUC-*  
11           *TION.*—Except as provided in subparagraph (C),  
12           nothing in this subsection shall be construed as  
13           altering or otherwise affecting the applicability  
14           of the requirements of chapter 1 of title 23,  
15           United States Code (including requirements re-  
16           lating to the eligibility of a project for assistance  
17           under the program and the location of the  
18           project), to amounts apportioned to a State for  
19           a program under section 104(b) that are obli-  
20           gated by the State for projects approved under  
21           this subsection.

22           (6) *PROJECT SELECTIONS.*—In the period of fis-  
23           cal years 2004 through 2009, the Secretary shall ap-  
24           prove at least one project in each State for participa-  
25           tion in the pilot program and for financial assistance

1        *under paragraph (5) if the State submits an applica-*  
2        *tion and the project meets the eligibility requirements*  
3        *and selection criteria under this subsection.*

4        *(c) TECHNOLOGY PARTNERSHIPS.—*

5            *(1) IN GENERAL.—The Secretary may make*  
6        *grants or enter into cooperative agreements or other*  
7        *transactions to foster the development, improvement,*  
8        *and creation of innovative technologies and facilities*  
9        *to improve safety, enhance the speed of highway con-*  
10       *struction, and improve the quality and durability of*  
11       *highways.*

12           *(2) FEDERAL SHARE.—The Federal share of the*  
13       *cost of an activity carried out under this subsection*  
14       *shall not exceed 80 percent.*

15        *(d) TECHNOLOGY TRANSFER AND INFORMATION DIS-*  
16       *SEMINATION.—*

17           *(1) IN GENERAL.—The Secretary shall conduct a*  
18       *Highways for LIFE technology transfer program.*

19           *(2) AVAILABILITY OF INFORMATION.—The Sec-*  
20       *retary shall ensure that the information and tech-*  
21       *nology used, developed, or deployed under this sub-*  
22       *section is made available to the transportation com-*  
23       *munity and the public.*

24        *(e) STAKEHOLDER INPUT AND INVOLVEMENT.—The*  
25       *Secretary shall establish a process for stakeholder input and*

1 *involvement in the development, implementation, and eval-*  
2 *uation of the Highways for LIFE pilot program. The proc-*  
3 *ess may include participation by representatives of State*  
4 *departments of transportation and other interested persons.*

5 (f) *PROJECT MONITORING AND EVALUATION.*—*The*  
6 *Secretary shall monitor and evaluate the effectiveness of*  
7 *any activity carried out under this section.*

8 (g) *CONTRACT AUTHORITY.*—*Funds authorized to be*  
9 *appropriated to carry out this section shall be available for*  
10 *obligation in the same manner as if the funds were appor-*  
11 *tioned under chapter 1 of title 23, United States Code.*

12 (h) *STATE DEFINED.*—*In this section, the term*  
13 *“State” has the meaning such term has under section*  
14 *101(a) of title 23, United States Code.*

## 15 ***Subtitle F—Finance***

### 16 ***SEC. 1601. TRANSPORTATION INFRASTRUCTURE FINANCE*** 17 ***AND INNOVATION ACT.***

18 (a) *DEFINITIONS.*—*Section 181 of title 23, United*  
19 *States Code, is amended—*

20 (1) *in paragraph (3)—*

21 (A) *by striking “category”; and*

22 (B) *by striking “offered into the capital*  
23 *markets”;*

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

1           (3) by redesignating paragraphs (8) through (15)  
2 as paragraphs (7) through (14), respectively;

3           (4) by striking the period at the end of para-  
4 graph (8)(B) (as so redesignated) and inserting a  
5 semicolon; and

6           (5) in paragraph (10) (as so redesignated) by  
7 striking “bond” and inserting “credit”.

8           (b) *DETERMINATION OF ELIGIBILITY.*—Section 182(a)  
9 of such title is amended—

10           (1) by striking paragraphs (1) and (2) and in-  
11 serting the following:

12           “(1) *INCLUSION IN TRANSPORTATION PLANS AND*  
13 *PROGRAMS.*—The project shall satisfy the applicable  
14 planning and programming requirements of sections  
15 134 and 135 at such time as an agreement to make  
16 available a Federal credit instrument is entered into  
17 under this subchapter.

18           “(2) *APPLICATION.*—A State, a local government,  
19 public authority, public-private partnership, or any  
20 other legal entity undertaking the project and author-  
21 ized by the Secretary, shall submit a project applica-  
22 tion to the Secretary.”;

23           (2) in paragraph (3)(A)(i) by striking  
24 “\$100,000,000” and inserting “\$50,000,000”;

1           (3) in paragraph (3)(B) by striking  
2           “\$30,000,000” and inserting “\$15,000,000”; and

3           (4) in paragraph (4)—

4                 (A) by striking “Project financing” and in-  
5                 serting “The Federal credit instrument”; and

6                 (B) by inserting before the period at the end  
7                 “that also secure the project obligations”.

8           (c) *PROJECT SELECTION*.—Section 182(b) of such title  
9 is amended—

10                 (1) in paragraph (1) by striking “criteria” the  
11                 second place it appears and inserting “requirements”;  
12                 and

13                 (2) in paragraph (2)(B) by inserting “, which  
14                 may be the Federal credit instrument,” after “obliga-  
15                 tions”.

16           (d) *SECURED LOANS*.—

17                 (1) *AGREEMENTS*.—Section 183(a)(1) of such  
18                 title is amended—

19                 (A) in each of subparagraphs (A) and (B)  
20                 by inserting “of any project selected under sec-  
21                 tion 602” after “costs”; and

22                 (B) by striking the semicolon at the end of  
23                 subparagraph (B) and all that follows through  
24                 “under section 602”.

1           (2) *INVESTMENT-GRADE RATING REQUIRE-*  
2 *MENT.*—Section 183(a)(4) of such title is amended—

3           (A) by striking “The funding” and insert-  
4 ing “The execution”; and

5           (B) by striking the first comma and all that  
6 follows through “1 rating agency”.

7           (3) *TERMS AND LIMITATIONS.*—Section 183(b) of  
8 such title is amended—

9           (A) in paragraph (2) by inserting “the less-  
10 er of” after “exceed”;

11           (B) in paragraph (2) by inserting “or the  
12 amount of the senior project obligations” after  
13 “costs”;

14           (C) in paragraph (3)(A)(i) by inserting  
15 “that also secure the senior project obligations”  
16 after “sources”; and

17           (D) in paragraph (4) by striking “market-  
18 able”.

19           (4) *REPAYMENT.*—Section 183(c) is amended—

20           (A) by striking paragraph (3); and

21           (B) by redesignating paragraphs (4) and  
22 (5) as paragraphs (3) and (4), respectively.

23           (e) *LINES OF CREDIT.*—

24           (1) *TERMS AND LIMITATIONS.*—Section 184(b) of  
25 such title is amended—

1 (A) in paragraph (3)—

2 (i) by striking the first comma; and

3 (ii) by striking “any debt service re-  
4 serve fund, and any other available reserve”  
5 and inserting “but not including reasonably  
6 required financing reserves”;

7 (B) in paragraph (4)—

8 (i) by striking “marketable”;

9 (ii) by striking “on which” and insert-  
10 ing “of execution of”; and

11 (iii) by striking “is obligated” and in-  
12 serting “agreement”; and

13 (C) in paragraph (5)(A)(i) by inserting  
14 “that also secure the senior project obligations”  
15 after “sources”; and

16 (2) REPAYMENT.—Section 184(c) of such title is  
17 amended—

18 (A) in paragraph (2)—

19 (i) by striking “scheduled”;

20 (ii) by inserting “be scheduled to” after  
21 “shall”; and

22 (iii) by striking “be fully repaid, with  
23 interest,” and inserting “conclude, with full  
24 repayment of principal and interest,”; and

25 (B) by striking paragraph (3).

1           (f) *PROGRAM ADMINISTRATION.*—Section 185 of such  
2 title is amended to read as follows:

3           **“§ 185. Program administration**

4           “(a) *REQUIREMENT.*—The Secretary shall establish a  
5 uniform system to service the Federal credit instrument  
6 made available under this chapter.

7           “(b) *FEES.*—The Secretary may establish fees at a  
8 level to cover all or a portion of the costs to the Federal  
9 Government of servicing the Federal credit instrument.

10           “(c) *SERVICES.*—The Secretary may identify a finan-  
11 cial entity to assist the Secretary in servicing a Federal  
12 credit instrument. The services—

13                   “(1) shall act as the agent for the Secretary; and

14                   “(2) shall receive a servicing fee, subject to ap-  
15 proval by the Secretary.

16           “(d) *ASSISTANCE FROM EXPERT FIRMS.*—The Sec-  
17 retary may retain the services of one or more expert firms,  
18 including counsel, in the field of municipal and project fi-  
19 nance to assist in the underwriting and servicing of Federal  
20 credit instruments.”.

21           (g) *FUNDING.*—Section 188 of such title is amended  
22 to read as follows:

23           **“§ 188. Funding**

24           “(a) *FUNDING.*—



1           “(1) *IN GENERAL.*—*There are authorized to be*  
2           *appropriated from the Highway Trust Fund (other*  
3           *than the Mass Transit Account) \$130,000,000 for fis-*  
4           *cal year 2004 and \$140,000,000 for each of fiscal*  
5           *years 2005 through 2009 to carry out this chapter.*

6           “(2) *ADMINISTRATIVE COSTS.*—*From funds*  
7           *made available under paragraph (1), the Secretary*  
8           *may use, for the administration of this subchapter,*  
9           *not more than \$3,000,000 for each of fiscal years*  
10           *2004 through 2009.*

11           “(3) *AVAILABILITY.*—*Amounts made available*  
12           *under paragraph (1) shall remain available until ex-*  
13           *pended.*

14           “(b) *CONTRACT AUTHORITY.*—

15           “(1) *IN GENERAL.*—*Notwithstanding any other*  
16           *provision of law, approval by the Secretary of a Fed-*  
17           *eral credit instrument that uses funds made available*  
18           *under this chapter shall be deemed to be acceptance*  
19           *by the United States of a contractual obligation to*  
20           *fund the Federal credit instrument.*

21           “(2) *AVAILABILITY.*—*Amounts authorized under*  
22           *this section for a fiscal year shall be available for ob-*  
23           *ligation on October 1 of the fiscal year.*

24           “(c) *LIMITATIONS ON CREDIT AMOUNTS.*—*For each of*  
25           *fiscal years 2004 through 2009, principal amounts of Fed-*

1 *eral credit instruments made available under this chapter*  
2 *shall be limited to \$2,600,000,000.”.*

3 **SEC. 1602. STATE INFRASTRUCTURE BANKS.**

4 *(a) IN GENERAL.—Section 189 of title 23, United*  
5 *States Code, is amended to read as follows:*

6 **“§ 189. State infrastructure bank program**

7 *“(a) DEFINITIONS.—In this section, the following defi-*  
8 *initions apply:*

9 *“(1) CAPITAL PROJECT.—The term ‘capital*  
10 *project’ has the meaning such term has under section*  
11 *5302 of title 49, United States Code.*

12 *“(2) OTHER FORMS OF CREDIT ASSISTANCE.—*  
13 *The term ‘other forms of credit assistance’ includes*  
14 *any use of funds in an infrastructure bank—*

15 *“(A) to provide credit enhancements;*

16 *“(B) to serve as a capital reserve for bond*  
17 *or debt instrument financing;*

18 *“(C) to subsidize interest rates;*

19 *“(D) to insure or guarantee letters of credit*  
20 *and credit instruments against credit risk of*  
21 *loss;*

22 *“(E) to finance purchase and lease agree-*  
23 *ments with respect to transit projects;*

24 *“(F) to provide bond or debt financing in-*  
25 *strument security; and*

1           “(G) to provide other forms of debt financ-  
2           ing and methods of leveraging funds that are ap-  
3           proved by the Secretary and that relate to the  
4           project with respect to which such assistance is  
5           being provided.

6           “(3) STATE.—The term ‘State’ has the meaning  
7           such term has under section 401 of this title.

8           “(4) CAPITALIZATION.—The term ‘capitalization’  
9           means the process used for depositing funds as initial  
10          capital into a State infrastructure bank to establish  
11          the infrastructure bank.

12          “(5) COOPERATIVE AGREEMENT.—The term ‘co-  
13          operative agreement’ means written consent between a  
14          State and the Secretary which sets forth the manner  
15          in which the infrastructure bank established by the  
16          State in accordance with this section will be adminis-  
17          tered.

18          “(6) LOAN.—The term ‘loan’ means any form of  
19          direct financial assistance from a State infrastructure  
20          bank that is required to be repaid over a period of  
21          time and that is provided to a project sponsor for all  
22          or part of the costs of the project.

23          “(7) GUARANTEE.—The term ‘guarantee’ means  
24          a contract entered into by a State infrastructure bank  
25          in which the bank agrees to take responsibility for all

1        *or a portion of a project sponsor’s financial obliga-*  
2        *tions for a project under specified conditions.*

3            “(8) *INITIAL ASSISTANCE.*—*The term ‘initial as-*  
4        *stance’ means the first round of funds that are*  
5        *loaned or used for credit enhancement by a State in-*  
6        *frastructure bank for projects eligible for assistance*  
7        *under this section.*

8            “(9) *LEVERAGE.*—*The term ‘leverage’ means a*  
9        *financial structure used to increase funds in a State*  
10       *infrastructure bank through the issuance of debt in-*  
11       *struments.*

12           “(10) *LEVERAGED.*—*The term ‘leveraged’, as*  
13       *used with respect to a State infrastructure bank,*  
14       *means that the bank has total potential liabilities*  
15       *that exceed the capital of the bank.*

16           “(b) *COOPERATIVE AGREEMENTS.*—*Subject to the pro-*  
17       *visions of this section, the Secretary may enter into coopera-*  
18       *tive agreements with States for the establishment of State*  
19       *infrastructure banks for making loans and providing other*  
20       *forms of credit assistance to public and private entities car-*  
21       *rying out or proposing to carry out projects eligible for as-*  
22       *sistance under this section.*

23           “(c) *INTERSTATE COMPACTS.*—*Congress grants con-*  
24       *sent to 2 or more of the States, entering into a cooperative*  
25       *agreement under subsection (a) with the Secretary for the*

1 *establishment by such States of a multi-State infrastructure*  
2 *bank in accordance with this section, to enter into an inter-*  
3 *state compact establishing such bank in accordance with*  
4 *this section.*

5 “(d) *FUNDING.*—

6 “(1) *HIGHWAY ACCOUNT.*—*Subject to subsection*  
7 *(j), the Secretary may permit a State entering into*  
8 *a cooperative agreement under this section to establish*  
9 *a State infrastructure bank to deposit into the high-*  
10 *way account of the bank not to exceed—*

11 “(A) *10 percent of the funds apportioned to*  
12 *the State for each of fiscal years 2004 through*  
13 *2009 under each of sections 104(b)(1), 104(b)(3),*  
14 *104(b)(4), and 144; and*

15 “(B) *10 percent of the funds allocated to the*  
16 *State for each of such fiscal years under section*  
17 *105.*

18 “(2) *TRANSIT ACCOUNT.*—*Subject to subsection*  
19 *(j), the Secretary may permit a State entering into*  
20 *a cooperative agreement under this section to establish*  
21 *a State infrastructure bank, and any other recipient*  
22 *of Federal assistance under section 5307, 5309, or*  
23 *5311 of title 49, to deposit into the transit account of*  
24 *the bank not to exceed 10 percent of the funds made*  
25 *available to the State or other recipient in each of fis-*

1 *cal years 2004 through 2009 for capital projects*  
2 *under each of such sections.*

3 *“(3) RAIL ACCOUNT.—Subject to subsection (j),*  
4 *the Secretary may permit a State entering into a co-*  
5 *operative agreement under this section to establish a*  
6 *State infrastructure bank, and any other recipient of*  
7 *Federal assistance under subtitle V of title 49, to de-*  
8 *posit into the rail account of the bank funds made*  
9 *available to the State or other recipient in each of fis-*  
10 *cal years 2004 through 2009 for capital projects*  
11 *under such subtitle.*

12 *“(4) CAPITAL GRANTS.—*

13 *“(A) HIGHWAY ACCOUNT.—Federal funds*  
14 *deposited into a highway account of a State in-*  
15 *frastructure bank under paragraph (1) shall con-*  
16 *stitute for purposes of this section a capitaliza-*  
17 *tion grant for the highway account of the bank.*

18 *“(B) TRANSIT ACCOUNT.—Federal funds de-*  
19 *posited into a transit account of a State infra-*  
20 *structure bank under paragraph (2) shall con-*  
21 *stitute for purposes of this section a capitaliza-*  
22 *tion grant for the transit account of the bank.*

23 *“(C) RAIL ACCOUNT.—Federal funds depos-*  
24 *ited into a rail account of a State infrastructure*  
25 *bank under paragraph 3 shall constitute for pur-*

1           poses of this section a capitalization grant for  
2           the rail account of the bank.

3           “(5) *SPECIAL RULE FOR URBANIZED AREAS OF*  
4           *OVER 200,000.—Funds in a State infrastructure bank*  
5           *that are attributed to urbanized areas of a State with*  
6           *urbanized populations of over 200,000 under section*  
7           *133(d)(3) may be used to provide assistance with re-*  
8           *spect to a project only if the metropolitan planning*  
9           *organization designated for such area concurs, in*  
10          *writing, with the provision of such assistance.*

11          “(6) *DISCONTINUANCE OF FUNDING.—If the Sec-*  
12          *retary determines that a State is not implementing*  
13          *the State’s infrastructure bank in accordance with a*  
14          *cooperative agreement entered into under subsection*  
15          *(b), the Secretary may prohibit the State from con-*  
16          *tributing additional Federal funds to the bank.*

17          “(e) *FORMS OF ASSISTANCE FROM INFRASTRUCTURE*  
18          *BANKS.—An infrastructure bank established under this sec-*  
19          *tion may make loans or provide other forms of credit assist-*  
20          *ance to a public or private entity in an amount equal to*  
21          *all or a part of the cost of carrying out a project eligible*  
22          *for assistance under this section. The amount of any loan*  
23          *or other form of credit assistance provided for the project*  
24          *may be subordinated to any other debt financing for the*  
25          *project. Initial assistance provided with respect to a project*

1 *from Federal funds deposited into an infrastructure bank*  
2 *under this section may not be made in the form of a grant.*

3       “(f) *ELIGIBLE PROJECTS.*—Subject to subsection (e),  
4 *funds in an infrastructure bank established under this sec-*  
5 *tion may be used only to provide assistance for projects eli-*  
6 *gible for assistance under this title and capital projects de-*  
7 *finied in section 5302 of title 49, and any other projects*  
8 *related to surface transportation that the Secretary deter-*  
9 *mines to be appropriate.*

10       “(g) *INFRASTRUCTURE BANK REQUIREMENTS.*—In  
11 *order to establish an infrastructure bank under this section,*  
12 *the State establishing the bank shall—*

13               “(1) *deposit in cash, at a minimum, into each*  
14 *account of the bank from non-Federal sources an*  
15 *amount equal to 25 percent of the amount of each*  
16 *capitalization grant made to the State and deposited*  
17 *into such account; except that, if the deposit is into*  
18 *the highway account of the bank and the State has a*  
19 *non-Federal share under section 120(b) that is less*  
20 *than 25 percent, the percentage to be deposited from*  
21 *non-Federal sources shall be the lower percentage of*  
22 *such grant;*

23               “(2) *ensure that the bank maintains on a con-*  
24 *tinuing basis an investment grade rating on its debt,*  
25 *or has a sufficient level of bond or debt financing in-*



1        *strument insurance, to maintain the viability of the*  
2        *bank;*

3            *“(3) ensure that investment income derived from*  
4        *funds deposited to an account of the bank are—*

5            *“(A) credited to the account;*

6            *“(B) available for use in providing loans*  
7        *and other forms of credit assistance to projects*  
8        *eligible for assistance from the account; and*

9            *“(C) invested in United States Treasury se-*  
10        *curities, bank deposits, or such other financing*  
11        *instruments as the Secretary may approve to*  
12        *earn interest to enhance the leveraging of projects*  
13        *assisted by the bank;*

14            *“(4) ensure that any loan from the bank will*  
15        *bear interest at or below market interest rates, as de-*  
16        *termined by the State, to make the project that is the*  
17        *subject of the loan feasible;*

18            *“(5) ensure that repayment of any loan from the*  
19        *bank will commence not later than 5 years after the*  
20        *project has been completed or, in the case of a high-*  
21        *way project, the facility has opened to traffic, which-*  
22        *ever is later;*

23            *“(6) ensure that the term for repaying any loan*  
24        *will not exceed 30 years after the date of the first*  
25        *payment on the loan; and*

1           “(7) *require the bank to make an annual report*  
2 *to the Secretary on its status no later than September*  
3 *30 of each year and such other reports as the Sec-*  
4 *retary may require under guidelines issued to carry*  
5 *out this section.*

6           “(h) *APPLICABILITY OF FEDERAL LAW.—*

7           “(1) *IN GENERAL.—The requirements of this title*  
8 *and title 49 that would otherwise apply to funds*  
9 *made available under this title or such title and*  
10 *projects assisted with those funds shall apply to—*

11           “(A) *funds made available under this title*  
12 *or such title and contributed to an infrastructure*  
13 *bank established under this section, including the*  
14 *non-Federal contribution required under sub-*  
15 *section (g); and*

16           “(B) *projects assisted by the bank through*  
17 *the use of the funds;*

18 *except to the extent that the Secretary determines that*  
19 *any requirement of such title (other than sections 113*  
20 *and 114 of this title and section 5333 of title 49), is*  
21 *not consistent with the objectives of this section.*

22           “(2) *REPAYMENTS.—The requirements of this*  
23 *title and title 49 shall apply to repayments from non-*  
24 *Federal sources to an infrastructure bank from*

1        *projects assisted by the bank. Such a repayment shall*  
2        *be considered to be Federal funds.*

3        “(i) *UNITED STATES NOT OBLIGATED.*—*The deposit of*  
4        *Federal funds into an infrastructure bank established under*  
5        *this section shall not be construed as a commitment, guar-*  
6        *antee, or obligation on the part of the United States to any*  
7        *third party, nor shall any third party have any right*  
8        *against the United States for payment solely by virtue of*  
9        *the contribution. Any security or debt-financing instrument*  
10       *issued by the infrastructure bank shall expressly state that*  
11       *the security or instrument does not constitute a commit-*  
12       *ment, guarantee, or obligation of the United States.*

13       “(j) *MANAGEMENT OF FEDERAL FUNDS.*—*Sections*  
14       *3335 and 6503 of title 31, shall not apply to funds deposited*  
15       *into an infrastructure bank under this section.*

16       “(k) *PROGRAM ADMINISTRATION.*—*For each of fiscal*  
17       *years 2004 through 2009, a State may expend not to exceed*  
18       *2 percent of the Federal funds contributed to an infrastruc-*  
19       *ture bank established by the State under this section to pay*  
20       *the reasonable costs of administering the bank.”.*

21       (b) *PREPARATORY AMENDMENTS.*—

22                (1) *SECTION 181.*—*Section 181 of such title is*  
23        *further amended—*

24                        (A) *by striking the section designator and*  
25        *heading and inserting the following:*

1 **“§ 181. Generally applicable provisions”;**

2 (B) by striking “In this subchapter” and  
3 inserting “(a) DEFINITIONS.—In this chapter”;

4 (C) in paragraph (5) by striking “184” and  
5 inserting “604”; and

6 (D) in paragraph (11) (as redesignated by  
7 section 1601(a) of this Act) by striking “183”  
8 and inserting “603”; and

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

10 “(b) TREATMENT OF CHAPTER.—For purposes of this  
11 title, this chapter shall be treated as being part of chapter  
12 1.”.

13 (2) SECTION 182.—Section 182(b)(2)(A)(viii) of  
14 such title is further amended by inserting “and chap-  
15 ter 1” after “this chapter”.

16 (3) SECTION 183.—Section 183(a) of such title is  
17 further amended—

18 (A) in paragraph (1) by striking “182” and  
19 inserting “602”; and

20 (B) in paragraph (3) by striking  
21 “182(b)(2)(B)” and inserting “602(b)(2)(B)”.

22 (4) SECTION 184.—Section 184 of such title is  
23 further amended—

24 (A) in subsection (a)(1) by striking “182”  
25 and inserting “602”;

1           (B) in subsection (a)(3) by striking  
2           “182(b)(2)(B)” and inserting “602(b)(2)(B)”;  
3           and

4           (C) in subsection (b)(10) by striking “183”  
5           and inserting “603”.

6           (5) REFERENCES IN SUBCHAPTER.—Subchapter  
7           II of chapter 1 of such title is amended by striking  
8           “this subchapter” each place it appears and inserting  
9           “chapter”.

10          (6) SUBCHAPTER HEADINGS.—Chapter 1 of such  
11          title is further amended—

12                 (A) by striking “**SUBCHAPTER I—**  
13                 **GENERAL PROVISIONS**” preceding sec-  
14                 tion 101; and

15                 (B) by striking “**SUBCHAPTER II—**  
16                 **INFRASTRUCTURE FINANCE**” pre-  
17                 ceding section 181.

18          (c) CHAPTER 6.—Such title is further amended by  
19          adding at the end the following:

**“CHAPTER 6—INFRASTRUCTURE FINANCE**

“Sec.

“601. Generally applicable provisions.

“602. Determination of eligibility and project selection.

“603. Secured loans.

“604. Lines of credit.

“605. Program administration.

“606. State and local permits.

“607. Regulations.

“608. Funding.

“609. State infrastructure bank program.”.

1       (d) *MOVING AND REDESIGNATING.*—*Such title is fur-*  
 2 *ther amended—*

3           (1) *by redesignating sections 181 through 189 as*  
 4 *sections 601 through 609, respectively;*

5           (2) *by moving such sections from chapter 1 to*  
 6 *chapter 6 (as added by subsection (c)); and*

7           (3) *by inserting such sections after the analysis*  
 8 *for chapter 6.*

9       (e) *ANALYSIS FOR CHAPTER 1 AND TABLE OF CHAP-*  
 10 *TERS.*—

11           (1) *ANALYSIS FOR CHAPTER 1.*—*The analysis for*  
 12 *chapter 1 of such title is amended—*

13           (A) *by striking the headings for subchapters*  
 14 *I and II; and*

15           (B) *by striking the items relating to sections*  
 16 *181 through 189.*

17           (2) *TABLE OF CHAPTERS.*—*The table of chapters*  
 18 *for such title is amended by inserting after the item*  
 19 *relating to chapter 5 the following:*

“6. *Infrastructure and Finance* ..... 601”.

20 **SEC. 1603. INTERSTATE SYSTEM RECONSTRUCTION AND RE-**  
 21 **HABILITATION TOLL PILOT PROGRAM.**

22       (a) *ESTABLISHMENT.*—*The Secretary shall establish*  
 23 *and implement an Interstate System reconstruction and re-*

1 *habilitation toll pilot program under which the Secretary,*  
2 *notwithstanding sections 129 and 301 of title 23, United*  
3 *States Code, may permit a State to collect tolls on a high-*  
4 *way, bridge, or tunnel on the Interstate System for the pur-*  
5 *pose of reconstructing and rehabilitating the facility.*

6 (b) *LIMITATION ON NUMBER OF FACILITIES.—The*  
7 *Secretary may permit the collection of tolls under this sec-*  
8 *tion on 3 facilities on the Interstate System. Each of such*  
9 *facilities shall be located in a different State.*

10 (c) *ELIGIBILITY.—To be eligible to participate in the*  
11 *pilot program, a State shall submit to the Secretary an ap-*  
12 *plication that contains, at a minimum, the following:*

13 (1) *An identification of the facility on the Inter-*  
14 *state System proposed to be a toll facility, including*  
15 *the age, condition, and intensity of use of the facility.*

16 (2) *In the case of a facility that affects a metro-*  
17 *politan area, an assurance that the metropolitan*  
18 *planning organization designated under chapter 52 of*  
19 *title 49, United States Code, for the area has been*  
20 *consulted concerning the placement and amount of*  
21 *tolls on the facility.*

22 (3) *An analysis demonstrating that financing*  
23 *the reconstruction or rehabilitation of the facility*  
24 *with the collection of tolls under the pilot program is*

1       *the most efficient and economical way to advance the*  
2       *project.*

3             (4) *A facility management plan that includes—*

4                     (A) *a plan for implementing the imposition*  
5                     *of tolls on the facility;*

6                     (B) *a schedule and finance plan for the re-*  
7                     *construction or rehabilitation of the facility*  
8                     *using toll revenues;*

9                     (C) *a description of the public transpor-*  
10                    *tation agency that will be responsible for imple-*  
11                    *mentation and administration of the pilot pro-*  
12                    *gram;*

13                    (D) *a description of whether consideration*  
14                    *will be given to privatizing the maintenance and*  
15                    *operational aspects of the facility, while retain-*  
16                    *ing legal and administrative control of the por-*  
17                    *tion of the Interstate route; and*

18                    (E) *such other information as the Secretary*  
19                    *may require.*

20             (d) *SELECTION CRITERIA.—The Secretary may ap-*  
21             *prove the application of a State under subsection (c) only*  
22             *if the Secretary determines that—*

23                     (1) *the State's analysis under subsection (c)(3) is*  
24                     *reasonable;*



1           (2) *the facility has a sufficient intensity of use,*  
2           *age, or condition to warrant the collection of tolls;*

3           (3) *the State plan for implementing tolls on the*  
4           *facility takes into account the interests of local, re-*  
5           *gional, and interstate travelers;*

6           (4) *the State plan for reconstruction or rehabili-*  
7           *tation of the facility using toll revenues is reasonable;*

8           (5) *the State will develop, manage, and main-*  
9           *tain a system that will automatically collect the tolls;*

10          (6) *in developing the State plan for imple-*  
11          *menting tolls on the facility, the State includes a pro-*  
12          *gram to permit low-income drivers to pay a reduced*  
13          *toll amount; and*

14          (7) *the State has given preference to the use of*  
15          *a public toll agency with demonstrated capability to*  
16          *build, operate, and maintain a toll expressway system*  
17          *meeting criteria for the Interstate System.*

18          (e) *PROHIBITION ON NONCOMPETE AGREEMENTS.—*  
19          *Before the Secretary may permit a State to participate in*  
20          *the pilot program, the State must enter into an agreement*  
21          *with the Secretary that provides that the State will not*  
22          *enter into an agreement with a private person under which*  
23          *the State is prevented from improving or expanding the ca-*  
24          *capacity of public roads adjacent to the toll facility to address*

1 *conditions resulting from traffic diverted to such roads from*  
2 *the toll facility, including—*

3 *(1) excessive congestion;*

4 *(2) pavement wear; and*

5 *(3) an increased incidence of traffic accidents,*  
6 *injuries, or fatalities.*

7 *(f) LIMITATIONS ON USE OF REVENUES; AUDITS.—Be-*  
8 *fore the Secretary may permit a State to participate in*  
9 *the pilot program, the State must enter into an agreement*  
10 *with the Secretary that provides that—*

11 *(1) all toll revenues received from operation of*  
12 *the toll facility will be used only for—*

13 *(A) debt service;*

14 *(B) reasonable return on investment of any*  
15 *private person financing the project; and*

16 *(C) any costs necessary for the improvement*  
17 *of and the proper operation and maintenance of*  
18 *the toll facility, including reconstruction, resur-*  
19 *facings, restoration, and rehabilitation of the toll*  
20 *facility; and*

21 *(2) regular audits will be conducted to ensure*  
22 *compliance with paragraph (1) and the results of*  
23 *such audits will be transmitted to the Secretary.*

24 *(g) LIMITATION ON USE OF INTERSTATE MAINTENANCE FUNDS.—During the term of the pilot program,*  
25

1 *funds apportioned for Interstate maintenance under section*  
2 *104(b)(4) of title 23, United States Code, may not be used*  
3 *on a facility for which tolls are being collected under the*  
4 *program.*

5       *(h) PROGRAM TERM.—The Secretary may approve an*  
6 *application of a State for permission to collect a toll under*  
7 *this section only if the application is received by the Sec-*  
8 *retary before the last day of the 10-year period beginning*  
9 *on the date of enactment of this Act.*

10       *(i) INTERSTATE SYSTEM DEFINED.—In this section,*  
11 *the term “Interstate System” has the meaning such term*  
12 *has under section 101 of title 23, United States Code.*

13       *(j) REPORT.—Not later than September 30, 2011, the*  
14 *Secretary shall transmit to the Committee on Transpor-*  
15 *tation and Infrastructure of the House of Representatives*  
16 *and the Committee on Environment and Public Works of*  
17 *the Senate a report on traffic congestion on, pavement wear*  
18 *of, and incidence of accidents, injuries, and fatalities on*  
19 *public roads adjacent to toll facilities established under this*  
20 *section and section 1604.*

21       *(k) REPEAL.—Section 1216(b) of the Transportation*  
22 *Equity Act for the 21st Century (23 U.S.C. 129 note; 112*  
23 *Stat. 212) is repealed.*

1 **SEC. 1604. INTERSTATE SYSTEM CONSTRUCTION TOLL**  
2 **PILOT PROGRAM.**

3 (a) *ESTABLISHMENT.*—*The Secretary shall establish*  
4 *and implement an Interstate System construction toll pilot*  
5 *program under which the Secretary, notwithstanding sec-*  
6 *tions 129 and 301 of title 23, United States Code, may per-*  
7 *mit a State or an interstate compact of States to collect*  
8 *tolls on a highway, bridge, or tunnel on the Interstate Sys-*  
9 *tem for the purpose of constructing Interstate highways.*

10 (b) *LIMITATION ON NUMBER OF FACILITIES.*—*The*  
11 *Secretary may permit the collection of tolls under this sec-*  
12 *tion on 3 facilities on the Interstate System.*

13 (c) *ELIGIBILITY.*—*To be eligible to participate in the*  
14 *pilot program, a State shall submit to the Secretary an ap-*  
15 *plication that contains, at a minimum, the following:*

16 (1) *An identification of the facility on the Inter-*  
17 *state System proposed to be a toll facility.*

18 (2) *In the case of a facility that affects a metro-*  
19 *politan area, an assurance that the metropolitan*  
20 *planning organization designated under chapter 52 of*  
21 *title 49, United States Code, for the area has been*  
22 *consulted concerning the placement and amount of*  
23 *tolls on the facility.*

24 (3) *An analysis demonstrating that financing*  
25 *the construction of the facility with the collection of*

1        *tolls under the pilot program is the most efficient and*  
2        *economical way to advance the project.*

3            *(4) A facility management plan that includes—*

4                    *(A) a plan for implementing the imposition*  
5                    *of tolls on the facility;*

6                    *(B) a schedule and finance plan for the con-*  
7                    *struction of the facility using toll revenues;*

8                    *(C) a description of the public transpor-*  
9                    *tation agency that will be responsible for imple-*  
10                   *mentation and administration of the pilot pro-*  
11                   *gram;*

12                   *(D) a description of whether consideration*  
13                   *will be given to privatizing the maintenance and*  
14                   *operational aspects of the facility, while retain-*  
15                   *ing legal and administrative control of the por-*  
16                   *tion of the Interstate route; and*

17                   *(E) such other information as the Secretary*  
18                   *may require.*

19        *(d) SELECTION CRITERIA.—The Secretary may ap-*  
20        *prove the application of a State under subsection (c) only*  
21        *if the Secretary determines that—*

22                   *(1) the State's analysis under subsection (c)(3) is*  
23                   *reasonable;*

1           (2) *the State plan for implementing tolls on the*  
2           *facility takes into account the interests of local, re-*  
3           *gional, and interstate travelers;*

4           (3) *the State plan for construction of the facility*  
5           *using toll revenues is reasonable;*

6           (4) *the State will develop, manage, and main-*  
7           *tain a system that will automatically collect the tolls;*

8           (5) *in developing the State plan for imple-*  
9           *menting tolls on the facility, the State includes a pro-*  
10          *gram to permit low-income drivers to pay a reduced*  
11          *toll amount; and*

12          (6) *the State has given preference to the use of*  
13          *a public toll agency with demonstrated capability to*  
14          *build, operate, and maintain a toll expressway system*  
15          *meeting criteria for the Interstate System.*

16          (e) *PROHIBITION ON NONCOMPETE AGREEMENTS.—*  
17          *Before the Secretary may permit a State to participate in*  
18          *the pilot program, the State must enter into an agreement*  
19          *with the Secretary that provides that the State will not*  
20          *enter into an agreement with a private person under which*  
21          *the State is prevented from improving or expanding the ca-*  
22          *capacity of public roads adjacent to the toll facility to address*  
23          *conditions resulting from traffic diverted to such roads from*  
24          *the toll facility, including—*

25                 (1) *excessive congestion;*

1           (2) *pavement wear; and*

2           (3) *an increased incidence of traffic accidents,*  
3 *injuries, or fatalities.*

4           (f) *LIMITATIONS ON USE OF REVENUES; AUDITS.—Be-*  
5 *fore the Secretary may permit a State to participate in*  
6 *the pilot program, the State must enter into an agreement*  
7 *with the Secretary that provides that—*

8           (1) *all toll revenues received from operation of*  
9 *the toll facility will be used only for—*

10                   (A) *debt service;*

11                   (B) *reasonable return on investment of any*  
12 *private person financing the project; and*

13                   (C) *any costs necessary for the improvement*  
14 *of and the proper operation and maintenance of*  
15 *the toll facility, including reconstruction, resur-*  
16 *facing, restoration, and rehabilitation of the toll*  
17 *facility; and*

18           (2) *regular audits will be conducted to ensure*  
19 *compliance with paragraph (1) and the results of*  
20 *such audits will be transmitted to the Secretary.*

21           (g) *LIMITATION ON USE OF INTERSTATE MAINTENANCE FUNDS.—During the term of the pilot program,*  
22 *funds apportioned for Interstate maintenance under section*  
23 *104(b)(4) of title 23, United States Code, may not be used*  
24

1 on a facility for which tolls are being collected under the  
2 program.

3 (h) *PROGRAM TERM.*—The Secretary may approve an  
4 application of a State for permission to collect a toll under  
5 this section only if the application is received by the Sec-  
6 retary before the last day of the 10-year period beginning  
7 on the date of enactment of this Act.

8 (i) *INTERSTATE SYSTEM DEFINED.*—In this section,  
9 the term “Interstate System” has the meaning such term  
10 has under section 101 of title 23, United States Code.

11 **SEC. 1605. USE OF EXCESS FUNDS.**

12 Section 106 of title 23, United States Code, is amended  
13 by adding at the end the following:

14 “(i) *USE OF EXCESS FUNDS.*—

15 “(1) *AUDITS.*—A State may audit projects fund-  
16 ed with amounts apportioned under sections 104 and  
17 144 to determine whether any amounts obligated for  
18 a project are excess funds.

19 “(2) *PLANS FOR USE OF EXCESS FUNDS.*—If a  
20 State determines, after conducting an audit under  
21 paragraph (1), that funds obligated for a project are  
22 excess funds, the State may develop a plan for obli-  
23 gating the funds for the design and construction of  
24 one or more projects that are eligible for funding



1       under the program for which the funds were origi-  
2       nally apportioned.

3               “(3) *CERTIFICATION TO THE SECRETARY.*—A  
4       State that has developed a plan under paragraph (2)  
5       shall transmit to the Secretary a certification that the  
6       State has conducted an audit under paragraph (1)  
7       and developed the plan in accordance with paragraph  
8       (2).

9               “(4) *IMPLEMENTATION OF PLANS.*—After trans-  
10       mitting a certification to the Secretary with respect  
11       to a plan under paragraph (3), the State may carry  
12       out the plan.

13               “(5) *APPLICABILITY OF REQUIREMENTS.*—*Excess*  
14       *funds used to carry out a project under this section*  
15       *shall be subject to the requirements of this title that*  
16       *are applicable to the program for which the funds*  
17       *were originally apportioned.*

18               “(6) *EXCESS FUNDS DEFINED.*—*In this sub-*  
19       *section, the term ‘excess funds’ means funds obligated*  
20       *for a project that remain available for the project*  
21       *after the project has been completed.’”.*

## 22       ***Subtitle G—High Priority Projects***

### 23       ***SEC. 1701. HIGH PRIORITY PROJECTS PROGRAM.***

24               (a) *AUTHORIZATION OF HIGH PRIORITY PROJECTS.*—  
25       Section 117(a) of title 23, United States Code, is amended

1 *by striking “1602 of the Transportation Equity Act for the*  
2 *21st Century” and inserting “1701 of the Transportation*  
3 *Equity Act: A Legacy for Users”.*

4 (b) *ALLOCATION PERCENTAGES.*—Section 117(b) of  
5 *such title is amended by striking paragraphs (1) through*  
6 *(6) and inserting the following:*

7 “(1) 19.6 percent of such amount shall be avail-  
8 able for obligation beginning in fiscal year 2004;

9 “(2) 18.5 percent of such amount shall be avail-  
10 able for obligation beginning in fiscal year 2005;

11 “(3) 16.3 percent of such amount shall be avail-  
12 able for obligation beginning in fiscal year 2006;

13 “(4) 15.3 percent of such amount shall be avail-  
14 able for obligation beginning in fiscal year 2007;

15 “(5) 15.8 percent of such amount shall be avail-  
16 able for obligation beginning in fiscal year 2008; and

17 “(6) 14.5 percent of such amount shall be avail-  
18 able for obligation beginning in fiscal year 2009.”.

19 (c) *FEDERAL SHARE.*—Section 117(c) of such title is  
20 *amended by striking “; except” and all that follows through*  
21 *“cost thereof”.*

22 (d) *ADVANCE CONSTRUCTION.*—Section 117(e) of such  
23 *title is amended by striking “1602 of the Transportation*  
24 *Equity Act for the 21st Century” each place it appears and*

1 inserting “1701 of the Transportation Equity Act: A Legacy  
 2 for Users”.

3 (e) AVAILABILITY OF OBLIGATION LIMITATION.—Section  
 4 117(g) of such title is amended by striking “Transportation  
 5 Equity Act for the 21st Century” and inserting  
 6 “Transportation Equity Act: A Legacy for Users”.

7 (f) FEDERAL-STATE RELATIONSHIP.—Section 145(b)  
 8 of such title is amended—

9 (1) by inserting after “described in” the fol-  
 10 lowing: “section 1702 of the Transportation Equity  
 11 Act: A Legacy for Users,”;

12 (2) by inserting after “for such projects by” the  
 13 following: “section 1101(a)(17) of the Transportation  
 14 Equity Act: A Legacy for Users,”; and

15 (3) by striking “117 of title 23, United States  
 16 Code,” and inserting “section 117 of this title,”.

17 **SEC. 1702. PROJECT AUTHORIZATIONS.**

18 Subject to section 117 of title 23, United States Code,  
 19 the amount listed for each high priority project in the fol-  
 20 lowing table shall be available (from amounts made avail-  
 21 able by section 1101(a)(17) of the Transportation Equity  
 22 Act: A Legacy for Users) for fiscal years 2004 through 2009  
 23 to carry out each such project:

High Priority Projects

No.	State	Project Description	Amount
1.	Alaska .....	Bogard/Seldon Extension in Matanuska-Susitna Borough.	\$4,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2.	Utah .....	Widen and improve Geneva Road/ SR-114 connecting Provo Utah and Pleasant Grove Utah.	\$2,100,000.00
3.	Mississippi .....	Philadelphia Bypass Hwys 15 to 19: Four-lane bypass connecting MS Hwys 15, 16 & 19 south of Philadelphia with major interchanges at each connection point.	\$1,500,000.00
4.	Virginia .....	Town of Pound Riverwalk -construction of pedestrian riverwalk, Town of Pound.	\$100,000.00
5.	California .....	Construct parking lot and improved museum pedestrian access from the trolley station, San Diego.	\$1,000,000.00
6.	Pennsylvania .....	Improve State Route 1001 at Section 601 from the Village of Lockport to Queensrun.	\$1,000,000.00
7.	Kansas .....	Construct 127th Street bridge over I-35, Olathe.	\$3,000,000.00
8.	New York .....	Improvements to Rt. 32/17/6 and County Route 105 in Orange County - NY.	\$9,000,000.00
9.	Missouri .....	Resurfacing and shoulder widening on US 136, and replacement of 2 deficient bridges.	\$3,000,000.00
10.	New Hampshire	Replace Ash Street, Pillsbury Road bridge over I93 in Londonderry.	\$1,430,000.00
11.	Georgia .....	Pave portions of CR345, CR44, and CR 45, Hancock County.	\$370,000.00
12.	Georgia .....	Install traffic lights and pedestrian walkways on Highway 441 at MLK, Jr. Boulevard, Dublin.	\$500,000.00
13.	Washington .....	Construct a multi-jurisdictional non-motorized transportation project parallel to SR99 called the Interurban Trail.	\$2,000,000.00
14.	Virginia .....	Green Cove - improvements to existing Forest Service facility located at the trailhead of the Virginia Creeper Trail.	\$100,000.00
15.	Michigan .....	Westland, Reconstruct and Widen Palmer Road.	\$2,500,000.00
16.	Mississippi .....	Upgrade roads in Port Gibson (U.S. Hwy 61), Claiborne County.	\$600,000.00
17.	New York .....	Build a structural deck that spans the New Haven Railroad cut to create parking for commuters, Mount Vernon.	\$2,000,000.00
18.	California .....	Improvement of intersection at Aviation Blvd. and Rosecrans Ave. to reduce congestion, Hawthorne.	\$2,000,000.00
19.	Illinois .....	Improvements to Diehl Road between Eola Road and Route 59.	\$500,000.00
20.	New Jersey .....	Streetscape Improvements to Clements Bridge Road from Newton Avenue to New Jersey Turnpike, Barrington.	\$500,000.00
21.	New York .....	Design and construct new Interchange 11A on I-87, connector road extending from I-87 to Route 9/67, and interchange between the connector road and Route 9/67.	\$3,400,000.00
22.	Massachusetts .....	Planning and construction of East Boston Haul Road, Boston.	\$6,000,000.00
23.	Arkansas .....	Construction of Camden Port Access Road, Camden.	\$480,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
24.	New York .....	Construct phase 2 of the Grand Concourse improvements from East 161st St. to East 166th St.	\$10,000,000.00
25.	Ohio .....	Construct upgrade of SR 16 to 4 lanes from SR 60 to SR 16 in Coshocton County.	\$3,000,000.00
26.	California .....	Construct Cypress Avenue over-pass to separate Interstate 10 and Union Pacific Railroad tracks, Fontana.	\$3,500,000.00
27.	Arkansas .....	Improvements to Johnson Road from Hwy 412 to I-540 through Springdale and Johnson.	\$6,000,000.00
28.	Minnesota .....	For design of an extension of road from TH10 in the city of Blaine north to the city of Ham Lake.	\$2,000,000.00
29.	California .....	8.5 miles of six and eight lane arterial roadways, building an essential east-west route across Santa Clarita Valley.	\$5,000,000.00
30.	Iowa .....	Completion of Highway 20 from Fort Dodge, Iowa through Sioux City, Iowa.	\$3,000,000.00
31.	Alabama .....	I-65 interchange at CR-222 between SR-69 and US-278.	\$1,000,000.00
32.	Minnesota .....	Becker County CR 143 and CR 124 improvements.	\$960,000.00
33.	South Carolina ..	BMW/I-85 Interchange - construct a new interchange on I-85 between the Greenville Spartanburg Airport and SC Highway 101 interchanges.	\$10,000,000.00
34.	Illinois .....	Construct bike/pedestrian paths, Orland Hills.	\$350,000.00
35.	New York .....	Rehabilitate a historic warehouse on the Erie Canal in the Town of Lyon, NY.	\$600,000.00
36.	Arkansas .....	Improvements to the I-540 and SH-102 Interchange in Bentonville.	\$1,420,000.00
37.	Florida .....	Airport Entrance Streetscape, Sanford ..	\$500,000.00
38.	Washington .....	East Marine View Drive Widening, Everett.	\$9,000,000.00
39.	Ohio .....	Improvements to the intersection of Fulton Dr. and Wales Ave. in Jackson Township.	\$2,000,000.00
40.	Oregon .....	Highway 34/Corvallis Bypass Intersection.	\$2,100,000.00
41.	New Jersey .....	Route 82 Union County Streetscape improvements, including signing and lighting upgrades in Elizabeth City and Union Township.	\$1,000,000.00
42.	Illinois .....	Construct connector road between Collinsville Rd to IL 3/North First Street, St. Clair County.	\$6,400,000.00
43.	Colorado .....	New bridge across Roaring Fork River near S end of Glenwood Springs, improve roads connecting Midland Ave/SH 82.	\$6,500,000.00
44.	Pennsylvania .....	Design and construct improvements to the I-81/Route 465 interchange and Route 465 from Walnut Bottom Road to PA 641.	\$3,870,500.00
45.	Texas .....	Extend and improve Mission Trails Project, San Antonio.	\$4,000,000.00
46.	Minnesota .....	Improve TH241 in St. Michael, MN by increasing lanes from 2 to 4.	\$4,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
47.	Ohio .....	Upgrade safety devices at Sheldon Road Crossing, Berea.	\$140,000.00
48.	Michigan .....	Gravel and paving of remaining 3.2 miles in 5.5 mile stretch of Jacobsville Road, Houghton County.	\$430,000.00
49.	New York .....	Implement safety measures at Railroad grade crossings in Rockland County.	\$1,000,000.00
50.	Illinois .....	Construct pedestrian underpass at South Shore Drive and 67th Street, Chicago.	\$1,000,000.00
51.	Ohio .....	Bicycle Trails construction and design in Bainbridge Township.	\$1,440,000.00
52.	Ohio .....	Construct MetroParks Bikeway, Mahoning County.	\$376,000.00
53.	Georgia .....	Streetscape [pedestrian safety enhancements, sidewalks, curb replacement, restoration, landscaping, ADA compliance], Bainbridge.	\$600,000.00
54.	Nebraska .....	Construct an 8.7 mile roadway constituting the first phase of a comprehensive Beltway System around the City of Lincoln.	\$14,566,300.00
55.	Minnesota .....	Design engineering and ROW acquisition to reconstruct TH95 bridge, North Branch.	\$1,000,000.00
56.	Virginia .....	Improve Colorado Street bridge, Salem ..	\$1,000,000.00
57.	California .....	Implement streetscape improvements on segments of Laurel Canyon Blvd. and Victory Blvd., North Hollywood.	\$1,200,000.00
58.	New Jersey .....	Bicycle and pedestrian paths for New Jersey Underground Railroad.	\$1,000,000.00
59.	Arizona .....	Major widening of SR 95 within Lake Havasu City.	\$2,000,000.00
60.	Minnesota .....	Lake Street Access to I-35W, Minneapolis.	\$10,000,000.00
61.	New York .....	Implement Improvements for Pedestrian Safety in Kings County.	\$1,000,000.00
62.	California .....	Construct a diamond interchange on State Route 60 at Lemon Avenue in the city of Diamond Bar.	\$12,600,000.00
63.	Arkansas .....	Downtown Dickson Street Enhancement - College Avenue from Dickson Street to Archibald Yell and School Avenue to 6th Street in Fayetteville.	\$4,000,000.00
64.	Pennsylvania .....	Flyover ramp and new interchange at proposed Town Center in Cranberry Twp at I-79 and Rte 228.	\$500,000.00
65.	Texas .....	Improvements to RR 1017, Hebbroville	\$500,000.00
66.	Arizona .....	Construction of a bicycle/pedestrian bridge to connect the shores of the Salt River.	\$3,000,000.00
67.	Pennsylvania .....	Germantown Avenue Revitalization Project involving landscaping, scenic enhancements, and pedestrian safety improvements along the heavily traveled thoroughfare.	\$2,600,000.00
68.	Georgia .....	Widening SR-104 to increase Columbia Co. access to critical Augusta medical facilities as well as the Medical College of GA.	\$4,750,000.00
69.	California .....	Repair Rosecrans Ave and Alondra Blvd bridges, Bellflower.	\$50,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
70.	California .....	Study feasibility of Maglev link between San Diego and proposed San Diego Regional International Airport, Imperial County.	\$1,000,000.00
71.	Illinois .....	The addition of turning lanes to US Rt. 14 (Northwest Highway) at the Arthur Avenue Union Pacific grade crossing and at the Prindle Underpass in Arlington Heights, Illinois.	\$1,100,000.00
72.	Connecticut .....	Improve Route 1 between Belden Ave and East Ave in Norwalk, CT.	\$2,000,000.00
73.	Maryland .....	South Shore Trail. Construct first phase of greenway from Odenton to Annapolis, Anne Arundel County.	\$1,000,000.00
74.	Virginia .....	Widening Highway-15 in Prince Edward County.	\$5,000,000.00
75.	New York .....	Rehab of Hornbeck Rd in Town of Poughkeepsie-NY.	\$426,550.00
76.	Illinois .....	Phase II engineering to widen US 45/LaGrange Road through Orland Park, IL.	\$1,000,000.00
77.	Virginia .....	Improve Frederick Street, Staunton .....	\$1,300,000.00
78.	Alabama .....	Riverwalk project with continuous river-edge walkway creating a system of parks and open spaces in historic downtown Montgomery, AL.	\$3,000,000.00
79.	Georgia .....	Install landscaping and upgrade lighting on Fall Line Freeway, Reynolds.	\$500,000.00
80.	Utah .....	13th East, Sandy City .....	\$6,300,000.00
81.	Ohio .....	Construction of rail grade separations at intersections in Lima to improve motorist and pedestrian safety.	\$1,250,000.00
82.	New Jersey .....	Observer Highway Operational and Safety Improvements, Hoboken.	\$2,500,000.00
83.	New York .....	Implement ITS system and apparatus to enhance citywide truck route system on LIE Eastbound Service Road at 74th Street to Caldwell Ave, Grand Ave from 69th Street to Flushing Ave, and Eliot Ave from 69th Street to Woodhaven Blvd.	\$100,000.00
84.	California .....	Construction of interchange on Interstate 10 at Palm Drive.	\$2,000,000.00
85.	Illinois .....	Improve roads and bridges and undertake enhancements, Chicago.	\$1,000,000.00
86.	New York .....	Rehabilitate Tappan Street Bridge in Town of Newark Valley.	\$1,040,000.00
87.	California .....	Widen the Marin- Sonoma Narrows section of Highway 101 to include a car-pool HOV lane in each direction.	\$13,000,000.00
88.	Wisconsin .....	Replace Wisconsin Street Bridge (State Highway 44), Oshkosh, WI.	\$10,000,000.00
89.	Florida .....	Construct I-95/N US 1 Business Park Interchange in Ormond Beach, Florida.	\$4,000,000.00
90.	New York .....	Replacement of the structurally deficient Pleasantville Road bridge over the Pocantico River, the Village of Pleasantville.	\$1,000,000.00
91.	Arkansas .....	Widen Lone Sassafrass Road, Drew County.	\$304,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
92.	Texas .....	Planning, design and engineering for transportation projects in the I-35 corridor between San Antonio and Georgetown.	\$4,000,000.00
93.	California .....	State Route 67 (Mapleview to Dye Rd) Project Studies/Environmental Phase.	\$6,400,000.00
94.	New York .....	Construction of and improvements to Route 62 in the Village of Hamburg.	\$500,000.00
95.	Texas .....	Relocation of FM 450 to the west of Hallsville.	\$3,000,000.00
96.	Oregon .....	Upgrade the Interstate 5 Fern Valley Interchange (exit 24).	\$3,000,000.00
97.	California .....	Provide grade separation at the Firestone / Old River School Road intersection, Downey.	\$1,000,000.00
98.	Texas .....	Grade separation at US59-SH99 & replace proposed interim ramps. Complete US59 reconstruction project. Recommended by the US59 MIS.	\$5,000,000.00
99.	Maine .....	Calais/St. Stephen Border Crossing Project.	\$5,000,000.00
100.	Michigan .....	US-127 Completion in Gratiot County ..	\$5,000,000.00
101.	Nebraska .....	Construct two Missouri River bridges and their approach roadways.	\$3,000,000.00
102.	New Jersey .....	Highway Improvements in Liberty Corridor.	\$5,000,000.00
103.	New Jersey .....	Interstate 195 Allentown, NJ Exit at Sharon Station Road.	\$1,500,000.00
104.	California .....	Expand carsharing pilot program to serve low- and moderate-income neighborhoods in the City and County of San Francisco.	\$2,000,000.00
105.	Ohio .....	Construct the existing industrial park road from local to state standards near Cadiz.	\$4,100,000.00
106.	Pennsylvania .....	Median, guiderail and sidewalk improvements to intersection of SR 51 and Franklin Ave, Beaver County.	\$2,000,000.00
107.	New York .....	Roadway improvements on Pidgeon Hill Road (NYS Route 25 to Old Country Road) and Old Country Road (NYS Route 25 to I-495), Huntington.	\$1,500,000.00
108.	Alabama .....	Alignment of existing roads along County Road 83 providing hurricane evacuation from coast to I10.	\$8,000,000.00
109.	Texas .....	Construction of SH121 main lanes and interchanges between Preston Road and US75.	\$9,000,000.00
110.	Texas .....	SH 114/SH 170 in South Denton County.	\$2,500,000.00
111.	Oregon .....	Repair and recoat logging bridge over Highway 99E, Canby.	\$150,000.00
112.	North Carolina ...	Relocate US 70 to multi-lane facility around Clayton.	\$9,000,000.00
113.	Ohio .....	Construct Morse Road Corridor Improvements Phase I in Columbus, Ohio.	\$1,000,000.00
114.	California .....	Improve I-8 offramp to the Desert Farming Institute, Imperial County.	\$1,000,000.00
115.	Georgia .....	Upgrade sidewalks, lighting, landscaping from Cherry Street to Hampton Street, Industrial Park to Dooly Street, Montezuma.	\$500,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
116.	New York .....	Dolsontown Rd. improvements in Town of Wawayanda.	\$1,400,000.00
117.	Maryland .....	Replace Dover Bridge on MD 331 Design and Right of Way.	\$4,080,000.00
118.	Pennsylvania .....	Reconstruct PA Route 274, at PA Route 11/15, Duncannon.	\$1,000,000.00
119.	Virginia .....	Construct I-64 and Pocahontas Parkway Connector.	\$9,000,000.00
120.	Texas .....	IH-653 and I-30 interchange improvements.	\$8,000,000.00
121.	North Carolina ...	Widen Berkley Blvd in Goldsboro, NC by constructing an additional lane, curbs, and gutters.	\$1,000,000.00
122.	California .....	Replace SR22 Interchanges and Bridges, Garden Grove.	\$7,300,000.00
123.	Illinois .....	Construction of 2 North-South Blvds, and one east-west blvd in the vicinity of Northern Illinois University.	\$14,400,000.00
124.	Illinois .....	Improve University Drive, Macomb .....	\$500,000.00
125.	Tennessee .....	Develop trails, bike paths and recreational facilities on Brady Mountain, Cumberland County for Cumberland Trail State Park.	\$250,000.00
126.	Minnesota .....	Construct ramps and new bridge over Interstate 35 at CSAH 17, and reconstruct CSAH 17 from west County Line to CSAH 30, Chisago County.	\$900,000.00
127.	Massachusetts .....	I-93 Interchange, Andover/Tewksbury .....	\$600,000.00
128.	Pennsylvania .....	Two-lane extension of Bristol Road from US 202 to Park Avenue, Chalfont, New Britian.	\$1,000,000.00
129.	Michigan .....	Reconstruction of Ritchie Road from village of Lincoln to Hubbard Lake road and of Hubbard Lake road to Mt. Maria Road, Alcona County.	\$813,000.00
130.	Mississippi .....	Madison/Ridgeland I-55 Interchange: I-55 Interchange and connectors at juncture of Madison and Ridgeland corp. limits.	\$1,500,000.00
131.	California .....	Construct Daggett Road and Bridge Project, Port of Stockton, CA.	\$5,000,000.00
132.	New York .....	Construct Wading River bicycle and pedestrian project, Riverhead.	\$1,200,000.00
133.	Oregon .....	Improve U.S. 97 from Modoc Point to Algoma.	\$2,000,000.00
134.	New York .....	Design, Study and Construct Ferry Terminal Facilities at Floyd Bennett Field.	\$1,000,000.00
135.	Minnesota .....	US Highway 10 interchange in the city of Ramsey for necessary corridor enhancements.	\$1,250,000.00
136.	Arkansas .....	Continued development of Caraway Road Overpass Project, Jonesboro.	\$7,000,000.00
137.	New York .....	Conduct study on extending the limited access portion of NYS Rt. 5 to Auburn.	\$150,000.00
138.	California .....	Rehabilitate arterials, Compton .....	\$1,500,000.00
139.	Texas .....	US 82--Widen existing 2-lane facility to 4-lane divided facility from FM 1417 in Sherman to US 69 in Bells.	\$5,900,000.00
140.	Maryland .....	US 220/MD53 North-South Corridor .....	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
141.	Connecticut .....	Improve Route 111 between Purdy Hill Road and Fan Hill Road in Monroe, CT.	\$1,500,000.00
142.	Michigan .....	Wixom, Beck Road from I-96 to West Rd. widen to 5 lanes.	\$250,000.00
143.	Pennsylvania .....	SR 219-Purchase of right-of-way and the completion of the four-lane expansion of limited access highway from Town of Somerset to Maryland border.	\$20,000,000.00
144.	New York .....	Improvements of concrete curbs, aprons, sidewalks, and asphalt along Sunrise Highway, Rockville Centre.	\$1,000,000.00
145.	North Carolina ...	Construction of Interstate 74 from Maxton Bypass to NC 41 near Lumberton.	\$5,000,000.00
146.	Michigan .....	Expansion of US-31 from Nelson Street to Merkey Road.	\$1,500,000.00
147.	Arizona .....	Develop a 4-lane divided roadway on US 60 from Florence to Superior, Arizona.	\$3,000,000.00
148.	New York .....	Reconstruct Streets and Sidewalks in Middle Village.	\$1,000,000.00
149.	California .....	Improvements for the Watt Avenue corridor between Antelope Road and the Capital City Freeway.	\$3,000,000.00
150.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of a connector road between the Valmont Industrial Park and Pennsylvania State Route 924 at Cranberry Creek.	\$500,000.00
151.	Minnesota .....	Edge of Wilderness Discovery Center, Marcell.	\$471,000.00
152.	North Carolina ...	Construction of a multi-lane facility on new location from Beach Drive (SR 1104) to NC 211, Brunswick County.	\$4,000,000.00
153.	New York .....	Bartow Ave Ramp and Reconstruction at the Hutchinson Parkway.	\$1,600,000.00
154.	Ohio .....	South Connector in Waverly, Ohio for new access to school campus and new development areas in a repressed Appalachian region.	\$4,100,000.00
155.	South Carolina ..	Construct grade separation at U.S. 521, Lancaster County.	\$1,745,000.00
156.	Massachusetts .....	Downtown road revitalization for Pleasant Street, Malden.	\$4,000,000.00
157.	California .....	Widen & realign Cherry Avenue from 19th Street to one block south of Pacific Coast Highway, Signal Hill.	\$5,630,000.00
158.	New York .....	Construction of Bikeway Phase III in Putnam County-NY.	\$459,895.00
159.	Ohio .....	Miami St. along St. Route 53 safety enhancement project to improve access to railroad crossing.	\$1,000,000.00
160.	Pennsylvania .....	Design and construct access to York County intermodal facility, York County.	\$2,000,000.00
161.	California .....	Traffic signal upgrade, road reconfiguration, and median strip improvements to Lakewood Blvd between Telegraph Rd and Gardendale St, Downey.	\$2,500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
162.	New York .....	To conduct mitigation measures associated with the Palisades Interstate Parkway for the Village of New Square, Rockland County.	\$600,000.00
163.	Alabama .....	County Road 52 widening from S. Shades Crest Road to U.S. 31 in Helena and Pelham.	\$5,000,000.00
164.	Louisiana .....	Improve I-10/LA 95 intersection, Duson	\$200,000.00
165.	Michigan .....	Reconstruct 4,000 feet of Church Road from Meridian to East River Road (excluding canal Bridge) including widening and sidewalk construction to eliminate safety hazards, Grosse Ile.	\$450,000.00
166.	Michigan .....	Construct road improvements to Flushing Road from Ballenger Highway to I-475, City of Flint.	\$2,500,840.00
167.	South Carolina ..	Airline Road Bridge in Anderson .....	\$170,000.00
168.	New Jersey .....	Planning for Liberty Corridor .....	\$500,000.00
169.	Pennsylvania .....	Enhance existing directional markers and increase wayfinding signage infrastructure, Monroe County.	\$750,000.00
170.	California .....	Construct Coyote Creek Trail from Kelly Park to Berryessa station, San Jose.	\$5,500,000.00
171.	Michigan .....	Garden City, Reconstruction Maplewood between Inkster and Merriman.	\$1,000,000.00
172.	Missouri .....	Study of BNSF Railroad Reconfiguration Needs to eliminate Highway Crossings in/around Springfield, MO.	\$200,000.00
173.	Tennessee .....	Construct new exit on I-75 and connect to U.S. 11, U.S. 411 and State Route 30.	\$4,500,000.00
174.	Ohio .....	Road widening and safety improvements at Main and Bell Streets in the Village of Chagrin Falls.	\$500,000.00
175.	Utah .....	Construct Westside Connector in Provo Utah connecting I-15 University Ave Interchange and Provo Commercial Sector with the Provo Airport.	\$2,050,000.00
176.	California .....	Reconstruct I-880/Route 92 Interchange, Hayward.	\$2,000,000.00
177.	California .....	Reconstruct and widen Garfield Ave. bridge over Rio Hondo River Channel and apply seismic improvements, South Gate.	\$4,000,000.00
178.	Massachusetts .....	Somerville bikepath extension and improvements, Somerville.	\$1,000,000.00
179.	Pennsylvania .....	Upgrade of southbound access ramp at Exit 3 on Interstate 81.	\$1,000,000.00
180.	Oklahoma .....	Construct overpass over 2 rail lines and Highway 66, Claremore.	\$2,700,000.00
181.	Pennsylvania .....	Upgrade intersection of SR 30 and SR 981 at Arnold Palmer Regional Airport.	\$1,000,000.00
182.	Indiana .....	Realign State Road 312, Hammond .....	\$4,200,000.00
183.	Pennsylvania .....	Replacement of bridge without pedestrian access in Mount Joy.	\$250,000.00
184.	Georgia .....	Highway 78 Corridor Improvement Project: This project consists of safety enhancements for the corridor, infrastructure needs, median upgrades, and lighting.	\$7,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
185.	Virgin Islands ....	Construct extensions to Routes 703 & 70, St. Croix.	\$7,000,000.00
186.	Illinois .....	IL29 from IL 6 to I 180 study and land acquisition.	\$1,000,000.00
187.	New York .....	Construct Northern State Parkway and Long Island Expressway access at Marcus Avenue and Lakeville Road and associated Park and Ride.	\$6,000,000.00
188.	New York .....	Highway Construction I-87 Exit 3 Airport Connector.	\$2,000,000.00
189.	New York .....	Transportation Enhancements in Orleans and/or Niagara Counties to support development of Erie Canal.	\$1,750,000.00
190.	New Jersey .....	Addresses congestion, safety, drainage, maintenance, signing, access, pedestrian circulation and transit access along Rt. 17 & Rt. 4 in Bergen County.	\$4,500,000.00
191.	New Jersey .....	Safety, traffic and pedestrian improvements to Newark/1st Streets, Hoboken.	\$300,000.00
192.	California .....	Upgrade Route 4 East from the vicinity of Loveridge Road to G Street, Contra Costa County.	\$15,000,000.00
193.	Florida .....	Interchange with I-10 to connect to a new north-south highway, and a second phase extending to US 90.	\$3,000,000.00
194.	North Carolina ...	Widen and improve US 1 in Richmond County with a bypass of Rockingham, NC.	\$10,000,000.00
195.	New York .....	Construct pedestrian waterfront walkway, Owego.	\$1,000,000.00
196.	Kansas .....	Rehabilitate Kansas and Oklahoma Rail Line to improve highway safety, decrease highway congestion, and reduce future road and bridge repairs.	\$5,730,000.00
197.	Georgia .....	East Point Downtown Streetscape Project.	\$2,000,000.00
198.	New York .....	Improvements to Route 96 Bridges over Seneca River.	\$3,000,000.00
199.	Illinois .....	Reconstruction of Frank Scott Parkway East, St. Clair County.	\$3,000,000.00
200.	Texas .....	Conduct feasibility study for a second bridge to Pleasure Island in Port Arthur.	\$500,000.00
201.	Texas .....	Relocation of 10th Street, relocation of Mission Inlet, and extension of runway 13/31, McAllen.	\$1,000,000.00
202.	New York .....	Bridge replacement at Turk Hill Rd in Putnam County-NY.	\$1,800,000.00
203.	Oregon .....	Street improvements to provide better access to the Wayne L. Morse United States Courthouse.	\$6,000,000.00
204.	California .....	Mid Valley Station Road and Inter-Modal Improvement Project.	\$2,500,000.00
205.	Alabama .....	To provide four lanes on US-80, Perry County, Marengo County, and Sumter County.	\$14,000,000.00
206.	Tennessee .....	Construction of visitors center on Cherohala Skyway, a scenic byway, in Monroe County.	\$100,000.00
207.	New York .....	Improve CR39 from NY27 to NY27A, Suffolk County.	\$3,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
208.	Illinois .....	Pre-construction activities IL 336 from Macomb to Peoria.	\$1,000,000.00
209.	New York .....	Install Improvements for Pedestrian Safety in the vicinity of PS 81.	\$250,000.00
210.	Minnesota .....	Cedar Lake Regional Trail Extension, Minneapolis.	\$3,000,000.00
211.	Tennessee .....	Modification of existing interchange on I-81 at SR-341/SR-66 located in Jefferson County.	\$500,000.00
212.	Louisiana .....	Upgrade 28 West from Alexandria, Louisiana to Ft. Polk.	\$1,500,000.00
213.	Massachusetts .....	State Street reconstruction from Main Street to Saint Michael's Cemetery, Springfield.	\$6,000,000.00
214.	Michigan .....	Construct road improvements to North Henry St. from Vermont Ave. to Wilder Road, Bay City.	\$1,600,000.00
215.	Illinois .....	Improve intersection of McCarthy Road, Derby Road, and Archer Avenue in Lemont, IL.	\$350,000.00
216.	Oregon .....	Agness Road, Curry County .....	\$1,000,000.00
217.	Illinois .....	Upgrade roads in the vicinity of Robert Taylor Homes, Chicago.	\$592,000.00
218.	Florida .....	Widening of US Highway 17 from Zolfo Springs south to the DeSoto County line.	\$2,000,000.00
219.	Utah .....	Atkinville Interchange, St. George .....	\$4,000,000.00
220.	Tennessee .....	Reconstruct State Route 109 from I-40 in Wilson County to Portland in Sumner County.	\$1,000,000.00
221.	Missouri .....	I-470 and Strother Road Interchange .....	\$1,000,000.00
222.	New York .....	Improve Traffic Flow on Lefferts Boulevard by Rehabilitating Facilities Surrounding LIRR/Kew Gardens East-bound Station.	\$500,000.00
223.	Maine .....	Maintenance training facilities and vehicle acquisition for Kidspace, Ellsworth.	\$500,000.00
224.	Illinois .....	Improve Great River Road, Warsaw .....	\$500,000.00
225.	Texas .....	Improvements to East 7th Street in Austin from I-35 to US 183.	\$2,000,000.00
226.	Illinois .....	Upgrade I-294 and I-90 and implement ITS projects.	\$3,000,000.00
227.	California .....	Reconstruct interchange at I-10 and Riverside Avenue to improve traffic, Rialto.	\$2,800,000.00
228.	New Jersey .....	Rahway River Corridor Greenway Bicycle and Pedestrian Path, South Orange.	\$400,000.00
229.	California .....	Construct multi-use trails at Galster Park that link to other local Los Angeles County trails, West Covina.	\$1,100,000.00
230.	Arkansas .....	Improvements on County Roads 18, 32, 33, and 16, Bradley County.	\$500,000.00
231.	Indiana .....	Roadway improvements in Downtown Indianapolis.	\$18,775,000.00
232.	Ohio .....	Geauga Co. acquisition of historic covered bridge.	\$60,000.00
233.	Oregon .....	U.S. 199/Laurel Road intersection .....	\$2,000,000.00
234.	New York .....	Rt. 32 Corridor access management & improvement in Orange County - NY.	\$500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
235.	Missouri .....	Construction of interstate flyover at Hughes Road and Liberty Drive to 76th Street. Part of Liberty Parkway Project.	\$8,000,000.00
236.	Maryland .....	Widen I-695 from I-83 to MD147. Includes maintenance and interchange work.	\$9,780,000.00
237.	Texas .....	Elevate Choate Road over Union Pacific right-of-way and SH 146. system of improvements to support the proposed Bayport Terminal Complex.	\$6,600,000.00
238.	California .....	I-580 Castro Valley Interchange Improvements.	\$1,200,000.00
239.	Illinois .....	City of Washington, Mueller Road Rehabilitation.	\$280,000.00
240.	New York .....	Upgrade Route 17 to Interstate Standards from the Route 14 Interchange through Horseheads, to NY SR 13 Interchange.	\$2,000,000.00
241.	Tennessee .....	Extension of bicycle and pedestrian trail, Smyrna.	\$4,000,000.00
242.	Iowa .....	Reconstruction and expansion of the East 1st Street interchange on I 35, Ankeny.	\$5,000,000.00
243.	Ohio .....	Construct transportation museum (Crawford Museum of Transportation and Industry at Aviation High School), Cleveland.	\$250,000.00
244.	Wisconsin .....	Reconstruct Cameron Bypass on State Highway 8.	\$3,000,000.00
245.	Ohio .....	Wetlands Land Preservation & Enhancements in the Town of Aurora.	\$750,000.00
246.	New Jersey .....	Bridge replacement on Section 6V of Route 1 from Ryders Lane to Milltown Road, North Brunswick.	\$3,000,000.00
247.	Arkansas .....	For acquisition and construction of an alternate transportation (pedestrian/bicycle) trail from East Little Rock to Pinnacle Mountain State Park.	\$800,000.00
248.	New York .....	Construct new access road linking North & South sides of Rt. 17 in Town of Wallkill-NY.	\$2,250,000.00
249.	Texas .....	SH 349 construction south of Lamesa from Intersection of SH 137.	\$4,000,000.00
250.	California .....	Construct 4,700 ft. of medians to improve safety/congestion on Imperial Highway from Valley View to Telegraph Road, La Mirada.	\$700,000.00
251.	Pennsylvania .....	Design and construct additional turn lanes, signal upgrades, and related improvements at Routes 34 and 174 intersection in Cumberland County.	\$580,000.00
252.	Maine .....	Construction and snowmobile safety accommodations for Route 116 Bridge. Medway.	\$4,000,000.00
253.	Pennsylvania .....	Bedford Springs Project, Bedford, PA: Relocation of Old Route 220 and Sweet Root Road. Complete preliminary and final engineering, purchase of right-of-way, and begin construction.	\$3,150,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
254.	Michigan .....	Geddes Road at Superior Road Roundabout, Washtenaw County.	\$750,000.00
255.	Minnesota .....	Construct Paul Bunyan Trail from Mississippi River Bridge Trail to Crow Wing State Park.	\$600,000.00
256.	California .....	Improvements (including arterial street rehabilitation) to enhance traffic and pedestrian safety in Sylmar, Lake View Terrace, and Mission, Los Angeles.	\$1,250,000.00
257.	Kentucky .....	Widen and reconstruct Mason's Gap Rd. (KY 698), Lincoln County.	\$500,000.00
258.	Pennsylvania .....	Reconstruction of SR 2001 Sec. 401 from the intersection of SR 2001 and U.S. 209 Bushkill Township north. Pike County.	\$2,000,000.00
259.	Texas .....	Construct a 4-lane urban roadway, along with reconstructing a bridge over UP RR on Ritchie Road, McLennan County.	\$4,000,000.00
260.	North Carolina ...	Construct grade separated crossing at Sugar Creek Road of NC Railroad-Norfolk Southern Railroad.	\$4,000,000.00
261.	Illinois .....	Complete Stage III of reconstruction of the Naperville Road-Warrenville Road/I-88 interchange.	\$2,150,000.00
262.	Wisconsin .....	Widen State Highway 10 from City of Marshfield to City of Stevens Point.	\$20,000,000.00
263.	Texas .....	Widening of 16-mile two-lane gap on SH 24 to four lanes from SH 19 in Cooper.	\$3,000,000.00
264.	Pennsylvania .....	Design and construct interchange and related improvements at I-83, Exit 18, or other projects selected by York County, Pennsylvania MPO.	\$6,000,000.00
265.	California .....	Implement Manor Drive overpass improvement, Pacifica.	\$800,000.00
266.	Maryland .....	Indian Head Highway Upgrades--Design for upgrades to MD 210 to replace intersections with grade separated interchanges from MD 228 to I-495.	\$5,000,000.00
267.	Texas .....	Improvements to FM 676, Alton .....	\$500,000.00
268.	California .....	Construct pedestrian streetscape improvements on Ocean Blvd and Anaheim Street in Long Beach, including lighting landscaping and irrigation, and seating, drinking fountains, bicycle racks and trash receptacles.	\$1,500,000.00
269.	Wisconsin .....	Replace 17th Street Lift Bridge, Two Rivers, WI.	\$6,000,000.00
270.	California .....	Conduct Study and Construct I 205/Chrisman Road Interchange Project, Tracy, CA.	\$1,000,000.00
271.	Alabama .....	New freeway connector from Dothan, AL to the FL border.	\$5,000,000.00
272.	Pennsylvania .....	Design and construct widening of PA Route 94 from York/Adams County line to Elm Street, Hanover.	\$3,000,000.00
273.	California .....	First Street Bridge realignment, Los Angeles.	\$1,250,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
274.	Ohio .....	Construct a proposed relocation of US 22 and SR 93 from the current IR 70, US 40 west of Zanesville.	\$10,000,000.00
275.	South Carolina ..	Construct Bishopville Bypass, Lee County.	\$4,000,000.00
276.	Virginia .....	Widening I-95 between Fairfax County Pkwy and Rt. 123.	\$5,150,000.00
277.	Oregon .....	Study the feasibility of widening US 26 from its interchange with Oregon Highway 217 in Beaverton to the Cornelius Pass exit.	\$750,000.00
278.	Louisiana .....	Leeville Bridge .....	\$2,250,000.00
279.	New York .....	Implement Central NY grade crossing and grade separation project.	\$2,000,000.00
280.	Georgia .....	Widen Godby road to HWY 314 to widen an east-west corridor to connect three counties, Clayton County.	\$2,500,000.00
281.	Florida .....	SR710 Expansion and Improvements in Palm Beach County, FL.	\$2,000,000.00
282.	Iowa .....	Complete final segment of MLK Parkway West Project, and complete four segments of MLK Parkway East Project, Des Moines.	\$9,000,000.00
283.	Arkansas .....	Resurface Jack Creek Road, Logan County.	\$200,000.00
284.	California .....	Upgrade San Fernando Road corridor to include traffic calming measures, Los Angeles.	\$7,500,000.00
285.	Georgia .....	Sidewalk revitalization project in downtown Eastman.	\$593,175.00
286.	North Carolina ...	Conversion of the American Tobacco Trail for use as bike/pedestrian trail, Durham/Chatham counties.	\$2,000,000.00
287.	Texas .....	Lamesa Bypass - US 87 N to near US180.	\$6,500,000.00
288.	Michigan .....	Bridge connecting to East Marshall Bypass Road in East Marshall, crossing the Kalamazoo River and Norfolk South Railroad.	\$300,000.00
289.	Texas .....	Widen Washington Blvd. from Langham Rd. to FM 364.	\$2,592,000.00
290.	Illinois .....	Improve roads and bridges, Illinois .....	\$10,000,000.00
291.	New York .....	Multi-modal project in Downtown Flushing, Queens.	\$1,000,000.00
292.	New Jersey .....	Rt. 139 Bridge Rehabilitation, Hoboken	\$2,000,000.00
293.	Louisiana .....	Belle Chasse Tunnel .....	\$500,000.00
294.	Pennsylvania .....	Design, engineering, ROW acquisition and reconstruction of Main Street in the vicinity of Parsonage Street, City of Pittston.	\$250,000.00
295.	Wisconsin .....	Pioneer Road Rail Grade Separation, Fond du Lac, WI.	\$4,000,000.00
296.	Michigan .....	Holmes Road Reconstruction - From Prospect Road to Michigan Avenue, Charter Township of Ypsilanti.	\$2,000,000.00
297.	Georgia .....	Improvement and expansion of Camp Creek Road at Enon road, Fulton County.	\$1,000,000.00
298.	New York .....	Seeks to provide direct access from I-81 to Fort Drum gates; 1st phase of larger Northern Tier Expressway (linking I-81 to I-87).	\$6,000,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
299.	Tennessee .....	Bicycle and pedestrian trail, Eagleville	\$100,000.00
300.	California .....	Widen Boulder Avenue Bridge in Highland.	\$1,000,000.00
301.	Tennessee .....	Reconstruct and Widen US-64 from a two-lane to a four-lane facility.	\$5,225,000.00
302.	Wisconsin .....	Widen US 51/State Highway 29 .....	\$8,000,000.00
303.	Minnesota .....	Replace and Realign the Sauk Rapids Bridge and approaches in St. Cloud and Sauk Rapids.	\$3,000,000.00
304.	Ohio .....	Widen Pearl Road, Strongsville .....	\$1,600,000.00
305.	Nevada .....	I-80 Interchange at Nevada Pacific Parkway, Fernley, Nevada. Will benefit commuting employees of NAS Fallon.	\$1,000,000.00
306.	Ohio .....	Replace and improve Mill Street Bridge, Akron.	\$2,000,000.00
307.	Pennsylvania .....	Complete a half diamond interchange at PA-309 and Norristown Rd. by the Montgomery County Planning Commission.	\$4,000,000.00
308.	Texas .....	South McColl Extension between Oragewood and Military Highway, Hidalgo County.	\$2,500,000.00
309.	New York .....	Improve downtown streets, Saugerties ....	\$1,000,000.00
310.	Mississippi .....	Upgrade roads in Arcola, Greenville, and Hollandale (U.S. Highway 61 and 18), Washington County.	\$1,800,000.00
311.	Pennsylvania .....	Design and construct the relocation of U.S. 11 northbound between Ridge Hill and Hempt Roads and around New Kingstown.	\$5,680,000.00
312.	New Mexico .....	Construct NM 128 from NM 31 to Texas State line.	\$6,000,000.00
313.	California .....	Construct pedestrian, bicycle and ADA accessible boardwalks at the Pismo Beach Promenade, San Luis Obispo County.	\$300,000.00
314.	Tennessee .....	Eliminate blockage of 2 lanes on Gay Street in Knorrville to accommodate loading dock.	\$2,000,000.00
315.	Tennessee .....	Construct trail and bike path at S. Chickamauga Creek.	\$1,600,000.00
316.	California .....	Resurface and construct truck lane at CA Hwy. 94 and Interstate 8 interchange, Boulevard.	\$3,000,000.00
317.	Michigan .....	Canton, Pave Cherry Hill west of Denton Rd.	\$2,500,000.00
318.	Minnesota .....	Birch Cove Rest Area, Hoyt Lakes .....	\$200,000.00
319.	Illinois .....	Construct parking facility and undertake circulation enhancements at 96th and East Shore Drive, Oak Lawn.	\$200,000.00
320.	Pennsylvania .....	Finish missing ramps and widening at intersection of I-279 and I-79 in the Pittsburgh Airport Corridor.	\$3,000,000.00
321.	Georgia .....	Improvements to intersection of SR 196 and US 84 in Liberty County.	\$2,000,000.00
322.	Illinois .....	Reconstruct Milwaukee Avenue, Chicago	\$1,500,000.00
323.	New York .....	Construction of an Intermodal transportation facility just off of the Bronx River Parkway's exit 6.	\$2,500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
324.	Michigan .....	Ultra thin demonstration project resurfacing of Mitchell Road from the City of Petoskey limits east to Division, Emmet County.	\$60,000.00
325.	Florida .....	Widen U.S. 17 to 4 lanes in Putnam County, Florida.	\$12,000,000.00
326.	New York .....	Enhance road and transportation facilities in the vicinity of the Brooklyn Children's Museum.	\$50,000.00
327.	Alaska .....	Point MacKenzie in Matanuska-Susitna Borough plan and design road access.	\$1,000,000.00
328.	Nevada .....	Construct North Las Vegas Craig Road Overpass at the Union Pacific Railroad Crossing.	\$5,500,000.00
329.	Pennsylvania .....	Design and construct intersection and related upgrades on PA Routes 24 and 124 in York County.	\$1,000,000.00
330.	Pennsylvania .....	Rail Bridge Removal and intersection improvements, Cameron and Paxton Streets, Harrisburg.	\$1,400,000.00
331.	Oregon .....	Construct sidewalks and improve storm drainage and gutters for the city of Medford, Oregon's, Safe Walk Plan.	\$1,000,000.00
332.	New York .....	I-81 Corridor Improvements from Hancock Intl. Airport to and including the reconstruction of the Interchange at I-690.	\$3,000,000.00
333.	Wisconsin .....	Reroute State Highway 11 through Burlington, Wisconsin.	\$911,000.00
334.	California .....	Construct sound barriers at the I-5/S.R. 54 Interchange, National City.	\$150,000.00
335.	Illinois .....	Reconstruction and widening of the Illinois Route 60 bridge over Interstate 94 in Lake Forest, Illinois.	\$8,010,000.00
336.	New York .....	Construction of and improvements to Lovejoy Avenue in Buffalo.	\$1,000,000.00
337.	Missouri .....	Construction of replacement for Interstate 44 & US 65 Interchange, Springfield, MO.	\$16,300,000.00
338.	New York .....	Funds an intermodal transportation facility on Clarkson Avenue in Brooklyn.	\$1,000,000.00
339.	Michigan .....	Novi, Reconstruct Grand River between Novi Rd. and Haggerty.	\$1,000,000.00
340.	California .....	Construct bypass along California Hwy 101 around the town of Willits.	\$8,000,000.00
341.	New York .....	Rehabilitate bike and pedestrian path in Utica Marsh.	\$124,000.00
342.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Knoxville, TN.	\$57,000.00
343.	New York .....	Develop terminal facilities for water taxi projects, New York City.	\$4,600,000.00
344.	Utah .....	Northern Corridor, St. George .....	\$6,000,000.00
345.	Alaska .....	Planning and design of a bridge joining the Island of Gravina to the community of Ketchikan.	\$3,000,000.00
346.	Massachusetts .....	Construct 3.5 mile Grand Trunk Trail, Sturbridge/Southbridge.	\$750,000.00
347.	Illinois .....	Provide a four-lane connection between Rt. 13 and Rt. 45 near Harrisburg.	\$500,000.00
348.	Indiana .....	Construct US 31 Freeway Project for St. Joseph and Marshall Counties.	\$25,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
349.	Virginia .....	Reconstruct Route 20 at/adjacent to Montpelier for entryway project.	\$1,000,000.00
350.	Michigan .....	repave Caseville Road from state highway M-142 to state highway M-25.	\$500,000.00
351.	Maine .....	Plan and construct North-South Aroostook highways, to improve access to St. John Valley, including Presque Isle Bypass and other improvements.	\$4,000,000.00
352.	Illinois .....	Village of South Jacksonville, West Vandalia Road upgrades.	\$800,000.00
353.	Alabama .....	US 278, 4-laning 10.5 miles between Sulligent and Crews, AL.	\$1,000,000.00
354.	New York .....	Construct bicycle/pedestrian trail on old Mahopac RR right of way in Westchester County- NY.	\$1,000,000.00
355.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of intersection improvements and safety enhancements, Borough of Throop in Lackawanna County.	\$250,000.00
356.	Georgia .....	Decatur Bikeway .....	\$200,000.00
357.	Virginia .....	Repair of Commonwealth Blvd Bridge in Martinsville.	\$500,000.00
358.	New Mexico .....	I-25 Tramway Interchange: I-25 and Tramway Interchange.	\$2,000,000.00
359.	Wyoming .....	Casper West Belt Loop:Construct new connector route between Highway 220 and US 20-26.	\$2,000,000.00
360.	Maryland .....	Hughesville Bypass--relocation of MD 5 from end of divided highway south of Hughesville to end of the divided highway north of Hughesville.	\$10,000,000.00
361.	Pennsylvania .....	Construct the widening of PA 94 from the Adams/York County line north to Appler Road in Adams County.	\$1,500,000.00
362.	Arkansas .....	Upgrade Nevada County Roads 7, 4, 17, and 6.	\$400,000.00
363.	Oregon .....	Preliminary engineering and construction of a railroad crossing at the intersection of Havlik Drive and Highway 30, Scappoose.	\$200,000.00
364.	Tennessee .....	Widen SR-36 to five lanes in Washington County.	\$1,000,000.00
365.	Ohio .....	SR 20/Mentor Rd. road widening and safety improvements in the Town of Painesville.	\$350,000.00
366.	Missouri .....	Improve intersection of the I-44 and Missouri Route 100 interchange and the Shaw Nature Reserve Access near Gray Summit, Missouri.	\$500,000.00
367.	Georgia .....	Resurface and widen Jac-Art Road as part of Bleckley County Development Authority project.	\$200,000.00
368.	New Jersey .....	Widens the intersection, replaces bridge structures and improves other road segments leading to the intersection NJ Route 57/ CR Route 519 in Warren County.	\$2,700,000.00
369.	Illinois .....	Widen U.S. Route 67 from Macomb to Illinois 101.	\$3,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
370.	Minnesota .....	To expand Stearns County Road 4 from 4 to six lanes and realign Stearns County Road 134.	\$2,000,000.00
371.	Tennessee .....	Extension of SR-449 in Sevier County, now under construction.	\$500,000.00
372.	South Carolina ..	Construction to improve Assembly Street between Pendleton Street and the Williams-Brice stadium to eliminate roadway-rail.	\$1,500,000.00
373.	Alabama .....	20 mile limited access corridor from US highway 80 to US highway 231 and I-85.	\$3,000,000.00
374.	California .....	Roadway surface improvements, street lighting, and storm drain improvements to South Center Street from Baughman Road to State Route 78/86, Westmoreland.	\$800,000.00
375.	Georgia .....	South Lumpkin Road Trail [pedestrian, bicycle, jogging, safety upgrades], Columbus.	\$1,000,000.00
376.	Wisconsin .....	Reconstruct State Highway 16 (Columbus to Hwy. 26), Dodge County, WI.	\$4,000,000.00
377.	Georgia .....	Buford Highway pedestrian safety improvement.	\$2,500,000.00
378.	New York .....	Construct visitor center, access road and parking at Sam's Point Preserve, Ellenville.	\$750,000.00
379.	Texas .....	Completion of the 3rd and 4th phases on the Marsha Sharp Freeway, US 82-62. Construction between Chicago and Salem Avenues.	\$16,000,000.00
380.	Massachusetts .....	Westford Street-Wood Street-Rourke Bridge Corridor improvements, Lowell.	\$750,000.00
381.	Texas .....	Interchange of I-10 and SH99 (the Grand Parkway), a multi-lane highway that will form a third loop around Houston.	\$5,000,000.00
382.	New Jersey .....	Safety improvements and widening Route 206 and CR 513 Main Street (Route 24).	\$1,000,000.00
383.	New York .....	Comprehensive traffic congestion mitigation study of Hauppauge Industrial Park and surrounding area, Suffolk County.	\$750,000.00
384.	Georgia .....	SR 133 upgrade, Dougherty/Colquitt Co	\$1,000,000.00
385.	New York .....	Construction, re-design and improvements to Fargo Street in Buffalo.	\$3,000,000.00
386.	Washington .....	Spokane Advanced Traffic Management System Expansion: Expand existing Intelligent Transportation System (ITS) in City of Spokane.	\$500,000.00
387.	Michigan .....	M-13 Washington Avenue Streetscape Project - Phase II of High Priority Project 192 in PL 105-550, Saginaw.	\$1,500,000.00
388.	Guam .....	Reconstruct Hagåtña River Bridges, Municipality of Hagåtña.	\$6,000,000.00
389.	New York .....	Hopewell Junction Bypass Road in Town of East Fishkill- NY.	\$1,000,000.00
390.	New York .....	Implement Improvements for Pedestrian Safety in Bronx County.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
391.	Illinois .....	Upgrade streets and implement traffic and pedestrian safety signalization improvements, Oak Lawn.	\$7,740,000.00
392.	California .....	Widening on Bear Valley Pkwy, City of Escondido, Citrus Ave to Valley Pkwy and to northern city limit, local arterial.	\$2,000,000.00
393.	California .....	Reconstruction and repair of pedestrian walkways in and around the campus of California State University Northridge to improve traffic and safety.	\$784,000.00
394.	New York .....	Study of goods movement through I-278 in New York City and Northern New Jersey to be conducted by Region II University Transportation Research Center.	\$1,500,000.00
395.	Missouri .....	Mississippi Riverfront Bicycle/Pedestrian trail connecting with Columbia Bottom conservation area.	\$300,000.00
396.	New Jersey .....	Route 22 Sustainable Corridor Plan .....	\$2,000,000.00
397.	Minnesota .....	Reconstruct Unorganized Township Road 488 from CSAH 138, Koochiching County.	\$1,025,000.00
398.	New York .....	Widening and resurfacing of a one-mile stretch of the bicycle path from Boston Post Rd. to Playland Park, Rye.	\$275,000.00
399.	Arkansas .....	Construction of roadway for SE Intermodal, Drew/Bradley Counties.	\$2,080,000.00
400.	Virginia .....	Widen Rt. 33 at High Street, Harrisonburg.	\$500,000.00
401.	Indiana .....	New road construction of Dixon Road from Alto Road to Greentree Lane and Dixon Road from Markland Avenue to Judson Road in Kokomo, Indiana.	\$2,000,000.00
402.	Georgia .....	Design, right of way acquisition and construction of Fulton County Industrial Blvd.	\$2,000,000.00
403.	Louisiana .....	Essen Lane at I-12; Perkins Road; Central Thruway; O'Neal Lane; LA 408 study; and Burbank Drive; and Essen Park Extension in East Baton Rouge Parish.	\$30,000,000.00
404.	Alabama .....	Patton Island Bridge Corridor connecting Colbert and Lauderdale Counties.	\$10,000,000.00
405.	Pennsylvania .....	Improve Route 89 one mile north of Titusville.	\$300,000.00
406.	South Carolina ..	Construction of Safety Improvements and Beautification along I-385.	\$2,000,000.00
407.	Illinois .....	Engineering and right-of-way acquisition to widen 95th Street between Plainfield-Naperville Road and Boughton Road.	\$500,000.00
408.	Minnesota .....	Environmental impact statement for improvement along the entire US 10 corridor.	\$1,300,000.00
409.	Idaho .....	Widen US-95 from 2 to 4 lanes from Worley to Mica Creek.	\$6,000,000.00
410.	Kentucky .....	Rehabilitate US 127 from US 127 South (Hustonville Rd.) to the Mercer County line, Danville.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
411.	California .....	Improvements to increase beach access, prevent storm drain failure and accommodate increasing pedestrian traffic on The Stand, Manhattan Beach.	\$2,000,000.00
412.	Pennsylvania .....	Construct a new parking facility for the Cruise Terminal Transportation Center within the Philadelphia Naval Business Center.	\$5,000,000.00
413.	Washington .....	To replace BNSF trestle, Sammamish River bridge and reconstruct SR202/127th Pl NE and SR202/180th Ave NE intersections.	\$2,000,000.00
414.	New York .....	Roadway improvements in Village of Schuylerville, including Routes 4/32 & 29. Includes infrastructure, mobility, safety and streetscape improvements.	\$4,350,000.00
415.	New York .....	Reconstruction of Route 59 from Sickletown Road to Route 303, Rockland County.	\$1,000,000.00
416.	Kansas .....	Construction of a 1.5 mile new roadway truck route in Downs, KS.	\$500,000.00
417.	Hawaii .....	Upgrade Farrington Highway .....	\$2,800,000.00
418.	California .....	Upgrade Jepson Parkway at the North and South Access Gates of Travis Air Force Base and widen Vanden Road segment, Solano County.	\$2,000,000.00
419.	California .....	Will add landscaping enhancements along the freeway for aesthetic purposes in Ventura County.	\$2,500,000.00
420.	South Carolina ..	Palmetto Trails Project - a statewide bicycle and pedestrian trails project connecting historic sites, important natural landscapes and many communities.	\$2,000,000.00
421.	Oklahoma .....	Widen US 60 between Bartlesville and Pauchuska, Osage County.	\$2,000,000.00
422.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of intersection improvements and safety enhancements, Borough of Moosic in Lackawanna County.	\$250,000.00
423.	California .....	Construction of a .2 miles section of Poinsettia Lane in the City of Carlsbad, local arterial.	\$2,000,000.00
424.	Michigan .....	Reconstruct Lake road in Ironwood from Margaret Street to Airport Road, Gogebic County.	\$805,000.00
425.	Georgia .....	Widening of GA SR 400 from 4 lanes to 6 lanes between Haynes Bridge Road and McFarland Rd.	\$10,000,000.00
426.	Illinois .....	Construct road from Rt.13 to Carterville Herrin Road, Herrin.	\$800,000.00
427.	Tennessee .....	Construct and Widen State Route 33 in Monroe County.	\$5,000,000.00
428.	Pennsylvania .....	Replace traffic signals, optimize signal timing devices, and install traffic calming devices and new signage through construction in Mechanicsburg.	\$1,200,000.00
429.	Indiana .....	1.5 mile rd ext., Allen Cnty, IN. The project is the 1.5 mile road extension from Lake Ave. to State Road 930.	\$11,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
430.	New Jersey .....	Construct Parking Facility at Union City Intermodal Facility.	\$2,000,000.00
431.	New York .....	Construction of and improvements to Union Road in West Seneca.	\$1,000,000.00
432.	Alabama .....	Birmingham Northern Beltline .....	\$20,000,000.00
433.	Florida .....	Removal and replacement of Columbus Street bridge, Hillsborough County.	\$750,000.00
434.	North Carolina ...	Rerouting of Holly Springs Church Road (NCSR 1815) beginning near the intersection with Airport Road (NCSR 1876) to Janice Drive (NCSR 1894) near Mount Airy in Surry County.	\$1,000,000.00
435.	California .....	Implement and maintain an incident management system for I-880 and I-80, Alameda and Contra Costa Counties.	\$500,000.00
436.	California .....	Replace South Access to Golden Gate Bridge, San Francisco.	\$6,000,000.00
437.	California .....	Construct an auxiliary lane on Highway 17 between Camden and Hamilton Avenues, Campbell.	\$12,900,000.00
438.	California .....	Cabot-Camino Capistrano Bridge. Construction of a bridge that will connect highways Camino Capistrano and Cabot Road.	\$838,690.00
439.	California .....	Realign State Route 79 from Gilman Springs Road to Domenigoni Parkway in San Jacinto.	\$2,000,000.00
440.	Illinois .....	Construct bikepath and pedestrian walkway along Western Avenue; construct access road for West Ridge Nature Preserve, Chicago.	\$3,000,000.00
441.	California .....	Pasadena Multi-modal intelligent transportation system: traffic management center upgrade, transit management system, parking guidance system, the City of Pasadena.	\$2,500,000.00
442.	New York .....	Rehab Rt 35/202 from Bear Mtn Parkway to Taconic Parkway in New York State DOT.	\$1,575,000.00
443.	Hawaii .....	Construct Waimea Bypass .....	\$1,000,000.00
444.	Kansas .....	Construct I-35/Lone Elm Road interchange and widen I-35 from 151st Street to 159th Street, City of Olathe.	\$1,000,000.00
445.	Texas .....	Complete State Highway 146, Baytown	\$500,000.00
446.	New Jersey .....	Rehabilitation of West Broadway Bridge, Paterson.	\$3,500,000.00
447.	Illinois .....	Improve safety of horizontal curve on 725th St. in Grandview Twp.	\$80,000.00
448.	Georgia .....	New interchange on I-95 at Horsetamp Rd.	\$5,000,000.00
449.	Michigan .....	Implement driveway control along the 3 lane segment of US-31 North and South of Honor, Michigan.	\$2,500,000.00
450.	Michigan .....	Resurface 3.51 miles of Hamilton and Wessel Roads, Alpena County.	\$640,000.00
451.	Mississippi .....	Pirate Cove Interchange/Access Rd:I-20 Interchange and access roads linking I-20 to US Hwy 80.	\$500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
452.	California .....	Implement streetscape project on Central Avenue from 103rd Street to Watts / 103rd Street Station, Watts.	\$3,500,000.00
453.	New York .....	Improvements on Lower Rd. in Town of Minisink-NY.	\$175,000.00
454.	Ohio .....	Construct SR 104 into a 4 lane facility with a turning lane in Ross County.	\$6,000,000.00
455.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of intersection improvements and safety enhancements, Borough of Old Forge in Lackawanna County.	\$250,000.00
456.	New York .....	Reconstruct NYS Rt. 12 (Rt 20 to Waterville North Village Line).	\$4,927,000.00
457.	Michigan .....	Reconstruction of Intersection at Woodside Avenue and Borton Avenue,Essexville.	\$960,000.00
458.	Pennsylvania .....	US Route 13 corridor reconstruction, redevelopment, and beautification in Bucks County.	\$5,000,000.00
459.	Maryland .....	Jones Falls Greenway (hiker/biker trail). Funding for Baltimore City to construct Phase 2 of this urban trail.	\$4,000,000.00
460.	California .....	Construct grade separation at State College Blvd., Fullerton/Anaheim.	\$2,000,000.00
461.	New York .....	Reconstruction of Herald and Greeley Squares, New York City.	\$500,000.00
462.	Florida .....	Alternate US 19, Tyrone Blvd. at 72nd St., St. Petersburg.	\$6,000,000.00
463.	California .....	Reconstruct overcrossing and interchange at Interstate 10 & Tippecanoe Ave in Loma Linda.	\$4,000,000.00
464.	Florida .....	State Road 9B / I-295 Extension and Connection (Duval County).	\$3,500,000.00
465.	Illinois .....	Construction of a new intersection of a public road at U S Route 50 in Olney.	\$550,000.00
466.	Missouri .....	Intelligent Transportation System pilot deployment to enhance efficiency and security of cargo in Kansas City region.	\$500,000.00
467.	Connecticut .....	Widen Route 34, Derby .....	\$3,000,000.00
468.	Texas .....	Arlington, IH-30 at FM 157 (Collins) and Center Street interchange improvements.	\$2,000,000.00
469.	Tennessee .....	Widen State Route 62 in Knox County, TN.	\$6,500,000.00
470.	Massachusetts .....	Rehabilitation of Whittier Bridge which carries Route I-95 over the Merrimack between Amesbury and Newburyport.	\$2,000,000.00
471.	California .....	Port of Hueneme Intermodal Access Improvement Project, including grade separation at Rice Avenue/State Route 34; road widening at Hueneme Road.	\$4,700,000.00
472.	Arkansas .....	Improve County Road 75, Polk County ..	\$200,000.00
473.	Florida .....	Construction and four-laning of State Road 80, Hendry County.	\$3,500,000.00
474.	Ohio .....	Improve roads and bridges, City of Youngstown.	\$3,000,000.00
475.	Wisconsin .....	Reconstruct East Washington Avenue, Madison.	\$7,050,000.00
476.	California .....	Widening of State Route 76 from Melrose Drive to I-15.	\$5,000,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
477.	Nebraska .....	Planning and design of sections of the Heartland Expressway located in and around the cities of Scottsbluff and Gering, Nebraska.	\$300,000.00
478.	Illinois .....	ITS deployment, Cook County .....	\$160,000.00
479.	South Carolina ..	Design, acquire land, and undertake improvements to the South Corridor project from York County to City of Charlotte.	\$2,255,000.00
480.	Texas .....	Making transportation corridor improvements along I-69 from Palo Alto to the U.S-Mexico border at Brownsville Navigation District.	\$1,500,000.00
481.	North Carolina ...	Upgrade portions of US 220 (future I-73/74) to interstate standards in Montgomery County, NC.	\$2,500,000.00
482.	Kentucky .....	Construct the main street connector between Lisa Lane and Main Street, Stanton.	\$500,000.00
483.	Pennsylvania .....	Construct access ramp from SR 247/SR 1012 into Valley View Business Park, Lackawanna County.	\$2,000,000.00
484.	Florida .....	Construct I-95/Matanzas Woods Parkway Interchange in Flagler County, Florida.	\$4,000,000.00
485.	Michigan .....	CR 515 from US2 & US41 in Rapid River to County Road 446 at Days River Road - bituminous overlay and joint repair, Delta County.	\$320,000.00
486.	California .....	Construct truck lane from Britannia Blvd to the Otay Mesa Port of Entry, San Diego County.	\$4,000,000.00
487.	New York .....	Rehabilitate bridges in Tompkins County-Ithaca Secondary Line.	\$2,500,000.00
488.	California .....	Improve Glendale Freeway Terminus to provide pedestrian access, construct sound barriers, and implement landscaping, Los Angeles.	\$2,500,000.00
489.	Pennsylvania .....	Three at grade rail crossings along Amtrak Keystone Corridor need to be closed for safety reasons.	\$500,000.00
490.	New Mexico .....	Planning, design and construction of bikeways, walkways and underpass at the City of Santa Fe's downtown railyard redevelopment project.	\$2,000,000.00
491.	Indiana .....	Construct grade separated interchange at Hively Avenue in the City of Elkhart.	\$2,000,000.00
492.	New York .....	Erie Canalway National Heritage Corridor Transportation Enhancement Project.	\$500,000.00
493.	Texas .....	Hwy 80/123 overpass at Hwy 181, Karnes County.	\$300,000.00
494.	New York .....	Improve uptown streets, Kingston .....	\$594,500.00
495.	Ohio .....	Reconstruct US Route 6, Rocky River ...	\$2,000,000.00
496.	Illinois .....	Complete 80,000 lb. truck route between C.H. 2 (Burma Rd.) and Il Rte 130 in Cumberland County.	\$3,000,000.00
497.	New York .....	Realignment & rehab of Kirk Lane Drive in Town of Carmel-NY.	\$100,000.00
498.	Florida .....	New systems interchange ramps at SR 417 and Boggy Creek Road in Orange County, Florida.	\$5,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
499.	Illinois .....	Widen U.S. Route 34 from U.S. 67 to Carmen Road.	\$4,000,000.00
500.	Washington .....	41st Street Bridge Widening, Everett .....	\$3,500,000.00
501.	New York .....	Improvements to Intermodal transportation facility at Fort Totten, New York.	\$1,000,000.00
502.	Tennessee .....	Construct pedestrian bridge in Alcoa .....	\$1,000,000.00
503.	Texas .....	Additional right-of-way along US 71 north of Texarkana along the Arkansas-Texas state line.	\$1,000,000.00
504.	Florida .....	Shops of Sherwood Access Road, Jacksonville.	\$1,500,000.00
505.	Arkansas .....	Widen Jefferson Parkway, Jefferson County.	\$500,000.00
506.	Alaska .....	Make necessary improvements to Indian River Road in City and Borough of Sitka.	\$2,000,000.00
507.	California .....	Construction of new freeway lanes, including HOV lanes at US HWY 50 and Empire Ranch Road, Folsom, CA.	\$4,000,000.00
508.	Arkansas .....	Hwy 65 improvements including construction of passing lanes, bridge improvements, intersection improvements and other roadway improvements, Van Buren County.	\$1,200,000.00
509.	Missouri .....	Relocate this portion of I-44 between Route D and Sugar Tree Road in West Phelps County.	\$2,000,000.00
510.	Iowa .....	Phase III of the Main Street project, Amana.	\$1,000,000.00
511.	Florida .....	Improvements of segments of US Highway 27 from SR 540 to SR 544 and from I-4 to US 192, in Polk County, FL.	\$8,000,000.00
512.	Tennessee .....	Upgrade circuit at gates/lights for Bristol grade crossing (USDOT#731120J) to intelligent systems that eliminate current variability.	\$100,000.00
513.	New York .....	Improvements and restoration at old US Rt 9 & Van Cortlandt Manor in Village of Croton on Hudson.	\$2,700,000.00
514.	Minnesota .....	New Interchange at I-35 and CSAH 2 in the city of Forest Lake.	\$3,000,000.00
515.	West Virginia .....	Construct Coalfields Expressway .....	\$7,200,000.00
516.	New Jersey .....	Route 46 & Main Street, Lodi - Roadway and Drainage Improvements.	\$2,000,000.00
517.	Nevada .....	Construct a series of 4 system-to-system interchanges on the Clark County Beltway.	\$16,500,000.00
518.	Missouri .....	Design, Right of Way and Construction of Highway 13- Branson West By-Pass, Stone County, MO.	\$5,200,000.00
519.	Tennessee .....	Reconfiguration and Removal of I-40 and I-55 ramps to reduce heavy traffic volumes on Riverside Drive.	\$1,000,000.00
520.	Pennsylvania .....	PA Route 309 roadway construction and signalization improvements in Tamaqua Borough.	\$2,000,000.00
521.	California .....	Improve Ave 12-Fwy 99 interchange; create five lanes and install traffic signals. Construct Road 29 entrance east of the interchange.	\$1,500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
522.	California .....	Improve 16 roads, bridge and one bike path in Mariposa County.	\$2,000,000.00
523.	Pennsylvania .....	Swamp Road corridor safety and roadway improvements.	\$3,500,000.00
524.	Alaska .....	Crooked Creek Road to the mine site at Donlin Creek.	\$15,000,000.00
525.	California .....	Widen Wilmington Ave from 223rd street including ramp modifications, Carson.	\$2,000,000.00
526.	Florida .....	Route 610 Widening, Greenville County	\$500,000.00
527.	New York .....	Install Improvements for Pedestrian Safety in the vicinity of St. Roberts Bellarmine.	\$250,000.00
528.	Hawaii .....	H-1 Counterflow Zipper Lane .....	\$4,000,000.00
529.	Texas .....	SH 205--Widen 2 lane to 6 lane urban divided highway north of SH 66 to SH 276.	\$2,000,000.00
530.	California .....	Improvements at First Street and Erringer Road. The project will widen off ramps and surface streets.	\$2,000,000.00
531.	Florida .....	Construct St. Augustine to Palatka Rail Trail in Northeast Florida.	\$2,900,000.00
532.	Ohio .....	Construct connector trail connecting Xenia to Jamestown to Washington Court House.	\$1,000,000.00
533.	California .....	Construct new interchange at I-15 and State Route 18(Falchion Road) and provide new highway access to U.S. 395.	\$2,000,000.00
534.	Illinois .....	Construct Streetscape project on Morse Avenue from Clark Avenue to Sheridan Road, Chicago.	\$2,000,000.00
535.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of street improvements and safety enhancements, Borough of Plymouth in Luzerne County.	\$250,000.00
536.	Ohio .....	Road widening and safety improvements to Pettibone Rd. in the City of Solon.	\$3,000,000.00
537.	New York .....	Improvement of road and bridges between 2 state highways leading to Stewart International Airport in New Windsor-NY.	\$2,000,000.00
538.	New York .....	Re-construction, re-design and improvements to Ohio Street from Fuhrmann Boulevard to Michigan Avenue in Buffalo.	\$8,000,000.00
539.	New York .....	Implements traffic calming measures using streetscape improvements from Court to Smith Street.	\$800,000.00
540.	Illinois .....	Extension of Willow Creek Trail, engineering of an 8-mile trail from Rock Cut State Park to the Long Prairie Trail in Caledonia, Grand Illinois Trail System.	\$100,000.00
541.	California .....	Construct highway connecting State Route 78/86 and State Route 111, Brawley.	\$10,000,000.00
542.	New York .....	Construct Auburn New "Connector Road" - New highway between Rt. 5 and Rt 34.	\$2,000,000.00
543.	Kentucky .....	Reconstruct Turkeyfoot Road from Autumn to Richardson.	\$2,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
544.	Georgia .....	Stone Mountain-Lithonia bikeway and sidewalks.	\$1,200,000.00
545.	Washington .....	Roosevelt Extension/SR 538 at Urban Avenue to Cameron Way, Mount Vernon.	\$4,000,000.00
546.	Ohio .....	Construct Farm Road Project, Gallia County.	\$550,000.00
547.	California .....	Construction of improvements to the Western Placerville Interchanges on SR 50 between the Missouri Flat Road Over-crossing and the Placerville Drive under-crossing in and near the City of Placerville in El Dorado County.	\$3,000,000.00
548.	New York .....	Implement Improvements for Pedestrian Safety in Richmond County.	\$1,000,000.00
549.	Georgia .....	Construction of the U.S. 411 Connector between U.S. 41 and I-75 in Floyd and Bartow Counties.	\$14,000,000.00
550.	Illinois .....	Construct streetscape project at the intersection of Foster and Kedzie, Chicago.	\$2,220,000.00
551.	Pennsylvania .....	Construct Campbelltown Connector, Lebanon County.	\$2,000,000.00
552.	Illinois .....	Complete construction of route from Industrial Park Drive to Bakery Boulevard, DuQuoin.	\$625,000.00
553.	Iowa .....	Extend Muscatine Mississippi River Levee Trail in Iowa.	\$500,000.00
554.	California .....	Project design, environmental assessment, and roadway construction of Lonestar Road from Alta Road to Enrico Fermi Drive, San Diego County.	\$500,000.00
555.	Minnesota .....	Roadway improvements, City of Federal Dam.	\$1,000,000.00
556.	American Samoa	Village road improvements for Launiusaelua and Ituaui counties in the Central District.	\$3,000,000.00
557.	California .....	Elk Horn Boulevard Widening to SR 99, Sacramento, CA.	\$1,000,000.00
558.	Missouri .....	Construction of US 71 to Expressway status, McDonald County, MO.	\$15,000,000.00
559.	Pennsylvania .....	Construction of University Boulevard interchange on PA 60 Business near Pittsburgh International Airport.	\$1,000,000.00
560.	New York .....	Rehabilitation of North and South Ridge Street and Wappanocca Ave. in the Village of Rye Brook and City of Rye.	\$2,160,000.00
561.	Ohio .....	Construction of a connector road between Orchard Land and Factory Rd in Beavercreek, OH.	\$500,000.00
562.	West Virginia .....	Construct I-74/74 Corridor, Mercer Co ...	\$11,200,000.00
563.	Illinois .....	Eldamain Road: Construction of the Eldamain Road Bridge over the Fox River.	\$5,000,000.00
564.	Kentucky .....	Reconstruct I-275/KY 212/KY 20 interchange.	\$2,000,000.00
565.	South Carolina ..	Transportation infrastructure improvements in Orangeburg County.	\$10,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
566.	Georgia .....	Phase III Streetscape [pedestrian safety enhancements, sidewalks, curb replacement, restoration, landscaping, ADA compliance], Columbus.	\$1,500,000.00
567.	Alaska .....	Planning, design, and EIS of Bradfield Canal Road.	\$2,300,000.00
568.	Rhode Island .....	Restore and expand maritime heritage site, Bristol.	\$1,000,000.00
569.	New York .....	Restores Eastern Parkway by adding a bicycle crossing lane and traffic lights.	\$3,000,000.00
570.	Michigan .....	Study of direct highway access between the I-96/36th Street interchange and the passenger terminal of the Grand Rapids airport.	\$900,000.00
571.	Washington .....	Construction of .6 mile span to connect trail and I-5.	\$5,500,000.00
572.	North Carolina ...	Construct the US 74 Bypass around Shelby to add additional traffic-carrying capacity and enhance safety.	\$5,000,000.00
573.	Texas .....	Improvements to I-35E/I-635 Interchange.	\$1,000,000.00
574.	Illinois .....	City of Oreana “Original Town” road upgrades.	\$884,000.00
575.	Mississippi .....	Popps Ferry Road bridge, Biloxi .....	\$4,000,000.00
576.	New York .....	Improvement of Hatfield Lane in Village of Goshen-NY.	\$400,000.00
577.	Florida .....	Construct SR20/CR 309C/SR 100 Connector in Palatka, Florida.	\$4,000,000.00
578.	New York .....	This project involves a full reconstruction of all the streets in Long Island City surrounding 11th Street.	\$2,400,000.00
579.	Washington .....	Cultural/Interpretive Center (Hanford Reach National Monument) facility and highway offramps near I-182 and SR240, Richland.	\$1,570,000.00
580.	Utah .....	Reconstruction of State Route 158 at Pine View Dam, Weber County, Utah.	\$5,000,000.00
581.	American Samoa	Shoreline protection and drainage mitigation for Nuuli village roads.	\$1,000,000.00
582.	Minnesota .....	Construct Pfeifer Road, remove 10 foot raised crossing, Twin Lakes Township.	\$251,717.00
583.	North Carolina ...	Design and construct regional shared use pedestrian and bicycle pathway along Little Sugar Creek.	\$3,000,000.00
584.	Maine .....	Penobscot Riverfront Development for bicycle trails, amenities, and traffic circulation improvements, Bangor.	\$2,000,000.00
585.	Virginia .....	Reconstruct 3 deteriorating highway bridges and rebuild 2 interchanges on Arlington Boulevard and Washington Boulevard.	\$2,000,000.00
586.	Tennessee .....	Construct transportation and heritage museum in Townsend.	\$1,000,000.00
587.	New Jersey .....	Elizabeth Pedestrian Bicycle Project for the NorthAvenue/Route 1 transportation corridor.	\$546,000.00
588.	New York .....	Construct an access road and make drainage improvements and aesthetic enhancements to area between Ocean Parkway and Oak Beach Park.	\$2,700,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
589.	Virginia .....	Blue Ridge Music Center - install lighting/steps, upgrade existing trail system and equip interpretative center with visitor information.	\$2,500,000.00
590.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of the widening of Pennsylvania Route 443 Corridor Widening, Carbon County.	\$1,000,000.00
591.	Wisconsin .....	Construct U.S. Highway 41 North of Lake Butte des Morts Bridge, WI.	\$16,400,000.00
592.	Missouri .....	Extension and rehabilitation of Riverside Road (MO Route AC).	\$10,000,000.00
593.	Texas .....	Engineering, design and construction of freight connector roads along F.M. 511 at Brownsville Navigation District.	\$1,000,000.00
594.	Nevada .....	Widening of US-95 from Craig Road to the Clark County Beltway.	\$5,000,000.00
595.	New Jersey .....	Improve the US Interstate 78 Interchange at Exit 15 in Franklin Township, Union Township and Town of Clinton.	\$1,000,000.00
596.	Montana .....	Build Four Lane Western Bypass on US 93 around Kalispell.	\$22,000,000.00
597.	North Carolina ...	Widen Derita Road from Poplar Tent Road in Concord, NC to the Cabarrus-Mecklenburg County line.	\$2,000,000.00
598.	Ohio .....	Replace Fulton Road Bridge, Cleveland	\$1,700,000.00
599.	Texas .....	Pedestrian path and sidewalk improvements along US 83, Rio Grande City.	\$500,000.00
600.	Texas .....	Widen Hempstead Highway from 12th Street to Washington Avenue from four lanes to six lanes.	\$2,000,000.00
601.	California .....	Pine Avenue extension from route 71 to Pomona Rincon Road in the city of Chino.	\$8,500,000.00
602.	Texas .....	Providing preliminary engineering for and constructing a loop in and around Texarkana, along the US 71-I-49 corridor.	\$3,000,000.00
603.	Michigan .....	West Michigan Regional Trail Network connector to link two trail systems together and to Grand Rapids.	\$2,950,000.00
604.	New York .....	Plan and construct greenway along Red Hook, Brooklyn waterfront, and conduct transportation study to improve pedestrian safety and air quality.	\$1,440,000.00
605.	North Carolina ...	Installation of ITS devices along I-85 from North of SR 1002 to North of SR 2120 near Spencer.	\$2,200,000.00
606.	Wisconsin .....	Construct U.S. Highway 151, Fond du Lac Bypass, WI.	\$3,000,000.00
607.	Nevada .....	Meadowood Interchange: will mitigate traffic congestion on Interstate and arterials in Reno's primary retail center. State Priority.	\$2,000,000.00
608.	Illinois .....	Improve roads, Village of Forest Park ....	\$750,000.00
609.	California .....	Reconstruct 152/156 Interception Project, Santa Clara County, CA.	\$1,000,000.00
610.	Rhode Island .....	Restoration of Canal at John Chafee Blackstone River Valley Heritage Corridor.	\$500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
611.	Illinois .....	Widen and resurface South Wall St, Carbondale.	\$700,000.00
612.	New York .....	Intermodal transportation improvements, Coney Island.	\$3,600,000.00
613.	Texas .....	Construct landscaping and other pedestrian amenities in segments of the Old Spanish Trail and Griggs Road rights-of-way.	\$2,000,000.00
614.	Pennsylvania .....	Construct Route 219 Bypass in the City of Bradford.	\$2,000,000.00
615.	Minnesota .....	Reconstruct Sucker Bay Road, Cass County.	\$2,500,000.00
616.	Illinois .....	Baseline Rd. Improvement (Montgomery): Reconstruction and realignment of Baseline Road.	\$2,080,000.00
617.	New Jersey .....	Replace steep grade and dangerous two lane bridge on Schooley's Mountain Road.	\$1,000,000.00
618.	South Carolina ..	Fire Station Road Bridge in Anderson County.	\$230,000.00
619.	Georgia .....	Uptown Jogging, Bicycle, Trolley Trail [pedestrian, bicycle, jogging, safety upgrades, trolley lane, skating trail], Columbus.	\$1,425,000.00
620.	Ohio .....	Construct turn lane, install traffic light, and reorient traffic on SR 146 near Bussemer Lane in Muskingum County.	\$600,000.00
621.	New York .....	Funds an intermodal transportation facility on Brooklyn Avenue.	\$1,400,000.00
622.	Missouri .....	Highway 350 upgrade through Raytown	\$1,000,000.00
623.	Kansas .....	Construction of a two-lane on a four-lane right of way bypass with controlled access on US-400 at Dodge City.	\$12,800,000.00
624.	Illinois .....	Extends MacArthur Blvd. from Wabash to Iron Bridge Road in Springfield.	\$1,500,000.00
625.	Minnesota .....	Upgrade CSAH 21 to a 4 Lane divided roadway with left turn lanes at public streets in Scott County.	\$1,000,000.00
626.	Virginia .....	Chestnut Mountain Road - feasibility study, design and construction start for road improvement on National Forest lands.	\$1,000,000.00
627.	Michigan .....	Walled Lake, Decker Rd. between Maple and S. Commerce.	\$125,000.00
628.	Tennessee .....	Widen State Route 30 from Athens to Etowah.	\$5,758,000.00
629.	California .....	Construction of interchange at State Hwy 86 at Ave 66 in Coachella, CA.	\$4,500,000.00
630.	Illinois .....	Improve roads and enhance area in the vicinity of South Archer Avenue and Midway Airport, Chicago.	\$5,500,000.00
631.	New Mexico .....	Reconstruction of I-40 west of Gallup to maintain safety and travelability of I-40.	\$1,500,000.00
632.	California .....	Construct off ramp at Interstate 8/Imperial Avenue Interchange, El Centro.	\$3,000,000.00
633.	Michigan .....	Dynamite Hill Road demonstration whitetopping on rural major collector leading to industrial park, Baraga County.	\$200,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
634.	Texas .....	Reconstruction of US 277 and curb and gutter from the San Felipe Bridge to the approach on Sycamore Creek Bridge in Del Rio.	\$6,800,000.00
635.	Texas .....	Completion of US 77 relief route around City of Robstown.	\$4,000,000.00
636.	Maryland .....	Construction of interchange at MD4 and Suitland Parkway and widening of MD 4.	\$2,100,000.00
637.	Washington .....	Improve Cemetary Road and rebuild/widen bridge over U.S. Bureau of Reclamation irrigation canal, Othello.	\$190,000.00
638.	Oregon .....	Regional Trails Program for the first phase of three phases of trails in the comprehensive regional system.	\$4,500,000.00
639.	New York .....	Rehab of Village of Kiryas Joel sidewalks, signalization and roadways.	\$1,250,000.00
640.	Illinois .....	Resurface Trumbull Avenue and Homan Avenue, Evergreen Park.	\$350,000.00
641.	Indiana .....	Replace Samuelson Road underpass, Portage.	\$3,200,000.00
642.	New Jersey .....	Bridge replacement and realignment on Amwell Road Bridge over the Neshanic River in Hillsborough, New Jersey.	\$500,000.00
643.	New Jersey .....	Improvement to St. Georges Avenue from Wood Avenue, Roselle.	\$350,000.00
644.	Ohio .....	Construct roadway improvement project along State Routes 37 and 78 through Fairfield, Perry, Morgan, Noble, Monroe Counties.	\$250,000.00
645.	Michigan .....	repave Old State Highway M-51 from Village of Applegate to Village of Carsonville.	\$500,000.00
646.	Georgia .....	Streetscape project to improve accessibility and safety for pedestrians, Mount Vernon.	\$606,000.00
647.	South Carolina ..	US & Bowman Road Interchange, Mount Pleasant.	\$7,000,000.00
648.	Ohio .....	Upgrade grade crossing safety devices in Elyria and North Ridgeville.	\$952,000.00
649.	Guam .....	Construct Route 3A Extension, Municipality of Yigo.	\$3,000,000.00
650.	California .....	I-80 Gilman Street interchange improvements, Berkeley.	\$1,500,000.00
651.	Texas .....	Reconstruct Ella/Wheatley from Little York to West Gulf Bank.	\$1,250,000.00
652.	Alaska .....	Planning and Design Knik Arm Bridge	\$3,000,000.00
653.	Texas .....	Connect Pharr International Bridge to US 83.	\$10,000,000.00
654.	Michigan .....	Pittsfield Greenways Bridge - Non-motorized bridge enhancement onto existing Bemis Road Bridge over US-23 to connect Pittsfield Greenways, Pittsfield Charter Township.	\$275,000.00
655.	Connecticut .....	Reconstruct I-95 bridge over the Quinnipiac River.	\$1,500,000.00
656.	Illinois .....	Widening existing 2 lanes to 5 lanes; install closed drainage system; add additional right of way and new traffic signals.	\$3,360,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
657.	Illinois .....	Widen U.S. Route 51 from Pana to Vandalia.	\$3,000,000.00
658.	Wyoming .....	Widen State Hwy 59:Widen 5 miles of existing 2-lane road to a 4-lane road, w/ a center turn lane.	\$1,000,000.00
659.	Missouri .....	Complete environmental impact study for North Oak Redevelopment.	\$500,000.00
660.	Michigan .....	Hartman-Hammond-Three Mile Road widening and bridge project.	\$3,000,000.00
661.	Massachusetts .....	Reconstruction of Goddard Memorial Drive from State Route 9 to Airport Drive, Worcester.	\$2,000,000.00
662.	New Jersey .....	Rehabilitation of Route 35 between Point Pleasant and Mantoloking NJ.	\$1,250,000.00
663.	California .....	Harbor Blvd. Intelligent Transportation System (ITS). Widen intersections and add lanes, Garden Grove/Anaheim.	\$1,200,000.00
664.	New York .....	Improvements for pedestrian and vehicular access to Baychester Avenue and Bartow Avenue.	\$600,000.00
665.	Minnesota .....	Corridor preservation and right of way acquisition from I-494 to the city of Annandale in Wright County, MN.	\$5,000,000.00
666.	New York .....	Rehabilitate Route 13 over Tioughnioga River-bridge access to City of Cortland.	\$1,020,000.00
667.	Pennsylvania .....	Restoration of I-176 from milepost 4 to milepost 7 and restoration of interchanges in Cumru and Robeson Townships, Berks County.	\$4,531,000.00
668.	Arkansas .....	Improvement on County Road 14, Grapevine.	\$500,000.00
669.	Illinois .....	Construct grade separation on Grand Avenue, Franklin Park.	\$500,000.00
670.	Pennsylvania .....	Provide four through lanes on PA 100 by constructing two through lanes to the east of Ludwig's Corner.	\$6,000,000.00
671.	Arizona .....	Design Concept Study of Rio Salado Parkway West to connect Loop 202 extension in Phoenix to Loop 303, Buckeye.	\$2,800,000.00
672.	Illinois .....	Expand US Rte 20 to four lanes from Freeport to Galena, IL.	\$3,000,000.00
673.	California .....	Replace Davis Street Highway I-880 overpass, San Leandro.	\$1,000,000.00
674.	Texas .....	Add shoulders to FM 156 from Ponder, Texas to Krum, Texas.	\$4,000,000.00
675.	New Jersey .....	Preliminary engineering for connection of Route 23 and I-80.	\$1,500,000.00
676.	Minnesota .....	Construct bridge for Paul Bunyan Trail over Excelsior Road, Baxter.	\$1,200,000.00
677.	South Carolina .....	Bobby Jones Expressway (I-520) -To construct a circumferential route around Augusta, GA, and N. Augusta, SC, that is part of a larger system to relieve traffic congestion.	\$2,000,000.00
678.	Virginia .....	Route 369 - construction of Route 369 from Southwest Virginia Community College campus to Route 19.	\$983,000.00
679.	Florida .....	Belleair Causeway Bridge, Pinellas County.	\$19,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
680.	New Jersey .....	Roadway improvements in vicinity of Exit 12, NJ Turnpike, Carteret.	\$1,000,000.00
681.	California .....	Widening of two lane SR79 highway to four lanes.	\$2,000,000.00
682.	Georgia .....	Streetscape project to replace sidewalks in downtown Forsyth.	\$300,000.00
683.	Iowa .....	Complete the bicycle and pedestrian trail system for the Des Moines area through the development of a signature Riverwalk project.	\$5,000,000.00
684.	California .....	Improvements (including arterial street rehabilitation) to enhance traffic and pedestrian safety in Reseda, Canoga Park, and Winnetka, Los Angeles.	\$3,250,000.00
685.	Maine .....	Plan and construct highway access between Route 161 in Daigle to US Route 1, Madawaska.	\$1,000,000.00
686.	Wyoming .....	Bike Path from Jackson to Jenny Lake (25 mi).	\$2,000,000.00
687.	Pennsylvania .....	Construct the realignment of Cool Creek Road in York County, Pennsylvania, or other eligible projects selected by York County, Pennsylvania MPO.	\$1,000,000.00
688.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of intersection improvements and safety enhancements, Borough of Dunmore in Lackawanna County.	\$650,000.00
689.	California .....	Upgrade roads, traffic signals and turn lanes in order to ease traffic congestion for the Willow/Ashlan & Shaw intersections.	\$1,500,000.00
690.	New York .....	Design and construct pedestrian and bicycle path (Buttermilk Falls Trail), Ithaca.	\$544,000.00
691.	Pennsylvania .....	Redesign and upgrade of I-70 and I-79 South interchange to current federal safety standards.	\$1,000,000.00
692.	Mississippi .....	Martin Bluff Road improvements, Gautier.	\$3,000,000.00
693.	California .....	Improvements to interchange between SR 23 and SR 101. Could include widening of SR 23 from 2 lanes to 3.	\$4,856,000.00
694.	Washington .....	Extension of Waaga Way W to Old Frontier Rd to complete a portion of the SR3, 303 interchange.	\$500,000.00
695.	Pennsylvania .....	The French Creek Parkway and Connector Roads.	\$5,000,000.00
696.	California .....	Coastal Corridor Investments Phase II -A - multi-modal improvements on Rosecrans Avenue between Sepulveda Blvd and I-405, El Segundo.	\$3,000,000.00
697.	New York .....	Plan and construct greenway/bicycle path/esplanades and ferry landing along New York Bay in Sunset Park, Brooklyn.	\$10,000,000.00
698.	Mississippi .....	Upgrade roads in Gunnison, Mound Bayou, Beulah, Benoit, and Shaw, Bolivar County.	\$2,400,000.00
699.	Alabama .....	Study and Design phase of major north-south West Alabama highway from Muscle Shoals to Mobile.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
700.	Ohio .....	Call Road Paving, and construction of access improvements in Perry Village.	\$67,000.00
701.	California .....	Reconstruct and widen Del Amo Blvd to four lanes between Normandie Ave and New Hampshire Ave, Los Angeles County.	\$3,000,000.00
702.	Texas .....	Drainage study and engineering for US 83, Starr County.	\$1,000,000.00
703.	Iowa .....	Construct bypass (US 61) around City of Fort Madison, Iowa.	\$5,000,000.00
704.	New Jersey .....	Replace Rockaway Road Bridge over NJ Transit and Rockaway River.	\$1,000,000.00
705.	Florida .....	Replacing the outdated signals along US 19 in Pasco County and linking them together for one computerized system.	\$7,000,000.00
706.	Maine .....	Improvements to Route 108 to enhance access to business park, Rumford.	\$1,500,000.00
707.	Arkansas .....	Development of grade separation on Highway 165, Stuttgart.	\$1,000,000.00
708.	Illinois .....	Resurface Shawnee College Road, Pulaski County.	\$1,264,000.00
709.	Pennsylvania .....	Design, engineering, ROW acquisition and construction of surface improvements to the area adjacent to Exit 168 of Interstate 81 at the Wachovia Arena, Wilkes-Barre Township.	\$500,000.00
710.	New York .....	Construct Millennium Parkway in the towns of Dunkirk and Sheridan.	\$11,500,000.00
711.	Connecticut .....	Construct Pomfret Pedestrian Bridge .....	\$120,000.00
712.	Illinois .....	Resurface Clifton Park Avenue and South Louis Avenue, Evergreen Park.	\$350,000.00
713.	New York .....	Buttermilk Falls bridge replacement in Town of Warwick-NY.	\$250,000.00
714.	Iowa .....	Construction and access between Sioux City, the primary routes leading to the city (Interstate-29, U.S. Highway 20, U.S. Highway 75, U.S. Highway 77, and Iowa Highway 12.).	\$1,000,000.00
715.	New Jersey .....	Construct United States Avenue bridge, Lindenwold.	\$1,000,000.00
716.	Ohio .....	Land acquisition for enhancements and pedestrian paths in Silver Lake Township.	\$450,000.00
717.	Minnesota .....	Construct 3 segments of Cuyuna Lakes Trails, Crow Wing County.	\$1,200,000.00
718.	Missouri .....	Construction of diamond interchange at US 71 and Business 71. Final project in US 71 upgrade.	\$3,000,000.00
719.	Utah .....	Reconstruction of Box Elder County Road 523 (Forest Street), Box Elder County, Utah.	\$3,000,000.00
720.	Virginia .....	Improve Main Street in Covington .....	\$500,000.00
721.	California .....	Realign and make improvements to California Hwy 199 between mile marker 22.16 and mile marker 23.65.	\$1,000,000.00
722.	Ohio .....	Construct bike/pedestrian path, Fairview Park.	\$200,000.00
723.	Florida .....	Construct Eastern Connector in East Central Florida.	\$1,000,000.00
724.	Michigan .....	Pittsfield Greenways - 2.5 miles of pathways to existing Ann Arbor pathways, Pittsfield Charter Township.	\$299,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
725.	Tennessee .....	Interchange improvements to increase traffic safety on US25E between I-81 and Cherokee Lake and bridge improvements to local roads.	\$500,000.00
726.	Pennsylvania .....	This project involves widening the intersection of PA 100 and Park Road to accommodate left turn lanes on all approaches and installation of a new traffic signal.	\$1,322,000.00
727.	Florida .....	Pedestrian/bike path improvements and safety projects in Windermere, Florida.	\$500,000.00
728.	Florida .....	Construct high rise replacement bridge and approaches adjacent to existing moveable bridge over the Intercoastal Waterway, Brevard Co, FL.	\$6,000,000.00
729.	Ohio .....	St. Route 8 Safety Improvement and road expansion Project in Macedonia City.	\$4,000,000.00
730.	New Jersey .....	Route 17 Congestion Improvements and Widening, from Route 46 - Williams Avenue, Hasbrouck Heights to Routes 4 & 17 Interchange, Paramus.	\$12,000,000.00
731.	Iowa .....	University Boulevard widening between 73rd St and NW 86th St, Clive.	\$1,000,000.00
732.	Minnesota .....	Kandiyohi and Meeker Counties Hwy 7 between TH 71 and TH 22.	\$2,440,000.00
733.	Texas .....	Improvements to Military Road, Pénitas	\$400,000.00
734.	Ohio .....	Bicycle trail and pedestrian trail construction in Willoughby Township.	\$600,000.00
735.	Missouri .....	Conduct Study of US 65 & US 60 Interchange Replacement, Springfield, MO.	\$2,000,000.00
736.	Connecticut .....	Reconstruct I-95/I-91/Rte. 34 Interchange and construct pedestrian walkway.	\$2,000,000.00
737.	Florida .....	Florida Keys Overseas Heritage Trail bridge rehabilitation.	\$2,000,000.00
738.	Illinois .....	Undertake access improvements to Museum Campus, Chicago.	\$2,000,000.00
739.	New York .....	Implement Intelligent Transportation System Sensor Technology to Improve Security at Bridges and Tunnels in Metropolitan New York City.	\$1,000,000.00
740.	Louisiana .....	Upgrade LA 28 to four lanes from LA 121 to LA 465.	\$2,000,000.00
741.	Illinois .....	Reconstruct Lakeshore Drive overpass over Wilson Avenue, Chicago.	\$1,500,000.00
742.	Missouri .....	Access improvements at US 7 and Interstate 70 and safety and mobility upgrades. Part of Hwy 7 corridor development plan.	\$3,000,000.00
743.	Wisconsin .....	Reconstruct Marquette Interchange .....	\$10,000,000.00
744.	Minnesota .....	CSAH 21 roadway improvements, City of Ely.	\$1,000,000.00
745.	California .....	Improvement of Culver Boulevard between Elenda and Sepulveda; Sepulveda Blvd between Green Valley Circle and Jefferson Boulevard, Culver City.	\$2,300,000.00
746.	New York .....	Improvements on the Cross Island Bridge Overpass/212 Street and vicinity, Queens, New York.	\$3,120,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
747.	Tennessee .....	Improve State Route 62 in Morgan County near US-27 in Wartburg to Petit Lane from existing two lane highway to four lanes.	\$2,000,000.00
748.	California .....	Develop and implement traffic calming measures for traffic exiting the I-710 into Long Beach.	\$1,000,000.00
749.	Ohio .....	Safety improvements to 2 intersections at Meese Rd. and Easton St. in Nimishillen Township.	\$1,500,000.00
750.	Hawaii .....	Widen Queen Kaahumanu Highway .....	\$4,850,000.00
751.	Massachusetts .....	Feasibility and environmental impact study into proposed relocation of New Bedford - Fairhaven (Route 6) Bridge.	\$3,000,000.00
752.	Pennsylvania .....	This project involves realigning the intersection of King of Prussia Road and Upper Gulph Road and provide turning lanes and signalization.	\$1,649,000.00
753.	New York .....	Rehab and realign Union Valley Rd, beginning at Sandy St. in Town of Carmel-NY.	\$500,000.00
754.	Utah .....	Highway 191, Moab .....	\$400,000.00
755.	Idaho .....	New roadway, overpass and connecting intersection to provide access across I-84 in Meridian, Ada County.	\$4,000,000.00
756.	Michigan .....	Greenville, Michigan - Fred Meijer Heartland Trail Completion.	\$2,000,000.00
757.	Pennsylvania .....	PA Route 183 widening and ramp enhancement, Bern Township.	\$1,600,000.00
758.	Minnesota .....	North-South Corridor with Railroad Overpass, City of Staples.	\$1,500,000.00
759.	California .....	Modifies 9 traffic signals between Willow Road and Middlefield Road and Hamilton Avenue, Menlo Park.	\$300,000.00
760.	Arkansas .....	New Interchange on I-540 near the existing Perry Road overpass in Rogers.	\$7,000,000.00
761.	Illinois .....	Upgrade roads, Village of Berkeley .....	\$800,000.00
762.	California .....	Develop bicycle paths and public park space adjacent to the New River, Calerico.	\$5,000,000.00
763.	Michigan .....	Northville, Taft Rd. from 8 mile north to city limits.	\$500,000.00
764.	Rhode Island .....	Route 403 Construction, stage 2 - complete freeway in East Greenwich and North Kingstown, and Rt. 4 to Davisville Road.	\$6,000,000.00
765.	Arkansas .....	Improvements to SH 102 in Bentonville from U.S. 71B to west city limits.	\$1,500,000.00
766.	Pennsylvania .....	Widening of US Route 22 and SR 26 in Huntingdon .Upgrades to the interchange at US 22 and State Route 26.	\$3,200,000.00
767.	Texas .....	Feasibility study to examine the southern route of the La Entrada al Pacifico Trade Corridor.	\$2,000,000.00
768.	Delaware .....	Operational and capacity improvements to critical locations along I-95 in New Castle County.	\$2,500,000.00
769.	Florida .....	Expanding the capacity of a segment of US 19 from Whitney Road to Drew Street in Pinellas County.	\$6,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
770.	Michigan .....	Upgrade Tilson Road between M-28 South to intersection of M-28 at Rudyard, Chippewa County.	\$1,000,000.00
771.	New York .....	Rehabilitate Bridge Street Bridge in Town of Newark Valley.	\$1,040,000.00
772.	Tennessee .....	Construct State Route 1/US-70 to a four lane divided highway on new alignment from Centertown to McMinnville, Warren County.	\$11,500,000.00
773.	Pennsylvania .....	Widen Route 22 to eight lanes from the intersection of Route 22 and I-78 in the west to Route 33 in the east.	\$8,000,000.00
774.	Kentucky .....	Reconstruct I-471/KY 8 interchange .....	\$2,000,000.00
775.	Illinois .....	Construct road to provide access to Belleville's Citizen Park, Belleville.	\$2,000,000.00
776.	New York .....	Rehabilitate Riis Park Boardwalk .....	\$300,000.00
777.	California .....	Construct right turn lanes, bus turn out lanes, right of way, traffic signals.	\$2,400,000.00
778.	Indiana .....	Study approximately two miles of railroad to eliminate in-town crossing, thus enhancing safety and reducing congestion in Delaware County, IN.	\$150,000.00
779.	New York .....	Improve Montauk Highway from CR46 to Barnes Road, Suffolk County.	\$8,000,000.00
780.	New York .....	Improve Ashburton Ave from the Saw Mill River Parkway to the waterfront, Yonkers.	\$500,000.00
781.	Arizona .....	Widening of I-10 from 40th Street to Baseline Rd. in Phoenix.	\$4,500,000.00
782.	Georgia .....	Build a bridge across Big Indian Creek, Perry County.	\$1,500,000.00
783.	Georgia .....	Streetscape project to upgrade sidewalks, lighting, and streets, Jeffersonville.	\$500,000.00
784.	Florida .....	PALM BAY PARK WAY from Malabar Road to Ellis Road located west of Palm Bay.	\$4,000,000.00
785.	Pennsylvania .....	New interchange off of Rte. 60 into proposed industrial park in Neshannock Township, PA.	\$1,000,000.00
786.	Louisiana .....	LA 10/Zachary Taylor Parkway, and LA 1148 in Iberville Parish, and LA1/I-10 Connector Study.	\$4,000,000.00
787.	Illinois .....	Improve roads and bridges, Cicero .....	\$4,000,000.00
788.	Georgia .....	Streetscape [pedestrian safety enhancements, sidewalks, curb replacement, restoration, landscaping, ADA compliance, restoration], Quitman.	\$75,000.00
789.	Georgia .....	Purchase of 4,000 acres for widening US 441 for mitigation purposes.	\$2,000,000.00
790.	Minnesota .....	Stillwater-Oak Park Heights Right of Way acquisition for approaches to St. Croix River Crossing.	\$5,000,000.00
791.	Tennessee .....	Upgrade circuit at gates/lights for Bristol grade crossing (Hazelwood Street) to intelligent systems that eliminate current variability.	\$100,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
792.	Arkansas .....	For rail grade separations identified by the MPO for the Little Rock/North Little Rock metropolitan area, (which may include: Edison Avenue; McCain/Fairfax; Hwy 100; J.P. Wright Loop; Hwy 89 Extension; Geyer Springs Road; Confederate Blvd.).	\$12,000,000.00
793.	New York .....	Construction of and improvements to Main Street in the Town of Aurora.	\$500,000.00
794.	Alabama .....	US 280 - Urban Interchanges from US 31 (Red Mountain Expressway) to Shelby CR 47.	\$10,000,000.00
795.	California .....	Rehabilitate the pavement of Vincent Avenue between Interstate I-10 and the north city limit, West Covina.	\$450,000.00
796.	New York .....	Realignment of Union Valley Rd. in Town of Carmel-NY.	\$300,000.00
797.	Texas .....	Grade separation of SH 146 over future Port Terminal Railway (PTRA) lead track & Red Bluff Rd. supports proposed Bayport Terminal Complex.	\$11,400,000.00
798.	Tennessee .....	Continuation of Shelby Avenue-Demonbreun Street project, Nashville.	\$6,500,000.00
799.	Arizona .....	Construction of a four lane tunnel to link Butherus Dr. to Raintree Dr. in Scotsdale.	\$1,500,000.00
800.	Michigan .....	Michigan Intermodal Transportation Management Center to administer surface, highway, transit, and bridge tunnel intelligent hardware.	\$350,000.00
801.	Pennsylvania .....	PA896 between Strasburg Borough and US30 needs to be widened to reduce congestion and to improve safety.	\$1,000,000.00
802.	New York .....	Rehabilitate a historic freight warehouse in the Erie Canal's Inner Harbor of Syracuse, NY and develop it into a transportation museum.	\$400,000.00
803.	Ohio .....	Construct connector road between I-680 and I-80, Hubbard.	\$2,000,000.00
804.	Nevada .....	Design and Construct I-15 Interchange, Mesquite Nevada.	\$500,000.00
805.	North Carolina ...	Expand freeway management system on I-540 through video camera and fiber optic communications installation, Wake County.	\$1,700,000.00
806.	Michigan .....	Design, ROW acquisition, and construction for road widening/passing lane on US-127 South between M-50 and Michigan 223 and on Michigan 223 to US-23.	\$2,200,000.00
807.	Illinois .....	Intelligent Transportation System (ITS) demonstration project. Emphasis will be on improved incident management strategies and collecting/providing real-time travel information on Lake Cook Road from US 12 and US 41.	\$540,000.00
808.	California .....	Widen Harbor Blvd to 8 lanes in Anaheim Resort Area.	\$1,000,000.00
809.	Indiana .....	Reconstruction from intersection of County Road 500E and US52 to the intersection of County Road 500E and County Road 1200N.	\$914,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
810.	California .....	Upgrade and extend Commerce Avenue, City of Concord.	\$1,750,000.00
811.	Nebraska .....	Completion of the Columbus, Nebraska, North Arterial road.	\$5,000,000.00
812.	Florida .....	West Avenue Connector Bridge, Miami Beach.	\$3,000,000.00
813.	Connecticut .....	Improve roads and bridges, Connecticut	\$1,500,000.00
814.	Massachusetts .....	Reconstruct and enhance Melnea Cass Boulevard, Boston.	\$2,000,000.00
815.	California .....	Preliminary engineering and EIS/EIR process for 33-mile long Orange Line mag-lev connecting Los Angeles with Orange County.	\$300,000.00
816.	New York .....	Construction of and improvements to Union Road and Walden Avenue in Cheektowaga.	\$1,000,000.00
817.	Indiana .....	126th St. Project is a 3.9 mile roadway between two high schools in Fisher. St. will expand to 4 lanes with curb.	\$2,000,000.00
818.	New York .....	Bicycle/Pedestrian trail linking East & West portions of town in Town of Warwick-NY.	\$500,000.00
819.	Texas .....	Construct highway improvements on E. Tidwell, Ley Rd, and E. Little York Rd.	\$4,000,000.00
820.	California .....	Widen and reconstruct Arch-Sperry Road to improve connection between Interstate 5 and State Route 99, San Joaquin County.	\$5,000,000.00
821.	California .....	Construct San Leandro-Oakland biking and hiking path.	\$750,000.00
822.	Mississippi .....	Memorial Boulevard improvements, Picayune.	\$1,380,000.00
823.	Wisconsin .....	Widen State Highway 29 from I-94 to City of Chippewa Falls.	\$4,000,000.00
824.	Virginia .....	Further widen I-66 westbound from Rosslyn Tunnel to Dulles Access Road.	\$5,000,000.00
825.	Pennsylvania .....	Oakland Portal-Bates Street/I-376 exchange reconfiguration and resignalization and replacement of low clearance bridge carrying the Eliza Furnace Trail.	\$1,000,000.00
826.	Texas .....	Engineering, Design, Environmental Studies, and right-of-way acquisition for a direct connector interchange from between I-45 and State Highway 146.	\$4,000,000.00
827.	Illinois .....	Construct Leon Pass overpass, Hodgkins	\$1,000,000.00
828.	North Carolina ...	Lenoir County highway improvements on Crescent Road to NC 58.	\$1,600,000.00
829.	California .....	Auburn Boulevard Reliever Route Under-grounding construction along I-80, Sacramento, CA.	\$2,000,000.00
830.	New York .....	Improve pedestrian and bicyclist safety along Queens Boulevard in Sunnyside and Woodside, Queens.	\$500,000.00
831.	California .....	Build interchange connecting State Route 99 to newly aligned State Hwy 132, Modesto.	\$18,500,000.00
832.	Michigan .....	Van Buren, Belleville Rd. widen to 5 lanes between Tyler and Ecourse.	\$1,000,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
833.	Virginia .....	Repair of Starling Av Bridge in Martinsville.	\$500,000.00
834.	California .....	Widen State Route 99 to six lanes between Kingsburg and Selma, Fresno County.	\$14,000,000.00
835.	Pennsylvania .....	Redesigning the intersection of US 322/High Street and Rosedale Ave, constructing a new East Campus Drive.	\$1,000,000.00
836.	Florida .....	Improvements to U.S. 1 between SW 4th street to the south and George Bush Blvd. To the north, Delray Beach, Florida.	\$2,000,000.00
837.	New York .....	Install Improvements for Pedestrian Safety in the vicinity of PS 200.	\$250,000.00
838.	Massachusetts .....	Extensions and additions to the existing North Worcester County Bike Path System, including the Hardwick bike path.	\$6,000,000.00
839.	New York .....	Construction of and improvements to South Park Avenue and Lake Avenue in the Village of Blasdell.	\$500,000.00
840.	Illinois .....	Reconstruct Irving Park Road bridge of the North Branch of the Chicago River, Chicago.	\$4,030,000.00
841.	Washington .....	Tacoma Lincoln Avenue - Elevate Lincoln Ave. by constructing a viaduct over existing railroad lines.	\$1,000,000.00
842.	Ohio .....	Road paving, pedestrian traffic and safety improvements throughout the Village of Bentleyville.	\$833,000.00
843.	Michigan .....	Reconstruct Bissonette Road from Lorenz Road to M65 with 12' lanes and 2' paved shoulders and gravel shoulders, Iosco County.	\$623,500.00
844.	Illinois .....	Improve roads and bridges, Village of River Forest.	\$1,000,000.00
845.	Virginia .....	Rocky Knob Appalachian Heritage Center - feasibility study, design, site acquisition for trail system and visitors center on Blue Ridge Parkway.	\$1,500,000.00
846.	Connecticut .....	Improve Plainfield Cemetery Road and Drainage.	\$300,000.00
847.	Ohio .....	Rehabilitation/replacement of rail grade separations along the West Central Ohio Port Authority route in Champaign and Clark Counties.	\$360,000.00
848.	Ohio .....	St. Route 8 Interchange and Ramp Construction in Summit Co.	\$4,000,000.00
849.	Mississippi .....	Upgrade roads in Indianola (U.S. Hwy 82 and 49), Ruleville (U.S. Hwy 82 and 6), Moorehead (U.S. Hwy 82 and 3), Doddsville (U.S. Hwy 49), Sunflower (U.S. Hwy 49) and Drew (U.S. Hwy 49), Sunflower County.	\$2,300,000.00
850.	California .....	Renovation and repair of Rosemead Blvd-Hwy19 such as new sidewalks, traffic loops, pavement, street lights.	\$100,000.00
851.	Illinois .....	Connects about a two-mile two lane segment through Collinsville with IDOT's current project of widening IL-159.	\$1,000,000.00
852.	New York .....	Improvements to the Far Rockaway Business District, Queens.	\$2,400,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
853.	New Jersey .....	Construct new ramps between I-295 and Route 42.	\$5,000,000.00
854.	South Carolina ..	Simmons Ford/Fork School Road Bridge in Anderson County.	\$235,000.00
855.	Arkansas .....	Improvement of Higdon Ferry Road, Hot Springs.	\$4,000,000.00
856.	California .....	Eucalyptus/ Peyton Drive intersection improvements in the city of Chino Hills.	\$7,036,110.00
857.	Mississippi .....	Upgrade roads in Mayersville (U.S. Hwy 14 and 1), Issaquena County.	\$200,000.00
858.	New York .....	Rehabilitation of Guy Lombardo Avenue in Freeport, New York.	\$1,700,000.00
859.	Indiana .....	Extend and improve the Cardinal Greenway in the City of Richmond, Indiana.	\$2,000,000.00
860.	Virginia .....	Reconstruction of Robertson Bridge in Danville.	\$5,970,000.00
861.	Connecticut .....	Conduct multimodal study of Route 8 corridor.	\$1,000,000.00
862.	Ohio .....	Construct an access road into the industrial park near SR 209 and CR 345 in Guernsey County.	\$800,000.00
863.	California .....	Widen South Main Street/Soda Bay Road between CR 400A /miler marker 0.0-mile marker 0.7 and CR502/mile marker 0.0 and mile marker 0.9.	\$4,000,000.00
864.	Ohio .....	Construct grade separation at Stearns Road, Cuyahoga County.	\$3,750,000.00
865.	Illinois .....	Construct DuPage River Bike and Pedestrian Trail linking Grand Illinois, Midwin, and I&M Canal Trails.	\$100,000.00
866.	Texas .....	Construct parallel bridge for SH 35 over Copano Bay.	\$2,000,000.00
867.	Pennsylvania .....	For the City of Philadelphia to begin construction of a low-impact, 2-lane roadway serving the North Delaware Riverfront corridor.	\$10,000,000.00
868.	Arkansas .....	Improvement of Ryburn road, Parker Loop, Hill Harper Road, Rogers Road, and Shady Grove Road, Cleveland County.	\$500,000.00
869.	Alaska .....	Keystone Drive Road Improvements .....	\$1,000,000.00
870.	New York .....	Improve Long and Short Beach Road, Southampton.	\$2,100,000.00
871.	California .....	Widen Avenue P to six lanes to alleviate traffic congestion in Palm Dale, CA.	\$4,000,000.00
872.	Colorado .....	East 104th and US85 Intersection: Study, design and construction of needed improvements to intersection.	\$2,000,000.00
873.	Alaska .....	Construct access road connection from Seward Highway to rail and airport facilities in Seward.	\$3,000,000.00
874.	Texas .....	Widen FM 380 West from 2 to 4 lanes from the Denton, Texas city limits to western Denton County line.	\$5,000,000.00
875.	Ohio .....	Construct Safety and Accessibility Improvement project on U.S. Route 40, Bridgeport.	\$100,000.00
876.	Michigan .....	repave of Frenchline Road from state highway M-53 to Juhl Road.	\$500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
877.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of street improvements and safety enhancements, Borough of Duryea in Luzerne County.	\$250,000.00
878.	Alabama .....	Create a US-431 bypass around Eufaula, AL.	\$1,000,000.00
879.	North Carolina ...	New route from US 17 in Brunswick County to Independence Boulevard in Wilmington, including new bridge over Cape Fear River.	\$1,000,000.00
880.	Washington .....	Congestion relief on I-405 with added lanes from SR520-SR522 including 2 lanes each way from NE 85th-NE 124th.	\$1,000,000.00
881.	Illinois .....	Resurface Internationale Parkway between Lemont Road and Joliet Road in Woodridge, IL.	\$100,000.00
882.	Texas .....	Pedestrian walkway improvements for the Main Street Corridor Revitalization Project, Houston.	\$16,000,000.00
883.	Wisconsin .....	Construct State Highway 110 (County Highway G to Winchester), Winnebago County, WI.	\$5,000,000.00
884.	Minnesota .....	Construct 4th Street overpass grade separation crossing a BNSF Rail Road, City of Carlton.	\$199,794.00
885.	American Samoa	Village road improvements for Tau, Ofu, and Olosega-Sili counties in Manua District.	\$1,400,000.00
886.	New York .....	Remediate road runoff in vicinity of Peconic Estuary watershed.	\$1,000,000.00
887.	Texas .....	I35 Replacement Bridge, Dallas .....	\$10,400,000.00
888.	Ohio .....	Red Bank Road Widening I-71 to Fair Lane in Hamilton County.	\$4,100,000.00
889.	Georgia .....	Upgrade sidewalks and lighting, Wrightsville.	\$500,000.00
890.	Louisiana .....	Construct Kansas-Garrett Connector and I-20 Interchange Improvements, Ouachita Parish.	\$5,000,000.00
891.	Connecticut .....	Construct Enfield Maple Street Bridge Replacement.	\$1,910,000.00
892.	Texas .....	Anzalduas Bridge Connection from the proposed bridge GSA facilities, north 2.4 miles to connect to Bryan Road, Mission.	\$500,000.00
893.	Ohio .....	Paving, access and service road construction at Gate Lodge site in the City of Akron.	\$180,000.00
894.	Oregon .....	I-5/Beltline Interchange .....	\$15,000,000.00
895.	Texas .....	Construction of the Northeast Parkway from Loop 375 to the Texas-New Mexico state line on FM3255, El Paso.	\$4,500,000.00
896.	Illinois .....	Improve streets, Merrionette Park .....	\$500,000.00
897.	Illinois .....	For widening from two to four lanes, the Brookmont Boulevard Viaduct in the city of Kankakee.	\$750,000.00
898.	Georgia .....	Create a greenway trail along the Oconee River connecting parks, preserving historic sites, and promoting economic development.	\$2,000,000.00
899.	Nevada .....	Widening of I-15 from US-95 to Speedway Blvd.	\$6,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
900.	Pennsylvania .....	Conducting environmental review and acquire right of way for preferred alternative to improve Rt. 41.	\$4,000,000.00
901.	Georgia .....	Construct Peter St. and Olympic Drive access perimeter around city of Athens.	\$2,000,000.00
902.	New York .....	Rehab Fishkill Road, culvert replacement at Foundry Brook in Putnam County-NY.	\$1,200,000.00
903.	Virginia .....	Construct Route 29 Bypass in Amherst and Lynchburg.	\$2,000,000.00
904.	Minnesota .....	Construction of Mesabi Station, City of Virginia.	\$1,300,000.00
905.	Pennsylvania .....	Construction of the Jeannette Truck Route to upgrade access from SR 30 to the City of Jeannette and the Jeannette Industrial Park.	\$1,000,000.00
906.	Kentucky .....	Replace bridge over Stoner Creek (C-37), 2 miles east of Junction US 27.	\$800,000.00
907.	Texas .....	Construct Arkansas Avenue railroad grade separation project, Laredo.	\$4,500,000.00
908.	Minnesota .....	CSAH 61 improvements, City of Coleraine, Itasca County.	\$490,000.00
909.	New Jersey .....	Rte. 52 Causeway Replacement & Somers Point Circle Elimination. Replace 4 bridges with fixed span elevated structure, replace circle with intersection.	\$9,000,000.00
910.	North Carolina ...	Study feasibility of widening NC226, initiate preliminary planning and design and make operational upgrades to improve safety.	\$2,000,000.00
911.	District of Columbia.	11th St. Bridges Rehabilitation of structures as well as new ramps to provide for traffic at Navy Yard, Southeast Federal Ctr., and Gateway Government Ctr.	\$32,000,000.00
912.	Delaware .....	Replacement of Indian River Inlet Bridge along SR-1.	\$5,000,000.00
913.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Niotia, TN.	\$57,000.00
914.	Virginia .....	Wolf Creek Trail - development of trail along Wolf Creek, Washington County.	\$75,000.00
915.	Virginia .....	Improve Rt. 221 in Forest, VA .....	\$1,000,000.00
916.	Tennessee .....	Widen SR-66 in Sevier County, north of Sevierville to a six-lane facility.	\$2,000,000.00
917.	Illinois .....	Patch, drain, resurface, reshoulder, and reconstruct county highways 8 and 29 at their I-55 interchanges.	\$1,000,000.00
918.	Mississippi .....	State Route 44 rerouting, Columbia .....	\$3,500,000.00
919.	New York .....	Pedestrian walkway and bikeway improvements along the NYC Greenway System in Coney Island.	\$3,200,000.00
920.	Massachusetts .....	Construct Blackstone River Bikeway between Providence, RI and Worcester, MA.	\$3,500,000.00
921.	Washington .....	SR 2/ Main Street/Old Owen Road Intersection, Monroe.	\$540,000.00
922.	Iowa .....	Construct SW connector from the interchange of relocated IA 5 to IA 28 in West Des Moines.	\$2,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
923.	Florida .....	Construction of US 1 Interchange at CR 210 in St. Johns County, Florida.	\$6,300,000.00
924.	Massachusetts .....	Reconstruction of the North Washington Street Bridge, Boston.	\$8,000,000.00
925.	Oregon .....	South Bank Trail, Eugene .....	\$1,920,000.00
926.	Minnesota .....	Construct roadway improvements to CSAH 76, Little Falls.	\$600,000.00
927.	Illinois .....	Widen IL Route 47 thru Huntley, IL .....	\$3,900,000.00
928.	Rhode Island .....	Replace Sakonnet Bridge .....	\$9,500,000.00
929.	New Jersey .....	Study and preliminary engineering designs for a boulevard on State Route 440 and .S. Highway Route 1 & 9, Jersey City.	\$1,000,000.00
930.	Ohio .....	Highway safety construction/improvements in Geauga Co on Merrit Rd.	\$300,000.00
931.	Louisiana .....	Develop master transportation plan for the New Orleans Regional Medical Center.	\$300,000.00
932.	Pennsylvania .....	Erie Corridor Upgrades: Peach St. - I-90 to Waterford; Rte. 89 - Rte. 6 to Rte. 8; Rte. 6N - I-79 to Angling Rd.; Rte. 6 - Rte. 89N to Corry; Rte. 6 at: Ranges Corner Hill, E. of Union City, Routes. 89, 8 and 19.	\$1,000,000.00
933.	Tennessee .....	Create a multi-faceted greenway in downtown Columbia on the Duck River.	\$8,000,000.00
934.	Michigan .....	M-6 Paul Henry Freeway trail design and construction.	\$2,660,000.00
935.	Mississippi .....	Pearl-Richland Intermodal Connector: Intermodal connector linking I-20 to US Hwy 49 and servicing Kansas City Southern Railroad Intermodal facility.	\$1,000,000.00
936.	Washington .....	Bremerton Pedestrian/Bremerton Transportation Center Access Improvement project.	\$20,000,000.00
937.	California .....	Construct Silicon Valley Transportation Incident Management Center, San Jose.	\$6,000,000.00
938.	New York .....	Rehab Rt 9 in City of Peekskill .....	\$1,775,000.00
939.	New York .....	Construction of and improvements to Niagara Street in Buffalo.	\$1,000,000.00
940.	Alabama .....	Construct interchange on I-59 at 49th Street (city of Fort Payne).	\$3,000,000.00
941.	West Virginia .....	Constructing four lane improvements on US Route 35 in Mason County, West Virginia.	\$44,250,000.00
942.	Pennsylvania .....	Replacement of the Blair Creek Bridge (SR 1010) over the Little Lehigh Creek, just west of the Maple Grove Bridge, in Longswamp Township, Berks County.	\$1,600,000.00
943.	California .....	Improve I-8 offramp at Octotillo to the Imperial Valley College Desert Museum/Regional Traveler Visitor Center, Imperial County.	\$1,000,000.00
944.	California .....	Widen State Route 99 between Tulare and Kingsburg, California.	\$3,800,000.00
945.	California .....	Add carpool lane and truck lane on Interstate 5 in Santa Clarita Valley, CA.	\$1,500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
946.	Minnesota .....	Construct full diamond interchange for TH 53 at 6th Ave, City of Virginia.	\$2,100,000.00
947.	Florida .....	Improvements to Interstate 75 between Daniels Parkway in Lee County, FL, and Golden Gate Parkway in Collier County.	\$34,000,000.00
948.	Virgin Islands ....	Reconstruct Scott Free Road, St. Thomas.	\$7,000,000.00
949.	Connecticut .....	Construct Groton Bicycle and Pedestrian Trails and Facilities.	\$380,000.00
950.	Pennsylvania .....	Logan Sq. transportation enhancements involving pedestrian, safety, and landscaping improvements to area bisected by Benjamin Franklin Parkway and Logan Circle.	\$1,250,000.00
951.	New Hampshire	Reconstruction and upgrade of the intersection of NH 130 and Broad Street in Hollis, NH.	\$464,000.00
952.	Alabama .....	Additional lanes on US-84 from Andalusia to Enterprise.	\$1,000,000.00
953.	New York .....	Implement Improvements for Pedestrian Safety in New York County.	\$1,000,000.00
954.	Ohio .....	Road Construction parallel to railway crossing to eliminate use of unsafe grade crossing.	\$300,000.00
955.	Minnesota .....	Construction of primary and secondary access roadways to the Duluth Air National Guard Base, City of Duluth.	\$4,000,000.00
956.	New Jersey .....	Project will separate the intersection of 13th Street and the Lehigh Rail Line through bridge or tunnel in Borough of Manville, NJ.	\$500,000.00
957.	Ohio .....	Expand Cuyahoga Tow Path, Brooklyn Heights and Newburg Heights.	\$3,250,000.00
958.	Florida .....	Improvements to State Road 710, Congress Avenue to Dixie Highway, Palm Beach County.	\$3,000,000.00
959.	Nebraska .....	Construct an Interchange at Pflug Road and I-80, Sarpy County.	\$1,000,000.00
960.	Georgia .....	I - 75 widening from 4-8 lanes, Tift/Lowndes/Turner Co.	\$1,000,000.00
961.	California .....	Monterey Bay Sanctuary Scenic Trail -- connect missing segments of a bike and pedestrian trail around the Monterey Bay National Marine Sanctuary.	\$5,000,000.00
962.	Illinois .....	Construct pedestrian walkways and streetscaping projects, Western Springs.	\$4,210,000.00
963.	Illinois .....	Undertake streetscaping project on Harlem Avenue initiating from 71st Street to I-80, Cook County.	\$5,000,000.00
964.	Pennsylvania .....	SR 3003 Bridge, replace bridge with possible roadway realignment in Mehoopany, Wyoming County.	\$2,000,000.00
965.	Arkansas .....	Construction of I-49, Arkansas portion of Bella Vista Bypass to Pineville, Missouri on current Hwy 71.	\$10,000,000.00
966.	Ohio .....	Improvements to Lauby Rd., an exit off Interstate 77 in the City of Green.	\$1,500,000.00
967.	Georgia .....	SE DeKalb Arterial Analysis .....	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
968.	Oregon .....	Study landslides on U.S. Hwy. 20 between Cascadia and Santiam Pass to develop long-term repair strategy.	\$1,000,000.00
969.	Illinois .....	Construct connector road from McCormick Blvd. to I-94, Lincolnwood.	\$1,000,000.00
970.	New Jersey .....	Pedestrian facilities and street lighting on Route 551 from Route 130 to Chestnut Street, Brooklawn.	\$400,000.00
971.	New Hampshire	Relocation of the intersection of Maple Avenue and Charleston Road (Route 12 and 11) in Claremont, NH.	\$500,000.00
972.	Illinois .....	Conduct study of Oak Park Environmental Cap.	\$1,000,000.00
973.	New York .....	Construct and improve access roads to Northland Commerce Park in Buffalo.	\$1,500,000.00
974.	Florida .....	I-75 Interchange Improvements in Pembroke Pines, Broward County, Florida.	\$9,000,000.00
975.	Texas .....	Hike and bike trail will tie into the Gellhorn Dr. project providing an improved multi-modal transportation facility.	\$1,000,000.00
976.	Tennessee .....	Widen SR-75 to five lanes in Washington and Sullivan Counties.	\$2,500,000.00
977.	Arkansas .....	Repair Clear Creek Bridge and approaches, Lafayette County.	\$280,000.00
978.	Wisconsin .....	Reconstruct US Highway 41 in Oconto County, WI.	\$2,000,000.00
979.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Sweetwater, TN.	\$96,000.00
980.	Oklahoma .....	Construction of Norman Grade Separation.	\$2,000,000.00
981.	Washington .....	U.S.-12, Burbank to Walla Walla: Construct U.S. Highway 12 from Wallula to Walla Walla, Washington.	\$3,000,000.00
982.	Illinois .....	Improve roads, Village of Bellwood .....	\$1,328,000.00
983.	Ohio .....	Bridge replacement over the Tuscarawas River in Bethlehem Township.	\$1,300,000.00
984.	New York .....	Improve North Fork Trail, Southold .....	\$200,000.00
985.	Arizona .....	Construct railroad grade separations (on 6th St. and 22nd St). and reconstruct Speedway Blvd. Underpass, Tucson.	\$7,000,000.00
986.	California .....	Atlantic Blvd Bridge widening, Vernon	\$1,000,000.00
987.	Indiana .....	Upgrade of US 31 from I-465 to SR 38 in Hamilton County, a distance of 12.5 miles.	\$1,000,000.00
988.	Connecticut .....	Construct Valley Service Road Project, North Haven.	\$1,000,000.00
989.	Pennsylvania .....	SR 3005 Bridge, replace the existing one span steel truss bridge with concrete box beam bridge. In Sterling Township, Wayne County.	\$1,000,000.00
990.	Puerto Rico .....	To provide for the extension of PR-53 between Yabucoa and underserved Maunabo. Project will enhance safety and efficiency while protecting the environment.	\$5,000,000.00
991.	South Carolina ..	Murphy Road West Bridge in Anderson County.	\$150,000.00
992.	California .....	Improve farm to market roads in Tulare County.	\$6,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
993.	Illinois .....	Phase II engineering study for high level bridge linking Caton Farm Road with Bruce Road.	\$2,000,000.00
994.	Maine .....	Safety Enhancements on Routes 11, 6, and 16 for Piscataquis County Industrial Development.	\$400,000.00
995.	Mississippi .....	Old Augusta Road project, Perry County	\$3,500,000.00
996.	Missouri .....	Lane widening and shoulder construction as part of larger 92-10 corridor development.	\$4,000,000.00
997.	Georgia .....	Construct a new Interchange at I-75 and CR 65 and perform renovations on CR 65.	\$7,757,976.00
998.	Texas .....	US 59 just south of Nacogdoches, from Loop 224 south to Spradley Street.	\$3,000,000.00
999.	New York .....	Reconstruct Page Green Road (Starr Road to Congdon Lane).	\$2,900,000.00
1000.	Massachusetts .....	Reconstruct and enhance Massachusetts Avenue, Boston.	\$5,000,000.00
1001.	Oregon .....	Construct turn lane on Hwy. 101, Gold Beach.	\$200,000.00
1002.	Florida .....	Timucuan Bike Trail in Duval County	\$1,500,000.00
1003.	Texas .....	Extension of SH190, the President George Bush Tollway, in Rowlett to IH-30 in Garland.	\$5,000,000.00
1004.	Colorado .....	Bromley Lane and US 85 interchange feasibility study and construction of needed improvements.	\$2,000,000.00
1005.	Texas .....	SH 158 from US87, N of Sterling City to 9.5 miles west.	\$1,500,000.00
1006.	Alabama .....	Continuous river edge walkway creating a system of parks and open spaces in historic downtown Montgomery.	\$1,000,000.00
1007.	Wyoming .....	U.S. 85 Passing Lanes: Add passing lanes on the hills from Lusk to Mule Creek Junction.	\$2,000,000.00
1008.	Texas .....	Ennis, US 287 Bypass from US 287 South to IH-45, take from two lanes to four.	\$7,000,000.00
1009.	Mississippi .....	Airport Parkway Connector: Multi-lane limited access highway linking downtown Jackson to Jackson International Airport - western segment of project connecting I-55 to MS Hwy 468.	\$2,000,000.00
1010.	Tennessee .....	Widen State Route 101 in Cumberland County from two lane highway to five lanes between State Routes 282 (Dunbar Road) and 392, Crossville.	\$8,000,000.00
1011.	Illinois .....	Feasibility study to examine transportation access improvements related to South Suburban Airport, Will County.	\$100,000.00
1012.	Florida .....	Expansion of SR 35 in Marion County. The Project extends from SR 40 south to SR 464.	\$3,000,000.00
1013.	New Jersey .....	Expand Interchange at Exit 16 on Interstate 280, Harrison.	\$10,000,000.00
1014.	Iowa .....	Reconstruct U.S. 30 "Liberty Square Redevelopment" in City of Clinton.	\$10,000,000.00
1015.	Pennsylvania .....	Enhance and further build out existing ITIP ITS system, the Philadelphia region.	\$4,100,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
1016.	California .....	Conduct Study and Construct Vasco Road Safety Improvements Project, Contra Costa County, CA.	\$1,000,000.00
1017.	Illinois .....	Improve Cottage Grove/South Chicago Avenue/71st Street intersection, Chicago.	\$700,000.00
1018.	Florida .....	Improvements to Interstate 75 between Daniels Parkway in Lee County, FL, and Golden Gate Parkway in Collier County, FL.	\$14,000,000.00
1019.	Pennsylvania .....	Freeport Bridge Rehabilitation for structural improvements, Armstrong County.	\$1,500,000.00
1020.	Indiana .....	Improve Rt. 100 South, Porter County ..	\$1,000,000.00
1021.	Illinois .....	Study, design, and construct a designated truck route through the City of Monticello.	\$1,000,000.00
1022.	Florida .....	Upgrade US 301 to 4 lanes between CR475 & Jarrell Ave in Sumter County.	\$3,000,000.00
1023.	Illinois .....	Construct certain segments of Southern DuPage County Regional Trail.	\$100,000.00
1024.	Texas .....	Reconstruct the I-30 Bridge over the Trinity River in Dallas, Texas.	\$1,000,000.00
1025.	Ohio .....	New highway connector linking U.S. Route 36 and I-71 in Delaware County.	\$14,000,000.00
1026.	New York .....	Conduct corridor study on NYS 5 in the village of Herkimer.	\$80,000.00
1027.	Texas .....	Reconstruct and elevate FM3005, Harborside Dr., and Stewart Rd., Galveston.	\$500,000.00
1028.	Florida .....	Construction of a new bridge at Indian Street, Martin County.	\$1,000,000.00
1029.	Ohio .....	Construct pedestrian bridge over I77; tunnel underneath railroad; bridge over Tuscarawas River along Ohio and Erie Canal in Tuscarawas County.	\$2,000,000.00
1030.	Maine .....	Kennebec River Rail Trail .....	\$400,000.00
1031.	Colorado .....	Widen and upgrade US 36 from City of Boulder to I-25.	\$5,000,000.00
1032.	Illinois .....	Engineering studies and construction of Romeoville and/or Plainfield interchange(s) approved by FHWA.	\$1,500,000.00
1033.	Texas .....	US 380 from Throckmorton/Young County line, 7.409 miles west.	\$1,000,000.00
1034.	Illinois .....	Construction and engineering US Rte 30 to four lanes between Fulton and Rockfalls, IL.	\$1,000,000.00
1035.	California .....	I-5 CIP adds general purpose lanes, HOV lanes & corridor arterial improvements from SR 91 to I-710.	\$5,650,000.00
1036.	Florida .....	I-95 Interchange at Becker Road in St. Lucie County, Florida.	\$2,000,000.00
1037.	New York .....	Implement Diamond Grinding Measures to Reduce Noise on I-95, I-278, Mosholu Parkway, I- 495, Grand Central Parkway, and Richmond Parkway.	\$700,000.00
1038.	Missouri .....	Construct new Missouri Route 19 Bridge at Hermann, Missouri.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1039.	Oregon .....	Reroute U.S. 97 at Redmond, OR and improve the intersection of U.S. 97 and Oregon 126.	\$5,000,000.00
1040.	Texas .....	Improvements to North I Road, north of FM 3461 to SH 495, Hidalgo County.	\$1,900,000.00
1041.	Tennessee .....	Proposed State Route 385 from US -72 to I-40 in Shelby and Fayette Counties. It is part of an outer loop, around the city of Memphis.	\$3,150,000.00
1042.	Florida .....	Replacement of a two lane bridge with a four lane bridge including bicycle and pedestrian lanes in Bay County.	\$5,000,000.00
1043.	Pennsylvania .....	Intersection improvements at PA Route 209 and Water Company Road, construction of a bridge and access enhancements to Nature and Arts Center, Upper Paxton Township.	\$500,000.00
1044.	Ohio .....	Upgrade Riversouth street networks between Route 40 and I-70/71 in Columbus, Ohio.	\$8,000,000.00
1045.	Maryland .....	Design and right of way of an interchange connecting MD 5, MD 373, and Brandywine Road, and the widening of MD 5 between Moore's Road and US 301, Charles County.	\$10,000,000.00
1046.	Virginia .....	Town of St. Paul - restoration of historic Hillman House to serve as trail system information center on and construction of stations.	\$300,000.00
1047.	Arkansas .....	Overlay Lester Road, County Road 25, Ouachita County.	\$500,000.00
1048.	Indiana .....	Extend Interstate 69 from Indianapolis to Evansville.	\$10,000,000.00
1049.	Louisiana .....	Construct bridge across Ouachita River from Monroe, LA to West Monroe, LA.	\$1,500,000.00
1050.	Florida .....	Depot Avenue Road Enhancements, Gainesville.	\$6,000,000.00
1051.	New York .....	The Town of North Hempstead's improvements along Prospect Avenue corridor in the hamlet of New Cassel.	\$1,000,000.00
1052.	California .....	Reconstruct the interchange of I-5 and Richards Boulevard and other improvements.	\$10,000,000.00
1053.	New York .....	Rt 17 M Corridor access management and safety improvements in Orange County - NY.	\$500,000.00
1054.	Oregon .....	Construct highway and pedestrian access to Macadam and construct street improvements as part of South Water-front development.	\$9,000,000.00
1055.	Mississippi .....	Widening of MS Hwy 15: Reconstruction, relocation, and widening segment of MS Hwy 15 from Louisville to Philadelphia.	\$1,250,000.00
1056.	Illinois .....	Next phase of the US Route 51 four-lane expressway extension from Moweaqua to Pana.	\$1,800,000.00
1057.	California .....	Reconstruct 7 miles of Whittier Blvd. from Valley Home to Rivera Road (State Route 72), Whittier.	\$1,100,000.00
1058.	Louisiana .....	New Iberia rail grade separation .....	\$250,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1059.	Mississippi .....	Feasibility Study for MS Hwy 27: Feasibility study for widening MS Hwy 27 south from Monticello to Louisiana line.	\$500,000.00
1060.	Georgia .....	7.3 mile recreation and multi-use trail in Hall County, Georgia.	\$5,200,000.00
1061.	District of Columbia.	South Capitol Street/Fredrick Douglass Bridge Rehabilitation of structures and environmental studies.	\$20,000,000.00
1062.	South Carolina ..	Construction of SC 9 in Spartanburg County.	\$9,000,000.00
1063.	Florida .....	Upgrade of I-75 between SR52 and SR 50 in Pasco & Hernando County.	\$1,000,000.00
1064.	North Carolina ...	Widening of US 29 Business (Freeway Drive) from South Scales Street to NC 14, Rockingham County.	\$10,000,000.00
1065.	California .....	Realign Route 4 within the City of Oakley to construct a northerly bypass west of Vintage Parkway to Main Street at the intersection of Second Street.	\$2,000,000.00
1066.	Ohio .....	Upgrade U.S. Route 30 between State Route 235 and Upper Sandusky in Hancock and Wyandot Counties.	\$10,090,000.00
1067.	Michigan .....	Highland, Pave Clyde Rd. from Strathcona to Hickory Ridge.	\$125,000.00
1068.	New York .....	Improvements to Lexington Ave. in Village of Mt. Kisco in Westchester County.	\$500,000.00
1069.	New Mexico .....	Complete design, environmental and cultural resource studies and initial construction of NM4 around, or improvements through, Walatowa.	\$1,500,000.00
1070.	California .....	Widen California Hwy 101 and reconstruct off ramps between Steele Lane and the town of Windsor.	\$9,000,000.00
1071.	Virginia .....	North Fork of Pound Lake Trail and Visitors Center - construction of trails network and visitors center on Forest Service land.	\$750,000.00
1072.	Maryland .....	Rt. 29 lane widening from Rt. 32 intersection to Johns Hopkins Rd. to reduce congestion and increase safety, Howard County.	\$11,000,000.00
1073.	Alaska .....	Construct linking road from airport to port in Akutan.	\$3,000,000.00
1074.	Pennsylvania .....	California University of Pennsylvania Urban Maglev Demonstration Project.	\$2,000,000.00
1075.	Virginia .....	Engineering and Right-of-Way for Interstate-73 in Henry County.	\$2,000,000.00
1076.	Indiana .....	Widening of 1.2 miles of 4 lane street, with sidewalks in Carmel, IN.	\$1,000,000.00
1077.	Arkansas .....	Improve Johnny Tate Bridge, Scott County.	\$280,000.00
1078.	Minnesota .....	Phase III of Devil Track Road Project, Cook County.	\$1,200,000.00
1079.	New York .....	Pedestrian access improvements to Main Street in the central business district of Hempstead.	\$2,000,000.00
1080.	Minnesota .....	Construct Paul Bunyan Trail Walker to Bemidji Segment.	\$1,400,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1081.	California .....	Construct exit from SR 78 to San Diego State University-Brawley Campus, Brawley.	\$500,000.00
1082.	Mississippi .....	Upgrade roads in Fayette (U.S. Hwy 61 and 33), Jefferson County.	\$600,000.00
1083.	Michigan .....	grade separation over the Canadian National Railroad at Wilder Road.	\$1,000,000.00
1084.	Alaska .....	Citywide pavement rehabilitation in City of North Pole.	\$1,000,000.00
1085.	Pennsylvania .....	Construction of 15 mile segment of Mon-Fayette Expressway from Rt 119, Fayette County to Rt 88, Washington County.	\$5,000,000.00
1086.	North Dakota .....	Replacement of Bismarck Mandan Memorial Bridge. This bridge spans the Missouri River and connects two of North Dakota's largest cities.	\$24,000,000.00
1087.	Oklahoma .....	Construct and widen six lanes on Interstate 44 from the Arkansas River extending east approximately 3.7 miles to Yale Avenue in Tulsa.	\$12,000,000.00
1088.	Michigan .....	Croix Street reconstruction - remove and install new surface, curb, gutter, sidewalk from US 41 to Mass Street, Negaunee.	\$1,125,000.00
1089.	Virginia .....	Construct I-73 in Roanoke County .....	\$2,000,000.00
1090.	Texas .....	Complete upgrade of US 290 East of Williamson Creek to West of RM 1826.	\$6,000,000.00
1091.	New York .....	Deer Avoidance System .....	\$250,000.00
1092.	Mississippi .....	Longleaf Trace Rail-Trail:Expansion and improvement of Longleaf Trace rails-to-trail, running from Prentiss to Hattiesburg.	\$250,000.00
1093.	Pennsylvania .....	Rt-422-Complete preliminary engineering and four lane expansion from Ebensburg to Kitanning.	\$3,000,000.00
1094.	Georgia .....	1-mile pedestrian pathway along Spring Road, Cobb County.	\$2,000,000.00
1095.	Georgia .....	US 27 reconstruction and rehabilitation, Colquitt to CR279/Damascus-Hilton Road.	\$1,000,000.00
1096.	Mississippi .....	Upgrade roads in Kilmichael, Montgomery County.	\$400,000.00
1097.	New York .....	Rehabilitation of road and drainage systems on Sequams Lane Center and Sequams Lane West in the Town of Islip.	\$700,000.00
1098.	New York .....	Improvements to Old Glanham Rd in Town of Fishkill.	\$125,000.00
1099.	California .....	Alhambra Valley Boulevard Enhancement Project, the City of Alhambra.	\$2,000,000.00
1100.	California .....	Widening of Mount Vernon Avenue bridge to four lanes, Colton.	\$1,250,000.00
1101.	Ohio .....	Continue enhancement of successful riverfront project to provide valuable pedestrian and bikeway linkages, connecting surrounding neighborhoods and downtown.	\$3,480,000.00
1102.	Massachusetts .....	Geometric improvements, safety enhancements, and signal upgrades at Rt. 28 & Rt. 106, intersection West Bridgewater.	\$1,500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1103.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Knoxville, TN.	\$158,000.00
1104.	Indiana .....	New road construction of Oak Road Extension in Plymouth, Indiana.	\$1,000,000.00
1105.	California .....	Implement intelligent management & logistics measures to improve freight movement, Gateway Cities.	\$3,000,000.00
1106.	Indiana .....	Modernize traffic signals throughout the city, reduce congestion, enhance economy, ease air pollution in Muncie, IN.	\$600,000.00
1107.	Mississippi .....	Upgrade roads at Coahoma Community College, and roads in Coahoma and Jonestown, Coahoma County.	\$1,600,000.00
1108.	Alabama .....	Pedestrian Improvements for the cities of Moody, Leeds, Homewood, Columbiana, Northport, Gardendale, Morris, Centerpoint and Pell City.	\$1,200,000.00
1109.	Arizona .....	Resurface Navajo Mountain Road, Navajo Nation.	\$1,000,000.00
1110.	Texas .....	Road grade separation at Fairmont Parkway over Southern Pacific Road.	\$5,000,000.00
1111.	New York .....	Construct smart growth improvements in the Nepperhan Valley, Yonkers.	\$500,000.00
1112.	California .....	Reconstruct segments of Hollister Avenue between San Antonio Road and State Route 154, Santa Barbara County.	\$2,500,000.00
1113.	Indiana .....	Interchange of Interstate 64, Harrison County.	\$600,000.00
1114.	Missouri .....	Expand MO Rt. 94 (St. Charles Cnty, MO) to accommodate increased traffic flow from completed Page Ave Bridge.	\$3,000,000.00
1115.	Florida .....	Miami River Greenway Roadway Improvements Project.	\$2,000,000.00
1116.	Michigan .....	M-72 Widening in Grand Traverse County.	\$2,500,000.00
1117.	Ohio .....	Construct bike/pedestrian path, Independence.	\$1,100,000.00
1118.	Texas .....	I35 East/I-635 Interchange .....	\$2,500,000.00
1119.	Florida .....	Park Blvd. (SR 694), Pinellas Park .....	\$5,000,000.00
1120.	Colorado .....	Improve US 40 over Berthoud Pass, Clear Creek and Grand Counties.	\$1,000,000.00
1121.	Illinois .....	Improve streets, Westchester .....	\$150,000.00
1122.	Nevada .....	Construct City of Henderson, Nevada Interchanges, I-515.	\$21,000,000.00
1123.	Arizona .....	Construct the Rio Salado Parkway from 7th Street to the planned loop 202 freeway, Phoenix.	\$8,000,000.00
1124.	Washington .....	24-hour two-way transit and HOV facility on I-90 between I-5 in downtown Seattle and I-405 in Bellevue.	\$10,000,000.00
1125.	New York .....	Restore vehicular traffic to Main Street in downtown Buffalo.	\$5,000,000.00
1126.	West Virginia .....	Construct Shawnee Parkway .....	\$1,100,000.00
1127.	Pennsylvania .....	Upgrades to Business Route 220 (SR 4009) at the entrance of the Bedford Business Park to Beldon County Ridge intersection.	\$2,100,000.00
1128.	New York .....	Construction of and improvements to Michigan Avenue, Buffalo.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1129.	Illinois .....	Reconstructs and realigns 2.3 miles of Evergreen Avenue located west of the City of Effingham, IL.	\$1,875,000.00
1130.	New York .....	Improvements to Brewster Hill Rd., Starr Ridge Rd., Independence Way, Sherwood Hill, and Shore Dr. in Town of Southeast.	\$240,000.00
1131.	Puerto Rico .....	Project will provide for a central segment of PR-10 between Utuado and Adjuntas. This will help complete a much needed north/south artery.	\$5,000,000.00
1132.	Illinois .....	Development of an interchange at Brisbin Rd and Interstate 80.	\$6,000,000.00
1133.	Arkansas .....	Construction of Gilham Lake Access Road, Howard County.	\$1,144,000.00
1134.	Florida .....	Intermodal connector between the Tallahassee Regional Airport and I-10.	\$9,000,000.00
1135.	Florida .....	New systems interchange ramps at SR 417 and Boggy Creek Road in Orange County, Florida.	\$1,000,000.00
1136.	Arkansas .....	Development of interchange at state highway 89 and Interstate 40.	\$3,000,000.00
1137.	Pennsylvania .....	Design, engineering, ROW acquisition and construction of a connector road between PA 115 and Interstate 81, Luzerne County.	\$500,000.00
1138.	California .....	mitigate current and future congestion and operational problems occurring daily along Harbor Boulevard between I-405 southbound onramp and Sunflower Avenue.	\$3,000,000.00
1139.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Loudon, TN.	\$57,000.00
1140.	Oklahoma .....	Enhancements for Highway 19 from Ada to Stratford.	\$3,000,000.00
1141.	Minnesota .....	Economic Development Corridor planning between Aurora and Ely.	\$3,000,000.00
1142.	Texas .....	Houston Region Highway Mitigation Demonstration project to measure impact of forestation and landscaping along Houston freeways.	\$6,000,000.00
1143.	New Jersey .....	New Jersey Turnpike/Route 440 Interchange Improvement, Bayonne.	\$5,000,000.00
1144.	Iowa .....	Construction of roadway south of Cedar Lane to Highways 92 and southwest to Interstate 29 at the East Beltway - Council Bluffs, IA (Pottawattamie County).	\$1,000,000.00
1145.	New York .....	Improve Traffic Flow on Noel Road between Church and Crossbay Boulevard Including Work Necessary to Demolish and Reconstruct the Firehouse Facility.	\$1,000,000.00
1146.	New York .....	Conduct ITS study for Intermodal Chassis.	\$1,500,000.00
1147.	New York .....	Improve bicycle and pedestrian safety on Main Street, Holbrook.	\$100,000.00
1148.	Nevada .....	Construct US-95 Interchange with Horse Road, Las Vegas, Nevada.	\$6,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1149.	Texas .....	Warahachie, build out and improvements to a portion of IH-35, from US 77 North of Warahachie to US 77 South of Warahachie.	\$5,000,000.00
1150.	Ohio .....	Wilson Mills Road intersection construction and enhancement project in the town of Highland Heights.	\$940,000.00
1151.	North Carolina ...	Relocate US 70 as a four lane divided facility to increase capacity and safety.	\$2,000,000.00
1152.	New York .....	Rehab of Bedell Road in Town of Poughkeepsie-NY.	\$481,555.00
1153.	Oregon .....	Construct bike/pedestrian path, Powers ..	\$440,000.00
1154.	New York .....	Transportation facility for Harlem Hospital Complex.	\$11,000,000.00
1155.	Georgia .....	Upgrade sidewalks, replace street lights, and landscaping, Metter.	\$500,000.00
1156.	Indiana .....	Construct interchange at I-65 and 109th Avenue, Crown Point.	\$6,000,000.00
1157.	Michigan .....	Realignment of 3200 feet of County Road 492 from US-41 north to County Road HD.	\$500,000.00
1158.	Illinois .....	Relocate US Route 41, Chicago .....	\$6,500,000.00
1159.	Georgia .....	Replace sidewalks, upgrade lighting, and install landscaping, Soperton.	\$865,200.00
1160.	Washington .....	SR 2/Kelsey Street Intersection Improvements, Monroe.	\$135,000.00
1161.	Ohio .....	St. Route 8 Service Road Construction in Summit County.	\$1,303,000.00
1162.	New Jersey .....	Hoboken Waterfront Bicycle and Pedestrian Facilities.	\$2,000,000.00
1163.	Virginia .....	Occoquan, VA Mill Street improvement project.	\$200,000.00
1164.	Ohio .....	Reconstruct and widen State Route 82, North Royalton.	\$1,000,000.00
1165.	New York .....	Reconstruct the Niagara Street culvert/bridge which crosses over Two Mile Creek, City of Tonawanda.	\$600,000.00
1166.	Wisconsin .....	Rehabilitate State Highway 51 from County S to State Highway 8.	\$4,000,000.00
1167.	New Jersey .....	Safety and flow improvements for I-287/I-80/Route 202 Interchange.	\$2,000,000.00
1168.	North Carolina ...	Installation of Intelligent Transp. Systems devices along US 52 over Norfolk Southern RR, Winston Salem.	\$700,000.00
1169.	District of Columbia.	Metro Branch Trail Construction .....	\$2,000,000.00
1170.	Tennessee .....	Expansion of Rutherford County signage system (visitor's center and transportation information hub).	\$400,000.00
1171.	Texas .....	Construct I-69 as an interstate facility from Texas/Louisiana to Mexico border.	\$150,000.00
1172.	Oregon .....	Sunrise Corridor for planning, engineering, and multimodal development work in Clackamas County and the Damascus Area Concept and Implementation Plan.	\$3,000,000.00
1173.	Illinois .....	Upgrade roads in the vicinity of ABLA Homes, Chicago.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1174.	Florida .....	To complete improvements to Eller Drive including right-of-way acquisition and construction of return loop connector beginning on I-595 west of U.S. 1 and connecting U.S. 1 south.	\$2,000,000.00
1175.	Pennsylvania .....	US30 corridor improvements from PA896 to PA897. Connects PA41.	\$3,000,000.00
1176.	Pennsylvania .....	For the development of 9.6 miles of public bicycle and pedestrian trail along the Delaware River by the PA Environmental Council.	\$9,288,525.00
1177.	Massachusetts .....	Somerville roadway improvements, Somerville.	\$2,000,000.00
1178.	Texas .....	North Cameron County East-West Railroad Relocation Project.	\$500,000.00
1179.	California .....	Construct truck lane on Baughman Road from State Route 78/86 to Forrester Road, Westmoreland.	\$550,000.00
1180.	Connecticut .....	Construct UCONN Storrs Campus - Hillside Road Connection.	\$4,500,000.00
1181.	California .....	Upgrade and reconstruct the I-80/I-680/SR 12 Interchange, Solano County.	\$8,000,000.00
1182.	Texas .....	Widen Mile 6 West to four lanes from US 83 to SH 107, Hidalgo County.	\$2,000,000.00
1183.	Missouri .....	12th street Viaduct bistate connector, Kansas City.	\$1,000,000.00
1184.	New York .....	Study and Implement Improvements to Avenue U from Mill Avenue to East 38th Street and Flatbush Avenue from Avenue T to Avenue V.	\$500,000.00
1185.	New York .....	Construct Fire Island ferry terminal facility, Patchogue.	\$2,000,000.00
1186.	New York .....	Rehab of Sharon Dr. in Town of Poughkeepsie-NY.	\$328,000.00
1187.	Florida .....	Streetscape improvements on Blue Heron Boulevard from US 1 to SR A1A, City of Riviera Beach.	\$2,000,000.00
1188.	California .....	Construction of 7 grade separations in cities of Santa Fe Springs, Pico Rivera, and La Mirada along BNSF Railway.	\$2,150,000.00
1189.	Iowa .....	Build IA-32 "Southwest Arterial" in Dubuque County.	\$20,000,000.00
1190.	Washington .....	U.S.-395, North Spokane Corridor: Construct two-lane highway from US 2 interchange to Francis Avenue.	\$4,380,000.00
1191.	California .....	Reconstruction of Sheldon Road and SR 99 Interchange, Elk Grove, CA.	\$7,000,000.00
1192.	Ohio .....	I-90/SR 615 bicycle and pedestrian trails expansion in the City of Mentor.	\$5,000,000.00
1193.	Minnesota .....	Main Street streetscape reconstruction, 2nd Street from Ash Ave. to State Hwy 2, and Grant Utley Ave from 2nd Street to 6th Street N. across State Hwy 2, Cass Lake.	\$1,700,000.00
1194.	Tennessee .....	Connector Road Extending I-75 across to Highway 58.	\$12,400,000.00
1195.	California .....	Transportation enhancements on Slauson Ave and Atlantic Blvd, Maywood.	\$2,500,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
1196.	Indiana .....	Improve Calumet Avenue between Vale Park Road and Bullseye Lake Road, Valparaiso.	\$1,200,000.00
1197.	Maine .....	Construct bicycle and pedestrian bridge over Stillwater River, Orono.	\$1,000,000.00
1198.	Pennsylvania .....	Route 313 turning lanes, truck climbing lanes, Doylestown, Plumstead, Hilltown Township.	\$1,000,000.00
1199.	West Virginia .....	Construct I-74/74 Corridor, Mingo Co ....	\$12,000,000.00
1200.	New York .....	Construction of median, re-design and improvements to Main Street in Buffalo.	\$1,000,000.00
1201.	Michigan .....	Widen and reconstruct a 2 lane road into a 4 lane divided road with landscaped median.	\$3,000,000.00
1202.	Connecticut .....	Undertake improvements associated with Coltsville Area Redevelopment, Hartford.	\$2,000,000.00
1203.	Illinois .....	Construct parking facility and pedestrian walkways at 94th and South Oak Park Avenue, Oak Lawn.	\$150,000.00
1204.	Alabama .....	I-65 widening to six lanes in Shelby County from AL 119 to AL 25.	\$10,000,000.00
1205.	Virginia .....	Wheelchair-accessible connector trail in Charlottesville.	\$30,000.00
1206.	California .....	Widen State Route 46 to four lanes between Airport Road and the Shandon Rest Stop in San Luis Obispo County.	\$33,461,000.00
1207.	Colorado .....	I-70 and SH58 interchange: Completion of interchange including reconstruction of existing ramps, building of missing ramps and ROW acquisition.	\$14,000,000.00
1208.	Texas .....	Tower 55 CMAQ Congestion and Preliminary Engineering Study.	\$500,000.00
1209.	Texas .....	Hike and Bike lanes on Sunset Dr., along Clear Creek and trails along Sunset & Briar Meadow to two city parks.	\$600,000.00
1210.	Connecticut .....	Construct Montville-Preston Mohegan Bridge Expansion.	\$2,000,000.00
1211.	Illinois .....	Conduct study and design of Chicago North Lakefront path expansion project.	\$1,000,000.00
1212.	California .....	Montclair Ramona Avenue grade separation along Alameda Corridor East.	\$2,000,000.00
1213.	Arkansas .....	Development of infrastructure to Van Buren's intermodal facilities.	\$1,500,000.00
1214.	Ohio .....	Lake County MetroParks for completion of Phase III bicycle path project.	\$348,000.00
1215.	Oregon .....	Widen I-5 between Vancouver, WA, and Portland, OR.	\$5,000,000.00
1216.	Iowa .....	Add two lanes to the existing Highway 63 from Iowa Highway 3 north 18.1 miles to just south of Highway 18.	\$8,700,000.00
1217.	California .....	widening the Fairview Road bridge over I, widening the onramp to accommodate three lanes, and provide one right-turn lane, one optional through or right-turn lane and three through lanes.	\$1,900,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1218.	New Jersey .....	Pedestrian facilities and street lighting on Haddon Avenue from Albertson Avenue to Glenwood Avenue, Haddon Township.	\$433,000.00
1219.	Pennsylvania .....	Relocation and upgrade of Beaver Hollow Rd, leading to the Beaver Medical Center.	\$1,500,000.00
1220.	California .....	Reconstruct 1.5 miles of Paramount Blvd. from Carson Street to Candlewood St., Lakewood.	\$1,250,000.00
1221.	New York .....	Redesign and Reconstruction of the Putnam Rail trail, the Bronx.	\$700,000.00
1222.	Oregon .....	Construct turn lane on Gateway Boulevard, Cottage Grove.	\$90,000.00
1223.	New York .....	Construction of median, design and improvements to Main Street, Buffalo.	\$1,000,000.00
1224.	California .....	Diesel Emissions Reduction Program for Gateway Cities Council of Governments.	\$3,250,000.00
1225.	Kentucky .....	Reconstruct Harrodsburg-Lexington Road from KY 29 north of Wilmore to 4800's of Brannon Road.	\$1,000,000.00
1226.	Michigan .....	Resurfacing of Frazho Road, Roseville ...	\$1,280,000.00
1227.	Pennsylvania .....	Construct a four lane limited access facility connecting SR 119 north of Mount Pleasant to the Pennsylvania Turnpike.	\$2,000,000.00
1228.	New Mexico .....	I-40/Coors Interchange: Reconstruction of this major interchange in Albuquerque.	\$10,000,000.00
1229.	New York .....	Mill Road: NY Rte 261 to North Avenue in the Town of Greece.	\$2,000,000.00
1230.	Pennsylvania .....	Design, engineering, ROW acquisition and construction of street improvements and safety enhancements, City of Pittston.	\$1,750,000.00
1231.	Texas .....	Add 2 lanes from Victoria Co line to 1.9 miles W. of Gin Road in Pt Lavaca.	\$1,500,000.00
1232.	Connecticut .....	Establish intermodal service at Bridgeport, CT port.	\$1,500,000.00
1233.	New York .....	Construction of pedestrian walkways, Village of Northport.	\$100,000.00
1234.	Massachusetts .....	Northern Avenue Bridge rehabilitation, Boston.	\$3,000,000.00
1235.	California .....	Grade separation on Lenwood Road in Barstow, CA.	\$1,500,000.00
1236.	New Jersey .....	Pedestrian facilities, street lighting and streetscaping improvements in downtown Laurel Springs.	\$596,324.00
1237.	California .....	Realign California State Route 299 between the Trinity County line and mile marker 7.4, Shasta County.	\$8,000,000.00
1238.	Nebraska .....	Funding for rail grade separation projects located in the Third Congressional District of Nebraska as identified by the Nebraska State Department of Roads.	\$4,500,000.00
1239.	New York .....	Rehabilitation of Oak Beach Road in the Town of Babylon.	\$515,000.00
1240.	Texas .....	Construct four-lane urban arterial segment of FM60 from SH6 to FM158 in Brazos County, Texas.	\$4,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1241.	New York .....	Improvements to Pudding St. at Taconic State Parkway.	\$1,700,000.00
1242.	Nevada .....	Design and Construct Cactus Avenue and I-15 Interchange, Clark County Nevada.	\$10,000,000.00
1243.	Pennsylvania .....	Restoration of Route 222, including concrete patching and overlay, in Mazatawny and Richmond Townships, Berks County.	\$2,500,000.00
1244.	Kentucky .....	Widen Route 11 from US 460 to the Mt. Sterling Bypass (KY 686).	\$700,000.00
1245.	Washington .....	Lewis and Clark Discovery Trailhead and Scenic Overlook - expand size and improve safety.	\$146,000.00
1246.	New York .....	Construct highway and ramp improvements at Erie Canal Harbor in downtown Buffalo.	\$10,000,000.00
1247.	Indiana .....	Star Hill Road project between SR 60 and Starlight.	\$4,000,000.00
1248.	Texas .....	Construct direct connectors on US 59, 59B, US77.	\$4,500,000.00
1249.	Maryland .....	US1 Corridor enhancements. Partial funding for comprehensive improvements to road corridor between Elkridge and Laurel.	\$1,000,000.00
1250.	California .....	I-238 Widening between I-580 and I-880, Ashland/Cherryland/San Leandro/San Lorenzo.	\$1,900,000.00
1251.	Florida .....	Springfield Roadway Improvements, Jacksonville.	\$5,000,000.00
1252.	New Jersey .....	East Coast Greenway bicycle and pedestrian path from New Brunswick to Hudson River.	\$1,000,000.00
1253.	New York .....	Reconstruct Nassau Avenue, improve sidewalks and include pedestrian amenities in Greenpoint, Brooklyn.	\$2,400,000.00
1254.	Missouri .....	Improve safety conditions along high traffic area in St. Francois County.	\$2,000,000.00
1255.	Washington .....	Valley Ave/70th - Widen both 70th Avenue and Valley Avenue, Pierce County.	\$1,000,000.00
1256.	Florida .....	Atlantic Corridor Greenway Roadway Improvements.	\$1,500,000.00
1257.	Georgia .....	Elimination of highway-rail grade crossings in Augusta, GA by relocating the Norfolk Southern rail line.	\$3,000,000.00
1258.	Florida .....	For the implementation of Advanced Traffic Management System, Boca Raton, Florida.	\$2,000,000.00
1259.	New York .....	Route 78 (Transit Road), I-90 to Main Street, Towns of Amherst, Cheektowaga and Clarence.	\$3,000,000.00
1260.	Georgia .....	Relocate Whitehall Road in Hall County, Georgia.	\$1,042,024.00
1261.	California .....	Construct A 2.8 mile bikeway, working in conjunction with the city of La Habra, along Lambert Road from Mills Ave. to Valley Home Ave.	\$2,500,000.00
1262.	Pennsylvania .....	Finish the installation of sound walls along Route 309 by the Montgomery County Planning Commission.	\$5,000,000.00
1263.	California .....	Improve Ben Maddox Bridge crossing State Route 198, Visalia.	\$2,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1264.	Florida .....	Traffic Reconfiguration of SR934 and US Route 1, Miami.	\$2,000,000.00
1265.	Wisconsin .....	Reconstruct interchange at State Highway 21 and I-94.	\$2,500,000.00
1266.	New York .....	Construct pedestrian walkway from 233rd Street to the Bronx River Greenway and commuter rail station. Bronx.	\$1,000,000.00
1267.	New York .....	Conduct studies, if necessary, and construct the High Line Trail Project, New York City.	\$5,000,000.00
1268.	New York .....	Develop Erie Canal Heritage Project in Port Byron.	\$2,000,000.00
1269.	New York .....	Construct safety improvements for Rt. 12 intersection at Pamela Drive/River Rd./ Town of Chenango.	\$1,050,000.00
1270.	California .....	Construct truck lane on Keystone Road from State Route 111 to Austin Road, Imperial County.	\$2,500,000.00
1271.	New York .....	Congestion reduction, traffic flow improvement and intermodal transfer study at Roosevelt Avenue/74th Street, Queens.	\$640,000.00
1272.	Ohio .....	Widening from 2 lanes to 4 lanes between Main St. and SR 43 in North Canton and Plain Township.	\$3,000,000.00
1273.	Rhode Island .....	Construct 8 lane 1.5 mile segment of I-95 and I-195.	\$2,000,000.00
1274.	North Carolina .....	Monroe Bypass -- Project proposes to construct a multilane freeway on new location from the I-485 to the Monroe bypass.	\$2,500,000.00
1275.	New York .....	Improve Traffic Flow Improvement at Atlantic Yard/ NETS Arena Development.	\$3,000,000.00
1276.	Pennsylvania .....	SR 1022 Ulster River Bridge, replace 14-span bridge spanning Susquehanna.	\$2,000,000.00
1277.	New York .....	Funds an intermodal transportation facility on Clarkson Avenue.	\$1,000,000.00
1278.	Illinois .....	Construct grade separation on 25th Avenue, Melrose Park.	\$750,000.00
1279.	Massachusetts .....	Canalside Rail Trail. Construction of the Canalside Rail Trail, Deerfield & Montague.	\$1,900,000.00
1280.	Oregon .....	Planning, design, right-of-way acquisition, and construction of a bypass around the cities of Newberg and Dundee, Yamhill County.	\$6,343,000.00
1281.	South Carolina .....	Berlin G. Meyers Parkway Extension, Summerville.	\$8,000,000.00
1282.	New York .....	Construct improvements in Sight Distance at Road Grade and Trail Crossings in Oneida and Herkimer County.	\$550,000.00
1283.	New Jersey .....	Construction of Rowan Boulevard from US Route 322 to Main Street, Glassboro.	\$600,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1284.	New Jersey .....	The rebuilding of three deteriorated orphan bridges in Trenton, NJ that cross over the Northeast Corridor Line. The East State Street Bridge, the Chestnut Avenue Bridge, and the Monmouth Street Bridge.	\$1,500,000.00
1285.	Texas .....	Develop Intelligent Transport System for the City of San Antonio.	\$3,200,000.00
1286.	Louisiana .....	Upgrade highway-rail crossings at Madison Street, City of Gretna.	\$200,000.00
1287.	Virginia .....	Improve Rt. 42 in Bridgewater .....	\$500,000.00
1288.	Arizona .....	Upgrade and re-open Main Street, Yuma	\$1,200,000.00
1289.	Tennessee .....	Replacing one-lane underpass with five-lane underpass and associated roadway realignments of Knob Creek, Mountainview, and Claude Simmons Roads.	\$500,000.00
1290.	Michigan .....	widen, from 2 to 5 lanes, Romeo Plank Road from M-59 to 23 Mile Road.	\$10,000,000.00
1291.	Ohio .....	St. Route 44 - Overpass, interchange construction, and road expansion in the city of Painesville.	\$4,250,000.00
1292.	Maryland .....	Alt 40 Middletown Bypass .....	\$1,000,000.00
1293.	Alabama .....	East Bypass would provide direct access from I-20 to Fort McClellan, Alabama.	\$10,000,000.00
1294.	Ohio .....	Provide an interchange at Birby Rd and Route 33, including construction of necessary service roads and removal of signal at Route 33 and Ebright Road.	\$4,250,000.00
1295.	Michigan .....	Eliminate major roadway that passes between Cleary and charter school building and route a roadway with parking lots.	\$500,000.00
1296.	Florida .....	Construct SR 312 Extension/Bypass in St. Johns County, Florida.	\$13,000,000.00
1297.	California .....	Design and implement Intelligent Transportation Systems on Long Beach Boulevard, Compton Boulevard, Wilmington Avenue, Walnut Avenue including communication interface with the Los Angeles County ITS System.	\$3,000,000.00
1298.	Tennessee .....	Construct shoulder and turn lane on S.R. 35 in Seymour, TN.	\$1,500,000.00
1299.	Pennsylvania .....	Provide trail connects at the Hot Metal Bridge to reduce the need for trail users to use city streets.	\$500,000.00
1300.	Georgia .....	Bridge improvements on Cochran Road at Deep Creek, Fulton Co.	\$560,000.00
1301.	Alabama .....	Additional lanes would be added to US-331 from Luverne to Montgomery.	\$2,000,000.00
1302.	California .....	Phase II of the Alameda Corridor East Project, constructing grade separation projects from E. Los Angeles to Pomona.	\$300,000.00
1303.	New Mexico .....	Develop Paseo del Volcan corridor located in Sandoval County to connect I-40 and I-25.	\$2,000,000.00
1304.	Pennsylvania .....	Design, engineering, ROW acquisition and construction of Phase II of the South Valley Parkway from Roberts Street in Newport Township to Mocanaqua, Luzerne County.	\$7,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1305.	Maryland .....	Dualization of MD 404 in Caroline .....	\$17,600,000.00
1306.	California .....	Widen State Route 98, including storm drain improvements, from Kloke Road to State Route 111, Calexico.	\$3,000,000.00
1307.	California .....	Provide landscape enhancement of an existing open culvert on Atherton Street, Long Beach.	\$600,000.00
1308.	Michigan .....	Baldwin St. extension to I-196 and new entrance and exit ramps on I-196.	\$3,000,000.00
1309.	North Carolina ...	Pavement and bridge rehabilitation on I-85 from the Granville County line to US 158.	\$2,000,000.00
1310.	Florida .....	West Virginia Corridor Expansion Project between I-95 to US Highway 1 in St. Lucie County.	\$4,000,000.00
1311.	Ohio .....	Transportation infrastructure improvements in Toledo.	\$10,000,000.00
1312.	New York .....	Pedestrian/Bike Path along Hudson River in City of Beacon - NY.	\$350,000.00
1313.	Texas .....	Rehabilitate Yale Street between IH10 to IH610.	\$1,000,000.00
1314.	North Carolina ...	Installation of ITS devices along the Winston-Salem Northern Beltway (I-40 near Clemmons to US 52/Future I-74) in Forsyth County.	\$4,000,000.00
1315.	Washington .....	Cross Base Highway - a new highway from I-5 to SR 7 located between Fort Lewis and McChord AFB.	\$1,500,000.00
1316.	Pennsylvania .....	Create a direct connection between State Road Route 29 and State Route 113.	\$3,000,000.00
1317.	Tennessee .....	Improvements to bridge along SR-21 in Lake County, from Log Mile 7.0 to Obion County Line.	\$14,000,000.00
1318.	Missouri .....	I-55/Weber Road Improvements, St. Louis City and St. Louis County.	\$5,000,000.00
1319.	Colorado .....	Construct arterial on W side of Montrose to ease traffic congestion on SH 550 between Grand Avenue, N-S of city.	\$7,500,000.00
1320.	Washington .....	SR28 / SR285 George Sellar Bridge Approach Improvements, Wenatchee/East Wenatchee.	\$5,000,000.00
1321.	Massachusetts .....	Highspeed catamaran ferry. Increase accessibility to inner-city public transit and two federal parks Quincy.	\$2,000,000.00
1322.	Ohio .....	Ashtabula Harbor infrastructure improvements as part of the Revitalization Project on SR 531 in Ashtabula County.	\$1,000,000.00
1323.	North Carolina ...	Right of way acquisition and construction for segment of the I-540 Loop from I-40 to NC 55.	\$11,000,000.00
1324.	New York .....	Replace bridge carrying Rt.55 over Fishkill Creek and provide turn lanes in Town of Beekman-NY.	\$2,500,000.00
1325.	Michigan .....	Design, right of way acquisition and improvements for the I-196/Chicago Drive (Baldwin Street) Interchange modification.	\$19,800,000.00
1326.	Georgia .....	Upgrade sidewalks, parking, street lighting, and landscaping, Claxton.	\$500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1327.	California .....	Alameda Corridor East Gateway to America Trade Corridor Project, Highway-railgrade separation along 35-mile corridor from Alameda Corridor (Hobart Junction) to Los Angeles/San Bernardino County line.	\$15,500,000.00
1328.	New York .....	Roadway and Pedestrian Improvements for Times and Duffy Squares, New York City.	\$4,200,000.00
1329.	Arizona .....	Construct the Querino Bridge in Apache County, Arizona, on the Navajo Nation.	\$500,000.00
1330.	California .....	FHWA Diesel Emissions Reduction program for the Gateway Cities. Los Angeles County.	\$1,250,000.00
1331.	New York .....	Construct four lane expressway meeting Interstate standards from Pennsylvania to Presho.	\$2,000,000.00
1332.	Florida .....	SW 24th Ave.-SW 62nd Blvd., from Archer Rd west to SW 20th Avenue, Gainesville.	\$3,000,000.00
1333.	Pennsylvania .....	Replace Lycoming Valley Railroad Bridge near Montoursville Borough.	\$2,000,000.00
1334.	Texas .....	Extend US90 six main lanes from Hunting Bayou to Wallisville.	\$5,000,000.00
1335.	Ohio .....	SR 91 Road Safety project and overpass construction in the City of Twinsburg.	\$1,950,000.00
1336.	Colorado .....	Reconstruct US 36/McCaslin interchange	\$1,000,000.00
1337.	Ohio .....	Rehabilitation/replacement of rail grade separations along the West Central Ohio Port Authority route in Champaign and Clark Counties.	\$250,000.00
1338.	South Carolina ..	Carolina Bays Parkway (Phase II), Horry County.	\$5,000,000.00
1339.	Michigan .....	Development and construction of new interchange at Marquette Avenue/US-31.	\$5,000,000.00
1340.	New York .....	Install Improvements for Pedestrian Safety in the vicinity of PS 114.	\$250,000.00
1341.	Tennessee .....	Construct interchange on Interstate 40, Wilson County.	\$1,000,000.00
1342.	Ohio .....	Construct new interchange at Gracemont St. and I-77 Interchange in Bethlehem Township.	\$3,000,000.00
1343.	New York .....	Design and construction of 20th Avenue from Whitestone Expressway Service Road to 130th Street in Queens, New York.	\$700,000.00
1344.	Georgia .....	Streetscape [pedestrian safety enhancements, sidewalks, curb replacement, restoration, landscaping, ADA compliance, restoration], Dawson.	\$500,000.00
1345.	Indiana .....	Construct grade separated interchange at Main Street with Canadian National Railroad in Mishawaka, Indiana.	\$1,500,000.00
1346.	California .....	Hollister SR25 widening -- 4 lane freeway between San Felipe Road to the US 101 separation, Gilroy.	\$3,660,000.00
1347.	Missouri .....	I-29/I-35 reconstruction of Kansas City Downtown/Paseo Bridge.	\$2,000,000.00
1348.	California .....	Develop bicycle paths and pedestrian access to Third Avenue, Chula Vista.	\$300,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1349.	Georgia .....	Upgrade Old Petersburg/Old Evans Rd ..	\$6,000,000.00
1350.	Washington .....	New County Road, Whidbey Island .....	\$900,000.00
1351.	New York .....	Highway/Railway crossing improvements in the Town of Clarkstown and villages of Haverstraw and West Haverstraw.	\$1,600,000.00
1352.	California .....	Improvements for Folsom Boulevard between Rod Beaudry Drive and Sunrise Boulevard.	\$8,000,000.00
1353.	California .....	Improvements (including arterial street rehabilitation) to enhance traffic and pedestrian safety in the Van Nuys community, Los Angeles.	\$750,000.00
1354.	Texas .....	Construct highway - railroad grade separation at Calton Road in Laredo Texas.	\$2,200,000.00
1355.	Michigan .....	Reconstruct highway under a railroad bridge, Wyoming Ave. from Eagle Pass to Michigan Avenue, Wayne County.	\$1,000,000.00
1356.	Michigan .....	Resurfacing of Masonic Boulevard, Fraser.	\$1,160,000.00
1357.	New York .....	Access and Safety improvements to Route 208 in Orange County -NY.	\$1,500,000.00
1358.	Pennsylvania .....	The project will provide for the reconstruction of US 30 from PA 10 to Business US 30 including the travel lanes, shoulders and egress and exist ramps.	\$5,000,000.00
1359.	Texas .....	Integrate & deploy rural ITS components of the Texas Hurricane Evacuation Information System.	\$4,000,000.00
1360.	New York .....	Streetscape improvements to Sunrise Highway between Guy Lombardo Avenue and Henry Street, Freeport.	\$500,000.00
1361.	California .....	Interchange expansion at Interstate 10 and Indian Canyon Drive, City of Palm Springs.	\$1,000,000.00
1362.	Michigan .....	Reconstruction and surfacing of Valley Road from M-33 west to Mapes Road, Oscoda County.	\$960,000.00
1363.	Connecticut .....	Construct bike/pedestrian path, Shelton	\$1,000,000.00
1364.	New York .....	Rehabilitation of Frank Street in the Village of Lindenhurst.	\$775,000.00
1365.	Illinois .....	Sullivan Rd. Approaches (Aurora): Construction of highway approaches to Sullivan Rd. Bridge.	\$1,600,000.00
1366.	Virginia .....	Widen US 15/29 in Culpeper .....	\$2,000,000.00
1367.	Virginia .....	Jamestown 2007 -- to provide transportation infrastructure for visitors to Jamestown Island.	\$500,000.00
1368.	California .....	Construct 4-lane connector between I-40 and Arizona Route 95 in Needles.	\$1,000,000.00
1369.	Oregon .....	Construct passing lanes on U.S. 199, Josephine County.	\$900,000.00
1370.	Louisiana .....	Upgrade I-49 .....	\$1,700,000.00
1371.	Minnesota .....	Construct a pedestrian/bicycle/ATV/snowmobile bridge across TH169, Onamia.	\$1,097,600.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
1372.	Colorado .....	Wadsworth Blvd. & Bowles Ave. Intersection Improvements: Ramp, and interchange improvements, lane improvements on Wadsworth from Coal Mine Ave. to W. Cross Dr.	\$2,000,000.00
1373.	Illinois .....	Improve access roads related to Racehorse Business Park, Alorton.	\$200,000.00
1374.	Texas .....	For completion of I-35 bypass project - northern 48 miles of SH 130, from Georgetown, TX to US 183.	\$7,000,000.00
1375.	Minnesota .....	Polk, Pennington, Marshall County 10-ton Corridor in Northwestern Minnesota.	\$5,600,000.00
1376.	New York .....	Construct Route 15/18 Interchange Phases I, II, and III.	\$3,000,000.00
1377.	Mississippi .....	Star Landing Road - new east-west connector from I-55 in Desoto County.	\$2,000,000.00
1378.	Georgia .....	Replace sidewalks, meet ADA guidelines, and install a crosswalk, McRae.	\$800,000.00
1379.	Georgia .....	Construct sidewalks between Marion Middle School, City Park, and Community Center, Buena Vista.	\$500,000.00
1380.	Ohio .....	Pedestrian Walkway Safety Improvements and Road Paving in Lakeline Village.	\$289,000.00
1381.	Florida .....	Reconstruction of Hanford Boulevard, North Miami Beach.	\$2,750,000.00
1382.	Illinois .....	Undertake improvements within West End Business District, LaGrange.	\$3,200,000.00
1383.	Arkansas .....	Repair Bowen Bridge on Hwy 301, Pike County.	\$24,000.00
1384.	New Jersey .....	Road-widening, new shoulder construction, drainage improvements and intersection upgrades in Burlington County.	\$6,850,000.00
1385.	Florida .....	Upgrading of SR 50 in Orange County, Florida.	\$2,000,000.00
1386.	South Carolina ..	Construction of East Washington Connector.	\$1,000,000.00
1387.	Texas .....	Dyess AFB Access Project .....	\$8,500,000.00
1388.	California .....	Upgrade Olympic Blvd between Vermont Ave. and Western Ave. to improve pedestrian safety and reduce congestion, Los Angeles.	\$2,000,000.00
1389.	Virginia .....	New, regional access improvement at I-64 and City Line Road, Virginia Beach and Chesapeake.	\$2,500,000.00
1390.	Georgia .....	Construct Chase St Elementary to Botanical Gardens bike/pedestrian trail.	\$500,000.00
1391.	Illinois .....	This project consists of resurfacing and restriping of Euclid Avenue between Walnut Avenue and Douglas Avenue in Arlington Heights, Illinois. It also includes curb and gutter repair as well as pavement base repair.	\$350,000.00
1392.	Connecticut .....	Construct Putnam ADA-compliant Curb Cut.	\$50,000.00
1393.	Georgia .....	Northlake Streetscape in DeKalb .....	\$1,000,000.00
1394.	California .....	I-880 Federal highway safety improvements, High Street to I-980, Oakland.	\$2,500,000.00
1395.	Louisiana .....	Reconstruct I-49/US 190 interchange, Opelousas.	\$500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1396.	Michigan .....	the Port Huron, MI Highway-Rail Grade Crossing Separation Project.	\$1,000,000.00
1397.	Colorado .....	Reconstruct US 36/US 287 interchange	\$2,000,000.00
1398.	Georgia .....	2.5 mile East Hiram Parkway Project: to complete by-pass around the City of Hiram.	\$5,000,000.00
1399.	Washington .....	Widening SR527 from 2 lanes to 5 from Bothell to Mill Creek.	\$1,500,000.00
1400.	New York .....	Rehabilitation of North and South Delaware Avenue in the Village of Lindenhurst.	\$875,000.00
1401.	Texas .....	Improve SH 199 at intersection of White Settlement Rd., Ft. Worth.	\$8,000,000.00
1402.	Missouri .....	Upgrade U.S. Highway 36 to four lanes between Macon and Hannibal, Missouri.	\$3,000,000.00
1403.	Arkansas .....	Improve Colin Ray Blvd, De Queen .....	\$500,000.00
1404.	Illinois .....	Extend Remington Blvd from Veterans Parkway to Weber Road in Bolingbrook, IL.	\$500,000.00
1405.	New Hampshire	Design and construction of the project to repaint the bridge on Main Street in Enfield, NH.	\$140,000.00
1406.	Mississippi .....	East Metro Corridor: Four-lane corridor linking I-20 at Brandon to US Hwy 25 at Flowood - part of I-20/US Hwy 25/ Jackson International Airport network.	\$1,500,000.00
1407.	South Carolina ..	Cox Road Bridge in Anderson County ...	\$405,000.00
1408.	Michigan .....	repave Sebewaing Road from state highway M-25 to Caseville Road.	\$500,000.00
1409.	Virginia .....	Interchange Improvements along I-264 in Virginia Beach.	\$9,500,000.00
1410.	Indiana .....	Construction of Parkway around the west side of Shelbyville from SR9 on the South to SR9 on the North.	\$914,000.00
1411.	California .....	Constructs a Highway and Railroad grade separation at North Milliken Avenue, Ontario.	\$3,000,000.00
1412.	Georgia .....	Streetscape [pedestrian safety enhancements, sidewalks, curb replacement, restoration, landscaping, ADA compliance, restoration], Richland.	\$500,000.00
1413.	New York .....	Planning and coordination studies for the Tappan Zee Bridge/I-287 corridor, Rockland/Westchester County.	\$1,000,000.00
1414.	California .....	Construction of HOV lanes on I-5 from Vandegrift Blvd to La Jolla Village Drive.	\$1,000,000.00
1415.	North Carolina ...	Add 6.5 miles to the City of Greenville's greenway system by constructing three additional sections.	\$2,015,000.00
1416.	California .....	Construct left turn lane to ease congestion at Interstate-10 into Rosemead Boulevard and Telstar Avenue, El Monte.	\$1,250,000.00
1417.	Ohio .....	Planning and Construction of network of recreational trails in Perry Township.	\$650,000.00
1418.	Kansas .....	Construct highway rail grade separation from Douglas Ave to 17th Street North in Wichita, KS.	\$7,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1419.	Texas .....	Widen I-35 between SH 81 and FM 286 South of Hillsboro.	\$3,000,000.00
1420.	New York .....	Establish an identity and signage program for the Erie Canalway National Heritage Corridor.	\$1,000,000.00
1421.	Illinois .....	Construct pedestrian walkways in Columbus Park, Chicago.	\$750,000.00
1422.	Texas .....	Construction of frontage road between the Harris County Line and FM 518.	\$2,700,000.00
1423.	Minnesota .....	Construct third lane on I-494 from Hwy 212 to its Fish Lake Road terminus in Maple Grove, MN.	\$5,000,000.00
1424.	Maryland .....	Dualization of US 113 in Worcester .....	\$13,200,000.00
1425.	New York .....	Preliminary design and environmental impact study for a collector-distributor road along I-95 from Westchester Ave. to Bartow Ave.	\$7,110,000.00
1426.	Oklahoma .....	Construct US69 and Hereford Lane Interchange, McAlester.	\$8,000,000.00
1427.	Massachusetts .....	Reconstruction of Pleasant Street to enhance vehicular safety and capacity, Watertown.	\$2,000,000.00
1428.	New Jersey .....	Safety and operations improvements on Route 73, Berlin/Voorhees/Evesham.	\$1,200,000.00
1429.	California .....	Repair and replace tunnel lining on Kanan, Kanan Dume, and Malibu Canyon Roads, Los Angeles County.	\$3,000,000.00
1430.	Arkansas .....	Downtown Dickson Street Enhancement - Block Avenue and Downtown Square.	\$1,750,000.00
1431.	Arkansas .....	Improvements to Clear Creek Bridge and surrounding infrastructure in Washington County on CR31.	\$1,000,000.00
1432.	Georgia .....	Streetscape [pedestrian safety enhancements, curb replacement, sidewalks, restoration landscaping, ADA compliance], Ashburn.	\$400,000.00
1433.	Mississippi .....	Upgrade Blue Cane Road in Tallahatchie County, and roads in Webb and Tutwiler.	\$1,000,000.00
1434.	Pennsylvania .....	SR 3027 Bridge, replace posted two span steel I-beam bridge with one span concrete box beam bridge in Jessup Township, Susquehanna County.	\$1,000,000.00
1435.	Mississippi .....	Upgrade roads at Tougaloo College .....	\$1,000,000.00
1436.	Minnesota .....	Construct roadway improvements on the Great River Road on CSAH 10 and CSAH 21, Aiken County.	\$6,324,000.00
1437.	Mississippi .....	State Route 590 extension, Ellisville .....	\$4,000,000.00
1438.	Iowa .....	Construct four-lane expressway on U.S. Highway 60 through Plymouth, Sioux, O'Brien, and Osceola Counties, Iowa.	\$500,000.00
1439.	Utah .....	SR-92 from I-15 to SR-74, Utah County	\$5,500,000.00
1440.	Arizona .....	Construction of structure for US 60 at 59th Avenue and Glendale in city of Glendale.	\$1,000,000.00
1441.	Mississippi .....	U.S. Highway 90 and State Highways 43 and 603 Gateways Enhancement Project, Hancock County.	\$250,000.00
1442.	New Mexico .....	Construct Sunland Park Road in Sunland Park.	\$5,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1443.	Minnesota .....	Bruce Vento Nature Sanctuary Trail Project, St. Paul.	\$2,000,000.00
1444.	New York .....	Improvements to Mearns Ave. & Fostoria St. in Village of Highland Falls-NY.	\$200,000.00
1445.	Arkansas .....	Construction of Ashdown Bypass, Ashdown.	\$500,000.00
1446.	Texas .....	Coverage of the state with the ITS systems through compatibility, interoperability, and uniformity of the entire statewide system.	\$5,000,000.00
1447.	Minnesota .....	Construct Two Harbors High School Trail connecting Two Harbors High School to Two Harbors City.	\$891,600.00
1448.	Michigan .....	Design, right of way acquisition, engineering work for US-31 bypass.	\$7,000,000.00
1449.	Indiana .....	Added travel lanes on Gordon Road, Sixth Street, and West Shafer Drive in Monticello, IN.	\$14,000,000.00
1450.	Indiana .....	Upgrade roads, Fowler .....	\$100,000.00
1451.	New Jersey .....	Reconstruct Route 168 from Route 41 to Sixth Avenue, Runnemede.	\$658,000.00
1452.	New York .....	Install Two Permanent Variable Message Signs (VMS) on Belt Parkway.	\$500,000.00
1453.	Arkansas .....	Improvement of Jennie Road, Chicot County.	\$288,000.00
1454.	Georgia .....	Construct sidewalks and install landscaping, Vienna.	\$500,000.00
1455.	Texas .....	FM 2499, Section 4, from Highland Village to Corinth.	\$1,000,000.00
1456.	Virginia .....	Route 104/Dominion Boulevard corridor connects Interstate 464 and Interstate 64 to Route 17/George Washington Highway. Widening of the existing two-lane section to four lanes with a new bridge over the Southern Branch of the Elizabeth River.	\$6,500,000.00
1457.	Mississippi .....	Old Richton Road and State Highway 42 connector, Petal.	\$1,500,000.00
1458.	Oklahoma .....	Widen US 281 from the New US 281 Spur North to Geary, Canadian County.	\$5,700,000.00
1459.	Illinois .....	Improve Mill Street, Rock Island .....	\$500,000.00
1460.	New Jersey .....	Interchange improvements and bridge replacements, Route 46, Passaic County.	\$12,000,000.00
1461.	New Jersey .....	Project involves bridge replacement and State Route 31 widening add left turn lanes and shoulders in Glen Gardner/Hampton, Hunterdon County.	\$1,000,000.00
1462.	Connecticut .....	Conduct study of multimodal cargo capacity on Waterfront Street, New Haven.	\$1,000,000.00
1463.	California .....	Install a traffic signal and ramps at Interstate-10 and Walnut Grove Avenue to reduce congestion, Rosemead.	\$85,000.00
1464.	California .....	Citywide traffic signal upgrades requiring the installation of hardware and software at 9 major intersections, Palo Alto.	\$500,000.00
1465.	California .....	Widen State Route 98 from Route 111 to State Route 7, Calexico.	\$5,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1466.	Pennsylvania .....	Extension of River Road in Reading Pennsylvania in order to provide access to major industrial and brownfields sites.	\$1,500,000.00
1467.	Louisiana .....	LA 16 Interchange at I-12 and improvements, and Cook Road.	\$13,000,000.00
1468.	California .....	Construct truck ramp linking Interstate 5 to the National City Marine Cargo Terminal, National City.	\$1,500,000.00
1469.	New York .....	Implement ITS system and apparatus to enhance citywide truck route system at 9th Street and 3rd Avenue intersection in Kings County.	\$100,000.00
1470.	Iowa .....	Construction of Outer Drive from Floyd Boulevard to Business Highway 75 in Sioux City, IA.	\$1,000,000.00
1471.	Vermont .....	Road improvements for the City of Rutland along U.S. Route 7 and U.S. Route 4.	\$3,560,000.00
1472.	Pennsylvania .....	Mitigation of water pollution due to Highway runoff on SR28 as allowed by 23 USC133(b)(14) and 23USC133(b)(8).	\$1,000,000.00
1473.	Virginia .....	Glen Alton - design and construction of recreation trails, access and visitor information center.	\$1,600,000.00
1474.	Tennessee .....	Develop trails, bike paths and recreational facilities on Bird Mountain, Morgan County for Cumberland Trail State Park.	\$250,000.00
1475.	Illinois .....	Construct pedestrian underpass at East 57th Place, Chicago.	\$700,000.00
1476.	New York .....	Construction of and improvements to Michigan Avenue in Buffalo.	\$1,000,000.00
1477.	New York .....	Enhance Battery Park Bikeway Perimeter, New York City.	\$2,000,000.00
1478.	Texas .....	Construct and rehabilitate pedestrian walkways along the Main Street Corridor to improve transit-related accessibility.	\$1,000,000.00
1479.	Kansas .....	Upgrade US-69/135th Street interchange, City of Overland Park.	\$2,000,000.00
1480.	Wisconsin .....	Reconstruct Highway 141 in Marinette County, WI.	\$2,000,000.00
1481.	Florida .....	Beautify SR A1A in Ormond Beach, Daytona Beach and Daytona Beach Shores, Florida.	\$1,000,000.00
1482.	New York .....	Enhance road and transportation facilities in the vicinity of W. 65th St and Broadway, New York City.	\$5,000,000.00
1483.	Arizona .....	Construct parallel roadway to create divided roadway for US 93, south of I-40 near Kingman.	\$2,000,000.00
1484.	Missouri .....	Upgrade U.S. Highway 61 to four lanes between Wayland and Canton, Missouri.	\$8,000,000.00
1485.	Arkansas .....	Construction of Prescott Overpass, Prescott.	\$2,400,000.00
1486.	Texas .....	Environmental, schematics and right of way acquisition for Hidalgo County Loop, Hidalgo County.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1487.	Nebraska .....	Construction of two Missouri River bridges and their approach roadways.	\$6,500,000.00
1488.	New York .....	Cedar Swamp Rd. improvements in Town of Goshen-NY.	\$800,000.00
1489.	North Carolina ...	Northwest Corridor - Western Boulevard in Jacksonville, NC: Construct a 4-mile, 4-lane divided facility including a 400-foot concrete bridge.	\$1,000,000.00
1490.	Tennessee .....	Widen Campbell Station Road in Knoxville, TN.	\$1,800,000.00
1491.	North Carolina ...	Development of a Master Transportation Plan for the Piedmont Triad Research Park (Idealliance) in Winston-Salem (Forsyth County).	\$3,400,000.00
1492.	Maryland .....	Safety and operations improvements at Martin Luther King Blvd. and W. Baltimore St., Baltimore.	\$1,700,000.00
1493.	Tennessee .....	Retrofit noise abatement walls, Davidson County.	\$2,500,000.00
1494.	Virginia .....	Improve N. Main Street Bridge in Lexington.	\$1,000,000.00
1495.	New York .....	Mill St. enhancements, realignments and culvert replacement in Putnam County-NY.	\$2,000,000.00
1496.	California .....	Construct nine rail-highway grade separations along Alameda Corridor East through the cities of Fullerton, Placentia, and Anaheim.	\$14,000,000.00
1497.	Maryland .....	Rehabilitate 5 bridges carrying streets over CSX Railroad, Baltimore.	\$10,000,000.00
1498.	New York .....	Implement Improvements for Pedestrian Safety in Queens County.	\$1,000,000.00
1499.	California .....	405 Freeway Widening .....	\$6,700,000.00
1500.	New York .....	Highway Construction I-90 Exit 8 Connector Phase II.	\$3,900,000.00
1501.	Tennessee .....	North Second Street Corridor Upgrade to provide alternate route around St. Jude's medical center to downtown, Memphis.	\$4,000,000.00
1502.	Illinois .....	Reconstruction of Quentin Road from existing 2 lanes to 4 lanes with median from Dundee Road to Lake Cook Road.	\$5,160,000.00
1503.	Tennessee .....	Widen U.S. 321, Construct new bridge across the Tennessee River in Loudon County.	\$7,500,000.00
1504.	Colorado .....	Improvements on US 36 corridor from I-25 to Boulder. Improvements include interchange and overpass rebuilding.	\$3,000,000.00
1505.	California .....	San Gabriel Boulevard Highway widening and intersection improvement project, the City of San Gabriel.	\$1,000,000.00
1506.	Georgia .....	Replace sidewalks, upgrade lighting, and install landscaping, Helena.	\$500,000.00
1507.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of street improvements and safety enhancements, Borough of Edwardsville in Luzerne County.	\$250,000.00
1508.	Connecticut .....	Upgrade Plainfield Moosup Pond Road	\$300,000.00
1509.	Illinois .....	Improve North Illinois (Illinois 159) and related roads, Belleville.	\$6,937,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1510.	Pennsylvania .....	Design and construct improvements to mitigate traffic congestion that currently exists on the west side of the Ben Franklin Bridge.	\$4,000,000.00
1511.	Illinois .....	Construct bike path, parking facility, and related transportation enhancement projects, North Riverside.	\$2,750,000.00
1512.	South Carolina ..	Construction of West Georgia Road in Greenville County.	\$9,000,000.00
1513.	Massachusetts .....	Rt. 128/95 off ramp-Northbound to Kendrick Street, Needham.	\$2,000,000.00
1514.	New York .....	Traffic control mitigation for Jericho Turnpike between Hillside Blvd and New Hyde Park Road, New Hyde Park.	\$1,000,000.00
1515.	Maine .....	Improvements to the Interconnecting Trail System for bike/pedestrian trails near Baxter State Park.	\$500,000.00
1516.	California .....	Construction of HOV and BRT lanes on I-15 from SR-78 to SR-163.	\$2,000,000.00
1517.	Missouri .....	Widening, curb, and gutter improvements as part of larger Hwy 33 development project.	\$3,000,000.00
1518.	Minnesota .....	Reconstruct CSAH 91 from the D.M. and I.R. Railroad crossing at 8th Street in Duluth to CSAH 56, St Louis County.	\$5,000,000.00
1519.	South Carolina ..	US Highway 123 - The SCDOT would construct deceleration and turning lanes to improve safety in Pickens County, SC.	\$2,000,000.00
1520.	New Jersey .....	Rehabilitation of Hillery Street Bridge connecting Totowa and West Paterson.	\$2,500,000.00
1521.	American Samoa	Upgrade, repair and continue construction of Tau ferry terminal facility on island of Manua.	\$1,600,000.00
1522.	Louisiana .....	Pointe Clair Expressway in Iberville Parish.	\$3,000,000.00
1523.	Pennsylvania .....	Construct Southern Beltway (PA 60 to US 22) of the Mon Fayette Expressway.	\$2,000,000.00
1524.	Illinois .....	Construct intermodal facility, Cook County.	\$450,000.00
1525.	Georgia .....	Renovate Wilcox County Arts Complex, renovate Train Caboose as a Welcome Center, and construct pedestrian trail, Abbeville.	\$500,000.00
1526.	Tennessee .....	Add third lane on US-27/State Route 29 for truck climbing lane and realignment of roadway at Wolf Creek Road to Old US-27 North of Robbins.	\$6,000,000.00
1527.	California .....	Reconstruct Intersection at Highways 152 & 156, Santa Clara County.	\$7,000,000.00
1528.	Ohio .....	City of Fostoria/Seneca County loop road along rt. 23.	\$7,700,000.00
1529.	Mississippi .....	U.S. Highway 98 access improvement at Interstate 59, Lamar County.	\$5,000,000.00
1530.	California .....	Design and environmental analysis for State Route 11 connecting State Route 905 to the new East Otay Mesa Port of Entry, San Diego.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1531.	Michigan .....	Resurfacing of Nine Mile Road, Eastpointe.	\$1,040,000.00
1532.	New York .....	Improve Tistle Road/Old Kings Highway intersection, Saugerties.	\$500,000.00
1533.	California .....	Upgrade existing county highway J59 in Tuolumne, Stanislaus and Merced Counties.	\$2,000,000.00
1534.	North Carolina ...	Acquire, design and renovate historic rail station into a multimodal center in downtown Winston Salem.	\$4,000,000.00
1535.	California .....	Construct Marin-Sonoma Narrows bicycle and pedestrian walkway.	\$500,000.00
1536.	Oklahoma .....	I-40 Crosstown Expressway realignment project from I-44 to I-35 in Oklahoma City, OK.	\$13,000,000.00
1537.	Colorado .....	C-470 & Hwy 85 Interchange Reconstruction: Replace interchange ramps, bridge widening, lane improvements.	\$6,000,000.00
1538.	Tennessee .....	Improve heavy vehicle access to interstate 55 from proposed Super Terminal distribution center along Malory Avenue, Shelby County.	\$3,000,000.00
1539.	Idaho .....	To construct a bypass corridor around the City of Twin Falls for US-93.	\$4,500,000.00
1540.	Illinois .....	Undertake Dempster St. Commercial corridor improvements project, Morton Grove.	\$250,000.00
1541.	Ohio .....	Improvements to 4 intersections at Lake Center St. North through Route 619 in Lake Township.	\$2,200,000.00
1542.	Minnesota .....	Design, engineering, and ROW for the French Rapids Bridge, City of Brainerd.	\$800,000.00
1543.	Ohio .....	Acquire land along US 24, Lucas County.	\$1,000,000.00
1544.	California .....	Conduct a project study to examine an interchange at State Route 165 and Bradbury Road, Merced County.	\$500,000.00
1545.	New York .....	Construct parking spaces in Elmira, NY, on North Main Street.	\$500,000.00
1546.	Indiana .....	Reconstruct 45th Avenue from Colfax Street to Grant Street, Lake County.	\$2,700,000.00
1547.	Michigan .....	Rebuilding Jackson Road with experimental materials.	\$5,000,000.00
1548.	Florida .....	Expansion from 2 to 4 lanes with grassed median, from Interstate 10 to US 90.	\$10,000,000.00
1549.	North Carolina ...	The reconstruction of US Hwy 19 from Cherokee County, NC to Maggie Valley, NC.	\$7,300,000.00
1550.	New York .....	Continuation of the public awareness program about transportation infrastructure, Lower Manhattan.	\$600,000.00
1551.	Kentucky .....	Rehabilitate I-75 Brent Spence Bridge ...	\$7,000,000.00
1552.	California .....	Widen Washington Blvd, Commerce .....	\$3,000,000.00
1553.	Pennsylvania .....	Route 422 improvement project from Ebensburg to Indiana, PA.	\$1,500,000.00
1554.	Texas .....	Completion of JBS Parkway by connecting IH-20, the 2 segments of JBS Parkway across the railroad right-of-way and BI20.	\$5,000,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
1555.	Oregon .....	North Bend Waterfront District Bike/Pedestrian project.	\$600,000.00
1556.	Ohio .....	SR 82 bridge construction in Macedonia City.	\$3,000,000.00
1557.	Michigan .....	Reconstruction of County Road 612 from W. County Line to County Road 491, Montmorency County.	\$800,000.00
1558.	Ohio .....	Construct grade separation at State Route 252, Cuyahoga County.	\$460,000.00
1559.	New York .....	Replace bridge over Mud Pond Outlet on Spring Lake Road.	\$400,000.00
1560.	Illinois .....	Upgrade connector road from I-255 to Rt. 3, Sauget.	\$2,400,000.00
1561.	New Jersey .....	Installation of automatic track switch, Port Reading/Woodbridge.	\$800,000.00
1562.	Georgia .....	Streetscape [pedestrian safety enhancements, sidewalks, curb replacement, restoration, landscaping, ADA compliance, restoration], Albany.	\$1,000,000.00
1563.	Wisconsin .....	Reconstruct and rebuild bridge over St. Croix River from Houlton, WI to Stillwater, MN.	\$6,000,000.00
1564.	Washington .....	Replace existing seismically vulnerable viaduct and adjacent seawall, Seattle.	\$12,000,000.00
1565.	Illinois .....	Expedite engineering studies, land acquisition, and construction to widen I-55 between I-80 and Naperville Road.	\$3,500,000.00
1566.	Oregon .....	Gateway Urban Renewal District Development Plan for reconstruction and/or new construction of local multi-modal street projects.	\$7,800,000.00
1567.	Mississippi .....	Upgrade roads in Anguilla and Rolling Fork, Sharkey County.	\$1,000,000.00
1568.	Georgia .....	Streetscape [pedestrian safety enhancements, curb replacement, landscaping, ADA compliance], Cordele.	\$500,000.00
1569.	California .....	Colima Road/ Fullerton Road intersection improvements in the city of Rowland Heights.	\$1,000,000.00
1570.	Arizona .....	Replace Veterans' Memorial Overpass and upgrade it's associated roadway approaches, Pima County.	\$2,000,000.00
1571.	Illinois .....	Upgrade roads, Plainfield .....	\$500,000.00
1572.	New York .....	Rehabilitation of Rt. 100 from Virginia Road to Westchester Community College.	\$1,100,000.00
1573.	New Mexico .....	Widen the US 491 (formerly US 666) corridor from Gallup north to Shiprock.	\$2,000,000.00
1574.	California .....	Reconstruct I-710 southern terminus off ramps, Long Beach.	\$1,000,000.00
1575.	New Hampshire	Design, right-of-way procurement, and construction from intersection NH 110 and 1st Avenue to Wight Street in Berlin, NH.	\$2,860,000.00
1576.	New Jersey .....	Improvements to Clove Road and Long Hill Road in Little Falls & Upper Mountain Avenue in Montclair.	\$2,650,000.00
1577.	Texas .....	Port of Corpus Christi Joe Fulton International Trade Corridor for congestion and safety enhancements.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1578.	New York .....	Rehabilitate 125th Street Corridor from Old Broadway to Marginal Street/Waterfront.	\$2,000,000.00
1579.	Florida .....	Dinky Line Trail from SR 527 to South Lake Formosa Drive in Orlando, Florida.	\$500,000.00
1580.	Texas .....	Relief route for US 271 from US 67 to FM 3417 around the west side of Mount Pleasant in Titus County.	\$2,000,000.00
1581.	Texas .....	Reconstruct the I-35E Bridge over the Trinity River in Dallas, Texas.	\$1,000,000.00
1582.	Pennsylvania .....	Independence National Historic Park transportation enhancements: pedestrian facilities, and safety improvements, including landscaping.	\$4,500,000.00
1583.	California .....	Design and Implement Trails and Bikeways Plan for the Golden Gate National Recreation Area and Presidio.	\$5,000,000.00
1584.	Illinois .....	Upgrade roads in the vicinity of Henry Horner Homes, Chicago.	\$1,000,000.00
1585.	New York .....	Construct Lower Falls Pedestrian Bridge and Approaches, Rochester.	\$1,000,000.00
1586.	Pennsylvania .....	Replace a highway railcrossing in Osborne, PA.	\$2,000,000.00
1587.	Oklahoma .....	Reconstruct US412P East to I-44 from regional port.	\$7,250,000.00
1588.	Arkansas .....	Improvements to Bridge #19032 in Sulphur Springs.	\$50,000.00
1589.	New York .....	Reconstruction of 3.28 miles of Surrey Meadow subdivision in Town of Chester- NY.	\$729,000.00
1590.	California .....	Construct Inland Empire Transportation Management Center to better regulate traffic and dispatch personnel to incidents, Fontana.	\$1,500,000.00
1591.	American Samoa	Village road improvements for Sua Vaifanua, and Saole counties in the Eastern District.	\$2,000,000.00
1592.	Minnesota .....	Reconstruction of CSAH 7 from Itasca County Road 341 to Scenic State Park entrance, Itasca County.	\$2,800,000.00
1593.	Washington .....	Renton 405/167 - Rebuild the SR 167 and I-405 interchange and add additional lanes to relieve congestion.	\$2,000,000.00
1594.	Michigan .....	Convert existing interchange at Cedar Street and Pennsylvania Avenue off I-96.	\$1,900,000.00
1595.	Connecticut .....	Construct Salem Greenway .....	\$65,000.00
1596.	New York .....	Pedestrian walkway improvements along Sunrise Highway, Lynbrook.	\$500,000.00
1597.	New York .....	Roadway improvements to Jackson Avenue between Jericho Turnpike and Teibrook Avenue, Nassau County.	\$2,000,000.00
1598.	Iowa .....	Reconstruct 14.3-miles of I-235 mainline roadway through Des Moines metro area.	\$8,000,000.00
1599.	Florida .....	Church Street Road Improvements, Orlando.	\$13,000,000.00
1600.	Ohio .....	Bridge rehabilitation crossing the Tuscarawas River in the City of Massillon.	\$335,600.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1601.	Michigan .....	Nonmotorized Pathway, City of Rockwood.	\$426,000.00
1602.	Virginia .....	Highway Connector Road to Marine Terminal Site, Portsmouth.	\$2,000,000.00
1603.	Florida .....	Upgrade I-75 from 6 to 8 lanes between SR 54 and SR 52 in Pasco & Hernando County.	\$2,000,000.00
1604.	Arkansas .....	Widening of Highway 118 to four lanes from I-40 interchange North.	\$3,000,000.00
1605.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Loudon, TN.	\$57,000.00
1606.	Michigan .....	I-94 Widening Bt. 12th St/Sprinkle Rd	\$14,000,000.00
1607.	Texas .....	This project will continue the development and integration of statewide ITS systems.	\$2,500,000.00
1608.	Mississippi .....	Upgrade roads in Terry (U.S. hwy 51 and I-55), Edwards (U.S. Hwy 80, 22 and I-20), Utica (U.S. Hwy 18 and 27), and Bolton (U.S. Hwy. 80 and I-20), Hinds County.	\$1,366,000.00
1609.	Connecticut .....	Construct Farmington Canal Greenway, New Haven.	\$2,000,000.00
1610.	Michigan .....	Menominee County Road 557 Bridge Replacement over the Little Cedar River.	\$280,000.00
1611.	California .....	Improvements (including arterial street rehabilitation) to enhance traffic and pedestrian safety in Northridge, Granada Hills, and Porter Ranch, Los Angeles.	\$3,750,000.00
1612.	Michigan .....	Carpenter Road - 700 feet South of Textile Road to I-94, Washtenaw County.	\$2,000,000.00
1613.	Maryland .....	MD 30 Hampstead Bypass .....	\$1,000,000.00
1614.	Massachusetts .....	Relocation of Route 79, creating 4-lane urban boulevard with landscaped median, opening up 8.5 acres of developable waterfront land, Fall River.	\$5,000,000.00
1615.	Arkansas .....	Upgrade Pedee Creek Bridge and approaches, Logan County.	\$240,000.00
1616.	New York .....	Utica Marsh-Restablish Water Street. Entails various road openings and improvements.	\$2,650,000.00
1617.	Wisconsin .....	Widen State Highway 64 between Houlton and New Richmond.	\$4,500,000.00
1618.	Illinois .....	Veterans Drive upgrades in Pekin .....	\$800,000.00
1619.	Ohio .....	Construct the existing IR 70 interchange at US 40, SR 331 west of St Clairsville.	\$12,000,000.00
1620.	California .....	Install signal pre-emption hardware at 53 traffic signals throughout Culver City to improve bus and first responder travel times.	\$108,000.00
1621.	Arizona .....	Construct 73 miles of wheelchair accessible trails on the north and south rims of the Grand Canyon.	\$2,000,000.00
1622.	Louisiana .....	Conduct multimodal corridor study from Louis Armstrong New Orleans International Airport to New Orleans Central Business District.	\$2,500,000.00
1623.	Tennessee .....	Construction of greenway in Knoxville ...	\$2,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1624.	Virginia .....	<i>Ceres Recreation Trail and Center - design and construct pedestrian/bicycle recreation trail in the community of Ceres and establish trail center.</i>	\$250,000.00
1625.	Alabama .....	<i>Interchange at I-65 and Limestone County 24/Browns Ferry Road, Tanner.</i>	\$1,000,000.00
1626.	Illinois .....	<i>Construct access road to Southern Illinois University's Research Park from Hwy 51.</i>	\$1,636,000.00
1627.	Illinois .....	<i>Construct I-80/Ridgeland Avenue interchange, Tinley Park.</i>	\$700,000.00
1628.	New York .....	<i>Reconstructs Empire Boulevard from Nostrand Avenue to Utica Avenue.</i>	\$4,000,000.00
1629.	Pennsylvania .....	<i>Construct Southern Beltway (US 22 to Mon Fayette Expressway).</i>	\$2,000,000.00
1630.	Texas .....	<i>Provide an intermodal roadway connection from SH87 to the Port of Port Arthur.</i>	\$1,500,000.00
1631.	Indiana .....	<i>New road construction for McClung Road from State Road 39 to Park Street in LaPorte, Indiana.</i>	\$1,000,000.00
1632.	New Jersey .....	<i>Replacement of Sparta Stanhope Road Bridge.</i>	\$1,000,000.00
1633.	Arkansas .....	<i>Development of infrastructure road to Russellville's intermodal facilities.</i>	\$2,000,000.00
1634.	Ohio .....	<i>Eastgate Area improvements for Interchange Improvements at Route 32 &amp; I-275 in Clermont County.</i>	\$4,100,000.00
1635.	Texas .....	<i>Extend Munn Street from Demaree Ln to Gellhorn Drive.</i>	\$1,000,000.00
1636.	California .....	<i>Geary Boulevard Improvements, San Francisco.</i>	\$12,000,000.00
1637.	Illinois .....	<i>Upgrades to Cockrell Lane in Springfield.</i>	\$800,000.00
1638.	Michigan .....	<i>Construct railroad grade separation on M-85 (Fort Street) North of Van Horn Road, Trenton.</i>	\$250,000.00
1639.	Illinois .....	<i>Improve Great River Road, Mercer County.</i>	\$500,000.00
1640.	Florida .....	<i>Connect Interstate 4 with the Tampa Port.</i>	\$8,000,000.00
1641.	Illinois .....	<i>Municipal Drive (Sugar Grove): Extension North from Rt. 30 to Wheeler Rd. and Galena Blvd. Extension west of Rt. 47.</i>	\$4,760,000.00
1642.	Georgia .....	<i>Bicycle and pedestrian trail connecting Dabney-Hunter-Simmons Park with Davidson Parkway, City of Stockbridge.</i>	\$1,000,000.00
1643.	California .....	<i>Reconstruct interchange with partial-cloverleaf on-ramp for south-bound traffic entering I-80 from Central Avenue, City of Richmond.</i>	\$3,000,000.00
1644.	Illinois .....	<i>Improve roads and grade separations in the vicinity of 130th Street and Torrance Avenue, Chicago.</i>	\$4,000,000.00
1645.	New Jersey .....	<i>Construction and rehabilitation of bridges W-7, W-8, and W-9 connecting Manasquan and Brielle Boroughs.</i>	\$2,500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1646.	New York .....	Conduct studies to consider transportation planning and community involvement for infrastructure projects that address congestion relief, New York City.	\$1,000,000.00
1647.	Mississippi .....	Upgrade roads in North Carrollton (U.S. Hwy 35 and 82) McCain Street, South Street, Love Street, and Colver Street, Carroll County.	\$500,000.00
1648.	Louisiana .....	Upgrade the 3.6 mile section of LA 478 from I-49 at exit 132 to LA 1 south of Natchitoches, LA.	\$5,650,000.00
1649.	Washington .....	Replace I5 exit 79 interchange bridge along Chamber of Commerce Way to provide more capacity.	\$2,000,000.00
1650.	Illinois .....	Widen U.S. Route 30 from Rock Falls to Round Grove, Whiteside County.	\$500,000.00
1651.	California .....	Rosecrans Avenue/Aviation Blvd/Douglas Street improvements to reduce congestion and improve traffic flow, El Segundo.	\$6,000,000.00
1652.	New York .....	Update all county and town signage in Wayne County, NY.	\$75,000.00
1653.	New Mexico .....	Construct the four lane expansion of U.S. 62/180 from Carlsbad, New Mexico to Texas State line.	\$10,000,000.00
1654.	Illinois .....	Upgrade 31st Street and Golfview Road intersection and construct parking facilities, Brookfield.	\$6,400,000.00
1655.	South Carolina ..	Install and improve highway-rail crossing safety devices, Richland and Orangeburg Counties.	\$992,000.00
1656.	North Carolina ...	Widen SR 1165 from Parish Mill Road to Dabney Drive, Henderson.	\$960,000.00
1657.	New York .....	Safety enhancements on East Shore Road in Town of Warwick-NY.	\$1,000,000.00
1658.	Iowa .....	Upgrade Collins Road (Iowa Highway 100) and 1st Avenue in Cedar Rapids, Iowa.	\$2,600,000.00
1659.	Alaska .....	Bridge over Fish Creek in Matanuska-Susitna Borough.	\$1,000,000.00
1660.	Georgia .....	Addition of barrier-separated HOV lanes on SR 316 from the I-85 interchange to SR 20, Gwinnett Co.	\$500,000.00
1661.	Arkansas .....	Improvement of County Road 32, Little Garnett/Cane Creek, Lincoln County.	\$500,000.00
1662.	New York .....	Rehabilitate and Improve Erie Station Road, Route 15-I390 in the Town of Henrietta.	\$1,000,000.00
1663.	Indiana .....	Construct pedestrian islands and narrow campus streets in the City of Anderson, Indiana.	\$1,000,000.00
1664.	California .....	Technical Feasibility Study for the 710 Tunnel to connect the 710 to the 210.	\$3,000,000.00
1665.	Ohio .....	Multi-use, non-motorized use, recreational trail that will connect Miami, Montgomery, Warren, and Butler Counties in SW Ohio.	\$3,000,000.00
1666.	Florida .....	I-75 Interchange Improvements in Pembroke Pines, Broward County, Florida.	\$2,000,000.00
1667.	Louisiana .....	Construct I-20/Tarbutton Road Interchange, Lincoln Parish.	\$2,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1668.	California .....	Replace Winters Bridge, Yolo County .....	\$2,000,000.00
1669.	Michigan .....	White Pine Trail State Park paving project.	\$1,500,000.00
1670.	California .....	Construct Route 101 Auxiliary Lanes 3rd Ave in the City of San Mateo to Millbrae Ave in Millbrae.	\$4,200,000.00
1671.	New York .....	Downtown Flushing traffic & Pedestrian improvements.	\$1,000,000.00
1672.	Massachusetts .....	Extension, resurfacing and alignment improvements to the Norwottuck Rail Trail, Hampshire County.	\$6,000,000.00
1673.	Indiana .....	Widen Wheeling Avenue from Centennial Road to McGalliard Road in the City of Muncie, Indiana.	\$960,000.00
1674.	Ohio .....	Construct interchange at CR 80 on IR 77 near Dover.	\$5,000,000.00
1675.	California .....	Repair and realignment of Brahma Drive and Winnetka Avenue, which serves the students of Los Angeles Pierce College.	\$600,000.00
1676.	New York .....	Implement ITS system and apparatus to enhance citywide truck route system on Avenue P between Coney Island Avenue and Ocean Avenue in the 9th District of New York.	\$100,000.00
1677.	Oregon .....	Interstate-5 Trade Corridor for preliminary engineering of Columbia River vehicle and transit crossings and interchange improvements.	\$6,000,000.00
1678.	Texas .....	Widen 4-lane urban divided roadway with raised median on FM 1637, McLennan County.	\$4,000,000.00
1679.	Florida .....	Construct US 17-92 Improvements in Maitland, Florida.	\$1,500,000.00
1680.	California .....	Widen State Route 112 to four lanes through Jamieson Canyon (between Interstate 80 and SR 29).	\$8,000,000.00
1681.	New York .....	Improve Queens Boulevard, New York ....	\$500,000.00
1682.	Vermont .....	Construction of the Lamoille Valley Rail Trail for the Vermont Association of Snow Travelers.	\$7,268,486.00
1683.	Florida .....	Construct SR 9B Extension in St. Johns County, Florida.	\$2,800,000.00
1684.	Massachusetts .....	Pedestrian access and streetscape improvements in the area of Huntington Avenue, Longwood Avenue, and Palace Road, Boston.	\$2,100,000.00
1685.	Pennsylvania .....	Improve Route 666 from Henry's Bend in Forest County to junction with Route 948 in Warren County.	\$1,000,000.00
1686.	West Virginia .....	Fairmont Gateway Connector System to provide an improved highway link between downtown Fairmont and I-79 in the vicinity of Fairmont.	\$20,000,000.00
1687.	Michigan .....	Study to determine replacement options for obsolete and structurally deteriorating bridge (Trenton- Grosse Ile Bridge) including approach roadways, Charter County of Wayne.	\$750,000.00
1688.	Illinois .....	Construct streetscape project, Orland Hills.	\$350,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1689.	Kansas .....	Deployment of an Intelligent Traffic System within the Wichita Metropolitan Area.	\$7,000,000.00
1690.	Indiana .....	Realign and depress I-70 to make way for new airport Interchange, Indianapolis.	\$10,000,000.00
1691.	Illinois .....	Reconstruct Old Madison Rd and interconnected roadways, St. Clair County.	\$2,000,000.00
1692.	North Carolina ...	Garden Parkway -- Project proposes to construct multilane freeway that will provide a high-speed corridor around south side of Gastonia.	\$2,500,000.00
1693.	Ohio .....	Reconstruct I-75/I-475 Interchange, Toledo.	\$3,000,000.00
1694.	Illinois .....	Upgrade Keystone Avenue and Homan Avenue, Robbins.	\$1,000,000.00
1695.	Tennessee .....	Develop trails, bike paths and recreational facilities on the Crest of Black Mountain, Cumberland County for Cumberland Trail State Park.	\$250,000.00
1696.	Nevada .....	Improve Lake Mead Parkway Henderson, Nevada.	\$1,500,000.00
1697.	Louisiana .....	LA 42 in Ascension Parish, and LA 73 improvements.	\$10,000,000.00
1698.	Tennessee .....	Widen SR35/US-411 beginning in Sevier County an crossing through Jefferson County, ending at I-40 in Cocke County.	\$2,000,000.00
1699.	Texas .....	Construction of Old Hueco Tanks Road from Interstate 10 to FM76, Socorro.	\$2,500,000.00
1700.	Ohio .....	Construct full movement interchange on I-75 at Austin Pike from Wood Road to the west and SR41 to the east.	\$7,500,000.00
1701.	New York .....	Replace bridge over CSX lines on Highbridge Road.	\$400,000.00
1702.	Iowa .....	Reconstruct NW 70th Avenue from 86th Street to NW Beaver Drive.	\$5,000,000.00
1703.	Georgia .....	Upgrade SR141 corridor in the Buckhead Community Improvement District.	\$2,000,000.00
1704.	Ohio .....	Bridge replacement over the Nimishillen Creek in the City of Canton.	\$400,000.00
1705.	Illinois .....	US 67 Corridor Concord/Arenzville Rd. to East of IL 100.	\$1,000,000.00
1706.	Alabama .....	City of Vestavia Hills pedestrian walkway to cross U.S. 31.	\$500,000.00
1707.	Mississippi .....	State Route 609 to State Highway 15 connector, Jackson and Harrison Counties.	\$3,000,000.00
1708.	Wisconsin .....	Reconstruct State Highway 45, City of Antigo.	\$1,000,000.00
1709.	California .....	Widen Santa Maria River Bridge on U.S. Highway 101 between Santa Barbara County and San Luis Obispo County.	\$3,400,000.00
1710.	Illinois .....	Improve 83rd Street from Roberts Road to 83rd Avenue and improve 79th Street/88th Avenue intersection, Justice.	\$5,250,000.00
1711.	California .....	Improve Central Avenue Historic Corridor Streetscape, Los Angeles.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1712.	Massachusetts .....	Safety and Operational improvements to three Route 128 North exchanges, Town of Danvers.	\$3,000,000.00
1713.	Illinois .....	Resurface Elston Avenue, Chicago .....	\$2,000,000.00
1714.	New York .....	Atlantic Avenue Highway Access Improvement between Van Wyck Expressway and Jamaica Station.	\$5,000,000.00
1715.	Florida .....	Construct I-4/GreeneWay Ramp Connector in Seminole County, Florida.	\$5,000,000.00
1716.	New York .....	Reconstruct pedestrian walkways located in the Bronx.	\$1,000,000.00
1717.	Illinois .....	Metra/Anderson Rd. (Elburn Station): Construction of a new roadway and grade separation of the UP West Line east of Elburn, IL.	\$9,500,000.00
1718.	South Carolina ..	Replacement of Greenville County maintained bridges.	\$2,000,000.00
1719.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of a connector road between Pennsylvania State Route 93 and Pennsylvania State Route 309, Hazle Township.	\$600,000.00
1720.	Oklahoma .....	Construction of Midwest City Pedestrian Walkway.	\$1,000,000.00
1721.	Texas .....	The project is part of the 177-mile Grand Parkway loop being constructed around the metropolitan Houston Area.	\$11,500,000.00
1722.	Massachusetts .....	Rehabilitation of Route 21 bridge over the Chicopee River, Springfield.	\$2,030,000.00
1723.	New Jersey .....	Replacement of the Magnolia Avenue Bridge over Route 1 & 9, Elizabeth City.	\$1,000,000.00
1724.	Illinois .....	For engineering, right-of-way acquisition and reconstruction of two existing lanes on Arsenal Road from Baseline Rd to Rt 53.	\$1,750,000.00
1725.	Iowa .....	Construction and replacement of a deficient bridge at U.S. Highway 34 Missouri River Bridge at Glenwood, IA (Mills County).	\$2,500,000.00
1726.	Illinois .....	Upgrade roads and bridges, Chicago .....	\$1,000,000.00
1727.	Illinois .....	Upgrade roads in the vicinity of Rockwell Gardens, Chicago.	\$1,180,000.00
1728.	Virginia .....	Upgrade/Widen Route 11 at Maurertown in Shenandoah County.	\$1,000,000.00
1729.	Michigan .....	Reconstruct 3.2 miles of I-96 including all ramps at M-39, Detroit.	\$2,000,000.00
1730.	New York .....	Road construction at new Town Hall facility in Town of Kent, NY.	\$750,000.00
1731.	Illinois .....	Upgrade streets, Stickney Township .....	\$5,000,000.00
1732.	Minnesota .....	Construct bike-walk trail between the cities of Isanti and Cambridge in the State Highway 65 Corridor.	\$288,602.00
1733.	Illinois .....	Improve Ogden Avenue, Chicago .....	\$13,000,000.00
1734.	Pennsylvania .....	Improve Route 322 at Halls Run in Venango County.	\$1,700,000.00
1735.	Colorado .....	Construct East Corridor project .....	\$2,000,000.00
1736.	California .....	Provide widening of the existing two-lane railroad underpass on SR89 in Nevada County.	\$3,000,000.00
1737.	New York .....	Staten Island Fast Ferry Purchase .....	\$14,000,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
1738.	Tennessee .....	Interchange planning on I-65 at Highland Road.	\$400,000.00
1739.	Oklahoma .....	Construct SH3 improvements from Antlers to Broken Bow.	\$15,000,000.00
1740.	Illinois .....	Improve roads and construct pedestrian underpass, Western Springs.	\$2,790,000.00
1741.	Arkansas .....	Improvement of Sugarloaf Road and Sugarloaf Bridge Construction, Clark County.	\$500,000.00
1742.	Ohio .....	Road improvements from Elton St. North to Wooster St. in Tuscarawas Township.	\$800,000.00
1743.	Missouri .....	Hanley Road Improvements, St. Louis County.	\$2,000,000.00
1744.	Tennessee .....	Construct portion of new State Route 374 Bypass west of Clarksville.	\$3,400,000.00
1745.	Florida .....	Miami River Greenway Roadway Improvements and 5th Street Improvements.	\$1,000,000.00
1746.	Michigan .....	Improve Fed Forest HWY 16 from M-38 to Houghton County Line, Ontonagon County.	\$500,000.00
1747.	Illinois .....	Upgrade Ridge Avenue, Evanston .....	\$3,000,000.00
1748.	New Jersey .....	Garden State Parkway Grade Separation, Cape May County. Eliminates 3 at grade interchanges (9,10,11) & replace with grade separations.	\$45,000,000.00
1749.	Oklahoma .....	Improvements to I-235 (Broadway Extension) from 36th St. To 63rd St. in Oklahoma City, OK.	\$1,000,000.00
1750.	California .....	Improve access from I-8 and construct parking lot for the Imperial Sand Dunes Recreation Area Visitors Center, Imperial Valley.	\$1,000,000.00
1751.	Oklahoma .....	HW 60 Pawhuska to Bartlesville, Osage Co.	\$2,000,000.00
1752.	Maryland .....	Upgrade conduit for traffic signal system, street lighting, and traffic-related video cameras, Baltimore.	\$1,700,000.00
1753.	Washington .....	Overpass improvement along 3 mile section of SR501, between MP 0 and MP 3.	\$1,000,000.00
1754.	Ohio .....	Construct Portage Bike and Hike Trail, Portage County.	\$1,000,000.00
1755.	Tennessee .....	Widen State Route 33 in Knox County, TN.	\$6,500,000.00
1756.	Illinois .....	Upgrade Curtis Rd in conjunction with state plan for I-57 interchange, from Duncan Rd to 1st St in Champaign.	\$7,000,000.00
1757.	Washington .....	Avenue D Reconstruction, Snohomish .....	\$1,800,000.00
1758.	Illinois .....	de roads, Village of Hillside .....	\$1,000,000.00
1759.	Louisiana .....	North-South Corridor from Houma/Thibodaux to I-10.	\$5,000,000.00
1760.	New York .....	Construction of and improvements to Main Street in the Town of Eden.	\$500,000.00
1761.	California .....	State Route 52 East upgrade (SR 125 to SR 67).	\$6,400,000.00
1762.	California .....	I-80 at Eureka Road Interchange -Improve access to I-80 by reducing traffic congestion at two heavily traveled on-ramps at Eureka Road and Riverside Avenue in Placer County.	\$2,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1763.	Massachusetts .....	Study and design I-93 / Mystic Avenue Interchange at Assembly Sq, Somerville.	\$500,000.00
1764.	Tennessee .....	Construct roundabout intersection at Hwy 41A and Hwy 49, Pleasant View.	\$900,000.00
1765.	California .....	Bay Road improvements between Clarke Avenue and Cooley Landing. Northern access improvements between University and Illinois Avenues, East Palo Alto.	\$4,000,000.00
1766.	Texas .....	Construct new intersection direct connections between IH-635 and IH-35E, Dallas County, Texas.	\$17,000,000.00
1767.	Texas .....	Continuation of item number 92 of the table contained in section 1602 of the Transportation Equity Act for the 21st Century.	\$2,500,000.00
1768.	California .....	Transportation enhancements, Bellflower	\$75,000.00
1769.	Texas .....	Implement the recommendations of a forthcoming study on reducing congestion in and around the Texas Medical Center.	\$5,000,000.00
1770.	Arkansas .....	Improvements to Jenny Lind Road and Ingersoll Road in Fort Smith.	\$6,000,000.00
1771.	New York .....	Design/Environmental work on the Inner Loop from Clinton Avenue to East Main Street, Rochester.	\$2,400,000.00
1772.	New York .....	Implement ITS system and apparatus to enhance citywide truck route system on Victory Blvd Between Travis Ave and West Shore Expressway Travis Section of SI.	\$100,000.00
1773.	Maine .....	Gorham Village Bypass, Gorham .....	\$9,600,000.00
1774.	Michigan .....	Street Project for Access Road to Develop 65-Acre of Municipal Tract of Industrial Land, Village of Cass City, Tuscola County.	\$23,160.00
1775.	Colorado .....	Roadway widening and interchange rebuilding on I-225 from I-70 to Parker road.	\$14,000,000.00
1776.	Indiana .....	Improve Baile Street, Kentland .....	\$300,000.00
1777.	Virginia .....	Extension of six-lane section of U.S. Rt. 29 between Eaton Place at Rt. 123.	\$3,000,000.00
1778.	Georgia .....	Improve sidewalks, upgrade lighting, and add landscaping in downtown Glennville.	\$680,000.00
1779.	Georgia .....	Construct Effingham bypass, SR 21 to SR 275.	\$3,500,000.00
1780.	Texas .....	SH 114/SH 121 "Funnel Project" - Preliminary Engineering Study.	\$4,000,000.00
1781.	Georgia .....	DeKalb schools pedestrian safety upgrades.	\$4,500,000.00
1782.	Washington .....	Install dual left turn lanes and intersection signal modifications at SR432 and Columbia Blvd.	\$1,750,000.00
1783.	Indiana .....	Reconstruction of .46 miles of Range Line Rd. and replacement of Hamilton County Bridge number 194 in Carmel, IN.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1784.	California .....	Land acquisition to mitigate impacts to natural habitats and wetlands caused by highway projects on US1 and US101 in areas around Solstice Canyon in the Santa Monica National Mountains Recreation Area.	\$1,000,000.00
1785.	Arizona .....	Construct and replace Safford 8th Avenue north of Safford, Arizona.	\$3,000,000.00
1786.	California .....	Construct overpass at Central Avenue Overpass and the Union Pacific railroad crossing, Newark.	\$1,000,000.00
1787.	Oregon .....	Widen Oregon Highway 217 between Tualatin Valley Highway and the US 26 interchange, Beaverton.	\$6,250,000.00
1788.	South Carolina ..	I-73 Interstate from South Carolina State line to Myrtle Beach Area.	\$10,000,000.00
1789.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Athens, TN.	\$99,000.00
1790.	Texas .....	Extend Dowlen Rd. from College St. to Walden Rd., Beaumont.	\$3,460,000.00
1791.	Louisiana .....	Peters Road improvements in Plaquemines Parish.	\$1,000,000.00
1792.	Florida .....	Expand I-95/Palm Coast Parkway Interchange in Flagler County, Florida.	\$3,000,000.00
1793.	New Mexico .....	Improvements to U.S. Highway 87 from Raton to Clayton.	\$2,000,000.00
1794.	New York .....	Implement traffic calming and safety improvements in the Gateway to Great Neck area.	\$400,000.00
1795.	Tennessee .....	Increase safety at intersections on US11E through Russellville, Whitesburg, Bulls Gap and I-81, roadway improvements for local access roads.	\$500,000.00
1796.	Massachusetts .....	Charlemont Bridge, Route 2. Replacement of the Charlemont Bridge that crosses Deerfield River, Charlemont.	\$4,800,000.00
1797.	New York .....	Install Improvements for Pedestrian Safety in the vicinity of IS 194.	\$250,000.00
1798.	Florida .....	Extension of Apopka Bypass-Maitland Boulevard in Orange County, Florida.	\$1,000,000.00
1799.	Virginia .....	Jamestown 2007, To provide transportation infrastructure for visitors to Jamestown Island.	\$2,750,000.00
1800.	Minnesota .....	Trunk Highway 23 bypass of the city of Paymesville.	\$3,000,000.00
1801.	New York .....	Construct improvements on Rt. 12-Phase I other projects.	\$1,205,000.00
1802.	Florida .....	Widening and improvements to Snake Road (BIA Rt. 1281) in Hendry County.	\$1,000,000.00
1803.	Texas .....	Expansion and improvements to Loop 304, Crockett.	\$16,000,000.00
1804.	South Carolina ..	McClellan Road Bridge in Anderson County.	\$310,000.00
1805.	Michigan .....	Construction of I-696 freeway ramps, Southfield.	\$1,000,000.00
1806.	Georgia .....	Revitalization project will extend and resurface the Roberta Walker Trail, Roberta.	\$500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1807.	California .....	Provides funding for the construction of auxiliary lanes in each direction of U.S. 101 from Marsh Road to the Santa Clara County line.	\$2,000,000.00
1808.	New York .....	Wayne County rails to trails initiative, creating bicycle/pedestrian trails.	\$345,000.00
1809.	Arkansas .....	Widen and replace bridges on Hopewell Road, Union County.	\$500,000.00
1810.	New York .....	Construct Setauket/Port Jefferson Station Greenway Trail.	\$5,000,000.00
1811.	California .....	Construct new ramps to Route 262, widen 262, reconstruct railroad bridges, Fremont.	\$3,000,000.00
1812.	Michigan .....	Resurfacing of Eleven Mile Road, St. Clair Shores.	\$480,000.00
1813.	Illinois .....	Construction of new access road from Hazel Dell Lane to Hope School in Springfield.	\$75,000.00
1814.	New York .....	Construction of a new entrance ramp from 9A Southbound to the Taconic State Parkway Southbound near the northbound Taconic exit ramp to 9A.	\$1,000,000.00
1815.	New York .....	Route 590 Reconstruction Project in the Town of Irondequoit, NY.	\$4,000,000.00
1816.	New York .....	Improve Hospital Road Bridge between CR99 and CR101, Patchogue.	\$6,000,000.00
1817.	Minnesota .....	Interchange at CSAH & Hwy 24 in Cannon Falls, project development cost three interchange sites & one overpass along 52.	\$1,000,000.00
1818.	New York .....	Queens and Brooklyn County Graffiti Elimination Program including Kings Highway from Ocean Parkway to McDonald Avenue.	\$4,000,000.00
1819.	Texas .....	Construction of La Entrada al Pacifico south of Odessa to relieve traffic from El Paso and Del Rio.	\$5,000,000.00
1820.	Alabama .....	Additional lanes would be added to SR-167 from Troy to Enterprise.	\$1,000,000.00
1821.	Ohio .....	Improve SR 14/Washingtonville Rd Intersection, Washingtonville.	\$824,000.00
1822.	Ohio .....	Transportation Museum facility expansion and improvements, City of Warren.	\$750,000.00
1823.	New York .....	Install Improvements for Pedestrian Safety in the vicinity of PS 277.	\$250,000.00
1824.	Kentucky .....	Construct the Albany Bypass, Clinton County.	\$4,000,000.00
1825.	Massachusetts .....	Route 110 & I-93 rotary improvements	\$1,500,000.00
1826.	Tennessee .....	Upgrade circuit at gates/lights for Bristol grade crossing (Cedar Street) to intelligent systems that eliminate current variability.	\$50,000.00
1827.	Massachusetts .....	Improvements to Mass. Ave, Andover Street, Osgood Street, Salem Street, and Johnson Street, Town of North Andover.	\$1,000,000.00
1828.	New York .....	Construct W. 79th St. Rotunda, New York City.	\$2,000,000.00
1829.	California .....	Conduct Study and Construct Mc Kinley Interchange at SR 120 Project, Manteca, CA.	\$4,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1830.	Indiana .....	Construct Margaret Avenue Underpass in Terre Haute.	\$4,000,000.00
1831.	Kansas .....	Removal of structurally deficient bridge and construction of a new major river crossing of Topeka Blvd. over the Kansas River.	\$7,000,000.00
1832.	Michigan .....	Replacement of the interchange at 44th Street and US-131 in Grand Rapids.	\$8,700,000.00
1833.	New Jersey .....	Pedestrian, safety, and street lighting improvements, Edison National Historic Site.	\$520,000.00
1834.	Maine .....	Construct and plan Lewiston/Auburn Downtown Connector.	\$5,800,000.00
1835.	Michigan .....	Improve the existing highway-rail crossing at Cogshall Street, relocate existing signals.	\$2,000,000.00
1836.	Illinois .....	Improve Sheridan Road, Evanston .....	\$2,000,000.00
1837.	South Carolina ..	Murphy Road East Bridge in Anderson County.	\$115,000.00
1838.	Texas .....	Construct 36th Street Extension to connect KellyUSA, San Antonio.	\$6,000,000.00
1839.	New York .....	Rehabilitate Rt. 12 at Town and Village of Greene.	\$4,852,000.00
1840.	Kentucky .....	Replace bridge and approaches over Beaver Creek (C14) 1.0 mile SE of JCT CR-1221.	\$500,000.00
1841.	Mississippi .....	US Hwy 61 Widening/Improvement Widening US Hwy 61 through Natchez and improving 3 major intersections, including turn lanes, at Devereaux, Liberty, and Junkin Roads.	\$1,500,000.00
1842.	Oregon .....	Rockwood Town Center for Stark Street from 190th to 197th for pedestrian, bicycle and transit facilities and safety mitigation.	\$2,000,000.00
1843.	Michigan .....	Expansion of Cass Avenue, Clinton Township.	\$8,763,000.00
1844.	Washington .....	Port of Tacoma Road - Construct a second left turn lane from westbound Pac Hwy to Port of Tacoma Road.	\$500,000.00
1845.	Georgia .....	Bicycle and pedestrian trail 1.5 miles along Jester Creek, City of Morrow.	\$960,000.00
1846.	Mississippi .....	I-20 Interchange and Connectors at Hawkins Crossing: I-20 Interchange and connectors linking Meridian and industrial complex to US Hwys 11 and 45.	\$1,000,000.00
1847.	Massachusetts .....	Engineering and construction of the Longfellow Bridge, Boston.	\$2,500,000.00
1848.	California .....	Construct A 2.8 mile bikeway, working in conjunction with the city of Whittier, that will connect four other regional trails and bikeways.	\$400,000.00
1849.	Ohio .....	Construct White Pond Dr. project, Akron	\$1,000,000.00
1850.	Arkansas .....	Resurfacing Grigsby Ford Road, Hot Spring County.	\$220,000.00
1851.	Oregon .....	Lake Road, Milwaukie for improvements in traffic flow, safety, bicycle and sidewalk facilities along the length of the road.	\$3,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1852.	North Carolina ...	Improve US221 to multilane highway resulting in additional traffic-carrying capacity and enhanced safety.	\$5,000,000.00
1853.	Arkansas .....	Continued development of connector from relocated Highway 67 North to Highways 49 and future Interstate 555.	\$1,000,000.00
1854.	Nevada .....	Construct Las Vegas Martin Luther King Blvd. to Industrial Road Connector.	\$5,500,000.00
1855.	Ohio .....	Grading, paving, roads, and ramp facilities for the transfer of rail-to-truck for the intermodal facility at Rickenbacker Airport.	\$5,500,000.00
1856.	Illinois .....	Upgrade roads, Village of Maywood .....	\$1,005,000.00
1857.	Illinois .....	IL Rt. 82 Railroad Underpass (Geneseo): Would raise the height of a narrow highway underpass.	\$3,000,000.00
1858.	Minnesota .....	Hwy 36/McKnight Road Interchange Reconstruction, Ramsey County.	\$5,000,000.00
1859.	New York .....	Rehabilitation of the bridge at Warburton Avenue and Factory Lane, Yonkers.	\$1,000,000.00
1860.	Minnesota .....	Skyline Parkway Corridor preservation and roadway improvements from Seven Bridges Road to Becks Road, City of Duluth.	\$4,000,000.00
1861.	Indiana .....	Reconstruct 3.4 miles of 2 lane rural road as divided parkway with landscaped median and recreation paths in Carmel, IN.	\$500,000.00
1862.	Massachusetts .....	Design and engineering of 30-mile bike-way extending south from the Town of Salisbury to the Town of Danvers.	\$600,000.00
1863.	Minnesota .....	Stearns County Bridge no. 73501 improvements.	\$400,000.00
1864.	Louisiana .....	Improve Zachary Taylor Parkway in LA.	\$1,000,000.00
1865.	Texas .....	SH 164 in Groesbeck to Sand Branch Creek. Reconstruct a two-eleven foot main lane roadway to a two-lane twelve-foot main lane with eight-foot shoulder facility. Overall widening of SH 164 for safety.	\$2,000,000.00
1866.	Colorado .....	Upgrade I-70 from Glenwood Canyon to C-470.	\$4,000,000.00
1867.	New York .....	Phase II Corning Preserve Transportation Enhancement Project.	\$5,000,000.00
1868.	Michigan .....	Purchase and implementation of various Intelligent Transportation System technologies in the Grand Rapids metro region.	\$13,100,000.00
1869.	Connecticut .....	Upgrade North Stonington, CT - West-erly, RI Bridge.	\$480,000.00
1870.	California .....	Oregon-Page Mill expressway improvements between U.S. 101 and S.R. 82, Palo Alto.	\$2,000,000.00
1871.	New York .....	Pedestrian walkway improvements along Sunrise Highway, Valley Stream.	\$1,000,000.00
1872.	California .....	Study economic, environmental and congestion mitigation benefits of a Hybrid Utility Vehicle, Santa Barbara County.	\$100,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1873.	Virginia .....	Route 613 Bridge over Gold Mine Creek - Louisa County.	\$500,000.00
1874.	Illinois .....	Undertake traffic mitigation and circulation enhancements on 57th and Lake Shore Drive, Chicago.	\$500,000.00
1875.	Ohio .....	Walnut Ave. Bridge replacement project in the City of Alliance.	\$500,000.00
1876.	California .....	Pedestrian Bridge Over Atlantic Boulevard, the City of Monterey Park.	\$510,000.00
1877.	New York .....	Emergency vehicle preemption system at traffic signals, Smithtown.	\$500,000.00
1878.	New York .....	Implement ITS system and apparatus to enhance citywide truck route system on Broadway to Irwin Ave between 232 to 231 in the neighborhood of Kingsbridge, NY.	\$100,000.00
1879.	Ohio .....	Conduct Phase II of U.S. Route 68 bypass project in Urbana.	\$2,300,000.00
1880.	Texas .....	This project will develop a statewide 511 program.	\$4,000,000.00
1881.	New Jersey .....	Intermodal Access Improvements to former MOTBY, Bayonne.	\$2,000,000.00
1882.	Connecticut .....	Construct Route 11 Extension and Greenway from Salem to Waterford.	\$15,345,000.00
1883.	New Jersey .....	Rowan Boulevard Parking adjacent to Highway 322 Corridor, Glassboro Township.	\$1,000,556.00
1884.	Kentucky .....	Construct the Northern Bypass of Somerset, Kentucky and Interstate 66 from the Cumberland (Louie B. Nunn) Parkway west of Somerset, Kentucky to Interstate 75 south of London, Kentucky.	\$14,000,000.00
1885.	New York .....	Construct sidewalk along KingsFerry Rd. and Cortlandt St. in Town of Cortlandt -NY.	\$400,000.00
1886.	Virginia .....	Appalachian Traditions - construction of outdoor facilities along Music Heritage Trail, Josephine.	\$250,000.00
1887.	Louisiana .....	Construct US 90/LA 675 interchange, Iberia Parish.	\$5,000,000.00
1888.	Kentucky .....	Widening US 25 from US 421 to KY876, Richmond.	\$800,000.00
1889.	Washington .....	Kent Willis UP Tracks - Provide grade separation at the existing railroad tracks at the UP tracks.	\$1,000,000.00
1890.	New York .....	Improvement on Burnt Corners Rd and Grahamtown Rd. in Town of Greeneville-NY.	\$100,000.00
1891.	Nebraska .....	Construct new E-W and N-S roadways/ elevated railroad crossing to enhance comprehensive redevelopment of downtown Lincoln.	\$4,000,000.00
1892.	Illinois .....	Improve roads, Benton .....	\$2,300,000.00
1893.	Pennsylvania .....	Northwest Lancaster County River Trail will parallel 14 miles of Susquehanna River.	\$250,000.00
1894.	Georgia .....	Bridge replacement on County Road 183-FAS Route 1509, Peach County.	\$425,000.00
1895.	Florida .....	Construction of a new bridge at Indian Street, Martin County, Florida.	\$4,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1896.	New York .....	Improvements to Ashburton Ave. from the Saw Mill River Parkway to the waterfront.	\$600,000.00
1897.	Florida .....	SW 62nd - SW 24th arteriol connector alleviating traffic on I-75.	\$1,000,000.00
1898.	Kentucky .....	Make Highway 55 (aka Highway 555) into a 4 lane highway.	\$10,000,000.00
1899.	Missouri .....	RiversSouth Development, St. Louis County.	\$3,000,000.00
1900.	Washington .....	Emission reduction kits to be put on diesel vehicles (Diesel Solution program, Puget Sound Clean Air Agency).	\$2,000,000.00
1901.	Alaska .....	Variety of road improvements and upgrades to service road areas and miscellaneous projects within Northstar Borough.	\$5,000,000.00
1902.	Indiana .....	Louisville/Southern Indiana Ohio River Bridges Project, Indiana.	\$14,400,000.00
1903.	New York .....	Roadway improvements on CR3 between Ruland Rd and I-495, Suffolk County.	\$2,000,000.00
1904.	New York .....	Improve the Bronx River Greenway Park Connection.	\$800,000.00
1905.	Illinois .....	Resurface Yellow Banks Road, Franklin County.	\$300,000.00
1906.	Iowa .....	Construct a Pedestrian Trail Bridge adjacent to U.S. Highway 275 across the Southern half of Council Bluffs, IA between the Missouri River and the Interstate 29 interchange.	\$250,000.00
1907.	Florida .....	SR 434 to JKF Blvd. Roadway Reconstruction, Eatonville.	\$3,000,000.00
1908.	California .....	Improving the interchanges on I-5 at Genesee Ave and Sorrento Valley Blvd.	\$2,000,000.00
1909.	Georgia .....	Construct Statesboro North bypass, SR 26 to SR 73.	\$2,000,000.00
1910.	Washington .....	Intersection project at South Access-522 beginning and ending at the UWB-CCC campus to improve access and alleviate congestion.	\$3,000,000.00
1911.	Michigan .....	Plymouth, Repair Auburn St .....	\$500,000.00
1912.	Missouri .....	Add 2 lanes to current 2 lane roadway, front street between I-29, I-35 and Chouteau Trafficway.	\$1,000,000.00
1913.	Florida .....	Airport Access Road, Gainesville .....	\$1,000,000.00
1914.	Oregon .....	Columbia Intermodal Corridor for rail congestion relief, improved intersections and access to Interstate-5 for trucks, and grade-separate road from rail, Portland.	\$12,000,000.00
1915.	California .....	This project will widen the northbound ramps and widen the southbound ramps at the I-15 and SR-79 south interchange.	\$2,000,000.00
1916.	Washington .....	Realign West Main Street through west Kelso.	\$2,000,000.00
1917.	Washington .....	Construct an off-ramp from I-5 to the intersection of Alderwood Mall Blvd and Alderwood Mall Pkwy.	\$500,000.00
1918.	New York .....	Resurface Grade Crossing at Old State Road (County Route 82).	\$500,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
1919.	New York .....	Reconstruct a historic bridge crossing Maxwell Creek in the Town of Sodus, NY.	\$580,000.00
1920.	New York .....	Fulton Street Improvements from Pennsylvania Avenue to Eldert Lane, Brooklyn.	\$5,600,000.00
1921.	Alabama .....	Talledega Mountains Natural Resource Center - an educational center and hub for hikers, bicyclists, and automobiles.	\$1,000,000.00
1922.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of street improvements and safety enhancements, Borough of Dupont in Luzerne County.	\$250,000.00
1923.	Nebraska .....	Construct planned 68-mile, 4-lane expressway on N-35 from Norfolk to South Sioux City.	\$13,000,000.00
1924.	Missouri .....	Modifications to I-470-US50 Interchange	\$1,000,000.00
1925.	Michigan .....	West Michigan Regional Planning Study for transportation and infrastructure.	\$500,000.00
1926.	Virginia .....	Improve State Routes 161 and 315 and construct infrastructure improvements at/adjacent to Virginia Museum of Fine Arts in Richmond.	\$1,000,000.00
1927.	California .....	Development study of the Riverside-Orange corridor through the Community Environmental Transportation Acceptability Process (CETAP).	\$14,000,000.00
1928.	California .....	Land acquisition in Sargent Hills to mitigate for road runoff into water sources and to protect a wildlife corridor connecting Santa Cruz Mountains to Mt. Hamilton Range, Santa Clara County.	\$1,000,000.00
1929.	Michigan .....	CR 186 from M-35 at Brampton to US2 & US41 - bituminous overlay with super elevation, correction, curb, and gutter, Delta County.	\$240,000.00
1930.	Oklahoma .....	Widen US 60 from approximately 2 miles east of the US 60/US 75 interchange east approximately 5.5 miles.	\$2,000,000.00
1931.	North Carolina ...	Continued development of pedestrian bike paths, Cary.	\$1,300,000.00
1932.	Massachusetts .....	Warren Street and Blue Hill Avenue street improvements, Boston.	\$2,000,000.00
1933.	Pennsylvania .....	Construct limited access interchange on I-81 in Guilford Township.	\$3,150,000.00
1934.	Michigan .....	Construction of improvements of 4 miles connecting M40 in Western Allegan County to Middleville and a bridge over Thornapple River.	\$3,400,000.00
1935.	Georgia .....	Historic preservation of a city bus station in downtown Eastman.	\$134,917.00
1936.	Texas .....	This project will deploy ITS elements in the rural areas of Texas.	\$4,000,000.00
1937.	Texas .....	Relocation of FM 156 at Alliance Airport.	\$5,000,000.00
1938.	Texas .....	Construct a 3 level diamond interchange on IH 35, Bell County.	\$2,000,000.00
1939.	Washington .....	Improvements in the SR9 corridor, Snohomish County.	\$1,500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1940.	Texas .....	Reconstruct State Highway 87 from SH 124 to Sabine Pass.	\$7,000,000.00
1941.	New York .....	Install Improvements for Pedestrian Safety in the vicinity of Prospect Park Yeshiva.	\$250,000.00
1942.	Ohio .....	Replace McDonald Industrial Bridge, Village of McDonald.	\$500,000.00
1943.	Tennessee .....	Plough Boulevard Interchange project to improve access to Memphis International Airport.	\$2,000,000.00
1944.	New York .....	Rehabilitation of the Ashford Ave. bridge over I-87 in the Villages of Dobbs Ferry and Ardsley.	\$2,600,000.00
1945.	Washington .....	Granite Falls Alternate Freight Route, Granite Falls.	\$2,400,000.00
1946.	New York .....	Rebuild Queens Plaza, a 250-foot wide roadway on the eastern end of the Queensborough Bridge.	\$8,000,000.00
1947.	New Jersey .....	Reconfiguration of Bay Avenue and Polaris Street in Newark, NJ.	\$8,000,000.00
1948.	Illinois .....	Reconstruct Winter Ave, existing 1 lane Railroad subway, and 1 lane bridge to provide access to Winter Park in Danville.	\$5,400,000.00
1949.	New York .....	Eastern Laurelton Area Improvements, Queens.	\$6,600,000.00
1950.	Texas .....	Construct grade-separation bridges at Wintergreen and Millers Ferry Roads in Hutchins and at Pleasant Run and Millers Ferry Roads, Wilmer.	\$7,200,000.00
1951.	Pennsylvania .....	Engineering, design and construction of an extension of Park Avenue north to Lakemont Park in Altoona.	\$2,000,000.00
1952.	Florida .....	Increase four lane road to a six lane segment on Highway 98, Walton County.	\$2,000,000.00
1953.	New Jersey .....	Pedestrian facilities and street lighting on Haddon Avenue from Voorhees Township Line to Bate Avenue, Berlin Township.	\$347,120.00
1954.	Minnesota .....	Acquire right of way for reconstruction and relocation of U.S. Highway 14 from CSAH 2 to Owatonna.	\$12,000,000.00
1955.	New York .....	Construct highway improvements necessary to develop an industrial park in Lackawanna.	\$2,000,000.00
1956.	Alaska .....	Emergency evacuation road at Point Hope in North Slope Borough.	\$5,000,000.00
1957.	Michigan .....	Rail Consolidation Phase II, City of Monroe.	\$5,250,000.00
1958.	New York .....	Road and pedestrian safety improvements on Main Street, Village of Patchogue.	\$1,400,000.00
1959.	Ohio .....	Construct connector between Crocker and Stearns County Highways, Westlake and North Olmsted.	\$700,000.00
1960.	Tennessee .....	Improve and relocate section of SR-66 from I-81 in Jefferson County and extending to SR-34 in Hamblen County via SR-160.	\$2,750,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1961.	Ohio .....	Calming of traffic on Greenfield st. in City of Tiffin and improving intersection of Greenfield St. with Routes 18 and 101.	\$1,700,000.00
1962.	California .....	Realignment of La Brea Avenue to reduce congestion, Inglewood.	\$4,240,000.00
1963.	Minnesota .....	Construct one mile of new roadway and a bridge crossing the DM&IR railroad tracks, and construct connector between CSAH 14 and CSAH 284, Proctor.	\$3,280,000.00
1964.	Georgia .....	Construct 5 ft. bicycle lanes to connect the cities of Elberton and Lake Russell, and rest stops for recreational use.	\$1,250,000.00
1965.	California .....	Construct fourth bore of Caldecott Tunnel on Route 24.	\$1,000,000.00
1966.	Illinois .....	Prospect St. Project (Cambridge): Restoration and reconstruction of the central business district street.	\$1,200,000.00
1967.	New York .....	Roadway improvements to Woodbury Rd at intersection with Syosset-Woodbury Rd., Nassau County.	\$1,500,000.00
1968.	New Jersey .....	Rt. 1&9, Roadway Rehabilitation in North Bergen.	\$1,000,000.00
1969.	New York .....	Construct and improve access roads to Northland Commerce Park, Buffalo.	\$1,500,000.00
1970.	Massachusetts .....	Meridian Street Bridge. Replacement of the Meridian Street bridge that crosses the Green River, Greenfield.	\$2,300,000.00
1971.	Kansas .....	Highway construction project on K-18 in Geary County, south 2.7 miles to Interstate 70.	\$13,970,000.00
1972.	Pennsylvania .....	Schaefferstown Bypass, PA Route 501, Lebanon.	\$1,000,000.00
1973.	North Carolina ...	Widen US 401 to multilane facility between Fayetteville and Fuquay-Varina.	\$4,000,000.00
1974.	Washington .....	North Sound Connecting Communities Project Planning Funds.	\$1,000,000.00
1975.	Georgia .....	Construct Blue Jay Rd. to Highway 30 in Effingham.	\$2,500,000.00
1976.	North Carolina ...	Widening of US501 from NC 49 in Roxboro, North Carolina to the Virginia State line, part on new location.	\$10,000,000.00
1977.	Maryland .....	Reconstruction of roadways in the East Baltimore Biotechnology Park.	\$6,000,000.00
1978.	Ohio .....	Construct additional lane to alleviate traffic congestion on US 40 in and adjacent to St Clairsville.	\$800,000.00
1979.	Missouri .....	Intersection improvement of Hwy 45, Hwy K, and Union Chapel Road, in addition to widening Hwy 45.	\$3,000,000.00
1980.	Maryland .....	Interchange at Musgrove Road and Fairland Road on US29.	\$3,400,000.00
1981.	California .....	Traffic signal upgrades on Bellflower Blvd at Alondra Blvd and Rosecrans Ave, Bellflower.	\$350,000.00
1982.	Utah .....	Virgin River Bridge, Washington City ...	\$2,800,000.00
1983.	Nebraska .....	Construction of a 2-lane roadway on new alignment south and east of Louisville.	\$1,626,400.00
1984.	Florida .....	Ludlum Trail .....	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
1985.	New Jersey .....	Route 21 Improvements and bridge replacement in vicinity of Chester Avenue, Newark.	\$1,000,000.00
1986.	Indiana .....	US 231 new road construction in Spencer and Dubois Counties.	\$5,000,000.00
1987.	South Carolina ..	Southern Conway Bypass (701 Connector).	\$5,000,000.00
1988.	South Carolina ..	Railroad Avenue Extension, Road S-732, Berkeley County.	\$2,000,000.00
1989.	Louisiana .....	Construct Mississippi River Trail and Bikepath, New Orleans.	\$500,000.00
1990.	Washington .....	Preliminary engineering and EIS for I-5 from SR500 WA crossing the Columbia River, to Marine Drive in OR.	\$10,000,000.00
1991.	New York .....	Improvements to the intermodal transportation on the Jacobi Campus-1400 Pelham Park.	\$250,000.00
1992.	Texas .....	Pedestrian improvements and traffic control projects in the central business district of downtown El Paso.	\$2,000,000.00
1993.	Alabama .....	4-laning of US 278 from I-65 to US 231	\$3,000,000.00
1994.	Kansas .....	Construct bike/pedestrian path along K-10 between Douglas and Johnson Counties.	\$500,000.00
1995.	Florida .....	Construction and four-laning of State Road 80 in Hendry County, Florida.	\$1,000,000.00
1996.	Missouri .....	Upgrade interchange at I170 & Ladue Road (Ladue, MO).	\$2,000,000.00
1997.	Maryland .....	Funding for Baltimore City to begin development of a City Transportation Management Center utilizing ITS.	\$1,000,000.00
1998.	Texas .....	Environmental Mitigation and wetland protection funding for US 290 to US 59 (The Grand Parkway) and Right of Way funding for US 290 to SH249 and I-45 to US 59.	\$14,000,000.00
1999.	Arkansas .....	Improvement of Hwy 65b-North, Pine Bluff.	\$3,200,000.00
2000.	Texas .....	Loop 49--Construct a new location 4-lane divided controlled access facility from SH 155 to SH 31.	\$6,100,000.00
2001.	California .....	Construct State Route 905 to connect the Otay Mesa Port of Entry to Interstate 805, San Diego.	\$15,000,000.00
2002.	Washington .....	Improvements at I-5 and 134th Street and arterial network linking I-5 and I-205.	\$12,354,000.00
2003.	Florida .....	North Access Road / International Airport Boulevard in Duval County.	\$5,000,000.00
2004.	Ohio .....	Construct a 4 lane limited access road to link Newcomerstown and Cadiz.	\$750,000.00
2005.	Alaska .....	Westside development Williamsport-Pile Bay Road.	\$5,000,000.00
2006.	Massachusetts .....	Engineering and construction of the Chelsea St Bridge, Boston.	\$8,000,000.00
2007.	Oregon .....	Widen Delauro Road and add a bike lane in both directions, Clatsop County.	\$90,000.00
2008.	Iowa .....	Build extension to U.S. 20 Mississippi River Bridge in Dubuque County.	\$25,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2009.	Mississippi .....	Upgrade roads in Attala County District 4 (Roads 4211 and 4204), Kosciusko, Ward 3 (U.S. Hwy 16), and Ethel (U.S. Hwy 12), Attala County.	\$1,300,000.00
2010.	California .....	Widen the Mountain View Avenue Bridge in Loma Linda.	\$2,000,000.00
2011.	Alaska .....	Construct access road and a bridge crossing the Naknek River terminus points in South Naknek-King Salmon Highway.	\$5,000,000.00
2012.	California .....	Construct Illinois Street Bridge/Amador Street Connection and Improvements, San Francisco.	\$5,000,000.00
2013.	Michigan .....	Commerce, widen Haggerty Rd. from 14 mile to Richardson.	\$2,000,000.00
2014.	South Carolina ..	North Rhett Boulevard Extension to US Hwy 52, Berkeley County.	\$7,000,000.00
2015.	Michigan .....	Allen Road Highway-Rail Grade Separation under CN Railroad, City of Woodhaven.	\$3,000,000.00
2016.	Pennsylvania .....	Complete the reconstruction of roadways around the David L. Lawrence Convention Center.	\$1,000,000.00
2017.	Oklahoma .....	Construct Texanna Road Improvements from Highway 69 to Highway 71, McIntosh County.	\$2,000,000.00
2018.	New Mexico .....	Construct Fairgrounds Road in Alamogordo.	\$5,000,000.00
2019.	New York .....	Reconstruction of Times and Duffy Squares, New York City.	\$1,500,000.00
2020.	Florida .....	US Highway 19 North, Pinellas County	\$10,000,000.00
2021.	Maryland .....	MD70/Rowe Boulevard Bridge. Funding to undertake environmental mitigation work on Weems Creek associated with bridge reconstruction.	\$2,000,000.00
2022.	Alabama .....	Extension of I-565 westward from existing interchange to existing Tennessee River bridges at Decatur, AL.	\$5,000,000.00
2023.	Washington .....	San Juan Boulevard Project, Bellingham.	\$4,000,000.00
2024.	Oklahoma .....	Reconstruct the I-44/Fort Sill Key Gate Interchange.	\$1,000,000.00
2025.	New York .....	Improve safety measures at railroad grade crossings on the West Shore River Line, Rockland County.	\$1,000,000.00
2026.	Oregon .....	Improve Millican/West Butte Road which connects U.S. Highway 20 with U.S. Highway 126.	\$2,000,000.00
2027.	California .....	Construct Alviso Bay Trail project, a 1.3 mile trail from Gold Street to San Tomas Aquino Creek, Santa Clara County.	\$800,000.00
2028.	Kentucky .....	Reconstruct KY 750 from KY 3105 to US 23, Raceland.	\$500,000.00
2029.	Illinois .....	Upgrade Missouri Ave from 1st St to 10th St, East St. Louis.	\$2,500,000.00
2030.	New York .....	Install Improvements for Pedestrian Safety in the vicinity of IS 72/PS 69.	\$250,000.00
2031.	California .....	Improvements (including arterial street rehabilitation) to enhance traffic and pedestrian safety in the Sherman Oaks community, Los Angeles.	\$214,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2032.	Georgia .....	Install walkways, lighting, landscaping in Water Works Park and south along river through Ocmulgee National Monument and Central City Park.	\$4,500,000.00
2033.	California .....	Reconstruct 1.1 miles of Long Beach Blvd from Imperial Hwy. to Tweedy Blvd., Lynwood.	\$2,200,000.00
2034.	Michigan .....	Overlay of Fairview Road to improve network of all-season Truck routes, Ogemaw County.	\$369,600.00
2035.	Washington .....	I-90, Spokane to Idaho State Line Widening: Construct two general purpose lanes from Sprague Avenue in City of Spokane to Idaho State Line.	\$5,000,000.00
2036.	Texas .....	Greater Galveston Bay Area cooperative development for landscape beautification, hike & bike trail extension, and extension of current trails.	\$2,000,000.00
2037.	Virginia .....	Blue Ridge Travel Association - establishment of website providing information including trails and road systems within the region.	\$250,000.00
2038.	South Carolina ..	Construct intersection and corridor improvements to US 278 to include widening and traffic control improvements.	\$6,500,000.00
2039.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Niota, TN.	\$99,000.00
2040.	Arkansas .....	Improvement of Hwy 82 East/West Project, Ashley County.	\$500,000.00
2041.	Ohio .....	Construct proposed connection SR 207, SR104, and US 23 in Ross County.	\$2,000,000.00
2042.	Indiana .....	Construct an economic thoroughfare parallel to I-69 in the City of Anderson, Indiana.	\$2,000,000.00
2043.	Washington .....	Cascade Gateway Coordination of Binational Planning; The International Mobility and Trade Corridor Project.	\$1,300,000.00
2044.	Illinois .....	City of Peoria Riverfront area street improvements.	\$800,000.00
2045.	New Mexico .....	Mesa Del Sol: Improve and enhance access to existing county recreational complex and the new Mes Del Sol development.	\$2,000,000.00
2046.	California .....	Replace Route 1 San Pedro Creek bridge, Pacifica.	\$1,500,000.00
2047.	Massachusetts .....	Reconstruction of Union St and Route 138W, Holbrook.	\$1,800,000.00
2048.	New York .....	Construction of and improvements to highway / rail grade crossing at Harrington Road in the Town of Sheridan.	\$500,000.00
2049.	California .....	The Foothill South Project will construct 16 miles of a six lane limited access highway system.	\$10,000,000.00
2050.	Florida .....	Roadway and drainage improvements in the city of Key West to reduce street flooding.	\$2,000,000.00
2051.	New Jersey .....	Route 46 Little Ferry Traffic Circle Elimination, Roadway and Drainage Improvements.	\$1,500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2052.	California .....	Planning, engineering, and construction of a tunnel on SR 75/282 to Naval Air Station. San Diego.	\$5,000,000.00
2053.	Massachusetts .....	Replace Cross Street Bridge spanning the flood-prone Aberjona River, Winchester.	\$1,000,000.00
2054.	Georgia .....	Widening of SR 196 in Liberty County	\$1,000,000.00
2055.	Illinois .....	Annie Glidden Rd. (DeKalb): Widen the two-lane road to five lanes with intersection improvements.	\$8,000,000.00
2056.	Mississippi .....	Highway 45 Bypass - Provides a 4-lane alternative to Highway 45 in Columbus.	\$6,000,000.00
2057.	New York .....	Construction of ferry terminals and ferry boats for Haverstraw, Yonkers, and Manhattan.	\$1,500,000.00
2058.	California .....	Construct road from Mace Blvd in Yolo County to federally supported Pacific Flyway wildlife area.	\$1,000,000.00
2059.	New York .....	Construction of roadways to improve access to waterfront at Erie Street in Buffalo.	\$1,500,000.00
2060.	Washington .....	Route analysis for a planned community pathway through Chehalis.	\$50,000.00
2061.	California .....	Improve access roads to Beale Air Force Base (Spenceville, Smartville, Hammonton-Smartville, and North Beale Roads).	\$6,500,000.00
2062.	Mississippi .....	Canal Road intermodal connector, Gulfport.	\$8,000,000.00
2063.	Iowa .....	Reconstruction and relocation of US 30 from 4.5 miles west of Toledo to 1 mile east of Tama.	\$4,000,000.00
2064.	Nebraska .....	Highway grade separation structure across the BNSF/FEVR railroad corridor in the western part of the City of Fremont.	\$1,807,300.00
2065.	Illinois .....	Construct Illinois Route 336 from Macomb to Peoria.	\$2,000,000.00
2066.	Pennsylvania .....	Schuylkill River Gateway project enhancing bridge and roadway structures connecting Center City and University City for pedestrians, bicyclists, and motorists.	\$1,250,000.00
2067.	North Carolina ...	Add interchange on I-26 north of NC 146 and south of the Blue Ridge Parkway.	\$5,000,000.00
2068.	Virginia .....	Widen Route 7 from Reston Parkway to Rolling Holly Drive.	\$6,000,000.00
2069.	Mississippi .....	Upgrade roads in Beauregard (U. S. Hwy 51), Crystal Springs (U.S. Hwy 51 and I-55), and Hazelhurst (U.S. Hwy 51 and I-55), Covich County.	\$1,000,000.00
2070.	California .....	Conduct Study and Construct Lammers Rd / I -205 Widening and Interchange Project, Tracy, CA.	\$1,000,000.00
2071.	Maryland .....	Design ramp from I-495 to MD 4 and signalized intersection.	\$3,500,000.00
2072.	Oregon .....	Add a southbound lane to section of I-5 between Delta Park and Lombard.	\$5,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2073.	Minnesota .....	Reconstruction of CSAH 4 and CSAH 5 (Forest Highway 11) between CSAH 15 and Trunk Highway 61, Silver Bay.	\$1,740,000.00
2074.	California .....	Upgrade Kanan Road interchange at US101 (Agoura Hills) to improve safety and accessibility.	\$5,000,000.00
2075.	Washington .....	U.S.-395, Spokane to Stevens County Line Widening: Construct US-395 from milepost 172.6 to Stevens County line just north of Deer Park, Washington.	\$1,000,000.00
2076.	Georgia .....	Upgrade sidewalks and lighting, Lyons ..	\$709,098.00
2077.	Ohio .....	Construction of new roadway intersecting Chestnut St. and Paradise St. and modifications to Chestnut St. and Paradise St. in the City of Orville.	\$6,004,400.00
2078.	Georgia .....	Extend East Greene Street, install street lights, utilities, and landscaping, Milledgeville.	\$500,000.00
2079.	Wisconsin .....	Construct Michigan Street Bridge in Sturgeon Bay, Wisconsin.	\$5,000,000.00
2080.	Missouri .....	Complete the upgrade of Hwy. 60 to 4 lanes from Willow Springs to Van Buren.	\$10,000,000.00
2081.	Ohio .....	Deconstruct the Bellaire Highway Bridge which connects Bellaire, OH and Benwood, WV.	\$1,700,000.00
2082.	California .....	Construction of interchange at State Hwy 86 and Ave 50 in Coachella, CA.	\$1,000,000.00
2083.	Virginia .....	Preliminary engineering for Hampton Roads Third Crossing.	\$3,000,000.00
2084.	Arizona .....	Improve 15 miles of Navajo Route 16 in the Navajo Mountain Community.	\$1,000,000.00
2085.	New Hampshire	Construction of interchange on I93. The project is not part of a larger system. But, will be compatible with the NHDOT I-93 widening project.	\$2,500,000.00
2086.	Vermont .....	Construction of the St. Albans inter-modal connector roadway with I-89 for the City of St. Albans.	\$1,200,000.00
2087.	Illinois .....	Widen Algonquin Rd to four-lane divided highway in McHenry County, IL.	\$4,000,000.00
2088.	Mississippi .....	Upgrade roads in Itta Bena (U.S. Hwy 82 and 7) and in vicinity of Viking Range Corp. (U.S. Hwy 7 and 49), Leflore County.	\$1,500,000.00
2089.	New York .....	Improvements to Robinson La and Lake Walton Rd at Rt 376 in Town of East Fishkill.	\$500,000.00
2090.	Hawaii .....	Conduct study of East Hawaii Alternative Road, Island of Hawaii.	\$250,000.00
2091.	Washington .....	Tukwila Urban Access - address necessary improvements to Southcenter Parkway in Tukwila to relieve congestion.	\$1,000,000.00
2092.	California .....	Quincy-Oroville Highway Rehabilitation - Provides for 9.5 miles of pavement rehabilitation, culvert replacements, guardrail installation, signing and stripping in Plumas County.	\$1,000,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
2093.	New Jersey .....	Rt. 33 from Rt. 35 to Rt. 71 -Widening existing roadway, sidewalks, left turn lanes, signage and drainage, Neptune.	\$2,000,000.00
2094.	Missouri .....	Ogden Ave improvements - property acquisition, design & engineering, and enhanced streetscapes for bike and pedestrian traffic, St. Louis County.	\$400,000.00
2095.	California .....	Interchange improvements at Rice Avenue and U.S. Highway 101, City of Oxnard.	\$3,000,000.00
2096.	New Jersey .....	Pedestrian walkway improvements across three bridges over I-280, Orange.	\$1,000,000.00
2097.	Arizona .....	Pave 12 miles of Pine Springs Road, N9010, on the Navajo Nation.	\$1,000,000.00
2098.	California .....	Utilize funds over a four-year period to reconstruct and deep-lift asphalt on various roads throughout the district in Santa Barbara County.	\$4,644,000.00
2099.	Minnesota .....	Lyndale Avenue Bridge Project, Richfield.	\$7,000,000.00
2100.	Virginia .....	Route 635 Bridge Over Southern Railway - Orange County.	\$500,000.00
2101.	New York .....	Construct Safe Routes to Schools projects, New York City.	\$3,000,000.00
2102.	Nevada .....	Design and Construct Hoover Dam Bypass Extension, Boulder City, Nevada.	\$6,000,000.00
2103.	Texas .....	Construct pedestrian trail from Pasadena Heritage Park to Memorial Park, then continue south along Vince Bayou to Strawberry Park.	\$150,000.00
2104.	Pennsylvania .....	Widening of 4.5 miles of northbound Rte 28 at Yutes Run Rd for the Frazer Mills Project.	\$1,500,000.00
2105.	Illinois .....	Construct parking facility, LaGrange ....	\$3,700,000.00
2106.	Ohio .....	Replace the Edward N. Waldvogel Viaduct.	\$8,000,000.00
2107.	Georgia .....	Install sidewalks on Highway 23 from Dykes Street to Sarah Street, Cochran.	\$300,000.00
2108.	North Carolina ...	10th St. Connector in Greenville, NC: Widen Farmville Blvd. from Memorial Dr. to 14th St. and extend from 14th St. to 10th St.	\$12,000,000.00
2109.	Florida .....	Construction and Right of Way activities for SR 548, In-Town Bypass in Lakeland, FL.	\$6,000,000.00
2110.	Oklahoma .....	Construct SH28 Improvements from I-44 to Langley.	\$2,300,000.00
2111.	Ohio .....	Rehabilitate tunnel and bridge on National Road Bikeway in St Clairsville.	\$700,000.00
2112.	Ohio .....	Ashtabula Co. MetroParks completion of bicycle trails project.	\$1,000,000.00
2113.	Hawaii .....	Design/engineering of Puainako Street ...	\$1,500,000.00
2114.	Virginia .....	Expansion of South Airport Drive near Richmond International Airport.	\$500,000.00
2115.	North Carolina ...	Construction of a hard surface road that will establish a new port access point to receive and dispatch trucks from/to US 74/76, US 421, and US 17S.	\$3,000,000.00
2116.	Minnesota .....	City of Moorhead SE Main GSI, 34th St and I94 Interchange, and Moorhead Comprehensive Rail Safety Program.	\$2,600,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2117.	Nevada .....	Enhancement to ReTrac project that provided for separation of 11 street crossings through downtown Reno.	\$1,000,000.00
2118.	New York .....	Improve NY112 from Old Town Road to NY347.	\$10,000,000.00
2119.	California .....	Construct 213th Street pedestrian bridge to provide safe passage for pedestrians and wheelchairs, Carson.	\$1,050,000.00
2120.	Connecticut .....	Construct additional southbound Route 8 Entrance Ramp at Exit 11 in Shelton, CT.	\$1,500,000.00
2121.	Virginia .....	Cranesnest Trail - construction of 16 mile hiking, biking, horse trail from Route 83 to Cranesnest Campground.	\$650,000.00
2122.	Maryland .....	Reconstruction of MD 175 from the Baltimore-Washington Parkway to MD 170 (Telegraph Road).	\$2,000,000.00
2123.	Ohio .....	City of Tiffin/Sarah st. along St. route 18 and 101 to calm traffic.	\$2,600,000.00
2124.	New Jersey .....	Road improvement to improve the intersection of Rt. 173, Pittstown Road, and Interstate 78, Franklin Township of Hunterdon County.	\$1,650,000.00
2125.	Alabama .....	Huntsville Southern Bypass from I565 through Redstone Arsenal to US Highway 231.	\$3,000,000.00
2126.	Michigan .....	Widen Maple and Orchard Lake Roads at Northwestern Highway intersections.	\$5,000,000.00
2127.	Montana .....	Bozeman Parking Facility .....	\$5,000,000.00
2128.	New Hampshire	Relocation of the intersection of Route 103 and North Street and the reconstruction of North Street in Claremont, NH.	\$2,680,000.00
2129.	Washington .....	SR 35 - Columbia River Crossing Environmental Impact Statement completion, Klickitat County.	\$800,000.00
2130.	Utah .....	Southern Corridor, St. George .....	\$4,000,000.00
2131.	Oregon .....	Construction of roadway facilities at the Tualatin River National Wildlife Refuge.	\$60,000.00
2132.	Pennsylvania .....	State Street and Mulberry Street Bridge Lighting project, Harrisburg.	\$4,000,000.00
2133.	Florida .....	Widening and improvement of State Road 64 from Lakewood Ranch Boulevard to Lorraine Road.	\$2,000,000.00
2134.	Idaho .....	A widening project at the Sunnyside IC located on I-15 between mileposts 113 and 116.	\$4,500,000.00
2135.	Indiana .....	Riverfront trail, community gathering space and safe passage for pedestrians linking Noblesville to the White River Trails in Hamilton County.	\$500,000.00
2136.	Louisiana .....	Upgrade I-49 South from Lafayette, Louisiana to New Orleans, Louisiana.	\$3,500,000.00
2137.	Tennessee .....	New five-lane connector north of the city of Elizabethton, Carter County, located within Urbanized Area Boundary of Johnson City.	\$500,000.00
2138.	Georgia .....	Link US 84 with Hinesville downtown redevelopment via Memorial Drive.	\$1,200,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2139.	Pennsylvania .....	PA Route 61 safety improvements, Leesport Borough/Ontelaunee/Muhlenburg.	\$3,000,000.00
2140.	California .....	Builds a pedestrian bridge from Hiller Street to the Bay Trail, Belmont.	\$2,000,000.00
2141.	Michigan .....	Transportation Aesthetics project in City of Durand, includes new curb and gutter.	\$500,000.00
2142.	Illinois .....	Dixon Riverfront Plan: Development of a coordinated trail system, parking, and trail system.	\$3,200,000.00
2143.	California .....	Develop conceptual master plan including economic analysis and environmental study to improve the efficiency of transportation facilities, Covina.	\$215,000.00
2144.	California .....	Streetscape improvements at E. 14th/Mission Blvd., Alameda County.	\$1,250,000.00
2145.	Utah .....	Cottonwood and Winchester Intersection, Murray City.	\$5,000,000.00
2146.	Massachusetts .....	Southwick and Westfield Rail Trail. Construction of a 9.5 mile multi-use trail, Southwick and Westfield.	\$5,000,000.00
2147.	Florida .....	For land acquisition and construction of the Englewood Interstate Connector, a vital evacuation route for Sarasota, Charlotte and Lee Counties.	\$4,000,000.00
2148.	Illinois .....	Engineering and construction of the 15.1-mile Alliance Trail from LaSalle to Bureau Junction.	\$1,000,000.00
2149.	Texas .....	Construct Hidalgo County Loop .....	\$2,000,000.00
2150.	Pennsylvania .....	Flyover ramps at SR837/Center Street to Industrial Drive and SR148/Coursin Street to Industrial Drive, McKeesport/Duquesne.	\$9,000,000.00
2151.	Virginia .....	Widen Rt. 820 in Bergton .....	\$1,200,000.00
2152.	Idaho .....	A project to directly contribute to completed and future improvements to US-30 from I-15 from milepost 363.8 to milepost 365.9.	\$5,000,000.00
2153.	New Jersey .....	Perth Amboy Rt. 440/State St. Interchange.	\$5,000,000.00
2154.	District of Columbia.	Rock Creek Recreational Trail study to assess feasibility of constructing recreation trail.	\$1,000,000.00
2155.	Ohio .....	Construction/improvements of Lake Co Highway Administration Center in Madison.	\$500,000.00
2156.	Kansas .....	Reconstruct US-69 between 87th Street and 119th Street, City of Overland Park.	\$2,000,000.00
2157.	Virginia .....	Concept design and scope for a slip ramp from E. Eisenhower Valley area of Alexandria.	\$500,000.00
2158.	Oregon .....	BNSF Intermodal Hub for improved traffic flow, safety, and the construction of a turnout lane parallel to NW Yeon Avenue, Portland.	\$200,000.00
2159.	Virginia .....	Whitetop Station - completion of renovation of Whitetop Station (which serves as trailhead facility), including construction of trail.	\$100,000.00
2160.	West Virginia .....	Upgrade Route 10, Logan Co .....	\$5,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2161.	California .....	Construct Guadalupe River Trail project from highway 237 to I-880, San Jose.	\$5,500,000.00
2162.	Texas .....	Tower 55 CMAQ Congestion and Preliminary Engineering Study.	\$2,000,000.00
2163.	Illinois .....	Upgrade traffic signalization on Sheridan Road from Hollywood to Juneway, Chicago.	\$1,500,000.00
2164.	Massachusetts .....	Reconstruct Route 24 / Route 140 Interchange, replacing bridge and ramps, widening lanes, extending acceleration and deceleration lanes.	\$8,700,000.00
2165.	New York .....	Construct turning lane on Rt 55 at Gardner Hollow Rd. in Town of Beekman-NY.	\$560,000.00
2166.	Illinois .....	Replace bridge structure over Wabash River between Mt.Carmel, IL and Princeton, IN.	\$7,200,000.00
2167.	Kansas .....	Construct K-10/ Lone Elm Road interchange, Lenexa.	\$3,000,000.00
2168.	Oregon .....	Barber Road extension, Wilsonville .....	\$1,000,000.00
2169.	Texas .....	Bicycle and pedestrian trail network southeast Austin, including McKinney Falls Trail, Pierce Lane Link, Onion Creek Trail, and Southern Walnut Creek Trail.	\$9,000,000.00
2170.	Florida .....	Link I-95 in St. Johns County to I-10 in Duval County with a 4-lane freeway running through Clay County.	\$3,000,000.00
2171.	Arizona .....	Improve Interstate 40 at the Country Club Interchange in East Flagstaff, Arizona.	\$2,000,000.00
2172.	Illinois .....	Construct Bike paths, Madison County ..	\$3,200,000.00
2173.	Pennsylvania .....	PA72 corridor improvements from PA283 to PA Turnpike. Connect with PA 283.	\$600,000.00
2174.	New York .....	Bicycle and pedestrian safety improvements on Main Street, Riverhead.	\$1,200,000.00
2175.	Georgia .....	Pedestrian streetscape project, including curbs, bicycle parking, and landscaping, to revitalize downtown Locust Grove.	\$1,000,000.00
2176.	New Jersey .....	Project will fund improvements along County Route 523 corridor from Village of Oldwick south to US 22 in the Readington-Tecksbury, Improvement District.	\$500,000.00
2177.	Kentucky .....	Newtown Pike extension from West Main Street to South Limestone Street, Lexington.	\$5,250,000.00
2178.	Louisiana .....	Construct improvements to I-10 interchange with Ryan Street, Lake Charles.	\$4,500,000.00
2179.	New York .....	Construction of and improvements to Route 5 in the Town of Hamburg.	\$500,000.00
2180.	Minnesota .....	TH 38 reconstruction from Itasca CSAH 19 to Marcell.	\$4,675,942.00
2181.	Maryland .....	Baltimore-Washington Maglev Demonstration Project will demonstrate capabilities of Maglev technology.	\$200,000.00
2182.	Nebraska .....	Upgrade Cuming Street and US-75 entrance ramp, Omaha.	\$4,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2183.	Texas .....	South Orient Rail economic & rehabilitation Project.	\$3,000,000.00
2184.	Illinois .....	City of Bartonville, Street widening and improvements and sidewalk improvements.	\$800,000.00
2185.	Mississippi .....	Interstate 59, U.S. Highway 84, and State Highway 15 interchange, Laurel.	\$2,120,000.00
2186.	Georgia .....	Streetscape project to install sidewalks and bicycle trails, Gray.	\$500,000.00
2187.	Massachusetts .....	Realignments and reconstruction of a section of Route 32 in Palmer to the Ware town line.	\$4,000,000.00
2188.	Maryland .....	I-81 Improvements South of I-70 to North of Halfway Blvd.	\$1,000,000.00
2189.	Georgia .....	Streetscape [pedestrian safety enhancements, sidewalks, curb replacement, landscaping, restoration, ADA compliance, restoration], Thomasville.	\$500,000.00
2190.	Maryland .....	Land acquisition for highway mitigation in Cecil and Worcester.	\$14,800,000.00
2191.	Michigan .....	Construct Industrial Park Service Road and Caine Road Bridge Replacement, Village of Millington, Tuscola County.	\$416,000.00
2192.	Minnesota .....	8th Street Right of Way Acquisition for Stearns country road expansion and realignment.	\$4,000,000.00
2193.	California .....	For environmental review and preliminary engineering for a freeway-to-freeway interchange connecting Interstate 5 to State Route 78.	\$5,000,000.00
2194.	Pennsylvania .....	Identify multi-modal commercial and military freight corridors in PA. Part of PA Reg. Agile Port Intermodal Distribution Sys. Philadelphia.	\$500,000.00
2195.	California .....	The Esplanade improvements to reduce pedestrian/bicycle/automobile traffic congestion and improve oceanfront access, Redondo Beach.	\$1,000,000.00
2196.	New York .....	Create overpass at Peruville Road to address intersection safety issues.	\$4,432,000.00
2197.	Missouri .....	Rehabilitate and widen Route 71 from Route W to Blue Ridge Blvd, Grandview Triangle.	\$2,000,000.00
2198.	Minnesota .....	City of East Grand Forks 13th Street Extension.	\$1,200,000.00
2199.	Illinois .....	Illinois Prairie Path (Wayne): Construction of a new bicycle-pedestrian bridge.	\$1,200,000.00
2200.	Illinois .....	Upgrade Pioneer Parkway in Peoria .....	\$800,000.00
2201.	New York .....	Design and Construction of an enhancement project within the Erie Canal Aqueduct in downtown Rochester.	\$1,500,000.00
2202.	Kentucky .....	A 20-mile priority design segment of the route from Campbellsville to Columbia.	\$2,000,000.00
2203.	Illinois .....	Pre construction activities, IL 8 upgrades from East Peoria to Washington.	\$800,000.00
2204.	Pennsylvania .....	Design and construct interchange improvements including sound barriers at I-83, Exit 19, or other projects designated by York County MPO.	\$6,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2205.	Alabama .....	Valleydale Road widening from U.S. 31 to I-65 (Shelby County Rd 17).	\$5,000,000.00
2206.	New Jersey .....	Route 21 congestion relief improvements - Murray Street to Green Street, Newark.	\$900,000.00
2207.	Wisconsin .....	Construct Highway 32/Claude Allouez Bridge in DePere, WI.	\$500,000.00
2208.	New York .....	Construction of a Greenway along the waterfront, the Village of Irvington in Westchester.	\$200,000.00
2209.	Michigan .....	Repaving a portion of H-58 between Sullivan Creek towards Little Beaver Road, Alger County.	\$1,600,900.00
2210.	Illinois .....	The widening of Midlothian Road including signalization and pedestrian crosswalk installation at the entrance of Lake Zurich High School.	\$480,000.00
2211.	New York .....	Improve the Bronx River Greenway Bronx Park East Pathways.	\$800,000.00
2212.	Florida .....	Wekiva Parkway in Orange, Seminole and Lake Counties, Florida.	\$5,000,000.00
2213.	Kentucky .....	Reconstruct KY 244 from KY 3105 to the railroad underpass, Raceland.	\$500,000.00
2214.	Pennsylvania .....	Design and construct and upgrade the interchange of U.S. 15 and U.S. 30 in Adams County.	\$4,000,000.00
2215.	Iowa .....	Acquire right of way, widen, resurface and replace three bridges on IA T14, 22 to IA 80.	\$500,000.00
2216.	Illinois .....	Improve roads and bridges, Cook County	\$5,000,000.00
2217.	Florida .....	Arlington Expressway Access Road, Jacksonville.	\$1,500,000.00
2218.	California .....	Construct a soundwall along Esperanza Road in the city of Yorba Linda.	\$2,000,000.00
2219.	Illinois .....	Reconstruct Lakeshore Drive overpass over Lawrence Avenue, Chicago.	\$1,500,000.00
2220.	New Jersey .....	Quinn Road widening, Little Falls .....	\$2,500,000.00
2221.	Virginia .....	Study to upgrade U.S. Route 460 in the Petersburg- Hampton Roads Corridor from approximately I-295 to Bowers Hill including an evaluation of rail.	\$5,500,000.00
2222.	Louisiana .....	Construct frontage streets along I-10, Crowley.	\$1,100,000.00
2223.	Oregon .....	Connect Boeckman Road to Tooze Road, Wilsonville.	\$3,000,000.00
2224.	Mississippi .....	US Hwy 49 Interchange - Seminary:US Hwy 49 Interchange with SR 589 and 590 at Seminary to significantly reduce congestion and accidents.	\$500,000.00
2225.	Kansas .....	Highway construction project on US-54/400 for four miles west of Pratt-Kingman County line.	\$12,000,000.00
2226.	Wyoming .....	Casper Bypass:Reconstruct Old Yellowstone Hwy from David to Poplar St., and 2nd St. from David St. to E Yellowstone Hwy.	\$3,000,000.00
2227.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Athens, TN.	\$59,000.00
2228.	Pennsylvania .....	Deploy an Intelligent Transportation System by the Montgomery County Planning Commission.	\$4,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2229.	California .....	Montclair Monte Vista Avenue grade separation along Alameda Corridor East.	\$2,000,000.00
2230.	Kentucky .....	2 new bridges over Ohio River & reworking I65-I64-I265 interchange.	\$14,000,000.00
2231.	Illinois .....	Undertake traffic mitigation and circulation enhancements on 57th and Lake Shore Drive, Chicago.	\$3,000,000.00
2232.	New York .....	Construct pedestrian waterfront walkway, Kingston.	\$1,600,000.00
2233.	Louisiana .....	Plan and construct bike/pedestrian crossings of Washington-Palmetto Canal in the vicinity of Xavier University, New Orleans.	\$3,000,000.00
2234.	California .....	Study to evaluate traffic implications resulting from the proposed re-alignment of Nutwood Avenue, Fullerton.	\$500,000.00
2235.	New Jersey .....	Project will rehabilitate existing structure at the Bridge Street bridge over the CSX Railroad Trenton line in Manville, Somerset County.	\$500,000.00
2236.	Massachusetts .....	Assabet River Rail Trail design and construction.	\$700,000.00
2237.	Pennsylvania .....	Transportation enhancements along the Delaware Canal between Yardley, PA and Bristol, PA.	\$1,000,000.00
2238.	Texas .....	Construct a loop at 201 beginning at SH 195 and terminate at connection to FM 3841, Bell County.	\$4,000,000.00
2239.	Montana .....	Pave MT Secondary 323 from Ekalaka to Alzada.	\$23,000,000.00
2240.	California .....	Salinas Airport Boulevard/Hwy 101 interchange -- new 4 lane overpass with 2 lanes each direction, new approaches, new southbound on/off ramps, bicycle lanes.	\$3,670,000.00
2241.	Illinois .....	Eastern Peoria Bypass and Bridge (ring road) study and land acquisition.	\$1,600,000.00
2242.	Texas .....	9-1-1 Crash Demonstration Project providing communication between crash subject and first responders/EMS.	\$2,000,000.00
2243.	Rhode Island .....	Replace I-195 Washington Bridge Eastbound.	\$3,000,000.00
2244.	Arkansas .....	Improvements to Rena Road in Van Buren.	\$1,500,000.00
2245.	Ohio .....	Upgrade State Route 82/State Route 46 interchange, Trumbull County.	\$2,000,000.00
2246.	New York .....	Improve SCCC roads, Fallsburg .....	\$1,500,000.00
2247.	New York .....	Implement Pedestrian Safety Improvements on Queens Boulevard.	\$500,000.00
2248.	Illinois .....	Implement ITS and congestion mitigation project on I-294 and I-90.	\$5,000,000.00
2249.	California .....	Upgrade and reconstruct the I-80/I-680/SR 12 Interchange, Solano County.	\$13,000,000.00
2250.	West Virginia .....	Connect existing RHL Boulevard to State Route 601 (Jefferson Road).	\$750,000.00
2251.	North Carolina .....	Upgrade US 158 to construct a multilane facility between I85 and I95.	\$2,600,000.00
2252.	Florida .....	Keys Endangered Species Habitat Protection.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2253.	Louisiana .....	Widen and improve LaPlaco Boulevard from Bayou Segnette to US90, Jefferson Parish.	\$3,500,000.00
2254.	Illinois .....	Improve U.S. Route 34 from Kewanee to Kentville Road.	\$500,000.00
2255.	Florida .....	Florida Keys Overseas Heritage Trail ...	\$500,000.00
2256.	Georgia .....	Reconstruct roadways to add bicycle lanes or bike-able road shoulders, Atlanta.	\$2,000,000.00
2257.	Illinois .....	Upgrade county highways 18 and 22 in conjunction with state I-57 interchange plan north of Mattoon.	\$2,000,000.00
2258.	Massachusetts .....	Improvements to Kenmore Square Station and Commonwealth Avenue between Amory Street and Packard's Corner, Boston.	\$5,000,000.00
2259.	California .....	4-lane overpass for Mission Blvd grade separation project, City of Pomona.	\$4,400,000.00
2260.	Louisiana .....	Construct LA 1 at Port Fourchon, Louisiana.	\$3,000,000.00
2261.	Tennessee .....	Extension of bicycle and pedestrian trail, LaVergne.	\$1,500,000.00
2262.	North Carolina ...	Upgrade existing US 220 I-73/74 from south of NC 134 US 220 Business to North of Park Drive Extension.	\$6,600,000.00
2263.	Hawaii .....	Construct access roads to Kahului Airport.	\$600,000.00
2264.	California .....	Improve SR219 to 4-lanes in the cities of Riverbank, Oakdale and Modesto.	\$2,000,000.00
2265.	Indiana .....	Correct visibility problems and sharp grade changes at SR 332 and Nebo Road intersection in Delaware County, Indiana.	\$650,000.00
2266.	Iowa .....	Complete construction of Phase 6 of US Highway 6 in Coralville, Iowa.	\$900,000.00
2267.	Minnesota .....	MNTH 169 safety improvements from City of Virginia to Ely/Winton.	\$14,300,000.00
2268.	New Jersey .....	Reconstruct roadways in Union County/Elizabeth - Kapowski Road Area Project.	\$5,000,000.00
2269.	Vermont .....	Construction and rehabilitation of the Cross Vermont Trail for the Cross Vermont Trail Association.	\$1,386,000.00
2270.	Ohio .....	Widening from 2 lanes to 5 lanes between Woodlawn Ave. and Whipple Ave. in Jackson Township.	\$2,000,000.00
2271.	Michigan .....	Planning and Engineering for The American Road, The Henry Ford Museum, Dearborn.	\$1,500,000.00
2272.	Arkansas .....	Sidewalks in Altus .....	\$40,000.00
2273.	New Jersey .....	Provide an alternate Route for traffic passing through congested State Route 31 corridor in the Flemington Area.	\$2,000,000.00
2274.	Maryland .....	Bridge rehabilitation of Hanover Street and Pennington Avenue drawbridges, Baltimore.	\$3,000,000.00
2275.	Connecticut .....	Construct Shoreline Greenway, Madison, Guilford, Branford and East Haven.	\$1,500,000.00
2276.	Texas .....	Reconstruction of Clinton Dr. from Federal Rd. to N. Wayside Dr., an intermodal freight artery near Port of Houston.	\$9,500,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
2277.	Texas .....	Study, design and construct new border crossing and facilities - Donna/Rio Bravo International Bridge.	\$2,000,000.00
2278.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Philadelphia, TN.	\$99,000.00
2279.	Oklahoma .....	Construction of Duncan Bypass Grade Separation.	\$3,000,000.00
2280.	Florida .....	Clark Road Clover Leaf at I-95, Jacksonville.	\$5,000,000.00
2281.	Pennsylvania .....	Improvements to Plank, Otts, Meyers, and Seitz roads in Montgomery County.	\$1,000,000.00
2282.	California .....	Temecula Winchester Project- This project will require a partial cloverleaf interchange on I-15 at exit/entrance ramps at Winchester Road.	\$2,000,000.00
2283.	California .....	Conduct Study of State Route 130 Realignment Project, San Joaquin County and Santa Clara County, CA.	\$2,000,000.00
2284.	California .....	Widen roads, construct bicycle lane and parking facility to enhance access to Hansen Dam Recreation Area, Los Angeles.	\$6,500,000.00
2285.	Pennsylvania .....	SR 29 Bridge, replace T-beam bridge in Noxen Township, Wyoming County.	\$1,000,000.00
2286.	Minnesota .....	Construct Soo Line Trail from north of Boulus to the east side of Mississippi River.	\$495,000.00
2287.	Ohio .....	Construction of an interchange at Interstate 70 and Burnett Rd and items associated with construction of interchange.	\$2,000,000.00
2288.	Indiana .....	New road construction of Boston Street intersection with Route 2 in LaPorte, Indiana.	\$1,500,000.00
2289.	South Carolina ..	Milfred Road Bridge in Anderson County.	\$350,000.00
2290.	Virginia .....	White's Mill Recreation Trail and Renovation - design and construction of recreational trail and preservation of watermill for use as visitors center.	\$750,000.00
2291.	Georgia .....	Pedestrian and streetscape improvements, Ellaville.	\$500,000.00
2292.	Alaska .....	Various road improvements in City of Fairbanks.	\$5,000,000.00
2293.	Alabama .....	4 US hwy 84 from Evergreen to Monroeville in Alabama.	\$6,000,000.00
2294.	California .....	Feasibility study, design, engineering, grade separation, pedestrian improvements, and traffic calming project, the City of South Pasadena.	\$1,000,000.00
2295.	Texas .....	Construct a 4-lane urban roadway at US Bus77 on Loop 574, McLennan County.	\$2,000,000.00
2296.	California .....	ATIS added to the Magnolia corridor connecting Riverside, Corona, Moreno Valley and portions of Riverside County.	\$480,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2297.	Maryland .....	Widen MD 45 from Ridgley to Seminary Roads. Widening includes addition of a middle turn lane and to acquire right of way.	\$5,520,000.00
2298.	North Carolina ...	Upgrade of US321 corridor in Burke, Caldwell and Catawba counties mitigating severe congestion near bridge over Catawba river.	\$2,000,000.00
2299.	Virginia .....	Secure right-of-way and construct improvements along Jefferson Davis/Route 1 corridor for vehicle traffic and improved bus service, Arlington County.	\$4,000,000.00
2300.	New Jersey .....	Pedestrian and bicycle facilities, and street lighting, Haddon Heights/Barrington.	\$750,000.00
2301.	Florida .....	PINEDA CAUSEWAY INTERCHANGE at I-95.	\$8,000,000.00
2302.	Minnesota .....	To study a major river crossing over the Mississippi river between Monticello and St. Cloud and TH10 and I-94.	\$1,000,000.00
2303.	Texas .....	Highway construction to expand SH 71 in Austin to US 281.	\$1,000,000.00
2304.	New Jersey .....	Project will improve State Route 22 by improving section of highway that connects Route 22 and 287 in two locations.	\$3,000,000.00
2305.	New York .....	Construct greenway along East River waterfront between East River Park (ERP) and Brooklyn Bridge, and reconstruct South entrance to ERP.	\$1,250,000.00
2306.	Wisconsin .....	Resurface State Highway 8 from County C to Town of Monico.	\$1,000,000.00
2307.	South Carolina ..	Construct I-73 from Bennettsville to I-95	\$10,000,000.00
2308.	Louisiana .....	Replace Almonaster Bridge, New Orleans	\$500,000.00
2309.	Washington .....	SR 167 - a new freeway from SR 509 (Port of Tacoma) to SR 161 (Puyallup).	\$2,500,000.00
2310.	Pennsylvania .....	Erie - Replacement of Asbury Road underpass; replacement of Powell Ave. Bridge; Peninsula Dr. improvements.	\$4,000,000.00
2311.	Michigan .....	Rehabilitate 2 piers and remove old bridge caissons for Sturgeon River Road bridge, Houghton County.	\$270,000.00
2312.	Michigan .....	Rebuilding M-99 for flood control in Hillsdale.	\$2,000,000.00
2313.	Virginia .....	Chessie Work Station - renovation of abandoned rail site to enable intermodal access at site, Clifton Forge.	\$2,736,000.00
2314.	Wisconsin .....	Construct State Highway 23 (County Highway OJ to U.S. Highway 41), WI.	\$16,000,000.00
2315.	Iowa .....	Extend Mormon Trek Boulevard in Iowa City, Iowa.	\$5,000,000.00
2316.	Ohio .....	Construct access roads and freight intermodal facility, Columbiana County.	\$5,000,000.00
2317.	Maryland .....	Reconstruction of Route 32 to freeway standards from Route 108 to I-70.	\$2,000,000.00
2318.	Pennsylvania .....	SR 22 widening to 4 lanes from Export to Delmont, Westmoreland County, PA.	\$1,300,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2319.	American Samoa	Drainage mitigation for Malaeloa-Leone village roads.	\$1,000,000.00
2320.	New York .....	Design and construct Upper Delaware Scenic Byway Visitor Center, Cohecton.	\$448,000.00
2321.	Pennsylvania .....	Continued Construction of the Montour Trail which is part of the Great Allegheny Passage.	\$1,000,000.00
2322.	Washington .....	SR 538 (College Way) and North 26th Street Signal, Mount Vernon.	\$175,000.00
2323.	Pennsylvania .....	Construction of 2 ramps, replacement of 2 ramps on I-79 at SR 3025 in Jackson Township, PA.	\$1,000,000.00
2324.	Texas .....	Construct US183-A, a 12 mile turnpike to connect US183 at SH45 and extend northward to US183 in Williamson County, Texas.	\$10,000,000.00
2325.	Illinois .....	Construct Grand Illinois Trail, Cook County.	\$1,000,000.00
2326.	Ohio .....	Construct connector road between SR 79 and Thornwood Drive in Licking County.	\$5,000,000.00
2327.	Maryland .....	Fringe and Corridor Parking Facility at Clinton Street and Keith Avenue.	\$3,000,000.00
2328.	Ohio .....	Widen SR 170, Calcutta .....	\$2,500,000.00
2329.	California .....	Replacement of existing 2 lane interchange to full 6 lane interchange where Cajalco Road and I-15 meet in Corona, CA.	\$10,000,000.00
2330.	Oregon .....	Highway 22, Polk County .....	\$1,000,000.00
2331.	Pennsylvania .....	Final engineering and design to construct a four lane connector and bridge over the Allegheny River to link New Kensington to Rt 28.	\$5,000,000.00
2332.	South Carolina ..	Construct Calhoun Clarendon Connector	\$14,008,000.00
2333.	Virginia .....	Mayo Bridge, Richmond .....	\$2,000,000.00
2334.	Oklahoma .....	Reconstruct US 69 from US 62 West to the US 69/US 62 intersection, Muskogee.	\$750,000.00
2335.	Maryland .....	Engineering and construction of the MD Route 355 at Montrose Road/Randolph Road Interchange, Rockville.	\$5,000,000.00
2336.	Pennsylvania .....	PA23 corridor improvements from US30 to US322.	\$3,000,000.00
2337.	Michigan .....	Construct interchange at I-675 and M-13 (Washington Avenue) and Northbound Exit, Saginaw.	\$2,000,000.00
2338.	Florida .....	To complete design and construction of double-deck roadway system exiting Ft. Lauderdale/Hollywood International airport connecting U.S. 1 and I-595.	\$5,000,000.00
2339.	Illinois .....	Upgrade roads, Summit .....	\$1,000,000.00
2340.	Kentucky .....	Reconstruct Georgetown Northwest Bypass from US-460 W to I-75 N, Scott County.	\$1,000,000.00
2341.	Wisconsin .....	Construct Lake Butte des Morts Bridge, U.S. Highway 41, Winnebago County, WI.	\$25,600,000.00
2342.	Texas .....	SH 288 at BW 8: construct two direct connectors.	\$5,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2343.	Washington .....	Yelm 510/507 - an alternative route to two existing state highways that bisect Yelm.	\$2,500,000.00
2344.	Iowa .....	Improvements at the IA 146 and I 80 interchange.	\$1,000,000.00
2345.	New Hampshire	Crystal Lake Mitigation preservation of 110 acres of land in Manchester.	\$1,000,000.00
2346.	Arkansas .....	Construction of I-49 from Hwy 22 near Barling to Hwy 71 at Jenny Lind Road.	\$5,000,000.00
2347.	Minnesota .....	Right of way acquisition for the expansion of 3rd street north in the city of St. Cloud.	\$750,000.00
2348.	Nebraska .....	New interchange on Interstate-80 near milepost 275 and improvements to Cherry Avenue to provide an east bypass for Kearney, Nebraska.	\$2,000,000.00
2349.	Virginia .....	UVA-Wise Entrance - second phase of project to address road and stormwater problems.	\$1,000,000.00
2350.	Tennessee .....	Improve existing two lane highway to a four lane facility along the US-412 Corridor west of Natchez Trace to US-43 at Mt. Pleasant.	\$5,500,000.00
2351.	Maryland .....	Pedestrian bridge crossing North Avenue and street signage, Baltimore.	\$1,800,000.00
2352.	Michigan .....	South Lyon, 2nd Street between Warren and Haggadorn.	\$125,000.00
2353.	Tennessee .....	Continue construction of the Foothills Parkway in the Great Smoky Mountains National Park.	\$7,500,000.00
2354.	Illinois .....	Construct bike/pedestrian path and related facilities in Spring Rock Park, Western Springs.	\$700,000.00
2355.	Maryland .....	US 219 Oakland Bypass .....	\$1,000,000.00
2356.	Pennsylvania .....	Relocation of PA52 on edge of Longwood Gardens.	\$1,000,000.00
2357.	Michigan .....	Construct improvements to existing 68th Avenue bridge over Grand River.	\$6,700,000.00
2358.	Illinois .....	Construct Cedar Creek Linear Park Trail, Quincy.	\$500,000.00
2359.	Tennessee .....	Reconstruct connection with Hermitage Ave. to Cumberland River bluff, Nashville.	\$500,000.00
2360.	South Carolina ..	I-385 and SC14 (Exit 19) - The SCDOT would reconstruct the existing interchange at I-385 and SC 14 (Exit 19) in Laurens, Co., SC.	\$1,985,000.00
2361.	New Mexico .....	Ease traffic congestion and improve intersection safety by identifying alternative alignment to US 84/285 and NM 68 through Espanola.	\$2,000,000.00
2362.	Mississippi .....	Highway 6 - adds two lanes parallel to existing lanes in Lee County.	\$6,000,000.00
2363.	New York .....	Suffolk County ITS arterial monitoring and performance measures system.	\$1,500,000.00
2364.	Pennsylvania .....	Design and construction of Portzer Road connector in Milford, Quakertown.	\$2,500,000.00
2365.	Washington .....	Design Valley Mall Blvd. from Main Street to I-82 and I-82 interchanges at MPs 36 and 38, Union Gap.	\$6,440,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2366.	California .....	Acquire approximately 4,000 acres of land at the Desert Cahuilla Pre-historic Site, Imperial County.	\$1,000,000.00
2367.	Michigan .....	Ogden Street bridge rehabilitation project - replacement of deck, expansion of joints, sidewalks, railing and all other joints, Menominee.	\$200,000.00
2368.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of street improvements and safety enhancements, City of Scranton.	\$2,500,000.00
2369.	Georgia .....	DeKalb Greenway Trails .....	\$1,100,000.00
2370.	Missouri .....	Route MM Improvements, Jefferson County.	\$4,000,000.00
2371.	Indiana .....	The reconstruction of existing Co. Rds. 400N, 825W and 525N in Shelby County.	\$1,672,000.00
2372.	New Jersey .....	Safety and operational improvements on Route 23 in Hardyston and Franklin.	\$3,800,000.00
2373.	New York .....	Rehabilitate pavement and bridges from I-86, Exit 24 to Allegany County Line.	\$1,000,000.00
2374.	New York .....	Access improvements for terminal located on 12th Ave between W. 44th and W. 54th St in Manhattan.	\$4,000,000.00
2375.	Florida .....	Construction and engineering of the Central Sarasota Parkway Interchange at I-75, a evacuation route for Sarasota and the barrier islands.	\$2,000,000.00
2376.	California .....	Construct Dry Creek and Enterprise canal trails in Clovis.	\$700,000.00
2377.	Texas .....	Widening project on FM 60 from SH 6 to FM 158, Brazos County.	\$3,000,000.00
2378.	California .....	To provide for the preparation of environmental documents and design for conversion of the relinquished railroad bridge over the Feather River between Yuba City and Marysville.	\$5,000,000.00
2379.	Colorado .....	SH 83 & SH 88 Interchange Reconstruction: Grade separation of SH 83 over SH 88.	\$6,000,000.00
2380.	Nevada .....	US50A Fernley-Fallon replace UPRR bridge in Fernley, realign intersection US95A/50A.	\$9,000,000.00
2381.	California .....	Construct safe access to streets for bicyclists and pedestrians including crosswalks, sidewalks and traffic calming measures, Covina.	\$500,000.00
2382.	Illinois .....	Logan County 5th Street Road upgrades	\$800,000.00
2383.	Virginia .....	Route 50 Traffic Calming at Gilbert's Corner.	\$1,000,000.00
2384.	California .....	Implement Congestion Mitigation and Air Quality Improvement Project, Orange County.	\$1,000,000.00
2385.	Georgia .....	US 25 widening in Burke, Jenkins Co. and Millen bypass.	\$28,000,000.00
2386.	Ohio .....	Widening from 2 lanes to 5 lanes between 55th St. and Applegrove St. in Plain Township.	\$5,000,000.00
2387.	Maryland .....	MD 85/I-270 Interchange .....	\$2,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2388.	Washington .....	<i>Inchelium Bridge Feasibility Study: Conduct study to determine whether bridge over Lake Roosevelt would meet needs of residents of Gifford and Inchelium, Washington.</i>	\$120,000.00
2389.	New York .....	<i>For the acquisition of ferry boats and ferry terminal facilities and for the operation of ferry service from Rockland County/Yonkers/Manhattan.</i>	\$1,000,000.00
2390.	Missouri .....	<i>Grading for 4 lanes, lighting, roadways, and bridges on Highway 5 in Camdenton.</i>	\$10,000,000.00
2391.	Washington .....	<i>Burien SR 518 project - interchange improvements and the addition of one travel lane on a portion of corridor.</i>	\$1,000,000.00
2392.	Georgia .....	<i>Install sidewalks, trails, lighting, and amenities in Balls Ferry Park, Wilkinson County.</i>	\$500,000.00
2393.	West Virginia .....	<i>Construct New River Parkway between I-64/Sandstone Interchange and Sandstone Falls, Summers and Raleigh Counties.</i>	\$4,500,000.00
2394.	Illinois .....	<i>Road Construction and Reconstruction in the Village of Hampshire: Keyes Ave. Reconstruction; Industrial Drive Overlay; Mill Ave. Reconstruction.</i>	\$2,300,000.00
2395.	Illinois .....	<i>Transportation Enhancement and road improvements necessary for Downtown Plaza restoration in Jacksonville, IL.</i>	\$800,000.00
2396.	California .....	<i>Construction of a bikeway on the North bank of the Los Angeles River between Sepulveda Boulevard and Kester Avenue in Sherman Oaks, Los Angeles.</i>	\$575,000.00
2397.	New York .....	<i>Design &amp; Construct a Bicycle and Pedestrian Walkway along the Decommissioned Putnam Rail Line.</i>	\$950,000.00
2398.	Pennsylvania .....	<i>Greencastle, Pa- Upgrade intersection of SR 0011 and I-81 at exit 3 (northbound) and the proposed Grindstone Hill Road intersection.</i>	\$1,200,000.00
2399.	California .....	<i>Construct auxiliary lanes, bicycle, pedestrian improvements, signal modifications on Almaden Expressway between Branham Lane and Blossom Hill Road, Santa Clara County.</i>	\$3,500,000.00
2400.	Texas .....	<i>Widen SH 36/ US 190 to 4 lanes, Milam County.</i>	\$2,000,000.00
2401.	Minnesota .....	<i>Bike Trail extensions and walking trails, connect to Mesabi Trail, City of Aurora.</i>	\$294,745.00
2402.	Maryland .....	<i>Plan, Design, and construct the Inter-county Connector.</i>	\$9,000,000.00
2403.	Massachusetts .....	<i>Design, permitting, and ROW acquisition for new on/off ramps on I-95 between Route 1A and Route 123 interchanges.</i>	\$500,000.00
2404.	Texas .....	<i>Replaces 3 structures at interchanges of I20, US83, and US 277 in Abilene.</i>	\$1,500,000.00
2405.	Texas .....	<i>Improvements to National High Priority Corridor #38 for the Oklahoma border south through Amarillo.</i>	\$14,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2406.	Michigan .....	Milford Village, Roundabout at N. Milford Rd. and Summit St.	\$125,000.00
2407.	Kentucky .....	Replace bridge #C00004 on Oregon Road, Mercer County.	\$680,000.00
2408.	North Carolina ...	Widen NC 49 from Harrisburg east of SR 2630 to the Yadkin River, NC.	\$10,000,000.00
2409.	California .....	Santa Cruz Highway 1 widening and HOV lanes-- 8.3 miles from Morrissey Boulevard to San Andreas-Larkin Valley Road south of Aptos.	\$3,670,000.00
2410.	New York .....	Improvements to Harlem River Park and Greenway including park amenities.	\$4,000,000.00
2411.	Illinois .....	Expansion of Miller Road from 2 - 4 lanes; bridge improvements; further expansion from IL Route 31 to IL Route 120.	\$5,000,000.00
2412.	Minnesota .....	For design of a new interchange with TH169 over CSAH4.	\$1,000,000.00
2413.	New Mexico .....	Construct the two lane enhancement of U.S. 54 from Tularosa to Santa Rosa.	\$11,000,000.00
2414.	Florida .....	Widening and improvements to Snake Road (BLA Rt. 1281).	\$2,000,000.00
2415.	Minnesota .....	Consolidate access, provide supporting roadways and add an additional lane to CSAH 42 in Dakota County and Scott County.	\$1,000,000.00
2416.	Massachusetts .....	Reconstruction of Washington St., Walpole.	\$2,000,000.00
2417.	Massachusetts .....	Extensions to the Berkshire County Bike Paths, Berkshire County.	\$5,000,000.00
2418.	Ohio .....	Pleasant Valley Road bridge renovation over the Chagrin River in Willoughby Hills Township.	\$260,000.00
2419.	Arizona .....	Upgrade and widen SR85 (mileposts 120.5 --147.6).	\$1,000,000.00
2420.	California .....	Construction of an interchange at the at-grade intersection of Stillwater Road and State Route 44.	\$7,500,000.00
2421.	Oregon .....	Highway 20, Lincoln County .....	\$7,000,000.00
2422.	Massachusetts .....	Lawrence Canal and Union Street intersection improvements.	\$1,000,000.00
2423.	Pennsylvania .....	Construct Route 219 Bypass in the Borough of Johnsonburg.	\$2,000,000.00
2424.	New York .....	Design and construct pedestrian and bicycle path (Cayuga Waterfront Trail), Ithaca.	\$1,200,000.00
2425.	California .....	Reconstruct Carson St. with an on/off ramp to Interstate 605, Hawaiian Gardens.	\$400,000.00
2426.	Illinois .....	Construct North Main St (IL Rte 2) Rockford, IL to four lanes.	\$1,000,000.00
2427.	Ohio .....	Construct Chesapeake Bypass/Tri State Metro Outer Belt.	\$2,000,000.00
2428.	Ohio .....	SR 322 roadway safety improvements in the Village of Gates Mills.	\$520,000.00
2429.	Missouri .....	Expand to six lanes Rt. 141/Woods Mill Rd (Chesterfield, MO) from I64 north to Rt. 340.	\$3,000,000.00
2430.	Alaska .....	False Pass Road construction from small boat harbor dock to airport and town.	\$3,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2431.	Georgia .....	Install sidewalks, improve lighting, and install landscaping along Riverside Drive, Macon.	\$500,000.00
2432.	Illinois .....	Undertake streetscaping on Ridgeland Avenue, Oak Park Avenue, and 26th Street, Berwyn.	\$1,500,000.00
2433.	Massachusetts .....	Roosevelt Avenue intersection improvements from Bay Street to Page Boulevard, Springfield.	\$1,500,000.00
2434.	Pennsylvania .....	9th Avenue Project, Altoona, PA: Complete preliminary engineering study and begin right of way acquisition.	\$3,500,000.00
2435.	New York .....	Improve Maple Avenue, Smithtown .....	\$1,000,000.00
2436.	New York .....	Improve East End roads, Newburgh .....	\$1,863,500.00
2437.	Ohio .....	Relocate SR 149, Bellaire .....	\$650,000.00
2438.	Illinois .....	Improve safety of horizontal curve on 250th Rd. in Grandview Twp.	\$320,000.00
2439.	Illinois .....	Construct pedestrian bridge over Chicago Ship & Sanitary Canal to link Centennial Trail to I&M Canal Trail in Lemont, IL.	\$100,000.00
2440.	Texas .....	Connector Sbound SH 146 to Ebound Port Road, from Wbound Port Road to Nbound SH 146. supports proposed Bayport Terminal Complex.	\$9,000,000.00
2441.	Pennsylvania .....	Tidal Schuylkill Riverfront project consists of eight mile bike and pedestrian recreation trail from Locust Street to Historic Bartram's Garden.	\$3,500,000.00
2442.	Florida .....	Upgrade SR 50 from US 27 to Orange Co. line in Lake County.	\$3,000,000.00
2443.	New York .....	Structural analysis and feasibility study evaluating options for rehabilitating the Bronx River Parkway at Crane Road over the Bronx River and Harlem line, Scarsdale.	\$400,000.00
2444.	Massachusetts .....	Cape Cod Bicycle Path with Shining Sea Link: Connects core to heavily visited national sites of upper and lower Cape.	\$3,000,000.00
2445.	Michigan .....	Belleville, Repave Main Street .....	\$125,000.00
2446.	Illinois .....	Construct the Lisle Township segment of the East Branch DuPage River Greenway Trail.	\$100,000.00
2447.	Illinois .....	Upgrade roads, Cicero .....	\$1,010,000.00
2448.	North Carolina ...	Wayne County road improvements for US 117 to SR 1342.	\$1,200,000.00
2449.	Pennsylvania .....	Linglestown Square, roadway and intersection improvements, Lower Parton Township.	\$3,000,000.00
2450.	Maryland .....	Widen MD 295 near BWI airport from 695 to MD 100.	\$8,700,000.00
2451.	Illinois .....	Widen and improve Pulaski Road, Alsip	\$700,000.00
2452.	Texas .....	Widening FM 423, from The Colony (crossroad - State Highway 121) to Little Elm (crossroad - US 380 East).	\$8,000,000.00
2453.	Indiana .....	Construction of the Hoosier Heartland along SR 25, from Lafayette to Logansport, Indiana.	\$5,000,000.00
2454.	Georgia .....	Replace sidewalks, upgrade lighting in downtown Vidalia.	\$708,610.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
2455.	North Carolina ...	Construction of a four-lane divided route on new location that will serve as the US 421 bypass from NC 16 to the Yadkin River in Wilkes County.	\$4,000,000.00
2456.	Connecticut .....	Construct Madison Shoreline Greenway Trail.	\$750,000.00
2457.	Connecticut .....	Upgrade Mark Twain Drive, Hartford ...	\$2,000,000.00
2458.	New York .....	Reconstruction of the Gowanus Expressway.	\$500,000.00
2459.	New Jersey .....	Traffic Signal Upgrade, Union City .....	\$800,000.00
2460.	Florida .....	Construct US 1/SR 100 Connector in Bunnell, Florida.	\$2,500,000.00
2461.	New York .....	West Harlem Waterfront-ferry, intermodal and street improvements and vicinity.	\$7,500,000.00
2462.	Missouri .....	Highway 115 extension - land acquisition & roadway design to coordinate with Lambert Airport expansion.	\$1,000,000.00
2463.	New York .....	Improve Front Street, Binghamton .....	\$5,000,000.00
2464.	Washington .....	Centennial Trail Project, Snohomish .....	\$200,000.00
2465.	New Jersey .....	Passaic Avenue along Riverbank Park, Kearny: Bikeway, Jogging and Fitness Trails.	\$2,500,000.00
2466.	Pennsylvania .....	Design and construct inner loop roadway around Shippensburg, Pennsylvania, or other Cumberland County projects selected by Harrisburg Area Transportation Study.	\$500,000.00
2467.	Illinois .....	Construct interchange at I-255/Dupo-Columbia.	\$19,000,000.00
2468.	North Carolina ...	Adding passing lanes to Hwy. 64 from NC 107 to US 178.	\$1,700,000.00
2469.	Kentucky .....	I-65 Interchange at Mile Marker 32 in Bowling Green.	\$3,000,000.00
2470.	Illinois .....	Improve roads, Village of Westchester .....	\$850,000.00
2471.	New York .....	Conduct studies and construct infrastructure projects on Governor's Island.	\$4,000,000.00
2472.	Iowa .....	Reconstruct 15.3 miles of the US 30 corridor from Colo, Iowa to the beginning of the Marshalltown bypass and reconstruct the 7.5 mile segment from 4.5 miles west of Toledo to 1 mile east of Tama.	\$2,300,000.00
2473.	Florida .....	State Road A-1-A Corridor from I-95 east to the Amelia River Bridge (Nassau County).	\$4,000,000.00
2474.	Iowa .....	Reconstruction of the existing IA 945 interchange, with I 80 widened and reconstructed.	\$1,000,000.00
2475.	California .....	Seismic retrofit of Golden Gate Bridge ...	\$10,000,000.00
2476.	Louisiana .....	Construct I-49 North from Shreveport, Louisiana to Arkansas line.	\$3,500,000.00
2477.	Indiana .....	US 31 Freeway Project for Kokomo Howard County.	\$5,000,000.00
2478.	Tennessee .....	Improve circuitry on vehicle protection device installed at railroad crossing in Lenoir City, TN.	\$104,000.00
2479.	California .....	Arcadia Santa Anita Avenue Corridor Improvement project, street rehabilitation.	\$3,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2480.	Texas .....	Improvements to FM 716 between Realitos and Conception, Duval County.	\$1,000,000.00
2481.	Minnesota .....	Lyon County, City of Marshall Hwy 23 between CSAH 33 and TH19.	\$3,700,000.00
2482.	Pennsylvania .....	Construction of ramps on I-95 and US 322, widening of streets and intersections, increase vertical clearance at Amtrak bridges.	\$3,000,000.00
2483.	Oregon .....	Weaver Road Extension/Bridge Project, Douglas County.	\$16,259,000.00
2484.	New York .....	Improve bicycle and pedestrian safety on NY25, Jamesport.	\$300,000.00
2485.	Illinois .....	Reconstruction of Bus US 20- West State St corridor in Rockford, IL.	\$1,000,000.00
2486.	New Hampshire	Creation of a footbridge to connect overflow parking to the main lot in Pinkham Notch, NH. As well as provide necessary backfill and stabilization work.	\$150,000.00
2487.	Alabama .....	I-20 widening and safety improvements in St. Clair County.	\$5,000,000.00
2488.	Wisconsin .....	Construct the Gateway Boulevard project, Rock County.	\$6,950,000.00
2489.	California .....	Add turn lane and adaptive traffic control system at intersection of San Tomas Expressway and Hamilton Avenue, Campbell.	\$1,300,000.00
2490.	California .....	Conduct Study and Construct I - 580 Corridor HOV Improvements Project, Alameda County, CA.	\$5,000,000.00
2491.	Pennsylvania .....	Transportation improvements to SR 56 and SR 403 through Johnstown West end to improve safety, access and traffic conditions.	\$2,000,000.00
2492.	New York .....	Improve I-87 Exit 18 interchange in Town of Queensbury, Warren County. Includes ramp reconfigurations & improvements to adjacent intersections.	\$2,250,000.00
2493.	Oklahoma .....	Complete Reconstruction of the I-35/SH 9 West Interchange.	\$4,000,000.00
2494.	Louisiana .....	Fund the 8.28 miles of the El Camino East-West Corridor along LA 6 from LA 485 near Robeline, LA to I- 49.	\$2,000,000.00
2495.	New Jersey .....	Bicycle facilities, West Deptford Township.	\$115,000.00
2496.	Florida .....	Upgrade CR491 from Pine Ridge Blvd to US 41.	\$2,000,000.00
2497.	Washington .....	5th Street/US 2 Signalization Improvements, Sultan.	\$400,000.00
2498.	New Mexico .....	Conduct the development of a transportation access plan for Santa Teresa.	\$1,000,000.00
2499.	Kentucky .....	Reconstruct KY 70 (KY 259) from Brownsville to Kyrock Elementary School.	\$1,000,000.00
2500.	Maine .....	Bike/Ped Trail Construction, Eastern Trail Management District.	\$1,000,000.00
2501.	Texas .....	Street Improvements for Willow Street, between North Street and Crockett Street, Beaumont.	\$360,000.00
2502.	Illinois .....	Upgrade traffic signal system on 87th Street, Chicago.	\$500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2503.	Ohio .....	Widen Hamilton Avenue/U.S. 127 .....	\$2,700,000.00
2504.	Nebraska .....	Construct 25 miles of recreational trail in Douglas County.	\$6,000,000.00
2505.	Washington .....	I-5 widening, Lewis County .....	\$4,000,000.00
2506.	Pennsylvania .....	Relocate Crow's Run Rd between SR 65 and Freedom Crider Rd in Beaver County, PA.	\$2,200,000.00
2507.	New Jersey .....	A 521 space parking garage, New Brunswick.	\$2,000,000.00
2508.	Michigan .....	Complete multistage reconstruction of Walton Boulevard with curb and gutter improvements.	\$5,000,000.00
2509.	Virginia .....	Heart of Appalachia - construction of stations for distribution of informational brochures along roads and trailways throughout seven counties.	\$100,000.00
2510.	Virginia .....	Widen Route 7 Leesburg Bypass .....	\$2,000,000.00
2511.	New Jersey .....	Bicycle route connecting parks in Irvington to the Irvington Bus Terminal through the business center.	\$350,000.00
2512.	Connecticut .....	Construct arterial roadway from Boston Avenue north to proposed Lake Success Business Park site in Bridgeport, CT.	\$7,000,000.00
2513.	Illinois .....	Project is part of the overhaul of 230 miles of US 67, near Jerseyville.	\$1,700,000.00
2514.	South Carolina ..	Reconstruct I-95/SC 327 interchange .....	\$7,000,000.00
2515.	Texas .....	Construct roadway to connect Anzalduas Bridge to US83.	\$3,500,000.00
2516.	California .....	Construct interchange at Interstate-605 and Arrow Highway and at Live Oak Avenue including engineering, surveying, and right-of-way acquisition, Irwindale.	\$1,600,000.00
2517.	Mississippi .....	Widening of MS Hwy 24:Widening MS Hwy 24 from I-55 in McComb to US Hwy 61 in Woodville.	\$500,000.00
2518.	Texas .....	Construct IH-30 replacement bridge, Trinity River, Dallas, Texas.	\$17,000,000.00
2519.	Maine .....	I-295/Franklin Street Arterial Interchange, Portland.	\$3,000,000.00
2520.	Alabama .....	American Village - Montevallo construction of closed loop Access Road, bus lanes and parking facility.	\$300,000.00
2521.	Illinois .....	Upgrade harbor access at Tri-City Regional Port District.	\$832,000.00
2522.	Indiana .....	Reconstruct Standard Avenue, Whiting ..	\$1,300,000.00
2523.	Minnesota .....	Connect CSAH 48 with MN State Trunk Hwy 210. Complete portions of Paul Bunyan Trail.	\$1,000,000.00
2524.	Texas .....	Construct proposed "super streets" that are part of the Houston-Galveston Area Council's 100% Solution Plan to reduce regional congestion.	\$4,000,000.00
2525.	Tennessee .....	Extension of bicycle and pedestrian trail, Springfield.	\$200,000.00
2526.	Pennsylvania .....	Design and construct interchange and related improvements at I-83, Exit 4, or other projects selected by York County, Pennsylvania MPO.	\$3,500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2527.	Missouri .....	Design, Right of Way and Construction of Highway 465, from Highway 76 to Highway 376, Taney Cty, MO.	\$6,800,000.00
2528.	Connecticut .....	Widen and improve Metro North Railroad Underpasses at Atlantic, Elm, and Canal Streets and Route 1 in Stamford, CT.	\$500,000.00
2529.	Pennsylvania .....	Extension of Third Street from Interstate 83 to Chestnut Street, Harrisburg.	\$5,000,000.00
2530.	New York .....	Reconstruction of West Neck Road from Huntington-Lloyd Harbor boundary to the end of the Village-maintained road, Lloyd Harbor.	\$2,000,000.00
2531.	New York .....	To design/construct safer roadway for high volume traffic, connecting I-87 in NY with I-89 in VT, via Cumberland Head peninsula, NY.	\$1,000,000.00
2532.	Georgia .....	Improvements of St. Marys Road from I-95 to Kings Bay Subbase.	\$1,800,000.00
2533.	New York .....	Pedestrian Bridge to Stony Pt Battlefield. Bicycle and pedestrian trail rehab & related improvements in Rockland County - NY.	\$1,200,000.00
2534.	New York .....	Rehabilitation of Pines Bridge Road/Lake Avenue and Ryder Road, in Ossining, Yorktown and New Castle.	\$2,765,000.00
2535.	Louisiana .....	Kerner Bridge .....	\$1,000,000.00
2536.	North Carolina ...	Construct Interstate 73/74 in Montgomery County and Richmond County, NC.	\$18,500,000.00
2537.	Massachusetts .....	Replacement of failing bridge / underpass (Route 106) and concrete support structure, Town of Mansfield.	\$1,800,000.00
2538.	Minnesota .....	Acquisition of ROW and environmental review for additional Mississippi River crossing, City of Little Falls.	\$2,200,000.00
2539.	Iowa .....	Construct a roadway extending north from the I 80/US 65 interchange to NE 118th Avenue, west to I 35 and the Mile Long Bridge (IA 415).	\$500,000.00
2540.	Pennsylvania .....	Central Susquehanna Valley Thruway U.S. 15. Construct 4 lane limited access highway. Connect SR 147 south of I-80 with US 11/15 south of Selingsgrove.	\$2,000,000.00
2541.	Minnesota .....	Munger Trail Extension, City of Duluth	\$3,200,000.00
2542.	California .....	Interchange improvements at Interstate 215 at Los Alamos Road, City of Murrieta.	\$2,000,000.00
2543.	Illinois .....	Construct I-57/I-294 interchange .....	\$2,900,000.00
2544.	Louisiana .....	Widen LA 18 from Northrup Grumman/Avondale Shipyards to US 90, Jefferson Parish.	\$2,500,000.00
2545.	Maine .....	Replacement of the Route 201-A "covered" bridge, Norridgewock.	\$1,000,000.00
2546.	New Hampshire	Improvements of the intersection of Route 101A and Route 13 in Milford, NH.	\$1,700,000.00
2547.	California .....	Adds NB lane and auxiliary lanes on I-5 and widens the I-8 west to I-5 north, San Diego.	\$6,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2548.	Maine .....	Route 2 Improvements from Bethel to Gilead.	\$500,000.00
2549.	Missouri .....	Construct U.S. Highway 54 Expressway near Osage Beach, Missouri.	\$1,500,000.00
2550.	Georgia .....	Construct road around the high school, two blocks from SR 42 and SR 80, Crawford County.	\$8,000.00
2551.	Tennessee .....	Proposed State Route 397 extension from State Route 96, west to US 431 North in Franklin, Williamson County.	\$2,225,000.00
2552.	Wisconsin .....	Upgrade State Highway 2, City of Ashland.	\$4,000,000.00
2553.	California .....	Ferrari Interchange Project - Construction of an interchange located at the intersection of future State Route 65 and Ferrari Ranch Road/Westwood in Placer County.	\$3,000,000.00
2554.	Illinois .....	Construct and improve bike path network, Evanston.	\$250,000.00
2555.	Michigan .....	Reconstruct East Spruce Street with drainage, curb, gutter, pavement, traffic control devices, Sault Ste. Marie.	\$950,000.00
2556.	New York .....	Enhance road and transportation facilities in the vicinity of W. 65th St and Broadway, New York City.	\$3,000,000.00
2557.	New York .....	Design and reconstruction of roadways & sidewalks, including Washington Street to Stone Street, and throughout Public Square, located in Watertown, NY.	\$2,000,000.00
2558.	Georgia .....	Rockbridge Road improvements DeKalb	\$2,500,000.00
2559.	Georgia .....	Construct rail overpass, SR 21 to SR 25	\$2,000,000.00
2560.	Florida .....	Normandy Blvd. & Cassat Avenue, Jacksonville.	\$1,500,000.00
2561.	Florida .....	Complete Removal and Replacement of Platt Street Bridge, Hillsborough County.	\$750,000.00
2562.	Pennsylvania .....	State Street Bridge Rehabilitation, Hamburg.	\$1,500,000.00
2563.	Missouri .....	Widening of Chouteau Trafficway to 4 lanes and necessary safety improvements.	\$3,000,000.00
2564.	Virginia .....	To enhance Main Street (US Route 1 South) in Dumfries, Prince William County.	\$725,000.00
2565.	Illinois .....	Construct pedestrian tunnel under railroad tracks at commuter lot, Winfield, IL.	\$1,700,000.00
2566.	Virginia .....	Maple Avenue street improvement project in Vienna.	\$1,650,000.00
2567.	Georgia .....	Streetscape project for lighting and landscaping on Main Street along Georgia Highway 231, Davidsboro.	\$300,000.00
2568.	Ohio .....	Construct interchange or other appropriate access on IR 70 west of existing mall road exit in Belmont County.	\$6,935,000.00
2569.	California .....	Design and Construction Camino Tassajara -Crown Canyon to East Town Project, Danville, CA.	\$1,000,000.00
2570.	Hawaii .....	Construct Kapaa Bypass .....	\$3,000,000.00
2571.	Arkansas .....	Repair and Improvement of East Patrol Road, Hempstead County.	\$200,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2572.	Florida .....	I-95 / Spanish River Blvd. Interchange, Palm Beach County.	\$14,000,000.00
2573.	Pennsylvania .....	Improvements, including a turn lane at, new signing and markings at intersection of Route 422 and Route 662 in Berks County.	\$2,430,000.00
2574.	Georgia .....	Reconstruction of the shoulders of GA SR 400 from mile post 6.65 north to SR 306 for use by transit vehicles.	\$10,000,000.00
2575.	Virginia .....	Construct Route 262 Bypass at Rt. 252/ Rt. 254 in Augusta County.	\$1,000,000.00
2576.	Kansas .....	Construct K-7/55th St./Johnson Drive interchange and construct Clear Creek Parkway overpass over K-7, City of Shawnee.	\$3,000,000.00
2577.	California .....	Multi-year integrated project to develop regional transportation plan for next 20 yrs for Riverside County and Orange County. Major investment study and PA-ED phase work.	\$3,520,000.00
2578.	New York .....	Orzeck Rd. improvements in Town of Goshen-NY.	\$500,000.00
2579.	New Jersey .....	Replace Haynes Avenue bridges over Waverly Yards and Routes 1 and 9, Newark.	\$900,000.00
2580.	Ohio .....	Construct shared use trail from Bellbrook to Spring Valley connecting with the Little Miami Scenic Trail.	\$500,000.00
2581.	California .....	Reconstruct 1.9 miles of Paramount Blvd. Major arterial in region with interchange at 91 Freeway to Del Amo Blvd., Long Beach.	\$500,000.00
2582.	Mississippi .....	Upgrade roads in Humphreys County Districts 1 and 5 and Isola.	\$944,000.00
2583.	Missouri .....	Lewis and Clark Expressway .....	\$2,000,000.00
2584.	Missouri .....	Design, Right of Way and Construction of Interstate 44 & Highway 39 Interchange, Mt. Vernon, MO.	\$5,000,000.00
2585.	New York .....	Rehabilitation of East and West John Streets in the Village of Lindenhurst.	\$1,015,000.00
2586.	Arkansas .....	Widen Old Boyd Road and upgrade associated bridges, Miller County.	\$500,000.00
2587.	Florida .....	Widening I-95, from Ft. Pierce to Melbourne.	\$2,000,000.00
2588.	Texas .....	Construct Santa Fe Trail DART LR overpass from Hill Street to Commerce Street along abandoned Santa Fe Rail right of way.	\$2,400,000.00
2589.	Alabama .....	Decatur/Hartselle Southern Bypass connecting Alabama 67 near Priceville continuing between Hartselle & Decatur ending on Alabama Hwy 20.	\$2,000,000.00
2590.	Ohio .....	Study and design of the I-74 / I-75 interchange.	\$2,000,000.00
2591.	Texas .....	I-30 Bridge over the Trinity River, Dallas.	\$42,000,000.00
2592.	Illinois .....	City of Havana upgrades to Broadway St.	\$800,000.00
2593.	Massachusetts .....	Engineering, design and restoration of State Route 146 site for Northern Gateway Visitor Information Center Blackstone Corridor Worcester.	\$4,650,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2594.	Georgia .....	Reconstructing State Route 316 into a limited-access highway.	\$2,000,000.00
2595.	Florida .....	Reconstruct 40th Street, Tampa .....	\$4,000,000.00
2596.	Virginia .....	Craig County Trail - improvements to trail, Craig County.	\$150,000.00
2597.	Ohio .....	Bicycle trail construction from Chardon south to East Branch Reservoir.	\$500,000.00
2598.	Texas .....	State Loop 390 in Marshall, Harrison County.	\$6,000,000.00
2599.	Ohio .....	Widen Western Reserve Road, Mahoning County.	\$2,000,000.00
2600.	Arkansas .....	Relocate Mazarn Bridge, SE Montgomery County.	\$60,000.00
2601.	California .....	Undertake Fernandez Ranch transportation enhancement project, Contra Costa County.	\$1,000,000.00
2602.	Michigan .....	Build 1.5 mile road between M-66 and B drive N, including improved drainage.	\$1,500,000.00
2603.	New York .....	Rt. 531 Expansion, Gates-Brockport, 4-Lane Highway is a Project to Extend Route 531.	\$5,000,000.00
2604.	Louisiana .....	Widen LA Highway 28 from Vernon/Rapides line to State Route 121, Rapides Parish.	\$5,000,000.00
2605.	Tennessee .....	Construction of park access road and adjacent trails at the Athens Regional Park in Athens.	\$300,000.00
2606.	Ohio .....	Construct Lakefront Plan (pedestrian/bike path and road improvements), Cleveland.	\$3,750,000.00
2607.	Tennessee .....	Construct greenway system, Nashville and Davidson County.	\$1,100,000.00
2608.	Texas .....	Reconstruction of IH 35E/Loop 12 from Spur 408 north to IH 635 thru Grand Prairie, Irving, and Dallas.	\$5,000,000.00
2609.	Maryland .....	Chestertown Trail, Kent County .....	\$300,000.00
2610.	New York .....	Reconstruction of Route 340 and Erie Street Intersections with Route 303, Rockland County.	\$1,000,000.00
2611.	North Carolina ...	Purchase of two rail corridors for future use as a bike/pedestrian trail, Durham.	\$2,000,000.00
2612.	Illinois .....	Construct and expand the Greenway Trail along the East Branch of the DuPage River in Bloomingdale and Milton townships, IL.	\$400,000.00
2613.	Wisconsin .....	Reconstruct US Highway 41 in Green Bay, WI.	\$2,500,000.00
2614.	Mississippi .....	Upgrade roads in Canton (U.S. Hwy 51, 22, 16 and I-55), Madison County.	\$800,000.00
2615.	Pennsylvania .....	Indiana, Pa-Construct 5 mile segment of rail line and eliminate use of existing line and 37 grade crossings, Glenn Lock to Middletown.	\$2,700,000.00
2616.	Texas .....	Extension of Radio Road from I-30 to SH 11 at FM 2560.	\$1,000,000.00
2617.	Texas .....	US Route 87 Big Spring Bypass part of the Ports-to-Plains Corridor, a National High Priority Corridor from Mexico to Denver.	\$16,000,000.00
2618.	California .....	Reconstruct I880/Coleman Avenue Interchange to improve traffic flow, San Jose.	\$10,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2619.	California .....	Construct grade separation between State Street and BNSF tracks along with street improvements on State Street, San Bernardino.	\$1,250,000.00
2620.	New York .....	Big Ridge Road: Spencerport Village Line to Gillett Road in the Town of Ogden.	\$2,000,000.00
2621.	California .....	Rancho Cucamonga I-15/Base Line Interchange, removal and reconstruction of on and off ramps, and construction of auxiliary lanes.	\$5,000,000.00
2622.	Kansas .....	Replacement or Rehabilitation of the Amelia Earhart Bridge over the Missouri River from Kansas into Missouri.	\$2,000,000.00
2623.	Wisconsin .....	Reconstruct US Highway 45 in Waupaca County.	\$2,000,000.00
2624.	Michigan .....	Wayne, Laurenwood reconstruct 1/4 mile stretch.	\$125,000.00
2625.	Missouri .....	Study Needs and Design of Highway 37 & 60 Corridor, from Republic, MO to Arkansas stateline.	\$2,500,000.00
2626.	Maryland .....	MD237-right-of-way acquisition to upgrade and wide MD237 to a multi-lane highway from Pegg Road to MD235.	\$10,000,000.00
2627.	Texas .....	US 83 underpass and pedestrian crossing at Abrams Road, Palmview.	\$1,900,000.00
2628.	Tennessee .....	Replace Unitia Bridge in Loudon County.	\$900,000.00
2629.	Minnesota .....	Construct bicycle trails in and around Aitkin connecting the Paul Bunyan Trail to the Mesabi Bike Trail.	\$400,000.00
2630.	Colorado .....	Wadsworth Bypass (State Highway 121)/Burlington Northern Railroad and Grandview Grade separation.	\$6,000,000.00
2631.	Illinois .....	Complete Phase II engineering for reconstruction of 159th Street/US 6 in Will County.	\$1,000,000.00
2632.	Illinois .....	Construct and replace East Branch River bridge on Illinois Prairie Path, Milton Township, IL.	\$300,000.00
2633.	Nebraska .....	Pave 5.5 miles of road north of the Village of Cordova to I-80.	\$1,500,000.00
2634.	Ohio .....	Land acquisition for construction of bicycle and pedestrian trails at Mentor Marsh.	\$710,000.00
2635.	California .....	Widen Interstate 8 overpass at Dogwood Road, Imperial County.	\$2,500,000.00
2636.	Texas .....	Improve Bus 287 between 8th Street and Northside Drive, Ft. Worth.	\$4,000,000.00
2637.	Oklahoma .....	Widen SH 33 from Cimarron River East to US 177, Payne County.	\$6,300,000.00
2638.	Georgia .....	Bridge improvements on Rico Tatum Road at Cedar Creek, Fulton Co.	\$560,000.00
2639.	Michigan .....	Expansion of Ten Mile Road, Hazel Park/Madison Heights.	\$277,000.00
2640.	Texas .....	Widen from 4 to 6 lanes I-35E from Lake Lewisville to Loop 288.	\$14,000,000.00
2641.	Arizona .....	Roadway widening from two lanes to four on US 93 near the town of Wikieup.	\$1,000,000.00



## High Priority Projects—Continued

No.	State	Project Description	Amount
2642.	Florida .....	Designation of State Road 70 as an I2 corridor connecting the east and west coasts of Florida.	\$4,000,000.00
2643.	Kentucky .....	Replace bridge and approaches on KY-1665 over Stony Creek (B48) west of Jct. US 421.	\$500,000.00
2644.	Oklahoma .....	Construct US 59 improvements from Westville to US 412, Delaware County.	\$5,000,000.00
2645.	California .....	Conduct Study and Construct Contra Costa County Brentwood Tracy Expressway Project, CA.	\$5,000,000.00
2646.	Michigan .....	Carlisle Road - 2 miles east of city limit to Middlebelt Road, City of Inkster.	\$2,000,000.00
2647.	California .....	Folsom Boulevard & Power Inn Road improvements and widening.	\$9,000,000.00
2648.	Florida .....	44th St. Extension to Golfair Blvd., Jacksonville.	\$1,500,000.00
2649.	Georgia .....	Construct two lane bypass from US 1 to SR 88 around Wrens.	\$1,000,000.00
2650.	California .....	Construct Highway 101 bicycle/pedestrian overpass at Millbrae Ave for the San Francisco Bay Trail, Millbrae.	\$1,000,000.00
2651.	New York .....	Design and Construction of bicycle and pedestrian facilities in the area of the Roosevelt Avenue Bridge.	\$480,000.00
2652.	Ohio .....	Reconstruction of a urban collector street within the federal highway system at SR 18 and Smith Rd. in the City of Medina.	\$1,960,000.00
2653.	Louisiana .....	Construct LA 143/US 165 Connector and North Ouachita River Bridge, Ouachita Parish.	\$12,000,000.00
2654.	Pennsylvania .....	Replace an existing stone-arch rail bridge, Upper Dublin Township.	\$9,500,000.00
2655.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of intersection improvements and safety enhancements, Borough of Taylor in Lackawanna County.	\$250,000.00
2656.	Minnesota .....	Heritage Center at the Grand Portage National Monument.	\$1,355,000.00
2657.	New Hampshire	Public safety improvement by easement, building side-crosswalks, parking, traffic calming work. Part of Chocorua Village Intersect Improvement project.	\$2,020,000.00
2658.	Illinois .....	Construct West Corbin Overpass over Illinois 255, Bethalto.	\$5,000,000.00
2659.	Indiana .....	CR 17, Elkhart Cnty, IN. The project is for a new four lane highway from County Rd. 26 to County Rd 38.	\$3,000,000.00
2660.	Virginia .....	Construct equestrian enhancement in Mount Rogers NRA adjacent to Virginia Highlands Horse Trail.	\$2,000,000.00
2661.	New York .....	Rehabilitate the High Bridge over the Harlem River between Manhattan and the Bronx.	\$5,000,000.00
2662.	Indiana .....	Extend Everbrook Drive from SR 332 to Bethel Avenue in the City of Muncie, Indiana.	\$640,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2663.	New York .....	Continue design phase, including tiered, multi-year environmental scoping study, & construction on proposed route of Northern Tier Expressway (NTE), connecting I-81 and I-87, via US Rte.11.	\$5,000,000.00
2664.	Michigan .....	Complete reconstruction of Tienken Road with curb and gutter improvements.	\$4,000,000.00
2665.	New Jersey .....	Vernon Township Traffic Calming, Pedestrian Safety and Traffic Congestion Circulation Improvement Project.	\$3,000,000.00
2666.	Oregon .....	Improvements to Bandon-Charleston State Scenic Tour on Randolph Road and North Bank Lane.	\$4,200,000.00
2667.	Nebraska .....	Construct Pflug Road and I-80 Interchange.	\$2,000,000.00
2668.	Oregon .....	Rogue River Bikeway/Pedestrian Path, Curry County.	\$600,000.00
2669.	Utah .....	Widen and improve 800 North/SR - 52 a main east-west corridor in Orem Utah.	\$2,100,000.00
2670.	New York .....	Rehabilitation of East and West Gates Avenue in the Village of Lindenhurst.	\$1,020,000.00
2671.	Virginia .....	Daniel Boone Wilderness Trail Corridor - design and construction of interpretive center and enhancement of trail corridor.	\$4,000,000.00
2672.	Minnesota .....	Reconditioning CSAH 61 from Barnum to TH 210 at Carlton, and improve Munger Trail.	\$1,480,000.00
2673.	American Samoa	Village road improvements for Tualauta, Tualatai, Aitulagi, Fofu, and Alataua counties in the Western District.	\$3,000,000.00
2674.	Pennsylvania .....	The project involves building an interchange, extending Lafayette Street, and building a toll interchange connecting Lafayette Street with the Pennsylvania Turnpike.	\$5,188,000.00
2675.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of the third phase of the Marshalls Creek Bypass Project, Monroe County.	\$1,000,000.00
2676.	Michigan .....	New Interchange at Latson Road on I-96	\$6,000,000.00
2677.	Florida .....	Coral Way Phase One, City of Miami ....	\$3,000,000.00
2678.	Wisconsin .....	Reconstruct State Highway 32 in Kenosha and Racine Counties, Wisconsin.	\$11,900,000.00
2679.	Missouri .....	Chain of Rocks Bicycle/Pedestrian connector linking regional network of trails & greenways.	\$300,000.00
2680.	Illinois .....	Pre construction activities for Sangamon Valley Trail.	\$236,000.00
2681.	Michigan .....	Resurfacing and widening of Parmater Road, Otsego County.	\$368,000.00
2682.	Virginia .....	Virginia Creeper Trail - ongoing trail needs, including construction of restroom facilities at Watauga and Alvarado and parking expansion at Watauga.	\$1,300,000.00
2683.	Indiana .....	Connection of Hazeldell Parkway to proposed Little Chicago Road in Hamilton County.	\$500,000.00
2684.	Alaska .....	Construction of and improvements to roads at Alaska Pacific University.	\$3,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2685.	North Carolina ...	3.5 mile extension of Martin Luther King, Jr. Arterial Boulevard in Monroe, NC.	\$2,000,000.00
2686.	California .....	Widen and add turn lanes to Firestone Blvd, Downey.	\$2,500,000.00
2687.	Arkansas .....	Improvement of Judges Road, Desha County.	\$500,000.00
2688.	Pennsylvania .....	Complete design for Eastern Inner Loop connector between Business Route 322 and State Route 3022 in Centre County.	\$1,000,000.00
2689.	New York .....	Highway Construction Selkirk Bypass Truck Route.	\$1,600,000.00
2690.	Iowa .....	Right-of-way and construction of U.S. Highway 20 at Woodbury County (Interstate 29), Ida County, Sac County from Ida County line to U.S. 71 at Early, IA.	\$7,750,000.00
2691.	Arizona .....	Construction of interim bypass for US 93, circumventing the town of Wickenburg.	\$1,000,000.00
2692.	Texas .....	Construct grade separation at the intersection of Medical Drive and Fredericksburg Road.	\$3,800,000.00
2693.	Massachusetts .....	Union Square street improvements and enhancements, Somerville.	\$500,000.00
2694.	Indiana .....	I-69 access project connects 146th St. to I-69 Interchange at Exit 10.	\$4,000,000.00
2695.	Texas .....	Construct IH-35E replacement bridge, Trinity River, Dallas, Texas.	\$5,000,000.00
2696.	Mississippi .....	Upgrade Alex Gates Road and Walnut Road in Quitman County, and roads in Falcon, Sledge and Lambert.	\$2,200,000.00
2697.	Illinois .....	Improve 63rd Street, Chicago .....	\$2,000,000.00
2698.	Pennsylvania .....	SR 3003 Bridge, replace one span steel stringer bridge with a one span concrete box beam bridge in Auburn Township, Susquehanna County.	\$1,000,000.00
2699.	New Jersey .....	Widening Routes 1 & 9, Production Way to East Lincoln Avenue.	\$500,000.00
2700.	New Jersey .....	Rte. 50 Bridge & Road improvements, Cape May & Atlantic Counties. Replace Rte. 50 bridge over Tuckahoe River with fixed span.	\$5,000,000.00
2701.	Florida .....	Upgrade SR 50 from US 19 to US 41 in Hernando County.	\$3,000,000.00
2702.	Tennessee .....	Addition of an interchange on I-40 in Roane County at Buttermilk Road and I-40 to provide safe, efficient access to interstate.	\$3,000,000.00
2703.	New Hampshire	Intersection improvements at US Route 3 and the Franklin Industrial Drive entrance in Franklin, NH.	\$1,000,000.00
2704.	Maine .....	Relocation of southbound on-ramp to I-95 at exit 47, Bangor.	\$1,500,000.00
2705.	New Jersey .....	Extend CR Route 605 .....	\$1,000,000.00
2706.	Arkansas .....	Development of infrastructure to Regional Airport in Fort Smith.	\$1,200,000.00
2707.	Ohio .....	City of Tiffin Kennedy bridge overpass and lighting improvement along St. Route 53.	\$1,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2708.	Louisiana .....	Construct pedestrian walkways between Caddo Street and Milan Street along Edwards Street in Shreveport, LA.	\$1,000,000.00
2709.	Michigan .....	Construct improvements and modifications to M-40/I-196 Interchange.	\$6,000,000.00
2710.	Massachusetts .....	Rt. 20 - I-95 Interchange, Waltham .....	\$1,500,000.00
2711.	Massachusetts .....	Reconstruct Rutherford Avenue from City Square to Route 99, Boston.	\$1,000,000.00
2712.	New York .....	Study, design, and reconstruction of pedestrian walkways, the Bronx.	\$1,000,000.00
2713.	Michigan .....	Construct road improvements to Miller Road from Interstate 75 to Linden Road, Flint Township.	\$4,500,000.00
2714.	Arkansas .....	Relocation of Highway 412 bypass, Paragould.	\$1,000,000.00
2715.	Georgia .....	Construct Coastal Ga Greenway trail from Bee Road to Lake Mayer.	\$500,000.00
2716.	Arkansas .....	Replacement of bridges #11597, #11598, and #11590, Columbia County.	\$500,000.00
2717.	Utah .....	Parley's Creek Corridor Project .....	\$5,000,000.00
2718.	Kansas .....	Improve I-35/95th Street interchange, City of Lenexa.	\$1,000,000.00
2719.	New Jersey .....	Rehabilitation of Benigno Boulevard from I-295 to Route 168, Bellmawr.	\$400,000.00
2720.	Arizona .....	Roadway widening from two lanes to four on US 93 south of the town of Wikieup.	\$1,000,000.00
2721.	Ohio .....	Construct Riverwalk project (bike/pedestrian path and facilities), City of Warren.	\$1,500,000.00
2722.	Pennsylvania .....	Design, engineering, ROW acquisition, and construction of street improvements and safety enhancements, City of Nanticoke in Luzerne County.	\$2,000,000.00
2723.	Massachusetts .....	Pedestrian walkway for the Town of Norwood.	\$700,000.00
2724.	Maryland .....	I-70/MD85/MD355 Interchange .....	\$3,000,000.00
2725.	Missouri .....	Study of Needs and Design Highway 160 & Kansas Expressway, Greene County, MO.	\$2,000,000.00
2726.	Missouri .....	Grand Ave Viaduct replacement of 6 lane structure with 5 lanes plus pedestrian walkways, St. Louis.	\$12,000,000.00
2727.	Florida .....	Construct I-4 Frontage Road in Volusia County, Florida.	\$2,000,000.00
2728.	New York .....	Reconfiguration of New Rochelle Toll Plaza, including installation of high-speed EZPass, at this congested segment of I-95.	\$1,000,000.00
2729.	Louisiana .....	Elimination of highway-rail grade crossings along Louisiana and Delta railroad.	\$1,000,000.00
2730.	Pennsylvania .....	York City Northwest Triangle redevelopment project.	\$1,500,000.00
2731.	California .....	Improve pedestrian and biking trails within East Bay Regional Park District, Contra Costa County.	\$1,000,000.00
2732.	South Carolina ..	SC-81 Turning Lane - The SCDOT would construct a turning lane to feed traffic into lakeside development at Lake Russell, SC.	\$50,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2733.	Kentucky .....	Construct priority section 1 of the E.T. Breathitt (Pennyrile) Parkway Extension from Lovers Lane North to U.S. 41-A, Christian County.	\$8,000,000.00
2734.	Pennsylvania .....	Design, engineering, ROW acquisition and construction of streetscaping enhancements, including paving, lighting and safety improvements, in downtown Wilkes-Barre.	\$2,500,000.00
2735.	Georgia .....	Rehabilitate sidewalks and replace streetlights, Swainsboro.	\$500,000.00
2736.	New York .....	Construction of and improvements to Seneca Street in Buffalo.	\$2,000,000.00
2737.	Tennessee .....	Restoration of historic downtown Cobblestone Landing, Memphis.	\$1,000,000.00
2738.	New Jersey .....	Rte. 30 & Pomona Rd. intersection improvements. Widens road, improves signals and turn lanes at intersection.	\$4,000,000.00
2739.	Virginia .....	NRV Trail - construction of multi-use trail between the Towns of Rich Creek and Glen Lyn, Giles County.	\$56,000.00
2740.	New Jersey .....	Ferry Service Terminal, Carteret .....	\$2,100,000.00
2741.	California .....	Pedestrian calming measures along Las Tunas Blvd., the City of San Gabriel.	\$600,000.00
2742.	Tennessee .....	Extension of bicycle and pedestrian trail, Murfreesboro.	\$9,400,000.00
2743.	Minnesota .....	Construct Final Segment of Hwy 610 from TH169 in Brooklyn Park, MN to its terminus in Maple Grove, MN.	\$5,000,000.00
2744.	New York .....	Roadway improvements on Woodbine Avenue between 5th Avenue and Beach Avenue, Northport.	\$640,000.00
2745.	Texas .....	Construct bicycle and pedestrian trails in Houston's historic Third Ward.	\$750,000.00
2746.	Massachusetts .....	Construct 1.5 mile East Longmeadow Redstone Trailway.	\$720,000.00
2747.	Mississippi .....	State Highway 57 widening, Jackson County.	\$5,000,000.00
2748.	Illinois .....	Construction of a highway on new alignment to create a cross town route across Godfrey, IL from Illinois Route 3 to US 67.	\$1,000,000.00
2749.	Nevada .....	New Interchange for Industrial Park in Mesquite along I-15 corridor from MP 117.5 @MP 118.5.	\$1,000,000.00
2750.	Kansas .....	Reconstruct grade separation on US-169, Kansas City.	\$6,500,000.00
2751.	New York .....	Roadway, streetscape, pedestrian, transit, and parking improvements to the Buffalo Niagara Medical Campus, Buffalo.	\$2,000,000.00
2752.	Ohio .....	Construct replacement of Morgan Township Road 209 between SR 60 and SR 78 in Morgan County.	\$3,300,000.00
2753.	New York .....	Improve intersection of Old Dock Road and Church Street, Kings Park.	\$500,000.00
2754.	New York .....	Construction of sidewalks along Rt 9A corridor in Village of Buchanan-NY.	\$475,000.00
2755.	Texas .....	Port of Beaumont Intermodal Corridor Project.	\$6,488,000.00
2756.	Maine .....	Replacement of Waldo-Hancock Bridge ..	\$16,000,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2757.	Illinois .....	Establish transportation museum on Navy Pier (Chicago Children's Museum), Chicago.	\$540,000.00
2758.	California .....	Sierra College/I-80 Interchange Project - Correct design deficiencies at the Sierra College Boulevard interchange with I-80 in Placer County.	\$2,000,000.00
2759.	Washington .....	US 2/Sultan Basin Road Improvements, Sultan.	\$400,000.00
2760.	Mississippi .....	Ohr-O'Keefe Welcome Center, Biloxi .....	\$750,000.00
2761.	Illinois .....	Replace Interstate 74 Bridge, Moline .....	\$4,000,000.00
2762.	Massachusetts .....	Improve traffic signal operations, pavement markings & regulatory signage, Milton-Boston City Line.	\$1,500,000.00
2763.	Illinois .....	Realign Irving Park Road (State Highway 19) and construct grade separation for RR tracks that intersect Irving Park and Wood Dale roads, Wood Dale, IL.	\$11,600,000.00
2764.	Virginia .....	US Rt. 17 (Warrenton Road) Stafford County. To widen road and alleviate traffic congestion.	\$2,000,000.00
2765.	Ohio .....	Upgrade Manchester Rd., Akron .....	\$4,000,000.00
2766.	Georgia .....	Infantry Museum Transportation Network [4-lane connector], Columbus.	\$1,000,000.00
2767.	Massachusetts .....	Widen Crosby Drive from north of Route 62 in the Town of Bedford to Middlesex Turnpike in the Town of Burlington.	\$1,000,000.00
2768.	North Carolina .....	Expand and replace traffic signal systems and intelligent transportation systems in the City of Greensboro.	\$16,000,000.00
2769.	New York .....	Rehabilitation of road and drainage systems on Beach, Canal, and Sea Breeze Roads in the Town of Oyster Bay.	\$3,000,000.00
2770.	Virginia .....	High Knob Horse Trails - construction of network of horse riding trails and associated facilities in High Knob area of Jefferson National Forest.	\$1,500,000.00
2771.	New York .....	Reconstruction of Schenck Avenue from Jamaica Avenue to Flatlands Avenue, Brooklyn.	\$5,000,000.00
2772.	Pennsylvania .....	Construct new alignment of Route 830 from Interstate 80 to Dubois-Jefferson County Airport.	\$2,000,000.00
2773.	Pennsylvania .....	SR 21 safety and capacity improvements, Greene and Fayette Counties.	\$2,000,000.00
2774.	Arkansas .....	Improvements on Calhoun County Roads 64, 73, 81, and 26.	\$500,000.00
2775.	California .....	Improve the signal system infrastructure and timing of 10 traffic signals on Antonio Parkway.	\$125,200.00
2776.	Idaho .....	Improve and widen US-95. Includes replacement of two bridges, Copeland to Eastport in Boundary County.	\$4,000,000.00
2777.	New Jersey .....	Route 7 Wittpenn Bridge over Hackensack River, Bridge Replacement and Reconstruction of Route 7 - Fish House Road Interchange.	\$1,000,000.00
2778.	Texas .....	Pedestrian improvements and traffic control projects for Alameda, Dyer, and North Loop, El Paso.	\$2,500,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2779.	New Jersey .....	Sea Isle Blvd. Reconstruction, Cape May County. Reconstruct and raise road bed above FEMA 100 year flood level.	\$2,000,000.00
2780.	Oregon .....	Renewal of wooden trestle bridge west of Albany.	\$6,000,000.00
2781.	Missouri .....	Construction of Highway 249 (Range Line By-pass), Jasper County, MO.	\$10,000,000.00
2782.	Minnesota .....	Construction of street underpass and 2 bicycle-pedestrian underpasses of rail-crossing and grade separated interchange with U.S. Highway 61.	\$2,000,000.00
2783.	New York .....	Purchase Three Ferries and Establish System for Ferry Service from Rockaway Peninsula to Manhattan.	\$15,000,000.00
2784.	Hawaii .....	Ft. Weaver Road Widening .....	\$10,000,000.00
2785.	New York .....	Install Improvements for Pedestrian Safety in the vicinity of PS 153.	\$250,000.00
2786.	Illinois .....	South Chicago Street Improvements (Geneseo): Construction of a pedestrian sidewalk along S. Chicago Street.	\$145,000.00
2787.	Pennsylvania .....	Construct PA Route 61/Schulkill Haven Bypass, Schuylkill Haven.	\$10,000,000.00
2788.	Ohio .....	Construct Front Street grade separation, Berea.	\$500,000.00
2789.	Michigan .....	Widen, pulverize and improve drainage with new bituminous pavement surface Nahma Bridge on CR 497 from US 2 at Nahma Junction to Village of Nahma.	\$575,000.00
2790.	Mississippi .....	Lake Harbour Drive Extension:Extension of Lake Harbour Dr at US Hwy 51 to Highland Colony Pkwy, providing a major east-west corridor through Ridgeland.	\$500,000.00
2791.	Alaska .....	Realign rail track to eliminate highway-rail crossings and improve highway safety and transit times.	\$5,000,000.00
2792.	Illinois .....	Construct 1.5 miles of roadway from Mississippi River Barge Dock to the Intersection of IL3 & IL157, Cahokia.	750,000.00
2793.	Ohio .....	Replace Rock Spring Bridge, Portage County.	\$500,000.00
2794.	New York .....	Install Improvements for Pedestrian Safety in the vicinity of PS 124.	\$250,000.00
2795.	Michigan .....	ROW acquisition and construction for I-94 widening between Sargent Road and M-60, including interchange improvements at I-94/US-127 North.	\$3,000,000.00
2796.	California .....	Implement ITS on Muni Transit System, San Francisco.	\$4,000,000.00
2797.	Illinois .....	Widen and improve Chain of Rocks Road between IL 111 and I-255.	\$2,156,000.00
2798.	Pennsylvania .....	Improve handicapped accessibility and provide a pedestrian overpass.	\$3,000,000.00
2799.	Kentucky .....	Replace bridge and approaches on CR-5230 over North Rolling Fork River (C20), Danville.	\$770,000.00
2800.	Tennessee .....	Develop trails, bike paths and recreational facilities on Western Slope Black Mountain, Cumberland County for Cumberland Trail State Park.	\$250,000.00

## High Priority Projects—Continued

No.	State	Project Description	Amount
2801.	Minnesota .....	Construct Mesabi Trail completion from Grand Rapids to City of Ely.	\$2,700,000.00
2802.	Ohio .....	Construct transportation enhancements projects, Toledo.	\$6,000,000.00
2803.	Virginia .....	Construct eastbound and westbound ramps with bridges to provide direct access from Interstate 95 to Temple Avenue in Colonial Heights.	\$2,000,000.00
2804.	New Jersey .....	Newark Waterfront pedestrian and bicycle access, Broad Street to NJPAC to Minish Park.	\$1,784,000.00
2805.	California .....	Upgrade and reconstruct I-580/Vasco Road Interchange, City of Livermore.	\$2,500,000.00
2806.	Michigan .....	Livonia, Reconstruct Stark Rd. between Plymouth Rd. and I-96.	\$1,000,000.00
2807.	Georgia .....	Add 5-10 ft. sidewalks in downtown Winder to improve bicycle/pedestrian streetscapes, safety, increase handicap access, and add bicycle parking.	\$2,000,000.00
2808.	Utah .....	Highway 6 From I-15 to I-70 .....	\$3,000,000.00
2809.	California .....	Upgrade Save Mart Center intersection at Willow and Ashlan and Willow and Shaw, City of Fresno.	\$1,500,000.00
2810.	Alabama .....	US 82 - I-65 connector and/or AL 5 improvements in Bibb County.	\$3,000,000.00
2811.	California .....	Undertake Cordelia Hill/Sky Valley transportation enhancement project including upgrade of pedestrian and bicycle corridors, Solano County.	\$2,000,000.00
2812.	Michigan .....	White Lake, Pave Cooley Lake Rd. between Hix and Newburgh Roads.	\$500,000.00
2813.	Massachusetts .....	Construct Quinebaug River Rail Trail ...	\$1,000,000.00
2814.	Texas .....	Widen Spur 298 to a six-lane urban roadway, McLennan County.	\$4,000,000.00
2815.	New Mexico .....	Construct the NM524 South truck bypass in Carlsbad.	\$7,000,000.00
2816.	Michigan .....	Pave Braves Avenue to connect the high school and grade school for safe bus route, Gladstone.	\$370,000.00
2817.	Michigan .....	Study the development and construction of a new interchange at Sternberg Road and I-96.	\$1,000,000.00
2818.	Georgia .....	Truck bypass - I - 75 at Oakridge Road, Tift County.	\$500,000.00
2819.	Texas .....	Construction of Segment #1 of Morrison Road for the City of Brownsville.	\$2,000,000.00
2820.	Florida .....	I-275 Roosevelt Blvd. Connector, Pinellas County.	\$10,000,000.00
2821.	Mississippi .....	Upgrade Dog Pen Road and Galilee Road in Holmes County, and roads in Cruger, Pickens, and Goodman.	\$1,490,000.00
2822.	California .....	I-5/SR-56 connector construction from westbound SR-56 to north bound I-5, and from southbound I-5 to eastbound SR-56.	\$4,000,000.00
2823.	Connecticut .....	Construct Enfield high-speed rail crossing to bike and pedestrian trails.	\$2,300,000.00
2824.	Minnesota .....	Aerial Lift Bridge preservation and improvements.	\$3,040,000.00
2825.	American Samoa	Drainage mitigation for Pago Pago village roads.	\$1,000,000.00



*High Priority Projects—Continued*

<i>No.</i>	<i>State</i>	<i>Project Description</i>	<i>Amount</i>
2826.	<i>California .....</i>	<i>Install new crossing under the BNSF railroad at Ranchero Road in Hesperia.</i>	<i>\$2,000,000.00</i>
2827.	<i>Pennsylvania .....</i>	<i>Construct 9th and 10th Street bridges over Norfolk Southern Tracks, Lebanon.</i>	<i>\$7,000,000.00</i>
2828.	<i>Pennsylvania .....</i>	<i>Relocate New Salem Road to create a four lane connection from SR 21 and Matthew Drive to US 40.</i>	<i>\$2,000,000.00</i>
2829.	<i>Arkansas .....</i>	<i>Improvement of Dallas County Roads 101, 124, 209, and 113.</i>	<i>\$500,000.00</i>
2830.	<i>Pennsylvania .....</i>	<i>Improve Route 6 from Mansfield Borough to the Village of Mainesburg.</i>	<i>\$1,000,000.00</i>
2831.	<i>Washington .....</i>	<i>Three Bridge Corridor (Skagit River) Extension Project, Skagit County.</i>	<i>\$5,000,000.00</i>
2832.	<i>California .....</i>	<i>Add interchange to I-15 and improve connecting roads in Victorville, CA.</i>	<i>\$1,500,000.00</i>
2833.	<i>Colorado .....</i>	<i>Build Powers/Woodmen Interchange to a grade separated interchange.</i>	<i>\$8,000,000.00</i>
2834.	<i>Texas .....</i>	<i>Preston Road will connect air &amp; seaport facilities via Ellington Air Field and several Houston Ship Channel industry locations.</i>	<i>\$1,000,000.00</i>
2835.	<i>Texas .....</i>	<i>Union Pacific Railroad Bridge Expansion Over U.S. 287.</i>	<i>\$3,000,000.00</i>
2836.	<i>Washington .....</i>	<i>Modernize and study interchange at I-5 and SR503.</i>	<i>\$300,000.00</i>
2837.	<i>Kansas .....</i>	<i>Widening of US 69 from Pittsburg to Baxter Springs, KS.</i>	<i>\$5,000,000.00</i>
2838.	<i>Georgia .....</i>	<i>Flint River Bridge; right of way acquisition, construction, Albany.</i>	<i>\$1,000,000.00</i>

1                    ***Subtitle H—Miscellaneous***  
2                    ***Provisions***

3    ***SEC. 1801. BUDGET JUSTIFICATION.***

4            *The Department of Transportation and each agency*  
5    *therein shall submit to the Committee on Transportation*  
6    *and Infrastructure of the House of Representatives a budget*  
7    *justification concurrently with the President’s annual budg-*  
8    *et submission to Congress under section 1105(a) of title 31,*  
9    *United States Code.*

1 **SEC. 1802. MOTORIST INFORMATION.**

2 *Section 124 of of title I of division F of the Consoli-*  
3 *dated Appropriations Act, 2004 (118 Stat. 296–297) is re-*  
4 *pealed.*

5 **SEC. 1803. MOTORIST INFORMATION CONCERNING FULL**  
6 **SERVICE RESTAURANTS.**

7 *Not later than 180 days after the date of enactment*  
8 *of this Act, the Secretary shall initiate a rulemaking to de-*  
9 *termine whether or not—*

10 *(1) full service restaurants should be given pri-*  
11 *ority on not more than 2 panels of the camping or*  
12 *attractions logo specific service signs in the Manual*  
13 *on Uniform Traffic Control Devices of the Depart-*  
14 *ment of Transportation when the food logo specific*  
15 *service sign is fully utilized; and*

16 *(2) full service restaurants should be given pri-*  
17 *ority on not more than two panels of the food logo*  
18 *specific service signs in such Manual when the camp-*  
19 *ing or attractions logo specific service signs are fully*  
20 *utilized.*

21 **SEC. 1804. HIGH PRIORITY CORRIDORS ON THE NATIONAL**  
22 **HIGHWAY SYSTEM.**

23 *Section 1105(c) of the Intermodal Surface Transpor-*  
24 *tation Efficiency Act of 1991 (105 Stat. 2032) is amend-*  
25 *ed—*

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

1           “(46) *Interstate Route 710 between the terminus*  
2 *at Long Beach, California, to California State Route*  
3 *60.*

4           “(47) *Interstate Route 87 from the Quebec border*  
5 *to New York City.*

6           “(48) *The Route 50 High Plains Corridor along*  
7 *the United States Route 50 corridor from Newton,*  
8 *Kansas, to Pueblo, Colorado.*

9           “(49) *The Atlantic Commerce Corridor on Inter-*  
10 *state Route 95 from Jacksonville, Florida, to Miami,*  
11 *Florida.*

12           “(50) *The East-West Corridor commencing in*  
13 *Watertown, New York, continuing northeast through*  
14 *New York, Vermont, New Hampshire, and Maine, and*  
15 *terminating in Calais, Maine.*

16           “(51) *The SPIRIT Corridor on United States*  
17 *Route 54 from El Paso, Texas, through New Mexico,*  
18 *Texas, and Oklahoma to Wichita, Kansas.*

19           “(52) *The route in Arkansas running south and*  
20 *parallel to United States Route 226 from the reloca-*  
21 *tion of United States Route 67 to the vicinity of*  
22 *United States Route 49 and United States Route*  
23 *63.”; and*

24           (2) *by aligning paragraph (45) with paragraph*  
25 *(46).*

1 **SEC. 1805. ADDITIONS TO APPALACHIAN REGION.**

2 (a) *KENTUCKY*.—Section 14102(a)(1)(C) of title 40,  
3 *United States Code*, is amended—

4 (1) by inserting “Nicholas,” after “Morgan,”;

5 and

6 (2) by inserting “Robertson,” after “Pulaski,”.

7 (b) *OHIO*.—Section 14102(a)(1)(H) of such title is  
8 amended—

9 (1) by inserting “Ashtabula,” after “Adams,”;

10 (2) by inserting “Fayette,” after “Coshocton,”;

11 (3) by inserting “Mahoning,” after “Lawrence,”;

12 and

13 (4) by inserting “Trumbull,” after “Scioto,”.

14 (c) *TENNESSEE*.—Section 14102(a)(1)(K) of such title  
15 is amended—

16 (1) by inserting “Giles,” after “Franklin,”; and

17 (2) by inserting “Lawrence, Lewis, Lincoln,”  
18 after “Knox,”.

19 (d) *VIRGINIA*.—Section 14102(a)(1)(L) of such title is  
20 amended—

21 (1) by inserting “Henry,” after “Grayson,”; and

22 (2) by inserting “Patrick,” after “Montgomery,”.

23 **SEC. 1806. TRANSPORTATION ASSETS AND NEEDS OF**  
24 **DELTA REGION.**

25 (a) *AGREEMENT*.—Not later than 6 months after the  
26 date of enactment of this Act, the Secretary shall enter into

1 *an agreement with the Delta Regional Authority (referred*  
2 *to in this section as the “DRA”) to conduct a comprehensive*  
3 *study of transportation assets and needs for all modes of*  
4 *transportation (including passenger and freight transpor-*  
5 *tation) in the 8 States comprising the Delta region (Ala-*  
6 *bama, Arkansas, Illinois, Kentucky, Louisiana, Mis-*  
7 *issippi, Missouri and Tennessee).*

8       *(b) CONSULTATION.—Under the agreement, the DRA,*  
9 *in conducting the study, shall consult with the Department*  
10 *of Transportation, State transportation departments, local*  
11 *planning and development districts, local and regional gov-*  
12 *ernments, and metropolitan planning organizations.*

13       *(c) REPORT.—Under the agreement, the DRA, not*  
14 *later than 24 months after the date of entry into the agree-*  
15 *ment, shall submit to the Secretary and the Committee on*  
16 *Transportation and Infrastructure of the House of Rep-*  
17 *resentatives and the Committee on Environment and Public*  
18 *Works of the Senate a final report on the results of the*  
19 *study, together with such recommendation as the DRA con-*  
20 *siders appropriate.*

21       *(d) PLAN.—Under the agreement, the DRA, upon com-*  
22 *pletion of the report, shall establish a regional strategic*  
23 *plan to implement the recommendations of the report.*

24       *(e) FUNDING.—*

1           (1) *AUTHORIZATION OF APPROPRIATIONS.*—  
2           *There is authorized to be appropriated out of the*  
3           *Highway Trust Fund (other than the Mass Transit*  
4           *Account), \$500,000 for each of the fiscal years 2005*  
5           *and 2006 to carry out this section.*

6           (2) *CONTRACT AUTHORITY.*—*Funds authorized*  
7           *by this section shall be available for obligation in the*  
8           *same manner and to the same extent as if such funds*  
9           *were apportioned under chapter 1 of title 23, United*  
10          *States Code; except that such funds shall remain*  
11          *available until expended and shall not be transferable.*

12 **SEC. 1807. TOLL FACILITIES WORKPLACE SAFETY STUDY.**

13          (a) *IN GENERAL.*—*The Secretary shall conduct a*  
14          *study on the safety of highway toll collection facilities, in-*  
15          *cluding toll booths, to determine the safety of the facilities*  
16          *for the toll collectors who work in and around the facilities,*  
17          *including consideration of—*

18                 (1) *the effect of design or construction of the fa-*  
19                 *cilities on the likelihood of vehicle collisions with the*  
20                 *facilities;*

21                 (2) *the safety of crosswalks used by toll collectors*  
22                 *in transit to and from toll booths;*

23                 (3) *the extent of the enforcement of speed limits*  
24                 *in the vicinity of the facilities;*

1           (4) *the use of warning devices, such as vibration*  
2           *and rumble strips, to alert drivers approaching the*  
3           *facilities;*

4           (5) *the use of cameras to record traffic violations*  
5           *in the vicinity of the facilities;*

6           (6) *the use of traffic control arms in the vicinity*  
7           *of the facilities;*

8           (7) *law enforcement practices and jurisdictional*  
9           *issues that affect safety in the vicinity of the facilities;*  
10          *and*

11          (8) *the incidence of accidents and injuries in the*  
12          *vicinity of toll booths.*

13          (b) *DATA COLLECTION.*—*As part of the study, the Sec-*  
14          *retary shall collect data regarding the incidence of accidents*  
15          *and injuries in the vicinity of highway toll collection facili-*  
16          *ties.*

17          (c) *REPORT.*—*Not later than 1 year after the date of*  
18          *enactment of this Act, the Secretary shall transmit to the*  
19          *Committee on Transportation and Infrastructure of the*  
20          *House of Representatives and the Committee on Environ-*  
21          *ment and Public Works of the Senate a report on the results*  
22          *of the study, together with recommendations for improving*  
23          *toll facilities workplace safety.*

24          (d) *FUNDING.*—

1           (1) *AUTHORIZATION OF APPROPRIATIONS.—*  
2           *There is authorized to be appropriated to carry out*  
3           *this section, out of the Highway Trust Fund (other*  
4           *than the Mass Transit Account), \$500,000 for fiscal*  
5           *year 2005.*

6           (2) *CONTRACT AUTHORITY.—Funds authorized to*  
7           *be appropriated by this section shall be available for*  
8           *obligation in the same manner and to the same extent*  
9           *as if such funds were apportioned under chapter 1 of*  
10          *title 23, United States Code; expect that the Federal*  
11          *share of the cost of the project shall be 100 percent,*  
12          *and such funds shall remain available until expended*  
13          *and shall not be transferable.*

14 **SEC. 1808. PAVEMENT MARKING SYSTEMS DEMONSTRATION**  
15                                   **PROJECTS.**

16          (a) *IN GENERAL.—The Secretary shall conduct a dem-*  
17          *onstration project in the State of Alaska, and a demonstra-*  
18          *tion project in the State of Tennessee, to study the safety*  
19          *impacts, environmental impacts, and cost effectiveness of*  
20          *different pavement marking systems and the effect of State*  
21          *bidding and procurement processes on the quality of pave-*  
22          *ment marking material employed in highway projects. The*  
23          *demonstration projects shall each include an evaluation of*  
24          *the impacts and effectiveness of increasing the width of*  
25          *pavement marking edge lines from 4 inches to 6 inches.*



1       (b) *REPORT.*—Not later than June 30, 2009, the Sec-  
2       retary shall transmit to Congress a report on the results  
3       of the demonstration projects, together with findings and  
4       recommendations on methods that will optimize the cost-  
5       benefit ratio of the use of Federal funds on pavement mark-  
6       ing.

7       (c) *FUNDING.*—

8           (1) *AUTHORIZATION OF APPROPRIATIONS.*—  
9       There is authorized to be appropriated to carry out  
10      this section, out of the Highway Trust Fund (other  
11      than the Mass Transit Account), \$1,000,000 per fiscal  
12      year for each of the fiscal years 2005 through 2009.

13          (2) *CONTRACT AUTHORITY.*— Funds authorized  
14      to be appropriated by this section shall be available  
15      for obligation in the same manner and to the same  
16      extent as if such funds were apportioned under chap-  
17      ter 1 of title 23, United States Code; except that the  
18      Federal share of the cost of the demonstration projects  
19      shall be 100 percent, and such funds shall remain  
20      available until expended and shall not be transferable.

21 **SEC. 1809. WORK ZONE SAFETY GRANTS.**

22      (a) *IN GENERAL.*—The Secretary shall establish and  
23      implement a work zone safety grant program under which  
24      the Secretary may make grants to nonprofit organizations

1 *to provide training to prevent or reduce highway work zone*  
2 *injuries and fatalities.*

3 (b) *ELIGIBLE ACTIVITIES.*—*Grants may be made*  
4 *under the program for the following purposes:*

5 (1) *Training for construction craft workers on*  
6 *the prevention of injuries and fatalities in highway*  
7 *and road construction.*

8 (2) *Development of guidelines for the prevention*  
9 *of highway work zone injuries and fatalities.*

10 (3) *Training for State and local government*  
11 *transportation agencies and other groups imple-*  
12 *menting guidelines for the prevention of highway*  
13 *work zone injuries and fatalities.*

14 (c) *FUNDING.*—

15 (1) *IN GENERAL.*—*There is authorized to be ap-*  
16 *propriated from the Highway Trust Fund (other than*  
17 *the Mass Transit Account) to carry out this section*  
18 *\$5,000,000 for each of fiscal years 2005 through 2009.*

19 (2) *CONTRACT AUTHORITY.*—*Funds authorized*  
20 *under this subsection shall be available for obligation*  
21 *in the same manner as if the funds were apportioned*  
22 *under chapter 1 of title 23, United States Code; except*  
23 *that such funds shall not be transferable.*

1       (d) *CONSTRUCTION WORK IN ALASKA.*—Section 114 of  
2 title 23, United States Code, is amended by adding at the  
3 end the following:

4       “(c) *CONSTRUCTION WORK IN ALASKA.*—

5           “(1) *IN GENERAL.*—The Secretary shall ensure  
6 that a worker who is employed on a remote project for  
7 the construction of a highway or portion of a highway  
8 located on a Federal-aid system in the State of Alaska  
9 and who is not a domiciled resident of the locality  
10 shall receive meals and lodging.

11           “(2) *LODGING.*—The lodging under paragraph  
12 (1) shall be in accordance with section 1910.142 of  
13 title 29, Code of Federal Regulations (relating to tem-  
14 porary labor camp requirements).

15           “(3) *DEFINITIONS.*—In this subsection, the fol-  
16 lowing definitions apply:

17           “(A) *REMOTE.*—The term ‘remote’, as used  
18 with respect to a project, means that the project  
19 is 75 miles or more from the United States Post  
20 Office in either Fairbanks, Anchorage, Juneau, or  
21 Ketchikan, Alaska, or is inaccessible by road in  
22 a 2-wheel drive vehicle.

23           “(B) *RESIDENT.*—The term ‘resident’, as  
24 used with respect to a project, means a person

1           *living within 75 miles of the midpoint of the*  
2           *project for at least 12 months.”.*

3 **SEC. 1810. GRANT PROGRAM TO PROHIBIT RACIAL**  
4           **PROFILING.**

5           *(a) GRANTS.—Subject to the requirements of this sec-*  
6 *tion, the Secretary shall make grants to a State that—*

7                   *(1)(A) has enacted and is enforcing a law that*  
8                   *prohibits the use of racial profiling in the enforcement*  
9                   *of State laws regulating the use of Federal-aid high-*  
10                   *ways; and*

11                   *(B) is maintaining and allows public inspection*  
12                   *of statistical information for each motor vehicle stop*  
13                   *made by a law enforcement officer on a Federal-aid*  
14                   *highway in the State regarding the race and ethnicity*  
15                   *of the driver and any passengers; or*

16                   *(2) provides assurances satisfactory to the Sec-*  
17                   *retary that the State is undertaking activities to com-*  
18                   *ply with the requirements of paragraph (1).*

19           *(b) ELIGIBLE ACTIVITIES.—A grant received by a*  
20 *State under subsection (a) shall be used by the State—*

21                   *(1) in the case of a State eligible under sub-*  
22                   *section (a)(1), for costs of—*

23                           *(A) collecting and maintaining of data on*  
24                   *traffic stops;*

25                           *(B) evaluating the results of the data; and*

1           (C) developing and implementing programs  
2           to reduce the occurrence of racial profiling, in-  
3           cluding programs to train law enforcement offi-  
4           cers; and

5           (2) in the case of a State eligible under sub-  
6           section (a)(2), for costs of—

7           (A) activities to comply with the require-  
8           ments of subsection (a)(1); and

9           (B) any eligible activity under paragraph  
10          (1).

11          (c) *RACIAL PROFILING.*—To meet the requirement of  
12          subsection (a)(1), a State law shall prohibit, in the enforce-  
13          ment of State laws regulating the use of Federal-aid high-  
14          ways, a State or local law enforcement officer from using  
15          the race or ethnicity of the driver or passengers to any de-  
16          gree in making routine or spontaneous law enforcement de-  
17          cisions, such as ordinary traffic stops on Federal-aid high-  
18          ways. Nothing in this subsection shall alter the manner in  
19          which a State or local law enforcement officer considers race  
20          or ethnicity whenever there is trustworthy information, rel-  
21          evant to the locality or time frame, that links persons of  
22          a particular race or ethnicity to an identified criminal in-  
23          cident, scheme, or organization.

24          (d) *LIMITATIONS.*—

1           (1) *MAXIMUM AMOUNT OF GRANTS.*—*The total*  
2 *amount of grants received by a State under this sec-*  
3 *tion in a fiscal year may not exceed 5 percent of the*  
4 *amount made available to carry out this section in*  
5 *the fiscal year.*

6           (2) *ELIGIBILITY.*—*A State may not receive a*  
7 *grant under subsection (a)(2) in more than 2 fiscal*  
8 *years.*

9           (e) *AUTHORIZATION OF APPROPRIATIONS.*—

10           (1) *IN GENERAL.*—*There is authorized to be ap-*  
11 *propriated from the Highway Trust Fund (other than*  
12 *the Mass Transit Account) to carry out this section*  
13 *\$10,000,000 for each of fiscal years 2004 through*  
14 *2009.*

15           (2) *CONTRACT AUTHORITY.*—*Funds authorized*  
16 *under this subsection shall be available for obligation*  
17 *in the same manner as if the funds were apportioned*  
18 *under chapter 1 of title 23, United States Code, except*  
19 *the Federal share of the cost of activities carried out*  
20 *using such funds shall be 100 percent, and such funds*  
21 *shall remain available until expended and shall not*  
22 *be transferable.*

23 **SEC. 1811. AMERICA'S BYWAYS RESOURCE CENTER.**

24           (a) *IN GENERAL.*—*The Secretary shall allocate funds*  
25 *made available to carry out this section to the America's*

1 *Byways Resource Center established pursuant to section*  
2 *1215(b)(1) of the Transportation Equity Act for the 21st*  
3 *Century (112 Stat. 209).*

4 *(b) TECHNICAL SUPPORT AND EDUCATION.—*

5 *(1) USE OF FUNDS.—The Center shall use funds*  
6 *allocated to the Center under this section to continue*  
7 *to provide technical support and conduct educational*  
8 *activities for the national scenic byways program es-*  
9 *tablished under section 162 of title 23, United States*  
10 *Code.*

11 *(2) ELIGIBLE ACTIVITIES.—Technical support*  
12 *and educational activities carried out under this sub-*  
13 *section shall provide local officials and organizations*  
14 *associated with National Scenic Byways and All-*  
15 *American Roads with proactive, technical, and on-site*  
16 *customized assistance, including training, commu-*  
17 *nications (including a public awareness series), publi-*  
18 *cations, conferences, on-site meetings, and other as-*  
19 *sistance considered appropriate to develop and sus-*  
20 *tain such byways and roads.*

21 *(c) AUTHORIZATION OF APPROPRIATIONS.—There is*  
22 *authorized to be appropriated out of the Highway Trust*  
23 *Fund (other than the Mass Transit Account) to carry out*  
24 *this section \$3,500,000 for each of fiscal years 2004 through*  
25 *2009.*

1       (d) *APPLICABILITY OF TITLE 23.*—Funds authorized  
2 by this section shall be available for obligation in the same  
3 manner as if such funds were apportioned under chapter  
4 1 of title 23, United States Code; except that the Federal  
5 share of the cost of any project or activity carried out under  
6 this subsection shall be 100 percent and such funds shall  
7 remain available until expended and shall not be transfer-  
8 able.

9 **SEC. 1812. TECHNICAL ADJUSTMENT.**

10       (a) *IN GENERAL.*—The donee of the vessel with the  
11 Unit Identification Code number 13862 is deemed to be the  
12 owner of that vessel free and clear as of September 1, 2000.

13       (b) *FEDERAL CLAIMS.*—All Federal claims arising  
14 from the donation or use of the vessel described in subsection  
15 (a) are permanently extinguished.

16 **SEC. 1813. ROAD USER CHARGE EVALUATION PILOT**  
17 **PROJECT.**

18       (a) *IN GENERAL.*—The Secretary shall carry out a na-  
19 tional evaluation pilot project to assess how intelligent  
20 transportation system technology can be applied to assess  
21 mileage-based road user charges for the purposes of col-  
22 lecting revenues for the Highway Trust Fund.

23       (b) *MATTERS TO BE EVALUATED.*—The following mat-  
24 ters shall be evaluated under the pilot project:



1           (1) *Technical feasibility of imposing mileage-*  
2           *based road user charges, including cost, reliability,*  
3           *and security of on-board and intelligent transpor-*  
4           *tation systems.*

5           (2) *Compatibility of technology for imposing*  
6           *such charges with automobile and truck design.*

7           (3) *Design and testing of a collection system for*  
8           *such charges that is secure, low cost, and easy to use.*

9           (4) *Methods of ensuring privacy of road users*  
10          *and assessing public attitudes and views of motorists*  
11          *who participate in field tests of the equipment and*  
12          *system.*

13          (c) *REPORTS.— The Secretary shall transmit annual*  
14          *reports on the status of the pilot project and, not later than*  
15          *June 30, 2009, a final report on the results of the pilot*  
16          *project, together with findings and recommendations, to the*  
17          *Secretary of the Treasury, the Committee on Transpor-*  
18          *tation and Infrastructure and the Committee on Ways and*  
19          *Means of the House of Representatives, and the Committee*  
20          *on Environment and Public Works and the Committee on*  
21          *Finance of the Senate.*

22          (d) *AUTHORIZATION OF APPROPRIATION.—*

23                 (1) *IN GENERAL.—There is authorize from the*  
24                 *Highway Trust Fund (other than the Mass Transit*  
25                 *Account) to carry out this section \$1,000,000 for each*

1       of fiscal years 2005 and 2006 and \$3,500,000 for each  
2       of fiscal years 2007, 2008, and 2009.

3           (2) *CONTRACT AUTHORITY.*—Funds authorized  
4       under this subsection shall be available for obligation  
5       in the same manner as if the funds were apportioned  
6       under chapter 1 of title 23, United States Code; except  
7       the Federal share of the cost of the pilot project shall  
8       be 100 percent, and such funds shall remain available  
9       until expended and shall not be transferable.

10 **SEC. 1814. SENSE OF CONGRESS.**

11       *In honor of his service to the Commonwealth of Massa-*  
12 *chusetts and the United States of America, and in recogni-*  
13 *tion of his contributions toward the construction of Central*  
14 *Artery Tunnel project in Boston, it is the sense of the Con-*  
15 *gress that the northbound and southbound tunnel of Inter-*  
16 *state Route 93, located in the city of Boston, which extends*  
17 *north of the intersection of Interstate Route 90 and Inter-*  
18 *state Route 93 to the Leonard P. Zakim Bunker Hill*  
19 *Bridge, should be designated and known as the “Thomas*  
20 *P. ‘Tip’ O’Neill, Jr. Tunnel”.*

21 **SEC. 1815. CONFORMING AMENDMENT FOR TRANSPOR-**  
22 **TATION PLANNING SECTIONS.**

23       (a) *METROPOLITAN PLANNING.*—Section 134 of title  
24 23, United States Code is amended to read as follows:

1 **“§ 134. Metropolitan planning**

2       *“Metropolitan transportation planning programs*  
3 *funded under section 104(f) shall be carried out in accord-*  
4 *ance with the metropolitan planning provisions of chapter*  
5 *52, title 49, United States Code.”.*

6       **(b) STATEWIDE PLANNING.**—*Section 135 of such title*  
7 *is amended to read as follows:*

8 **“§ 135. Statewide planning.**

9       *“Statewide transportation planning programs funded*  
10 *under section 104(f) shall be carried out in accordance with*  
11 *the statewide planning provisions of chapter 52, title 49,*  
12 *United States Code.”.*

13 **SEC. 1816. DISTRIBUTION OF METROPOLITAN PLANNING**  
14 **FUNDS WITHIN STATES.**

15       *Section 104(f)(4) of title 23, United States Code, is*  
16 *amended by adding at the end the following: “Such dis-*  
17 *tribution of funds to metropolitan planning organizations*  
18 *shall be made within 30 days of the date of receipt of such*  
19 *funds from the Secretary.”.*

20 **SEC. 1817. TREATMENT OF OFF RAMP.**

21       *The Harbor Boulevard off ramp from Interstate Route*  
22 *405 in Costa Mesa, California, is deemed to satisfy the re-*  
23 *quirements of title 23, United States Code, that govern the*  
24 *approval of the placement of ramps off of a Federal-aid*  
25 *highway.*

1 **SEC. 1818. LOAN FORGIVENESS.**

2 *The right-away revolving fund loan issued for the rail*  
3 *project that extends from Humboldt County to the San Fran-*  
4 *cisco Bay Area and secured by the State of California and*  
5 *that was initiated in 2001 is deemed satisfied.*

6 **TITLE II—HIGHWAY SAFETY**

7 **SEC. 2001. AUTHORIZATION OF APPROPRIATIONS.**

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

11 *(1) HIGHWAY SAFETY PROGRAMS.—For carrying*  
12 *out section 402 of title 23, United States Code,*  
13 *\$165,000,000 for fiscal year 2004, \$201,000,000 for*  
14 *fiscal year 2005, \$202,000,000 for fiscal year 2006,*  
15 *\$205,000,000 for fiscal year 2007, \$209,000,000 for*  
16 *fiscal year 2008, and \$212,000,000 for fiscal year*  
17 *2009.*

18 *(2) HIGHWAY SAFETY RESEARCH AND DEVELOP-*  
19 *MENT.—For carrying out section 403 of title 23,*  
20 *United States Code, \$72,000,000 for fiscal year 2004*  
21 *and \$73,000,000 for each of fiscal years 2005 through*  
22 *2009.*

23 *(3) OCCUPANT PROTECTION INCENTIVE*  
24 *GRANTS.—For carrying out section 405 of title 23,*  
25 *United States Code, \$20,000,000 for fiscal year 2004,*  
26 *\$117,000,000 for fiscal year 2005, \$120,000,000 for*

1 *fiscal year 2006, \$123,000,000 for fiscal year 2007,*  
2 *\$125,000,000 for fiscal year 2008, and \$130,000,000*  
3 *for fiscal year 2009.*

4 (4) *ALCOHOL-IMPAIRED DRIVING COUNTER-*  
5 *MEASURES INCENTIVE GRANT PROGRAM.—For car-*  
6 *rying out section 410 of title 23, United States Code,*  
7 *\$40,000,000 for fiscal year 2004, \$111,000,000 for fis-*  
8 *cal year 2005, \$114,000,000 for fiscal year 2006,*  
9 *\$117,000,000 for fiscal year 2007, \$121,000,000 for*  
10 *fiscal year 2008, and \$125,000,000 for fiscal year*  
11 *2009.*

12 (5) *STATE TRAFFIC SAFETY INFORMATION IM-*  
13 *PROVEMENTS.—For carrying out section 412 of title*  
14 *23, United States Code, \$24,000,000 for fiscal year*  
15 *2005, \$28,000,000 for fiscal year 2006, \$32,000,000*  
16 *for fiscal year 2007, \$36,000,000 for fiscal year 2008,*  
17 *and \$39,000,000 for fiscal year 2009.*

18 (6) *NATIONAL DRIVER REGISTER.—For carrying*  
19 *out chapter 303 of title 49, United States Code, by the*  
20 *National Highway Traffic Safety Administration,*  
21 *\$4,000,000 for each of fiscal years 2004 through 2009.*

22 (7) *HIGH VISIBILITY ENFORCEMENT PROGRAM.—*  
23 *For carrying out section 2005 of this title,*  
24 *\$10,000,000 for each of fiscal years 2005 through*  
25 *2009.*

1           (b) *APPLICABILITY OF TITLE 23.*—*Except as otherwise*  
2 *provided in chapter 4 of title 23, United States Code, and*  
3 *this title, amounts made available under subsection (a) for*  
4 *each of fiscal years 2004 through 2009 shall be available*  
5 *for obligation in the same manner as if such funds were*  
6 *apportioned under chapter 1 of title 23, United States Code.*

7           (c) *TRANSFERS.*—*In each fiscal year, the Secretary*  
8 *may transfer any amounts remaining available under*  
9 *paragraph (3), (4), or (5) of subsection (a) to the amounts*  
10 *made available under any other of such paragraphs in*  
11 *order to ensure, to the maximum extent possible, that each*  
12 *State receives the maximum incentive funding for which the*  
13 *State is eligible under sections 405, 410, and 412 of title*  
14 *23, United States Code.*

15 **SEC. 2002. OCCUPANT PROTECTION INCENTIVE GRANTS.**

16           (a) *GENERAL AUTHORITY.*—*Section 405(a) of title 23,*  
17 *United States Code, is amended—*

18                   (1) *in paragraph (2) by striking “Transpor-*  
19 *tation Equity Act for the 21st Century” and inserting*  
20 *“Transportation Equity Act: A Legacy for Users”;*

21                   (2) *in paragraph (3) by striking “1997” and in-*  
22 *serting “2003”; and*

23                   (3) *in paragraphs (4)(A), (4)(B), and (4)(C) by*  
24 *inserting after “years” the following: “beginning after*  
25 *September 30, 2003.”.*

1           (b) *GRANT ELIGIBILITY.*—Section 405(b) of title 23,  
2 *United States Code*, is amended by striking “A State shall  
3 become eligible” and inserting the following: “A State shall  
4 be eligible for a grant under this section if the State has  
5 a seat belt usage rate of 85 percent or greater as of the date  
6 of the grant, as determined by the Secretary. A State shall  
7 also become eligible”.

8           (c) *GRANT AMOUNTS.*—Section 405(c) of title 23,  
9 *United States Code*, is amended—

10           (1) by striking “25 percent” and inserting “100  
11 percent”; and

12           (2) by striking “1997” and inserting “2003”.

13 **SEC. 2003. ALCOHOL-IMPAIRED DRIVING COUNTER-**  
14 **MEASURES.**

15           (a) *GENERAL AUTHORITY.*—Section 410(a) of title 23,  
16 *United States Code*, is amended—

17           (1) in paragraph (2) by striking “*Transportation Equity Act for the 21st Century*” and inserting  
18 “*Transportation Equity Act: A Legacy for Users*”;

19           (2) in paragraph (3) by striking “1997” and in-  
20 sserting “2003”; and

21           (3) in paragraphs (4)(A), (4)(B), and (4)(C) by  
22 inserting after “years” the following: “beginning after  
23 September 30, 2003,”.  
24

1       (b) *BASIC GRANT A.*—Section 410(b)(1) of title 23,  
2 *United States Code*, is amended—

3           (1) by striking “A State shall become eligible”  
4       and inserting the following: “A State shall be eligible  
5       for a grant under this paragraph if the State has an  
6       alcohol-related fatality rate per 100,000,000 vehicle  
7       miles traveled of 0.5 or less as of the date of the grant,  
8       as determined by the Secretary using the *Fatality*  
9       *Analysis Reporting System of the National Highway*  
10      *Traffic Safety Administration*. A State shall also be-  
11      come eligible”;

12          (2) by striking “at least 5 of” and inserting “at  
13      least 6 of”;

14          (3) in subparagraph (A)—

15            (A) by striking “and” at the end of clause  
16      (i)(II);

17            (B) by striking the period at the end of  
18      clause (ii) and inserting a semicolon; and

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

20                    “(iii) the suspension referred to under  
21                    clause (i)(I) may allow an individual to op-  
22                    erate a motor vehicle, after the 15-day pe-  
23                    riod beginning on the date of the suspen-  
24                    sion, to and from employment, school, or an  
25                    alcohol treatment program if an ignition



1           *interlock device is installed on each of the*  
2           *motor vehicles owned or operated, or both,*  
3           *by the individual; and*

4                   “(iv) the suspension and revocation re-  
5           ferred to under clause (i)(II) may allow an  
6           individual to operate a motor vehicle, after  
7           the 45-day period beginning on the date of  
8           the suspension or revocation, to and from  
9           employment, school, or an alcohol treatment  
10          program if an ignition interlock device is  
11          installed on each of the motor vehicles  
12          owned or operated, or both, by the indi-  
13          vidual.”;

14          (4) in subparagraph (B)—

15                   (A) by striking “may include the issuance”  
16          and inserting the following: “may include—

17                           “(i) the issuance”; and

18                           (B) by striking the period at the end and  
19          inserting “; and” and the following:

20                                   “(ii) a program provided by a non-  
21          profit organization for training point of  
22          sale personnel concerning, at a minimum,  
23          the following:

24   “(I) the clinical effects of alcohol;

1                   “(II) methods of preventing sec-  
2                   ond party sales of alcohol;

3                   “(III) recognizing signs of intoxi-  
4                   cation;

5                   “(IV) methods to prevent underage  
6                   drinking;

7                   “(V) Federal, State, and local  
8                   laws that are relevant to such per-  
9                   sonnel.”;

10                   (5) by striking subparagraph (F) and inserting  
11                   the following:

12                   “(F) *OUTREACH PROGRAM.*—A judicial and  
13                   prosecutorial education, training, and outreach  
14                   program that provides information on the appro-  
15                   priateness and effectiveness of sentencing op-  
16                   tions.”; and

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

18                   “(H) *SELF-SUSTAINING DRUNK DRIVING*  
19                   *PREVENTION PROGRAM.*—A self-sustaining drunk  
20                   driving prevention program under which a sig-  
21                   nificant portion of the fines or surcharges col-  
22                   lected from individuals apprehended and fined  
23                   for operating a motor vehicle while under the in-  
24                   fluence of alcohol are returned to those commu-

1            *nities that have comprehensive programs for the*  
2            *prevention of such operations of motor vehicles.*

3            “(I) *PROGRAMS FOR EFFECTIVE ALCOHOL*  
4            *REHABILITATION.*—*A program for effective inpa-*  
5            *tient and outpatient alcohol rehabilitation based*  
6            *on mandatory assessment and appropriate treat-*  
7            *ment for repeat offenders described in subpara-*  
8            *graph (A)(i)(II).”.*

9            (c) *BASIC GRANT B.*—*Section 410(b) of title 23,*  
10          *United States Code, is amended—*

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

13            “(2) *BASIC GRANT B.*—*A State shall become eli-*  
14          *gible for a grant under this paragraph if the State—*

15            “(A) *has an alcohol-related fatality rate per*  
16          *100,000,000 vehicle miles traveled of 0.8 or more*  
17          *as of the date of the grant, as determined by the*  
18          *Secretary using the Fatality Analysis Reporting*  
19          *System of the National Highway Traffic Safety*  
20          *Administration; and*

21            “(B) *establishes, subject to such require-*  
22          *ments as the Secretary may prescribe, a task*  
23          *force to evaluate and recommend changes to the*  
24          *State’s drunk driving programs.”; and*

25          (2) *in paragraph (3)—*

1           (A) by striking “25 percent” and inserting  
 2           “100 percent”; and  
 3           (B) by striking “1997” and inserting  
 4           “2003”.

5           (d) *SUPPLEMENTAL GRANTS*.—Section 410(c) of title  
 6 23, *United States Code*, is amended to read as follows:

7           “(c) *ALLOCATION FOR BASIC GRANTS B*.—Not more  
 8 than \$16,000,000 per fiscal year of amounts made available  
 9 to carry out this section shall be available for making  
 10 grants under subsection (b)(2).”.

11 **SEC. 2004. STATE TRAFFIC SAFETY INFORMATION SYSTEM**  
 12 **IMPROVEMENTS.**

13           (a) *IN GENERAL*.—Chapter 4 of title 23, *United States*  
 14 *Code*, is amended by adding at the end the following:

15 **“§412. State traffic safety information system im-**  
 16 **provements**

17           “(a) *GENERAL AUTHORITY*.—

18           “(1) *AUTHORITY TO MAKE GRANTS*.—Subject to  
 19 the requirements of this section, the Secretary shall  
 20 make grants to States that adopt and implement ef-  
 21 fective programs to—

22           “(A) improve the timeliness, accuracy, com-  
 23 pleteness, uniformity, integration, and accessi-  
 24 bility of the safety data of the State that is need-

1           *ed to identify priorities for national, State, and*  
2           *local highway and traffic safety programs;*

3           “(B) *evaluate the effectiveness of efforts to*  
4           *make such improvements;*

5           “(C) *link these State data systems, includ-*  
6           *ing traffic records, with other data systems with-*  
7           *in the State, such as systems that contain med-*  
8           *ical, roadway, and economic data; and*

9           “(D) *improve the compatibility and inter-*  
10          *operability of the data systems of the State with*  
11          *national data systems and data systems of other*  
12          *States and enhance the ability of the Secretary*  
13          *to observe and analyze national trends in crash*  
14          *occurrences, rates, outcomes, and circumstances.*

15          “(2) *USE OF GRANTS.—A State may use a grant*  
16          *received under this section only to implement such*  
17          *programs.*

18          “(3) *MODEL DATA ELEMENTS.—The Secretary,*  
19          *in consultation with States and other appropriate*  
20          *parties, shall determine the model data elements nec-*  
21          *essary to observe and analyze State and national*  
22          *trends in crash occurrences, rates, outcomes, and cir-*  
23          *cumstances. In order to become eligible for a grant*  
24          *under this section, a State shall certify to the Sec-*

1        *retary the State's adoption and use of such model*  
2        *data elements.*

3            *“(4) MAINTENANCE OF EFFORT.—No grant may*  
4        *be made to a State under this section in any fiscal*  
5        *year unless the State enters into such agreements with*  
6        *the Secretary as the Secretary may require ensuring*  
7        *that the State will maintain its aggregate expendi-*  
8        *tures from all other sources for highway safety data*  
9        *programs at or above the average level of such expendi-*  
10       *tures in the 2 fiscal years preceding the date of en-*  
11       *actment of this section.*

12           *“(5) FEDERAL SHARE.—The Federal share of the*  
13        *cost of implementing in a fiscal year a program of*  
14        *a State pursuant to paragraph (1) shall not exceed 80*  
15        *percent.*

16           *“(b) FIRST-YEAR GRANTS.—To be eligible for a first-*  
17        *year grant under this section, a State shall demonstrate to*  
18        *the satisfaction of the Secretary that the State has—*

19           *“(1) established a highway safety data and traf-*  
20        *fic records coordinating committee with a multidisci-*  
21        *plinary membership that includes, among others,*  
22        *managers, collectors, and users of traffic records and*  
23        *public health and injury control data systems; and*

24           *“(2) developed a multiyear highway safety data*  
25        *and traffic records system strategic plan that address-*

1 *es existing deficiencies in the State’s highway safety*  
2 *data and traffic records system and is approved by*  
3 *the highway safety data and traffic records coordi-*  
4 *nating committee and—*

5 *“(A) specifies how existing deficiencies in*  
6 *the State’s highway safety data and traffic*  
7 *records system were identified;*

8 *“(B) prioritizes, based on the identified*  
9 *highway safety data and traffic records system*  
10 *deficiencies, the highway safety data and traffic*  
11 *records system needs and goals of the State, in-*  
12 *cluding the activities described in subsection*  
13 *(a)(1);*

14 *“(C) identifies performance-based measures*  
15 *by which progress toward those goals will be de-*  
16 *termined;*

17 *“(D) specifies how the grant funds and any*  
18 *other funds of the State will be used to address*  
19 *needs and goals identified in the multiyear plan;*  
20 *and*

21 *“(E) includes a current report on the*  
22 *progress in implementing the multiyear plan*  
23 *that documents progress toward the specified*  
24 *goals.*

25 *“(c) SUCCEEDING-YEAR GRANTS.—*

1           “(1) *ELIGIBILITY.*—A State shall be eligible for  
2 a grant under this section in a fiscal year succeeding  
3 the first fiscal year in which the State receives a  
4 grant under subsection (b) if the State, to the satisfac-  
5 tion of the Secretary—

6           “(A) submits an updated multiyear plan  
7 that meets the requirements of subsection (b)(2);

8           “(B) certifies that its highway safety data  
9 and traffic records coordinating committee con-  
10 tinues to operate and supports the multiyear  
11 plan;

12           “(C) specifies how the grant funds and any  
13 other funds of the State will be used to address  
14 needs and goals identified in the multiyear plan;

15           “(D) demonstrates measurable progress to-  
16 ward achieving the goals and objectives identi-  
17 fied in the multiyear plan; and

18           “(E) includes a current report on the  
19 progress in implementing the multiyear plan.

20           “(d) *GRANT AMOUNTS.*—

21           “(1) *IN GENERAL.*—The amount of a grant made  
22 to a State for a fiscal year under this section shall  
23 equal an amount determined by multiplying—

24           “(A) the amount appropriated to carry out  
25 this section for such fiscal year; by



1           “(B) the ratio that the funds apportioned to  
2           the State under section 402 for fiscal year 2003  
3           bears to the funds apportioned to all States  
4           under section 402 for fiscal year 2003.

5           “(2) *MINIMUM AMOUNT.*—Notwithstanding sub-  
6           paragraph (A)—

7           “(A) a State eligible for a first-year grant  
8           under this section shall not receive less than  
9           \$300,000; and

10           “(B) a State eligible for a succeeding-year  
11           grant under this section shall not receive less  
12           than \$500,000.

13           “(e) *ADMINISTRATIVE EXPENSES.*—Funds authorized  
14           to be appropriated to carry out this section in a fiscal year  
15           shall be subject to a deduction not to exceed 5 percent for  
16           the necessary costs of administering the provisions of this  
17           section.

18           “(f) *APPLICABILITY OF CHAPTER 1.*—The provisions  
19           contained in section 402(d) shall apply to this section.”.

20           (b) *CONFORMING AMENDMENT.*—The analysis for  
21           chapter 4 of title 23, United States Code, is amended by  
22           adding at the end the following:

          “412. State traffic safety information system improvements.”.

23           **SEC. 2005. HIGH VISIBILITY ENFORCEMENT PROGRAM.**

24           The Secretary shall establish a program to support na-  
25           tional impaired driving mobilization and enforcement ef-

1 *forts and national safety belt mobilization and enforcement,*  
2 *including the purchase of national paid advertisement (in-*  
3 *cluding production and placement) to support such efforts.*

4 **SEC. 2006. MOTORCYCLE CRASH CAUSATION STUDY.**

5 (a) *IN GENERAL.*—Using funds made available to  
6 carry out section 403 of title 23, United States Code, the  
7 Secretary shall conduct a study of the causes of motorcycle  
8 crashes.

9 (b) *REPORT.*—Not later than 3 years after the date  
10 of enactment of this Act, the Secretary shall transmit to  
11 Congress a report on the results of the study.

12 **SEC. 2007. CHILD SAFETY AND CHILD BOOSTER SEAT IN-**  
13 **CENTIVE GRANTS.**

14 (a) *GENERAL AUTHORITY.*—Subject to the require-  
15 ments of this section, the Secretary shall make grants to  
16 States that enact or have enacted and are enforcing a law  
17 requiring that children riding in passenger motor vehicles  
18 who are too large to be secured in a child safety seat be  
19 secured in a child restraint that meets the requirements pre-  
20 scribed by the Secretary under section 3 of Anton’s Law  
21 (116 Stat. 2772).

22 (b) *MAINTENANCE OF EFFORT.*—No grant may be  
23 made to a State under this section in a fiscal year unless  
24 the State enters into such agreements with the Secretary  
25 as the Secretary may require to ensure that the State will

1 *maintain its aggregate expenditures from all other sources*  
2 *for child safety seat and child booster seat programs at or*  
3 *above the average level of such expenditures in its 2 fiscal*  
4 *years preceding the date of enactment of this Act.*

5 *(c) FEDERAL SHARE.—The Federal share of the cost*  
6 *of implementing and enforcing in a fiscal year a law adopt-*  
7 *ed by a State under subsection (a) shall not exceed—*

8 *(1) for the first 3 fiscal years for which a State*  
9 *receives a grant under this section, 75 percent; and*

10 *(2) for the fourth and fifth fiscal years for which*  
11 *a State receives a grant under this section, 50 per-*  
12 *cent.*

13 *(d) GRANT ELIGIBILITY.—*

14 *(1) IN GENERAL.—A State is eligible for a grant*  
15 *under this section if the State has in effect and en-*  
16 *forces a law described in subsection (a).*

17 *(2) MAXIMUM PERIOD OF ELIGIBILITY.—No*  
18 *State may receive grants under this section in more*  
19 *than 5 fiscal years beginning after September 30,*  
20 *2004.*

21 *(e) ELIGIBLE USES OF FUNDS.—A State may use a*  
22 *grant under this section only to carry out child safety seat*  
23 *and child booster seat programs, including the following:*

1           (1) *A program to educate the public concerning*  
2           *the proper use and installation of child safety seats*  
3           *and child booster seats.*

4           (2) *A program to train child passenger safety*  
5           *professionals, police officers, fire and emergency med-*  
6           *ical personnel, and educators concerning all aspects of*  
7           *the use of child safety seats and booster seats.*

8           (3) *A program to purchase and distribute child*  
9           *safety seats, child booster seats, and other appropriate*  
10          *passenger motor vehicle child restraints to families*  
11          *that cannot otherwise afford such seats or restraints.*

12          (4) *A program to support enforcement of child*  
13          *restraint laws.*

14          (f) *GRANT AMOUNT.*—*The amount of a grant to a*  
15          *State for a fiscal year under this section may not exceed*  
16          *25 percent of the amount apportioned to the State for fiscal*  
17          *year 2003 under section 402 of title 23, United States Code.*

18          (g) *ADMINISTRATIVE EXPENSES.*—*Funds authorized*  
19          *to be appropriated to carry out this section in a fiscal year*  
20          *shall be subject to a deduction not to exceed 2.5 percent for*  
21          *the necessary costs of administering the provisions of this*  
22          *section.*

23          (h) *APPLICABILITY OF CHAPTER 1.*—*The provisions*  
24          *contained in section 402(d) of title 23, United States Code,*  
25          *apply to this section.*

1       (i) *REPORT.*—*Each State to which a grant is made*  
2 *under this section shall transmit to the Secretary a report*  
3 *documenting the manner in which grant amounts were obli-*  
4 *gated and expended and identifying the specific programs*  
5 *carried out with or supported by grant funds. The report*  
6 *shall be in a form prescribed by the Secretary and may*  
7 *be combined with other State grant reporting requirements*  
8 *under of chapter 4 of title 23, United States Code.*

9       (j) *DEFINITIONS.*—*In this section, the following defini-*  
10 *tions apply:*

11           (1) *CHILD RESTRAINT.*—*The term “child re-*  
12 *straint” means any product designed to provide re-*  
13 *straint to a child (including booster seats and other*  
14 *products used with a lap and shoulder belt assembly)*  
15 *that meets applicable Federal motor vehicle safety*  
16 *standards prescribed by the National Highway Traf-*  
17 *fic Safety Administration.*

18           (2) *CHILD SAFETY SEAT.*—*The term “child safe-*  
19 *ty seat” has the meaning such term has in section*  
20 *405(f) of title 23, United States Code.*

21           (3) *PASSENGER MOTOR VEHICLE.*—*The term*  
22 *“passenger motor vehicle” has the meaning such term*  
23 *has in such section 405(f).*

24           (4) *STATE.*—*The term “State” has the meaning*  
25 *such term has in section 101 (a) of such title.*

1       (k) *AUTHORIZATION OF APPROPRIATIONS.*—*There is*  
2 *authorized to be appropriated to carry out this section from*  
3 *the Highway Trust Fund (other than the Mass Transit Ac-*  
4 *count) \$5,000,000 for each of fiscal years 2005 through*  
5 *2009.*

6 **SEC. 2008. SAFETY DATA.**

7       (a) *IN GENERAL.*—*Using funds made available to*  
8 *carry out section 403 of title 23, United States Code, for*  
9 *fiscal years 2005 through 2009, the Secretary shall collect*  
10 *data and compile statistics on accidents involving motor*  
11 *vehicles being backed up that result in fatalities and inju-*  
12 *ries and that occur on public and nonpublic roads and resi-*  
13 *dential and commercial driveways and parking facilities.*

14       (b) *REPORT.*—*Not later than January 1, 2009, the*  
15 *Secretary shall transmit to the Committee on Transpor-*  
16 *tation and Infrastructure of the House of Representatives*  
17 *and the Committee on Commerce, Science, and Transpor-*  
18 *tation of the Senate a report on accidents described in sub-*  
19 *section (a), including the data collected and statistics com-*  
20 *puted under subsection (a) and any recommendations re-*  
21 *garding measures to be taken to reduce the number of such*  
22 *accidents and the resulting fatalities and injuries.*

23 **SEC. 2009. MOTORCYCLIST SAFETY.**

24       (a) *MOTORCYCLIST ADVISORY COUNCIL.*—

1           (1) *IN GENERAL.*—*The Secretary, acting through*  
2 *the Administrator of the Federal Highway Adminis-*  
3 *tration, in consultation with the Committee on*  
4 *Transportation and Infrastructure of the House of*  
5 *Representatives and the Committee on Environment*  
6 *and Public Works of the Senate, shall appoint a Mo-*  
7 *torcyclist Advisory Council to coordinate with and*  
8 *advise the Administrator on infrastructure issues of*  
9 *concern to motorcyclists, including—*

10                   (A) *barrier design;*

11                   (B) *road design, construction, and mainte-*  
12 *nance practices; and*

13                   (C) *the architecture and implementation of*  
14 *intelligent transportation system technologies.*

15           (2) *COMPOSITION.*—*The Council shall consist of*  
16 *not more than 10 members of the motorcycling com-*  
17 *munity with professional expertise in national motor-*  
18 *cyclist safety advocacy, including—*

19                   (A) *at least—*

20                           (i) *1 member recommended by a na-*  
21 *tional motorcyclist association;*

22                           (ii) *1 member recommended by a na-*  
23 *tional motorcycle riders foundation;*

1                   (iii) 1 representative of the National  
2                   Association of State Motorcycle Safety Ad-  
3                   ministrators;

4                   (iv) 2 members of State motorcyclists'  
5                   organizations;

6                   (v) 1 member recommended by a na-  
7                   tional organization that represents the  
8                   builders of highway infrastructure;

9                   (vi) 1 member recommended by a na-  
10                  tional association that represents the traffic  
11                  safety systems industry; and

12                  (vii) 1 member of a national safety or-  
13                  ganization; and

14                  (B) at least 1, and not more than 2, motor-  
15                  cyclists who are traffic system design engineers  
16                  or State transportation department officials.

17                  (b) *AUTHORITY TO MAKE GRANTS.*—Subject to the re-  
18                  quirements of this section, the Secretary shall make grants  
19                  to States that adopt and implement effective programs to  
20                  reduce the number of single- and multi-vehicle crashes in-  
21                  volving motorcyclists.

22                  (c) *MAINTENANCE OF EFFORT.*—No grant may be  
23                  made to a State under this section in a fiscal year unless  
24                  the State enters into such agreements with the Secretary  
25                  as the Secretary may require to ensure that the State will



1 *maintain its aggregate expenditures from all the other*  
2 *sources for motorcyclist safety training programs and mo-*  
3 *torcyclist awareness programs at or above the average level*  
4 *of such expenditures in its 2 fiscal years preceding the date*  
5 *of enactment of this Act.*

6 (d) *MAXIMUM PERIOD OF ELIGIBILITY.*—No State  
7 *may receive grants under this section in more than 5 fiscal*  
8 *years beginning after September 30, 2004.*

9 (e) *FEDERAL SHARE.*—The Federal share of the cost  
10 *of implementing and enforcing, as appropriate, in a fiscal*  
11 *year a program adopted by a State in accordance with sub-*  
12 *section (a) shall not exceed—*

13 (1) *for the first 3 years for which a State re-*  
14 *ceives a grant under this section, 75 percent; and*

15 (2) *for the next 2 years for which a State re-*  
16 *ceives a grant under this section, 50 percent.*

17 (f) *GRANT ELIGIBILITY.*—

18 (1) *IN GENERAL.*—A State becomes eligible for a  
19 *grant under this section by adopting or dem-*  
20 *onstrating to the satisfaction of the Secretary—*

21 (A) *for the first fiscal year for which the*  
22 *State will receive a grant under this section, at*  
23 *least 1 of the 6 criteria listed in paragraph (2);*

24 (B) *for the second, third, and fourth fiscal*  
25 *years for which the State will receive a grant*

1           under this section, at least 2 of the 6 criteria  
2           listed in paragraph (2); and

3           (C) for any subsequent fiscal years for  
4           which the State will receive a grant under this  
5           section, at least 3 of the 6 criteria listed in para-  
6           graph (2).

7           (2) CRITERIA.—The criteria for eligibility for a  
8           grant under this section are the following:

9           (A) MOTORCYCLE RIDER TRAINING  
10          COURSES.—An effective motorcycle rider train-  
11          ing course that is offered throughout the State,  
12          provides a formal program of instruction in ac-  
13          cident avoidance and other safety-oriented oper-  
14          ational skills to motorcyclists, and may include  
15          innovative training opportunities to meet unique  
16          regional needs.

17          (B) MOTORCYCLISTS AWARENESS PRO-  
18          GRAM.—An effective statewide program to en-  
19          hance motorist awareness of the presence of mo-  
20          torcyclists on or near roadways and safe driving  
21          practices that avoid injuries to motorcyclists.

22          (C) REDUCTION OF FATALITIES AND CRASH-  
23          ES INVOLVING MOTORCYCLES.—A reduction for  
24          the preceding calendar year in the number of  
25          motorcycle fatalities and the rate of motor vehi-

1           *cle crashes involving motorcycles in the State*  
2           *(expressed as a function of 10,000 motorcycle*  
3           *registrations).*

4           *(D) IMPAIRED DRIVING PROGRAM.—Imple-*  
5           *mentation of a statewide program to reduce im-*  
6           *paired driving, including specific measures to re-*  
7           *duce impaired motorcycle operation.*

8           *(E) REDUCTION OF FATALITIES AND ACCI-*  
9           *DENTS INVOLVING IMPAIRED MOTORCYCLISTS.—*  
10          *A reduction for the preceding calendar year in*  
11          *the number of fatalities and the rate of reported*  
12          *crashes involving alcohol- or drug-impaired mo-*  
13          *torcycle operators (expressed as a function of*  
14          *10,000 motorcycle registrations).*

15          *(F) FEES COLLECTED FROM MOTORCY-*  
16          *CLISTS.—All licensing and registration fees col-*  
17          *lected by the State from motorcyclist are used for*  
18          *motorcycle safety programs.*

19          *(g) ELIGIBLE USES.—*

20                 *(1) IN GENERAL.—A State may use funds from*  
21                 *a grant under this section only for motorcyclist safety*  
22                 *training and motorcyclist awareness programs, in-*  
23                 *cluding—*

24                         *(A) improvements to motorcyclist safety*  
25                         *training curricula;*

1           (B) improvements in program delivery of  
2 motorcycle training to both urban and rural  
3 areas, including—

4           (i) procurement or repair of practice  
5 motorcycles;

6           (ii) instructional materials;

7           (iii) mobile training units; and

8           (iv) leasing or purchase of facilities for  
9 classroom instruction and closed-course skill  
10 training;

11          (C) measures designed to increase the re-  
12 cruitment or retention of motorcyclist safety  
13 training instructors; and

14          (D) public awareness, public service an-  
15 nouncements, and other outreach programs to en-  
16 hance motorcyclist awareness.

17          (2) *SUBALLOCATIONS OF FUNDS.*—An agency  
18 that receives a grant under this subsection may sub-  
19 allocate funds from the grant to a nonprofit organiza-  
20 tion to carry out under this section.

21          (h) *DEFINITIONS.*—In this section, the following defi-  
22 nitions apply:

23           (1) *MOTORCYCLIST SAFETY TRAINING.*—The term  
24 “motorcyclist safety training” means a formal pro-  
25 gram of instruction that—

1           (A) provides accident avoidance and other  
2           safety-oriented operational skills to motorcyclists;  
3           and

4           (B) is approved for use in a State by the  
5           designated State authority having jurisdiction  
6           over motorcyclist safety issues.

7           (2) *MOTORCYCLIST AWARENESS*.—The term “mo-  
8           torcyclist awareness” means individual or collective  
9           awareness of—

10           (A) the presence of motorcycles on or near  
11           roadways; and

12           (B) safe driving practices that avoid injury  
13           to motorcyclists.

14           (3) *MOTORCYCLIST AWARENESS PROGRAM*.—The  
15           term “motorcyclist awareness program” means an in-  
16           formational or public awareness program designed to  
17           enhance motorcyclist awareness that is developed by  
18           or in coordination with the designated State author-  
19           ity having jurisdiction over motorcyclist safety issues.

20           (4) *STATE*.—The term “State” has the same  
21           meaning such term has in section 101(a) of title 23,  
22           United States Code.

23           (i) *MAXIMUM GRANT AMOUNT*.—The amount of a  
24           grant made to a State for a fiscal year under this section  
25           may not exceed 25 percent of the amount apportioned to

1 *the State for fiscal year 2003 under section 402 of title 23,*  
2 *United States Code.*

3       (j) *ADMINISTRATIVE EXPENSES.—Funds authorized to*  
4 *be appropriated to carry out this section in a fiscal year*  
5 *shall be subject to a deduction by the Secretary not to exceed*  
6 *5 percent for the necessary costs of administering the provi-*  
7 *sions of this section.*

8       (k) *AUTHORIZATION OF APPROPRIATIONS.—There is*  
9 *authorized to be appropriated to carry out this section from*  
10 *the Highway Trust Fund (other than the Mass Transit Ac-*  
11 *count) \$5,000,000 for each of fiscal years 2005 through*  
12 *2009.*

13       (l) *APPLICABILITY OF TITLE 23.—Funds authorized*  
14 *under this section shall be available for obligation in the*  
15 *same manner as if the funds were apportioned under chap-*  
16 *ter 1 of title 23, United States Code; except that such funds*  
17 *shall not be transferable.*

18 **SEC. 2010. DRIVER FATIGUE.**

19       *Section 402(a) of title 23, United States Code, is*  
20 *amended—*

21               (1) *by striking “and” before “(6)”;* and

22               (2) *by inserting before the period the following:*

23               “; and (7) *to reduce deaths and injuries resulting*  
24 *from persons driving motor vehicles while fatigued”.*

1       **TITLE III—FEDERAL TRANSIT**  
2       **ADMINISTRATION PROGRAMS**

3       **SEC. 3001. SHORT TITLE; AMENDMENTS TO TITLE 49,**  
4                               **UNITED STATES CODE.**

5           (a) *SHORT TITLE.*—*This title may be cited as the*  
6       *“Federal Public Transportation Act of 2004”.*

7           (b) *AMENDMENTS TO TITLE 49, UNITED STATES*  
8       *CODE.*—*Except as otherwise specifically provided, whenever*  
9       *in this title an amendment or repeal is expressed in terms*  
10       *of an amendment to, or repeal of, a section or other provi-*  
11       *sion of law, the reference shall be considered to be made*  
12       *to a section or other provision of title 49, United States*  
13       *Code.*

14       **SEC. 3002. POLICIES, FINDINGS, AND PURPOSES.**

15           (a) *IN GENERAL.*—*Section 5301(a) is amended to read*  
16       *as follows:*

17           “*(a) DEVELOPMENT AND REVITALIZATION OF PUBLIC*  
18       *TRANSPORTATION SYSTEMS.*—*It is in the interest of the*  
19       *United States to foster the development and revitalization*  
20       *of public transportation systems that—*

21                       “*(1) maximize the safe, secure, and efficient mo-*  
22                       *bility of individuals;*

23                       “*(2) minimize environmental impacts; and*

24                       “*(3) minimize transportation-related fuel con-*  
25                       *sumption and reliance on foreign oil.”.*

1       (b) *PRESERVING THE ENVIRONMENT.*—Section  
2 5301(e) is amended—

3           (1) by striking “an urban” and inserting “a”;  
4       and

5           (2) by striking “under sections 5309 and 5310 of  
6 this title”.

7       (c) *GENERAL PURPOSES.*—Section 5301(f) is amend-  
8 ed—

9           (1) in paragraph (1)—

10           (A) by striking “mass” the first place it ap-  
11 pears and inserting “public”; and

12           (B) by striking “public and private mass  
13 transportation companies” and inserting “both  
14 public transportation companies and private  
15 companies engaged in public transportation”;

16           (2) in paragraph (2)—

17           (A) by striking “urban mass” and inserting  
18 “public”; and

19           (B) by striking “public and private mass  
20 transportation companies” and inserting “both  
21 public transportation companies and private  
22 companies engaged in public transportation”;

23           (3) in paragraph (3)—

24           (A) by striking “urban mass” and inserting  
25 “public”; and



1           (B) by striking “public or private mass  
2           transportation companies” and inserting “public  
3           transportation companies or private companies  
4           engaged in public transportation”; and  
5           (4) in paragraph (5) by striking “urban mass”  
6           and inserting “public”.

7   **SEC. 3003. DEFINITIONS.**

8           (a) *LEAD-IN.*—Section 5302(a) is amended in the mat-  
9           ter preceding paragraph (1) by striking “In this chapter”  
10          and inserting “Except as otherwise specifically provided,  
11          in this chapter”.

12          (b) *CAPITAL PROJECT.*—Section 5302(a)(1) is amend-  
13          ed—

14               (1) in subparagraph (G) by inserting “construc-  
15               tion, renovation, and improvement of intercity bus  
16               stations and terminals,” before “and the renovation  
17               and improvement of historic transportation facili-  
18               ties,”;

19               (2) in subparagraph (G)(ii) by inserting “(other  
20               than an intercity bus station or terminal)” after  
21               “commercial revenue-producing facility”;

22               (3) by striking “or” at the end of subparagraph  
23               (H);

24               (4) by striking the period at the end of subpara-  
25               graph (I) and inserting a semicolon; and

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

2                   “(J) *crime prevention and security—*

3                           “(i) *including—*

4                                   “(I) *projects to refine and develop*  
5                                   *security and emergency response plans;*

6                                   “(II) *projects aimed at detecting*  
7                                   *chemical and biological agents in pub-*  
8                                   *lic transportation;*

9                                   “(III) *the conduct of emergency*  
10                                   *response drills with public transpor-*  
11                                   *tation agencies and local first response*  
12                                   *agencies; and*

13                                   “(IV) *security training for public*  
14                                   *transportation employees; but*

15                                   “(ii) *excluding all expenses related to*  
16                                   *operations, other than such expenses in-*  
17                                   *curring in conducting activities described in*  
18                                   *subclauses (III) and (IV);*

19                                   “(K) *establishment of a debt service reserve*  
20                                   *made up of deposits with a bondholders’ trustee*  
21                                   *in a noninterest bearing account for the purpose*  
22                                   *of ensuring timely payment of principal and in-*  
23                                   *terest on bonds issued by a grant recipient for*  
24                                   *purposes of financing an eligible project under*  
25                                   *this chapter; or*

1                   “(L) *mobility management*—

2                                 “(i) *consisting of short-range planning*  
 3                                 *and management activities and projects for*  
 4                                 *improving coordination among public*  
 5                                 *transportation and other transportation*  
 6                                 *service providers carried out by a recipient*  
 7                                 *or subrecipient through an agreement en-*  
 8                                 *tered into with a person, including a gov-*  
 9                                 *ernmental entity, under this chapter (other*  
 10                                 *than section 5309); but*

11                                 “(ii) *excluding operating public trans-*  
 12                                 *portation services.*”.

13           (c) *INDIVIDUAL WITH A DISABILITY*.—Section  
 14 *5302(a)(5) is amended—*

15                                 (1) *by striking “HANDICAPPED INDIVIDUAL” in*  
 16                                 *the heading and inserting “INDIVIDUAL WITH A DIS-*  
 17                                 *ABILITY”; and*

18                                 (2) *by striking “handicapped individual” and*  
 19                                 *inserting “individual with a disability”.*

20           (d) *MASS TRANSPORTATION*.—Section *5302(a)(7) is*  
 21 *amended to read as follows:*

22                                 “(7) *MASS TRANSPORTATION*.—*The term ‘mass*  
 23                                 *transportation’ means public transportation.*”.

24           (e) *PUBLIC TRANSPORTATION*.—Section *5302(a)(10) is*  
 25 *amended to read as follows:*

1           “(10) *PUBLIC TRANSPORTATION*.—*The term*  
2           ‘*public transportation*’ *means transportation by a*  
3           *conveyance that provides regular and continuing gen-*  
4           *eral or special transportation to the public, but does*  
5           *not include schoolbus, charter, or sightseeing trans-*  
6           *portation.*”.

7           (f) *URBANIZED AREA*.—*Section 5302(a)(17) is amend-*  
8           *ed to read as follows:*

9           “(17) *URBANIZED AREA*.—*The term ‘urbanized*  
10           *area’ means an area encompassing a population of at*  
11           *least 50,000 people that has been defined and des-*  
12           *ignated in the latest decennial census as an urbanized*  
13           *area by the Secretary of Commerce.*”.

14           (g) *AUTHORITY TO MODIFY DEFINITION*.—*Section*  
15           *5302(b) is amended—*

16           (1) *by striking “HANDICAPPED INDIVIDUAL” in*  
17           *the heading and inserting “INDIVIDUAL WITH A DIS-*  
18           *ABILITY”;* *and*

19           (2) *by striking “handicapped individual” and*  
20           *inserting “individual with a disability”.*

21           **SEC. 3004. METROPOLITAN PLANNING.**

22           *Section 5303 is amended to read as follows:*

23           **“§ 5303. Metropolitan planning**

24           “(a) *IN GENERAL*.—*Grants made under sections 5307,*  
25           *5308, 5309, 5310, 5311, 5316, and 5317 shall be carried*

1 *out in accordance with the metropolitan planning provi-*  
2 *sions of chapter 52.*

3 “(b) *CERTIFICATION.*—

4 “(1) *IN GENERAL.*—*The Secretary shall ensure*  
5 *and certify that each metropolitan planning organi-*  
6 *zation in each transportation management area is*  
7 *carrying out its responsibilities under applicable laws*  
8 *of the United States. The Secretary may make the*  
9 *certification only if the organization is complying*  
10 *with chapter 52 and other applicable requirements of*  
11 *laws of the United States and the organization and*  
12 *chief executive officer have approved a transportation*  
13 *improvement program for the area.*

14 “(2) *LIMITATION ON WITHHOLDING CERTIFI-*  
15 *CATION.*—*The Secretary may not withhold certifi-*  
16 *cation based on the policies and criteria a metropoli-*  
17 *tan planning organization or mass transportation*  
18 *grant recipient establishes under section 5306(a) for*  
19 *deciding the feasibility of private enterprise partici-*  
20 *ipation.”.*

21 **SEC. 3005. STATEWIDE PLANNING.**

22 (a) *IN GENERAL.*—*Section 5304 is amended to read*  
23 *as follows:*

1 **“§ 5304. Statewide planning**

2       *“Grants made under sections 5307, 5308, 5309, 5310,*  
3 *5311, 5316, and 5317 shall be carried out in accordance*  
4 *with the statewide planning provisions of chapter 52.”.*

5       **(b) CONFORMING AMENDMENT.**—*The analysis for*  
6 *chapter 53 is amended by striking the item relating to sec-*  
7 *tion 5304 and inserting the following:*

*“5304. Statewide planning.”.*

8 **SEC. 3006. PLANNING PROGRAMS.**

9       **(a) IN GENERAL.**—*Section 5305 is amended to read*  
10 *as follows:*

11 **“§ 5305. Planning programs**

12       **“(a) STATE DEFINED.**—*In this section the term ‘State’*  
13 *means a State of the United States, the District of Colum-*  
14 *bia, and Puerto Rico.*

15       **“(b) GENERAL AUTHORITY.**—

16               **“(1) ASSISTANCE.**—*Under criteria to be estab-*  
17 *lished by the Secretary, the Secretary may provide as-*  
18 *sistance for—*

19                       **“(A) the development of transportation**  
20                       *plans and programs;*

21                       **“(B) planning, engineering, designing, and**  
22                       *evaluating a public transportation project; and*

23                       **“(C) for other technical studies.**

1           “(2) *GRANTS, AGREEMENTS, AND CONTRACTS.*—  
2           *The Secretary may provide assistance under para-*  
3           *graph (1)—*

4                   “(A) *by making grants to States, authori-*  
5                   *ties of States, metropolitan planning organiza-*  
6                   *tions, and local governmental authorities; or*

7                   “(B) *by making agreements with other de-*  
8                   *partments, agencies, and instrumentalities of the*  
9                   *Government.*

10           “(3) *ELIGIBLE ACTIVITIES.*—*Activities eligible*  
11           *for assistance under paragraph (1) include the fol-*  
12           *lowing:*

13                   “(A) *Studies related to management, plan-*  
14                   *ning, operations, capital requirements, and eco-*  
15                   *nomie feasibility.*

16                   “(B) *Evaluating previously financed*  
17                   *projects.*

18                   “(C) *Peer reviews and exchanges of tech-*  
19                   *nical data, information, assistance, and related*  
20                   *activities in support of planning and environ-*  
21                   *mental analyses among metropolitan planning*  
22                   *organizations and other transportation planners.*

23                   “(D) *Other similar and related activities*  
24                   *preliminary to and in preparation for con-*

1           *structing, acquiring, or improving the operation*  
2           *of facilities and equipment.*

3           “(c) *PURPOSE.*—*To the extent practicable, the Sec-*  
4 *retary shall ensure that amounts appropriated or made*  
5 *available under section 5338 to carry out this section and*  
6 *sections 5303 and 5304 are used to support balanced and*  
7 *comprehensive transportation planning that considers the*  
8 *relationships among land use and all transportation modes,*  
9 *without regard to the programmatic source of the planning*  
10 *amounts.*

11           “(d) *METROPOLITAN PLANNING PROGRAM.*—

12           “(1) *APPORTIONMENT TO STATES.*—

13           “(A) *IN GENERAL.*—*The Secretary shall ap-*  
14 *portion 80 percent of the amounts made avail-*  
15 *able under subsection (g)(1) among the States to*  
16 *carry out sections 5303 and 5306 in the ratio*  
17 *that—*

18           “(i) *the population of urbanized areas*  
19 *in each State, as shown by the latest avail-*  
20 *able decennial census of population; bears to*

21           “(ii) *the total population of urbanized*  
22 *areas in all States, as shown by that census.*

23           “(B) *MINIMUM APPORTIONMENT.*—*Notwith-*  
24 *standing subparagraph (A), a State may not re-*



1           *ceive less than 0.5 percent of the amount appor-*  
2           *tioned under this paragraph.*

3           “(2) *ALLOCATION TO MPO’S.—Amounts appor-*  
4           *tioned to a State under paragraph (1) shall be made*  
5           *available within 30 days after allocation to metro-*  
6           *politan planning organizations in the State des-*  
7           *ignated under this section under a formula that—*

8                   “(A) *considers population of urbanized*  
9                   *areas;*

10                   “(B) *provides an appropriate distribution*  
11                   *for urbanized areas to carry out the cooperative*  
12                   *processes described in this section;*

13                   “(C) *the State develops in cooperation with*  
14                   *the metropolitan planning organizations; and*

15                   “(D) *the Secretary approves.*

16           “(3) *SUPPLEMENTAL AMOUNTS.—*

17                   “(A) *IN GENERAL.—The Secretary shall ap-*  
18                   *portion 20 percent of the amounts made avail-*  
19                   *able under subsection (g)(1) among the States to*  
20                   *supplement allocations made under paragraph*  
21                   *(1) for metropolitan planning organizations.*

22                   “(B) *FORMULA.—The Secretary shall ap-*  
23                   *portion amounts referred to in subparagraph (A)*  
24                   *under a formula that reflects the additional cost*  
25                   *of carrying out planning, programming, and*

1           *project selection responsibilities under sections*  
2           *5303 and 5306 in certain urbanized areas.*

3           “(e) *STATE PLANNING AND RESEARCH PROGRAM.*—

4           “(1) *APPORTIONMENT TO STATES.*—

5           “(A) *IN GENERAL.*—*The Secretary shall ap-*  
6           *portion the amounts made available under sub-*  
7           *section (g)(2) among the States for grants and*  
8           *contracts to carry out sections 5303 through*  
9           *5306, 5312, 5315, and 5322 in the ratio that—*

10           “(i) *the population of urbanized areas*  
11           *in each State, as shown by the latest avail-*  
12           *able decennial census; bears to*

13           “(ii) *the population of urbanized areas*  
14           *in all States, as shown by that census.*

15           “(B) *MINIMUM APPORTIONMENT.*—*Notwith-*  
16           *standing subparagraph (A), a State may not re-*  
17           *ceive less than 0.5 percent of the amount appor-*  
18           *tioned under this paragraph.*

19           “(2) *SUPPLEMENTAL AMOUNTS.*—*A State, as the*  
20           *State considers appropriate, may authorize part of*  
21           *the amount made available under this subsection to be*  
22           *used to supplement amounts made available under*  
23           *subsection (d).*

24           “(f) *GOVERNMENT’S SHARE OF COSTS.*—*The Govern-*  
25           *ment’s share of the cost of an activity funded using amounts*

1 *made available under this section may not exceed 80 per-*  
2 *cent of the cost of the activity unless the Secretary deter-*  
3 *mines that it is in the interests of the Government not to*  
4 *require a State or local match.*

5       “(g) *ALLOCATION OF FUNDS.—Of the funds made*  
6 *available by or appropriated to carry out this section under*  
7 *section 5338(c) for fiscal years 2004 through 2009—*

8               “(1) *82.72 percent shall be available for the met-*  
9 *ropolitan planning program under subsection (d);*  
10 *and*

11               “(2) *17.28 percent shall be available to carry out*  
12 *subsection (e).*

13       “(h) *AVAILABILITY OF FUNDS.—Funds apportioned*  
14 *under this section in a State shall remain available for obli-*  
15 *gation in that State for a period of 3 years after the last*  
16 *day of the fiscal year for which the funds are authorized.*  
17 *Any amounts so apportioned that remain unobligated at*  
18 *the end of that period shall be reapportioned among the*  
19 *States.”.*

20       “(b) *CONFORMING AMENDMENT.—The analysis for*  
21 *chapter 53 is amended by striking the item relating to sec-*  
22 *tion 5305 and inserting the following:*

      “5305. *Planning programs.*”.

23 **SEC. 3007. PRIVATE ENTERPRISE PARTICIPATION.**

24       “(a) *SECTION HEADING.—Section 5306 is amended by*  
25 *striking the section heading and inserting the following:*

1 **“§ 5306. Private enterprise participation in planning;**  
 2 **relationship to other limitations”.**

3 (b) *CONFORMING AMENDMENT.*—*The analysis for*  
 4 *chapter 53 is amended by striking the item relating to sec-*  
 5 *tion 5306 and inserting the following:*

*“5306. Private enterprise participation in planning; relationship to other limita-*  
*tions.”.*

6 **SEC. 3008. URBANIZED AREA FORMULA GRANTS.**

7 (a) *TECHNICAL AMENDMENTS.*—*Section 5307 is*  
 8 *amended—*

9 (1) *by striking subsections (h) and (k); and*

10 (2) *by redesignating subsections (i), (j), (l), (m),*  
 11 *and (n) as subsections (h), (i), (j), (k), and (l), respec-*  
 12 *tively.*

13 (b) *DEFINITIONS.*—*Section 5307(a)(2)(A) is amend-*  
 14 *ed—*

15 (1) *by striking “a person” and inserting “an en-*  
 16 *tity”;* *and*

17 (2) *by striking “section 5305(a) of this title” and*  
 18 *inserting “chapter 52”.*

19 (c) *GENERAL AUTHORITY.*—*Section 5307(b) is amend-*  
 20 *ed—*

21 (1) *by striking paragraph (1) and inserting the*  
 22 *following:*

23 “(1) *GRANTS.*—*The Secretary may make grants*  
 24 *under this section for—*

1           “(A) capital projects and associated capital  
2           maintenance items;

3           “(B) planning;

4           “(C) transit enhancements; and

5           “(D) operating costs of equipment and fa-  
6           cilities for use in public transportation in an ur-  
7           banized area with a population of less than  
8           200,000.”;

9           (2) in the heading to paragraph (2) by striking  
10          “FISCAL YEAR 2003 AND FOR THE PERIOD OF OCTO-  
11          BER 1, 2003, THROUGH APRIL 30, 2004” and inserting  
12          “FISCAL YEARS 2003 THROUGH 2005”;

13          (3) in paragraph (2)(A) by striking “fiscal year  
14          2003” and all that follows through “2004” and insert-  
15          ing “fiscal years 2003, 2004, and 2005,”;

16          (4) in paragraph (3) by striking “section  
17          5305(a) of this title” and inserting “chapter 52”; and

18          (5) in paragraph (3)(A) by striking “section  
19          5303 of this title” and inserting “chapter 52”.

20          (d) GRANT RECIPIENT REQUIREMENTS.—Section  
21          5307(d)(1) is amended—

22                 (1) in subparagraph (A) by inserting “, includ-  
23                 ing safety and security aspects of the program” after  
24                 “program”;

1           (2) *in subparagraph (H) by striking “sections*  
2 *5301(a) and (d), 5303–5306, and 5310(a)–(d) of this*  
3 *title” and inserting “subsections (a) and (d) of section*  
4 *5301 and sections 5303 through 5306”;*

5           (3) *in subparagraph (I) by striking “and” at the*  
6 *end; and*

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

8                   *“(K) in the case of a recipient for an ur-*  
9 *banized area with a population of at least*  
10 *200,000—*

11                           *“(i) will expend one percent of the*  
12 *amount the recipient receives each fiscal*  
13 *year under this section for projects for tran-*  
14 *sit enhancements, as defined in section*  
15 *5302(a); and*

16                                   *“(ii) will submit an annual report list-*  
17 *ing projects carried out in the preceding fis-*  
18 *cal year with those funds; and”.*

19           (e) *GOVERNMENT’S SHARE OF COSTS.—Section*  
20 *5307(e) is amended to read as follows:*

21                   *“(e) GOVERNMENT’S SHARE OF COSTS.—*

22                           *“(1) CAPITAL PROJECTS.—A grant for a capital*  
23 *project (including associated capital maintenance*  
24 *items) under this section shall be for 80 percent of the*

1 *net project cost of the project. The recipient may pro-*  
2 *vide additional local matching amounts.*

3 *“(2) OPERATING EXPENSES.—A grant for oper-*  
4 *ating expenses under this section may not exceed 50*  
5 *percent of the net project cost of the project.*

6 *(3) REMAINDER.—The remainder of the net*  
7 *project cost shall be provided—*

8 *“(A) in cash from sources other than*  
9 *amounts of the Government or revenues from*  
10 *providing public transportation (excluding reve-*  
11 *nuues derived from the sale of advertising and*  
12 *concessions);*

13 *“(B) from an undistributed cash surplus, a*  
14 *replacement or depreciation cash fund or reserve,*  
15 *or new capital; and*

16 *“(C) from amounts received under a service*  
17 *agreement with a State or local social service*  
18 *agency or private social service organization.”.*

19 *(f) REVIEWS, AUDITS, AND EVALUATIONS.—Section*  
20 *5307(h)(1)(A) (as redesignated by subsection (a) of this sec-*  
21 *tion) is amended by striking “shall” and inserting “may”.*

22 *(g) RELATIONSHIP TO OTHER LAWS.—Section 5307(l)*  
23 *(as redesignated by subsection (a) of this section) is amend-*  
24 *ed—*

25 *(1) by striking paragraph (1);*

1           (2) *by redesignating paragraph (2) as para-*  
2 *graph (1);*

3           (3) *by inserting “THIS CHAPTER.—” before*  
4 *“Sections 5302”;*

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

6           “(2) *CHAPTER 15 OF TITLE 5.—The provision of*  
7 *assistance under this chapter shall not be construed as*  
8 *bringing within the application of chapter 15 of title*  
9 *5 any nonsupervisory employee of a public transpor-*  
10 *tation system (or any other agency or entity per-*  
11 *forming related functions) to which such chapter is*  
12 *otherwise inapplicable.”; and*

13           (5) *by aligning the left margin of paragraph (1)*  
14 *(as so redesignated) with paragraph (2) (as added by*  
15 *paragraph (4) of this subsection).*

16       (h) *TREATMENT.—At the end of section 5307, add the*  
17 *following:*

18       “(m) *TREATMENT.—For purposes of this section, the*  
19 *United States Virgin Islands shall be treated as an urban-*  
20 *ized area, as defined in section 5302.”.*

21 **SEC. 3009. CLEAN FUELS FORMULA GRANT PROGRAM.**

22       *Section 5308 is amended to read as follows:*

23 **“§ 5308. Clean fuels formula grant program**

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



1           “(1) *CLEAN FUEL BUS.*—The term ‘clean fuel  
2           *bus*’ means a passenger vehicle used to provide public  
3           transportation that—

4                   “(A) is powered by—

5                           “(i) compressed natural gas;

6                           “(ii) liquefied natural gas;

7                           “(iii) biodiesel fuels;

8                           “(iv) batteries;

9                           “(v) alcohol-based fuels;

10                          “(vi) hybrid electric;

11                          “(vii) fuel cell;

12                          “(viii) clean diesel, to the extent al-  
13                          lowed under this section; or

14                          “(ix) other low or zero emissions tech-  
15                          nology; and

16                          “(B) the Administrator of the Environ-  
17                          mental Protection Agency has certified suffi-  
18                          ciently reduces harmful emissions.

19           “(2) *ELIGIBLE PROJECT.*—The term ‘eligible  
20           project’—

21                          “(A) means a project in a nonattainment or  
22                          maintenance area described in paragraph (4)(A)  
23                          for—

1           “(i) purchasing or leasing clean fuel  
2           buses, including buses that employ a light-  
3           weight composite primary structure;

4           “(ii) constructing or leasing clean fuel  
5           buses or electrical recharging facilities and  
6           related equipment for such buses; or

7           “(iii) improving existing public trans-  
8           portation facilities to accommodate clean  
9           fuel buses; and

10          “(B) at the discretion of the Secretary, may  
11          include a project located in a nonattainment or  
12          maintenance area described in paragraph (3)(A)  
13          relating to clean fuel, biodiesel, hybrid electric,  
14          or zero emissions technology buses that exhibit  
15          equivalent or superior emissions reductions to  
16          existing clean fuel or hybrid electric technologies.

17          “(3) MAINTENANCE AREA.—The term ‘mainte-  
18          nance area’ has the meaning such term has under sec-  
19          tion 101 of title 23.

20          “(4) RECIPIENT.—

21                 “(A) IN GENERAL.—The term ‘recipient’  
22                 means a designated recipient (as defined in sec-  
23                 tion 5307(a)(2)) for an area that, and a recipi-  
24                 ent for an urbanized area with a population of  
25                 less than 200,000 that—

1           “(i) is designated as a nonattainment  
2           area for ozone or carbon monoxide under  
3           section 107(d) of the Clean Air Act (42  
4           U.S.C. 7407(d)); or

5           “(ii) is a maintenance area for ozone  
6           or carbon monoxide.

7           “(B) *SMALLER URBANIZED AREAS.*—In the  
8           case of an urbanized area with a population of  
9           less than 200,000, the State in which the area is  
10          located shall act as the recipient for the area  
11          under this section.

12          “(b) *AUTHORITY.*—The Secretary shall make grants in  
13          accordance with this section to recipients to finance eligible  
14          projects.

15          “(c) *APPORTIONMENT OF FUNDS.*—

16                 “(1) *FORMULA.*—The Secretary shall apportion  
17                 among recipients amounts made available to carry  
18                 out this section for a fiscal year. Of such amounts—

19                         “(A) two-thirds shall be apportioned to re-  
20                         cipients serving urbanized areas with a popu-  
21                         lation of at least 1,000,000, of which—

22                                 “(i) 50 percent shall be apportioned so  
23                                 that each such recipient receives a grant  
24                                 under this section in an amount equal to  
25                                 the ratio that—

1                   “(I) the number of vehicles in the  
2                   bus fleet of the recipient, weighted by  
3                   severity of nonattainment for the area  
4                   served by the recipient; bears to

5                   “(II) the total number of vehicles  
6                   in the bus fleets of all such recipients,  
7                   weighted by severity of nonattainment  
8                   for all areas served by such recipients;  
9                   and

10                   “(ii) 50 percent shall be apportioned so  
11                   that each such recipient receives a grant  
12                   under this section in an amount equal to  
13                   the ratio that—

14                   “(I) the number of bus passenger  
15                   miles (as defined in section 5336(c)) of  
16                   the recipient, weighted by severity of  
17                   nonattainment of the area served by  
18                   the recipient; bears to

19                   “(II) the total number of bus pas-  
20                   senger miles (as defined in section  
21                   5336(c)) of all such recipients, weight-  
22                   ed by severity of nonattainment of all  
23                   areas served by such recipients; and

1           “(B) one-third shall be apportioned to re-  
2           cipients serving urbanized areas with a popu-  
3           lation of less than 1,000,000, of which—

4                   “(i) 50 percent shall be apportioned so  
5                   that each such recipient receives a grant  
6                   under this section in an amount equal to  
7                   the ratio that—

8                           “(I) the number of vehicles in the  
9                           bus fleet of the recipient, weighted by  
10                          severity of nonattainment for the area  
11                          served by the recipient; bears to

12                           “(II) the total number of vehicles  
13                          in the bus fleets of all such recipients,  
14                          weighted by severity of nonattainment  
15                          for all areas served by such recipients;  
16                          and

17                          “(ii) 50 percent shall be apportioned so  
18                          that each such recipient receives a grant  
19                          under this section in an amount equal to  
20                          the ratio that—

21                           “(I) the number of bus passenger  
22                           miles (as defined in section 5336(c)) of  
23                           the recipient, weighted by severity of  
24                           nonattainment of the area served by  
25                           the recipient; bears to

1                   “(II) the total number of bus pas-  
2                   senger miles (as defined in section  
3                   5336(c)) of all such recipients, weight-  
4                   ed by severity of nonattainment of all  
5                   areas served by such recipients.

6                   “(2) *WEIGHTING OF SEVERITY OF NONATTAIN-*  
7                   *MENT.—*

8                   “(A) *IN GENERAL.—*For purposes of para-  
9                   graph (1), subject to subparagraph (B), the num-  
10                  ber of buses in the bus fleet, or the number of  
11                  passenger miles, shall be multiplied by a factor  
12                  of—

13                  “(i) 1.0 if, at the time of the appor-  
14                  tionment, the area is a maintenance area  
15                  for ozone or carbon monoxide;

16                  “(ii) 1.1 if, at the time of the appor-  
17                  tionment, the area is classified as a mar-  
18                  ginal ozone nonattainment area under sub-  
19                  part 2 of part D of title I of the Clean Air  
20                  Act (42 U.S.C. 7511 et seq.);

21                  “(iii) 1.2 if, at the time of the appor-  
22                  tionment, the area is classified as—

23                          “(I) a moderate ozone nonattain-  
24                          ment area under subpart 2 of such  
25                          part; or

1                   “(II) a moderate carbon monoxide  
2                   nonattainment area under subpart 3 of  
3                   such part;

4                   “(iv) 1.3 if, at the time of the appor-  
5                   tionment, the area is classified as a serious  
6                   ozone nonattainment area under subpart 2  
7                   of such part; or

8                   “(v) 1.4 if, at the time of the appor-  
9                   tionment, the area is classified as a severe  
10                  ozone nonattainment area under subpart 2  
11                  of such part; or

12                  “(vi) 1.5 if, at the time of the appor-  
13                  tionment, the area is classified as an ex-  
14                  treme ozone nonattainment area under sub-  
15                  part 2 of such part.

16                  “(B) *ADDITIONAL ADJUSTMENT FOR CAR-*  
17                  *BON MONOXIDE AREAS.—If, in addition to being*  
18                  *classified as a nonattainment or maintenance*  
19                  *area for ozone under subpart 2 of such part, the*  
20                  *area was also classified under subpart 3 of such*  
21                  *part as a nonattainment area for carbon mon-*  
22                  *oxide, the weighted nonattainment or mainte-*  
23                  *nance area fleet and passenger miles for the re-*  
24                  *ipient, as calculated under subparagraph (A),*  
25                  *shall be further multiplied by a factor of 1.2.*

1       “(d) *CLEAN DIESEL BUSES.*—Not more than 35 per-  
2 cent of the amount made available by or appropriated  
3 under section 5338 in each fiscal year to carry out this sec-  
4 tion may be made available to fund clean diesel buses.

5       “(e) *GRANT REQUIREMENTS.*—

6             “(1) *IN GENERAL.*—A grant under this section  
7 shall be subject to the requirements of section 5307.

8             “(2) *GOVERNMENT’S SHARE OF COSTS FOR CER-*  
9 *TAIN PROJECTS.*—Section 5323(i) applies to projects  
10 carried out under this section.

11       “(f) *AVAILABILITY OF FUNDS.*—Any amount made  
12 available or appropriated under this section—

13             “(1) shall remain available to a project for 1  
14 year after the fiscal year for which the amount is  
15 made available or appropriated; and

16             “(2) that remains unobligated at the end of the  
17 period described in paragraph (1) shall be added to  
18 the amount made available in the following fiscal  
19 year.”.

20 **SEC. 3010. CAPITAL INVESTMENT GRANTS.**

21       (a) *SECTION HEADING.*—Section 5309 is amended by  
22 striking the section heading and inserting the following:

23 **“§ 5309. Capital investment grants”.**

24       (b) *LOANS FOR REAL PROPERTY INTERESTS.*—Section  
25 5309 is amended—



1           (1) *in subsections (a)(1) and (a)(2) by striking*  
2           *“and loans”;*

3           (2) *by striking subsections (b) and (c); and*

4           (3) *by redesignating subsection (d) as subsection*  
5           *(b).*

6           (c) *PROJECT AS PART OF APPROVED PROGRAM OF*  
7           *PROJECTS.—Section 5309(b) (as redesignated by subsection*  
8           *(b) of this section) is amended—*

9           (1) *by striking “Except as provided in sub-*  
10           *sections (b)(2) and (e) of the section, the” and insert-*  
11           *ing “The”;* and

12           (2) *by striking “or loan”.*

13           (d) *CRITERIA AND FUNDING.—Section 5309 is amend-*  
14           *ed by striking subsections (e) through (p) and inserting the*  
15           *following:*

16           “(c) *MAJOR CAPITAL INVESTMENT GRANTS OF*  
17           *\$75,000,000 OR MORE.—*

18           “(1) *FULL FUNDING GRANT AGREEMENT.—A*  
19           *major new fixed guideway capital project financed*  
20           *under this subsection shall be carried out through a*  
21           *full funding grant agreement. The Secretary shall*  
22           *enter into a full funding grant agreement based on*  
23           *the evaluations and ratings required under this sub-*  
24           *section. The Secretary shall not enter into a full fund-*

1 *ing grant agreement for a project unless that project*  
2 *is authorized for final design and construction.*

3 *“(2) APPROVAL OF GRANTS.—The Secretary may*  
4 *approve a grant under this section for a major new*  
5 *fixed guideway capital project only if the Secretary,*  
6 *based upon evaluations and considerations set forth*  
7 *in paragraph (3), determines that the proposal is—*

8 *“(A) based on the results of an alternatives*  
9 *analysis and preliminary engineering;*

10 *“(B) justified based on a comprehensive re-*  
11 *view of its mobility improvements, environ-*  
12 *mental benefits, cost effectiveness, operating effi-*  
13 *ciencies, transit supportive policies, and existing*  
14 *land use; and*

15 *“(C) supported by an acceptable degree of*  
16 *local financial commitment (including evidence*  
17 *of stable and dependable financing sources) to*  
18 *construct, maintain, and operate the system or*  
19 *extension.*

20 *“(3) CONSIDERATIONS.—*

21 *“(A) RESULTS OF ALTERNATIVES ANALYSIS*  
22 *AND PRELIMINARY ENGINEERING.—In evaluating*  
23 *a proposed project for purposes of making the*  
24 *finding required by paragraph (2)(A), the Sec-*  
25 *retary shall analyze and consider the results of*

1           *the alternatives analysis and preliminary engi-*  
2           *neering for the project.*

3           “(B) *PROJECT JUSTIFICATION.*—*In evalu-*  
4           *ating a proposed project for purposes of making*  
5           *the finding required by paragraph (2)(B), the*  
6           *Secretary shall—*

7                   “(i) *consider the direct and indirect*  
8                   *costs of relevant alternatives;*

9                   “(ii) *consider factors such as conges-*  
10                  *tion relief, improved mobility, air pollution,*  
11                  *noise pollution, energy consumption, and*  
12                  *all associated ancillary and mitigation costs*  
13                  *necessary to carry out each alternative ana-*  
14                  *lyzed and recognize reductions in local in-*  
15                  *frastructure costs achieved through compact*  
16                  *land use development;*

17                  “(iii) *identify and consider public*  
18                  *transportation supportive existing land use*  
19                  *policies and future patterns and the cost of*  
20                  *suburban sprawl;*

21                  “(iv) *consider the degree to which the*  
22                  *project increases the mobility of the public*  
23                  *transportation dependent population or*  
24                  *promotes economic development;*

1           “(v) consider population density and  
2           current transit ridership in the corridor;

3           “(vi) consider the technical capability  
4           of the grant recipient to construct the  
5           project;

6           “(vii) adjust the project justification to  
7           reflect differences in local land, construc-  
8           tion, and operating costs; and

9           “(viii) consider other factors that the  
10          Secretary determines appropriate to carry  
11          out this chapter.

12          “(C) LOCAL FINANCIAL COMMITMENT.—In  
13          evaluating a proposed project under paragraph  
14          (2)(C), the Secretary shall require that—

15               “(i) the proposed project plan provides  
16               for the availability of contingency amounts  
17               that the Secretary determines to be reason-  
18               able to cover unanticipated cost increases;

19               “(ii) each proposed local source of cap-  
20               ital and operating financing is stable, reli-  
21               able, and available within the proposed  
22               project timetable; and

23               “(iii) local resources are available to  
24               operate the overall proposed public trans-  
25               portation system (including essential feeder

1           *bus and other services necessary to achieve*  
2           *the projected ridership levels) without re-*  
3           *quiring a reduction in existing public*  
4           *transportation services to operate the pro-*  
5           *posed project.*

6           “(D) ASSESSMENT OF LOCAL FINANCING.—  
7           *In assessing the stability, reliability, and avail-*  
8           *ability of proposed sources of local financing*  
9           *under paragraph (2)(C), the Secretary shall con-*  
10          *sider—*

11                   “(i) existing grant commitments;

12                   “(ii) the degree to which financing  
13                   *sources are dedicated to the purposes pro-*  
14                   *posed;*

15                   “(iii) any debt obligation that exists or  
16                   *is proposed by the recipient for the proposed*  
17                   *project or other public transportation pur-*  
18                   *pose; and*

19                   “(iv) the extent to which the project  
20                   *has a local financial commitment that ex-*  
21                   *ceeds the required non-Federal share of the*  
22                   *cost of the project.*

23           “(4) EVALUATION AND RATING OF PROJECTS.—  
24           *A proposed project under this subsection may advance*  
25           *from alternatives analysis to preliminary engineer-*

1        *ing, and may advance from preliminary engineering*  
2        *to final design and construction, only if the Secretary*  
3        *finds that the project meets the requirements of this*  
4        *section and there is a reasonable likelihood that the*  
5        *project will continue to meet such requirements. In*  
6        *making the findings, the Secretary shall evaluate and*  
7        *rate the project as ‘highly recommended’, ‘rec-*  
8        *ommended’, or ‘not recommended’ based on the results*  
9        *of alternatives analysis, the project justification cri-*  
10       *teria, and the degree of local financial commitment,*  
11       *as required under this subsection. In rating the*  
12       *projects, the Secretary shall provide, in addition to*  
13       *the overall project rating, individual ratings for each*  
14       *of the criteria established by regulation.*

15                *“(5) MAJOR DEFINED.—In this section, the term*  
16        *‘major’, as used with respect to a new fixed guideway*  
17        *capital project, means the Federal assistance provided*  
18        *or to be provided under this section for the project is*  
19        *\$75,000,000 or more.*

20                *“(d) CAPITAL INVESTMENT GRANTS LESS THAN*  
21        *\$75,000,000.—*

22                *“(1) IN GENERAL.—Subject to the provisions of*  
23        *this subsection, if the Federal assistance provided or*  
24        *to be provided under this section with respect to a*  
25        *new fixed guideway capital project is less than*

1       \$75,000,000, and not less than \$25,000,000, the  
2       project shall be subject to the requirements in this  
3       subsection.

4               “(2) *SELECTION CRITERIA.*—The Secretary may  
5       provide Federal assistance under this subsection with  
6       respect to a proposed project only if the Secretary  
7       finds that the project is—

8                       “(A) based on the results of planning and  
9                       alternatives analysis;

10                      “(B) justified based on a review of its pub-  
11                      lic transportation supportive land use policies,  
12                      cost effectiveness, and effect on local economic de-  
13                      velopment; and

14                      “(C) supported by an acceptable degree of  
15                      local financial commitment.

16               “(3) *PLANNING AND ALTERNATIVES.*—In evalu-  
17       ating a project under paragraph (2)(A), the Secretary  
18       shall analyze and consider the results of planning and  
19       alternatives analysis for the project.

20               “(4) *PROJECT JUSTIFICATION.*—For purposes of  
21       making the finding under paragraph (2)(B), the Sec-  
22       retary shall—

23                      “(A) determine the degree to which the  
24                      project is consistent with local land use policies

1           *and is likely to achieve local developmental*  
2           *goals;*

3           “(B) *determine the cost effectiveness of the*  
4           *project at the time of the initiation of revenue*  
5           *service;*

6           “(C) *determine the degree to which the*  
7           *project will have a positive effect on local eco-*  
8           *nommic development;*

9           “(D) *consider the reliability of the forecasts*  
10           *of costs and ridership associated with the project;*  
11           *and*

12           “(E) *consider other factors that the Sec-*  
13           *retary determines appropriate to carry out this*  
14           *subsection.*

15           “(5) *LOCAL FINANCIAL COMMITMENT.—For pur-*  
16           *poses of paragraph (2)(C), the Secretary shall require*  
17           *that each proposed local source of capital and oper-*  
18           *ating financing is stable, reliable, and available with-*  
19           *in the proposed project timetable.*

20           “(6) *ADVANCEMENT OF PROJECT TO DEVELOP-*  
21           *MENT AND CONSTRUCTION.—*

22           “(A) *GENERAL RULE.—A proposed project*  
23           *under this subsection may advance from plan-*  
24           *ning and alternatives analysis to project develop-*  
25           *ment and construction only if—*



1           “(i) the Secretary finds that the project  
2           meets the requirements of this subsection  
3           and there is a reasonable likelihood that the  
4           project will continue to meet such require-  
5           ments; and

6           “(ii) the metropolitan planning orga-  
7           nization has adopted the locally preferred  
8           alternative for the project into the long-  
9           range transportation plan.

10          “(B) EVALUATION.—In making the findings  
11          under subparagraph (A), the Secretary shall  
12          evaluate and rate the project as ‘recommended’  
13          or ‘not recommended’ based on the results of the  
14          analysis of the project justification criteria and  
15          the degree of local financial commitment, as re-  
16          quired by this subsection.

17          “(7) CONTENTS OF PROJECT CONSTRUCTION  
18          GRANT AGREEMENT.—A project construction grant  
19          agreement under this subsection shall specify the scope  
20          of the project to be constructed, the estimated net  
21          project cost of the project, the schedule under which  
22          the project shall be constructed, the maximum amount  
23          of funding to be obtained under this subsection, the  
24          proposed schedule for obligation of future Federal  
25          grants, and the sources of funding from other than the

1        *Government. The agreement may include a commit-*  
2        *ment on the part of the Secretary to provide funding*  
3        *for the project in future fiscal years.*

4                *“(8) LIMITATION ON ENTRY INTO CONSTRUCTION*  
5        *GRANT AGREEMENT.—The Secretary may enter into a*  
6        *project construction grant agreement for a project*  
7        *under this subsection only if the project is authorized*  
8        *for construction and has been rated as ‘recommended’*  
9        *under this subsection.*

10               *“(9) REGULATIONS.—Not later than 120 days*  
11        *after the date of enactment of the Federal Public*  
12        *Transportation Act of 2004, the Secretary shall issue*  
13        *regulations establishing an evaluation and rating*  
14        *process for proposed projects under this subsection*  
15        *that is based on the results of project justification and*  
16        *local financial commitment, as required under this*  
17        *subsection.*

18               *“(10) FIXED GUIDEWAY CAPITAL PROJECT.—In*  
19        *this subsection, the term ‘fixed guideway capital*  
20        *project’ includes a corridor-based public transpor-*  
21        *tation bus capital project if the majority of the*  
22        *project’s corridor right-of-way is dedicated alignment*  
23        *for exclusive use by public transportation vehicles for*  
24        *all or part of the day.*

1       “(e) *PREVIOUSLY ISSUED LETTER OF INTENT OR*  
2 *FULL FUNDING GRANT AGREEMENT.*—*Subsections (c) and*  
3 *(d) do not apply to projects for which the Secretary has*  
4 *issued a letter of intent or entered into a full funding grant*  
5 *agreement before the date of enactment of the Federal Public*  
6 *Transportation Act of 2004.*

7       “(f) *LETTERS OF INTENT, FULL FUNDING GRANT*  
8 *AGREEMENTS, AND EARLY SYSTEMS WORK AGREE-*  
9 *MENTS.*—

10           “(1) *LETTERS OF INTENT.*—

11                   “(A) *AMOUNTS INTENDED TO BE OBLI-*  
12 *GATED.*—*The Secretary may issue a letter of in-*  
13 *tent to an applicant announcing an intention to*  
14 *obligate, for a capital project under this section,*  
15 *an amount from future available budget author-*  
16 *ity specified in law that is not more than the*  
17 *amount stipulated as the financial participation*  
18 *of the Secretary in the project. When a letter is*  
19 *issued for fixed guideway projects, the amount*  
20 *shall be sufficient to complete at least an oper-*  
21 *able segment.*

22                   “(B) *TREATMENT.*—*The issuance of a letter*  
23 *under subparagraph (A) is deemed not to be an*  
24 *obligation under sections 1108(c), 1108(d), 1501,*

1           *and 1502(a) of title 31 or an administrative*  
2           *commitment.*

3           “(2) *FULL FUNDING GRANT AGREEMENTS.*—

4                   “(A) *TERMS.*—*The Secretary may make a*  
5           *full funding grant agreement with an applicant.*  
6           *The agreement shall—*

7                           “(i) *establish the terms of participa-*  
8                           *tion by the Government in a project under*  
9                           *this section;*

10                           “(ii) *establish the maximum amount of*  
11                           *Government financial assistance for the*  
12                           *project;*

13                           “(iii) *cover the period of time for com-*  
14                           *pleting the project, including a period ex-*  
15                           *tending beyond the period of an authoriza-*  
16                           *tion; and*

17                           “(iv) *make timely and efficient man-*  
18                           *agement of the project easier according to*  
19                           *the law of the United States.*

20           “(B) *SPECIAL FINANCIAL RULES.*—

21                           “(i) *IN GENERAL.*—*An agreement*  
22                           *under this paragraph obligates an amount*  
23                           *of available budget authority specified in*  
24                           *law and may include a commitment, con-*  
25                           *tingent on amounts to be specified in law in*

1           *advance for commitments under this para-*  
2           *graph, to obligate an additional amount*  
3           *from future available budget authority spec-*  
4           *ified in law.*

5           “(ii) *STATEMENT OF CONTINGENT COM-*  
6           *MITMENT.—The agreement shall state that*  
7           *the contingent commitment is not an obli-*  
8           *gation of the Government.*

9           “(iii) *INTEREST AND OTHER FINANC-*  
10           *ING COSTS.—Interest and other financing*  
11           *costs of efficiently carrying out a part of the*  
12           *project within a reasonable time are a cost*  
13           *of carrying out the project under a full*  
14           *funding grant agreement, except that eligi-*  
15           *ble costs may not be more than the cost of*  
16           *the most favorable financing terms reason-*  
17           *ably available for the project at the time of*  
18           *borrowing. The applicant shall certify, in a*  
19           *way satisfactory to the Secretary, that the*  
20           *applicant has shown reasonable diligence in*  
21           *seeking the most favorable financing terms.*

22           “(iv) *COMPLETION OF OPERABLE SEG-*  
23           *MENT.—The amount stipulated in an agree-*  
24           *ment under this paragraph for a fixed*

1           *guideway project shall be sufficient to com-*  
2           *plete at least an operable segment.*

3           “(3) *EARLY SYSTEM WORK AGREEMENTS.*—

4           “(A) *CONDITIONS.*—*The Secretary may*  
5           *make an early systems work agreement with an*  
6           *applicant if a record of decision under the Na-*  
7           *tional Environmental Policy Act of 1969 (42*  
8           *U.S.C. 4321 et seq.) has been issued on the*  
9           *project and the Secretary finds there is reason to*  
10          *believe—*

11           “(i) *a full funding grant agreement for*  
12           *the project will be made; and*

13           “(ii) *the terms of the work agreement*  
14           *will promote ultimate completion of the*  
15           *project more rapidly and at less cost.*

16          “(B) *CONTENTS.*—

17           “(i) *IN GENERAL.*—*A work agreement*  
18           *under this paragraph obligates an amount*  
19           *of available budget authority specified in*  
20           *law and shall provide for reimbursement of*  
21           *preliminary costs of carrying out the*  
22           *project, including land acquisition, timely*  
23           *procurement of system elements for which*  
24           *specifications are decided, and other activi-*  
25           *ties the Secretary decides are appropriate to*

1           *make efficient, long-term project manage-*  
2           *ment easier.*

3           “(ii) *PERIOD COVERED.*—*A work*  
4           *agreement under this paragraph shall cover*  
5           *the period of time the Secretary considers*  
6           *appropriate. The period may extend beyond*  
7           *the period of current authorization.*

8           “(iii) *INTEREST AND OTHER FINANC-*  
9           *ING COSTS.*—*Interest and other financing*  
10          *costs of efficiently carrying out the work*  
11          *agreement within a reasonable time are a*  
12          *cost of carrying out the agreement, except*  
13          *that eligible costs may not be more than the*  
14          *cost of the most favorable financing terms*  
15          *reasonably available for the project at the*  
16          *time of borrowing. The applicant shall cer-*  
17          *tify, in a way satisfactory to the Secretary,*  
18          *that the applicant has shown reasonable*  
19          *diligence in seeking the most favorable fi-*  
20          *nancing terms.*

21          “(iv) *FAILURE TO CARRY OUT*  
22          *PROJECT.*—*If an applicant does not carry*  
23          *out the project for reasons within the con-*  
24          *trol of the applicant, the applicant shall*  
25          *repay all Government payments made*

1           *under the work agreement plus reasonable*  
2           *interest and penalty charges the Secretary*  
3           *establishes in the agreement.*

4           “(4) *LIMITATION ON AMOUNTS.—*

5                   “(A) *MAJOR CAPITAL INVESTMENT GRANTS*  
6           *CONTINGENT COMMITMENT AUTHORITY.—The*  
7           *total estimated amount of future obligations of*  
8           *the Government and contingent commitments to*  
9           *incur obligations covered by all outstanding let-*  
10           *ters of intent, full funding grant agreements, and*  
11           *early systems work agreements under this sub-*  
12           *section for major new fixed guideway capital*  
13           *projects may be not more than the greater of the*  
14           *amount authorized under sections 5338(b) and*  
15           *5338(h)(1) for such projects or an amount equiv-*  
16           *alent to the last 3 fiscal years of funding allo-*  
17           *cated under subsections (m)(1)(B) and*  
18           *(m)(2)(B)(ii) for such projects, less an amount*  
19           *the Secretary reasonably estimates is necessary*  
20           *for grants under this section for those of such*  
21           *projects that are not covered by a letter or agree-*  
22           *ment. The total amount covered by new letters*  
23           *and contingent commitments included in full*  
24           *funding grant agreements and early systems*



1           *work agreements for such projects may be not*  
2           *more than a limitation specified in law.*

3           “(B) *OTHER CONTINGENT COMMITMENT AU-*  
4           *THORITY.—The total estimated amount of future*  
5           *obligations of the Government and contingent*  
6           *commitments to incur obligations covered by all*  
7           *project construction grant agreements and early*  
8           *system work agreements under this subsection for*  
9           *small capital projects described in subsection (d)*  
10           *may be not more than the greater of the amount*  
11           *allocated under subsection (m)(2)(A) for such*  
12           *projects or an amount equivalent to the last fis-*  
13           *cal year of funding allocated under subsection*  
14           *(m)(2)(A) for such projects, less an amount the*  
15           *Secretary reasonably estimates is necessary for*  
16           *grants under this section for those of such*  
17           *projects that are not covered by an agreement.*  
18           *The total amount covered by new contingent*  
19           *commitments included in project construction*  
20           *grant agreements and early systems work agree-*  
21           *ments for such projects may be not more than a*  
22           *limitation specified in law.*

23           “(C) *INCLUSION OF CERTAIN COMMIT-*  
24           *MENTS.—Future obligations of the Government*  
25           *and contingent commitments made against the*

1           *contingent commitment authority under section*  
2           *3032(g)(2) of the Intermodal Surface Transpor-*  
3           *tation Efficiency Act of 1991 (106 Stat. 2125)*  
4           *for the San Francisco BART to the Airport*  
5           *project for fiscal years 2002, 2003, 2004, 2005,*  
6           *and 2006 shall be charged against section*  
7           *3032(g)(2) of that Act.*

8           “(D) *APPROPRIATION REQUIRED.*—*An obli-*  
9           *gation may be made under this subsection only*  
10           *when amounts are appropriated for the obliga-*  
11           *tion.*

12           “(5) *NOTIFICATION OF CONGRESS.*—*At least 60*  
13           *days before issuing a letter of intent or entering into*  
14           *a full funding grant agreement or project construction*  
15           *grant agreement under this section, the Secretary*  
16           *shall notify, in writing, the Committee on Transpor-*  
17           *tation and Infrastructure of the House of Representa-*  
18           *tives and the Committee on Banking, Housing, and*  
19           *Urban Affairs of the Senate of the proposed letter or*  
20           *agreement. The Secretary shall include with the noti-*  
21           *fication a copy of the proposed letter or agreement as*  
22           *well as the evaluations and ratings for the project.*

23           “(g) *GOVERNMENT’S SHARE OF NET PROJECT*  
24 *COST.*—

1           “(1) *FEDERAL SHARE.*—Based on engineering  
2           studies, studies of economic feasibility, and informa-  
3           tion on the expected use of equipment or facilities, the  
4           Secretary shall estimate the net project cost. A grant  
5           for the project shall be for 80 percent of the net cap-  
6           ital project cost, unless the grant recipient requests a  
7           lower grant percentage.

8           “(2) *REMAINDER OF NET PROJECT COST.*—The  
9           remainder of net project costs shall be provided from  
10          an undistributed cash surplus, a replacement or de-  
11          preciation cash fund or reserve, or new capital.

12          “(3) *LIMITATION ON STATUTORY CONSTRUC-*  
13          *TION.*—Nothing in this section, including paragraph  
14          (1) and subsections (c)(3)(D)(iv) and (c)(4), shall be  
15          construed as authorizing the Secretary to require a  
16          non-Federal financial commitment for a project that  
17          is more than 20 percent of the net capital project cost.

18          “(4) *SPECIAL RULE FOR ROLLING STOCK*  
19          *COSTS.*—In addition to amounts allowed pursuant to  
20          paragraph (1), a planned extension to a fixed guide-  
21          way system may include the cost of rolling stock pre-  
22          viously purchased if the applicant satisfies the Sec-  
23          retary that only amounts other than amounts of the  
24          Government were used and that the purchase was  
25          made for use on the extension. A refund or reduction

1       of the remainder may be made only if a refund of a  
2       proportional amount of the grant of the Government  
3       is made at the same time.

4               “(5) *LIMITATION ON APPLICABILITY.*—This sub-  
5       section does not apply to projects for which the Sec-  
6       retary has entered into a full funding grant agree-  
7       ment before the date of enactment of the *Federal Pub-*  
8       *lic Transportation Act of 2004.*

9               “(h) *FISCAL CAPACITY CONSIDERATIONS.*—If the Sec-  
10      retary gives priority consideration to financing projects  
11      that include more than the non-Government share required  
12      under subsection (g), the Secretary shall give equal consid-  
13      eration to differences in the fiscal capacity of State and  
14      local governments.

15              “(i) *REPORTS ON NEW STARTS.*—

16                      “(1) *ANNUAL DOT REPORT.*—Not later than the  
17      first Monday in February of each year, the Secretary  
18      shall submit to the Committee on Transportation and  
19      Infrastructure of the House of Representatives and the  
20      Committee on Banking, Housing, and Urban Affairs  
21      of the Senate a report that includes—

22                              “(A) a proposal of allocations of amounts to  
23                      be available to finance grants for new fixed  
24                      guideway capital projects among applicants for  
25                      these amounts;

1           “(B) evaluations and ratings, as required  
2           under subsection (c), for each such project that is  
3           authorized by the Federal Public Transportation  
4           Act of 2004; and

5           “(C) recommendations of such projects for  
6           funding based on the evaluations and ratings  
7           and on existing commitments and anticipated  
8           funding levels for the next 3 fiscal years and for  
9           the next 10 fiscal years based on information  
10          currently available to the Secretary.

11          “(2) ANNUAL GAO REVIEW.—The Comptroller  
12          General shall—

13                 “(A) conduct an annual review of—

14                         “(i) the processes and procedures for  
15                         evaluating, rating, and recommending new  
16                         fixed guideway capital projects; and

17                         “(ii) the Secretary’s implementation of  
18                         such processes and procedures; and

19                 “(B) report to Congress on the results of  
20                 such review by May 31 of each year.

21          “(j) UNDERTAKING PROJECTS IN ADVANCE.—

22                 “(1) IN GENERAL.—The Secretary may pay the  
23                 Government’s share of the net capital project cost to  
24                 a State or local governmental authority that carries  
25                 out any part of a project described in this section

1       *without the aid of amounts of the Government and*  
2       *according to all applicable procedures and require-*  
3       *ments if—*

4               “(A) *the State or local governmental au-*  
5               *thority applies for the payment;*

6               “(B) *the Secretary approves the payment;*  
7               *and*

8               “(C) *before carrying out the part of the*  
9               *project, the Secretary approves the plans and*  
10              *specifications for the part in the same way as*  
11              *other projects under this section.*

12              “(2) *FINANCING COSTS.—*

13              “(A) *IN GENERAL.—The cost of carrying*  
14              *out part of a project includes the amount of in-*  
15              *terest earned and payable on bonds issued by the*  
16              *State or local governmental authority to the ex-*  
17              *tent proceeds of the bonds are expended in car-*  
18              *rying out the part.*

19              “(B) *LIMITATION ON AMOUNT OF INTER-*  
20              *EST.—The amount of interest under this para-*  
21              *graph may not be more than the most favorable*  
22              *interest terms reasonably available for the project*  
23              *at the time of borrowing.*

24              “(C) *CERTIFICATION.—The applicant shall*  
25              *certify, in a manner satisfactory to the Sec-*

1           *retary, that the applicant has shown reasonable*  
2           *diligence in seeking the most favorable financial*  
3           *terms.*

4           “(3) *CAPITAL PROJECT COST INDICES.—The Sec-*  
5           *retary shall consider changes in capital project cost*  
6           *indices when determining the estimated cost under*  
7           *paragraph (2).*

8           “(k) *BUS AND BUS FACILITIES PROJECTS.—*

9           “(1) *CONSIDERATIONS.—In making grants under*  
10          *subsections (m)(1)(C) and (m)(2)(B)(iii), the Sec-*  
11          *retary shall consider the age of buses, bus fleets, re-*  
12          *lated equipment, and bus-related facilities.*

13          “(2) *FUEL CELL BUS PROGRAM.—Of the*  
14          *amounts made available under subsections (m)(1)(C)*  
15          *and (m)(2)(B)(iii) for a fiscal year, the following*  
16          *amounts shall be set aside for the national fuel cell*  
17          *bus technology development program under section*  
18          *3039 of the Federal Public Transportation Act of*  
19          *2004:*

20                 “(A) \$4,849,950 for fiscal year 2004.

21                 “(B) \$10,000,000 for fiscal year 2005.

22                 “(C) \$11,000,000 for fiscal year 2006.

23                 “(D) \$12,000,000 for fiscal year 2007.

24                 “(E) \$13,000,000 for fiscal year 2008.

25                 “(F) \$14,000,000 for fiscal year 2009.

1       “(l) *AVAILABILITY OF AMOUNTS.*—An amount made  
2 available or appropriated under section 5338(b), 5338(g),  
3 or 5338(h) for replacement, rehabilitation, and purchase of  
4 buses and related equipment and construction of bus-related  
5 facilities or for new fixed guideway capital projects shall  
6 remain available for 3 fiscal years, including the fiscal year  
7 in which the amount is made available or appropriated.  
8 Any of such amounts that are unobligated at the end of  
9 the 3-fiscal-year period shall be deobligated and may be  
10 used by the Secretary for any purpose under this section.

11       “(m) *ALLOCATING AMOUNTS.*—

12               “(1) *FISCAL YEAR 2004.*—Of the amounts made  
13 available by or appropriated under section 5338(b),  
14 \$85,000,000 shall be allocated to new fixed guideway  
15 capital projects under subsection (d). Remaining  
16 amounts shall be allocated as follows:

17                       “(A) 40 percent for fixed guideway mod-  
18 ernization;

19                       “(B) 40 percent for major new fixed guide-  
20 way capital projects; and

21                       “(C) 20 percent to replace, rehabilitate, and  
22 purchase buses and related equipment and to  
23 construct bus-related facilities.

24               “(2) *FISCAL YEARS 2005–2009.*—The total  
25 amount of funds made available by section 5338(g),



1       *and appropriated under section 5338(h), for each of*  
2       *fiscal years 2005 through 2009 shall be allocated in*  
3       *the fiscal year as follows:*

4               “(A) *SMALL CAPITAL PROJECTS.—From*  
5       *funds appropriated under section 5338(h) for*  
6       *new fixed guideway capital projects described in*  
7       *subsection (d)—*

8               “(i) *\$135,000,000 in fiscal year 2005;*

9               “(ii) *\$175,000,000 in fiscal year 2006;*

10              “(iii) *\$200,000,000 in fiscal year 2007;*

11              “(iv) *\$200,000,000 in fiscal year 2008;*

12              *and*

13              “(v) *\$225,000,000 in fiscal year 2009.*

14              “(B) *REMAINDER.—After the allocation*  
15       *under subparagraph (A), the remainder of such*  
16       *total amount shall be allocated as follows:*

17              “(i) *40 percent for fixed guideway*  
18       *modernization, to be derived from funds*  
19       *made available under section 5338(g).*

20              “(ii) *40 percent for major new fixed*  
21       *capital guideway projects, to be derived*  
22       *from funds appropriated under section*  
23       *5338(h).*

24              “(iii) *20 percent to replace, rehabili-*  
25       *tate, and purchase buses and related equip-*

1                    *ment and to construct bus-related facilities,*  
2                    *to be derived from funds made available*  
3                    *under section 5338(g).*

4                    “(3) *FUNDING FOR FERRY BOAT SYSTEMS.—Of*  
5                    *the amounts made available under paragraphs (1)(B)*  
6                    *and (2)(B)(ii), \$10,400,000 shall be available in each*  
7                    *of fiscal years 2004 through 2009 for new fixed guide-*  
8                    *way capital projects in Alaska or Hawaii that are for*  
9                    *ferry boats or ferry terminal facilities or that are for*  
10                   *approaches to ferry terminal facilities.*

11                   “(n) *NEW FIXED GUIDEWAY CAPITAL PROJECT DE-*  
12 *FINED.—In this section, the term ‘new fixed guideway cap-*  
13 *ital project’ means a minimum operable segment of a cap-*  
14 *ital project for a new fixed guideway system or extension*  
15 *to an existing fixed guideway system.”.*

16                   (e) *CONFORMING AMENDMENTS.—*

17                   (1) *CHAPTER ANALYSIS.—The analysis for chap-*  
18                   *ter 53 is amended by striking the item relating to sec-*  
19                   *tion 5309 and inserting the following:*

                  “5309. *Capital investment grants.*”.

20                   (2) *SECTION 5328.—Section 5328(a) is amend-*  
21                   *ed—*

22                   (A) *in paragraph (2) by striking “5309(e)”*  
23                   *and inserting “5309(c)”; and*

1                   (B) in paragraph (4) by striking “under  
2                   section 5309(o)(1)” and inserting “under section  
3                   5309(i)(1)”.

4 **SEC. 3011. FORMULA GRANTS FOR SPECIAL NEEDS OF EL-**  
5                   **DERLY INDIVIDUALS AND INDIVIDUALS WITH**  
6                   **DISABILITIES.**

7                   (a) *IN GENERAL.*—Section 5310 is amended—

8                   (1) by striking the section heading and inserting  
9                   the following:

10 **“§5310. Formula grants for special needs of elderly**  
11                   **individuals and individuals with disabili-**  
12                   **ties”;**

13                   (2) by striking subsections (a) through (g) and  
14                   inserting the following:

15                   “(a) *GENERAL AUTHORITY.*—

16                   “(1) *GRANTS.*—The Secretary may make grants  
17                   to States and local governmental authorities under  
18                   this section for public transportation capital projects,  
19                   and operating costs associated with public transpor-  
20                   tation capital projects, planned, designed, and carried  
21                   out to meet the special needs of elderly individuals  
22                   and individuals with disabilities.

23                   “(2) *SUBRECIPIENTS.*—A State that receives a  
24                   grant under this section may allocate the amounts of  
25                   the grant to—

1           “(A) a private nonprofit organization if the  
2           public transportation service provided under  
3           paragraph (1) is unavailable, insufficient, or in-  
4           appropriate; or

5           “(B) a governmental authority that—

6           “(i) is approved by the State to coordi-  
7           nate services for elderly individuals and in-  
8           dividuals with disabilities; or

9           “(ii) certifies that there are not any  
10          nonprofit organizations readily available in  
11          the area to provide the services described  
12          under paragraph (1).

13          “(3) *ACQUIRING PUBLIC TRANSPORTATION SERV-*  
14          *ICES.—A public transportation capital project under*  
15          *this section may include acquisition of public trans-*  
16          *portation services as an eligible capital expense.*

17          “(4) *ADMINISTRATIVE EXPENSES.—A State or*  
18          *local governmental authority may use not more than*  
19          *10 percent of the amounts apportioned to the State*  
20          *under this section to administer, plan, and provide*  
21          *technical assistance for a project funded under this*  
22          *section.*

23          “(b) *APPORTIONMENT AND TRANSFERS.—*

24          “(1) *APPORTIONMENT.—*

1           “(A) *FORMULA.*—*The Secretary shall ap-*  
2           *portion amounts made available to carry out*  
3           *this section under a formula the Secretary ad-*  
4           *ministers that considers the number of elderly*  
5           *individuals and individuals with disabilities in*  
6           *each State.*

7           “(B) *LOW DENSITY ADJUSTMENT.*—*In ad-*  
8           *ministering the apportionment formula under*  
9           *subparagraph (A)—*

10           “(i) *in the case of a State with a popu-*  
11           *lation density of 10 or fewer persons per*  
12           *square mile, the Secretary shall multiply by*  
13           *a factor of 2 the number of elderly individ-*  
14           *uals and individuals with disabilities in the*  
15           *State (as determined using the most recent*  
16           *decennial United States Census); and*

17           “(ii) *in the case of a State with a pop-*  
18           *ulation density of more than 10 but equal*  
19           *to or fewer than 30 persons per square mile,*  
20           *the Secretary shall multiply by a factor of*  
21           *1.25 the number of elderly individuals and*  
22           *individuals with disabilities in the State*  
23           *(as determined using the most recent decen-*  
24           *ennial United States Census).*

1           “(2) *TRANSFERS.*—*Any State’s apportionment*  
2           *remaining available for obligation at the beginning of*  
3           *the 90-day period before the end of the period of*  
4           *availability of the apportionment is available to the*  
5           *State for transfer to supplement amounts apportioned*  
6           *to the State under section 5311(c) or 5336(a)(1), or*  
7           *both. Any funds transferred pursuant to this para-*  
8           *graph shall be made available only for eligible*  
9           *projects as described in this section.*

10          “(c) *GOVERNMENT’S SHARE OF COSTS.*—

11           “(1) *CAPITAL PROJECTS.*—*A grant for a capital*  
12           *project under this section shall be for 80 percent of the*  
13           *net capital costs of the project, as determined by the*  
14           *Secretary; except that in the case of a State described*  
15           *in section 120(b)(1) of title 23, such percentage shall*  
16           *be increased in accordance with such section.*

17           “(2) *OPERATING ASSISTANCE.*—*A grant made*  
18           *under this section for operating assistance may not*  
19           *exceed 50 percent of the net operating costs of the*  
20           *project, as determined by the Secretary.*

21           “(3) *REMAINDER.*—*The remainder of the net*  
22           *project costs—*

23                   “(A) *may be provided from an undistrib-*  
24                   *uted cash surplus, a replacement or depreciation*  
25                   *cash fund or reserve, a service agreement with a*

1           *State or local social service agency or a private*  
2           *social service organization, or new capital; and*

3           “(B) *may be derived from amounts appro-*  
4           *propriated to or made available to a department or*  
5           *agency of the Government (other than the De-*  
6           *partment of Transportation) that are eligible to*  
7           *be expended for transportation.*

8           “(4) *USE OF CERTAIN FUNDS.—For purposes of*  
9           *paragraph (3)(B), the prohibitions on the use of funds*  
10          *for matching requirements under section*  
11          *403(a)(5)(C)(vii) of the Social Security Act (42*  
12          *U.S.C. 603(a)(5)(C)(vii)) shall not apply to Federal*  
13          *or State funds to be used for transportation purposes.*

14          “(d) *GRANT REQUIREMENTS.—*

15                 “(1) *IN GENERAL.—A grant under this section*  
16                 *shall be subject to all requirements of a grant under*  
17                 *section 5307. A grant to a subrecipient under this sec-*  
18                 *tion shall be subject to such requirements to the extent*  
19                 *the Secretary considers appropriate.*

20                 “(2) *COORDINATION WITH NONPROFIT PRO-*  
21                 *VIDERS.—A recipient that transfers funds to an ap-*  
22                 *portionment under section 5336(a)(1) pursuant to*  
23                 *subsection (b)(2) shall certify that the project for*  
24                 *which the funds are requested under this section has*  
25                 *been coordinated with nonprofit providers of services.*

1           “(3) *PROJECT SELECTION AND PLANNING.*—A re-  
2           *recipient of funds under this section shall certify that—*

3                   “(A) *the projects selected were derived from*  
4                   *a locally developed, coordinated public transit-*  
5                   *human services transportation plan; and*

6                   “(B) *the plan was developed through a*  
7                   *process that included representatives of public,*  
8                   *private, and nonprofit transportation and*  
9                   *human services providers and participation by*  
10                  *the public.*

11           “(4) *FAIR AND EQUITABLE DISTRIBUTION.*—A  
12           *recipient of a grant under this section shall certify*  
13           *that allocations of the grant to subrecipients are dis-*  
14           *tributed on a fair and equitable basis.*

15           “(e) *STATE PROGRAM.*—

16                   “(1) *IN GENERAL.*—Amounts made available to  
17                   *carry out this section may be used for transportation*  
18                   *projects to assist in providing transportation services*  
19                   *for elderly individuals and individuals with disabili-*  
20                   *ties that are included in a State program of projects.*

21                   “(2) *SUBMISSION AND APPROVAL.*—A program  
22                   *shall be submitted annually to the Secretary for ap-*  
23                   *proval and shall contain an assurance that the pro-*  
24                   *gram provides for maximum feasible coordination of*  
25                   *transportation services assisted under this section*



1       with transportation services assisted by other Govern-  
2       ment sources.

3       “(f) *LEASING VEHICLES.*—Vehicles acquired under  
4 this section may be leased to local governmental authorities  
5 to improve transportation services designed to meet the spe-  
6 cial needs of elderly individuals and individuals with dis-  
7 abilities.”; and

8               (3) by redesignating subsections (h) through (j)  
9 as subsections (g) through (i), respectively.

10       (b) *CONFORMING AMENDMENT.*—The analysis for  
11 chapter 53 is amended by striking the item relating to sec-  
12 tion 5310 and inserting the following:

“5310. Formula grants for special needs of elderly individuals and individuals  
with disabilities.”.

13 **SEC. 3012. FORMULA GRANTS FOR OTHER THAN URBAN-**  
14 **IZED AREAS.**

15       (a) *DEFINITIONS.*—Section 5311(a) is amended to  
16 read as follows:

17       “(a) *DEFINITIONS.*—In this section, the following defi-  
18 nitions apply:

19               “(1) *RECIPIENT.*—The term ‘recipient’ means a  
20 State that receives a Federal transit program grant  
21 directly from the Government.

22               “(2) *SUBRECIPIENT.*—The term ‘subrecipient’  
23 means a State or local governmental authority, non-  
24 profit organization, or operator of public transpor-

1        *tation services that receives a Federal transit pro-*  
2        *gram grant indirectly through a recipient.”.*

3        *(b) GENERAL AUTHORITY.—Section 5311(b) is amend-*  
4        *ed to read as follows:*

5        *“(b) GENERAL AUTHORITY.—*

6                *“(1) GRANTS.—Except as provided in paragraph*  
7                *(2), the Secretary may make grants to other than ur-*  
8                *banized areas under this section for the following:*

9                        *“(A) Public transportation capital projects.*

10                      *“(B) Operating costs of equipment and fa-*  
11                      *ilities for use in public transportation.*

12                      *“(C) Acquisition of public transportation*  
13                      *services, including service agreements with pri-*  
14                      *ivate providers of public transportation services.*

15        *“(2) STATE PROGRAM.—*

16                      *“(A) IN GENERAL.—Amounts made avail-*  
17                      *able to carry out this section shall be used for*  
18                      *projects included in a State program for public*  
19                      *transportation projects, including service agree-*  
20                      *ments with private providers of public transpor-*  
21                      *tation.*

22                      *“(B) SUBMISSION.—The program shall be*  
23                      *submitted annually to the Secretary for ap-*  
24                      *proval.*

1           “(C) *APPROVAL.*—*The Secretary may ap-*  
2           *prove the program only if the Secretary finds*  
3           *that the program provides a fair distribution of*  
4           *amounts in the State, including Indian reserva-*  
5           *tions, and the maximum feasible coordination of*  
6           *public transportation service assisted under this*  
7           *section with transportation service assisted by*  
8           *other Federal sources.*

9           “(3) *RURAL TRANSPORTATION ASSISTANCE PRO-*  
10          *GRAM.*—

11           “(A) *IN GENERAL.*—*The Secretary shall*  
12           *carry out a rural transportation assistance pro-*  
13           *gram in other than urbanized areas.*

14           “(B) *GRANTS AND CONTRACTS.*—*In car-*  
15           *rying out this paragraph, the Secretary may use*  
16           *not more than 2 percent of the amount made*  
17           *available to carry out this section to make grants*  
18           *and contracts for transportation research, tech-*  
19           *nical assistance, training, and related support*  
20           *services in other than urbanized areas.*

21           “(C) *PROJECTS OF A NATIONAL SCOPE.*—  
22           *Not more than 15 percent of the amounts avail-*  
23           *able under subparagraph (B) may be used by the*  
24           *Secretary to carry out projects of a national*

1           *scope, with the remaining balance provided to*  
2           *the States.”.*

3           *(c) APPORTIONMENTS.—Section 5311(c) is amended to*  
4           *read as follows:*

5           “*(c) APPORTIONMENTS.—*

6                 “(1) *IN GENERAL.—The Secretary shall appor-*  
7                 *tion amounts made available to carry out this section*  
8                 *among the States in the ratio that—*

9                         “(A) *the population of other than urbanized*  
10                         *areas in each State, as shown by the most recent*  
11                         *Government decennial census of population;*  
12                         *bears to*

13                         “(B) *the population of all other than urban-*  
14                         *ized areas in the United States, as shown by that*  
15                         *census.*

16                 “(2) *LOW DENSITY ADJUSTMENT.—In admin-*  
17                 *istering the apportionment formula under paragraph*  
18                 *(1)—*

19                         “(A) *in the case of a State with a popu-*  
20                         *lation density of 10 or fewer persons per square*  
21                         *mile in other than urbanized areas of the State,*  
22                         *the Secretary shall multiply by a factor of 1.5*  
23                         *the population of such other than urbanized*  
24                         *areas (as determined using the most recent de-*  
25                         *cennial United States Census); and*

1           “(B) in the case of a State with a popu-  
2           lation density of more than 10 but equal to or  
3           fewer than 12 persons per square mile in other  
4           than urbanized areas of the State, the Secretary  
5           shall multiply by a factor of 1.25 the population  
6           of such other than urbanized areas (as deter-  
7           mined using the most recent decennial United  
8           States Census).

9           “(3) AVAILABILITY.—The amount apportioned to  
10          a State under this subsection may be obligated by the  
11          State for 2 fiscal years after the fiscal year in which  
12          the amount is apportioned. An amount that is not ob-  
13          ligated at the end of that period shall be reappor-  
14          tioned among the States for the next fiscal year.”.

15          (d) USE FOR ADMINISTRATION, PLANNING, AND TECH-  
16          NICAL ASSISTANCE.—Section 5311(e) is amended—

17                 (1) in the subsection heading by inserting “,  
18                 PLANNING,” after “ADMINISTRATION”;

19                 (2) by striking “(1) The Secretary” and insert-  
20                 ing “The Secretary”;

21                 (3) by striking paragraph (2); and

22                 (4) by striking “recipient” and inserting “sub-  
23                 recipient”.

24          (e) INTERCITY BUS TRANSPORTATION.—Section  
25          5311(f) is amended—

1           (1) in paragraph (1) by striking “after Sep-  
2           tember 30, 1993,”; and

3           (2) in paragraph (2) by striking “A State” and  
4           inserting “After consultation with affected intercity  
5           bus service providers, a State”.

6           (f) *GOVERNMENT’S SHARE OF COSTS.*—Section  
7           5311(g) is amended to read as follows:

8           “(g) *GOVERNMENT’S SHARE OF COSTS.*—

9           “(1) *CAPITAL PROJECTS.*—A grant for a capital  
10           project under this section shall be for 80 percent of the  
11           net capital costs of the project, as determined by the  
12           Secretary; except that in the case of a State described  
13           in section 120(b)(1) of title 23, such percentage shall  
14           be increased in accordance with such section.

15           “(2) *OPERATING ASSISTANCE.*—A grant made  
16           under this section for operating assistance may not  
17           exceed 50 percent of the net operating costs of the  
18           project, as determined by the Secretary.

19           “(3) *REMAINDER.*—The remainder of net project  
20           costs—

21           “(A) may be provided from an undistrib-  
22           uted cash surplus, a replacement or depreciation  
23           cash fund or reserve, a service agreement with a  
24           State or local social service agency or a private  
25           social service organization, or new capital; and

1           “(B) may be derived from amounts appro-  
2           priated to or made available to a department or  
3           agency of the Government (other than the De-  
4           partment of Transportation) that are eligible to  
5           be expended for transportation.

6           “(4) *USE OF CERTAIN FUNDS.*—For purposes of  
7           paragraph (3)(B), the prohibitions on the use of funds  
8           for matching requirements under section  
9           403(a)(5)(C)(vii) of the Social Security Act (42  
10          U.S.C. 603(a)(5)(C)(vii)) shall not apply to Federal  
11          or State funds to be used for transportation purposes.

12          “(5) *LIMITATION ON OPERATING ASSISTANCE.*—  
13          A State carrying out a program of operating assist-  
14          ance under this section may not limit the level or ex-  
15          tent of use of the Government grant for the payment  
16          of operating expenses.”.

17          “(g) *RELATIONSHIP TO OTHER LAWS.*—Section 5311 is  
18          amended—

19                 (1) by striking subsection (h); and

20                 (2) by redesignating subsections (i) and (j) as  
21                 subsections (h) and (i), respectively.

22          “(h) *CORRECTION TO CHAPTER ANALYSIS.*—The anal-  
23          ysis for chapter 53 is amended by striking the item relating  
24          to section 5311 and inserting the following:

“5311. Formula grants for other than urbanized areas.”.

1 **SEC. 3013. RESEARCH, DEVELOPMENT, DEMONSTRATION,**  
2 **AND DEPLOYMENT PROJECTS.**

3 (a) *IN GENERAL.*—Section 5312 is amended—

4 (1) *in subsection (a)*—

5 (A) *by striking the first parenthetical*  
6 *phrase;*

7 (B) *by striking “or contracts” and inserting*  
8 *“, contracts, cooperative agreements, or other*  
9 *transactions”;*

10 (C) *by striking “help reduce urban trans-*  
11 *portation needs, improve mass transportation*  
12 *service,” and inserting “improve transportation*  
13 *service”;*

14 (D) *by striking “urban” each place it ap-*  
15 *pears; and*

16 (E) *by striking “and demonstration*  
17 *projects” and inserting “, demonstration or de-*  
18 *ployment projects, or evaluation of technology of*  
19 *national significance”;*

20 (2) *by striking subsections (b) and (c);*

21 (3) *by redesignating subsections (d) and (e) as*  
22 *subsections (b) and (c), respectively;*

23 (4) *in subsection (b)(2) (as so redesignated) by*  
24 *striking “other agreements” and inserting “other*  
25 *transactions”;* and



1           (5) *in subsection (c)(2) (as so redesignated) by*  
 2           *striking “public and” and inserting “public or”.*

3           **(b) CONFORMING AMENDMENTS.—**

4           (1) *SECTION HEADING.—Section 5312 is amend-*  
 5           *ed by striking the section heading and inserting the*  
 6           *following:*

7           **“§5312. Research, development, demonstration, and**  
 8           **deployment projects”.**

9           (2) *CHAPTER ANALYSIS.—The analysis for chap-*  
 10          *ter 53 is amended by striking the item relating to sec-*  
 11          *tion 5312 and inserting the following:*

          “5312. *Research, development, demonstration, and deployment projects.*”.

12          **SEC. 3014. COOPERATIVE RESEARCH PROGRAM.**

13          (a) *IN GENERAL.—Section 5313 is amended—*

14               (1) *in subsection (a) by striking “(1) The*  
 15               *amounts made available under paragraphs (1) and*  
 16               *(2)(C)(ii) of section 5338(d) of this title” and insert-*  
 17               *ing “The amounts made available under paragraphs*  
 18               *(1)(C)(iv) and (2)(C) of section 5338(d)”;*

19               (2) *by striking subsection (b);*

20               (3) *in subsection (a)(2) by striking “(2) The”*  
 21               *and inserting “(b) FEDERAL ASSISTANCE.—The”;*  
 22               *and*

23               (4) *in subsection (c) by striking “subsection (a)*  
 24               *of”.*

25          **(b) CONFORMING AMENDMENTS.—**

1           (1) *IN GENERAL.*—Section 5313 is amended by  
2           striking the section heading and inserting the fol-  
3           lowing:

4           **“§ 5313. Cooperative research program”.**

5           (2) *CHAPTER ANALYSIS.*—The analysis for chap-  
6           ter 53 is amended by striking the item relating to sec-  
7           tion 5313 and inserting the following:

          “5313. Cooperative research program.”.

8           **SEC. 3015. NATIONAL RESEARCH AND TECHNOLOGY PRO-**  
9           **GRAMS.**

10          (a) *IN GENERAL.*—Section 5314 is amended—

11                 (1) by striking the section heading and inserting  
12                 the following:

13          **“§ 5314. National research and technology programs”;**

14                 (2) in subsection (a)(1)—

15                         (A) by striking “subsections (d) and (h)(7)  
16                         of section 5338 of this title” and inserting “sec-  
17                         tion 5338(d)”;

18                         (B) by striking “and contracts” and insert-  
19                         ing “, contracts, cooperative agreements, or other  
20                         transactions”;

21                         (C) by striking “5303–5306,”; and

22                         (D) by striking “5317,”;

23                 (3) in subsection (a)(2) by striking “Of the  
24                 amounts” and all that follows through “\$3,000,000  
25                 to” and inserting “The Secretary shall”;

1           (4) *by striking subsection (a)(4)(B);*

2           (5) *by redesignating subsection (a)(4)(C) as sub-*  
3 *section (a)(4)(B); and*

4           (6) *in subsection (b) by striking “or contract”*  
5 *and all that follows through “section,” and inserting*  
6 *“; contract, cooperative agreement, or other trans-*  
7 *action under subsection (a) or section 5312.”.*

8           (b) *CONFORMING AMENDMENT.—The analysis for*  
9 *chapter 53 is amended by striking the item relating to sec-*  
10 *tion 5314 and inserting the following:*

*“5314. National research and technology programs.”.*

11 **SEC. 3016. NATIONAL TRANSIT INSTITUTE.**

12           *Section 5315 is amended—*

13           (1) *in subsection (a) by striking “public mass*  
14 *transportation” and inserting “public transpor-*  
15 *tation”; and*

16           (2) *in subsection (d) by striking “mass” each*  
17 *place it appears.*

18 **SEC. 3017. JOB ACCESS AND REVERSE COMMUTE FORMULA**  
19 **GRANTS.**

20           (a) *IN GENERAL.—Chapter 53 is amended by insert-*  
21 *ing after section 5315 the following:*

22 **“§5316. Job access and reverse commute formula**  
23 **grants**

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

1           “(1) *ACCESS TO JOBS PROJECT.*—The term ‘ac-  
2           *cess to jobs project*’ means a project relating to the de-  
3           *velopment and maintenance of transportation services*  
4           *designed to transport welfare recipients and eligible*  
5           *low-income individuals to and from jobs and activi-*  
6           *ties related to their employment, including—*

7                   “(A) *transportation projects to finance*  
8                   *planning, capital, and operating costs of pro-*  
9                   *viding access to jobs under this chapter;*

10                   “(B) *promoting public transportation by*  
11                   *low-income workers, including the use of public*  
12                   *transportation by workers with nontraditional*  
13                   *work schedules;*

14                   “(C) *promoting the use of transit vouchers*  
15                   *for welfare recipients and eligible low-income in-*  
16                   *dividuals; and*

17                   “(D) *promoting the use of employer-pro-*  
18                   *vided transportation, including the transit pass*  
19                   *benefit program under section 132 of the Inter-*  
20                   *nal Revenue Code of 1986.*

21           “(2) *ELIGIBLE LOW-INCOME INDIVIDUAL.*—The  
22           *term ‘eligible low-income individual’ means an indi-*  
23           *vidual whose family income is at or below 150 per-*  
24           *cent of the poverty line (as that term is defined in*  
25           *section 673(2) of the Community Services Block*

1       *Grant Act (42 U.S.C. 9902(2)), including any revi-*  
2       *sion required by that section) for a family of the size*  
3       *involved.*

4               “(3) *RECIPIENT.*—*The term ‘recipient’ means a*  
5       *designated recipient (as defined in section 5307(a)(2))*  
6       *and a State that receives a grant under this section*  
7       *directly.*

8               “(4) *REVERSE COMMUTE PROJECT.*—*The term*  
9       *‘reverse commute project’ means a public transpor-*  
10       *tation project designed to transport residents of ur-*  
11       *banized areas and other than urbanized areas to sub-*  
12       *urban employment opportunities, including any*  
13       *projects to—*

14               “(A) *subsidize the costs associated with add-*  
15       *ing reverse commute bus, train, carpool, van*  
16       *routes, or service from urbanized areas and other*  
17       *than urbanized areas to suburban workplaces;*

18               “(B) *subsidize the purchase or lease by a*  
19       *nonprofit organization or public agency of a van*  
20       *or bus dedicated to shuttling employees from*  
21       *their residences to a suburban workplace; or*

22               “(C) *otherwise facilitate the provision of*  
23       *public transportation services to suburban em-*  
24       *ployment opportunities.*

1           “(5) *SUBRECIPIENT.*—*The term ‘subrecipient’*  
2           *means a State or local governmental authority, non-*  
3           *profit organization, or operator of public transpor-*  
4           *tation services that receives a grant under this section*  
5           *indirectly through a recipient.*

6           “(6) *WELFARE RECIPIENT.*—*The term ‘welfare*  
7           *recipient’ means an individual who has received as-*  
8           *sistance under a State or tribal program funded*  
9           *under part A of title IV of the Social Security Act at*  
10           *any time during the 3-year period before the date on*  
11           *which the applicant applies for a grant under this*  
12           *section.*

13           “(b) *GENERAL AUTHORITY.*—

14           “(1) *GRANTS.*—*The Secretary may make grants*  
15           *under this section to a recipient for access to jobs and*  
16           *reverse commute projects carried out by the recipient*  
17           *or a subrecipient.*

18           “(2) *ADMINISTRATIVE EXPENSES.*—*A recipient*  
19           *may use not more than 10 percent of the amounts ap-*  
20           *portioned to the recipient under this section to ad-*  
21           *minister, plan, and provide technical assistance for a*  
22           *project funded under this section.*

23           “(c) *APPORTIONMENTS.*—

1           “(1) *FORMULA.*—*The Secretary shall apportion*  
2           *amounts made available to carry out this section as*  
3           *follows:*

4                   “(A) *60 percent of the funds shall be appor-*  
5                   *tioned among designated recipients (as defined*  
6                   *in section 5307(a)(2)) for urbanized areas with*  
7                   *a population of 200,000 or more in the ratio*  
8                   *that—*

9                           “(i) *the number of eligible low-income*  
10                           *individuals and welfare recipients in each*  
11                           *such urbanized area; bears to*

12                           “(ii) *the number of eligible low-income*  
13                           *individuals and welfare recipients in all*  
14                           *such urbanized areas.*

15                   “(B) *20 percent of the funds shall be appor-*  
16                   *tioned among the States in the ratio that—*

17                           “(i) *the number of eligible low-income*  
18                           *individuals and welfare recipients in ur-*  
19                           *banized areas with a population of less than*  
20                           *200,000 in each State; bears to*

21                           “(ii) *the number of eligible low-income*  
22                           *individuals and welfare recipients in ur-*  
23                           *banized areas with a population of less than*  
24                           *200,000 in all States.*

1           “(C) 20 percent of the funds shall be appor-  
2           tioned among the States in the ratio that—

3                   “(i) the number of eligible low-income  
4                   individuals and welfare recipients in other  
5                   than urbanized areas in each State; bears to

6                           “(ii) the number of eligible low-income  
7                   individuals and welfare recipients in other  
8                   than urbanized areas in all States.

9           “(2) USE OF APPORTIONED FUNDS.—Except as  
10          provided in paragraph (3)—

11                   “(A) funds apportioned under paragraph  
12                   (1)(A) shall be used for projects serving urban-  
13                   ized areas with a population of 200,000 or more;

14                           “(B) funds apportioned under paragraph  
15                   (1)(B) shall be used for projects serving urban-  
16                   ized areas with a population of less than  
17                   200,000; and

18                           “(C) funds apportioned under paragraph  
19                   (1)(C) shall be used for projects serving other  
20                   than urbanized areas.

21           “(3) EXCEPTIONS.—A State may use funds ap-  
22          portioned under paragraphs (1)(B) and (1)(C)—

23                   “(A) for projects serving areas other than  
24                   the area specified in paragraph (2)(B) or (2)(C),  
25                   as the case may be, if the Governor of the State



1           *certifies that all of the objectives of this section*  
2           *are being met in the specified area; or*

3                   “(B) *for projects anywhere in the State if*  
4           *the State has established a statewide program for*  
5           *meeting the objectives of this section.*

6           “(d) *COMPETITIVE PROCESS FOR GRANTS TO SUB-*  
7           *RECIPIENTS.—*

8                   “(1) *AREAWIDE SOLICITATIONS.—A recipient of*  
9           *funds apportioned under subsection (c)(1)(A) shall*  
10          *conduct, in cooperation with the appropriate metro-*  
11          *politan planning organization, an areawide sollicita-*  
12          *tion for applications for grants to the recipient and*  
13          *subrecipients under this section.*

14                  “(2) *STATEWIDE SOLICITATION.—A recipient of*  
15          *funds apportioned under subsection (c)(1)(B) or*  
16          *(c)(1)(C) shall conduct a statewide solicitation for ap-*  
17          *plications for grants to the recipient and subrecipi-*  
18          *ents under this section.*

19                  “(3) *APPLICATION.—Recipients and subrecipi-*  
20          *ents seeking to receive a grant from funds apportioned*  
21          *under subsection (c) shall submit to the recipient an*  
22          *application in the form and in accordance with such*  
23          *requirements as the recipient shall establish.*

1           “(4) *GRANT AWARDS.*—*The recipient shall award*  
2           *grants under paragraphs (1) and (2) on a competitive*  
3           *basis.*

4           “(e) *TRANSFERS.*—

5           “(1) *IN GENERAL.*—*A State may transfer any*  
6           *funds apportioned to it under subsection (c)(1)(B) or*  
7           *(c)(1)(C), or both, to an apportionment under section*  
8           *5311(c) or 5336, or both.*

9           “(2) *LIMITED TO ELIGIBLE PROJECTS.*—*Any ap-*  
10           *portionment transferred under this subsection shall be*  
11           *made available only for eligible job access and reverse*  
12           *commute projects as described in this section.*

13           “(3) *CONSULTATION.*—*A State may make a*  
14           *transfer of an amount under this subsection only after*  
15           *consulting with responsible local officials and publicly*  
16           *owned operators of public transportation in each area*  
17           *for which the amount originally was awarded under*  
18           *subsection (d)(4).*

19           “(f) *GRANT REQUIREMENTS.*—

20           “(1) *IN GENERAL.*—*A grant under this section*  
21           *shall be subject to the requirements of section 5307.*

22           “(2) *FAIR AND EQUITABLE DISTRIBUTION.*—*A*  
23           *recipient of a grant under this section shall certify to*  
24           *the Secretary that allocations of the grant to sub-*

1       *recipients are distributed on a fair and equitable*  
2       *basis.*

3       “(g) *COORDINATION.*—

4               “(1) *IN GENERAL.*—*The Secretary shall coordi-*  
5       *nate activities under this section with related activi-*  
6       *ties under programs of other Federal departments and*  
7       *agencies.*

8               “(2) *WITH NONPROFIT PROVIDERS.*—*A State*  
9       *that transfers funds to an apportionment under sec-*  
10       *tion 5336 pursuant to subsection (e) shall certify to*  
11       *the Secretary that any project for which the funds are*  
12       *requested under this section has been coordinated with*  
13       *nonprofit providers of services.*

14               “(3) *PROJECT SELECTION AND PLANNING.*—*A re-*  
15       *recipient of funds under this section shall certify to the*  
16       *Secretary that—*

17                       “(A) *the projects selected were derived from*  
18               *a locally developed, coordinated public transit-*  
19               *human services transportation plan; and*

20                       “(B) *the plan was developed through a*  
21               *process that included representatives of public,*  
22               *private, and nonprofit transportation and*  
23               *human services providers and participation by*  
24               *the public.*

25       “(h) *GOVERNMENT’S SHARE OF COSTS.*—

1           “(1) *CAPITAL PROJECTS.*—A grant for a capital  
2           project under this section may not exceed 80 percent  
3           of the net capital costs of the project, as determined  
4           by the Secretary.

5           “(2) *OPERATING ASSISTANCE.*—A grant made  
6           under this section for operating assistance may not  
7           exceed 50 percent of the net operating costs of the  
8           project, as determined by the Secretary.

9           “(3) *REMAINDER.*—The remainder of the net  
10          project costs—

11                 “(A) may be provided from an undistrib-  
12                 uted cash surplus, a replacement or depreciation  
13                 cash fund or reserve, a service agreement with a  
14                 State or local social service agency or a private  
15                 social service organization, or new capital; and

16                 “(B) may be derived from amounts appro-  
17                 priated to or made available to a department or  
18                 agency of the Government (other than the De-  
19                 partment of Transportation) that are eligible to  
20                 be expended for transportation.

21           “(4) *USE OF CERTAIN FUNDS.*—For purposes of  
22           paragraph (3)(B), the prohibitions on the use of funds  
23           for matching requirements under section  
24           403(a)(5)(C)(vii) of the Social Security Act (42

1       *U.S.C. 603(a)(5)(C)(vii)) shall not apply to Federal*  
2       *or State funds to be used for transportation purposes.*

3           “(5) *LIMITATION ON OPERATING ASSISTANCE.—*

4       *A recipient carrying out a program of operating as-*  
5       *sistance under this section may not limit the level or*  
6       *extent of use of the Government grant for the payment*  
7       *of operating expenses.*

8           “(i) *PROGRAM EVALUATION.—*

9           “(1) *COMPTROLLER GENERAL.—Beginning 1*  
10       *year after the date of enactment of the Federal Public*  
11       *Transportation Act of 2004, and every 2 years there-*  
12       *after, the Comptroller General shall—*

13           “(A) *conduct a study to evaluate the grant*  
14       *program authorized by this section; and*

15           “(B) *transmit to the Committee on Trans-*  
16       *portation and Infrastructure of the House of*  
17       *Representatives and the Committee on Banking,*  
18       *Housing, and Urban Affairs of the Senate a re-*  
19       *port describing the results of the study under*  
20       *subparagraph (A).*

21           “(2) *DEPARTMENT OF TRANSPORTATION.—Not*  
22       *later than 3 years after the date of enactment of Fed-*  
23       *eral Public Transportation Act of 2004, the Secretary*  
24       *shall—*

1           “(A) conduct a study to evaluate the effec-  
2           tiveness of the grant program authorized by this  
3           section and the effectiveness of recipients making  
4           grants to subrecipients under this section; and

5           “(B) transmit to the committees referred to  
6           in paragraph (1)(B) a report describing the re-  
7           sults of the study under subparagraph (A).”.

8           (b) *CONFORMING AMENDMENT.*—*The analysis for*  
9           *chapter 53 is amended by inserting after the item relating*  
10          *to section 5315 the following:*

          “5316. *Job access and reverse commute formula grants.*”.

11          (c) *REPEAL.*—*Section 3037 of the Transportation Eq-*  
12          *uity Act for the 21st Century (49 U.S.C. 5309 note; 112*  
13          *Stat. 387) is repealed.*

14          **SEC. 3018. NEW FREEDOM PROGRAM.**

15          (a) *IN GENERAL.*—*Chapter 53 is further amended by*  
16          *inserting after section 5316 the following:*

17          **“§ 5317. New Freedom program**

18                 “(a) *DEFINITIONS.*—*In this section, the following defi-*  
19                 *initions apply:*

20                         “(1) *RECIPIENT.*—*The term ‘recipient’ means a*  
21                         *designated recipient (as defined in section 5307(a)(2))*  
22                         *and a State that receives a grant under this section*  
23                         *directly.*

24                         “(2) *SUBRECIPIENT.*—*The term ‘subrecipient’*  
25                         *means a State or local governmental authority, non-*

1 *profit organization, or operator of public transpor-*  
2 *tation services that receives a grant under this section*  
3 *indirectly through a recipient.*

4 “(b) *GENERAL AUTHORITY.*—

5 “(1) *GRANTS.*—*The Secretary may make grants*  
6 *under this section to a recipient for new public trans-*  
7 *portation services and public transportation alter-*  
8 *natives beyond those required by the Americans with*  
9 *Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) that*  
10 *assist individuals with disabilities with transpor-*  
11 *tation, including transportation to and from jobs and*  
12 *employment support services.*

13 “(2) *ADMINISTRATIVE EXPENSES.*—*A recipient*  
14 *may use not more than 10 percent of the amounts ap-*  
15 *portioned to the recipient under this section to ad-*  
16 *minister, plan, and provide technical assistance for a*  
17 *project funded under this section.*

18 “(c) *APPORTIONMENTS.*—

19 “(1) *FORMULA.*—*The Secretary shall apportion*  
20 *amounts made available to carry out this section as*  
21 *follows:*

22 “(A) *60 percent of the funds shall be appor-*  
23 *tioned among designated recipients (as defined*  
24 *in section 5307(a)(2)) for urbanized areas with*

1           *a population of 200,000 or more in the ratio*  
2           *that—*

3                     *“(i) the number of individuals with*  
4                     *disabilities in each such urbanized area;*  
5                     *bears to*

6                     *“(ii) the number of individuals with*  
7                     *disabilities in all such urbanized areas.*

8                     *“(B) 20 percent of the funds shall be appor-*  
9                     *tioned among the States in the ratio that—*

10                    *“(i) the number of individuals with*  
11                    *disabilities in urbanized areas with a popu-*  
12                    *lation of less than 200,000 in each State;*  
13                    *bears to*

14                    *“(ii) the number of individuals with*  
15                    *disabilities in urbanized areas with a popu-*  
16                    *lation of less than 200,000 in all States.*

17                    *“(C) 20 percent of the funds shall be appor-*  
18                    *tioned among the States in the ratio that—*

19                    *“(i) the number of individuals with*  
20                    *disabilities in other than urbanized areas in*  
21                    *each State; bears to*

22                    *“(ii) the number of individuals with*  
23                    *disabilities in other than urbanized areas in*  
24                    *all States.*



1           “(2) *USE OF APPORTIONED FUNDS.—Except as*  
2           *provided in paragraph (3)—*

3           “(A) *funds apportioned under paragraph*  
4           *(1)(A) shall be used for projects serving urban-*  
5           *ized areas with a population of 200,000 or more;*

6           “(B) *funds apportioned under paragraph*  
7           *(1)(B) shall be used for projects serving urban-*  
8           *ized areas with a population of less than*  
9           *200,000; and*

10          “(C) *funds apportioned under paragraph*  
11          *(1)(C) shall be used for projects serving other*  
12          *than urbanized areas.*

13          “(3) *LOW DENSITY ADJUSTMENT.—*

14          “(A) *SMALLER URBANIZED AREAS.—In ad-*  
15          *ministering the apportionment formula under*  
16          *paragraph (1)(B)—*

17                 “(i) *in the case of a State with a popu-*  
18                 *lation density of 10 persons per square mile*  
19                 *or fewer, the Secretary shall multiply by a*  
20                 *factor of 2 the number of individuals with*  
21                 *disabilities in urbanized areas of the State*  
22                 *with a population of less than 200,000 (as*  
23                 *determined using the most recent decennial*  
24                 *United States Census); and*

1           “(ii) in the case of a State with a pop-  
2           ulation density of more than 10 but equal  
3           to or fewer than 30 persons per square mile,  
4           the Secretary shall multiply by a factor of  
5           1.25 the number of individuals with disabil-  
6           ities in urbanized areas of the State with a  
7           population of less than 200,000 (as deter-  
8           mined using the most recent decennial  
9           United States Census).

10           “(B) OTHER THAN URBANIZED AREAS.—In  
11           administering the apportionment formula under  
12           paragraph (1)(C)—

13           “(i) in the case of a State with a popu-  
14           lation density of 10 persons per square mile  
15           or fewer, the Secretary shall multiply by a  
16           factor of 1.5 the number of individuals with  
17           disabilities in other than urbanized areas of  
18           the State (as determined using the most re-  
19           cent decennial United States Census); and

20           “(ii) in the case of a State with a popu-  
21           lation density of more than 10 but equal  
22           to or fewer than 12 persons per square mile  
23           in other than urbanized areas of the State,  
24           the Secretary shall multiply by a factor of  
25           1.25 the number of individuals with disabil-

1            *ities in other than urbanized areas of the*  
2            *State (as determined using the most recent*  
3            *decennial United States Census).*

4            “(4) *TRANSFERS.*—

5            “(A) *IN GENERAL.*—*A State may transfer*  
6            *any funds apportioned to it under paragraph*  
7            *(1)(B) or (1)(C), or both, to an apportionment*  
8            *under section 5311(c) or 5336, or both.*

9            “(B) *LIMITED TO ELIGIBLE PROJECTS.*—  
10           *Any funds transferred pursuant to this para-*  
11           *graph shall be made available only for eligible*  
12           *projects selected under this section.*

13           “(C) *CONSULTATION.*—*A State may make a*  
14           *transfer of an amount under this subsection only*  
15           *after consulting with responsible local officials*  
16           *and publicly owned operators of public transpor-*  
17           *tation in each area for which the amount origi-*  
18           *nally was awarded under subsection (d)(4).*

19           “(d) *COMPETITIVE PROCESS FOR GRANTS TO SUB-*  
20           *RECIPIENTS.*—

21           “(1) *AREAWIDE SOLICITATIONS.*—*A recipient of*  
22           *funds apportioned under subsection (c)(1)(A) shall*  
23           *conduct, in cooperation with the appropriate metro-*  
24           *politan planning organization, an areawide sollicita-*

1        *tion for applications for grants to the recipient and*  
2        *subrecipients under this section.*

3            “(2) *STATEWIDE SOLICITATION.*—*A recipient of*  
4        *funds apportioned under subsection (c)(1)(B) or*  
5        *(c)(1)(C) shall conduct a statewide solicitation for ap-*  
6        *plications for grants to the recipient and subrecipi-*  
7        *ents under this section.*

8            “(3) *APPLICATION.*—*Recipients and subrecipi-*  
9        *ents seeking to receive a grant from funds apportioned*  
10       *under subsection (c) shall submit to the recipient an*  
11       *application in the form and in accordance with such*  
12       *requirements as the recipient shall establish.*

13           “(4) *GRANT AWARDS.*—*The recipient shall award*  
14       *grants under paragraphs (1) and (2) on a competitive*  
15       *basis.*

16           “(e) *GRANT REQUIREMENTS.*—

17           “(1) *IN GENERAL.*—*Except as provided in para-*  
18       *graph (2), a grant under this section shall be subject*  
19       *to all the requirements of section 5307.*

20           “(2) *EMPLOYEE PROTECTIVE ARRANGEMENTS.*—  
21       *Section 5333(b) shall apply to grants under this sec-*  
22       *tion, except that the Secretary of Labor shall utilize,*  
23       *for urbanized areas with a population of less than*  
24       *200,000 and for other than urbanized areas, a special*  
25       *warranty described in section 215.7 of title 29, Code*

1 *of Federal Regulations (as in effect on the date of en-*  
2 *actment of the Federal Public Transportation Act of*  
3 *2004), that provides a fair and equitable arrangement*  
4 *to protect the interest of employees.*

5 “(3) *FAIR AND EQUITABLE DISTRIBUTION.*—A  
6 *recipient of a grant under this section shall certify*  
7 *that allocations of the grant to subrecipients are dis-*  
8 *tributed on a fair and equitable basis.*

9 “(f) *COORDINATION.*—

10 “(1) *IN GENERAL.*—The Secretary shall coordi-  
11 *nate activities under this section with related activi-*  
12 *ties under programs of other Federal departments and*  
13 *agencies.*

14 “(2) *WITH NONPROFIT PROVIDERS.*—A recipient  
15 *that transfers funds to an apportionment under sec-*  
16 *tion 5336 pursuant to subsection (c)(2) shall certify*  
17 *that the project for which the funds are requested*  
18 *under this section has been coordinated with non-*  
19 *profit providers of services.*

20 “(3) *PROJECT SELECTION AND PLANNING.*—A re-  
21 *recipient of funds under this section shall certify that—*

22 “(A) *the projects selected were derived from*  
23 *a locally developed, coordinated public transit-*  
24 *human services transportation plan; and*

1           “(B) the plan was developed through a  
2           process that included representatives of public,  
3           private, and nonprofit transportation and  
4           human services providers and participation by  
5           the public.

6           “(g) GOVERNMENT’S SHARE OF COSTS.—

7           “(1) CAPITAL PROJECTS.—A grant for a capital  
8           project under this section may not exceed 80 percent  
9           of the net capital costs of the project, as determined  
10          by the Secretary.

11          “(2) OPERATING ASSISTANCE.—A grant made  
12          under this section for operating assistance may not  
13          exceed 50 percent of the net operating costs of the  
14          project, as determined by the Secretary.

15          “(3) REMAINDER.—The remainder of the net  
16          project costs—

17                 “(A) may be provided from an undistrib-  
18                 uted cash surplus, a replacement or depreciation  
19                 cash fund or reserve, a service agreement with a  
20                 State or local social service agency or a private  
21                 social service organization, or new capital; and

22                 “(B) may be derived from amounts appro-  
23                 priated to or made available to a department or  
24                 agency of the Government (other than the De-

1           partment of Transportation) that are eligible to  
2           be expended for transportation.

3           “(4) *USE OF CERTAIN FUNDS.*—For purposes of  
4           paragraph (3)(B), the prohibitions on the use of funds  
5           for matching requirements under section  
6           403(a)(5)(C)(vii) of the Social Security Act (42  
7           U.S.C. 603(a)(5)(C)(vii)) shall not apply to Federal  
8           or State funds to be used for transportation purposes.

9           “(5) *LIMITATION ON OPERATING ASSISTANCE.*—  
10          A recipient carrying out a program of operating as-  
11          sistance under this section may not limit the level or  
12          extent of use of the Government grant for the payment  
13          of operating expenses.”.

14          (b) *CONFORMING AMENDMENT.*—The analysis for  
15          chapter 53 is amended by inserting after the item relating  
16          to section 5316 the following:

          “5317. *New freedom program.*”.

17       **SEC. 3019. BUS TESTING FACILITY.**

18          (a) *IN GENERAL.*—Section 5318 is amended—

19               (1) by striking subsection (a) and inserting the  
20               following:

21               “(a) *FACILITY.*—The Secretary of Transportation shall  
22               maintain one facility for testing a new bus model for main-  
23               tainability, reliability, safety, performance (including brak-  
24               ing performance), structural integrity, fuel economy, emis-  
25               sions, and noise.”;

1           (2) *in subsection (d) by striking “under section*  
 2           *5309(m)(1)(C) of this title” and inserting “to carry*  
 3           *out this section”; and*

4           (3) *by striking subsection (e) and inserting the*  
 5           *following:*

6           “(e) *ACQUIRING NEW BUS MODELS.—Amounts appro-*  
 7           *priated or made available under this chapter may be obli-*  
 8           *gated or expended to acquire a new bus model only if a*  
 9           *bus of that model has been tested at the facility maintained*  
 10           *by the Secretary under subsection (a).”.*

11           (b) *CONFORMING AMENDMENT.—Section 5323(c) is re-*  
 12           *pealed.*

13           **SEC. 3020. BICYCLE FACILITIES.**

14           *The first sentence of section 5319 is amended—*

15           (1) *by striking “5309(h),” and inserting*  
 16           *“5309(g),”; and*

17           (2) *by striking “and 5311” and inserting “5311,*  
 18           *and 5320”.*

19           **SEC. 3021. TRANSIT IN THE PARKS PILOT PROGRAM.**

20           (a) *IN GENERAL.—Section 5320 is amended to read*  
 21           *as follows:*

22           **“§ 5320. Transit in the parks pilot program**

23           “(a) *PUBLIC TRANSPORTATION DEFINED.—In this sec-*  
 24           *tion, the term ‘public transportation’ means general or spe-*  
 25           *cial transportation to the public by a conveyance that is*



1 *publicly or privately owned. Such term does not include*  
2 *schoolbus or charter transportation but does include sight-*  
3 *seeing transportation.*

4       “(b) *ESTABLISHMENT.*—*Not later than 90 days after*  
5 *the date of enactment of the Federal Public Transportation*  
6 *Act of 2004, the Secretary of Transportation and the Sec-*  
7 *retary of the Interior shall enter into a memorandum of*  
8 *understanding to establish a transit in the parks pilot pro-*  
9 *gram in accordance with the requirements of this section.*

10       “(c) *PURPOSE.*—*The purpose of the pilot program*  
11 *shall be to encourage and promote the development of trans-*  
12 *portation systems described in section 5301(a) within units*  
13 *of the National Park System to improve visitor mobility*  
14 *and enjoyment (including visitors with disabilities), reduce*  
15 *pollution and congestion, and enhance resource protection*  
16 *through the use of public transportation.*

17       “(d) *ADMINISTRATION OF PROGRAM.*—*The program*  
18 *shall be administered by the Secretary of Transportation,*  
19 *in consultation with the Secretary of the Interior.*

20       “(e) *MEMORANDUM OF UNDERSTANDING.*—

21               “(1) *PLANNING.*—*The memorandum of under-*  
22 *standing under subsection (b) shall include transpor-*  
23 *tation planning procedures that are consistent with*  
24 *the metropolitan and statewide planning processes re-*  
25 *quired under chapter 52.*

1           “(2) *PROGRAMS.*—*The memorandum of under-*  
2           *standing shall include descriptions of programs and*  
3           *activities eligible for assistance under the pilot pro-*  
4           *gram.*

5           “(3) *EXCEPTIONS.*—*The memorandum of under-*  
6           *standing shall limit or modify the applicability of the*  
7           *provisions referred to in subsection (f) to the extent*  
8           *necessary to carry out the objectives of this section*  
9           *and to be compatible with the laws and regulations*  
10          *governing units of the National Park System.*

11          “(f) *ELIGIBLE USE OF FUNDS.*—*Except as provided*  
12          *under subsection (e)(3), the Secretary may provide funds*  
13          *made available to carry out this section to the Secretary*  
14          *of the Interior under interagency agreements for the fol-*  
15          *lowing purposes:*

16                 “(1) *PLANNING, ENGINEERING, DESIGN, AND*  
17                 *EVALUATION.*—*Planning, engineering, design, and*  
18                 *evaluation of public transportation projects in units*  
19                 *of the National Park System, and for technical stud-*  
20                 *ies, in accordance with section 5305(b)(2).*

21                 “(2) *PUBLIC TRANSPORTATION CAPITAL*  
22                 *PROJECTS.*—*Public transportation capital projects*  
23                 *(as defined in section 5302(a)(1)) for such units in*  
24                 *accordance with all the terms and conditions to which*  
25                 *a grant is made under subsections (a), (b), (c), and*

1       (d) of section 5307 and such other terms and condi-  
2       tions as are determined by the Secretary. The Sec-  
3       retary of the Interior shall act as the designated re-  
4       cipient for the purposes of subsection (a)(2) of section  
5       5307.

6               “(3) OPERATING COSTS.—Operating costs of  
7       equipment and facilities used in public transpor-  
8       tation for such units.

9               “(g) GOVERNMENT’S SHARE OF COSTS.—

10              “(1) CAPITAL PROJECTS.—The Government  
11       share of the cost of any capital project or activity  
12       under this section shall be 100 percent of the costs of  
13       the project, as determined by the Secretary.

14              “(2) OPERATING ASSISTANCE.—A grant made  
15       under this section for operating assistance may not  
16       exceed 50 percent of the net operating costs of the  
17       project, as determined by the Secretary.

18              “(h) SAVINGS CLAUSE.—Nothing in this section shall  
19       be construed as superseding, amending, modifying, or re-  
20       pealing any provision of law applicable to units of the Na-  
21       tional Park System.”.

22              “(b) CONFORMING AMENDMENT.—The analysis for such  
23       chapter is further amended by striking the item relating  
24       to section 5320 and inserting the following:

“5320. Transit in the parks pilot program.”.

1 **SEC. 3022. HUMAN RESOURCE PROGRAMS.**

2 *Section 5322 is amended—*

3 *(1) by inserting “(a) IN GENERAL.—” before*  
4 *“The Secretary”; and*

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

6 *“(b) GRANTS TO HIGHER LEARNING INSTITUTIONS.—*

7 *“(1) AUTHORITY TO MAKE GRANTS.—The Sec-*  
8 *retary may make grants to nonprofit institutions of*  
9 *higher learning—*

10 *“(A) to conduct research and investigations*  
11 *into the theoretical or practical problems of pub-*  
12 *lic transportation; and*

13 *“(B) to train individuals to conduct further*  
14 *research or obtain employment in an organiza-*  
15 *tion that plans, builds, operates, or manages a*  
16 *public transportation system.*

17 *“(2) RESEARCH AND INVESTIGATIONS.—Research*  
18 *and investigations under this subsection include—*

19 *“(A) the design and use of public transpor-*  
20 *tation systems and public roads and highways;*

21 *“(B) the interrelationship between various*  
22 *modes of urban, suburban, rural, and intercity*  
23 *transportation;*

24 *“(C) the role of transportation planning in*  
25 *overall urban planning;*

26 *“(D) public preferences in transportation;*

1           “(E) the economic allocation of transpor-  
2           tation resources; and

3           “(F) the legal, financial, engineering, and  
4           esthetic aspects of public transportation.

5           “(3) PREFERENCE.—When making a grant  
6           under this subsection, the Secretary shall give pref-  
7           erence to an institution that brings together knowl-  
8           edge and expertise in the various social science and  
9           technical disciplines related to public transportation  
10          problems.

11          “(c) FELLOWSHIPS.—

12           “(1) AUTHORITY TO MAKE GRANTS.—The Sec-  
13           retary may make grants to States, local governmental  
14           authorities, and operators of public transportation  
15           systems to provide fellowships to train personnel em-  
16           ployed in managerial, technical, and professional po-  
17           sitions in the public transportation field.

18           “(2) TERMS.—

19           “(A) PERIOD OF TRAINING.—A fellowship  
20           under this subsection may be for not more than  
21           one year of training in an institution that offers  
22           a program applicable to the public transpor-  
23           tation industry.

24           “(B) SELECTION OF INDIVIDUALS.—The re-  
25           cipient of the grant shall select an individual on

1           *the basis of demonstrated ability and for the con-*  
 2           *tribution the individual reasonably can be ex-*  
 3           *pected to make to an efficient public transpor-*  
 4           *tation operation.*

5           “(C) AMOUNT.—A grant for a fellowship  
 6           may not be more than the lesser of \$65,000 or  
 7           75 percent of—

8                   “(i) tuition and other charges to the  
 9                   fellowship recipient;

10                   “(ii) additional costs incurred by the  
 11                   training institution and billed to the grant  
 12                   recipient; and

13                   “(iii) the regular salary of the fellow-  
 14                   ship recipient for the period of the fellow-  
 15                   ship to the extent the salary is actually  
 16                   paid or reimbursed by the grant recipient.”.

17 **SEC. 3023. GENERAL PROVISIONS ON ASSISTANCE.**

18           (a) INTERESTS IN PROPERTY.—Section 5323(a)(1) is  
 19 amended—

20                   (1) in the matter preceding subparagraph (A)—

21                           (A) by striking “private mass transpor-  
 22                           tation company” each place it appears and in-  
 23                           serting “private company engaged in public  
 24                           transportation”;

1           (B) by striking “mass transportation equip-  
2           ment or a mass transportation facility” and in-  
3           serting “a public transportation facility or  
4           equipment”; and

5           (C) by striking “mass transportation com-  
6           pany” and inserting “public transportation  
7           company”; and

8           (2) in subparagraph (B) by striking “private  
9           mass transportation companies” and inserting “pri-  
10          vate companies engaged in public transportation”.

11          (b) NOTICE AND PUBLIC HEARING.—Section 5323(b)  
12 is amended—

13           (1) in paragraph (1)—

14           (A) by striking “(1) An application” and  
15           inserting the following:

16           “(1) APPLICATIONS.—An application”;

17           (B) in the matter preceding subparagraph

18           (A) by striking “or loan”; and

19           (C) by moving subparagraphs (A) through

20           (D) 2 ems to the right;

21           (2) in paragraph (2) by striking “(2) Notice of”  
22           and inserting the following:

23           “(2) NOTICE.—Notice of”; and

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

1           “(3) *ENVIRONMENTAL RECORD.*—*An applicant*  
2           *shall include in the environmental record for a project*  
3           *under this chapter evidence that the applicant has*  
4           *complied with the requirements of subparagraphs (A)*  
5           *through (D) of paragraph (1).”.*

6           (c) *CONDITION ON CHARTER BUS TRANSPORTATION*  
7           *SERVICE.*—*Section 5323(d) is amended—*

8                     (1) *by striking “(1) Financial assistance” and*  
9                     *inserting the following:*

10                    “(1) *AGREEMENTS.*—*Financial assistance”;* and

11                    (2) *by striking paragraph (2) and inserting the*  
12                    *following:*

13                    “(2) *VIOLATIONS.*—

14                             “(A) *INVESTIGATIONS.*—*On receiving a*  
15                             *complaint about a violation of the agreement re-*  
16                             *quired under paragraph (1), the Secretary shall*  
17                             *investigate and decide whether a violation has*  
18                             *occurred.*

19                             “(B) *ENFORCEMENT OF AGREEMENTS.*—*If*  
20                             *the Secretary decides that a violation has oc-*  
21                             *curred, the Secretary shall correct the violation*  
22                             *under terms of the agreement.*

23                             “(C) *ADDITIONAL REMEDIES.*—*In addition*  
24                             *to any remedy specified in the agreement, the*  
25                             *Secretary shall bar a recipient or an operator*



1           *from receiving Federal transit assistance in an*  
2           *amount the Secretary considers appropriate if*  
3           *the Secretary finds a pattern of violations of the*  
4           *agreement.”.*

5           *(d) BOND PROCEEDS ELIGIBLE FOR LOCAL SHARE.—*

6           *Section 5323(e) is amended to read as follows:*

7           *“(e) BOND PROCEEDS ELIGIBLE FOR LOCAL*  
8           *SHARE.—*

9                   *“(1) USE AS LOCAL MATCHING FUNDS.—Not-*  
10           *withstanding any other provision of law, a recipient*  
11           *of assistance under section 5307 or 5309 may use the*  
12           *proceeds from the issuance of revenue bonds as part*  
13           *of the local matching funds for a capital project.*

14                   *“(2) MAINTENANCE OF EFFORT.—The Secretary*  
15           *shall approve of the use of the proceeds from the*  
16           *issuance of revenue bonds for the remainder of the net*  
17           *project cost only if the Secretary finds that the aggre-*  
18           *gate amount of financial support for public transpor-*  
19           *tation in the urbanized area provided by the State*  
20           *and affected local governmental authorities during the*  
21           *next 3 fiscal years, as programmed in the State*  
22           *transportation improvement program under chapter*  
23           *52 is not less than the aggregate amount provided by*  
24           *the State and affected local governmental authorities*

1       *in the urbanized area during the preceding 3 fiscal*  
2       *years.*

3           “(3) *DEBT SERVICE RESERVE.*—*The Secretary*  
4       *may reimburse an eligible recipient for deposits of*  
5       *bond proceeds in a debt service reserve that recipient*  
6       *established pursuant to section 5302(a)(1)(K) from*  
7       *amounts made available to the recipient under section*  
8       *5307 or 5309, or both; except that such reimbursement*  
9       *in a fiscal year may not exceed 10 percent of the*  
10       *amounts made available to the recipient under section*  
11       *5307 in such fiscal year.”.*

12       *(e) SCHOOLBUS TRANSPORTATION.*—*Section 5323(f) is*  
13       *amended—*

14           (1) *by striking “(1) Financial assistance” and*  
15       *inserting the following:*

16           “(1) *AGREEMENTS.*—*Financial assistance”;*

17           (2) *in paragraph (1) by moving subparagraphs*  
18       *(A), (B), and (C) 2 ems to the right; and*

19           (3) *by striking paragraph (2) and inserting the*  
20       *following:*

21           “(2) *VIOLATIONS.*—*If the Secretary finds that an*  
22       *applicant, governmental authority, or publicly owned*  
23       *operator has violated the agreement required under*  
24       *paragraph (1), the Secretary shall bar a recipient or*

1        *an operator from receiving Federal transit assistance*  
2        *in an amount the Secretary considers appropriate.”.*

3        *(f) BUYING BUSES UNDER OTHER LAWS.—Section*  
4        *5323(g) is amended by striking “103(e)(4)” each place it*  
5        *appears and inserting “133”.*

6        *(g) BUY AMERICA.—*

7                *(1) PUBLIC INTEREST WAIVER.—Section 5323(j)*  
8        *is amended—*

9                        *(A) by redesignating paragraphs (3)*  
10                      *through (7) as paragraphs (4) through (8), re-*  
11                      *spectively; and*

12                      *(B) by inserting after paragraph (2) the fol-*  
13                      *lowing:*

14                      *“(3) WRITTEN JUSTIFICATION FOR PUBLIC IN-*  
15                      *TEREST WAIVER.—When issuing a waiver based on a*  
16                      *public interest determination under paragraph*  
17                      *(2)(A), the Secretary shall issue a detailed written*  
18                      *justification as to why the waiver is in the public in-*  
19                      *terest. The Secretary shall publish such justification*  
20                      *in the Federal Register and provide the public with*  
21                      *a reasonable period of time for notice and comment.”.*

22                      *(2) INELIGIBILITY FOR CONTRACTS.—Section*  
23                      *5323(j)(6) (as so redesignated) is amended by striking*  
24                      *“Intermodal Surface Transportation Efficiency Act of*

1       1991 (Public Law 102–240, 105 Stat. 1914)” and in-  
2       serting “Federal Public Transportation Act of 2004”.

3               (3) *ADMINISTRATIVE REVIEW*.—Section 5323(j)  
4       is amended by adding at the end the following:

5               “(9) *ADMINISTRATIVE REVIEW*.—A party ad-  
6       versely affected by an agency action under this sub-  
7       section shall have the right to seek review under sec-  
8       tion 702 of title 5, United States Code.”.

9               (4) *REPEAL OF GENERAL WAIVER*.—Subsections  
10       (b) and (c) of Appendix A of section 661.7 of title 49,  
11       Code of Federal Regulations, shall cease to be in effect  
12       beginning on the date of enactment of this Act.

13              (h) *RELATIONSHIP TO OTHER LAWS*.—Section 5323(l)  
14       is amended to read as follows:

15              “(l) *RELATIONSHIP TO OTHER LAWS*.—Section 1001  
16       of title 18 applies to a certificate, submission, or statement  
17       provided under this chapter. The Secretary may terminate  
18       financial assistance under this chapter and seek reimburse-  
19       ment directly, or by offsetting amounts, available under this  
20       chapter, when a false or fraudulent statement or related act  
21       within the meaning of section 1001 is made in connection  
22       with a Federal transit program.”.

23              (i) *GRANT REQUIREMENTS*.—Section 5323(o) is  
24       amended by striking “the Transportation Infrastructure Fi-

1 *nance and Innovation Act of 1998” and inserting “chapter*  
2 *6 (other than section 609) of title 23”.*

3 *(j) TRANSFER OF LANDS OR INTERESTS IN LANDS*  
4 *OWNED BY THE UNITED STATES.—Section 5323 is amend-*  
5 *ed by adding at the end the following:*

6 *“(p) TRANSFER OF LANDS OR INTERESTS IN LANDS*  
7 *OWNED BY THE UNITED STATES.—*

8 *“(1) IDENTIFICATION OF LANDS NECESSARY FOR*  
9 *TRANSIT PURPOSES.—If the Secretary determines that*  
10 *any part of the lands or interests in lands owned by*  
11 *the United States and made available as a result of*  
12 *a military base closure is necessary for public trans-*  
13 *portation purposes eligible under this chapter, includ-*  
14 *ing corridor preservation, the Secretary shall file with*  
15 *the Secretary of the Department supervising the ad-*  
16 *ministration of such lands or interests in lands a*  
17 *map showing the portion of such lands or interests in*  
18 *lands which is desired to be transferred for public*  
19 *transportation purposes.*

20 *“(2) DEADLINE FOR CERTIFICATION.—If, within*  
21 *4 months of such filing, the Secretary of such Depart-*  
22 *ment has not certified to the Secretary that the pro-*  
23 *posed transfer of such land is contrary to the public*  
24 *interest or inconsistent with the purposes for which*  
25 *such land has been reserved or has agreed to the*

1       *transfer under conditions that the Secretary of such*  
2       *Department considers necessary for the adequate pro-*  
3       *tection and utilization of the reserve, then such land*  
4       *and materials may be appropriated and transferred*  
5       *to a State, or local government, or public transpor-*  
6       *tation operator for such purposes and subject to the*  
7       *conditions so specified.*

8               “(3) *REVERSION.*—*If at any time such lands are*  
9       *no longer needed for public transportation purposes,*  
10       *notice shall be given to the Secretary by the State,*  
11       *local government, or public transportation operator*  
12       *that received the land, and such lands shall imme-*  
13       *diately revert to the control of the Secretary of the De-*  
14       *partment from which the land was originally trans-*  
15       *ferred.”.*

16       **SEC. 3024. SPECIAL PROVISIONS FOR CAPITAL PROJECTS.**

17       “(a) *IN GENERAL.*—*Section 5324 is amended to read*  
18       *as follows:*

19       **“§ 5324. Special provisions for capital projects**

20               “(a) *RELOCATION PROGRAM REQUIREMENTS.*—*Fi-*  
21       *nancial assistance may be provided under section 5309 only*  
22       *if the Secretary decides that—*

23                       “(1) *an adequate relocation program is being*  
24       *carried out for families displaced by a project; and*

1           “(2) *an equal number of decent, safe, and sani-*  
2           *tary dwellings are being, or will be, provided to those*  
3           *families in the same area or in another area gen-*  
4           *erally not less desirable for public utilities and public*  
5           *and commercial facilities, at rents or prices within*  
6           *the financial means of those families, and with rea-*  
7           *sonable access to their places of employment.*

8           “(b) *CONSIDERATION OF ECONOMIC, SOCIAL, AND EN-*  
9           *VIRONMENTAL INTERESTS.—*

10           “(1) *COOPERATION AND CONSULTATION.—In car-*  
11           *rying out the policy of section 5301(e), the Secretary*  
12           *shall cooperate and consult with the Secretaries of the*  
13           *Interior, Health and Human Services, and Housing*  
14           *and Urban Development and the Administrator of the*  
15           *Environmental Protection Agency on each project*  
16           *that may have a substantial impact on the environ-*  
17           *ment.*

18           “(2) *PUBLIC PARTICIPATION IN ENVIRONMENTAL*  
19           *REVIEWS.—In performing environmental reviews, the*  
20           *Secretary shall review each transcript of a hearing*  
21           *submitted under section 5323(b) to establish that an*  
22           *adequate opportunity to present views was given to*  
23           *all parties having a significant economic, social, or*  
24           *environmental interest in the project, and that the*  
25           *project application includes a record of—*

1           “(A) *the environmental impact of the pro-*  
2           *posal;*

3           “(B) *adverse environmental effects that can-*  
4           *not be avoided;*

5           “(C) *alternatives to the proposal; and*

6           “(D) *irreversible and irretrievable impacts*  
7           *on the environment.*

8           “(3) *APPROVAL OF APPLICATIONS FOR ASSIST-*  
9           *ANCE.—*

10           “(A) *FINDINGS BY THE SECRETARY.—The*  
11           *Secretary may approve an application for finan-*  
12           *cial assistance for a capital project in accord-*  
13           *ance with this chapter only if the Secretary*  
14           *makes written findings, after reviewing the ap-*  
15           *plication and the transcript of any hearing held*  
16           *before a State or local governmental authority*  
17           *under section 5323(b), that—*

18                   “(i) *an adequate opportunity to*  
19                   *present views was given to all parties hav-*  
20                   *ing a significant economic, social, or envi-*  
21                   *ronmental interest;*

22                   “(ii) *the preservation and enhancement*  
23                   *of the environment and the interest of the*  
24                   *community in which the project is located*  
25                   *were considered; and*



1                   “(iii) no adverse environmental effect  
2                   is likely to result from the project, or no fea-  
3                   sible and prudent alternative to the effect  
4                   exists and all reasonable steps have been  
5                   taken to minimize the effect.

6                   “(B) HEARING.—If a hearing has not been  
7                   conducted or the Secretary decides that the  
8                   record of the hearing is inadequate for making  
9                   the findings required by this subsection, the Sec-  
10                  retary shall conduct a hearing on an environ-  
11                  mental issue raised by the application after giv-  
12                  ing adequate notice to interested persons.

13                  “(C) AVAILABILITY OF FINDINGS.—The Sec-  
14                  retary’s findings under subparagraph (A) shall  
15                  be made a matter of public record.”.

16                  (b) CONFORMING AMENDMENT.—The analysis for  
17                  chapter 53 is amended by striking the item relating to sec-  
18                  tion 5324 and inserting the following:

                  “5324. Special provisions for capital projects.”.

19                  **SEC. 3025. CONTRACT REQUIREMENTS.**

20                  (a) IN GENERAL.—Section 5325 is amended—

21                         (1) by striking subsections (a) and (b) and in-  
22                         serting the following:

23                         “(a) COMPETITION.—Recipients of Federal assistance  
24                         under this chapter shall conduct all procurement trans-

1 *actions involving such assistance in a manner providing*  
2 *full and open competition, as determined by the Secretary.*

3 “(b) *ARCHITECTURAL, ENGINEERING, AND DESIGN*  
4 *CONTRACTS.—*

5 “(1) *PROCEDURES FOR AWARDING CONTRACT.—*

6 *A contract or requirement for program management,*  
7 *architectural engineering, construction management,*  
8 *a feasibility study, and preliminary engineering, de-*  
9 *sign, architectural, engineering, surveying, mapping,*  
10 *or related services for a project for which Federal as-*  
11 *sistance is provided under this chapter shall be*  
12 *awarded in the same way as a contract for architec-*  
13 *tural and engineering services is negotiated under*  
14 *chapter 11 of title 40 or an equivalent qualifications-*  
15 *based requirement of a State.*

16 “(2) *EFFECT OF STATE LAWS.—This subsection*  
17 *does not apply to the extent a State has adopted, be-*  
18 *fore the date of enactment of the Federal Public*  
19 *Transportation Act of 2004, by law a formal proce-*  
20 *dure for procuring those services.*

21 “(3) *ADMINISTRATION OF CONTRACTS.—When*  
22 *awarding such contracts, recipients of assistance*  
23 *under this chapter shall maximize efficiencies of ad-*  
24 *ministration by accepting nondisputed audits con-*  
25 *ducted by other governmental agencies as follows:*

1           “(A) *PERFORMANCE OF AUDITS.*—Any con-  
2           tract or subcontract awarded under this chapter  
3           shall be performed and audited in compliance  
4           with cost principles contained in the Federal Ac-  
5           quisition Regulation (part 31 of title 48, Code of  
6           Federal Regulations).

7           “(B) *INDIRECT COST RATES.*—Instead of  
8           performing its own audits, a recipient of funds  
9           under a contract or subcontract awarded under  
10          this chapter shall accept indirect cost rates estab-  
11          lished in accordance with the Federal Acquisi-  
12          tion Regulation for one-year applicable account-  
13          ing periods by a cognizant Federal or State gov-  
14          ernment agency, if such rates are not currently  
15          under dispute.

16          “(C) *APPLICATION OF RATES.*—Once a  
17          firm’s indirect cost rates are accepted under this  
18          paragraph, the recipient of the funds shall apply  
19          such rates for the purposes of contract esti-  
20          mation, negotiation, administration, reporting,  
21          and contract payment and shall not be limited  
22          by administrative or de facto ceilings.

23          “(D) *PRENOTIFICATION; CONFIDENTIALITY*  
24          *OF DATA.*—A recipient of funds requesting or  
25          using the cost and rate data described in para-

1           *graph (3) shall notify any affected firm before*  
2           *such request or use. Such data shall be confiden-*  
3           *tial and shall not be accessible or provided, in*  
4           *whole or in part, to another firm or to any gov-*  
5           *ernment agency that is not part of the group of*  
6           *agencies sharing cost data under this paragraph,*  
7           *except by written permission of the audited firm.*  
8           *If prohibited by law, such cost and rate data*  
9           *shall not be disclosed under any circumstances.”;*

10          *and*

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

12          “(d) *DESIGN-BUILD SYSTEM PROJECTS.—*

13                 “(1) *DEFINITION.—In this section, the term ‘de-*  
14                 *sign-build system project’ means a project under*  
15                 *which a recipient enters into a contract with a seller,*  
16                 *firm, or consortium of firms to design and build a*  
17                 *public transportation system or an operable segment*  
18                 *thereof that meets specific performance criteria. Such*  
19                 *project may also include an option to finance, or op-*  
20                 *erate for a period of time, the system or segment or*  
21                 *any combination of designing, building, operating, or*  
22                 *maintaining such system or segment.*

23                 “(2) *FINANCIAL ASSISTANCE.—Government fi-*  
24                 *nancial assistance under this chapter may be made*  
25                 *available for the capital costs of a design-build system*

1        *project after the recipient complies with Government*  
2        *requirements.*

3        “(e) *MULTIYEAR ROLLING STOCK.*—

4                “(1) *CONTRACTS.*—*A recipient procuring rolling*  
5        *stock with Government financial assistance under this*  
6        *chapter may make a multiyear contract to buy the*  
7        *rolling stock and replacement parts under which the*  
8        *recipient has an option to buy additional rolling*  
9        *stock or replacement parts for not more than 5 years*  
10       *after the date of the original contract.*

11               “(2) *COOPERATION AMONG RECIPIENTS.*—*The*  
12       *Secretary shall allow at least 2 recipients to act on*  
13       *a cooperative basis to procure rolling stock in compli-*  
14       *ance with this subsection and other Government pro-*  
15       *curement requirements.*

16        “(f) *ACQUIRING ROLLING STOCK.*—*A recipient of fi-*  
17       *nancial assistance under this chapter may enter into a con-*  
18       *tract to expend that assistance to acquire rolling stock—*

19               “(1) *based on—*

20                        “(A) *initial capital costs; or*

21                        “(B) *performance, standardization, life*  
22        *cycle costs, and other factors; or*

23                “(2) *with a party selected through a competitive*  
24        *procurement process.*

1       “(g) *EXAMINATION OF THE RECORDS.*—Upon request,  
2 *the Secretary, the Comptroller General, or a representative*  
3 *of the Secretary or the Comptroller General shall have access*  
4 *to and the right to examine and inspect all records, docu-*  
5 *ments, papers, including contracts, related to a project for*  
6 *which a grant is made under this chapter.*

7       “(h) *GRANT PROHIBITIONS.*—A grant may not be used  
8 *to support a procurement that uses an exclusionary or dis-*  
9 *criminatory specification.”.*

10       (b) *CONFORMING AMENDMENTS.*—Section 5326, and  
11 *the item relating to section 5326 in the analysis for chapter*  
12 *53, are repealed.*

13 **SEC. 3026. PROJECT MANAGEMENT OVERSIGHT AND RE-**  
14 **VIEW.**

15       (a) *PROJECT MANAGEMENT PLAN REQUIREMENTS.*—  
16 *Section 5327(a) is amended—*

17           (1) *by striking “and” at the end of paragraph*  
18 *(11);*

19           (2) *by striking the period at the end of para-*  
20 *graph (12) and inserting “; and”; and*

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

22           “(13) *safety and security management.*”.

23       (b) *LIMITATIONS.*—Section 5327(c) is amended to read  
24 *as follows:*

25       “(c) *LIMITATIONS.*—

1           “(1) *LIMITATIONS ON USE OF AVAILABLE*  
2 *AMOUNTS.—The Secretary may use not more than .5*  
3 *percent of amounts made available for a fiscal year*  
4 *to carry out section 5311, not more than .75 percent*  
5 *of amounts made available for a fiscal year to carry*  
6 *out section 5307, and not more than 1 percent of*  
7 *amounts made available for a fiscal year to carry out*  
8 *section 5309 to make contracts for the following ac-*  
9 *tivities:*

10                   “(A) *To oversee the construction of a major*  
11 *project.*

12                   “(B) *To review and audit the safety and se-*  
13 *curity, procurement, management, and financial*  
14 *compliance of a recipient or subrecipient of*  
15 *funds under sections 5307, 5309, and 5311.*

16                   “(C) *To provide technical assistance to cor-*  
17 *rect deficiencies identified in compliance reviews*  
18 *and audits carried out under this section.*

19           “(2) *LIMITATIONS ON APPLICABILITY.—Sub-*  
20 *sections (a), (b), and (e) do not apply to contracts*  
21 *under this section for activities described in para-*  
22 *graphs (1)(B) and (1)(C).*

23           “(3) *GOVERNMENT’S SHARE OF COSTS.—The*  
24 *Government shall pay the entire cost of carrying out*  
25 *a contract under this subsection.”.*

1 **SEC. 3027. INVESTIGATIONS OF SAFETY AND HAZARDS.**

2 (a) *IN GENERAL.*—Section 5329 is amended to read  
3 as follows:

4 **“§ 5329. Investigation of safety and hazards**

5 “(a) *IN GENERAL.*—The Secretary may investigate  
6 safety and security risks associated with a condition in  
7 equipment, a facility, or an operation financed under this  
8 chapter that the Secretary believes causes a serious hazard  
9 of death or injury to establish the nature and extent of the  
10 condition and how to eliminate, mitigate, or correct it.

11 “(b) *PLANS FOR ELIMINATING, MITIGATING, OR COR-*  
12 *RECTING HAZARDS.*—If the Secretary establishes that a  
13 condition causes a hazard, the Secretary shall require the  
14 local governmental authority receiving amounts under this  
15 chapter to submit a plan for eliminating, mitigating, or  
16 correcting it.

17 “(c) *WITHHOLDING FINANCIAL ASSISTANCE.*—Finan-  
18 cial assistance under this chapter, in an amount to be deter-  
19 mined by the Secretary, may be withheld until a plan is  
20 approved and carried out.”.

21 (b) *CONFORMING AMENDMENT.*—The analysis for  
22 chapter 53 is amended by striking the item relating to sec-  
23 tion 5329 and inserting the following:

“5329. *Investigation of safety and hazards.*”.

24 **SEC. 3028. STATE SAFETY OVERSIGHT.**

25 (a) *IN GENERAL.*—Section 5330 is amended—



1           (1) *by striking the section heading and all that*  
2           *follows through subsection (a) and inserting the fol-*  
3           *lowing:*

4    **“§ 5330. State safety oversight**

5           “(a) *APPLICATION.—This section applies only to—*

6            “(1) *States that have rail fixed guideway public*  
7            *transportation systems not subject to regulation by*  
8            *the Federal Railroad Administration; and*

9            “(2) *States that are designing rail fixed guide-*  
10           *way public transportation systems that will not be*  
11           *subject to regulation by the Federal Railroad Admin-*  
12           *istration.”;*

13           (2) *in subsection (d) by inserting “shall ensure*  
14           *uniform safety standards and enforcement and” after*  
15           *“affected States”; and*

16           (3) *by striking subsection (f).*

17           (b) *CONFORMING AMENDMENT.—The analysis for*  
18           *chapter 53 is amended by striking the item relating to sec-*  
19           *tion 5330 and inserting the following:*

          “5330. *State safety oversight.*”.

20    **SEC. 3029. CONTROLLED SUBSTANCES AND ALCOHOL MIS-**  
21            **USE TESTING.**

22           (a) *DEFINITIONS.—Section 5331(a)(3) is amended by*  
23           *striking the period at the end and inserting the following:*  
24           *“or section 2303a, 7101(i), or 7302(e) of title 46. The Sec-*  
25           *retary may also decide that a form of public transportation*

1 *is covered adequately, for employee alcohol and controlled*  
2 *substances testing purposes, under the alcohol and con-*  
3 *trolled substance statutes or regulations of an agency within*  
4 *the Department of Transportation or the Coast Guard.”.*

5 (b) *TECHNICAL CORRECTIONS.—Subsections (b)(1)*  
6 *and (g) of section 5331 are each amended by striking “or*  
7 *section 103(e)(4) of title 23”.*

8 (c) *REGULATIONS.—Section 5331(f) is amended by*  
9 *striking paragraph (3).*

10 **SEC. 3030. EMPLOYEE PROTECTIVE ARRANGEMENTS.**

11 *Section 5333(b)(1) is amended by striking “5318(d),*  
12 *5323(a)(1), (b), (d), and (e), 5328, 5337, and 5338(b)” each*  
13 *place it appears and inserting “5316, 5317, 5318, 5320,*  
14 *5323(a)(1), 5323(b), 5323(d), 5328, 5337, 5338(b), 5338(g),*  
15 *and 5338(h)”.*

16 **SEC. 3031. ADMINISTRATIVE PROCEDURES.**

17 *Section 5334 is amended—*

18 (1) *in subsection (a)—*

19 (A) *by striking “and” at the end of para-*  
20 *graph (9);*

21 (B) *by striking the period at the end of*  
22 *paragraph (10) and inserting “; and”; and*

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

24 “(11) *issue regulations as necessary to carry out*  
25 *the purposes of this chapter.”;*

1           (2) *by striking subsection (i);*

2           (3) *by redesignating subsections (b) through (h)*  
3 *as subsections (c) through (i), respectively;*

4           (4) *by inserting after subsection (a) the fol-*  
5 *lowing:*

6           “(b) *PROHIBITIONS AGAINST REGULATING OPER-*  
7 *ATIONS AND CHARGES.—*

8           “(1) *IN GENERAL.—Except for purposes of na-*  
9 *tional defense or in the event of a national or regional*  
10 *emergency, the Secretary may not regulate the oper-*  
11 *ation, routes, or schedules of a public transportation*  
12 *system for which a grant is made under this chapter,*  
13 *nor may the Secretary regulate the rates, fares, tolls,*  
14 *rentals, or other charges prescribed by any provider*  
15 *of public transportation.*

16           “(2) *LIMITATION ON STATUTORY CONSTRUC-*  
17 *TION.—Nothing in this subsection shall be construed*  
18 *to prevent the Secretary from requiring a recipient of*  
19 *funds under this chapter to comply with the terms*  
20 *and conditions of its Federal assistance agreement.”;*

21           (5) *in subsection (c)(4) (as redesignated by para-*  
22 *graph (3) of this section)—*

23           (A) *by striking “subsections (h) and (i)”*  
24 *and inserting “subsection (i)”;* and

1                   (B) by striking “5323(c), 5323(e), 5324(c),”;

2                   and

3                   (6) by adding at the end of subsection (c) (as re-  
4                   designated by paragraph (3) of this section) the fol-  
5                   lowing:

6                   “(5) *NONREGULATORY SUBSTANTIVE POLICY*  
7                   *STATEMENTS.—The Secretary shall provide notice*  
8                   *and an opportunity for public comment at least 60*  
9                   *days before issuing any nonregulatory substantive*  
10                  *policy statements (regardless of the form of issuance),*  
11                  *including guidance, policy statements, and regulatory*  
12                  *interpretations.”.*

13 **SEC. 3032. NATIONAL TRANSIT DATABASE.**

14                  (a) *IN GENERAL.—Section 5335 is amended—*

15                   (1) *by striking the section heading and inserting*  
16                   *the following:*

17 **“§ 5335. National transit database”;**

18                   (2) *by striking subsection (b); and*

19                   (3) *in subsection (a)—*

20                   (A) *by striking “(1) To help” and inserting*  
21                   *“To help”; and*

22                   (B) *by striking “(2) The Secretary” and in-*  
23                   *serting “(b) REPORTING AND UNIFORM SYS-*  
24                   *TEMS.—The Secretary”.*

1       (b) *CONFORMING AMENDMENT.*—*The analysis for*  
 2 *chapter 53 is amended by striking the item relating to sec-*  
 3 *tion 5335 and inserting the following:*

“5335. *National transit database.*”.

4 **SEC. 3033. APPORTIONMENTS BASED ON FIXED GUIDEWAY**  
 5 **FACTORS.**

6       (a) *DISTRIBUTION.*—*Section 5337 is amended—*

7           (1) *by striking the section designation and all*  
 8 *that follows before paragraph (1) of subsection (a)*  
 9 *and inserting the following:*

10 **“§ 5337. Apportionment based on fixed guideway fac-**  
 11 **tors**

12       “(a) *DISTRIBUTION.*—*The Secretary shall apportion*  
 13 *amounts made available for fixed guideway modernization*  
 14 *under sections 5338(b) and 5338(g) as follows:”;*

15           (2) *in subsection (a) by striking “(e)(1)” each*  
 16 *place it appears and inserting “(e)”;* and

17           (3) *in subsection (a) by striking “(e)(2)” each*  
 18 *place it appears and inserting “(e)”.*

19       (b) *ROUTE SEGMENTS TO BE INCLUDED IN APPOR-*  
 20 *TIONMENT FORMULAS.*—*Section 5337(e) is amended by*  
 21 *striking paragraph (1) and all that follows through “(2)*  
 22 *OTHER STANDARDS.—”.*

1           (c) *CONFORMING AMENDMENT.*—*The item relating to*  
 2 *section 5337 in the table of sections for chapter 53 is amend-*  
 3 *ed to read as follows:*

*“5337. Apportionment based on fixed guideway factors.”.*

4 **SEC. 3034. AUTHORIZATIONS.**

5           *Section 5338 is amended to read as follows:*

6 **“§ 5338. Authorizations**

7           “(a) *FORMULA GRANTS.*—

8                   “(1) *FISCAL YEAR 2004.*—

9                           “(A) *FROM TRUST FUND.*—*There shall be*  
 10 *available from the Mass Transit Account of the*  
 11 *Highway Trust Fund to carry out sections 5307,*  
 12 *5308, 5310, 5311, 5316, 5317, 5318, and 5320 of*  
 13 *this chapter, 1118(b) of the Transportation Eq-*  
 14 *uity Act: A Legacy for Users (relating to the*  
 15 *nonmotorized transportation pilot program), and*  
 16 *section 3038 of the Transportation Equity Act*  
 17 *for the 21st Century (49 U.S.C. 5310 note; 112*  
 18 *Stat. 392–393) \$3,132,304,000 for fiscal year*  
 19 *2004.*

20                           “(B) *FROM GENERAL FUND.*—*In addition*  
 21 *to amounts made available under subparagraph*  
 22 *(A), there are authorized to be appropriated to*  
 23 *carry out sections 5307, 5308, 5310, 5311, 5316,*  
 24 *5317, and 5318 of this chapter, 1118(b) of the*  
 25 *Transportation Equity Act: A Legacy for Users*

1           *(relating to the nonmotorized transportation*  
2           *pilot program), and section 3038 of the Trans-*  
3           *portation Equity Act for the 21st Century (49*  
4           *U.S.C. 5310 note; 112 Stat. 392–393)*  
5           *\$783,076,000 for fiscal year 2004.*

6           “(C) *ALLOCATION OF FUNDS.—Of the aggre-*  
7           *gate of amounts made available by and appro-*  
8           *priated under this paragraph for a fiscal year—*

9                   “(i) *\$4,849,950 shall be available to the*  
10                   *Alaska Railroad for improvements to its*  
11                   *passenger operations under section 5307;*

12                   “(ii) *\$125,000,000 shall be available to*  
13                   *provide job access and reverse commute for-*  
14                   *mula grants under section 5316;*

15                   “(iii) *\$50,000,000 shall be available to*  
16                   *carry out the New Freedom program under*  
17                   *section 5317;*

18                   “(iv) *\$50,000,000 shall be available to*  
19                   *provide clean fuels formula grants under*  
20                   *section 5308;*

21                   “(v) *\$8,000,000 shall be available to*  
22                   *carry out the transit in the parks pilot pro-*  
23                   *gram under section 5320;*

24                   “(vi) *\$4,000,000 shall be available to*  
25                   *carry out the nonmotorized transportation*

1           *pilot program under section 1118(b) of the*  
2           *Transportation Equity Act: A Legacy for*  
3           *Users;*

4           “(vii) \$8,000,000 shall be available to  
5           *provide over-the-road bus accessibility*  
6           *grants under section 3038 of the Transpor-*  
7           *tation Equity Act for the 21st Century (49*  
8           *U.S.C. 5310 note);*

9           “(viii) \$3,100,000 shall be available to  
10           *carry out bus testing under section 5318;*

11           “(ix) \$91,560,751 shall be available to  
12           *provide transportation services to elderly*  
13           *individuals and individuals with disabil-*  
14           *ities under section 5310;*

15           “(x) \$292,994,404 shall be available to  
16           *provide financial assistance for other than*  
17           *urbanized areas under section 5311; and*

18           “(xi) \$3,277,874,895 shall be available  
19           *to provide financial assistance for urban-*  
20           *ized areas under section 5307, subject to sec-*  
21           *tion 3041(h) of the Federal Public Trans-*  
22           *portation Act of 2004.*

23           “(2) *FISCAL YEARS 2005 THROUGH 2009.—*

24           “(A) *FROM TRUST FUND.—There shall be*  
25           *available from the Mass Transit Account of the*



1 *Highway Trust Fund to carry out sections 5307,*  
2 *5308, 5310, 5311, 5316, 5317, 5318, and 5320 of*  
3 *this chapter, section 3038 of the Transportation*  
4 *Equity Act for the 21st Century (49 U.S.C. 5310*  
5 *note; 112 Stat. 392–393), and section 1118(b) of*  
6 *the Transportation Equity Act: A Legacy for*  
7 *Users (relating to the nonmotorized transpor-*  
8 *tation pilot program)—*

9 *“(i) \$4,181,125,000 for fiscal year*  
10 *2005;*

11 *“(ii) \$4,464,295,000 for fiscal year*  
12 *2006;*

13 *“(iii) \$4,766,420,000 for fiscal year*  
14 *2007;*

15 *“(iv) \$5,089,172,500 for fiscal year*  
16 *2008; and*

17 *“(v) \$5,433,667,500 for fiscal year*  
18 *2009.*

19 *“(B) ALLOCATION OF FUNDS FOR BUS*  
20 *TESTING AND OVER-THE-ROAD BUS ACCESSI-*  
21 *BILITY.—Of the aggregate of amounts made*  
22 *available by this paragraph for a fiscal year—*

23 *“(i) \$3,100,000 shall be available to*  
24 *carry out section 5318; and*

1           “(ii) \$8,000,000 shall be available to  
2           carry out section 3038 of the Transpor-  
3           tation Equity Act for the 21st Century (49  
4           U.S.C. 5310 note).

5           “(C) *ALLOCATION OF FUNDS FOR CLEAN*  
6           *FUELS FORMULA GRANT PROGRAM.—Of the ag-*  
7           *gregate of amounts made available by this para-*  
8           *graph, \$75,000,000 for fiscal year 2005 and*  
9           *\$100,000,000 for each of fiscal years 2006, 2007,*  
10          *2008, and 2009 shall be available to carry out*  
11          *section 5308.*

12          “(D) *ALLOCATION OF FUNDS FOR JOB AC-*  
13          *CESS AND REVERSE COMMUTE FORMULA GRANT*  
14          *PROGRAM.—Of the aggregate of amounts made*  
15          *available by this paragraph, \$150,000,000 for*  
16          *fiscal year 2005, \$175,000,000 for fiscal year*  
17          *2006, \$200,000,000 for fiscal year 2007,*  
18          *\$200,000,000 for fiscal year 2008, and*  
19          *\$200,000,000 for fiscal year 2009 shall be avail-*  
20          *able to carry out section 5316.*

21          “(E) *ALLOCATION OF FUNDS FOR NEW*  
22          *FREEDOM PROGRAM.—Of the aggregate of*  
23          *amounts made available by this paragraph,*  
24          *\$95,000,000 for fiscal year 2005, \$100,000,000*  
25          *for fiscal year 2006, \$105,000,000 for fiscal year*

1           2007, \$115,000,000 for fiscal year 2008, and  
2           \$125,000,000 for fiscal year 2009 shall be avail-  
3           able to carry out section 5317.

4           “(F) ALLOCATION OF FUNDS FOR TRANSIT  
5           IN THE PARKS PILOT PROGRAM.—Of the aggre-  
6           gate of amounts made available by this para-  
7           graph, \$8,000,000 for fiscal year 2005,  
8           \$16,000,000 for fiscal year 2006, \$16,000,000 for  
9           fiscal year 2007, \$16,000,000 for fiscal year  
10          2008, and \$16,000,000 for fiscal year 2009 shall  
11          be available to carry out section 5320.

12          “(G) ALLOCATION OF FUNDS FOR NON-  
13          MOTORIZED TRANSPORTATION PILOT PRO-  
14          GRAM.—Of the aggregate of amounts made avail-  
15          able by this paragraph, \$4,000,000 for fiscal  
16          year 2005, \$4,000,000 for fiscal year 2006,  
17          \$4,000,000 for fiscal year 2007, \$8,000,000 for  
18          fiscal year 2008, and \$8,000,000 for fiscal year  
19          2009 shall be available to carry out section  
20          1118(b) of the Transportation Equity Act: A  
21          Legacy for Users (relating to the nonmotorized  
22          transportation pilot program).

23          “(H) ALLOCATION OF FUNDS FOR THE  
24          ALASKA RAILROAD.—Of the aggregate of amounts  
25          made available by this paragraph, \$10,000,000

1       *for fiscal year 2005, \$11,000,000 for fiscal year*  
2       *2006, \$12,000,000 for fiscal year 2007,*  
3       *\$13,000,000 for fiscal year 2008, and*  
4       *\$14,000,000 for fiscal year 2009 shall be avail-*  
5       *able to the Alaska Railroad for improvements to*  
6       *its passenger operations under section 5307.*

7               *“(I) REMAINDER.—Of the remainder of the*  
8       *aggregate amounts made available by this para-*  
9       *graph for a fiscal year after the allocations*  
10       *under subparagraphs (B) through (H) for such*  
11       *fiscal year—*

12               *“(i) 2.5 percent shall be available to*  
13       *provide transportation services to elderly*  
14       *individuals and individuals with disabili-*  
15       *ties under section 5310;*

16               *“(ii) 8.0 percent shall be available to*  
17       *provide financial assistance for other than*  
18       *urbanized areas under section 5311; and*

19               *“(iii) 89.5 percent shall be available to*  
20       *provide financial assistance for urbanized*  
21       *areas under section 5307, subject to section*  
22       *3041(h) of the Federal Public Transpor-*  
23       *tation Act of 2004.*

24       *“(b) CAPITAL PROGRAM GRANTS IN FISCAL YEAR*  
25       *2004.—*

1           “(1) *FROM TRUST FUND.*—*There shall be avail-*  
2           *able from the Mass Transit Account of the Highway*  
3           *Trust Fund to carry out section 5309, \$2,499,504,000*  
4           *for fiscal year 2004.*

5           “(2) *FROM GENERAL FUND.*—*In addition to*  
6           *amounts made available by paragraph (1), there is*  
7           *authorized to be appropriated to carry out section*  
8           *5309, \$624,876,200 for fiscal year 2004.*

9           “(c) *PLANNING.*—

10           “(1) *FISCAL YEAR 2004.*—

11           “(A) *FROM TRUST FUND.*—*There shall be*  
12           *available from the Mass Transit Account of the*  
13           *Highway Trust Fund to carry out sections 5303,*  
14           *5304, and 5305, \$72,660,000 for fiscal year*  
15           *2004.*

16           “(B) *FROM GENERAL FUND.*—*In addition*  
17           *to amounts made available by subparagraph (A),*  
18           *there is authorized to be appropriated to carry*  
19           *out sections 5303, 5304, and 5305, \$18,165,000*  
20           *for fiscal year 2004.*

21           “(2) *FISCAL YEARS 2005 THROUGH 2009.*—

22           “(A) *FROM THE TRUST FUND.*—*There shall*  
23           *be available from the Mass Transit Account of*  
24           *the Highway Trust Fund to carry out sections*  
25           *5303, 5304, and 5305—*

1                   “(i) \$96,875,000 for fiscal year 2005;

2                   “(ii) \$103,325,000 for fiscal year 2006;

3                   “(iii) \$110,200,000 for fiscal year  
4                   2007;

5                   “(iv) \$117,537,500 for fiscal year 2008;

6                   and

7                   “(v) \$125,362,500 for fiscal year 2009.

8                   “(B) ALLOCATION OF FUNDS.—Of the funds  
9                   made available by this paragraph for a fiscal  
10                  year—

11                  “(i) 82.72 percent shall be available for  
12                  metropolitan planning under sections 5303,  
13                  5304, and 5305 (other than 5305(e)); and

14                  “(ii) 17.28 percent shall be available  
15                  for State planning under section 5305(e).

16                  “(d) RESEARCH.—

17                  “(1) FISCAL YEAR 2004.—

18                  “(A) FROM TRUST FUND.—There shall be  
19                  available from the Mass Transit Account of the  
20                  Highway Trust Fund to carry out sections  
21                  5311(b), 5312, 5313, 5314, 5315, 5322, and  
22                  5335, \$41,888,000 for fiscal year 2004.

23                  “(B) FROM GENERAL FUND.—In addition  
24                  to amounts made available by subparagraph (A),  
25                  there is authorized to be appropriated to carry

1           *out sections 5311(b), 5312, 5313, 5314, 5315,*  
2           *5322, and 5335, \$10,472,000 for fiscal year*  
3           *2004.*

4           “(C) *ALLOCATION OF FUNDS.—Of the funds*  
5           *made available by or appropriated pursuant to*  
6           *this paragraph for fiscal year 2004—*

7                   “(i) *not less than \$4,500,000 shall be*  
8                   *available to carry out programs under the*  
9                   *National Transit Institute under section*  
10                  *5315;*

11                  “(ii) *not less than \$3,500,000 shall be*  
12                  *available to carry out section 5335;*

13                  “(iii) *not less than \$3,500,000 shall be*  
14                  *available to carry out section 5314(a)(2);*  
15                  *and*

16                  “(iv) *not less than \$8,860,000 shall be*  
17                  *available to carry out section 5313(a).*

18           “(2) *FISCAL YEARS 2005 THROUGH 2009.—*

19                   “(A) *FROM THE GENERAL FUND.—There is*  
20                   *authorized to be appropriated to carry out sec-*  
21                   *tions 5312, 5313, 5314, 5315, 5322, and 5335—*

22                           “(i) *\$54,500,000 for fiscal year 2005;*

23                           “(ii) *\$57,000,000 for fiscal year 2006;*

24                           “(iii) *\$59,500,000 for fiscal year 2007;*

1                   “(iv) \$62,000,000 for fiscal year 2008;

2                   and

3                   “(v) \$64,500,000 for fiscal year 2009.

4                   “(B) *ALLOCATION OF FUNDS.*—Of the funds  
5                   appropriated pursuant to this paragraph for a  
6                   fiscal year—

7                   “(i) not less than \$4,500,000 shall be  
8                   available to carry out programs under the  
9                   National Transit Institute under section  
10                  5315;

11                  “(ii) not less than \$3,500,000 shall be  
12                  available to carry out section 5335; and

13                  “(iii) not less than \$3,500,000 shall be  
14                  available to carry out section 5314(a)(2).

15                  “(C) *TRANSIT COOPERATIVE RESEARCH*  
16                  *PROGRAM.*—Of the funds appropriated pursuant  
17                  to this paragraph, \$9,000,000 for fiscal year  
18                  2005, \$9,500,000 for fiscal year 2006,  
19                  \$10,000,000 for fiscal year 2007, \$10,500,000 for  
20                  fiscal year 2008, and \$11,000,000 for fiscal year  
21                  2009 shall be available to carry out section  
22                  5313(a).

23                  “(D) *REMAINDER.*—The remainder of the  
24                  funds appropriated pursuant to this paragraph  
25                  for a fiscal year after the allocations under sub-



1           *paragraphs (A) and (B) for such fiscal year*  
2           *shall be available to carry out national research*  
3           *and technology programs under sections 5312,*  
4           *5314, and 5322.*

5           “(e) *UNIVERSITY TRANSPORTATION RESEARCH.*—

6           “(1) *FISCAL YEAR 2004.*—

7                   “(A) *FROM TRUST FUND.*—*There shall be*  
8                   *available from the Mass Transit Account of the*  
9                   *Highway Trust Fund to carry out sections 5505*  
10                   *and 5506, \$6,400,000 for fiscal year 2004.*

11                   “(B) *FROM GENERAL FUND.*—*In addition*  
12                   *to amounts made available by subparagraph (A),*  
13                   *there is authorized to be appropriated to carry*  
14                   *out sections 5505 and 5506, \$1,600,000 for fiscal*  
15                   *year 2004.*

16                   “(2) *FISCAL YEARS 2005 THROUGH 2009.*—*Sub-*  
17                   *ject to paragraph (3), there is authorized to be appro-*  
18                   *priated to carry out sections 5505 and 5506,*  
19                   *\$8,000,000 for each of fiscal years 2005 through 2009.*

20                   “(3) *FUNDING OF UNIVERSITY TRANSPORTATION*  
21                   *CENTERS.*—

22                   “(A) *IN GENERAL.*—*Of the amounts made*  
23                   *available by and appropriated under paragraphs*  
24                   *(1) and (2) \$2,000,000 for each of fiscal years*  
25                   *2004, 2005, and 2006 shall be available for the*

1           *institution identified in section 5505(j)(3)(E), as*  
2           *so in effect.*

3           “(B) *USE OF FUNDS.—Funds made avail-*  
4           *able for the institution identified in subpara-*  
5           *graph (A)(iii) shall be used to make grants*  
6           *under 5506(f)(5) for that institution*

7           “(C) *SPECIAL RULE.—Nothing in this sub-*  
8           *section shall be construed to limit the transpor-*  
9           *tation research conducted by the centers funded*  
10          *by this section.*

11          “(f) *ADMINISTRATION.—*

12           “(1) *FISCAL YEAR 2004.—*

13           “(A) *FROM TRUST FUND.—There shall be*  
14           *available from the Mass Transit Account of the*  
15           *Highway Trust Fund to carry out section 5334,*  
16           *\$60,044,000 for fiscal year 2004.*

17           “(B) *FROM GENERAL FUND.—In addition*  
18           *to amounts made available under subparagraph*  
19           *(A), there are authorized to be appropriated to*  
20           *carry out section 5334, \$15,011,000 for fiscal*  
21           *year 2004.*

22           “(2) *FISCAL YEARS 2005 THROUGH 2009.—*  
23           *There are authorized to be appropriated to carry out*  
24           *section 5334—*

25           “(A) *\$77,000,000 for fiscal year 2005;*

1                   “(B) \$79,000,000 for fiscal year 2006;

2                   “(C) \$81,000,000 for fiscal year 2007;

3                   “(D) \$83,000,000 for fiscal year 2008; and

4                   “(E) \$85,000,000 for fiscal year 2009.

5           “(g) *TRUST FUND CAPITAL PROGRAM GRANTS.*—

6 *There shall be available from the Mass Transit Account of*

7 *the Highway Trust Fund to carry out sections*

8 *5309(m)(2)(B)(i) and 5309(m)(2)(B)(iii)—*

9                   “(1) \$1,918,500,000 for fiscal year 2005;

10                  “(2) \$2,027,628,000 for fiscal year 2006;

11                  “(3) \$2,154,528,000 for fiscal year 2007;

12                  “(4) \$2,305,974,000 for fiscal year 2008; and

13                  “(5) \$2,452,482,000 for fiscal year 2009.

14           “(h) *GENERAL FUND CAPITAL PROGRAM GRANTS.*—

15 *There are authorized to be appropriated to carry out sec-*

16 *tions 5309(m)(2)(A) and 5309(m)(2)(B)(ii)—*

17                  “(1) \$1,414,000,000 for fiscal year 2005;

18                  “(2) \$1,526,752,000 for fiscal year 2006;

19                  “(3) 1,636,352,000 for fiscal year 2007;

20                  “(4) \$1,737,316,000 for fiscal year 2008; and

21                  “(5) \$1,859,998,000 for fiscal year 2009.

22           “(i) *GRANTS AS CONTRACTUAL OBLIGATIONS.*—

23                  “(1) *GRANTS FINANCED FROM HIGHWAY TRUST*

24 *FUND.—A grant or contract approved by the Sec-*

25 *retary, that is financed with amounts made available*

1       *under subsection (a)(l)(A), (a)(2), (b)(1), (c)(2),*  
2       *(d)(1)(A), (e)(1)(A), (f)(1)(A), or (g) is a contractual*  
3       *obligation of the Government to pay the Government's*  
4       *share of the cost of the project.*

5               “(2) *GRANTS FINANCED FROM GENERAL FUND.—*  
6       *A grant or contract, approved by the Secretary, that*  
7       *is financed with amounts made available under sub-*  
8       *section (a)(l)(B), (b)(2), (c)(1)(B), (d)(1)(B), (d)(2),*  
9       *(e)(1)(B), (e)(2), (f)(1)(B), (f)(2), or (h) is a contrac-*  
10       *tual obligation of the Government to pay the Govern-*  
11       *ment's share of the cost of the project only to the ex-*  
12       *tent that amounts are provided in advance in an ap-*  
13       *propriations Act.*

14               “(j) *AVAILABILITY OF AMOUNTS.—Amounts made*  
15       *available by or appropriated under subsections (a) through*  
16       *(h) shall remain available until expended.”.*

17       **SEC. 3035. OVER-THE-ROAD BUS ACCESSIBILITY PROGRAM.**

18               “(a) *IN GENERAL.—Section 3038 of the Transportation*  
19       *Equity Act for the 21st Century (49 U.S.C. 5310 note; 112*  
20       *Stat. 392) is amended—*

21                       (1) *by striking the section heading and inserting*  
22       *the following:*



1        *regarding accessibility of over-the-road buses. Such*  
 2        *amounts shall remain available until expended.”.*

3        *(b) CONFORMING AMENDMENTS.—The table of contents*  
 4        *contained in section 1(b) of the Transportation Equity Act*  
 5        *for the 21st Century (112 Stat. 107) is amended by striking*  
 6        *the item relating to section 3038 and inserting the fol-*  
 7        *lowing:*

*“Sec. 3038. Over-the-road bus accessibility program.”.*

8        **SEC. 3036. UPDATED TERMINOLOGY.**

9        *(a) AMENDMENTS TO CHAPTER 53.—Chapter 53 is*  
 10       *amended—*

11            *(1) in the chapter heading by striking “MASS”*  
 12            *and inserting “PUBLIC”;*

13            *(2) in section 5310(h) by striking “Mass” and*  
 14            *inserting “Public”;*

15            *(3) in the subsection heading for section 5331(b)*  
 16            *by striking “MASS” and inserting “PUBLIC”; and*

17            *(4) by striking “mass” each place it appears in*  
 18            *such chapter before “transportation” and inserting*  
 19            *“public”, except in sections 5301(f), 5302(a)(7), 5315,*  
 20            *5323(a)(1), and 5323(a)(1)(B).*

21        *(b) TABLE OF CHAPTERS.—The table of chapters for*  
 22        *subtitle III is amended in the item relating to chapter 53*  
 23        *by striking “MASS” and inserting “PUBLIC”.*

1 **SEC. 3037. PROJECT AUTHORIZATIONS FOR NEW FIXED**  
2 **GUIDEWAY CAPITAL PROJECTS.**

3 (a) *EXISTING FULL FUNDING GRANT AGREEMENTS.*—  
4 *The following projects are authorized for final design and*  
5 *construction for existing full funding grant agreements in*  
6 *not less than the amount specified for each fiscal year:*

7 (1) *Baltimore—Central LRT Double Tracking*  
8 *\$39,367,154 for fiscal year 2004, \$29,009,003 for fis-*  
9 *cal year 2005, and \$12,424,581 for fiscal year 2006.*

10 (2) *Chicago—Chicago Transit Authority Douglas*  
11 *Branch Reconstruction \$83,655,202 for fiscal year*  
12 *2004, \$85,000,000 for fiscal year 2005, and*  
13 *\$45,145,190 for fiscal year 2006.*

14 (3) *Chicago—Chicago Transit Authority*  
15 *Ravenswood Expansion Project \$9,841,789 for fiscal*  
16 *year 2004, \$40,000,000 for fiscal year 2005,*  
17 *\$40,000,000 for fiscal year 2006, \$40,000,000 for fis-*  
18 *cal year 2007, \$40,000,000 for fiscal year 2008, and*  
19 *\$64,832,615 for fiscal year 2009.*

20 (4) *Dallas—North Central LRT Extension*  
21 *\$29,684,097 for fiscal year 2004.*

22 (5) *Denver Southeast Corridor LRT \$78,734,308*  
23 *for fiscal year 2004, \$80,000,000 for fiscal year 2005,*  
24 *\$80,000,000 for fiscal year 2006, \$80,000,000 for fis-*  
25 *cal year 2007, and \$76,552,758 for fiscal year 2008.*

1           (6) *Fort Lauderdale—Tri-Rail Commuter Rail*  
2           *Upgrade* \$18,118,733 for fiscal year 2004 and  
3           \$11,210,695 for fiscal year 2005.

4           (7) *Memphis—Medical Center Extension*  
5           \$9,101,281 for fiscal year 2004.

6           (8) *Metra North Central Corridor Commuter*  
7           *Rail* \$19,177,300 for fiscal year 2004, \$20,000,000 for  
8           *fiscal year 2005, and \$20,613,452 for fiscal year*  
9           *2006.*

10          (9) *Metra Southwest Corridor Commuter Rail*  
11          \$15,000,000 for fiscal year 2004, \$20,000,000 for fis-  
12          *cal year 2005, and \$7,281,395 for fiscal year 2006.*

13          (10) *Metra Union Pacific West Line Extension*  
14          \$17,000,000 for fiscal year 2004, \$12,000,000 for fis-  
15          *cal year 2005, and \$14,285,749 for fiscal year 2006.*

16          (11) *Minneapolis—Hiawatha Corridor LRT*  
17          \$73,793,730 for fiscal year 2004 and \$33,111,257 for  
18          *fiscal year 2005.*

19          (12) *New Jersey Urban Core—Hudson-Bergen*  
20          *LRT MOS-2* \$98,417,885 for fiscal year 2004,  
21          \$100,000,000 for fiscal year 2005, \$100,000,000 for  
22          *fiscal year 2006, \$100,000,000 for fiscal year 2007,*  
23          *and \$52,402,995 for fiscal year 2008.*



1           (13) *New Jersey Urban Core—Newark-Elizabeth*  
2 *Rail Link MOS–1* \$22,209,000 for fiscal year 2004  
3 and \$1,342,076 for fiscal year 2005.

4           (14) *New Orleans MOS–1 Canal Street*  
5 \$22,922,877 for fiscal year 2004 and \$16,455,206 for  
6 fiscal year 2005.

7           (15) *Pittsburgh—Stage II LRT Reconstruction*  
8 \$31,733,314 for fiscal year 2004 and \$1,120,914 for  
9 fiscal year 2005.

10          (16) *Portland—Interstate MAX LRT Extension*  
11 \$76,273,861 for fiscal year 2004, \$23,480,000 fiscal  
12 year 2005, and \$18,104,710 for fiscal year 2006.

13          (17) *Salt Lake City—Medical Center*  
14 \$30,178,231 for fiscal year 2004 and \$8,682,141 for  
15 fiscal year 2005.

16          (18) *San Diego—Mission Valley East LRT Ex-*  
17 *ension* \$63,971,625 for fiscal year 2004, \$81,640,000  
18 fiscal year 2005, and \$7,700,304 for fiscal year 2006.

19          (19) *San Diego—Oceanside Escondido Rail Cor-*  
20 *ridor* \$47,240,585 for fiscal year 2004, \$55,000,000  
21 fiscal year 2005, and \$12,211,061 for fiscal year  
22 2006.

23          (20) *San Francisco—BART Extension to San*  
24 *Francisco Airport* \$98,417,890 for fiscal year 2004,

1       \$100,000,000 fiscal year 2005, and \$81,855,680 for  
2       fiscal year 2006.

3               (21) *San Juan—Tren Urbano* \$19,683,577 for  
4       fiscal year 2004 and \$54,818,940 fiscal year 2005.

5               (22) *Seattle—Central Link Initial Segment LRT*  
6       \$73,813,414 for fiscal year 2004, \$80,00,000 for fiscal  
7       year 2005, \$80,000,000 for fiscal year 2006,  
8       \$80,000,000 for fiscal year 2007, \$70,000,000 for fis-  
9       cal year 2008, and \$24,028,149 for fiscal year 2009.

10              (23) *Washington DC/MD—Largo Metrorail Ex-*  
11       *tension* \$63,971,625 for fiscal year 2004 and  
12       \$75,432,887 fiscal year 2005.

13       (b) *FINAL DESIGN AND CONSTRUCTION.*—*The fol-*  
14       *lowing projects are authorized for final design and con-*  
15       *struction for fiscal years 2004 through 2009 under para-*  
16       *graphs (1)(B), (2)(A), and (2)(B)(ii) of section 5309(m) of*  
17       *title 49, United States Code:*

18              (1) *Baltimore—MARC Commuter Rail Improve-*  
19       *ments.*

20              (2) *Boston—Silver Line BRT Phase III.*

21              (3) *Bridgeport—Intermodal Corridor.*

22              (4) *Central Phoenix—East Valley Corridor LRT*  
23       *extensions.*

24              (5) *Charlotte—South Corridor LRT.*

1           (6) *Cleveland—Euclid Corridor Bus Rapid*  
2           *Transit.*

3           (7) *Dallas Area Rapid Transit—Northwest-*  
4           *Southeast Extension, Pleasant Grove to Farmers*  
5           *Branch.*

6           (8) *Delaware—I-95 Corridor Commuter Rail.*

7           (9) *Denver—West Corridor LRT.*

8           (10) *El Paso-Juarez—International Fixed*  
9           *Guideway.*

10          (11) *Harrisburg—Corridor One Commuter Rail*  
11          *(MOS-1), East Mechanicsburg-Lancaster, Pennsyl-*  
12          *vania.*

13          (12) *Kansas City, Kansas—Southtown Com-*  
14          *muter Rail.*

15          (13) *Las Vegas—Monorail Transit Corridor*  
16          *Project, Phase II.*

17          (14) *Los Angeles—Gold Line Phase 1 Eastside*  
18          *Extension.*

19          (15) *Los Angeles—Gold Line Phase II Exten-*  
20          *sion, Pasadena to Claremont.*

21          (16) *Los Angeles MTA—Exposition LRT.*

22          (17) *Miami-Dade Transit—North Corridor.*

23          (18) *Minneapolis—North Star Corridor.*

24          (19) *Missouri/Kansas—Interstate 35 Commuter*  
25          *Rail.*

- 1           (20) *Nashua—Commuter Rail.*
- 2           (21) *Nashville-Franklin, Tennessee Commuter*  
3 *Rail.*
- 4           (22) *New Britain-Hartford Busway Project.*
- 5           (23) *New Jersey Urban Core.*
- 6           (24) *New Orleans—Desire Corridor Streetcar.*
- 7           (25) *New York—Long Island Railroad East Side*  
8 *Access Project.*
- 9           (26) *New York—Second Avenue Subway.*
- 10          (27) *Norfolk Regional Light Rail.*
- 11          (28) *Northern Virginia—Dulles Corridor Exten-*  
12 *sion.*
- 13          (29) *Orange County, California—Center Line*  
14 *LRT.*
- 15          (30) *Philadelphia—Schuylkill Valley MetroRail.*
- 16          (31) *Pittsburgh—North Shore Connector.*
- 17          (32) *Portland, Oregon—Interstate MAX South*  
18 *LRT Extensions.*
- 19          (33) *Sacramento—South Corridor (Phase 3),*  
20 *Downtown to Elk Grove.*
- 21          (34) *Salt Lake City—Airport to University*  
22 *LRT.*
- 23          (35) *Salt Lake City—Ogden-Provo Commuter*  
24 *Rail.*

1           (36) *Salt Lake City—West Jordan LRT exten-*  
2           *sion.*

3           (37) *San Francisco MUNI—Third Street LRT-*  
4           *Phase I/II.*

5           (38) *Santa Clara Valley Transit Authority—*  
6           *BART Extension to Santa Clara County.*

7           (39) *Triangle Transit Authority, North Caro-*  
8           *lina—Regional Rail Project.*

9           (40) *Washington County, Oregon—Commuter*  
10          *Rail.*

11          (41) *Wasilla-Girdwood, Alaska—Commuter*  
12          *Rail.*

13          (c) *ALTERNATIVES ANALYSIS AND PRELIMINARY ENGI-*  
14 *NEERING.—The following projects are authorized for alter-*  
15 *natives analysis and preliminary engineering for fiscal*  
16 *years 2004 through 2009 under paragraphs (1)(B), (2)(A),*  
17 *and (2)(B)(ii) of section 5309(m) of title 49, United States*  
18 *Code:*

19           (1) *Albuquerque—High Capacity Corridor.*

20           (2) *Albuquerque-Santa Fe—New Mexico Com-*  
21           *muter Rail.*

22           (3) *Ann Arbor/Detroit—Commuter Rail.*

23           (4) *Atlanta—GRTA I-75 Corridor, Wade Green*  
24           *Road-Akers Mill Road BRT/HOV.*

- 1           (5) *Atlanta—North Line Corridor expansion*
- 2           *project.*
- 3           (6) *Atlanta—Belt Line C-Loop.*
- 4           (7) *Atlanta—West Line Corridor.*
- 5           (8) *Austin—San Antonio I-35 Commuter Rail.*
- 6           (9) *Austin—Central LRT Line.*
- 7           (10) *Baltimore Light Rail System Extensions.*
- 8           (11) *Baton Rouge Bus Rapid Transit.*
- 9           (12) *Birmingham, Alabama—Transit Corridor.*
- 10          (13) *Boise—Downtown Circulator.*
- 11          (14) *Boston—North Shore Corridor and Blue*
- 12          *Line Extension.*
- 13          (15) *Boston—North/South Rail Link.*
- 14          (16) *Boston—Urban Ring BRT.*
- 15          (17) *Broward County, Florida—Bus Rapid*
- 16          *Transit.*
- 17          (18) *Buffalo—Niagara Frontier Transit Author-*
- 18          *ity Improvements.*
- 19          (19) *Burlington-Clemmons, North Carolina—*
- 20          *Piedmont Authority Regional Rail.*
- 21          (20) *Charles Town-Ranson, West Virginia—*
- 22          *MARC Commuter Rail Spur.*
- 23          (21) *Charlotte—North Corridor Project.*
- 24          (22) *Charlotte—Northeast Corridor Project.*
- 25          (23) *Charlotte—Southeast-West Corridor Project.*

- 1           (24) *Charlotte—Streetcar Loop Project.*
- 2           (25) *Chicago CTA—Red Line Extension (95th*  
3 *Street to 130th Street/Stony Island).*
- 4           (26) *Chicago CTA—Chicago Transit Hub (Circle*  
5 *Line-Ogden Streetcar).*
- 6           (27) *Chicago CTA—Orange Line Extension*  
7 *(Midway Airport to Ford City).*
- 8           (28) *Chicago CTA—Southeast Service-La Salle*  
9 *Street Station to Baltimore Race Track.*
- 10          (29) *Chicago CTA—Yellow Line Extension*  
11 *(Dempster-Old Orchard).*
- 12          (30) *Chula Vista, California—Bus Rapid Tran-*  
13 *sit.*
- 14          (31) *Cleveland-Akron-Canton (Northeast Ohio)*  
15 *Commuter Rail.*
- 16          (32) *Coachella Valley—Indio-Palm Desert Bus*  
17 *Rapid Transit Connector.*
- 18          (33) *Columbia, South Carolina—Light Rail.*
- 19          (34) *Corpus Christi—Downtown Rail Trolley.*
- 20          (35) *Dallas Area Rapid Transit—Rowlett LRT*  
21 *Extension.*
- 22          (36) *Dallas Area Rapid Transit—Beltline to*  
23 *DFW Airport.*
- 24          (37) *Denton County Transportation Authority,*  
25 *Texas—Fixed Guideway Project.*

- 1           (38) *Denver—Gold Line Extension to Arvada.*
- 2           (39) *Detroit—Center City Loop.*
- 3           (40) *District of Columbia—Light Rail Starter*  
4 *Line.*
- 5           (41) *Fairfax County, Virginia—Bus Rapid*  
6 *Transit/HOV.*
- 7           (42) *Fitchburg, Massachusetts—Commuter Rail*  
8 *Extensions and Improvements.*
- 9           (43) *Fort Lauderdale—Downtown Rail Link.*
- 10          (44) *Fort Worth—Trinity Railway Express*  
11 *Commuter Rail Extension.*
- 12          (45) *Fresno—Transit Corridor.*
- 13          (46) *Galveston—Rail Trolley Extension*
- 14          (47) *Grand Rapids—Fixed Guideway Corridor*  
15 *Project.*
- 16          (48) *Guam—Tumon Bay-Airport Light Rail.*
- 17          (49) *Harrisburg—Corridor One Commuter Rail*  
18 *(MOS-2), East Mechanicsburg-Carlisle, Pennsyl-*  
19 *vania.*
- 20          (50) *Honolulu—Downtown BRT.*
- 21          (51) *Houston Advanced Transit Program Light*  
22 *Rail.*
- 23          (52) *Indianapolis—System of Metropolitan Area*  
24 *Rapid Transit.*



1           (53) *Kansas City, Missouri-Lawrence, Kansas—*  
2           *Commuter Rail.*

3           (54) *Kansas City, Missouri—Regional BRT.*

4           (55) *Kenosha-Racine-Milwaukee Metra Com-*  
5           *muter Rail Extension (Wisconsin).*

6           (56) *King County, Washington—I-405 Corridor*  
7           *Bus Rapid Transit.*

8           (57) *Lakeview, Minnesota—Cedar Avenue Cor-*  
9           *ridor Bus Rapid Transit.*

10          (58) *Lane County, Oregon—Bus Rapid Transit,*  
11          *Phase 2.*

12          (59) *Little Rock—River Rail Streetcar Exten-*  
13          *sions.*

14          (60) *Little Rock—West Little Rock Commuter*  
15          *Rail.*

16          (61) *Long Island Railroad—Nassau Hub.*

17          (62) *Lorain-Cleveland Commuter Rail.*

18          (63) *Los Angeles—Metrolink San Bernardino*  
19          *Line Improvements.*

20          (64) *LOSSAN Del Mar-San Diego—Rail Cor-*  
21          *ridor Improvements.*

22          (65) *Madison and Dane Counties, Wisconsin—*  
23          *Transport 2020 Commuter Rail.*

24          (66) *Maryland—I-270 Corridor Cities*  
25          *Transitway.*

1           (67) *Maryland—Route 5 Corridor to Waldorf.*

2           (68) *Memphis Regional Rail Plan.*

3           (69) *Memphis, Medical Center Rail Extension to*  
4 *Airport.*

5           (70) *Metra BNSF Naperville to Aurora Corridor*  
6 *Extension and Improvements.*

7           (71) *Metra SouthEast Service Line Commuter*  
8 *Rail.*

9           (72) *Metra STAR Line Inter-Suburban Com-*  
10 *muter Rail.*

11          (73) *Metra UP Northwest Line Core Capacity*  
12 *Upgrades.*

13          (74) *Metra UP West Line Core Capacity Up-*  
14 *grades.*

15          (75) *Miami-Dade Transit—Douglas Road Ex-*  
16 *tension.*

17          (76) *Miami-Dade Transit—East-West Corridor.*

18          (77) *Miami-Dade Transit—Kendall Corridor.*

19          (78) *Miami-Dade Transit—Northeast Corridor.*

20          (79) *Miami-Dade Transit—Rail Extension to*  
21 *Florida City.*

22          (80) *Middletown-South Fallsburg, New York,*  
23 *Passenger Rail.*

24          (81) *Monterey County, California—Commuter*  
25 *Rail.*

1           (82) *Montgomery and Prince George’s Counties,*  
2           *Maryland—Purple Line.*

3           (83) *Nassau and Queens Counties, New York—*  
4           *LIRR Main Line Third Track Project.*

5           (84) *New Haven, Connecticut-Hartford, Con-*  
6           *necticut-Springfield, Massachusetts Commuter Line.*

7           (85) *New Jersey Trans-Hudson Midtown Cor-*  
8           *ridor.*

9           (86) *New Jersey Transit—Northeast Corridor*  
10          *Trans-Hudson Commuter Rail Improvements.*

11          (87) *New Jersey Transit—Morris/Essex/Boonton*  
12          *Trans-Hudson Commuter Rail Improvements.*

13          (88) *New Jersey Transit—New York Susque-*  
14          *hanna and Western RR Commuter Extension.*

15          (89) *New Jersey Transit—West Trenton Line*  
16          *Commuter Line Service Extension.*

17          (90) *New Orleans—Airport-CBD Commuter*  
18          *Rail.*

19          (91) *New York—Rockaway-Brooklyn Army Ter-*  
20          *минаl-Manhattan Ferry Service.*

21          (92) *New York—Staten Island to Manhattan*  
22          *High-Speed Ferry Service Extension.*

23          (93) *New York—Stewart Airport Rail Access.*

24          (94) *Newburg, New York—LRT System.*

1           (95) *Northern Indiana—Commuter District*  
2           *Line.*

3           (96) *Northern Indiana—West Lake Commuter*  
4           *Rail Link (South Shore Commuter Rail).*

5           (97) *Norfolk—Naval Station Corridor.*

6           (98) *Northern Virginia—Jefferson Davis*  
7           *Transitway (Columbia Pike to Pentagon).*

8           (99) *Pittsburgh—Martin Luther King, Jr.*  
9           *Busway Extension.*

10          (100) *Orlando—I-4 Central Florida Commuter*  
11          *Rail System.*

12          (101) *Pawtucket, Rhode Island Commuter Rail*  
13          *Improvement Program.*

14          (102) *Philadelphia—Route 100 Rapid Trolley*  
15          *Extension to King of Prussia.*

16          (103) *Philadelphia—Broad Street Subway Line*  
17          *Extension.*

18          (104) *Pittsburgh—East-West Corridor Rapid*  
19          *Transit.*

20          (105) *Pittsburgh—Martin Luther King, Jr.*  
21          *Busway Extension.*

22          (106) *Portland Streetcar Extension to City of*  
23          *Lake Oswego.*

24          (107) *Quakertown-Stoney Creek, Pennsylvania—*  
25          *Rail Restoration.*

1           (108) *Raritan Valley, New Jersey—Commuter*  
2 *Rail.*

3           (109) *Reno, Nevada—Virginia Street Bus Rapid*  
4 *Transit Project.*

5           (110) *Riverside-Perris, California—Rail Pas-*  
6 *senger Service.*

7           (111) *Roaring Fork Valley, Colorado—Bus*  
8 *Rapid Transit.*

9           (112) *Rock Island, Illinois—Quad Cities Rapid*  
10 *Transit System.*

11          (113) *Sacramento—Regional Rail, Dixon to*  
12 *Bowman.*

13          (114) *Sacramento—Downtown/Natomas Airport*  
14 *Transit Corridor.*

15          (115) *San Antonio—Bus Rapid Transit.*

16          (116) *San Francisco—BART Extension, Pitts-*  
17 *burg to Tracy.*

18          (117) *San Francisco—BART Extension to*  
19 *Livermore.*

20          (118) *San Francisco—BART Extension to Oak-*  
21 *land International Airport.*

22          (119) *San Francisco—Geary Boulevard Bus*  
23 *Rapid Transit.*

24          (120) *San Joaquin Regional Rail Commission*  
25 *Commuter Rail (Altamont Commuter Express).*

- 1           (121) *San Juan Tren Urbano—Extension from*  
2 *Rio Piedras to Carolina.*
- 3           (122) *Santa Fe—El Dorado Rail Link.*
- 4           (123) *Seattle—Monorail Project.*
- 5           (124) *Sevierville to Pigeon Ford, Tennessee—Bus*  
6 *Rapid Transit.*
- 7           (125) *Sonoma/Marin (SMART) Commuter Rail,*  
8 *California.*
- 9           (126) *South Carolina High Speed Rail Corridor.*
- 10          (127) *Southern California High Speed Regional*  
11 *Transit.*
- 12          (128) *St. Louis Metro Link—Scott AFB to Mid*  
13 *America Airport.*
- 14          (129) *St. Louis—East/West Gateway.*
- 15          (130) *St. Louis—Metro Link Northside Daniel*  
16 *Boone Project.*
- 17          (131) *St. Louis—Metro South Corridor.*
- 18          (132) *St. Louis—University Downtown Trolley.*
- 19          (133)       *Stamford,           Connecticut—Urban*  
20 *Transitway Phase II.*
- 21          (134) *Toledo, Ohio—CBD to Zoo.*
- 22          (135) *Toledo, Ohio—University Corridor.*
- 23          (136) *Trenton Trolley.*
- 24          (137) *Tri-Rail Dolphin Extension.*

1           (138) *Tri-Rail Florida East Coast Commuter*  
2           *Rail Extension.*

3           (139) *Tucson—Old Pueblo Trolley Expansion.*

4           (140) *Tulsa, Oklahoma, Light Rail.*

5           (141) *Vancouver—Interstate MAX Extension to*  
6           *Clark County, Washington.*

7           (142) *Virginia Railway Express Capacity Im-*  
8           *provements.*

9           (143) *Williamsburg-Newport News—Peninsula*  
10          *Rail Transit.*

11          (d) *OTHER PROJECT AUTHORIZATIONS.—Of the*  
12          *amount authorized under section 5338(h) in fiscal year*  
13          *2005 to carry out section 5309(m)(2)(B)(ii), the Secretary*  
14          *shall make funds available to the following projects for final*  
15          *design and construction in an amount not to exceed the*  
16          *amount specified:*

17               (1) *Atlanta—North Springs Extension,*  
18                *\$260,785.*

19               (2) *Los Angeles—North Hollywood MOS-3,*  
20                *\$663,339.*

21               (3) *New Jersey Urban Core—Hudson Bergen*  
22                *LRT Phase I, \$313,896.*

23               (4) *Salt Lake City—CBD to University LRT,*  
24                *\$1,127,405.*

1           (5) *St. Louis-St. Clair—MetroLink Extension*  
2           *Phase IIa, \$59,383.*

3           (e) *RULES RELATING TO FUNDING.—*

4           (1) *SUBSECTION (a) PROJECTS.—*

5           (A) *IN GENERAL.—The Secretary is author-*  
6           *ized to expend funds made available under sec-*  
7           *tion 5309(m) of title 49, United States Code, for*  
8           *final design and construction of projects author-*  
9           *ized by subsection (a) as existing full funding*  
10           *grant agreements.*

11           (B) *MINIMUM FUNDING LEVELS.—The Sec-*  
12           *retary shall make available not less than the fol-*  
13           *lowing amounts for projects authorized by sub-*  
14           *section (a): \$1,042,307,000 for fiscal year 2004,*  
15           *\$928,303,000 for fiscal year 2005, \$519,622,000*  
16           *for fiscal year 2006, \$300,000,000 for fiscal year*  
17           *2007, \$238,956,000 for fiscal year 2008, and*  
18           *\$88,861,000 for fiscal year 2009.*

19           (2) *SUBSECTION (b) PROJECTS.—*

20           (A) *IN GENERAL.—Projects authorized by*  
21           *subsection (b) for final design and construction*  
22           *are also authorized for alternatives analysis and*  
23           *preliminary engineering.*

24           (B) *MINIMUM FUNDING LEVELS.—The Sec-*  
25           *retary shall make available not less than the fol-*



1            *lowing amounts for projects authorized by sub-*  
2            *section (b): \$132,850,000 for fiscal year 2004,*  
3            *\$350,000,000 for fiscal year 2005, \$861,376,000*  
4            *for fiscal year 2006, \$1,180,821,000 for fiscal*  
5            *year 2007, \$1,333,823,000 for fiscal year 2008,*  
6            *and \$1,595,648,000 for fiscal year 2009.*

7            (C) *PRIORITY.*—*In making funds available*  
8            *under subparagraph (B), the Secretary shall first*  
9            *make such funds available for any full funding*  
10           *grant agreement executed by the Secretary in fis-*  
11           *cal year 2004 after the date of enactment of this*  
12           *Act and for any full funding grant agreement ex-*  
13           *ecuted by the Secretary in the amount indicated*  
14           *in fiscal years 2005 through 2009 in the amount*  
15           *indicated in the “Schedule of Federal Funds for*  
16           *the Project” included in such agreement.*

17           (3) *SUBSECTION (c) PROJECTS.*—

18           (A) *IN GENERAL.*—*Effective October 1,*  
19           *2006, projects authorized by subsection (c) for al-*  
20           *ternatives analysis and preliminary engineering*  
21           *are also authorized for final design and construc-*  
22           *tion.*

23           (B) *MAXIMUM FUNDING LEVELS.*—*The Sec-*  
24           *retary shall make available not more than the*  
25           *following amounts for projects authorized by sub-*

1           *section (c): \$102,188,000 for fiscal year 2004,*  
2           *\$111,157,000 for fiscal year 2005, and*  
3           *\$120,087,000 for fiscal year 2006.*

4           (C) *MAXIMUM FUNDING LEVELS FOR ALTERN-*  
5           *NATIVES ANALYSIS AND PRELIMINARY ENGINEER-*  
6           *ING.—In fiscal years 2007, 2008, and 2009, the*  
7           *Secretary shall make available not more than the*  
8           *following amounts for projects authorized by sub-*  
9           *section (b), and projects authorized by subsection*  
10          *(c), to conduct alternatives analysis and prelimi-*  
11          *nary engineering activities: \$128,767,000 in fis-*  
12          *cal year 2007, \$136,763,000 in fiscal year 2008,*  
13          *and \$146,479,000 in fiscal year 2009.*

14          (f) *NEW JERSEY URBAN CORE PROJECT.—Section*  
15          *3031(d) of the Intermodal Surface Transportation Effi-*  
16          *ciency Act of 1991 (112 Stat. 380; 105 Stat. 2122) is*  
17          *amended—*

18                 (1) *by striking “associated components to and at*  
19                 *the contiguous New Jersey Meadowlands Sports Com-*  
20                 *plex),” and inserting “to and at the contiguous New*  
21                 *Jersey Meadowlands Sports Complex), including a*  
22                 *connection to the Hudson River Waterfront Transpor-*  
23                 *tation System, the Lackawanna Cutoff,”; and*

24                 (2) *by striking “in Lakewood to Freehold to*  
25                 *Matawan or Jamesburg, New Jersey, as described in*

1        *section 3035(p) of the Intermodal Surface Transpor-*  
 2        *tation Efficiency Act of 1991 (105 Stat. 2131)” and*  
 3        *inserting “from Lakehurst to the Northeast Corridor*  
 4        *or the New Jersey Coast Line”.*

5        *(g) NEW JERSEY TRANS-HUDSON MIDTOWN COR-*  
 6        *RIDOR.—Project elements of the New Jersey Trans-Hudson*  
 7        *Midtown Corridor advanced with 100 percent non-Federal*  
 8        *funds shall be given consideration by the Federal Transit*  
 9        *Administration when evaluating the local share and mobil-*  
 10       *ity improvements of the project in the new starts rating*  
 11       *process, including the purchase of bilevel rail equipment.*

12       **SEC. 3038. PROJECTS FOR BUS AND BUS-RELATED FACILI-**  
 13       **TIES.**

14       *Of the amounts made available to carry out section*  
 15       *5309(m)(2)(B)(iii) of title 49, United States Code, for each*  
 16       *of fiscal years 2005 through 2007, the Secretary shall make*  
 17       *funds available for the following projects in not less than*  
 18       *the amounts specified for the fiscal year:*

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
<i>1. Hillsborough County, FL - Re-</i> <i>placement buses and vans .....</i>	<i>\$320,000.00</i>	<i>\$330,000.00</i>	<i>\$350,000.00</i>
<i>2. Winston-Salem, NC - Union Sta-</i> <i>tion Intermodal Transfer Center,</i> <i>Martin Luther King Drive .....</i>	<i>\$480,000.00</i>	<i>\$495,000.00</i>	<i>\$525,000.00</i>
<i>3. Purchase of Buses; North Carolina</i> <i>Statewide Request (NCDOT) .....</i>	<i>\$32,000.00</i>	<i>\$33,000.00</i>	<i>\$35,000.00</i>
<i>4. Geneva Parking Deck: Construction</i> <i>of a 3-tier commuter Parking deck</i> <i>for metra service .....</i>	<i>\$1,280,000.00</i>	<i>\$1,320,000.00</i>	<i>\$1,400,000.00</i>
<i>5. St. Charles, IL Intermodal Parking</i> <i>Structures .....</i>	<i>\$1,440,000.00</i>	<i>\$1,485,000.00</i>	<i>\$1,575,000.00</i>

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
6. Clinton, NJ Construct an intermodal bus terminal and rail station at the Intersection of I-78, Route 22 and the NJ Transit Raritan Valley Line in Clinton, NJ (Hunterdon County) .....	\$320,000.00	\$330,000.00	\$350,000.00
7. Knoxville, TN intermodal facility ..	\$3,264,000.00	\$3,366,000.00	\$3,570,000.00
8. Miami, FL Miami-Dade County Buses .....	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
9. Pittsburgh, PA - Purchase of new buses for Pittsburgh Port Authority	\$160,000.00	\$165,000.00	\$175,000.00
10. Lake Success, NY intermodal facility .....	\$544,000.00	\$561,000.00	\$595,000.00
11. Charlotte, NC West Trade Street intermodal center .....	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
12. Corning, NY Transit Center .....	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
13. Burlington County, NJ New Jersey Transit buses .....	\$1,008,000.00	\$1,039,500.00	\$1,102,500.00
14. Hamilton County, OH - Metro Bus Service Enhancements – Neighborhood Transit Centers and Hubs .....	\$544,000.00	\$561,000.00	\$595,000.00
15. Adams County Transit Authority, PA - Gettysburg transit transfer center or other related projects .....	\$287,680.00	\$296,670.00	\$314,650.00
16. Oneida County, NY - buses and facilities .....	\$640,000.00	\$660,000.00	\$700,000.00
17. Utica, NY - Utica Union Station track improvements .....	\$32,000.00	\$33,000.00	\$35,000.00
18. Utica and Thendara, NY - Install Two Handicap Lifts .....	\$32,000.00	\$33,000.00	\$35,000.00
19. Myrtle Beach, SC - Regional Multimodal Transit Center .....	\$320,000.00	\$330,000.00	\$350,000.00
20. Buffalo, NY intermodal facility ....	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
21. Buffalo Niagara Medical Campus intermodal facility roadway, streetscape, pedestrian, transit, and parking improvements .....	\$640,000.00	\$660,000.00	\$700,000.00
22. Juneau, AK transit bus acquisition and transit center .....	\$800,000.00	\$825,000.00	\$875,000.00
23. Roanoke, VA - Improve buses at Commonwealth Coach and Trolley Museum .....	\$80,000.00	\$82,500.00	\$87,500.00
24. Roanoke, VA - Improve Virginian Railway Intermodal Station .....	\$80,000.00	\$82,500.00	\$87,500.00
25. City of Flagstaff, AZ Purchase of buses and bus related facilities .....	\$240,000.00	\$247,500.00	\$262,500.00
26. City of Sedona, AZ Purchase of buses and bus related facilities .....	\$240,000.00	\$247,500.00	\$262,500.00
27. Parking garage at SEPTA Market Street Elevated Line .....	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
28. Normal, IL Multimodal center that will provide for eight transportation modes and help to redevelop Normal downtown area .....	\$640,000.00	\$660,000.00	\$700,000.00
29. San Joaquin, CA Altamont Commuter Express Corridor intermodal centers .....	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
30. Cleveland Clinic Intermodal Center and Parking Facility .....	\$2,720,000.00	\$2,805,000.00	\$2,975,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
31. Cuyahoga County, OH University Hospital Intermodal Center and related improvements .....	\$1,328,000.00	\$1,369,500.00	\$1,452,500.00
32. Akron Art Museum, OH enhancements & transit improvements/safety .....	\$208,000.00	\$214,500.00	\$227,500.00
33. Coffman Cove, AK IFA ferry terminal .....	\$1,024,000.00	\$1,056,000.00	\$1,120,000.00
34. Unalaska, AK Construction of AMHW ferry terminal including approach, staging, and upland improvements .....	\$2,400,000.00	\$2,475,000.00	\$2,625,000.00
35. St. Johns, MI buses .....	\$32,000.00	\$33,000.00	\$35,000.00
36. Eastlake Stadium, OH Transit Improvements .....	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
37. Cleveland Art Museum Intermodal Center and Parking Facility .....	\$2,560,000.00	\$2,640,000.00	\$2,800,000.00
38. Joliet, IL For the construction of 1,000 commuter car parking structure parking at Joliet Union station .....	\$800,000.00	\$825,000.00	\$875,000.00
39. Grand Rapids, MI Bus replacement expansion .....	\$4,797,760.00	\$4,947,690.00	\$5,247,550.00
40. Ionia County, MI - Vehicle replacement .....	\$83,840.00	\$86,460.00	\$91,700.00
41. Barry County, MI bus maintenance equipment .....	\$11,200.00	\$11,550.00	\$12,250.00
42. Sevierville to Pigeon Forge, TN BRT .....	\$160,000.00	\$165,000.00	\$175,000.00
43. Lower Merion Township, PA relocate the SEPTA/AMTRAK Ardmore Station .....	\$2,329,600.00	\$2,402,400.00	\$2,548,000.00
44. Mammoth Lakes, CA expanded transit service .....	\$160,000.00	\$165,000.00	\$175,000.00
45. Westmoreland County, PA Buses .....	\$320,000.00	\$330,000.00	\$350,000.00
46. Warwick, NY Bus Depot and Shelters .....	\$160,000.00	\$165,000.00	\$175,000.00
47. Tempe/Scottsdale, AZ East Valley Bus Facility .....	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
48. Lancaster, PA Job Access buses and services .....	\$128,000.00	\$132,000.00	\$140,000.00
49. I-80/Howard Blvd New Jersey Transit Park and Ride .....	\$320,000.00	\$330,000.00	\$350,000.00
50. Calstart fuel cell buses .....	\$320,000.00	\$330,000.00	\$350,000.00
51. Coachella Valley, CA - Bus rapid transit, Cities of Indio/ Palm Desert .....	\$160,000.00	\$165,000.00	\$175,000.00
52. Spring Valley, CA Multi-Modal Center .....	\$384,000.00	\$396,000.00	\$420,000.00
53. Escondido, CA Compressed Natural Gas (CNG) operation and maintenance facility .....	\$160,000.00	\$165,000.00	\$175,000.00
54. San Diego, CA Off-street multimodal center and service facility .....	\$160,000.00	\$165,000.00	\$175,000.00
55. Roanoke, VA - Improve Link Passenger Rail Intermodal Facility .....	\$160,000.00	\$165,000.00	\$175,000.00
56. Zanesville, OH bus system signage and shelters .....	\$20,800.00	\$21,450.00	\$22,750.00
57. Allegheny County, PA Clean Fuel Buses .....	\$320,000.00	\$330,000.00	\$350,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
58. <i>Mariposa, CA CNG-Hydrogen transit system with fueling stations and buses for Yosemite National Park .....</i>	\$800,000.00	\$825,000.00	\$875,000.00
59. <i>Northern Neck and Middle Peninsula, VA multi-modal bus facilities</i>	\$1,040,000.00	\$1,072,500.00	\$1,137,500.00
60. <i>Improvements to Metro North Railroad's Beacon Train Station ...</i>	\$160,000.00	\$165,000.00	\$175,000.00
61. <i>Faquier County, VA Bealeton Station depot rehabilitation .....</i>	\$88,000.00	\$90,750.00	\$96,250.00
62. <i>Kearney, NE RYDE transit Bus and maintenance facility .....</i>	\$608,000.00	\$627,000.00	\$665,000.00
63. <i>Statewide, NE - Statewide rural transit needs assessment for the state of Nebraska .....</i>	\$96,000.00	\$99,000.00	\$105,000.00
64. <i>Trenton, NJ Intermodal Train Station reconstruction .....</i>	\$800,000.00	\$825,000.00	\$875,000.00
65. <i>York, PA Rabbittransit transit hubs and communications equipment .....</i>	\$886,560.00	\$914,265.00	\$969,675.00
66. <i>Harrison, AR Trolley Barn .....</i>	\$12,800.00	\$13,200.00	\$14,000.00
67. <i>Dakota County, MN - Lakeview - Cedar Avenue Corridor BRT .....</i>	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
68. <i>Miami, FL Miami-Dade County Buses .....</i>	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
69. <i>Monrovia, CA multi-modal regional transit center .....</i>	\$960,000.00	\$990,000.00	\$1,050,000.00
70. <i>Cleveland, OH Transit Improvements for the upcoming International Children's Games .....</i>	\$48,000.00	\$49,500.00	\$52,500.00
71. <i>Hampton Roads, VA Southside Bus Facility .....</i>	\$640,000.00	\$660,000.00	\$700,000.00
72. <i>Denver, CO - Regional Transportation District Bus Replacement ....</i>	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
73. <i>Foothill Transit, CA commuter park and ride facilities .....</i>	\$3,040,000.00	\$3,135,000.00	\$3,325,000.00
74. <i>Salt Lake Community Collage, UT - Intermodal Hub .....</i>	\$560,000.00	\$577,500.00	\$612,500.00
75. <i>Fresno, CA low-emission transit vehicles .....</i>	\$800,000.00	\$825,000.00	\$875,000.00
76. <i>Fredericksburg, VA VRE station restoration .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
77. <i>Lakewood, NJ bus route .....</i>	\$240,000.00	\$247,500.00	\$262,500.00
78. <i>Elmira, NY buses and related transit systems .....</i>	\$160,000.00	\$165,000.00	\$175,000.00
79. <i>South Bend, IN Operations Center / Mishawaka Transfer Facility .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
80. <i>Atlanta, GA - BRT/HOV project; I-75 from Wade Green road to Akers Mill Road .....</i>	\$3,200,000.00	\$3,300,000.00	\$3,500,000.00
81. <i>Kodiak, AK Construction of AMHW ferry terminal and approach .....</i>	\$2,400,000.00	\$2,475,000.00	\$2,625,000.00
82. <i>Utica, NY - Union Station canopy .....</i>	\$240,000.00	\$247,500.00	\$262,500.00
83. <i>Shreveport, LA Intermodal Transit Facility .....</i>	\$1,072,000.00	\$1,105,500.00	\$1,172,500.00
84. <i>Bend, Oregon Replacement of the city's 22 person vans .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
85. <i>Pasadena to Claremont, CA Gold Line Light Rail Phase II intermodal centers .....</i>	\$4,800,000.00	\$4,950,000.00	\$5,250,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
86. NC - North Carolina Statewide Bus and Bus Facilities .....	\$5,952,000.00	\$6,138,000.00	\$6,510,000.00
87. Triad, NC - Multimodal facility to serve as the central facility for the PART routes throughout the Triad region .....	\$3,712,000.00	\$3,828,000.00	\$4,060,000.00
88. High Point, NC - Home Furnishings Market terminals/parking .....	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
89. Cincinnati Zoo/Uptown Crossing, OH - Intermodal bus facility/commuter parking garage .....	\$416,000.00	\$429,000.00	\$455,000.00
90. Florida Keys Bus System Facility Improvements .....	\$160,000.00	\$165,000.00	\$175,000.00
91. Florida Keys Bus System Improvements, Job Access Reverse Commute .....	\$160,000.00	\$165,000.00	\$175,000.00
92. Rome, NY - VIP bus system .....	\$80,000.00	\$82,500.00	\$87,500.00
93. Geneva, NY - Intermodal Facility renovations .....	\$345,600.00	\$356,400.00	\$378,000.00
94. Oneonta, NY - Heavy Duty Buses .....	\$80,000.00	\$82,500.00	\$87,500.00
95. Cooperstown, NY - Construct Cooperstown Intermodal Facility ...	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
96. Seneca City Public Transit, NY - Develop a transportation service plan for the county .....	\$48,000.00	\$49,500.00	\$52,500.00
97. Columbus, OH Paratransit and Small Bus Service Facility .....	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
98. Erie County, NY Niagara Frontier Transportation Authority rehabilitation .....	\$960,000.00	\$990,000.00	\$1,050,000.00
99. Jamestown, NY intermodal facility .....	\$480,000.00	\$495,000.00	\$525,000.00
100. Dunkirk, NY intermodal facility .....	\$320,000.00	\$330,000.00	\$350,000.00
101. Tinley Park, IL - Commuter rail intermodal station at 80th Avenue .....	\$160,000.00	\$165,000.00	\$175,000.00
102. Londonderry, NH - Park and Ride Bus Facility at Exit 5 .....	\$640,000.00	\$660,000.00	\$700,000.00
103. Enfield, CT - Enfield Intermodal Station on New Haven CT - Springfield, MA Commuter Rail Line .....	\$640,000.00	\$660,000.00	\$700,000.00
104. Atlanta, GA Atlanta Transportation Trolley Link clean fuel transit vehicles .....	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
105. Stonington and Mystic, CT - Construct Stonington-Mystic Village Intermodal Center Parking facility and Improve streetscapes .....	\$640,000.00	\$660,000.00	\$700,000.00
106. Atlanta, GA MARTA low-floor clean fuel buses .....	\$3,200,000.00	\$3,300,000.00	\$3,500,000.00
107. Glenwood Park, PA Transit Center and adjacent park & ride facility .....	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
108. Beaver, PA - Expand and improve 2 park and ride facilities in Beaver County, PA .....	\$160,000.00	\$165,000.00	\$175,000.00
109. Vernon, CT - Construct Vernon Intermodal Center, Parking and Streetscapes .....	\$1,920,000.00	\$1,980,000.00	\$2,100,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
110. <i>New London, CT - Improve New London Intermodal Transportation Center Streetscapes and Traffic Flow .....</i>	\$480,000.00	\$495,000.00	\$525,000.00
111. <i>Warren, PA intermodal transportation center .....</i>	\$960,000.00	\$990,000.00	\$1,050,000.00
112. <i>Sharon, PA bus facilities, parking lots and bus stops .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
113. <i>New Orleans, LA Multimodal Riverfront Center .....</i>	\$160,000.00	\$165,000.00	\$175,000.00
114. <i>Manchester, NH North River Road Intermodal Facility and streetscape improvements .....</i>	\$288,000.00	\$297,000.00	\$315,000.00
115. <i>River parishes, LA South Central Planning and Development Commission, bus and bus facilities .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
116. <i>Regional Planning Commission, New Orleans, LA bus and bus facilities .....</i>	\$160,000.00	\$165,000.00	\$175,000.00
117. <i>St. Bernard Parish, LA Intermodal facility improvements .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
118. <i>Rockville, MD Maryland Avenue and Market Street Intermodal Access Project .....</i>	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
119. <i>Detroit, MI Replacement bus facility .....</i>	\$240,000.00	\$247,500.00	\$262,500.00
120. <i>Detroit, MI Replacement buses ...</i>	\$240,000.00	\$247,500.00	\$262,500.00
121. <i>Oakland, CA San Francisco Bay Trail, Oakland Coliseum - Martin Luther King Jr. Regional Shoreline .....</i>	\$288,000.00	\$297,000.00	\$315,000.00
122. <i>Covina/El Monte/Baldwin Park/Upland, CA Improve parking and station access at Metrolink stations .....</i>	\$1,184,000.00	\$1,221,000.00	\$1,295,000.00
123. <i>Bronx, NY Complete Penn Station/East Side Access Programs. Upgrade Metro North stations in the Bronx and construct station at Yankee Stadium .....</i>	\$960,000.00	\$990,000.00	\$1,050,000.00
124. <i>Nashville, TN Downtown Transit Transfer Facility .....</i>	\$160,000.00	\$165,000.00	\$175,000.00
125. <i>Sandy Hook National Park, NJ Connect passengers from lower Manhattan &amp; other NY/NJ ferry terminals through construction of a fixed &amp; floating pier .....</i>	\$640,000.00	\$660,000.00	\$700,000.00
126. <i>Long Beach, CA Acquire property and construct a park and ride structure in Downtown Long Beach .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
127. <i>Camden County, NJ Intermodal facility serving critical bus and rail lines to East and North Camden Neighborhoods .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
128. <i>New York City, NY Purchase Handicapped-Accessible Livery Vehicles .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
129. <i>Glendale, CA CNG Buses .....</i>	\$224,000.00	\$231,000.00	\$245,000.00
130. <i>Las Vegas, NV Construct Las Vegas Center City Intermodal Transportation Terminal .....</i>	\$960,000.00	\$990,000.00	\$1,050,000.00
131. <i>Middletown, CT Construct intermodal facility .....</i>	\$160,000.00	\$165,000.00	\$175,000.00



<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
132. Los Angeles County, CA Develop intermodal centers along the Gold Line phase II rail project .....	\$256,000.00	\$264,000.00	\$280,000.00
133. Los Angeles, CA Implement parking and electronic signage improvements on the Metrolink commuter rail system .....	\$640,000.00	\$660,000.00	\$700,000.00
134. Corvallis, OR Bus Replacement	\$396,800.00	\$409,200.00	\$434,000.00
135. Eugene, OR Purchase new buses for Lane Transit District's Bus Rapid Transit service .....	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
136. Detroit, MI Mid-Life Vehicle Overhaul .....	\$4,608,000.00	\$4,752,000.00	\$5,040,000.00
137. Torrington, CT Construct bus-related facility (Northwestern Connecticut Central Transit District) ..	\$640,000.00	\$660,000.00	\$700,000.00
138. Bronx, NY For the acquisition of buses to provide service from the Jacobi Intermodal Center to North Central Bronx Hospital .....	\$128,000.00	\$132,000.00	\$140,000.00
139. Columbia County, OR Purchase buses .....	\$44,800.00	\$46,200.00	\$49,000.00
140. Yamhill County, OR Construction of bus shelters and park and ride facilities in Yamhill County ...	\$21,440.00	\$22,110.00	\$23,450.00
141. Albany, OR Construct pathway at Multimodal Transit Station .....	\$128,000.00	\$132,000.00	\$140,000.00
142. Miami-Dade County, FL County Buses .....	\$1,888,000.00	\$1,947,000.00	\$2,065,000.00
143. Brownsville, TX Brownsville Urban System City-Wide Transit Improvement project .....	\$640,000.00	\$660,000.00	\$700,000.00
144. Sandy City, UT Intermodal Hub and Station .....	\$640,000.00	\$660,000.00	\$700,000.00
145. Howard County, MD Design and construct Howard County Bus Operation Repair Facility .....	\$832,000.00	\$858,000.00	\$910,000.00
146. Carson, CA Purchase one bus .....	\$80,000.00	\$82,500.00	\$87,500.00
147. Carson, CA Purchase two tripper buses .....	\$160,000.00	\$165,000.00	\$175,000.00
148. Carson, CA Purchase one trolley-bus vehicle .....	\$80,000.00	\$82,500.00	\$87,500.00
149. Des Moines, IA Purchase currently leased 40-foot heavy-duty buses .....	\$640,000.00	\$660,000.00	\$700,000.00
150. Bellflower, CA Conversion of an historic train depot into an intermodal center .....	\$88,000.00	\$90,750.00	\$96,250.00
151. Bellflower, CA Bus shelter improvements .....	\$80,000.00	\$82,500.00	\$87,500.00
152. Albany, GA Bus replacement program .....	\$160,000.00	\$165,000.00	\$175,000.00
153. Sylvester, GA Intermodal Facility: Construction/restoration of Train Depot for train, intercity bus, local transit, taxi .....	\$96,000.00	\$99,000.00	\$105,000.00
154. Thomasville, GA Bus Replacement program .....	\$64,000.00	\$66,000.00	\$70,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
155. Quitman County / Clay County / Randolph County / Stewart County, GA Regional Rural Transit Bus Project (initiate joint/cooperative rural transit program) .....	\$160,000.00	\$165,000.00	\$175,000.00
156. Albany, GA Multi-modal facility (Construction of local transit transfer station/garage/office headquarters, intercity bus, taxi) .....	\$320,000.00	\$330,000.00	\$350,000.00
157. North Carolina expand bus facilities and buses statewide .....	\$1,680,000.00	\$1,732,500.00	\$1,837,500.00
158. Charlotte, NC Design and construct new intermodal facility housing intra-city buses, inter-city rail and commuter rail. (West Trade) ...	\$160,000.00	\$165,000.00	\$175,000.00
159. Carson/South Bay, CA Construct a transit center to serve existing routes and additional MTA lines ...	\$480,000.00	\$495,000.00	\$525,000.00
160. Compton, CA Construct fuel dispensing facility for the transit CNG bus fleet .....	\$480,000.00	\$495,000.00	\$525,000.00
161. Compton, CA Expand existing transit center in to a multi modal transportation building .....	\$992,000.00	\$1,023,000.00	\$1,085,000.00
162. Los Angeles County, CA Construct commuter park-and-ride facilities in the San Gabriel Valley ...	\$256,000.00	\$264,000.00	\$280,000.00
163. Akron, OH Construct Downtown Multi-modal Transportation Center	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
164. Elyria, OH Construct the New York Central Train Station into an intermodal transportation hub .....	\$655,360.00	\$675,840.00	\$716,800.00
165. Long Beach, CA Purchase ten clean fuel busses .....	\$1,440,000.00	\$1,485,000.00	\$1,575,000.00
166. Los Angeles, CA Mission College Transit Center construction .....	\$160,000.00	\$165,000.00	\$175,000.00
167. Windfall, NC Purchase of buses ..	\$40,000.00	\$41,250.00	\$43,750.00
168. Montgomery County, MD intermodal access programs in the Silver Spring and Wheaton Central Business Districts .....	\$320,000.00	\$330,000.00	\$350,000.00
169. Compton, CA Improve 33 bus stops in the local transit system and purchase 7 CNG buses .....	\$518,400.00	\$534,600.00	\$567,000.00
170. St. Lucie County, FL Acquisition of Americans with Disabilities Act compliant buses .....	\$320,000.00	\$330,000.00	\$350,000.00
171. Los Angeles, CA California State University Northridge propane-powered tram service project .....	\$104,000.00	\$107,250.00	\$113,750.00
172. Jacksonville, FL Bus Facility Expansion .....	\$640,000.00	\$660,000.00	\$700,000.00
173. Hampton Roads, VA Develop, design and build new Hampton Roads Transit Southside Bus Facility to house bus fleet, maintenance, warehouse, and administrative functions .....	\$640,000.00	\$660,000.00	\$700,000.00
174. Phoenix, AZ West Phoenix Bus Facility .....	\$1,920,000.00	\$1,980,000.00	\$2,100,000.00
175. Phoenix, AZ Phoenix Heavy Bus Facility .....	\$320,000.00	\$330,000.00	\$350,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
176. Phoenix, AZ Phoenix Dial-a-Ride Operating Facility .....	\$320,000.00	\$330,000.00	\$350,000.00
177. Trenton, NJ Reconstruction and rehabilitation of the Trenton Train Station .....	\$2,352,000.00	\$2,425,500.00	\$2,572,500.00
178. La Crosse, WI Transit Center and Bus Replacement .....	\$160,000.00	\$165,000.00	\$175,000.00
179. Eau Claire, WI Transfer Center and Vehicle Replacement .....	\$160,000.00	\$165,000.00	\$175,000.00
180. Lowell, MA Lowell Regional Transit Authority transit buses .....	\$864,000.00	\$891,000.00	\$945,000.00
181. Calexico, CA Purchase new buses for the Calexico Transit System .....	\$160,000.00	\$165,000.00	\$175,000.00
182. San Francisco, CA Redesign and renovate intermodal facility at Glen Park Community .....	\$1,056,000.00	\$1,089,000.00	\$1,155,000.00
183. Cleveland, OH Buses and bus-related facilities .....	\$64,000.00	\$66,000.00	\$70,000.00
184. Cleveland, OH Construct intermodal facility .....	\$288,000.00	\$297,000.00	\$315,000.00
185. Cleveland, OH Construct intermodal facility on Euclid Avenue .....	\$160,000.00	\$165,000.00	\$175,000.00
186. Berkeley/Oakland, CA AC Transit Bus Rapid Transit, bus shelters & intelligent systems, Berkeley-Oakland corridor project .....	\$640,000.00	\$660,000.00	\$700,000.00
187. Gardena, CA Purchase of alternate fuel buses for service expansion, on-board security system and bus facility training equipment .....	\$1,565,571.84	\$1,614,495.96	\$1,712,344.20
188. Wilmington, NC A multi-modal center for rail station and downtown hub for city and intercity bus services .....	\$240,000.00	\$247,500.00	\$262,500.00
189. Westchester County, NY Acquisition of clean fuel buses .....	\$80,000.00	\$82,500.00	\$87,500.00
190. Pleasant Hill, CA Construct Diablo Valley College Bus Transit Center .....	\$480,000.00	\$495,000.00	\$525,000.00
191. Rock Island, IL Construct bus and bus-related facilities .....	\$160,000.00	\$165,000.00	\$175,000.00
192. Beckley, WV Beckley Intermodal Gateway, pursuant to the eligibility provisions for projects listed under section 3030(d)(3) of P.L. 105-178 .....	\$7,680,000.00	\$7,920,000.00	\$8,400,000.00
193. Newark, NJ Newark Penn Station Intermodal Improvements including the rehabilitation of boarding areas .....	\$320,000.00	\$330,000.00	\$350,000.00
194. San Francisco, CA Construct Transbay Terminal .....	\$4,480,000.00	\$4,620,000.00	\$4,900,000.00
195. Bronx, NY Conduct a study to construct an intermodal facility in Riverdale/Kingsbridge .....	\$112,000.00	\$115,500.00	\$122,500.00
196. Philadelphia, PA Philadelphia Zoo Intermodal Transportation project entailing parking consolidation, pedestrian walkways, public transportation complements, and landscape improvements to surface parking lots. ....	\$2,211,672.00	\$2,280,786.75	\$2,419,016.25

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
197. Thurston County, WA Purchase buses to replace existing equipment and expand service .....	\$288,000.00	\$297,000.00	\$315,000.00
198. Gresham, OR Construction of a light rail station, bus, bicycle and parking plaza facilities, and in support of transit-oriented development .....	\$480,000.00	\$495,000.00	\$525,000.00
199. New Jersey, Passaic Valley Intermodal and Parking Facilities	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
200. Denver, CO Construct intermodal center at Denver Union Station .....	\$3,200,000.00	\$3,300,000.00	\$3,500,000.00
201. Corpus Christi, TX Corpus Regional Transit Authority for maintenance facility improvements .....	\$640,000.00	\$660,000.00	\$700,000.00
202. Albany, OR Rehabilitate building at Multimodal Transit Station	\$281,600.00	\$290,400.00	\$308,000.00
203. Alameda, CA Planning, design, construction of an aerial tramway at the former Naval Air Station on Alameda Point to Oakland BART	\$640,000.00	\$660,000.00	\$700,000.00
204. Union City, CA Grade separation to provide new vehicle, pedestrian, and bike access to BART .....	\$800,000.00	\$825,000.00	\$875,000.00
205. Westchester County, NY Replacement of buses in Westchester's Bee-line fleet .....	\$1,200,000.00	\$1,237,500.00	\$1,312,500.00
206. Livermore, CA Construct Bus Facility for Livermore Amador Valley Transit Authority .....	\$720,000.00	\$742,500.00	\$787,500.00
207. Martinez, CA Martinez Intermodal Facility Depot restoration ...	\$320,000.00	\$330,000.00	\$350,000.00
208. San Juan, PR Purchase of 27 new buses for replacement and service expansion .....	\$960,000.00	\$990,000.00	\$1,050,000.00
209. San Juan, PR Purchase of security cameras on board 404 buses ....	\$320,000.00	\$330,000.00	\$350,000.00
210. Flint, MI Purchase new and replacement vehicles for expanded job related service. Flint MTA .....	\$160,000.00	\$165,000.00	\$175,000.00
211. Sonoma County, CA Purchase CNG buses .....	\$160,000.00	\$165,000.00	\$175,000.00
212. Arlington, VA Improve pedestrian access, construct shelters, and purchase buses to improve service along Columbia Pike corridor .....	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
213. Santa Clara County, CA Purchase 6 hydrogen fuel-cell buses, installation of fuel station, and modification of existing facilities for the new technology .....	\$1,024,000.00	\$1,056,000.00	\$1,120,000.00
214. Los Angeles, CA Improve Wilshire Vermont transit station to provide improved pedestrian and intermodal access .....	\$320,000.00	\$330,000.00	\$350,000.00
215. Indianapolis, IN Create downtown transit center for the intracity bus system .....	\$5,192,000.00	\$5,354,250.00	\$5,678,750.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
216. Fairfax, VA Construct transit center and improve service and pedestrian and passenger access on Richmond Highway .....	\$640,000.00	\$660,000.00	\$700,000.00
217. Alexandria, VA Purchase buses and relocate WMATA's 58-year old Royal Street garage .....	\$640,000.00	\$660,000.00	\$700,000.00
218. Bar Harbor, ME Purchase new buses to enhance commuting near the Jackson Labs .....	\$96,000.00	\$99,000.00	\$105,000.00
219. Los Angeles, CA Los Angeles City College Red Line Pedestrian Connector Project to improve pedestrian access .....	\$400,000.00	\$412,500.00	\$437,500.00
220. Stanwood, WA Terry's Corner Park and Ride .....	\$336,000.00	\$346,500.00	\$367,500.00
221. Denver, CO Construct intermodal facility at Stapleton as part of FasTracks project .....	\$640,000.00	\$660,000.00	\$700,000.00
222. Alexandria, VA Construct shelters, walkways and traffic light signals in Eisenhower Avenue area to increase bus ridership and improve connectivity to Metrorail stations ...	\$800,000.00	\$825,000.00	\$875,000.00
223. Island County, WA Island Transit Capital Improvements .....	\$768,000.00	\$792,000.00	\$840,000.00
224. Kansas City, MO Regional Bus rapid transit system .....	\$640,000.00	\$660,000.00	\$700,000.00
225. Pittsburgh, PA For the purchase of clean fuel buses .....	\$160,000.00	\$165,000.00	\$175,000.00
226. Burbank, CA Construction of the Empire Area Transit Center near the Burbank/Pasadena/Glendale Airport .....	\$320,000.00	\$330,000.00	\$350,000.00
227. New Orleans, LA Plan and construct New Orleans Union Passenger Terminal intermodal facilities .....	\$320,000.00	\$330,000.00	\$350,000.00
228. Kansas City, MO Bus transit infrastructure .....	\$160,000.00	\$165,000.00	\$175,000.00
229. Dallas, TX Bus Passenger Facilities for Dallas Area Rapid Transit: shelters, benches, and bus stop improvements .....	\$3,200,000.00	\$3,300,000.00	\$3,500,000.00
230. Los Angeles, CA Reseda Blvd. Bus Rapid Transit Route, a small-start project already begun by the LA MTA .....	\$320,640.00	\$330,660.00	\$350,700.00
231. Monterey Park, CA Safety improvements at a bus stop including creation of bus loading areas and street improvements .....	\$544,000.00	\$561,000.00	\$595,000.00
232. Washington, DC Purchase of clean fuel transit buses and improved passenger facilities including bus system maps, dynamic bus arrival indicators and improved bus stop signage .....	\$6,400,000.00	\$6,600,000.00	\$7,000,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
233. Cheltenham Township, PA Glenside Rail Station Parking Garage project involving the construction of a 300–400 space parking lot @ Easton Road and Glenside Avenue .....	\$544,000.00	\$561,000.00	\$595,000.00
234. San Mateo County, CA Install security cameras for buses and passenger stations .....	\$384,000.00	\$396,000.00	\$420,000.00
235. Torrance, CA Acquisition of EPA and CARB-certified, low emission replacement buses .....	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
236. Portland, OR Renovation of Union Station, including structural reinforcement and public safety upgrades .....	\$32,000.00	\$33,000.00	\$35,000.00
237. Long Beach, CA Install security cameras on busses .....	\$320,000.00	\$330,000.00	\$350,000.00
238. Pittsburgh, PA North Shore improvements. Funding for the West End Bridge improvements, Intermodal Transportation Center, Brighton Road, Canal and Market Streets .....	\$320,000.00	\$330,000.00	\$350,000.00
239. Los Angeles, CA Expand intermodal center at California State University to accommodate additional buses, ADA improvements, upgrade lighting .....	\$320,000.00	\$330,000.00	\$350,000.00
240. Cleveland, OH Construct intermodal center and bus facilities at Euclid Avenue and East 96th Street .....	\$640,000.00	\$660,000.00	\$700,000.00
241. Brockton, MA Bus replacement for the Brockton Area Transit Authority (BAAT) .....	\$480,000.00	\$495,000.00	\$525,000.00
242. Sacramento, CA Improvements to bus facilities .....	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
243. Orange County, CA Purchase inter-county express buses for Orange County Transportation Authority .....	\$320,000.00	\$330,000.00	\$350,000.00
244. New Jersey, Community Shuttle Buses .....	\$640,000.00	\$660,000.00	\$700,000.00
245. Nacogdoches, TX Bus fleet vehicle replacement for the Brazos Transit District .....	\$320,000.00	\$330,000.00	\$350,000.00
246. Lufkin, TX Bus fleet vehicle replacement for the Brazos Transit District .....	\$320,000.00	\$330,000.00	\$350,000.00
247. Burbank, CA Burbank Regional Intermodal Transportation Center – Chandler Bikeway Extension .....	\$252,800.00	\$260,700.00	\$276,500.00
248. Miramar, FL Miramar Transit Hub .....	\$320,000.00	\$330,000.00	\$350,000.00
249. Atlanta, GA Redevelopment of the Metro Atlanta Rapid Transit Authority Hamilton bus facility to support clean fuel buses .....	\$1,894,400.00	\$1,953,600.00	\$2,072,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
250. <i>Rockport, MA Improvements to Rockport Station including station renovations, barrier free access, and expanded parking .....</i>	\$768,000.00	\$792,000.00	\$840,000.00
251. <i>Cleveland, OH Construct intermodal facility, East Side Transit Authority .....</i>	\$1,920,000.00	\$1,980,000.00	\$2,100,000.00
252. <i>Grants Pass, OR Purchase vehicles for use by Josephine Community Transit .....</i>	\$54,720.00	\$56,430.00	\$59,850.00
253. <i>Plantation, FL Construction of the Central Plantation Transit Greenway System .....</i>	\$512,000.00	\$528,000.00	\$560,000.00
254. <i>Oakland, CA Pedestrian and bicycle-oriented improvements at four BART Transit Villages .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
255. <i>Santa Monica, CA Purchase and service Liquid Natural Gas buses for Santa Monica Big Blue Bus to service increased ridership and reduce emissions .....</i>	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
256. <i>Broward County, FL Buses and bus facilities .....</i>	\$3,760,000.00	\$3,877,500.00	\$4,112,500.00
257. <i>Glendale, CA Glendale Beeline Bus/Trolley System .....</i>	\$416,000.00	\$429,000.00	\$455,000.00
258. <i>Baldwin Park, CA Construct vehicle and bicycle parking lot at and pedestrian rest area at transit center .....</i>	\$96,000.00	\$99,000.00	\$105,000.00
259. <i>Baldwin Park, CA Construct new sidewalks, lighting, and curbs between Metrolink station and downtown .....</i>	\$160,000.00	\$165,000.00	\$175,000.00
260. <i>Buses and bus related facilities throughout the state of Connecticut</i>	\$1,920,000.00	\$1,980,000.00	\$2,100,000.00
261. <i>Hartford, CT Buses and bus-related facilities .....</i>	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
262. <i>New Jersey, Intermodal passenger transportation deployment initiative for Passaic-Bergen DMU demonstration program .....</i>	\$3,200,000.00	\$3,300,000.00	\$3,500,000.00
263. <i>Santa Monica, CA Construction of intermodal facility and purchase and service of buses for joint Santa Monica College and community transit service .....</i>	\$720,000.00	\$742,500.00	\$787,500.00
264. <i>Los Angeles, CA Improve transit shelters, sidewalks and landscaping around Cedar's-Sinai Medical Center .....</i>	\$240,000.00	\$247,500.00	\$262,500.00
265. <i>Nassau County, NY Intermodal transportation improvements for the Nassau HUB .....</i>	\$2,240,000.00	\$2,310,000.00	\$2,450,000.00
266. <i>Memphis, TN Memphis South Intermodal Center will be a major connection point for local bus, intercity bus, automobiles and airport transportation .....</i>	\$960,000.00	\$990,000.00	\$1,050,000.00
267. <i>Tampa, FL Purchase replacement buses and vanpools .....</i>	\$160,000.00	\$165,000.00	\$175,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
268. <i>San Jose, CA Reconstruct Santa Clara Valley Transportation Authority's Cerone Operating Division Facilities .....</i>	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
269. <i>Belle Glade, FL Construction and Land Acquisition of a Combined Passenger Transfer and Maintenance/Operations Facility ...</i>	\$960,000.00	\$990,000.00	\$1,050,000.00
270. <i>Denver, CO Construct bus maintenance facility .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
271. <i>Rhode Island Bus purchase and park &amp; ride facilities .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
272. <i>Monterey Park, CA Monterey Park Busline Intelligent Transit Information system .....</i>	\$192,000.00	\$198,000.00	\$210,000.00
273. <i>Providence, RI Expansion of RIPTA Elmwood Facility for Paratransit Maintenance .....</i>	\$960,000.00	\$990,000.00	\$1,050,000.00
274. <i>Johnson County, KS Bus and bus-related facilities (I-35 Corridor) .....</i>	\$640,000.00	\$660,000.00	\$700,000.00
275. <i>Santa Fe, NM Purchase Santa Fe Trails Downtown Transit Center buses, support vehicles, paratransit vehicles, and six trolley buses for downtown shuttle service</i>	\$320,000.00	\$330,000.00	\$350,000.00
276. <i>Milwaukee County, WI Milwaukee County bus replacements ....</i>	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
277. <i>South San Francisco, CA Construct ferry terminal at Oyster Point to provide ferry service from San Francisco by Water Transit Authority .....</i>	\$1,920,000.00	\$1,980,000.00	\$2,100,000.00
278. <i>Niles, OH Bus and bus-related facilities .....</i>	\$240,000.00	\$247,500.00	\$262,500.00
279. <i>Rhode Island Bus Replacement ..</i>	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
280. <i>San Diego, CA Construct intermodal transportation management center to improve coordination, efficiency and security .....</i>	\$960,000.00	\$990,000.00	\$1,050,000.00
281. <i>Las Vegas, NV Construct North Las Vegas Boulevard Intermodal Transportation Terminal .....</i>	\$960,000.00	\$990,000.00	\$1,050,000.00
282. <i>Lawrence, MA Parking and drainage related to a Regional Intermodal Center .....</i>	\$1,920,000.00	\$1,980,000.00	\$2,100,000.00
283. <i>Richmond, VA Bus Operation and Maintenance Facility for Greater Richmond Transit Company .....</i>	\$480,000.00	\$495,000.00	\$525,000.00
284. <i>Attleboro, MA Multimodal transit hub, including central bus terminal, commuter park-and-ride garage, and improved access to commuter rail .....</i>	\$640,000.00	\$660,000.00	\$700,000.00
285. <i>Miami Dade County, FL N.W. 7th Avenue Transit Hub .....</i>	\$1,440,000.00	\$1,485,000.00	\$1,575,000.00
286. <i>Haverhill, MA Commuter rail parking .....</i>	\$320,000.00	\$330,000.00	\$350,000.00



<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
287. Los Angeles, CA Install permanent irrigation system and enhanced landscaping on San Fernando Valley bus rapid transitway	\$960,000.00	\$990,000.00	\$1,050,000.00
288. St. Paul, MN Union Depot Multimodal Transportation Hub ....	\$2,240,000.00	\$2,310,000.00	\$2,450,000.00
289. Gainesville, FL Bus Replacement	\$2,560,000.00	\$2,640,000.00	\$2,800,000.00
290. Salem, MA Design and Construction of station with 700–1000 parking spaces, bus layover facility, including pedestrian-vehicle access	\$640,000.00	\$660,000.00	\$700,000.00
291. Richmond, VA Main Street Station project .....	\$352,000.00	\$363,000.00	\$385,000.00
292. Jacksonville, FL Bus Replacement .....	\$2,240,000.00	\$2,310,000.00	\$2,450,000.00
293. Monmouth County, NJ Construction of main bus facility for Freehold Township, including a terminal and repair shop .....	\$640,000.00	\$660,000.00	\$700,000.00
294. Falls Church, VA Design and build an intermodal transit center in downtown Falls Church .....	\$640,000.00	\$660,000.00	\$700,000.00
295. Beverly, MA Construction of a 500 space parking garage adjacent to the Beverly depot .....	\$640,000.00	\$660,000.00	\$700,000.00
296. San Fernando, CA Construct CNG fueling station and other related infrastructure .....	\$416,000.00	\$429,000.00	\$455,000.00
297. Rialto, CA Expansion parking lot at Metrolink station in Rialto ...	\$224,000.00	\$231,000.00	\$245,000.00
298. El Paso, TX Purchase of buses for the SMART Starter service .....	\$800,000.00	\$825,000.00	\$875,000.00
299. Luzerne County, PA For the acquisition of new public transportation vehicles, includes buses and trolleys .....	\$160,000.00	\$165,000.00	\$175,000.00
300. San Antonio, TX VIA Metropolitan Transit - Purchase of new buses to replace the aging bus fleet and paratransit vans and upgrade of the bus maintenance facility .....	\$2,240,000.00	\$2,310,000.00	\$2,450,000.00
301. New York City, NY New Urban Center – Broadway Junction Intermodal Facility .....	\$307,200.00	\$316,800.00	\$336,000.00
302. Jacksonville, FL Paratransit Program .....	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
303. Las Vegas, NV Construct Las Vegas WestCare Intermodal Facility .....	\$160,000.00	\$165,000.00	\$175,000.00
304. Chicago, IL Construct intermodal facility at 35th Street at Metra Red Line .....	\$1,536,000.00	\$1,584,000.00	\$1,680,000.00
305. San Diego, CA Widen sidewalks and bus stop entrance, and provide diagonal parking, in the Skyline-Paradise Hills neighborhood .....	\$64,000.00	\$66,000.00	\$70,000.00
306. Culver City, CA Expand natural gas fuel facility, purchase CNG buses .....	\$1,204,049.28	\$1,241,675.82	\$1,316,928.90
307. Mukilteo, WA Mukilteo Multimodal Terminal .....	\$1,856,000.00	\$1,914,000.00	\$2,030,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
308. <i>S. Amboy, NJ Improvements to the rail, bus passenger, parking facilities at S. Amboy station .....</i>	\$2,560,000.00	\$2,640,000.00	\$2,800,000.00
309. <i>Detroit, MI Two new garage and fuel facilities for Compressed Natural Gas buses .....</i>	\$160,000.00	\$165,000.00	\$175,000.00
310. <i>Chicago, IL Feasibility study for intermodal station on the Metra Rock Island near Kennedy-King College .....</i>	\$160,000.00	\$165,000.00	\$175,000.00
311. <i>Detroit, MI Timed Transfer Center, providing child care centers at transit transfer facilities .....</i>	\$3,008,000.00	\$3,102,000.00	\$3,290,000.00
312. <i>Pottsville, PA Union Street Trade and Transfer Center Intermodal Facility .....</i>	\$640,000.00	\$660,000.00	\$700,000.00
313. <i>Detroit, MI Bus Purchase .....</i>	\$416,000.00	\$429,000.00	\$455,000.00
314. <i>Atlanta, GA Multi Modal Terminal for Amtrak, high speed trains, and commuter buses in downtown Atlanta .....</i>	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
315. <i>Richmond, CA Design and construct transit structure for Richmond BART station .....</i>	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
316. <i>Baltimore, MD Studies, planning and construction of Intermodal Terminal .....</i>	\$1,600,000.00	\$1,650,000.00	\$1,750,000.00
317. <i>City of Norwalk, CA EPA and CARB certified low emission replacement &amp; expansion buses; develop parking facility for users of LAX airport .....</i>	\$224,000.00	\$231,000.00	\$245,000.00
318. <i>Los Angeles, CA Expand Bus Rapid Transit on Crenshaw Blvd ..</i>	\$2,185,390.72	\$2,253,684.18	\$2,390,271.10
319. <i>City of Montebello, CA Replace 16 eighteen-year-old diesel fueled bus with hybrid gas fueled bus .....</i>	\$320,000.00	\$330,000.00	\$350,000.00
320. <i>Tidewater, VA Eastern Seaboard Intermodal Transportation Application Center at Hampton University .....</i>	\$448,000.00	\$462,000.00	\$490,000.00
321. <i>Los Angeles, CA Purchase of clean fuel buses to improve bus service in South Los Angeles .....</i>	\$837,628.16	\$863,804.04	\$916,155.80
322. <i>Revere, MA Design and construction of an MBTA commuter rail stop and parking garage .....</i>	\$1,280,000.00	\$1,320,000.00	\$1,400,000.00
323. <i>Woburn, MA Expansion of commuter parking spaces at the MBTA Transit Facility .....</i>	\$480,000.00	\$495,000.00	\$525,000.00
324. <i>Charlotte, NC Design and construct new bus garage to support expansion of regional bus system ....</i>	\$416,000.00	\$429,000.00	\$455,000.00
325. <i>Salem, OR Keizer Transit, bus and bus facilities .....</i>	\$640,000.00	\$660,000.00	\$700,000.00
326. <i>Tillamook County, OR Construction of a transit facility .....</i>	\$32,000.00	\$33,000.00	\$35,000.00
327. <i>Canby, OR bus replacement and bus facilities .....</i>	\$48,000.00	\$49,500.00	\$52,500.00
328. <i>Wilsonville, OR South Metro Area Regional Transit, bus and bus facilities .....</i>	\$80,000.00	\$82,500.00	\$87,500.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
329. Lincoln County, OR bus replacement .....	\$80,000.00	\$82,500.00	\$87,500.00
330. Molalla, OR South Clackamas Transportation District, bus replacement and expansion of service .....	\$32,000.00	\$33,000.00	\$35,000.00
331. Chicago, IL Construct intermodal facility at Sheridan Road and Loyola Avenue .....	\$96,000.00	\$99,000.00	\$105,000.00
332. Philadelphia, PA PCDC Pedestrian facilities, safety improvements, and motor vehicle access along Market St. Elevated Rail project. ....	\$608,000.00	\$627,000.00	\$665,000.00
333. Davis, CA Provide additional parking and enhancement to entrance of the Davis Multi-modal station .....	\$480,000.00	\$495,000.00	\$525,000.00
334. Woodland, CA Improve Yolobus Administration and Maintenance Facilities .....	\$800,000.00	\$825,000.00	\$875,000.00
335. Albany/Schenectady, NY Bus Facility Improvements in NY-5 Corridor .....	\$320,000.00	\$330,000.00	\$350,000.00
336. Jersey City, NJ Newport Station Intermodal Improvements .....	\$640,000.00	\$660,000.00	\$700,000.00
337. Galveston County, TX Intermodal facility to include bus and car parking .....	\$320,000.00	\$330,000.00	\$350,000.00
338. Maywood, IL Purchase buses .....	\$14,400.00	\$14,850.00	\$15,750.00
339. Galveston, TX Galveston Intermodal facility .....	\$1,440,000.00	\$1,485,000.00	\$1,575,000.00
340. Elizabeth, NJ Bus Shelters .....	\$320,000.00	\$330,000.00	\$350,000.00
341. Hingham, MA Hingham Marine Intermodal Center Improvements: Enhance public transportation infrastructure/parking .....	\$2,880,000.00	\$2,970,000.00	\$3,150,000.00
342. New York City, NY First Phase Implementation of Bus Rapid Transit System .....	\$320,000.00	\$330,000.00	\$350,000.00
343. Galveston, TX Relocation of rail facilities .....	\$480,000.00	\$495,000.00	\$525,000.00
344. Bronx, NY Establishment of a new intermodal facility near Exit 6 of the Bronx River Parkway .....	\$80,000.00	\$82,500.00	\$87,500.00
345. Berkeley, CA Ed Roberts Campus: Intermodal transit center above Ashby BART station providing multiple services for disabled people .....	\$960,000.00	\$990,000.00	\$1,050,000.00
346. Niagara Falls, NY Relocation and Development of Niagara Falls International Railway Station/ Intermodal Transportation Center .....	\$960,000.00	\$990,000.00	\$1,050,000.00
347. Mountlake Terrace, WA Community Transit's Snohomish County Park and Ride Expansion Program .....	\$960,000.00	\$990,000.00	\$1,050,000.00
348. Town of North Hempstead, NY Acquisition and expansion of commuter parking field adjacent to Albertson train station .....	\$320,000.00	\$330,000.00	\$350,000.00

<i>Project</i>	<i>FY 05</i>	<i>FY 06</i>	<i>FY 07</i>
<i>349. Babylon, NY Design and construction of intermodal transit facility in Wyandanch .....</i>	<i>\$1,040,000.00</i>	<i>\$1,072,500.00</i>	<i>\$1,137,500.00</i>
<i>350. Suffolk County, NY Purchase four handicapped accessible vans in Northport .....</i>	<i>\$83,200.00</i>	<i>\$85,800.00</i>	<i>\$91,000.00</i>
<i>351. Piti, GU Construct Cabras Island Intermodal Facility .....</i>	<i>\$1,600,000.00</i>	<i>\$1,650,000.00</i>	<i>\$1,750,000.00</i>
<i>352. Lake Charles, LA Bus and bus related facilities .....</i>	<i>\$320,000.00</i>	<i>\$330,000.00</i>	<i>\$350,000.00</i>
<i>353. Normal, IL - Multimodal Transportation Center .....</i>	<i>\$1,600,000.00</i>	<i>\$1,650,000.00</i>	<i>\$1,750,000.00</i>
<i>354. Champaign, IL - University of Illinois Research Park park and ride/daycare facility .....</i>	<i>\$480,000.00</i>	<i>\$495,000.00</i>	<i>\$525,000.00</i>
<i>355. Mattoon, IL - historic railroad depot/intermodal center .....</i>	<i>\$480,000.00</i>	<i>\$495,000.00</i>	<i>\$525,000.00</i>

1 **SEC. 3039. NATIONAL FUEL CELL BUS TECHNOLOGY DEVELOP-**  
2 **MENT PROGRAM.**

3 (a) *ESTABLISHMENT.*—*The Secretary shall establish a*  
4 *national fuel cell bus technology development program (in*  
5 *this section referred to as the “program”)* *to facilitate the*  
6 *development of commercially viable fuel cell bus technology*  
7 *and related infrastructure.*

8 (b) *GENERAL AUTHORITY.*—*The Secretary may enter*  
9 *into grants, contracts, and cooperative agreements with no*  
10 *more than 4 nonprofit organizations and recipients under*  
11 *chapter 53 of title 49, United States Code, to conduct fuel*  
12 *cell bus technology and infrastructure projects under the*  
13 *program.*

14 (c) *GRANT CRITERIA.*—*In selecting applicants for*  
15 *grants under the program, the Secretary shall consider the*  
16 *applicant’s—*

1           (1) *ability to contribute significantly to fur-*  
2           *thering fuel cell technology as it relates to transit op-*  
3           *erations, including hydrogen production, energy stor-*  
4           *age, fuel cell technologies, vehicle systems integration,*  
5           *and power electronics technologies;*

6           (2) *financing plan and cost share potential;*

7           (3) *fuel cell technology to ensure that the pro-*  
8           *gram advances different fuel cell technologies, includ-*  
9           *ing hydrogen-fueled and methanol-powered liquid-*  
10          *fueled fuel cell technologies, that may be viable for*  
11          *public transportation systems; and*

12          (4) *other criteria that the Secretary determines*  
13          *are necessary to carry out the program.*

14          (d) *COMPETITIVE GRANT SELECTION.*—*The Secretary*  
15          *shall conduct a national solicitation for applications for*  
16          *grants under the program. Grant recipients shall be selected*  
17          *on a competitive basis. The Secretary shall give priority*  
18          *consideration to applicants that have successfully managed*  
19          *advanced transportation technology projects, including*  
20          *projects related to hydrogen and fuel cell public transpor-*  
21          *tation operations for a period of not less than 10 years.*

22          (e) *FEDERAL SHARE.*—*The Federal share of costs of*  
23          *the program shall be provided from funds made available*  
24          *to carry out this section. The Federal share of the cost of*

1 *a project carried out under the program shall not exceed*  
2 *50 percent of such cost.*

3 *(f) GRANT REQUIREMENTS.—A grant under this sec-*  
4 *tion shall be subject to—*

5 *(1) all terms and conditions applicable to a*  
6 *grant made under section 5309 of title 49, United*  
7 *States Code; and*

8 *(2) such other terms and conditions as are deter-*  
9 *mined by the Secretary.*

10 **SEC. 3040. EXTENSION OF PUBLIC TRANSIT VEHICLE EX-**  
11 **EMPTION FROM AXLE WEIGHT RESTRIC-**  
12 **TIONS.**

13 *Section 1023(h)(1) of the Intermodal Surface Trans-*  
14 *portation Efficiency Act of 1991 (23 U.S.C. 127 note; 106*  
15 *Stat. 1552) is amended by striking “2003” and inserting*  
16 *“2009”.*

17 **SEC. 3041. HIGH-INTENSITY SMALL-URBANIZED AREA FOR-**  
18 **MULA GRANT PROGRAM.**

19 *(a) DEFINITIONS.—In this section, the following defi-*  
20 *initions apply:*

21 *(1) ELIGIBLE AREA.—The term “eligible area”*  
22 *means an urbanized area with a population of less*  
23 *than 200,000 that meets or exceeds in one or more*  
24 *performance categories the industry average for all*  
25 *urbanized areas with a population of at least 200,000*

1        *but not more than 999,999, as determined by the Sec-*  
2        *retary in accordance with subsection (c)(2).*

3            (2) *PERFORMANCE CATEGORY.*—*The term “per-*  
4        *formance category” means each of the following:*

5            (A) *Passenger miles traveled per vehicle rev-*  
6        *enue mile.*

7            (B) *Passenger miles traveled per vehicle rev-*  
8        *enue hour.*

9            (C) *Vehicle revenue miles per capita.*

10          (D) *Vehicle revenue hours per capita.*

11          (E) *Passenger miles traveled per capita.*

12          (F) *Passengers per capita.*

13          (b) *GENERAL AUTHORITY.*—*In order to address the*  
14        *needs of small urbanized areas with unusually high levels*  
15        *of public transportation service, the Secretary shall make*  
16        *capital and operating grants under this section to eligible*  
17        *recipients described in subsection (d) for use in eligible*  
18        *areas.*

19          (c) *APPORTIONMENT.*—

20            (1) *APPORTIONMENT FORMULA.*—*Funds made*  
21        *available for grants under this section in a fiscal year*  
22        *shall be apportioned among eligible areas in the ratio*  
23        *that—*

24            (A) *the number of performance categories*  
25        *for which each eligible area meets or exceeds the*

1           *industry average in urbanized areas with a pop-*  
2           *ulation of at least 200,000 but not more than*  
3           *999,999; bears to*

4                   *(B) the aggregate number of performance*  
5           *categories for which all eligible areas meet or ex-*  
6           *ceed the industry average in urbanized areas*  
7           *with a population of at least 200,000 but not*  
8           *more than 999,999.*

9           (2) *DATA USED IN FORMULA.*—*The Secretary*  
10          *shall calculate apportionments under this subsection*  
11          *for a fiscal year using data from the national transit*  
12          *database used to calculate apportionments for that*  
13          *fiscal year under section 5336 of title 49, United*  
14          *States Code.*

15          (d) *ELIGIBLE RECIPIENT.*—*Grant amounts appor-*  
16          *tioned to an eligible area under this section shall be made*  
17          *available to a public transportation agency or other govern-*  
18          *mental entity in the eligible area for obligation in the eligi-*  
19          *ble area.*

20          (e) *GOVERNMENT'S SHARE OF COSTS.*—

21                   (1) *CAPITAL GRANTS.*—*A grant for a capital*  
22          *project under this section (including associated cap-*  
23          *ital maintenance items) shall be for 80 percent of the*  
24          *net capital costs of the project, as determined by the*



1        *Secretary. The recipient may provide additional local*  
2        *matching amounts for such projects.*

3            (2) *OPERATING GRANTS.—A grant under this*  
4        *section for operating assistance may not exceed 50*  
5        *percent of the net operating costs of the project, as de-*  
6        *termined by the Secretary.*

7            (3) *REMAINDER.—The remainder of the net*  
8        *project costs may be provided from an undistributed*  
9        *cash surplus, a replacement or depreciation cash fund*  
10       *or reserve, or new capital.*

11          (f) *PERIOD OF AVAILABILITY.—Funds apportioned*  
12       *under this section to an eligible area shall remain available*  
13       *for obligation in that eligible area for a period of 3 years*  
14       *after the last day of the fiscal year for which the funds are*  
15       *apportioned. Any amounts so apportioned that remain un-*  
16       *obligated at the end of that period shall be added to the*  
17       *amount that may be apportioned under this section in the*  
18       *next fiscal year.*

19          (g) *APPLICATION OF OTHER SECTIONS.—Sections*  
20       *5302, 5318, 5323, 5332, 5333, and 5336(e) of title 49,*  
21       *United States Code, apply to this section and to a grant*  
22       *made under this section.*

23          (h) *FUNDING.—Of the amounts made available to*  
24       *carry out section 5307 of title 49, United States Code,*  
25       *\$35,000,000 for fiscal year 2004, \$38,000,000 for fiscal year*

1 2005, \$41,000,000 for fiscal year 2006, \$44,000,000 for fis-  
2 cal year 2007, \$47,000,000 for fiscal year 2008, and  
3 \$50,000,000 for fiscal year 2009 shall be available to carry  
4 out this section.

5 (i) *TECHNICAL AMENDMENTS.*—Section 5336 is  
6 amended—

7 (1) in subsection (a)—

8 (A) by striking “of this title” and inserting  
9 “to carry out section 5307”; and

10 (B) in paragraph (2) by inserting before the  
11 period at the end the following: “, except that the  
12 amount apportioned to the Anchorage urbanized  
13 area under subsection (b) shall be available to  
14 the Alaska Railroad for any costs related to its  
15 passenger operations”;

16 (2) in subsection (b)(1) by inserting “and the  
17 Alaska Railroad passenger operations” after “recipi-  
18 ent”;

19 (3) in subsection (j) by striking “a grant made  
20 under” each place it appears and inserting “a grant  
21 made with funds apportioned under”; and

22 (4) in subsection (k)(1) by striking “section  
23 5302(a)(13) of this title” and inserting “section  
24 5302(a)”.

1 **SEC. 3042. ALLOCATIONS FOR NATIONAL RESEARCH AND**  
2 **TECHNOLOGY PROGRAMS.**

3 (a) *IN GENERAL.*—Amounts appropriated pursuant to  
4 section 5338(d) of title 49, United States Code, for national  
5 research and technology programs under sections 5312,  
6 5314, and 5322 of such title shall be allocated by the Sec-  
7 retary as follows:

8 (1) *SAFETY AND EMERGENCY PREPAREDNESS.*—  
9 *For carrying out safety and emergency preparedness*  
10 *research activities consisting of technical assistance,*  
11 *training, and data analysis and reporting to improve*  
12 *public transportation system safety and security and*  
13 *emergency preparedness—*

14 (A) \$6,500,000 for fiscal year 2004;

15 (B) \$7,000,000 for fiscal year 2005;

16 (C) \$7,400,000 for fiscal year 2006;

17 (D) \$7,800,000 for fiscal year 2007;

18 (E) \$8,200,000 for fiscal year 2008; and

19 (F) \$8,700,000 for fiscal year 2009.

20 (2) *EQUIPMENT AND INFRASTRUCTURE.*—*For*  
21 *carrying out equipment and infrastructure research*  
22 *activities on public transportation and infrastructure*  
23 *technologies and methods and voluntary industry*  
24 *standards development—*

25 (A) \$5,450,000 for fiscal year 2004;

26 (B) \$5,700,000 for fiscal year 2005;

- 1                   (C) \$6,200,000 for fiscal year 2006;  
2                   (D) \$6,550,000 for fiscal year 2007;  
3                   (E) \$6,900,000 for fiscal year 2008; and  
4                   (F) \$7,200,000 for fiscal year 2009.

5                   (3) *PUBLIC TRANSPORTATION OPERATIONS EFFI-*  
6                   *CIENCY.—For carrying out public transportation op-*  
7                   *erations efficiency research activities on high-perform-*  
8                   *ance public transportation services and other innova-*  
9                   *tions in fleet operations and maintenance—*

- 10                   (A) \$4,350,000 for fiscal year 2004;  
11                   (B) \$4,700,000 for fiscal year 2005;  
12                   (C) \$4,900,000 for fiscal year 2006;  
13                   (D) \$5,200,000 for fiscal year 2007;  
14                   (E) \$5,500,000 for fiscal year 2008; and  
15                   (F) \$5,800,000 for fiscal year 2009.

16                   (4) *ENERGY INDEPENDENCE AND ENVIRON-*  
17                   *MENTAL PROTECTION.—*

18                   (A) *IN GENERAL.—For carrying out energy*  
19                   *independence and environmental protection re-*  
20                   *search activities on improved public transpor-*  
21                   *tation energy use and propulsion systems and*  
22                   *public transportation oriented development—*

- 23                   (i) \$3,450,000 for fiscal year 2004;  
24                   (ii) \$3,700,000 for fiscal year 2005;  
25                   (iii) \$3,900,000 for fiscal year 2006;

1                   (iv) \$4,150,000 for fiscal year 2007;

2                   (v) \$4,300,000 for fiscal year 2008;

3                   and

4                   (vi) \$4,300,000 for fiscal year 2009.

5                   (B) *TRANSIT-ORIENTED DEVELOPMENT CEN-*  
6                   *TER.*—*Of the funds allocated for each of fiscal*  
7                   *years 2005 through 2009 under subparagraph*  
8                   *(A), not less than \$1,000,000 shall be made*  
9                   *available by the Secretary for establishment and*  
10                   *operation of a national center for transit-ori-*  
11                   *ented development—*

12                   (i) *to develop standards and defini-*  
13                   *tions for transit-oriented development adja-*  
14                   *cent to public transportation facilities;*

15                   (ii) *to develop system planning guid-*  
16                   *ance, performance criteria, and modeling*  
17                   *techniques for metropolitan planning agen-*  
18                   *cies and public transportation agencies to*  
19                   *maximize ridership through land use plan-*  
20                   *ning and adjacent development; and*

21                   (iii) *to provide research support and*  
22                   *technical assistance to public transportation*  
23                   *agencies, metropolitan planning agencies,*  
24                   *and other persons regarding transit-oriented*  
25                   *development.*

1           (5) *MOBILITY MANAGEMENT.*—

2           (A) *IN GENERAL.*—*or carrying out research*  
3 *activities on mobility management, as described*  
4 *in section 5302(a)(1) of title 49, United States*  
5 *Code—*

6                   (i) \$6,500,000 for fiscal year 2004;

7                   (ii) \$7,000,000 for fiscal year 2005;

8                   (iii) \$7,400,000 for fiscal year 2006;

9                   (iv) \$7,800,000 for fiscal year 2007;

10                   (v) \$8,200,000 for fiscal year 2008;

11                   and

12                   (vi) \$8,700,000 for fiscal year 2009.

13           (B) *TRANSPORTATION EQUITY RESEARCH*  
14 *PROGRAM.*—*Of the funds allocated for each of fis-*  
15 *cal years 2005 through 2009 under subpara-*  
16 *graph (A), not less than \$1,000,000 shall be*  
17 *made available by the Secretary for research and*  
18 *demonstration activities that focus on the im-*  
19 *pacts that transportation planning, investment,*  
20 *and operations have on low-income and minor-*  
21 *ity populations that are transit dependent. Such*  
22 *activities shall include the development of strate-*  
23 *gies to advance economic and community devel-*  
24 *opment in low-income and minority commu-*  
25 *nities and the development of training programs*

1           *that promote the employment of low-income and*  
2           *minority community residents on Federal-aid*  
3           *transportation projects constructed in their com-*  
4           *munities.*

5           (6) *PUBLIC TRANSPORTATION CAPACITY BUILD-*  
6           *ING.—*

7                   (A) *IN GENERAL.—For carrying out public*  
8                   *transportation capacity building activities con-*  
9                   *sisting of workforce and industry development,*  
10                   *the International Mass Transportation Program,*  
11                   *and technology transfer and industry adoption*  
12                   *activities—*

13                           (i) *\$2,300,000 for fiscal year 2004;*

14                           (ii) *\$2,400,000 for fiscal year 2005;*

15                           (iii) *\$2,500,000 for fiscal year 2006;*

16                           (iv) *\$2,600,000 for fiscal year 2007;*

17                           (v) *\$2,700,000 for fiscal year 2008;*

18                           *and*

19                           (vi) *\$3,000,000 for fiscal year 2009.*

20                   (B) *TRANSIT CAREER LADDER TRAINING*  
21                   *PROGRAM.—Of the funds allocated for each fiscal*  
22                   *year under subparagraph (A), not less than*  
23                   *\$1,000,000 shall be available for a nationwide*  
24                   *career ladder job training partnership program*  
25                   *for public transportation employees to respond to*

1           *technological changes in the public transpor-*  
2           *tation industry, especially in the area of mainte-*  
3           *nance. Such program shall be carried out by the*  
4           *Secretary through a contract with a national*  
5           *nonprofit organization with a demonstrated ca-*  
6           *capacity to develop and provide such programs.*

7           (7) *STRATEGIC PLANNING AND PERFORMANCE*  
8           *MEASURES.—For carrying out strategic planning and*  
9           *performance measures consisting of policy and pro-*  
10          *gram development, research program planning and*  
11          *performance, evaluation, and industry outreach—*

12                   (A) *\$3,450,000 for fiscal year 2004;*

13                   (B) *\$3,500,000 for fiscal year 2005;*

14                   (C) *\$3,700,000 for fiscal year 2006;*

15                   (D) *\$4,000,000 for fiscal year 2007;*

16                   (E) *\$4,200,000 for fiscal year 2008; and*

17                   (F) *\$4,300,000 for fiscal year 2009.*

18          (b) *REMAINDER.—After making allocations under sub-*  
19          *section (a) of this section and section 5338(d)(2) of title*  
20          *49, United States Code, the remainder of funds made avail-*  
21          *able by section 5338(d)(2) of such title for national research*  
22          *and technology programs under sections 5312, 5314, and*  
23          *5322 for a fiscal year shall be allocated at the discretion*  
24          *of the Secretary to other transit research, development, dem-*



1 *onstraton and deployment projects authorized by sections*  
2 *5312, 5314, and 5322 of such title.*

3 **SEC. 3043. OBLIGATION CEILING.**

4 *Notwithstanding any other provision of law, the total*  
5 *of all obligations from amounts made available from the*  
6 *Mass Transit Account of the Highway Trust Fund by, and*  
7 *amounts appropriated under, subsections (a) through (f) of*  
8 *section 5338 of title 49, United States Code, shall not ex-*  
9 *ceed—*

10 (1) \$7,266,000,000 for fiscal year 2004;

11 (2) \$7,750,000,000 for fiscal year 2005;

12 (3) \$8,266,000,000 for fiscal year 2006;

13 (4) \$8,816,000,000 for fiscal year 2007;

14 (5) \$9,403,000,000 for fiscal year 2008; and

15 (6) \$10,029,000,000 for fiscal year 2009.

16 **SEC. 3044. ADJUSTMENTS FOR THE SURFACE TRANSPOR-**  
17 **TATION EXTENSION ACT OF 2004.**

18 (a) *IN GENERAL.—Notwithstanding any other provi-*  
19 *sion of law, the Secretary shall ensure that the total appor-*  
20 *tionments and allocations made to a designated grant re-*  
21 *ipient under section 5338 of title 49, United States Code,*  
22 *for fiscal year 2004 shall be reduced by the amount appor-*  
23 *tioned to such designated recipient pursuant to section 9*  
24 *of the Surface Transportation Extension Act of 2004.*

1       (b) *FIXED GUIDEWAY MODERNIZATION ADJUST-*  
 2 *MENT.—In making the apportionments described in sub-*  
 3 *section (a), the Secretary shall adjust the amount appor-*  
 4 *tioned to each urbanized area for fixed guideway mod-*  
 5 *ernization for fiscal year 2004 to reflect the method for ap-*  
 6 *portioning funds in section 5337(a) of title 49, United*  
 7 *States Code.*

8           ***TITLE IV—MOTOR CARRIER***  
 9           ***TRANSPORTATION AND SAFETY***  
 10          ***Subtitle A—Commercial Motor***  
 11                   ***Vehicle Safety***

12 ***SEC. 4101. AUTHORIZATION OF APPROPRIATIONS.***

13       (a) *ADMINISTRATIVE EXPENSES.—Section 31104 of*  
 14 *title 49, United States Code, is amended by adding the fol-*  
 15 *lowing at the end:*

16       “(i) *ADMINISTRATIVE EXPENSES.—*

17           “(1) *AUTHORIZATION OF APPROPRIATIONS.—*

18       *There are authorized to be appropriated from the*  
 19 *Highway Trust Fund (other than the Mass Transit*  
 20 *Account) for the Secretary of Transportation to pay*  
 21 *administrative expenses of the Federal Motor Carrier*  
 22 *Safety Administration—*

23                   “(A) \$196,000,000 for fiscal year 2004;

24                   “(B) \$208,000,000 for fiscal year 2005;

25                   “(C) \$215,000,000 for fiscal year 2006;

1           “(D) \$221,000,000 for fiscal year 2007;

2           “(E) \$226,000,000 for fiscal year 2008; and

3           “(F) \$232,000,000 for fiscal year 2009.

4           “(2) *USE OF FUNDS.*—The funds authorized by  
5           this subsection shall be used for personnel costs; ad-  
6           ministrative infrastructure; rent; information tech-  
7           nology; programs for research and technology, infor-  
8           mation management, regulatory development (includ-  
9           ing a medical review board), the administration of  
10          the performance and registration information system  
11          management, and outreach and education; other oper-  
12          ating expenses; and such other expenses as may from  
13          time to time become necessary to implement statutory  
14          mandates of the Administration not funded from  
15          other sources.

16          “(3) *PERIOD OF AVAILABILITY.*—The amounts  
17          made available under this section shall remain avail-  
18          able until expended.

19          “(4) *INITIAL DATE OF AVAILABILITY.*—Author-  
20          izations from the Highway Trust Fund (other than  
21          the Mass Transit Account) to carry out subtitle IV,  
22          part B, and subtitle VI, part B, of this title, or the  
23          provisions of title IV of the Transportation Equity  
24          Act: A Legacy for Users, shall be available for obliga-  
25          tion on the date of their apportionment or allocation

1       or on October 1 of the fiscal year for which they are  
2       authorized, whichever occurs first.

3               “(5) *CONTRACT AUTHORITY.*—Approval by the  
4       Secretary of a grant with funds made available under  
5       paragraph (4) imposes upon the United States a con-  
6       tractual obligation for payment of the Government’s  
7       share of costs incurred in carrying out the objectives  
8       of the grant.”.

9       (b) *GRANT PROGRAMS.*—There are authorized to be  
10      appropriated from the Highway Trust Fund (other than  
11      the Mass Transit Account) the following sums for the fol-  
12      lowing Federal Motor Carrier Safety Administration pro-  
13      grams:

14              (1) *For commercial driver’s license program im-*  
15      *provement grants under section 31313 of title 49,*  
16      *United States Code—*

17                      (A) \$22,000,000 for fiscal year 2005;

18                      (B) \$23,000,000 for each of fiscal years  
19                      2006 and 2007;

20                      (C) \$24,000,000 for fiscal year 2008; and

21                      (D) \$25,000,000 for fiscal year 2009.

22              (2) *For border enforcement grants under section*  
23      *31107 of such title—*

24                      (A) \$32,000,000 for fiscal year 2005;

25                      (B) \$32,000,000 for fiscal year 2006;

1 (C) \$32,000,000 for fiscal year 2007;

2 (D) \$32,000,000 for fiscal year 2008; and

3 (E) \$32,000,000 for fiscal year 2009.

4 (3) *For the performance and registration infor-*  
5 *mation system management grant program under sec-*  
6 *tion 31109 of such title—*

7 (A) \$4,000,000 for fiscal year 2005;

8 (B) \$4,000,000 for fiscal year 2006;

9 (C) \$4,000,000 for fiscal year 2007;

10 (D) \$4,000,000 for fiscal year 2008; and

11 (E) \$4,000,000 for fiscal year 2009.

12 (4) *COMMERCIAL VEHICLE INFORMATION SYS-*  
13 *TEMS AND NETWORKS DEPLOYMENT.—For carrying*  
14 *out the commercial vehicle information systems and*  
15 *networks deployment program under section 4009 of*  
16 *this Act, \$22,000,000 for each of fiscal years 2005*  
17 *through 2009.*

18 (c) *PERIOD OF AVAILABILITY.—The amounts made*  
19 *available under subsection (b) of this section shall remain*  
20 *available until expended.*

21 (d) *INITIAL DATE OF AVAILABILITY.—Amounts au-*  
22 *thorized to be appropriated from the Highway Trust Fund*  
23 *(other than the Mass Transit Account) by subsection (b)*  
24 *shall be available for obligation on the date of their appor-*

1 *tionment or allocation or on October 1 of the fiscal year*  
2 *for which they are authorized, whichever occurs first.*

3 (e) *CONTRACT AUTHORITY.*—Approval by the Sec-  
4 *retary of a grant with funds made available under sub-*  
5 *section (b) imposes upon the United States a contractual*  
6 *obligation for payment of the Government’s share of costs*  
7 *incurred in carrying out the objectives of the grant.*

8 **SEC. 4102. MOTOR CARRIER SAFETY GRANTS.**

9 (a) *STATE PLAN CONTENTS.*—Section 31102(b)(1) of  
10 *title 49, United States Code, is amended—*

11 (1) *by striking subparagraph (A) and inserting*  
12 *the following:*

13 “(A) *implements performance-based activities,*  
14 *including deployment of technology to enhance the ef-*  
15 *iciency and effectiveness of commercial motor vehicle*  
16 *safety programs;”;*

17 (2) *by striking subparagraph (Q) and inserting*  
18 *the following:*

19 “(Q) *provides that the State has established a*  
20 *program to ensure accurate, complete, and timely*  
21 *motor carrier safety data is collected and reported to*  
22 *the Secretary and that the State will participate in*  
23 *a national motor carrier safety data correction sys-*  
24 *tem prescribed by the Secretary;”;*

1           (3) by aligning subparagraph (R) with subpara-  
2           graph (S);

3           (4) by striking “and” at the end of subpara-  
4           graph (S);

5           (5) by striking the period at the end of subpara-  
6           graph (T) and inserting a semicolon; and

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

8           “(U) provides that the State will include in the  
9           training manual for the licensing examination to  
10          drive a noncommercial motor vehicle and a commer-  
11          cial motor vehicle, information on best practices for  
12          driving safely in the vicinity of commercial motor ve-  
13          hicles and in the vicinity of noncommercial motor ve-  
14          hicles, respectively;

15          “(V) provides that the State will enforce the reg-  
16          istration requirements of section 13902 by placing out  
17          of service any vehicle discovered to be operated by a  
18          motor carrier without a registration issued under  
19          such section or to be operating beyond the scope of  
20          such registration; and

21          “(W) provides that the State will conduct com-  
22          prehensive and highly visible traffic enforcement and  
23          commercial motor vehicle safety inspection programs  
24          in high-risk locations and corridors.”.

1       **(b) USE OF GRANTS TO ENFORCE OTHER LAWS.**—*Sec-*  
2 *tion 31102 of such title is amended—*

3           *(1) by striking subsection (c) and inserting the*  
4 *following:*

5       **“(c) USE OF GRANTS TO ENFORCE OTHER LAWS.**—  
6 *A State may use amounts received under a grant under*  
7 *subsection (a)—*

8           *“(1) for the following activities if the activities*  
9 *are carried out in conjunction with an appropriate*  
10 *inspection of the commercial motor vehicle to enforce*  
11 *Government or State commercial motor vehicle safety*  
12 *regulations:*

13           *“(A) enforcement of commercial motor vehi-*  
14 *cle size and weight limitations at locations other*  
15 *than fixed weight facilities, at specific locations*  
16 *such as steep grades or mountainous terrains*  
17 *where the weight of a commercial motor vehicle*  
18 *can significantly affect the safe operation of the*  
19 *vehicle, or at ports where intermodal shipping*  
20 *containers enter and leave the United States;*  
21 *and*

22           *“(B) detection of the unlawful presence of a*  
23 *controlled substance (as defined under section*  
24 *102 of the Comprehensive Drug Abuse Prevention*  
25 *and Control Act of 1970 (21 U.S.C. 802)) in a*



1           *commercial motor vehicle or on the person of any*  
2           *occupant (including the operator) of the vehicle;*  
3           *and*

4           “(2) *for documented enforcement of State traffic*  
5           *laws and regulations designed to promote the safe op-*  
6           *eration of commercial motor vehicles, including docu-*  
7           *mented enforcement of such laws and regulations re-*  
8           *lating to noncommercial motor vehicles when nec-*  
9           *essary to promote the safe operation of commercial*  
10          *motor vehicles if the number of roadside safety inspec-*  
11          *tions conducted in the State is maintained at a level*  
12          *at least equal to the average number conducted in the*  
13          *State in fiscal years 2001, 2002, and 2003; except*  
14          *that the State may not use more than 5 percent of the*  
15          *aggregate amount the State receives under the grant*  
16          *under subsection (a) for enforcement activities relat-*  
17          *ing to noncommercial motor vehicles described in this*  
18          *paragraph.”; and*

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

20                 “(e) *ANNUAL REPORT.—The Secretary shall submit to*  
21                 *the Committee on Transportation and Infrastructure of the*  
22                 *House of Representatives and the Committee on Commerce,*  
23                 *Science and Transportation of the Senate an annual report*  
24                 *that describes the effect of activities carried out with funds*

1 *from grants made under this section on commercial motor*  
2 *vehicle safety.”.*

3 (c) *AUTHORIZATION OF APPROPRIATIONS.—Section*  
4 *31104(a) of such title is amended to read as follows:*

5 “(a) *IN GENERAL.—Subject to subsection (f), there are*  
6 *authorized to be appropriated from the Highway Trust*  
7 *Fund (other than the Mass Transit Account) to carry out*  
8 *section 31102—*

9 “(1) *\$168,000,000 for fiscal year 2004;*

10 “(2) *\$183,000,000 for fiscal year 2005;*

11 “(3) *\$185,000,000 for fiscal year 2006;*

12 “(4) *\$190,000,000 for fiscal year 2007;*

13 “(5) *\$195,000,000 for fiscal year 2008; and*

14 “(6) *\$200,000,000 for fiscal year 2009.”.*

15 (d) *NEW ENTRANT AUDITS.—Section 31104(f) of such*  
16 *title is amended—*

17 (1) *in paragraph (1) by striking “deduction*  
18 *under subsection (e)” and inserting “deductions*  
19 *under subsection (e) and paragraphs (2) and (3)”;*

20 (2) *the first sentence of paragraph (2)(A)—*

21 (A) *by striking “or”;* and

22 (B) *by inserting after “technologies” the fol-*  
23 *lowing: “, or improve the quality and accuracy*  
24 *of data provided by the State”;*

25 (3) *in paragraph (2)—*

1           (A) by striking “AND BORDER ACTIVI-  
2           TIES.—” and all that follows through “5 per-  
3           cent” and inserting “ACTIVITIES.—The Secretary  
4           may designate up to 10 percent”; and

5           (B) by striking subparagraph (B); and  
6           (4) by adding at the end the following:

7           “(3) NEW ENTRANT AUDITS.—The Secretary  
8           may deduct up to \$15,000,000 of the amounts avail-  
9           able under subsection (a) for a fiscal year for audits  
10          of new entrant motor carriers under section  
11          31144(g).”.

12          (e) TECHNICAL AMENDMENTS.—Sections 31102(b)(3)  
13          and 31103(a) of such title are amended by striking  
14          “(1)(D)” and inserting “(1)(E)”.

15          **SEC. 4103. BORDER ENFORCEMENT GRANTS.**

16          (a) IN GENERAL.—Chapter 311 of title 49, United  
17          States Code, is amended—

18                 (1) by striking:

19                 “SUBCHAPTER I—STATE GRANTS AND OTHER  
20                 COMMERCIAL MOTOR VEHICLE PROGRAMS”

21                 and inserting:

22                 “SUBCHAPTER I—GENERAL AUTHORITY AND  
23                 STATE GRANTS”; and

24                 (2) by striking section 31107 and inserting the  
25                 following:

1 **“§ 31107. Border enforcement grants**

2       “(a) *GENERAL AUTHORITY.*—*The Secretary of Trans-*  
3 *portation may make a grant in a fiscal year to a State*  
4 *that shares a land border with another country for carrying*  
5 *out border commercial motor vehicle safety programs and*  
6 *related enforcement activities and projects.*

7       “(b) *MAINTENANCE OF EXPENDITURES.*—*The Sec-*  
8 *retary may make a grant to a State under this section only*  
9 *if the State agrees that the total expenditure of amounts*  
10 *of the State and political subdivisions of the State, exclusive*  
11 *of amounts from the United States, for carrying out border*  
12 *commercial motor vehicle safety programs and related en-*  
13 *forcement activities and projects will be maintained at a*  
14 *level at least equal to the average level of that expenditure*  
15 *by the State and political subdivisions of the State for the*  
16 *last 2 fiscal years of the State ending before the date of*  
17 *enactment of the Transportation Equity Act: A Legacy for*  
18 *Users.*

19       “(c) *GOVERNMENTS SHARE OF COSTS.*—*The Secretary*  
20 *shall reimburse a State under a grant made under this sec-*  
21 *tion an amount that is not more than 100 percent of the*  
22 *costs incurred by the State in a fiscal year for carrying*  
23 *out border commercial motor vehicle safety programs and*  
24 *related enforcement activities and projects.*

25       “(d) *AVAILABILITY AND REALLOCATION OF*  
26 *AMOUNTS.*—*Allocations to a State remain available for ex-*

1 *penditure in the State for the fiscal year in which they are*  
 2 *allocated and for the next fiscal year. Amounts not expended*  
 3 *by a State during those 2 fiscal years are available to the*  
 4 *Secretary for reallocation under this section.”.*

5 (b) *CONFORMING AMENDMENTS.—The analysis for*  
 6 *such chapter is amended—*

7 (1) *by striking*

“SUBCHAPTER I—STATE GRANTS AND OTHER COMMERCIAL MOTOR  
 VEHICLE PROGRAMS”

8 *and inserting the following:*

“SUBCHAPTER I—GENERAL AUTHORITY AND STATE GRANTS”; and

9 (2) *by striking the item relating to section 31107*  
 10 *and inserting the following:*

“31107. *Border enforcement grants.*”.

11 **SEC. 4104. COMMERCIAL DRIVER’S LICENSE IMPROVE-**  
 12 **MENTS.**

13 (a) *STATE GRANTS.—Chapter 313 of title 49, United*  
 14 *States Code, is amended by inserting after section 31312*  
 15 *the following:*

16 **“§ 31313. Grants for commercial driver’s license pro-**  
 17 **gram improvements**

18 *“(a) GRANTS FOR COMMERCIAL DRIVER’S LICENSE*  
 19 *PROGRAM IMPROVEMENTS.—*

20 *“(1) GENERAL AUTHORITY.—The Secretary of*  
 21 *Transportation may make a grant to a State in a fis-*  
 22 *cal year—*

1           “(A) to comply with the requirements of sec-  
2           tion 31311; and

3           “(B) in the case of a State that is in sub-  
4           stantial compliance with the requirements of sec-  
5           tion 31311 and this section, to improve its im-  
6           plementation of its commercial driver’s license  
7           program.

8           “(2) *PURPOSES FOR WHICH GRANTS MAY BE*  
9           *USED.—A State may use grants under paragraphs*  
10          *(1)(A) and (1)(B) only for expenses directly related to*  
11          *its compliance with section 31311; except that a grant*  
12          *under paragraph (1)(B) may be used for improving*  
13          *implementation of the State’s commercial driver’s li-*  
14          *cence program, including expenses for computer hard-*  
15          *ware and software, publications, testing, personnel,*  
16          *training, and quality control. The grant may not be*  
17          *used to rent, lease, or buy land or buildings.*

18          “(3) *APPLICATION.—In order to receive a grant*  
19          *under this section, a State must submit an applica-*  
20          *tion for such grant that is in such form, and contains*  
21          *such information, as the Secretary may require. The*  
22          *application shall include the State’s assessment of its*  
23          *commercial drivers license program.*

24          “(4) *MAINTENANCE OF EXPENDITURES.—The*  
25          *Secretary may make a grant to a State under this*

1        *subsection only if the State agrees that the total ex-*  
2        *penditure of amounts of the State and political sub-*  
3        *divisions of the State, exclusive of amounts from the*  
4        *United States, for the State’s commercial driver’s li-*  
5        *cence program will be maintained at a level at least*  
6        *equal to the average level of that expenditure by the*  
7        *State and political subdivisions of the State for the*  
8        *last 2 fiscal years of the State ending before the date*  
9        *of enactment of the Transportation Equity Act: A*  
10       *Legacy for Users.*

11            *“(5) GOVERNMENT SHARE.—The Secretary shall*  
12        *reimburse a State under a grant made under this*  
13        *subsection an amount that is not more than 80 per-*  
14        *cent of the costs incurred by the State in a fiscal year*  
15        *in complying with section 31311 and improving its*  
16        *implementation of its commercial driver’s license pro-*  
17        *gram. In determining such costs, the Secretary shall*  
18        *include in-kind contributions by the State. Amounts*  
19        *required to be expended by the State under paragraph*  
20        *(4) may not be included as part of the non-Federal*  
21        *share of such costs.*

22            *“(b) HIGH-PRIORITY ACTIVITIES.—*

23            *“(1) GRANTS FOR NATIONAL CONCERNS.—The*  
24        *Secretary may make a grant to a State agency, local*  
25        *government, or other person for 100 percent of the*

1 *costs of research, development, demonstration projects,*  
2 *public education, and other special activities and*  
3 *projects relating to commercial driver licensing and*  
4 *motor vehicle safety that are of benefit to all jurisdic-*  
5 *tions of the United States or are designed to address*  
6 *national safety concerns and circumstances.*

7 “(2) *FUNDING.*—*The Secretary may deduct up to*  
8 *10 percent of the amounts made available to carry*  
9 *out this section for a fiscal year to make grants under*  
10 *this subsection.”.*

11 (b) *CONFORMING AMENDMENT.*—*The analysis for such*  
12 *chapter is amended by inserting after the item relating to*  
13 *section 31312 the following:*

*“31313. Grants for commercial driver’s license program improvements.”.*

14 (c) *AMOUNTS WITHHELD.*—*Subsections (a) and (b) of*  
15 *section 31314 of such title are each amended by inserting*  
16 *“up to” after “withhold”.*

17 **SEC. 4105. HOBBS ACT.**

18 (a) *JURISDICTION OF COURT OF APPEALS OVER COM-*  
19 *MERCIAL MOTOR VEHICLE SAFETY REGULATION AND OP-*  
20 *ERATORS AND MOTOR CARRIER SAFETY.*—*Section*  
21 *2342(3)(A) of title 28, United States Code, is amended by*  
22 *inserting before “of title 49” the following: “, subchapter*  
23 *III of chapter 311, chapter 313, or chapter 315”.*

24 (b) *JUDICIAL REVIEW.*—*Section 351(a) of title 49,*  
25 *United States Code, is amended by striking “Federal High-*



1 way Administration” and inserting “Federal Motor Carrier  
2 Safety Administration”.

3 (c) *AUTHORITY TO CARRY OUT CERTAIN TRANS-*  
4 *FERRED DUTIES AND POWERS.*—Section 352 of title 49,  
5 United States Code, is amended by striking “Federal High-  
6 way Administration” and inserting “Federal Motor Carrier  
7 Safety Administration”.

8 **SEC. 4106. PENALTY FOR DENIAL OF ACCESS TO RECORDS.**

9 Section 521(b) of title 49, United States Code, is  
10 amended—

11 (1) by striking “(b)(1)(A) If the Secretary” and  
12 inserting the following:

13 “(b) *VIOLATIONS RELATING TO COMMERCIAL MOTOR*  
14 *VEHICLE SAFETY REGULATION AND OPERATORS.*—

15 “(1) *NOTICE.*—

16 “(A) *IN GENERAL.*—If the Secretary”; and

17 (2) by adding at the end of paragraph (2) the  
18 following:

19 “(E) *COPYING OF RECORDS AND ACCESS TO*  
20 *EQUIPMENT, LANDS, AND BUILDINGS.*—A person  
21 subject to chapter 51 or part B of subtitle VI who  
22 fails to allow the Secretary, or an employee des-  
23 ignated by the Secretary, promptly upon de-  
24 mand to inspect and copy any record or inspect  
25 and examine equipment, lands, buildings, and

1           *other property in accordance with section 504(c),*  
2           *5121(c), or 14122(b) shall be liable to the United*  
3           *States for a civil penalty not to exceed \$1,000 for*  
4           *each offense. Each day the Secretary is denied*  
5           *the right to inspect and copy any record or in-*  
6           *spect and examine equipment, lands, buildings,*  
7           *and other property shall constitute a separate of-*  
8           *fense; except that the total of all civil penalties*  
9           *against any violator for all offenses related to a*  
10          *single violation shall not exceed \$10,000. It shall*  
11          *be a defense to such penalty that the records did*  
12          *not exist at the time of the Secretary's request or*  
13          *could not be timely produced without unreason-*  
14          *able expense or effort. Nothing in this subpara-*  
15          *graph shall be construed as amending or super-*  
16          *seding any remedy available to the Secretary*  
17          *under section 502(d), section 507(c), or any*  
18          *other provision of this title."*

19   **SEC. 4107. MEDICAL REVIEW BOARD.**

20           *Section 113 of title 49, United States Code, is amended*  
21   *by adding at the end the following:*

22           “(j) *MEDICAL REVIEW BOARD.*—

23                   “(1) *ESTABLISHMENT AND FUNCTION.*—*The Ad-*  
24           *ministrator shall establish a Medical Review Board*  
25           *as an advisory committee to provide the Administra-*

1 *tion with medical advice and recommendations on*  
2 *driver qualification medical standards and guide-*  
3 *lines, medical examiner education, and medical re-*  
4 *search.*

5 *“(2) COMPOSITION.—The Medical Review Board*  
6 *shall consist of 5 members appointed for a term not*  
7 *to exceed 3 years by the Secretary from medical insti-*  
8 *tutions and private medical practice. The membership*  
9 *shall reflect expertise in a variety of medical special-*  
10 *ties relevant to the functions of the Administration.”.*

11 **SEC. 4108. INCREASED PENALTIES FOR OUT-OF-SERVICE**  
12 **VIOLATIONS AND FALSE RECORDS.**

13 *(a) RECORDKEEPING AND REPORTING VIOLATIONS.—*  
14 *Section 521(b)(2)(B) of title 49, United States Code, is*  
15 *amended—*

16 *(1) in clause (i) by striking “\$500” and insert-*  
17 *ing “\$1,000”; and*

18 *(2) by striking “\$5,000” each place it appears*  
19 *and inserting “\$10,000”.*

20 *(b) VIOLATIONS OF OUT-OF-SERVICE ORDERS.—Sec-*  
21 *tion 31310(i)(2) of title 49, United States Code, is amend-*  
22 *ed—*

23 *(1) by striking “Not later than December 18,*  
24 *1992, the” and inserting “The”;*

25 *(2) in subparagraph (A)—*

1           (A) by striking “90 days” and inserting  
2           “180 days”; and

3           (B) by striking “\$1,000” and inserting  
4           “\$2,500”;

5           (3) in subparagraph (B)—

6           (A) by striking “one year” and inserting “2  
7           years”; and

8           (B) by striking “\$1,000; and” and inserting  
9           “\$5,000;”;

10          (4) in subparagraph (C) by striking “\$10,000.”  
11          and inserting “\$25,000; and”; and

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

13          “(D) an employer that knowingly and willfully  
14          allows or requires an employee to operate a commer-  
15          cial motor vehicle in violation of an out-of-service  
16          order shall, upon conviction, be subject for each of-  
17          fense to imprisonment for a term not to exceed one  
18          year or a fine under title 18, or both.”.

19   **SEC. 4109. COMMERCIAL VEHICLE INFORMATION SYSTEMS**  
20                   **AND NETWORKS DEPLOYMENT.**

21          (a) *IN GENERAL.*—The Secretary shall carry out a  
22          commercial vehicle information systems and networks pro-  
23          gram to—

24           (1) improve the safety and productivity of com-  
25          mercial vehicles and drivers; and

1           (2) *reduce costs associated with commercial vehi-*  
2           *cle operations and Federal and State commercial ve-*  
3           *hicle regulatory requirements.*

4           (b) *PURPOSE.*—*The program shall advance the techno-*  
5           *logical capability and promote the deployment of intelligent*  
6           *transportation system applications for commercial motor*  
7           *vehicle operations, commercial driver, and carrier-specific*  
8           *information systems and networks.*

9           (c) *CORE DEPLOYMENT GRANTS.*—

10           (1) *IN GENERAL.*—*The Secretary shall make*  
11           *grants to eligible States for the core deployment of*  
12           *commercial vehicle information systems and networks.*

13           (2) *AMOUNT OF GRANTS.*—*The maximum aggre-*  
14           *gate amount the Secretary may grant to a State for*  
15           *the core deployment of commercial vehicle informa-*  
16           *tion systems and networks under this subsection and*  
17           *sections 5001(a)(5) and 5001(a)(6) of the Transpor-*  
18           *tation Equity Act for the 21st Century (112 Stat.*  
19           *420) may not exceed \$2,500,000.*

20           (3) *USE OF FUNDS.*—*Funds from a grant under*  
21           *this subsection may only be used for the core deploy-*  
22           *ment of commercial vehicle information systems and*  
23           *networks. An eligible State that has either completed*  
24           *the core deployment of commercial vehicle informa-*  
25           *tion systems and networks or completed such deploy-*

1        *ment before grant funds are expended under this sub-*  
2        *section may use the grant funds for the expanded de-*  
3        *ployment of commercial vehicle information systems*  
4        *and networks in the State.*

5        *(d) EXPANDED DEPLOYMENT GRANTS.—*

6            *(1) IN GENERAL.—For each fiscal year, from the*  
7        *funds remaining after the Secretary has made grants*  
8        *under subsection (c), the Secretary may make grants*  
9        *to each eligible State, upon request, for the expanded*  
10       *deployment of commercial vehicle information systems*  
11       *and networks.*

12           *(2) ELIGIBILITY.—Each State that has com-*  
13       *pleted the core deployment of commercial vehicle in-*  
14       *formation systems and networks in such State is eli-*  
15       *gible for an expanded deployment grant under this*  
16       *subsection.*

17           *(3) AMOUNT OF GRANTS.—Each fiscal year, the*  
18       *Secretary may distribute funds available for ex-*  
19       *panded deployment grants equally among the eligible*  
20       *States, but not to exceed \$1,000,000 per State.*

21           *(4) USE OF FUNDS.—A State may use funds*  
22       *from a grant under this subsection only for the ex-*  
23       *panded deployment of commercial vehicle information*  
24       *systems and networks.*

1       (e) *ELIGIBILITY.*—*To be eligible for a grant under this*  
2 *section, a State—*

3           (1) *shall have a commercial vehicle information*  
4 *systems and networks program plan approved by the*  
5 *Secretary that describes the various systems and net-*  
6 *works at the State level that need to be refined, re-*  
7 *vised, upgraded, or built to accomplish deployment of*  
8 *core capabilities;*

9           (2) *shall certify to the Secretary that its commer-*  
10 *cial vehicle information systems and networks deploy-*  
11 *ment activities, including hardware procurement,*  
12 *software and system development, and infrastructure*  
13 *modifications—*

14           (A) *are consistent with the national intel-*  
15 *ligent transportation systems and commercial*  
16 *vehicle information systems and networks archi-*  
17 *tectures and available standards; and*

18           (B) *promote interoperability and efficiency*  
19 *to the extent practicable; and*

20           (3) *shall agree to execute interoperability tests*  
21 *developed by the Federal Motor Carrier Safety Ad-*  
22 *ministration to verify that its systems conform with*  
23 *the national intelligent transportation systems archi-*  
24 *tecture, applicable standards, and protocols for com-*  
25 *mercial vehicle information systems and networks.*

1           (f) *FEDERAL SHARE.*—*The Federal share of the cost*  
2 *of a project payable from funds made available to carry*  
3 *out this section shall not exceed 50 percent. The total Fed-*  
4 *eral share of the cost of a project payable from all eligible*  
5 *sources shall not exceed 80 percent.*

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

8                   (1) *COMMERCIAL VEHICLE INFORMATION SYS-*  
9 *TEMS AND NETWORKS.*—*The term “commercial vehi-*  
10 *cle information systems and networks” means the in-*  
11 *formation systems and communications networks that*  
12 *provide the capability to—*

13                           (A) *improve the safety of commercial motor*  
14 *vehicle operations;*

15                           (B) *increase the efficiency of regulatory in-*  
16 *spection processes to reduce administrative bur-*  
17 *dens by advancing technology to facilitate in-*  
18 *spections and increase the effectiveness of enforce-*  
19 *ment efforts;*

20                           (C) *advance electronic processing of reg-*  
21 *istration information, driver licensing informa-*  
22 *tion, fuel tax information, inspection and crash*  
23 *data, and other safety information;*



1           (D) enhance the safe passage of commercial  
2 motor vehicles across the United States and  
3 across international borders; and

4           (E) promote the communication of informa-  
5 tion among the States and encourage multistate  
6 cooperation and corridor development.

7           (2) *COMMERCIAL MOTOR VEHICLE OPER-*  
8 *ATIONS.—The term “commercial motor vehicle oper-*  
9 *ations”—*

10           (A) means motor carrier operations and  
11 motor vehicle regulatory activities associated  
12 with the commercial motor vehicle movement of  
13 goods, including hazardous materials, and pas-  
14 sengers; and

15           (B) with respect to the public sector, in-  
16 cludes the issuance of operating credentials, the  
17 administration of motor vehicle and fuel taxes,  
18 and roadside safety and border crossing inspec-  
19 tion and regulatory compliance operations.

20           (3) *CORE DEPLOYMENT.—The term “core deploy-*  
21 *ment” means the deployment of systems in a State*  
22 *necessary to provide the State with the following ca-*  
23 *pabilities:*

24           (A) Safety information exchange to—

1           (i) electronically collect and transmit  
2           commercial motor vehicle and driver inspec-  
3           tion data at a majority of inspection sites  
4           in the State;

5           (ii) connect to the safety and fitness  
6           electronic records system for access to inter-  
7           state carrier and commercial motor vehicle  
8           data, summaries of past safety performance,  
9           and commercial motor vehicle credentials  
10          information; and

11          (iii) exchange carrier data and com-  
12          mercial motor vehicle safety and credentials  
13          information within the State and connect to  
14          such system for access to interstate carrier  
15          and commercial motor vehicle data.

16          (B) Interstate credentials administration

17          to—

18               (i) perform end-to-end processing, in-  
19               cluding carrier application, jurisdiction ap-  
20               plication processing, and credential  
21               issuance, of at least the international reg-  
22               istration plan and international fuel tax  
23               agreement credentials and extend this proc-  
24               essing to other credentials, including intra-  
25               state registration, vehicle titling, oversize

1           *vehicle permits, overweight vehicle permits,*  
2           *carrier registration, and hazardous mate-*  
3           *rials permits;*

4           *(ii) connect to such plan and agree-*  
5           *ment clearinghouses; and*

6           *(iii) have at least 10 percent of the*  
7           *credentialing transaction volume in the*  
8           *State handled electronically and have the*  
9           *capability to add more carriers and to ex-*  
10          *tend to branch offices where applicable.*

11          *(C) Roadside electronic screening to elec-*  
12          *tronically screen transponder-equipped commer-*  
13          *cial vehicles at a minimum of one fixed or mo-*  
14          *bile inspection site in the State and to replicate*  
15          *this screening at other sites in the State.*

16          (4) *EXPANDED DEPLOYMENT.*—*The term “ex-*  
17          *panded deployment” means the deployment of systems*  
18          *in a State that exceed the requirements of a core de-*  
19          *ployment of commercial vehicle information systems*  
20          *and networks, improve safety and the productivity of*  
21          *commercial motor vehicle operations, and enhance*  
22          *transportation security.*

23          (h) *REPEAL.*—*Section 5209 of the Transportation Eq-*  
24          *uity Act for the 21st Century (23 U.S.C. 502 note; 112 Stat.*  
25          *460–461) is repealed.*

1 **SEC. 4110. SAFETY FITNESS.**

2 (a) *IN GENERAL.*—Section 31144(a) of title 49, United  
3 States Code, is amended to read as follows:

4 “(a) *IN GENERAL.*—The Secretary shall—

5 (1) *determine whether an owner or operator is*  
6 *fit to operate safely commercial motor vehicles, uti-*  
7 *lizing among other things the accident record of an*  
8 *owner or operator operating in interstate commerce*  
9 *and the accident record and safety inspection record*  
10 *of such owner or operator in operations that affect*  
11 *interstate commerce;*

12 (2) *periodically update such safety fitness deter-*  
13 *minations;*

14 (3) *make such final safety fitness determina-*  
15 *tions readily available to the public; and*

16 (4) *prescribe by regulation penalties for viola-*  
17 *tions of this section consistent with section 521.”.*

18 (b) *PROHIBITED TRANSPORTATION.*—The first sub-  
19 section (c) of such section 31144 is amended by adding at  
20 the end the following:

21 (5) *TRANSPORTATION AFFECTING INTERSTATE*  
22 *COMMERCE.*—*Owners or operators of commercial*  
23 *motor vehicles prohibited from operating in interstate*  
24 *commerce pursuant to paragraphs (1) through (3)*  
25 *may not operate any commercial motor vehicle that*

1       *affects interstate commerce until the Secretary deter-*  
2       *mines that such owner or operator is fit.”.*

3       (c) *DETERMINATION OF UNFITNESS BY A STATE.—*

4       *Such section 31144 is further amended—*

5               (1) *by redesignating subsections (d), (e), and the*  
6       *second subsection (c) as subsections (e), (f), and (g),*  
7       *respectively;*

8               (2) *by inserting after the first subsection (c) the*  
9       *following:*

10       “(d) *DETERMINATION OF UNFITNESS BY A STATE.—*

11       *If a State that receives a grant under section 31102 deter-*  
12       *mines, by applying the standards prescribed by the Sec-*  
13       *retary under subsection (b), that an owner or operator of*  
14       *commercial motor vehicles that has its principal place of*  
15       *business in that State and operates in intrastate commerce*  
16       *is unfit under such standards and prohibits the owner or*  
17       *operator from operating such vehicles in the State, the Sec-*  
18       *retary shall prohibit the owner or operator from operating*  
19       *such vehicles in interstate commerce until the State deter-*  
20       *mines that the owner or operator is fit.”; and*

21               (3) *in subsection (g) (as redesignated by para-*  
22       *graph (1) of this subsection) by adding at the end the*  
23       *following:*

24               “(5) *GRANTS FOR AUDITS.—From amounts de-*  
25       *ducted under section 31104(f)(3), the Secretary may*

1        *make grants to States and local governments for new*  
2        *entrant motor carrier audits under this subsection*  
3        *without requiring a matching contribution from such*  
4        *States or local governments.*

5                *“(6) DOT AUDITS.—If the Secretary determines*  
6        *that a State or local government is unable to use gov-*  
7        *ernment employees to conduct new entrant motor car-*  
8        *rier audits, the Secretary may utilize the funds de-*  
9        *ducted under section 31104(f)(3) to conduct such au-*  
10       *ditions in areas under the jurisdiction of such State or*  
11       *local government.”.*

12    **SEC. 4111. PATTERN OF SAFETY VIOLATIONS BY MOTOR**  
13                        **CARRIER OR BROKER MANAGEMENT.**

14        *(a) DUTIES OF EMPLOYERS AND EMPLOYEES.—Sec-*  
15        *tion 31135 of title 49, United States Code, is amended—*

16                *(1) by inserting “(a) IN GENERAL.—” before*  
17        *“Each”; and*

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

19                *“(b) PATTERN OF NONCOMPLIANCE.—If an officer of*  
20        *a motor carrier or broker engages in a pattern or practice*  
21        *of avoiding compliance, or masking or otherwise concealing*  
22        *noncompliance, with regulations prescribed under this*  
23        *chapter, the Secretary may suspend, amend, or revoke any*  
24        *part of the registration of the motor carrier or broker under*  
25        *section 13905.*

1           “(c) *LIST OF PROPOSED OFFICERS.*—Each person  
2 seeking registration as a motor carrier under section 13902  
3 or as a broker under section 13904 shall submit a list of  
4 the proposed officers of the motor carrier or broker. If the  
5 Secretary determines that any of the proposed officers has  
6 previously engaged in a pattern or practice of avoiding  
7 compliance, or masking or otherwise concealing noncompli-  
8 ance, with regulations prescribed under this chapter, the  
9 Secretary may deny the person’s application for registra-  
10 tion as a motor carrier under section 13902(a)(3) or as a  
11 broker under section 13904(a).

12           “(d) *REGULATIONS.*—The Secretary shall by regula-  
13 tion establish standards to implement subsections (b) and  
14 (c) and a procedure to allow a person who is denied reg-  
15 istration under subsection (c) or whose registration is sus-  
16 pended, amended, or revoked under subsection (b) to remedy  
17 the pattern or practice that results in the denial, suspen-  
18 sion, amendment, or revocation.

19           “(e) *DEFINITIONS.*—In this section, the following defi-  
20 nitions shall apply:

21                   “(1) *MOTOR CARRIER AND BROKER.*—The terms  
22 ‘motor carrier’ and ‘broker’ have the meanings such  
23 terms have under section 13102.

24                   “(2) *OFFICER.*—The term ‘officer’ means an  
25 owner, chief executive officer, chief operating officer,

1 *chief financial officer, safety director, vehicle mainte-*  
2 *nance supervisor, and driver supervisor of a motor*  
3 *carrier, regardless of the title attached to those func-*  
4 *tions.”.*

5 (b) *MOTOR CARRIER REGISTRATION.*—Section  
6 13902(a)(1)(B) of such title is amended to read as follows:

7 “(B)(i) any safety regulations imposed by  
8 the Secretary;

9 “(ii) the duties of employers and employees  
10 established by the Secretary under section 31135;  
11 and

12 “(iii) the safety fitness requirements estab-  
13 lished by the Secretary under section 31144;  
14 and”.

15 **SEC. 4112. MOTOR CARRIER RESEARCH AND TECHNOLOGY**  
16 **PROGRAM.**

17 (a) *IN GENERAL.*—Section 31108 of title 49, United  
18 States Code, is amended to read as follows:

19 “§31108. **Motor carrier research and technology pro-**  
20 **gram**

21 “(a) *RESEARCH, TECHNOLOGY, AND TECHNOLOGY*  
22 *TRANSFER ACTIVITIES.*—

23 “(1) *ESTABLISHMENT.*—The Secretary of Trans-  
24 portation shall establish and carry out a motor car-  
25 rier research and technology program.



1           “(2) *MULTI-YEAR PLAN.*—*The program must in-*  
2 *clude a multi-year research plan that focuses on non-*  
3 *redundant innovative research.*

4           “(3) *RESEARCH, DEVELOPMENT, AND TECH-*  
5 *NOLOGY TRANSFER ACTIVITIES.*—*The Secretary may*  
6 *carry out under the program research, development,*  
7 *technology, and technology transfer activities with re-*  
8 *spect to—*

9           “(A) *the causes of accidents, injuries, and*  
10 *fatalities involving commercial motor vehicles;*

11           “(B) *means of reducing the number and se-*  
12 *verity of accidents, injuries, and fatalities in-*  
13 *volving commercial motor vehicles;*

14           “(C) *improving commercial motor vehicle*  
15 *and motor carrier safety, and industry effi-*  
16 *ciency, through technological improvement;*

17           “(D) *improving technology used by enforce-*  
18 *ment officers when conducting roadside inspec-*  
19 *tions and compliance reviews to increase effi-*  
20 *ciency and information transfers; and*

21           “(E) *increasing the safety and security of*  
22 *hazardous materials transportation.*

23           “(4) *TESTS AND DEVELOPMENT.*—*The Secretary*  
24 *may test, develop, or assist in testing and developing*

1     *any material, invention, patented article, or process*  
2     *related to the research and technology program.*

3             “(5) *TRAINING.*—*The Secretary may use the*  
4     *funds made available to carry out this section for*  
5     *training or education of commercial motor vehicle*  
6     *safety personnel, including training in accident re-*  
7     *construction and detection of controlled substances or*  
8     *other contraband and stolen cargo or vehicles.*

9             “(6) *PROCEDURES.*—*The Secretary may carry*  
10    *out this section—*

11                 “(A) *independently;*

12                 “(B) *in cooperation with other Federal de-*  
13     *partments, agencies, and instrumentalities and*  
14     *Federal laboratories; or*

15                 “(C) *by making grants to, or entering into*  
16     *contracts, cooperative agreements, and other*  
17     *transactions with, any Federal laboratory, State*  
18     *agency, authority, association, institution, for-*  
19     *profit or nonprofit corporation, organization,*  
20     *foreign country, or person.*

21             “(7) *DEVELOPMENT AND PROMOTION OF USE OF*  
22     *PRODUCTS.*—*The Secretary shall use funds made*  
23     *available to carry out this section to develop, admin-*  
24     *ister, communicate, and promote the use of products*

1       of research, technology, and technology transfer pro-  
2       grams under this section.

3       “(b) *COLLABORATIVE RESEARCH AND DEVELOP-*  
4 *MENT.—*

5               “(1) *IN GENERAL.—To advance innovative solu-*  
6 *tions to problems involving commercial motor vehicle*  
7 *and motor carrier safety, security, and efficiency, and*  
8 *to stimulate the deployment of emerging technology,*  
9 *the Secretary may carry out, on a cost-shared basis,*  
10 *collaborative research and development with—*

11                       “(A) *non-Federal entities, including State*  
12 *and local governments, foreign governments, col-*  
13 *leges and universities, corporations, institutions,*  
14 *partnerships, and sole proprietorships that are*  
15 *incorporated or established under the laws of any*  
16 *State; and*

17                       “(B) *Federal laboratories.*

18               “(2) *COOPERATIVE AGREEMENTS.—In carrying*  
19 *out this subsection, the Secretary may enter into co-*  
20 *operative research and development agreements (as*  
21 *defined in section 12 of the Stevenson-Wydler Tech-*  
22 *nology Innovation Act of 1980 (15 U.S.C. 3710a)).*

23               “(3) *COST SHARING.—*

24                       “(A) *FEDERAL SHARE.—The Federal share*  
25 *of the cost of activities carried out under a coop-*

1           *erative research and development agreement en-*  
2           *tered into under this subsection shall not exceed*  
3           *50 percent; except that, if there is substantial*  
4           *public interest or benefit associated with any*  
5           *such activity, the Secretary may approve a*  
6           *greater Federal share.*

7           “(B) *TREATMENT OF DIRECTLY INCURRED*  
8           *NON-FEDERAL COSTS.—All costs directly in-*  
9           *curring by the non-Federal partners, including*  
10          *personnel, travel, and hardware or software de-*  
11          *velopment costs, shall be credited toward the non-*  
12          *Federal share of the cost of the activities de-*  
13          *scribed in subparagraph (A).*

14          “(4) *USE OF TECHNOLOGY.—The research, devel-*  
15          *opment, or use of a technology under a cooperative re-*  
16          *search and development agreement entered into under*  
17          *this subsection, including the terms under which the*  
18          *technology may be licensed and the resulting royalties*  
19          *may be distributed, shall be subject to the Stevenson-*  
20          *Wydler Technology Innovation Act of 1980 (15 U.S.C.*  
21          *3701 et seq.).”.*

22          “(b) *CONFORMING AMENDMENT.—The analysis for*  
23          *chapter 311 of such title is amended by striking the item*  
24          *relating to section 31108 and inserting the following:*

          “31108. *Motor carrier research and technology program.*”.

1 **SEC. 4113. INTERNATIONAL COOPERATION.**

2 (a) *IN GENERAL.*—Chapter 311 of title 49, United  
3 States Code, is amended by adding at the end the following:

4 “SUBCHAPTER IV—MISCELLANEOUS

5 “§ 31161. *International cooperation*

6 “The Secretary of Transportation is authorized to use  
7 funds made available by section 31104(i) to participate and  
8 cooperate in international activities to enhance motor car-  
9 rier, driver, and highway safety by such means as exchang-  
10 ing information, conducting research, and examining needs,  
11 best practices, and new technology.”.

12 (b) *CLERICAL AMENDMENT.*—The analysis for such  
13 chapter is amended by adding at the end the following:

“SUBCHAPTER IV—MISCELLANEOUS

“31161. *International cooperation.*”.

14 **SEC. 4114. PERFORMANCE AND REGISTRATION INFORMA-**  
15 **TION SYSTEM MANAGEMENT.**

16 (a) *DESIGN AND CONDITIONS FOR PARTICIPATION.*—  
17 Section 31106(b) of title 49, United States Code, is amended  
18 by striking paragraphs (2), (3), and (4) and inserting the  
19 following:

20 “(2) *DESIGN.*—The program shall link Federal  
21 motor carrier safety information systems with State  
22 commercial vehicle registration and licensing systems  
23 and shall be designed to enable a State to—

1           “(A) determine the safety fitness of a motor  
2 carrier or registrant when licensing or reg-  
3 istering the registrant or motor carrier or while  
4 the license or registration is in effect; and

5           “(B) deny, suspend, or revoke the commer-  
6 cial motor vehicle registrations of a motor car-  
7 rier or registrant that has been issued an oper-  
8 ations out-of-service order by the Secretary.

9           “(3) *CONDITIONS FOR PARTICIPATION.*—The Sec-  
10 retary shall require States, as a condition of partici-  
11 pation in the program, to—

12           “(A) comply with the uniform policies, pro-  
13 cedures, and technical and operational standards  
14 prescribed by the Secretary under subsection  
15 (a)(4); and

16           “(B) possess or seek the authority to deny,  
17 suspend, or revoke commercial motor vehicle reg-  
18 istrations based on the issuance of an operations  
19 out-of-service order by the Secretary.”.

20           **(b) PERFORMANCE AND REGISTRATION INFORMATION**  
21 **SYSTEM MANAGEMENT GRANTS.**—

22           **(1) IN GENERAL.**—Subchapter I of chapter 311  
23 of title 49, United States Code, is further amended by  
24 adding at the end the following:

1 **“§31109. Performance and registration information**  
 2 **system management**

3 “(a) *IN GENERAL.*—*The Secretary of Transportation*  
 4 *may make a grant to a State to implement the performance*  
 5 *and registration information system management require-*  
 6 *ments of section 31106(b).*

7 “(b) *AVAILABILITY OF AMOUNTS.*—*Amounts made*  
 8 *available to a State under this section shall remain avail-*  
 9 *able until expended.”.*

10 (2) *CONFORMING AMENDMENT.*—*The analysis for*  
 11 *such subchapter is amended by adding at the end the*  
 12 *following:*

*“31109. Performance and registration information system management.”.*

13 **SEC. 4115. DATA QUALITY IMPROVEMENT.**

14 *Section 31106(a)(3) of title 49, United States Code,*  
 15 *is amended—*

16 (1) *by striking “and” at the end of subpara-*  
 17 *graph (D);*

18 (2) *by striking the period at the end of subpara-*  
 19 *graph (E) and inserting a semicolon; and*

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

21 “(F) *ensure, to the maximum extent prac-*  
 22 *tical, all the data is complete, timely, and accu-*  
 23 *rate across all information systems and initia-*  
 24 *tives; and*

1                   “(G) establish and implement a national  
2                   motor carrier safety data correction system.”.

3 **SEC. 4116. DRIVEAWAY SADDLEMOUNT VEHICLES.**

4           (a) *DEFINITION.*—Section 31111(a) of title 49, United  
5 States Code, is amended by adding at the end of the fol-  
6 lowing:

7                   “(4)     *DRIVE-AWAY     SADDLEMOUNT     WITH*  
8                   *FULLMOUNT VEHICLE TRANSPORTER COMBINATION.*—  
9                   The term ‘drive-away saddlemount with fullmount ve-  
10                  hicle transporter combination’ means a vehicle com-  
11                  bination designed and specifically used to tow up to  
12                  3 trucks or truck tractors, each connected by a saddle  
13                  to the frame or fifth-wheel of the forward vehicle of the  
14                  truck or truck tractor in front of it.”.

15          (b) *GENERAL LIMITATIONS.*—Section 31111(b)(1) of  
16 such title is amended—

17                   (1) by redesignating subparagraphs (D) and (E)  
18                   as subparagraphs (E) and (F), respectively; and

19                   (2) by inserting after subparagraph (C) the fol-  
20                   lowing:

21                   “(D) imposes a vehicle length limitation of not  
22                   less than or more than 97 feet on a driveaway  
23                   saddlemount with fullmount vehicle transporter com-  
24                   binations;”.



1 **SEC. 4117. COMPLETION OF UNIFORM CARRIER REGISTRA-**  
2 **TION.**

3 (a) *IN GENERAL.*—Section 14504 of title 49, United  
4 States Code, and the item relating to such section in anal-  
5 ysis for chapter 145 of such title, are repealed.

6 (b) *CONFORMING AMENDMENTS.*—Section 13908 of  
7 such title is amended—

8 (1) in subsection (a) by striking “the single State  
9 registration system under section 14504,”;

10 (2) in subsection (b)—

11 (A) by striking paragraphs (2) and (3); and

12 (B) by redesignating paragraphs (4), (5),  
13 and (6) as paragraphs (2), (3), and (4), respec-  
14 tively;

15 (3) by striking subsection (d); and

16 (4) by striking “(e) *DEADLINE FOR CONCLUSION;*  
17 *MODIFICATION.*—” and all that follows through  
18 “1996,” and inserting the following:

19 “(d) *DEADLINE FOR COMPLETION.*—Not later than 1  
20 year after the date of enactment of the Transportation Eq-  
21 uity Act: A Legacy for Users,”.

22 **SEC. 4118. REGISTRATION OF MOTOR CARRIERS AND**  
23 **FREIGHT FORWARDERS.**

24 (a) *DEFINITIONS RELATING TO MOTOR CARRIERS.*—  
25 Paragraphs (6), (7), (12), and (13) of section 13102 of title  
26 49, United States Code, are each amended by striking

1 “motor vehicle” and inserting “commercial motor vehicle  
2 (as defined in section 31132)”.

3 (b) *FREIGHT FORWARDERS*.—Section 13903(a) of title  
4 49, United States Code, is amended—

5 (1) by striking “The Secretary” and inserting  
6 the following:

7 “(1) *HOUSEHOLD GOODS*.—The Secretary”;

8 (2) by inserting “of household goods” after  
9 “freight forwarder”; and

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

11 “(2) *OTHERS*.—The Secretary may register a  
12 person to provide service subject to jurisdiction under  
13 subchapter III of chapter 135 as a freight forwarder  
14 (other than a freight forwarder of household goods) if  
15 the Secretary finds that such registration is needed  
16 for the protection of shippers and that the person is  
17 fit, willing, and able to provide the service and to  
18 comply with this part and applicable regulations of  
19 the Secretary and Board.”.

20 **SEC. 4119. DEPOSIT OF CERTAIN CIVIL PENALTIES INTO**  
21 **HIGHWAY TRUST FUND.**

22 Sections 31138(d)(5) and 31139(f)(5) of title 49,  
23 United States Code, are each amended by striking “Treas-  
24 ury as miscellaneous receipts” and inserting “Highway  
25 Trust Fund (other than the Mass Transit Account)”.

1 **SEC. 4120. OUTREACH AND EDUCATION.**

2 (a) *IN GENERAL.*—*The Secretary shall conduct,*  
3 *through any combination of grants, contracts, or coopera-*  
4 *tive agreements, an outreach and education program to be*  
5 *administered by the Federal Motor Carrier Safety Adminis-*  
6 *tration and the National Highway Traffic Safety Adminis-*  
7 *tration.*

8 (b) *PROGRAM ELEMENTS.*—*The program shall include,*  
9 *at a minimum, the following:*

10 (1) *A program to promote a more comprehensive*  
11 *and national effort to educate commercial motor vehi-*  
12 *cle drivers and passenger vehicle drivers about how*  
13 *commercial motor vehicle drivers and passenger vehi-*  
14 *cle drivers can more safely share the road with each*  
15 *other.*

16 (2) *A program to promote enhanced traffic en-*  
17 *forcement efforts aimed at reducing the incidence of*  
18 *the most common unsafe driving behaviors that cause*  
19 *or contribute to crashes involving commercial motor*  
20 *vehicles and passenger vehicles.*

21 (3) *A program to establish a public-private part-*  
22 *nership to provide resources and expertise for the de-*  
23 *velopment and dissemination of information relating*  
24 *to sharing the road referred to in paragraphs (1) and*  
25 *(2) to each partner's constituents and to the general*

1        *public through the use of brochures, videos, paid and*  
2        *public advertisements, the Internet, and other media.*

3        *(c) FEDERAL SHARE.—The Federal share of a pro-*  
4        *gram or activity for which a grant is made under this sec-*  
5        *tion shall be 100 percent of the cost of such program or*  
6        *activity.*

7        *(d) ANNUAL REPORT.—The Secretary shall prepare*  
8        *and transmit to Congress an annual report on the programs*  
9        *and activities carried out under this section.*

10        *(e) FUNDING.—From amounts made available under*  
11        *section 31104(i) of title 49, United States Code, the Sec-*  
12        *retary shall make available \$1,000,000 to the Federal Motor*  
13        *Carrier Safety Administration, and \$3,000,000 to the Na-*  
14        *tional Highway Traffic Safety Administration, for each of*  
15        *fiscal years 2004, 2005, 2006, 2007, 2008, and 2009 to*  
16        *carry out this section.*

17        **SEC. 4121. INSULIN TREATED DIABETES MELLITUS.**

18        *(a) NO PERIOD OF COMMERCIAL DRIVING WHILE*  
19        *USING INSULIN REQUIRED FOR QUALIFICATION.—The Sec-*  
20        *retary may not require individuals with insulin-treated di-*  
21        *abetes mellitus to have experience operating commercial*  
22        *motor vehicles while using insulin in order to qualify to*  
23        *operate a commercial motor vehicle in interstate commerce.*

24        *(b) MINIMUM PERIOD OF INSULIN USE.—Subject to*  
25        *subsection (a), the Secretary shall require individuals with*

1 *insulin-treated diabetes mellitus to have a minimum period*  
2 *of insulin use to demonstrate stable control of diabetes before*  
3 *operating a commercial motor vehicle in interstate com-*  
4 *merce. For individuals who have been newly diagnosed with*  
5 *type 1 diabetes, the minimum period of insulin use may*  
6 *not exceed 2 months, unless directed by the treating physi-*  
7 *cian. For individuals who have type 2 diabetes and are con-*  
8 *verting to insulin use, the minimum period of insulin use*  
9 *may not exceed 1 month, unless directed by the treating*  
10 *physician.*

11 (c) *LIMITATIONS.—Insulin-treated individuals may*  
12 *not be held by the Secretary to a higher standard of physical*  
13 *qualification in order to operate a commercial motor vehicle*  
14 *in interstate commerce than other individuals applying to*  
15 *operate, or operating, a commercial motor vehicle in inter-*  
16 *state commerce; except to the extent that limited operating,*  
17 *monitoring, and medical requirements are deemed medi-*  
18 *cally necessary under regulations issued by the Secretary.*

19 **SEC. 4122. GRANT PROGRAM FOR COMMERCIAL MOTOR VE-**  
20 **HICLE OPERATORS.**

21 (a) *ESTABLISHMENT.—The Secretary shall establish a*  
22 *grant program for training operators of commercial motor*  
23 *vehicles (as defined in section 31301 of title 49, United*  
24 *States Code). The purpose of the program shall be to train*

1 operators and future operators in the safe use of such vehi-  
2 cle.

3 (b) *FEDERAL SHARE.*—*The Federal share of the cost*  
4 *for which a grant is made under this section shall be 80*  
5 *percent.*

6 (c) *FUNDING.*—*From amounts made available under*  
7 *section 31104(i) of title 49, United States Code, the Sec-*  
8 *retary shall make available \$1,000,000 for each of fiscal*  
9 *years 2004, 2005, 2006, 2007, 2008, and 2009 to carry out*  
10 *this section.*

11 **SEC. 4123. COMMERCIAL MOTOR VEHICLE SAFETY ADVI-**  
12 **SORY COMMITTEE.**

13 (a) *ESTABLISHMENT.*—*The Secretary shall establish a*  
14 *commercial motor vehicle safety advisory committee to pro-*  
15 *vide advice and recommendations to the Secretary on com-*  
16 *mercial motor vehicle safety regulations and other matters*  
17 *relating to activities and functions of the Federal Motor*  
18 *Carrier Safety Administration.*

19 (b) *COMPOSITION.*—*The members of the advisory com-*  
20 *mittee shall be appointed by the Secretary and shall include*  
21 *representatives of the motor carrier industry, drivers, safety*  
22 *advocates, manufacturers, safety enforcement officials, law*  
23 *enforcement agencies of border States, and other individuals*  
24 *affected by rulemakings under consideration by the Depart-*  
25 *ment of Transportation. Representatives of a single interest*

1 *group may not constitute a majority of the members of the*  
2 *advisory committee.*

3 (c) *TERMINATION DATE.*—*The advisory committee*  
4 *shall remain in effect until September 30, 2009.*

5 **SEC. 4124. SAFETY DATA IMPROVEMENT PROGRAM.**

6 (a) *IN GENERAL.*—*The Secretary shall make grants to*  
7 *States for projects and activities to improve the accuracy,*  
8 *timeliness, and completeness of commercial motor vehicle*  
9 *safety data reported to the Secretary.*

10 (b) *ELIGIBILITY.*—*A State shall be eligible for a grant*  
11 *under this section in a fiscal year if the Secretary deter-*  
12 *mines that the State has—*

13 (1) *conducted a comprehensive audit of its com-*  
14 *mmercial motor vehicle safety data system within the*  
15 *preceding 2 years;*

16 (2) *developed a plan that identifies and*  
17 *prioritizes its commercial motor vehicle safety data*  
18 *needs and goals; and*

19 (3) *identified performance-based measures to de-*  
20 *termine progress toward those goals.*

21 (c) *AUTHORIZATION OF APPROPRIATIONS.*—*There is*  
22 *authorized to be appropriated from the Highway Trust*  
23 *Fund (other than the Mass Transit Account) to carry out*  
24 *this section \$3,000,000 for each of fiscal years 2005 through*  
25 *2009.*

1       (d) *APPLICABILITY OF TITLE 23, UNITED STATES*  
2 *CODE.*—*Funds authorized to be appropriated by this sec-*  
3 *tion shall be available for obligation in the same manner*  
4 *as if such funds were apportioned under chapter 1 of title*  
5 *23, United States Code, except that the Federal share of the*  
6 *cost of a project or activity carried out using such funds*  
7 *shall be 80 percent and such funds shall remain available*  
8 *until expended.*

9       (e) *BIENNIAL REPORT.*—*Not later 2 years after the*  
10 *date of enactment of this Act, and biennially thereafter, the*  
11 *Secretary shall transmit to Congress a report on the activi-*  
12 *ties and results of the program carried out under this sec-*  
13 *tion, together with any recommendations the Secretary de-*  
14 *termines appropriate.*

15 **SEC. 4125. COMMERCIAL DRIVER'S LICENSE INFORMATION**  
16 **SYSTEM MODERNIZATION.**

17       (a) *GENERAL AUTHORITY.*—*The Secretary may make*  
18 *a grant to a State or organization representing agencies*  
19 *and officials of a State in a fiscal year to modernize its*  
20 *commercial driver's license information system in accord-*  
21 *ance with subsection (c) if the State is in substantial com-*  
22 *pliance with the requirements of section 31311 of title 49,*  
23 *United States Code, and this section, as determined by the*  
24 *Secretary. The Secretary shall establish criteria for the dis-*



1 *tribution of grants and notify each State annually of such*  
2 *criteria.*

3       **(b) MODERNIZATION PLAN.**—*No later than 120 days*  
4 *after the date of enactment of this Act, the Secretary shall*  
5 *publish a comprehensive national plan to modernize the*  
6 *commercial driver’s license information system. The plan*  
7 *shall be developed in consultation with representatives of*  
8 *the motor carrier industry, State safety enforcement agen-*  
9 *cies, and State licensing agencies designated by the Sec-*  
10 *retary.*

11       **(c) USE OF GRANT.**—*A State may use a grant under*  
12 *this section only to implement improvements that are con-*  
13 *sistent with the modernization plan developed by the Sec-*  
14 *retary.*

15       **(d) PILOT PROGRAM.**—

16           **(1) IN GENERAL.**—*The Secretary may conduct*  
17 *with grants under this section a 3-year pilot program*  
18 *in no more than 3 States to evaluate a system for*  
19 *sharing driver’s license information on all commer-*  
20 *cial and noncommercial driver’s licenses issued in*  
21 *each participating State.*

22           **(2) FUNDING.**—*The Secretary may use no more*  
23 *than 50 percent of the funds available to carry out*  
24 *this section for the pilot program in any fiscal year.*

1           (3) *REPORT.*—Not later than 1 year after the  
2           last day of the pilot program, the Secretary shall  
3           transmit to Congress a report on the results of the  
4           pilot program.

5           (e) *GOVERNMENT SHARE.*—A grant under this section  
6           to a State or organization may not be for more than 80  
7           percent of the costs incurred by the State or organization  
8           in a fiscal year in implementing the modernization pro-  
9           gram developed by the Secretary. In determining these costs,  
10          the Secretary shall include in-kind contributions of the  
11          State.

12          (f) *FUNDING.*—There are authorized to be appro-  
13          priated from the Highway Trust Fund (other than the Mass  
14          Transit Account) to carry out this section—

15                 (1) \$6,000,000 for fiscal year 2005;

16                 (2) \$6,000,000 for fiscal year 2006;

17                 (3) \$6,000,000 for fiscal year 2007;

18                 (4) \$6,000,000 for fiscal year 2008; and

19                 (5) \$6,000,000 for fiscal year 2009.

20          (g) *CONTRACT AUTHORITY AND AVAILABILITY.*—

21                 (1) *PERIOD OF AVAILABILITY.*—The amounts  
22                 made available under subsection (f) shall remain  
23                 available until expended.

24                 (2) *INITIAL DATE OF AVAILABILITY.*—Amounts  
25                 authorized to be appropriated from the Highway

1       *Trust Fund (other than the Mass Transit Account) by*  
2       *subsection (f) shall be available for obligation on the*  
3       *date of their apportionment or allocation or on Octo-*  
4       *ber 1 of the fiscal year for which they are authorized,*  
5       *whichever occurs first.*

6               (3) *CONTRACT AUTHORITY.—Approval by the*  
7       *Secretary of a grant with funds made available under*  
8       *subsection (f) imposes upon the United States a con-*  
9       *tractual obligation for payment of the Government’s*  
10       *share of costs incurred in carrying out the objectives*  
11       *of the grant.*

12       **SEC. 4126. MAXIMUM HOURS OF SERVICE FOR OPERATORS**  
13               **OF GROUND WATER WELL DRILLING RIGS.**

14       *Section 345(a)(2) of the National Highway System*  
15       *Designation Act of 1995 (49 U.S.C. 31136 note; 109 Stat*  
16       *613) is amended by adding at the end the following: “Ex-*  
17       *cept as required in section 395.3 of title 49, Code of Federal*  
18       *Regulations, as in effect on the date of enactment of this*  
19       *sentence, no additional off-duty time shall be required in*  
20       *order to operate such vehicle.”.*

21       **SEC. 4127. SAFETY PERFORMANCE HISTORY SCREENING.**

22               (a) *IN GENERAL.—The Secretary shall provide persons*  
23       *conducting preemployment screening services for the motor*  
24       *carrier industry electronic access to the following reports*

1 *contained in the Motor Carrier Management Information*  
2 *System:*

3 (1) *Commercial motor vehicle accident reports.*

4 (2) *Inspection reports that contain no driver-re-*  
5 *lated safety violations.*

6 (3) *Serious driver-related safety violation inspec-*  
7 *tion reports.*

8 (b) *CONDITIONS ON PROVIDING ACCESS.—Before pro-*  
9 *viding a person access to the Motor Carrier Management*  
10 *Information System under subsection (a), the Secretary*  
11 *shall—*

12 (1) *ensure that any information that is released*  
13 *to such person will be in accordance with the Fair*  
14 *Credit Reporting Act (15 U.S.C. 1681 et seq.) and all*  
15 *other applicable Federal law;*

16 (2) *ensure that such person will not conduct a*  
17 *screening without the operator-applicant's written*  
18 *consent;*

19 (3) *ensure that any information that is released*  
20 *to such person will not be released to any person or*  
21 *entity, other than the motor carrier requesting the*  
22 *screening services or the operator-applicant, unless ex-*  
23 *pressly authorized or required by law; and*

1           (4) provide a procedure for the operator-appli-  
2           cant to correct inaccurate information in the System  
3           in a timely manner.

4           (c) *DESIGN.*—The process for providing access to the  
5 *Motor Carrier Management Information System* under sub-  
6 *section (a)* shall be designed to assist the motor carrier in-  
7 *dustry in assessing an individual operator’s crash and seri-*  
8 *ous safety violation inspection history as a preemployment*  
9 *condition. Use of the process shall not be mandatory and*  
10 *may only be used during the preemployment assessment of*  
11 *an operator-applicant.*

12           (d) *SERIOUS OPERATOR-RELATED SAFETY VIOLATION*  
13 *DEFINED.*—In this section, the term “serious operator-re-  
14 *lated violation” means a violation by an operator of a com-*  
15 *mercial motor vehicle (as defined in section 31102 of title*  
16 *49, United States Code) that the Secretary determines will*  
17 *result in the operator being prohibited from continuing to*  
18 *operate a commercial motor vehicle until the violation is*  
19 *corrected.*

20 **SEC. 4128. INTERMODAL CHASSIS ROADABILITY RULE-MAK-**  
21 **ING.**

22           (a) *IN GENERAL.*—Not later than 1 year after the date  
23 *of enactment of this Act, the Secretary, after providing no-*  
24 *tice and opportunity for comment, shall issue regulations*

1 *establishing a program to ensure that intermodal equip-*  
2 *ment used to transport intermodal containers are safe.*

3 (b) *MOTOR CARRIER SAFETY REGULATIONS.—The*  
4 *regulations under this section shall be issued as part of the*  
5 *Federal motor carrier safety regulations of the Department*  
6 *of Transportation.*

7 (c) *CONTENTS.—The regulations issued under this sec-*  
8 *tion shall include, at a minimum—*

9 (1) *a requirement to identify providers of inter-*  
10 *modal equipment that is interchanged or intended for*  
11 *interchange to motor carriers in intermodal transpor-*  
12 *tation;*

13 (2) *a requirement to match such intermodal*  
14 *equipment readily to the intermodal equipment pro-*  
15 *vider through a unique identifying number;*

16 (3) *a requirement to ensure that each intermodal*  
17 *equipment provider maintains a system of mainte-*  
18 *nance and repair records for such equipment;*

19 (4) *a requirement to evaluate the compliance of*  
20 *intermodal equipment providers with the applicable*  
21 *Federal motor carrier safety regulations;*

22 (5) *a provision that—*

23 (A) *establishes a civil penalty structure con-*  
24 *sistent with section 521(b) of title 49, United*  
25 *States Code, for intermodal equipment providers*

1           that fail to attain satisfactory compliance with  
2           applicable Federal motor carrier safety regula-  
3           tions; and

4           (B) prohibits intermodal equipment pro-  
5           viders from placing intermodal equipment on the  
6           public highways if such providers are found to  
7           pose an imminent hazard;

8           (6) a process by which motor carriers and agents  
9           of motor carriers may petition the Federal Motor  
10          Carrier Safety Administration to undertake an inves-  
11          tigation of a noncompliant intermodal equipment  
12          provider; and

13          (7) an inspection and audit program of inter-  
14          modal equipment providers.

15          (d) *DEADLINE FOR RULEMAKING PROCEEDING.*—The  
16          regulations under this section shall be issued pursuant to  
17          a rulemaking proceeding initiated not later than 90 days  
18          after the date of enactment of this Act.

19          (e) *DEFINITIONS.*—In this section, the following defini-  
20          tions apply:

21               (1) *INTERMODAL EQUIPMENT.*—The term “inter-  
22               modal equipment” means equipment that is com-  
23               monly used in the intermodal transportation of  
24               freight over public highways in interstate commerce  
25               (as defined in section 31132 of title 49, United States

1       Code), including trailers, chassis, and any associated  
2       devices.

3               (2) *INTERMODAL EQUIPMENT PROVIDER.*—The  
4       term “intermodal equipment provider” means any  
5       person with any legal right, title, or interest in inter-  
6       modal equipment that interchanges such equipment to  
7       a motor carrier.

8               (3) *INTERCHANGE.*—The term “interchange”  
9       means the act of providing intermodal equipment to  
10      a motor carrier for the purpose of transporting the  
11      equipment for loading or unloading by any person or  
12      repositioning the equipment for the benefit of the  
13      equipment provider. Such term does not include the  
14      leasing of equipment to a motor carrier for use in the  
15      motor carrier’s over-the-road freight hauling oper-  
16      ations.

17 **SEC. 4129. SUBSTANCE ABUSE PROFESSIONALS.**

18       The Secretary shall conduct a rulemaking to permit  
19      State licensed or certified mental health counselors or addic-  
20      tion specialists certified by the American Academy of  
21      Health Care Providers in the Addictive Disorders to act as  
22      substance abuse professionals under subpart O of part 40  
23      of title 49, Code of Federal Regulations.



1 **SEC. 4130. INTERSTATE VAN OPERATIONS.**

2       *The Federal motor carrier safety regulations (other*  
3 *than regulations relating to commercial drivers license and*  
4 *drug and alcohol testing requirements) shall apply to all*  
5 *interstate operations of commercial motor vehicles used to*  
6 *transport between 9 and 15 passengers (including the driv-*  
7 *er), regardless of the distance traveled.*

8 **SEC. 4131. HOURS OF SERVICE FOR OPERATORS OF UTILITY**  
9                   **SERVICE VEHICLES.**

10       *Section 345 of the National Highway System Designa-*  
11 *tion Act of 1995 (49 U.S.C. 31136 note; 109 STAT. 613)*  
12 *is amended—*

13               *(1) in subsection (a) by striking paragraph (4)*  
14 *and inserting the following:*

15               “(4) *OPERATORS OF UTILITY SERVICE VEHI-*  
16 *CLES.—*

17                   “(A) *INAPPLICABILITY OF FEDERAL REGU-*  
18 *LATIONS .—Such regulations shall not apply to*  
19 *a driver of a utility service vehicle.*

20                   “(B) *PROHIBITION ON STATE REGULA-*  
21 *TIONS.—A State, a political subdivision of a*  
22 *State, an interstate agency, or other entity con-*  
23 *sisting of 2 or more States, shall not enact or en-*  
24 *force any law, rule, regulation, or standard that*  
25 *imposes requirements on a driver of a utility*

1           *service vehicle that are similar to the require-*  
 2           *ments contained in such regulations.”.*

3           *(2) in subsection (b) by striking “Nothing” and*  
 4           *inserting “Except as provided in subsection (a)(4),*  
 5           *nothing”; and*

6           *(3) in the first sentence of subsection (c) by strik-*  
 7           *ing “paragraph (2)” and inserting “an exemption*  
 8           *under paragraph (2) or (4)”.*

9   **SEC. 4132. TECHNICAL CORRECTIONS.**

10       *(a) INTERMODAL TRANSPORTATION ADVISORY*  
 11       *BOARD.—Section 5502(b) of title 49, United States Code,*  
 12       *is amended—*

13           *(1) by striking “and” at the end of paragraph*  
 14           *(4);*

15           *(2) by striking the period at the end of para-*  
 16           *graph (5) and inserting “; and”; and*

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

18           *“(6) the Federal Motor Carrier Safety Adminis-*  
 19           *tration.”.*

20       *(b) REFERENCE TO AGENCY.—Section 31502(e) of*  
 21       *such title is amended—*

22           *(1) in paragraph (2) by striking “Regional Di-*  
 23           *rector of the Federal Highway Administration” and*  
 24           *inserting “Field Administrator of the Federal Motor*  
 25           *Carrier Safety Administration”; and*

1           (2) in paragraph (3) by striking “Regional Di-  
2           rector” and inserting “Field Administrator”.

3           **Subtitle B—Household Goods**  
4           **Transportation**

5   **SEC. 4201. FEDERAL-STATE RELATIONS RELATING TO**  
6           **TRANSPORTATION OF HOUSEHOLD GOODS.**

7           (a) *NONPREEMPTION OF INTRASTATE TRANSPOR-*  
8   *TATION OF HOUSEHOLD GOODS.—Section 14501(c)(2)(B)*  
9   *of title 49, United States Code, is amended by inserting*  
10 *“intrastate” before “transportation”.*

11          (b) *ENFORCEMENT OF CONSUMER PROTECTION WITH*  
12 *RESPECT TO INTERSTATE HOUSEHOLD GOODS CAR-*  
13 *RIERS.—Chapter 145 of such title is amended by adding*  
14 *at the end the following:*

15   **“§ 14506. Enforcement of Federal regulations by State**  
16           **attorneys general**

17          “(a) *IN GENERAL.—A State, as parens patriae, may*  
18 *bring a civil action on behalf of a resident of the State in*  
19 *an appropriate district court of the United States to enforce*  
20 *a regulation or order of the Secretary or Board—*

21               “(1) *to protect an individual shipper of house-*  
22 *hold goods if such regulation or order governs the de-*  
23 *livery of the shipper’s household goods; or*

24               “(2) *to impose a civil penalty under section*  
25 *14915 whenever the attorney general of the State has*

1 *reason to believe that the interests of the residents of*  
2 *the State have been or are being threatened or ad-*  
3 *versely affected by—*

4 *“(A) a carrier or broker providing transpor-*  
5 *tation of household goods subject to jurisdiction*  
6 *under subchapter I or III of chapter 135 who is*  
7 *committing repeat violations of section 14915; or*

8 *“(B) a foreign motor carrier providing*  
9 *transportation of household goods who is reg-*  
10 *istered under section 13902 and who is commit-*  
11 *ting repeat violations of section 14915.*

12 *“(b) LIMITATION ON STATUTORY CONSTRUCTION.—*  
13 *Nothing in this section shall be construed—*

14 *“(1) as preventing an attorney general from ex-*  
15 *ercising the powers conferred on the attorney general*  
16 *by the laws of such State to conduct investigations or*  
17 *to administer oaths or affirmations or to compel the*  
18 *attendance of witnesses or the production of documen-*  
19 *tary and other evidence;*

20 *“(2) as prohibiting a State official from pro-*  
21 *ceeding in State court to enforce a criminal statute*  
22 *of the State;*

23 *“(3) as authorizing a State or political subdivi-*  
24 *sion of a State to bring an enforcement action under*  
25 *a consumer protection law, regulation, or other provi-*

1        *sion of the State relating to interstate transportation*  
2        *of household goods (as defined in section*  
3        *13102(10)(A)) with respect to an activity that is in-*  
4        *consistent with Federal laws and regulations relating*  
5        *to interstate transportation of household goods; or*

6                *“(4) as authorizing a State, as parens patriae,*  
7        *to bring a class civil action on behalf of its residents*  
8        *to enforce a regulation or order of the Secretary or*  
9        *Board.*

10        *“(c) ACTIONS BY THE SECRETARY OR BOARD.—When-*  
11        *ever a civil action has been instituted by or on behalf of*  
12        *the Secretary or Board for violation of section 14915, no*  
13        *State may, during the pendency of such action, institute*  
14        *a civil action under subsection (a) against any defendant*  
15        *named in the complaint relating to such violation.*

16        *“(d) VENUE; SERVICE OF PROCESS.—Any civil action*  
17        *to be brought under subsection (a) in a district court of*  
18        *the United States may be brought in the district in which*  
19        *the defendant is found, is an inhabitant, or transacts busi-*  
20        *ness or wherever venue is proper under section 1391 of title*  
21        *28. Process in such an action may be served in any district*  
22        *in which the defendant is an inhabitant or in which the*  
23        *defendant may be found.”.*

24        *(c) CONFORMING AMENDMENT.—The analysis for such*  
25        *chapter is amended by adding at the end the following:*

*“14506. Enforcement of Federal regulations by State attorneys general.”.*

1 **SEC. 4202. ARBITRATION REQUIREMENTS.**

2 (a) *OFFERING SHIPPERS ARBITRATION.*—Section  
3 14708(a) of title 49, United States Code, is amended by  
4 inserting before the period at the end the following: “and  
5 to determine whether carrier charges, in addition to those  
6 collected at delivery, must be paid by the shipper for trans-  
7 portation and services related to the transportation of  
8 household goods”.

9 (b) *THRESHOLD FOR BINDING ARBITRATION.*—Section  
10 14708(b)(6) of such title is amended by striking “\$5,000”  
11 each place it appears and inserting “\$10,000”.

12 (c) *DEADLINE FOR DECISION.*—Section 14708(b)(8) of  
13 such title is amended—

14 (1) by striking “and”; and

15 (2) by inserting after “for damages” the fol-  
16 lowing: “, and an order requiring the payment of ad-  
17 ditional carrier charges”.

18 (d) *ATTORNEY’S FEES TO SHIPPERS.*—Section  
19 14708(d)(3) of such title is amended—

20 (1) by redesignating subparagraphs (A) and (B)  
21 as subparagraphs (B) and (C), respectively; and

22 (2) by inserting before subparagraph (B) (as so  
23 redesignated) the following:

24 “(A) the shipper was not advised by the carrier  
25 during the claim settlement process that a dispute set-

1        *tlement program was available to resolve the dis-*  
2        *pute;”.*

3        **SEC. 4203. CIVIL PENALTIES RELATING TO HOUSEHOLD**  
4                                **GOODS BROKERS AND UNAUTHORIZED**  
5                                **TRANSPORTATION.**

6        *Section 14901(d) of title 49, United States Code, is*  
7        *amended—*

8                                *(1) by striking “If a carrier” and inserting the*  
9        *following:*

10                              *“(1) IN GENERAL.—If a carrier”; and*

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

12                              *“(2) ESTIMATE OF BROKER WITHOUT CARRIER*  
13        *AGREEMENT.—If a broker for transportation of house-*  
14        *hold goods subject to jurisdiction under subchapter I*  
15        *of chapter 135 makes an estimate of the cost of trans-*  
16        *porting any such goods before entering into an agree-*  
17        *ment with a carrier to provide transportation of*  
18        *household goods subject to such jurisdiction, the broker*  
19        *is liable to the United States for a civil penalty of not*  
20        *less than \$10,000 for each violation.*

21                              *“(3) UNAUTHORIZED TRANSPORTATION.—If a*  
22        *person provides transportation of household goods*  
23        *subject to jurisdiction under subchapter I of chapter*  
24        *135 or provides broker services for such transpor-*  
25        *tation without being registered under chapter 139 to*

1       *provide such transportation or services as a motor*  
2       *carrier or broker, as the case may be, such person is*  
3       *liable to the United States for a civil penalty of not*  
4       *less than \$25,000 for each violation.”.*

5       **SEC. 4204. PENALTIES FOR HOLDING HOUSEHOLD GOODS**  
6                               **HOSTAGE.**

7       *(a) IN GENERAL.—Chapter 149 of title 49, United*  
8       *States Code, is amended by adding at the end the following:*

9       **“§ 14915. Holding household goods hostage**

10       *“(a) HOLDING HOUSEHOLD GOODS HOSTAGE DE-*  
11       *FINED.—For purposes of this section, the term ‘holding*  
12       *household goods hostage’ means the knowing and willful re-*  
13       *fusal to relinquish possession of a shipment of household*  
14       *goods described in section 13102(10)(A) upon payment of*  
15       *not more than 100 percent of a binding estimate (or, in*  
16       *the case of a nonbinding estimate, not more than 110 per-*  
17       *cent of the estimated charges for such shipment).*

18       *“(b) CIVIL PENALTY.—Whoever is found holding a*  
19       *household goods shipment hostage is liable to the United*  
20       *States for a civil penalty of not less than \$10,000 for each*  
21       *violation. If such person is a carrier or broker, the Secretary*  
22       *may suspend for a period of not less than 6 months the*  
23       *registration of such carrier or broker under chapter 139.*

24       *“(c) CRIMINAL PENALTY.—A motor carrier that has*  
25       *been convicted of knowingly and willfully holding household*



1 *goods hostage by falsifying documents or demanding the*  
2 *payment of charges for services that were not performed or*  
3 *were not necessary in the safe and adequate movement of*  
4 *a shipment of household goods shall be fined under title 18,*  
5 *or imprisoned not more than 2 years, or both.”.*

6 (b) *CONFORMING AMENDMENT.*—*The analysis for such*  
7 *chapter is amended by adding at the end the following:*

*“14915. Holding household goods hostage.”.*

8 **SEC. 4205. WORKING GROUP FOR DEVELOPMENT OF PRAC-**  
9 **TICES AND PROCEDURES TO ENHANCE FED-**  
10 **ERAL-STATE RELATIONS.**

11 (a) *IN GENERAL.*—*Not later than 90 days after the*  
12 *date of enactment of this Act, the Secretary shall establish*  
13 *a working group of State attorneys general, State consumer*  
14 *protection administrators, and Federal and local law en-*  
15 *forcement officials for the purpose of developing practices*  
16 *and procedures to enhance the Federal-State partnership in*  
17 *enforcement efforts, exchange of information, and coordina-*  
18 *tion of enforcement efforts with respect to interstate trans-*  
19 *portation of household goods and of making legislative and*  
20 *regulatory recommendations to the Secretary concerning*  
21 *such enforcement efforts.*

22 (b) *CONSULTATION.*—*In carrying out subsection (a),*  
23 *the working group shall consult with industries involved in*  
24 *the transportation of household goods.*

1           (c) *FEDERAL ADVISORY COMMITTEE ACT EXEMP-*  
2 *TION.—The Federal Advisory Committee Act (5 U.S.C.*  
3 *App.) shall not apply to the working group established*  
4 *under subsection (a).*

5           (d) *TERMINATION DATE.—The working group shall re-*  
6 *main in effect until September 30, 2009.*

7 **SEC. 4206. CONSUMER HANDBOOK ON DOT WEB SITE.**

8           *Not later than 1 year after the date of enactment of*  
9 *this Act, the Secretary shall take such action as may be*  
10 *necessary to ensure that publication ESA 03005 of the Fed-*  
11 *eral Motor Carrier Safety Administration entitled “Your*  
12 *Rights and Responsibilities When You Move”, is promi-*  
13 *nently displayed, and available in language that is readily*  
14 *understandable by the general public, on the Web site of*  
15 *the Department of Transportation.*

16 **SEC. 4207. RELEASE OF HOUSEHOLD GOODS BROKER IN-**  
17 **FORMATION.**

18           *Not later than 1 year after the date of enactment of*  
19 *this Act, the Secretary shall modify the regulations con-*  
20 *tained in part 375 of title 49, Code of Federal Regulations,*  
21 *to require a broker that is subject to such regulations to*  
22 *provide shippers with the following information whenever*  
23 *they have contact with a shipper or potential shipper:*

24                   (1) *The Department of Transportation number*  
25 *of the broker.*

1           (2) *The ESA 03005 publication referred to in*  
2           *section 4206 of this Act.*

3           (3) *A list of all motor carriers providing trans-*  
4           *portation of household goods used by the broker and*  
5           *a statement that the broker is not a motor carrier*  
6           *providing transportation of household goods.*

7 **SEC. 4208. CONSUMER COMPLAINT INFORMATION.**

8           (a) *ESTABLISHMENT OF SYSTEM.*—*Not later than 1*  
9           *year after the date of enactment of this Act, the Secretary*  
10          *shall—*

11           (1) *establish a system for filing and logging con-*  
12           *sumer complaints relating to motor carriers pro-*  
13           *viding transportation of household goods and for com-*  
14           *piling complaint information gathered by the Depart-*  
15           *ment of Transportation and the States with regard to*  
16           *such carriers, a database of the complaints, and a*  
17           *procedure for the public to have access to aggregated*  
18           *information and for carriers to challenge information*  
19           *in the database; and*

20           (2) *issue regulations requiring each motor car-*  
21           *rier of household goods to submit on a quarterly basis*  
22           *a report summarizing—*

23           (A) *the number of shipments that originate*  
24           *and are delivered for individual shippers during*  
25           *the reporting period by the carrier;*

1           (B) the number and general category of  
2           complaints lodged by consumers with the carrier;

3           (C) the number of claims filed with the car-  
4           rier for loss and damage in excess of \$500;

5           (D) the number of such claims resolved dur-  
6           ing the reporting period;

7           (E) the number of such claims declined in  
8           the reporting period; and

9           (F) the number of such claims that are  
10          pending at the close of the reporting period.

11          (b) *USE OF INFORMATION.*—The Secretary shall con-  
12          sider information in the data base established under sub-  
13          section (a) in its household goods compliance and enforce-  
14          ment program.

15          **SEC. 4209. INSURANCE REGULATIONS.**

16          (a) *REVIEW.*—Not later than 1 year after the date of  
17          enactment of this Act, the Secretary shall undertake a re-  
18          view of the current Federal regulations regarding insurance  
19          coverage provided by motor carriers providing transpor-  
20          tation of household goods and revise such regulations in  
21          order to provide enhanced protection for shippers in the case  
22          of loss or damage as determined necessary.

23          (b) *DETERMINATIONS.*—The review shall include, but  
24          not be limited to, a determination of—

1           (1) *whether the current regulations provide ade-*  
2           *quate protection for shippers;*

3           (2) *whether an individual shipper should pur-*  
4           *chase insurance as opposed to the carrier; and*

5           (3) *whether there are abuses of the current regu-*  
6           *lations that leave the shipper unprotected in loss and*  
7           *damage claims.*

8   **SEC. 4210. ESTIMATING REQUIREMENTS.**

9           *Section 14104(b)(1) of title 49, United States Code, is*  
10          *amended to read as follows:*

11                 “(1) *REQUIRED TO BE IN WRITING.—*

12                         “(A) *IN GENERAL.—Except as otherwise*  
13                         *provided in this subsection, every motor carrier*  
14                         *providing transportation of household goods de-*  
15                         *scribed in section 13102(10)(A) subject to juris-*  
16                         *isdiction under subchapter I of chapter 135 shall*  
17                         *conduct a physical survey of the household goods*  
18                         *to be transported on behalf of a prospective indi-*  
19                         *vidual shipper and shall provide the shipper*  
20                         *with a written estimate of charges for the trans-*  
21                         *portation and all related services.*

22                         “(B) *WAIVER.—A shipper may elect to*  
23                         *waive a physical survey under this paragraph by*  
24                         *written agreement signed by the shipper before*  
25                         *the shipment is loaded. A copy of the waiver*

1           *agreement must be retained as an addendum to*  
2           *the bill of lading and shall be subject to the same*  
3           *record inspection and preservation requirements*  
4           *of the Secretary as are applicable to bills of lad-*  
5           *ing.*

6           “(C) *ESTIMATE.*—

7                   “(i) *IN GENERAL.*—*Notwithstanding a*  
8                   *waiver under subparagraph (B), a carrier’s*  
9                   *statement of charges for transportation*  
10                   *must be submitted to the shipper in writing*  
11                   *and must indicate whether it is binding or*  
12                   *nonbinding.*

13                   “(ii) *BINDING.*—*A binding estimate*  
14                   *under this paragraph must indicate that*  
15                   *the carrier and shipper are bound by such*  
16                   *charges. The carrier may impose a charge*  
17                   *for providing a written binding estimate.*

18                   “(iii) *NONBINDING.*—*A nonbinding es-*  
19                   *timate under this paragraph must indicate*  
20                   *that the actual charges will be based upon*  
21                   *the actual weight of the individual shipper’s*  
22                   *shipment and the carrier’s lawful tariff*  
23                   *charges. The carrier may not impose a*  
24                   *charge for providing a nonbinding esti-*  
25                   *mate.”.*

1 **SEC. 4211. APPLICATION OF STATE CONSUMER PROTEC-**  
2 **TION LAWS TO CERTAIN HOUSEHOLD GOODS**  
3 **CARRIERS.**

4 (a) *STUDY.*—*The Comptroller General shall conduct a*  
5 *study on the current consumer protection authorities and*  
6 *actions of the Department of Transportation and the im-*  
7 *pact on shippers and carriers of household goods involved*  
8 *in interstate transportation of allowing State attorneys*  
9 *general to apply State consumer protection laws to such*  
10 *transportation.*

11 (b) *MATTERS TO BE CONSIDERED.*—*In conducting the*  
12 *study, the Comptroller General shall consider, at a min-*  
13 *imum—*

14 (1) *the level of consumer protection being pro-*  
15 *vided to consumers through Federal household goods*  
16 *regulations and how household goods regulations re-*  
17 *lating to consumer protection compare to regulations*  
18 *relating to consumer protection for other modes of*  
19 *transportation regulated by the Department of Trans-*  
20 *portation;*

21 (2) *the history and background of State enforce-*  
22 *ment of State consumer protection laws on household*  
23 *goods carriers providing intrastate transportation*  
24 *and what effects such laws have on the ability of*  
25 *intrastate household goods carriers to operate;*

1           (3) *what operational impacts, if any, would re-*  
2           *sult on household goods carriers engaged in interstate*  
3           *commerce being subject to the State consumer protec-*  
4           *tion laws; and*

5           (4) *the potential for States to regulate rates or*  
6           *other business operations if State consumer protection*  
7           *laws applied to interstate household goods movements.*

8           (c) *CONSULTATION.—In conducting the study, the*  
9           *Comptroller General shall consult with the Secretary, State*  
10          *attorneys general, consumer protection agencies, and the*  
11          *household goods industry.*

12          (d) *REPORT.—Not later than 18 months after the date*  
13          *of enactment of this Act, the Comptroller General shall*  
14          *transmit to the Committee of Transportation and Infra-*  
15          *structure of the House of Representatives and the Committee*  
16          *on Commerce, Science and Transportation of the Senate a*  
17          *report on the results of the study.*

18           ***TITLE V—TRANSPORTATION***  
19           ***RESEARCH AND EDUCATION***  
20           ***Subtitle A—Funding***

21          ***SEC. 5101. AUTHORIZATION OF APPROPRIATIONS.***

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



1           (1) *SURFACE TRANSPORTATION RESEARCH, DE-*  
2 *VELOPMENT, AND DEPLOYMENT PROGRAM.*—*To carry*  
3 *out sections 502, 503, 506, 507, 509, and 510 of title*  
4 *23, United States Code, and sections 5207, 5210,*  
5 *5211, and 5402 of this title—*

6                   (A) *\$169,000,000 for fiscal year 2004;*

7                   (B) *\$239,500,000 for fiscal year 2005;*

8                   (C) *\$239,500,000 for fiscal year 2006;*

9                   (D) *\$239,500,000 for fiscal year 2007;*

10                  (E) *\$239,500,000 for fiscal year 2008; and*

11                  (F) *\$239,500,000 for fiscal year 2009.*

12           (2) *TRAINING AND EDUCATION.*—*To carry out*  
13 *section 504 of title 23, United States Code, and sec-*  
14 *tion 5211 of this Act, \$24,500,000 for fiscal year 2004*  
15 *and \$33,500,000 for each of fiscal years 2005 through*  
16 *2009.*

17           (3) *BUREAU OF TRANSPORTATION STATISTICS.*—  
18 *For the Bureau of Transportation Statistics to carry*  
19 *out section 111 of title 49, United States Code,*  
20 *\$31,000,000 for fiscal year 2004 and \$33,000,000 for*  
21 *each of fiscal years 2005 through 2009.*

22           (4) *UNIVERSITY TRANSPORTATION RESEARCH.*—  
23 *To carry out sections 5505 and 5506 of title 49,*  
24 *United States Code, \$54,500,000 for fiscal year 2004*

1       and \$71,000,000 for each of fiscal years 2005 through  
2       2009.

3           (5) *INTELLIGENT TRANSPORTATION SYSTEMS*  
4       (*ITS*) *RESEARCH*.—To carry out subtitle F of this  
5       title, \$115,000,000 for each of fiscal years 2004  
6       through 2009.

7           (6) *ITS DEPLOYMENT*.—To carry out sections  
8       5208 and 5209 of the *Transportation Equity Act for*  
9       *the 21st Century* (112 Stat. 458; 112 Stat. 460),  
10       \$100,000,000 for fiscal year 2004.

11       (b) *APPLICABILITY OF TITLE 23, UNITED STATES*  
12       *CODE*.—Funds authorized to be appropriated by subsection  
13       (a) shall be available for obligation in the same manner  
14       as if such funds were apportioned under chapter 1 of title  
15       23, *United States Code*; except that the Federal share of the  
16       cost of a project or activity carried out using such funds  
17       shall be 50 percent, unless otherwise expressly provided by  
18       this Act (including the amendments made by this Act) or  
19       otherwise determined by the Secretary, and such funds shall  
20       remain available until expended and shall not be transfer-  
21       able.

22       **SEC. 5102. OBLIGATION CEILING.**

23       Notwithstanding any other provision of law, the total  
24       of all obligations from amounts made available from the  
25       *Highway Trust Fund* (other than the *Mass Transit Ac-*

1 count) by sections 5101(a) and 5401 of this Act shall not  
 2 exceed \$483,000,000 for fiscal year 2004, \$484,000,000 for  
 3 fiscal year 2005, \$485,000,000 for fiscal year 2006,  
 4 \$485,000,000 for fiscal year 2007, \$486,000,000 for fiscal  
 5 year 2008, and \$487,000,000 for fiscal year 2009.

6 **Subtitle B—Research, Technology,**  
 7 **and Education**

8 **SEC. 5201. RESEARCH, TECHNOLOGY, AND EDUCATION.**

9 (a) RESEARCH, TECHNOLOGY, AND EDUCATION.—

10 Title 23, United States Code, is amended—

11 (1) in the table of chapters by striking the item  
 12 relating to chapter 5 and inserting the following:

“5. RESEARCH, TECHNOLOGY, AND EDUCATION ..... 501”.

13 (2) by striking the heading for chapter 5 and in-  
 14 serting the following:

15 **“CHAPTER 5—RESEARCH, TECHNOLOGY,**  
 16 **AND EDUCATION”.**

17 (b) STATEMENT OF PRINCIPLES GOVERNING RE-  
 18 SEARCH AND TECHNOLOGY INVESTMENTS.—Section 502 of  
 19 such title is amended—

20 (1) by redesignating subsections (a) through (g)  
 21 as subsections (b) through (h), respectively; and

22 (2) by inserting before subsection (b) (as so re-  
 23 designated) the following:

24 “(a) BASIC PRINCIPLES GOVERNING RESEARCH AND  
 25 TECHNOLOGY INVESTMENTS.—

1           “(1) *COVERAGE.*—*Surface transportation re-*  
2           *search and technology development shall include all*  
3           *activities leading to technology development and*  
4           *transfer, as well as the introduction of new and inno-*  
5           *vative ideas, practices, and approaches, through such*  
6           *mechanisms as field applications, education and*  
7           *training, and technical support.*

8           “(2) *FEDERAL RESPONSIBILITY.*—*Funding and*  
9           *conducting surface transportation research and tech-*  
10           *nology transfer activities shall be considered a basic*  
11           *responsibility of the Federal Government when the*  
12           *work—*

13                   “(A) *is of national significance;*

14                   “(B) *supports research in which there is a*  
15                   *clear public benefit and private sector investment*  
16                   *is less than optimal;*

17                   “(C) *supports a Federal stewardship role in*  
18                   *assuring that State and local governments use*  
19                   *national resources efficiently; or*

20                   “(D) *presents the best means to support*  
21                   *Federal policy goals compared to other policy al-*  
22                   *ternatives.*

23           “(3) *ROLE.*—*Consistent with these Federal re-*  
24           *sponsibilities, the Secretary shall—*

25                   “(A) *conduct research;*

1           “(B) support and facilitate research and  
2           technology transfer activities by State highway  
3           agencies;

4           “(C) share results of completed research;  
5           and

6           “(D) support and facilitate technology and  
7           innovation deployment.

8           “(4) PROGRAM CONTENT.—A surface transpor-  
9           tation research program shall include—

10           “(A) fundamental, long-term highway re-  
11           search;

12           “(B) research aimed at significant highway  
13           research gaps and emerging issues with national  
14           implications; and

15           “(C) research related to policy and plan-  
16           ning.

17           “(5) STAKEHOLDER INPUT.—Federally sponsored  
18           surface transportation research and technology devel-  
19           opment activities shall address the needs of partners  
20           and stakeholders, and provide for stakeholder input in  
21           preparation of a strategic plan for surface transpor-  
22           tation research and technology development.

23           “(6) COMPETITION.—To the greatest extent pos-  
24           sible, investment decisions for surface transportation  
25           research and technology development activities shall

1       *be based on the well established principles of competi-*  
2       *tion and merit review.*

3               “(7) *PERFORMANCE REVIEW.*—*Surface transpor-*  
4       *tation research and technology development activities*  
5       *shall include a component of performance measure-*  
6       *ment.”.*

7       *(c) PROCUREMENT FOR RESEARCH, DEVELOPMENT,*  
8       *AND TECHNOLOGY TRANSFER ACTIVITIES.*—*Section*  
9       *502(b)(3) of such title (as redesignated by subsection (b) of*  
10       *this section) is amended to read as follows:*

11               “(3) *COOPERATION, GRANTS, AND CONTRACTS.*—  
12       *The Secretary may carry out research, development,*  
13       *and technology transfer activities related to transpor-*  
14       *tation—*

15               “(A) *independently;*

16               “(B) *in cooperation with other Federal de-*  
17       *partments, agencies, and instrumentalities and*  
18       *Federal laboratories; or*

19               “(C) *by making grants to, or entering into*  
20       *contracts, cooperative agreements, and other*  
21       *transactions with one or more of the following:*  
22       *the National Academy of Sciences, the American*  
23       *Association of State Highway and Transpor-*  
24       *tation Officials, any Federal laboratory, Federal*  
25       *agency, State agency, authority, association, in-*

1            *stitution, for-profit or nonprofit corporation, or-*  
2            *ganization, foreign country, any other person.”.*

3            *(d) TRANSPORTATION POOLED FUND PROGRAM.—Sec-*  
4            *tion 502(b) of such title (as redesignated by subsection (b)*  
5            *of this section), is amended by adding at the end the fol-*  
6            *lowing:*

7            *“(6) POOLED FUNDING.—*

8            *“(A) COOPERATION.—To promote effective*  
9            *utilization of available resources, the Secretary*  
10           *may cooperate with a State and an appropriate*  
11           *agency in funding research, development, and*  
12           *technology transfer activities of mutual interest*  
13           *on a pooled funds basis.*

14           *“(B) SECRETARY AS AGENT.—The Secretary*  
15           *may enter into contracts, cooperative agreements,*  
16           *grants, and other transactions as agent for all*  
17           *participating parties in carrying out such re-*  
18           *search, development, or technology transfer.”.*

19           *(e) OPERATIONS ELEMENTS IN RESEARCH ACTIVI-*  
20           *TIES.—Section 502 of such title is further amended—*

21           *(1) in subsection (b)(1)(B) (as redesignated by*  
22           *subsection (b) of this section) by inserting “transpor-*  
23           *tation system management and operations,” after*  
24           *“operation,”.*

1           (2) in subsection (d)(5)(C) (as redesignated by  
2           subsection (b) of this section) by inserting “system  
3           management and” after “transportation”; and

4           (3) by inserting at the end of subsection (d) (as  
5           redesignated by subsection (b) of this section) the fol-  
6           lowing:

7           “(12) Investigation and development of various  
8           operational methodologies to reduce the occurrence  
9           and impact of recurrent congestion and nonrecurrent  
10          congestion and increase transportation system reli-  
11          ability.

12          “(13) Investigation of processes, procedures, and  
13          technologies to secure container and hazardous mate-  
14          rial transport, including the evaluation of regulations  
15          and the impact of good security practices on com-  
16          merce and productivity.

17          “(14) Research, development, and technology  
18          transfer related to asset management.”.

19          (f) *FACILITATING TRANSPORTATION RESEARCH AND*  
20          *TECHNOLOGY DEPLOYMENT PARTNERSHIPS.*—Section  
21          502(c)(2) of such title (as redesignated by subsection (b) of  
22          this section) is amended to read as follows:

23                 “(2) *COOPERATION, GRANTS, CONTRACTS, AND*  
24                 *AGREEMENTS.*—Notwithstanding any other provision  
25                 of law, the Secretary may directly initiate contracts,



1        *cooperative research and development agreements (as*  
2        *defined in section 12 of the Stevenson-Wydler Tech-*  
3        *nology Innovation Act of 1980 (15 U.S.C. 3710a)),*  
4        *and other transactions to fund, and accept funds*  
5        *from, the Transportation Research Board of the Na-*  
6        *tional Research Council of the National Academy of*  
7        *Sciences, State departments of transportation, cities,*  
8        *counties, and their agents to conduct joint transpor-*  
9        *tation research and technology efforts.”.*

10        *(g) EXPLORATORY ADVANCED RESEARCH PROGRAM.—*

11        *Section 502(e) of such title (as redesignated by subsection*  
12        *(b) of this section) is amended to read as follows:*

13        *“(e) EXPLORATORY ADVANCED RESEARCH.—*

14                *“(1) IN GENERAL.—The Secretary shall establish*  
15        *an exploratory advanced research program, consistent*  
16        *with the surface transportation research and tech-*  
17        *nology development strategic plan developed under*  
18        *section 508 that involves and draws upon basic re-*  
19        *search results to provide a better understanding of*  
20        *problems and develop innovative solutions. In car-*  
21        *rying out the program, the Secretary shall strive to*  
22        *develop partnerships with public and private sector*  
23        *entities.*

24                *“(2) RESEARCH AREAS.—In carrying out the*  
25        *program, the Secretary may make grants and enter*

1        *into cooperative agreements and contracts in such*  
2        *areas of surface transportation research and tech-*  
3        *nology as the Secretary determines appropriate, in-*  
4        *cluding the following:*

5                *“(A) Characterization of materials used in*  
6                *highway infrastructure, including analytical*  
7                *techniques, microstructure modeling, and the de-*  
8                *terioration processes.*

9                *“(B) Assessment of the effects of transpor-*  
10               *tation decisions on human health.*

11               *“(C) Development of surrogate measures of*  
12               *safety.*

13               *“(D) Environmental research.*

14               *“(E) Data acquisition techniques for system*  
15               *condition and performance monitoring.*

16               *“(F) System performance data and infor-*  
17               *mation processing needed to assess the day-to-*  
18               *day operational performance of the system in*  
19               *support of hour-to-hour operational decision-*  
20               *making.”.*

21        *(h) LONG-TERM PAVEMENT PERFORMANCE PRO-*

22 *GRAM.—*

23               *(1) IN GENERAL.—Section 502(f) of such title (as*  
24               *redesignated by subsection (b) of this section) is*  
25               *amended to read as follows:*

1       “(f) *LONG-TERM PAVEMENT PERFORMANCE PRO-*  
2 *GRAM.*—

3               “(1) *AUTHORITY.*—*The Secretary shall complete*  
4 *the 20-year long-term pavement performance program*  
5 *tests initiated under the strategic highway research*  
6 *program established under section 307(d) (as in effect*  
7 *on June 8, 1998).*

8               “(2) *GRANTS, COOPERATIVE AGREEMENTS, AND*  
9 *CONTRACTS.*—*Under the program, the Secretary shall*  
10 *make grants and enter into cooperative agreements*  
11 *and contracts to—*

12                       “(A) *monitor, material-test, and evaluate*  
13 *highway test sections in existence as of the date*  
14 *of the grant, agreement, or contract;*

15                       “(B) *analyze the data obtained under sub-*  
16 *paragraph (A); and*

17                       “(C) *prepare products to fulfill program ob-*  
18 *jectives and meet future pavement technology*  
19 *needs.”.*

20               “(2) *FUNDING.*—*Of the amounts made available*  
21 *by section 5101(a)(1) of this Act, \$10,000,000 for fis-*  
22 *cal year 2004 and \$21,000,000 for each of fiscal years*  
23 *2004 through 2009 shall be available to carry out sec-*  
24 *tion 502(f) of title 23, United States Code.*

1           (i) *TURNER-FAIRBANK HIGHWAY RESEARCH CEN-*  
2 *TER.—Section 502 of title 23, United States Code, is further*  
3 *amended by adding at the end the following:*

4           “(i) *TURNER-FAIRBANK HIGHWAY RESEARCH CEN-*  
5 *TER.—*

6                   “(1) *IN GENERAL.—The Secretary shall operate*  
7 *in the Federal Highway Administration a Turner-*  
8 *Fairbank Highway Research Center.*

9                   “(2) *USES OF THE CENTER.—The Turner-*  
10 *Fairbank Highway Research Center shall support—*

11                           “(A) *the conduct of highway research and*  
12 *development related to new highway technology;*

13                           “(B) *the development of understandings,*  
14 *tools, and techniques that provide solutions to*  
15 *complex technical problems through the develop-*  
16 *ment of economical and environmentally sen-*  
17 *sitive designs, efficient and quality-controlled*  
18 *construction practices, and durable materials;*  
19 *and*

20                           “(C) *the development of innovative highway*  
21 *products and practices.”.*

22           (j) *UNIVERSITY FUNDING.—Except as otherwise pro-*  
23 *vided in this title and any amendments made by this title,*  
24 *the Secretary may not provide financial assistance to a*  
25 *university under section 5101 unless the university is se-*

1 lected to receive such funds through a competitive process  
2 that incorporates merit-based peer review and the selection  
3 is based on a proposal submitted to the Secretary by the  
4 university in response to a request for proposals issued by  
5 the Secretary.

6 **SEC. 5202. LONG-TERM BRIDGE PERFORMANCE PROGRAM;**  
7 **INNOVATIVE BRIDGE RESEARCH AND DE-**  
8 **PLOYMENT PROGRAM.**

9 (a) *LONG-TERM BRIDGE PERFORMANCE PROGRAM.*—

10 (1) *IN GENERAL.*—Section 502 of title 23,  
11 *United States Code, is further amended by adding at*  
12 *the end the following:*

13 “(j) *LONG-TERM BRIDGE PERFORMANCE PROGRAM.*—

14 “(1) *AUTHORITY.*—*The Secretary shall establish*  
15 *a 20-year long-term bridge performance program.*

16 “(2) *GRANTS, COOPERATIVE AGREEMENTS, AND*  
17 *CONTRACTS.*—*Under the program, the Secretary shall*  
18 *make grants and enter into cooperative agreements*  
19 *and contracts to—*

20 “(A) *monitor, material-test, and evaluate*  
21 *test bridges;*

22 “(B) *analyze the data obtained under sub-*  
23 *paragraph (A); and*

1           “(C) prepare products to fulfill program ob-  
2           jectives and meet future bridge technology  
3           needs.”.

4           (2) *FUNDING.*—Of the amounts made available  
5           by section 5101(a)(1) of this Act, \$5,000,000 for fiscal  
6           year 2004 and \$15,000,000 for each of fiscal years  
7           2005 through 2009 shall be available to carry out sec-  
8           tion 502(j) of title 23, United States Code.

9           (b) *INNOVATIVE BRIDGE RESEARCH AND DEPLOYMENT*  
10          *PROGRAM.*—

11           (1) *IN GENERAL.*—Section 503(b)(1) of such title  
12          is amended to read as follows:

13           “(1) *IN GENERAL.*—The Secretary shall establish  
14          and carry out a program to promote, demonstrate,  
15          evaluate, and document the application of innovative  
16          designs, materials, and construction methods in the  
17          construction, repair, and rehabilitation of bridges and  
18          other highway structures.”.

19           (2) *GOALS.*—Section 503(b)(2) of such title is  
20          amended to read as follows:

21           “(2) *GOALS.*—The goals of the program shall in-  
22          clude—

23           “(A) the development of new, cost-effective,  
24          innovative highway bridge applications;

1           “(B) the development of construction tech-  
2           niques to increase safety and reduce construction  
3           time and traffic congestion;

4           “(C) the development of engineering design  
5           criteria for innovative products, materials, and  
6           structural systems for use in highway bridges  
7           and structures;

8           “(D) the reduction of maintenance costs and  
9           life-cycle costs of bridges, including the costs of  
10          new construction, replacement, or rehabilitation  
11          of deficient bridges;

12          “(E) the development of highway bridges  
13          and structures that will withstand natural disas-  
14          ters;

15          “(F) the documentation and wide dissemi-  
16          nation of objective evaluations of the performance  
17          and benefits of these innovative designs, mate-  
18          rials, and construction methods;

19          “(G) the effective transfer of resulting infor-  
20          mation and technology; and

21          “(H) the development of improved methods  
22          to detect bridge scour and economical bridge  
23          foundation designs that will withstand bridge  
24          scour.”.

25          (3) FUNDING.—

1           (A) *IN GENERAL.*—Of the amounts made  
2 available by section 5101(a)(1) of this Act,  
3 \$20,000,000 for each of fiscal years 2004 through  
4 2009 shall be available to carry out section  
5 503(b) of title 23, United States Code; and

6           (B) *HIGH PERFORMANCE CONCRETE*  
7 *BRIDGE TECHNOLOGY RESEARCH AND DEPLOY-*  
8 *MENT.*—The Secretary shall obligate \$2,000,000  
9 of the amount described in subparagraph (A) for  
10 each of fiscal years 2004 through 2009 to conduct  
11 research and deploy technology related to high-  
12 performance concrete bridges.

13 **SEC. 5203. SURFACE TRANSPORTATION ENVIRONMENT AND**  
14 **PLANNING COOPERATIVE RESEARCH PRO-**  
15 **GRAM.**

16       (a) *IN GENERAL.*—Section 507 of title 23, United  
17 States Code, is amended to read as follows:

18 **“§ 507. Surface transportation environment and plan-**  
19 **ning cooperative research program**

20       “(a) *ESTABLISHMENT.*—The Secretary shall establish  
21 and carry out a collaborative, public-private surface trans-  
22 portation environment and planning cooperative research  
23 program.

24       “(b) *AGREEMENT.*—The Secretary shall enter into an  
25 agreement with the National Academy of Sciences to carry



1 *out administrative and management activities relating to*  
2 *the governance of the surface transportation environment*  
3 *and planning cooperative research program.*

4 “(c) *ADVISORY COMMITTEE.*—

5 “(1) *ESTABLISHMENT.*—*The Secretary shall es-*  
6 *tablish a committee that will be responsible for pro-*  
7 *gram oversight and project selection.*

8 “(2) *MEMBERSHIP.*—*The members of the com-*  
9 *mittee shall be appointed by the Secretary and shall*  
10 *be composed of—*

11 “(A) *representatives of State, regional, and*  
12 *local transportation agencies, including transit*  
13 *agencies;*

14 “(B) *representatives of State environmental*  
15 *agencies and other environmental organizations;*

16 “(C) *representatives of the transportation*  
17 *private sector;*

18 “(D) *transportation and environmental sci-*  
19 *entists and engineers; and*

20 “(E) *representatives of the Federal High-*  
21 *way Administration, Federal Transit Adminis-*  
22 *tration, Environmental Protection Agency,*  
23 *United States Fish and Wildlife Service, Corps*  
24 *of Engineers, American Association of State*  
25 *Highway and Transportation Officials, and*

1           *American Public Transportation Association,*  
2           *who shall serve in an ex officio capacity.*

3           “(3) *BALANCE.*—*The majority of the committee’s*  
4           *voting members shall be representatives of government*  
5           *transportation agencies.*

6           “(4) *MEETINGS.*—*The National Academy of*  
7           *Sciences shall convene meetings of the committee.*

8           “(d) *GOVERNANCE.*—*The program established under*  
9           *this section shall include the following administrative and*  
10          *management elements:*

11           “(1) *NATIONAL RESEARCH AGENDA.*—*The advi-*  
12          *sory committee, in consultation with interested par-*  
13          *ties, shall develop, recommend, and periodically up-*  
14          *date a national research agenda for the program. The*  
15          *national research agenda shall include a multiyear*  
16          *strategic plan.*

17           “(2) *INVOLVEMENT.*—*Interested parties may—*

18           “(A) *submit research proposals;*

19           “(B) *participate in merit reviews of re-*  
20          *search proposals and peer reviews of research*  
21          *products; and*

22           “(C) *receive research results.*

23           “(3) *OPEN COMPETITION AND PEER REVIEW OF*  
24          *RESEARCH PROPOSALS.*—*The National Academy of*  
25          *Sciences may award under the program research con-*

1        *tracts and grants through open competition and merit*  
2        *review conducted on a regular basis.*

3            “(4) *EVALUATION OF RESEARCH.*—

4            “(A) *PEER REVIEW.*—*Research contracts*  
5            *and grants may allow peer review of the research*  
6            *results.*

7            “(B) *PROGRAMMATIC EVALUATIONS.*—*The*  
8            *National Academy of Sciences may conduct peri-*  
9            *odic programmatic evaluations on a regular*  
10           *basis.*

11           “(5) *DISSEMINATION OF RESEARCH FINDINGS.*—  
12           *The National Academy of Sciences shall disseminate*  
13           *research findings to researchers, practitioners, and de-*  
14           *cisionmakers, through conferences and seminars, field*  
15           *demonstrations, workshops, training programs, pres-*  
16           *entations, testimony to government officials, World*  
17           *Wide Web, and publications for the general public.*

18           “(e) *CONTENTS.*—*The national research agenda for the*  
19           *program required under subsection (d)(1) shall include re-*  
20           *search in the following areas for the purposes described:*

21           “(1) *HUMAN HEALTH.*—*Human health to estab-*  
22           *lish the links between transportation activities and*  
23           *human health; substantiate the linkages between expo-*  
24           *sure to concentration levels, emissions, and health im-*  
25           *pacts; examine the potential health impacts from the*

1 *implementation and operation of transportation in-*  
2 *frastructure and services; develop strategies for avoid-*  
3 *ance and reduction of these impacts; and develop*  
4 *strategies to understand the economic value of health*  
5 *improvements and for incorporating health consider-*  
6 *ations into valuation methods.*

7           “(2) *ECOLOGY AND NATURAL SYSTEMS.—Ecology*  
8 *and natural systems to measure transportation’s*  
9 *short- and long-term impact on natural systems; de-*  
10 *velop ecologically based performance measures; de-*  
11 *velop insight into both the spatial and temporal*  
12 *issues associated with transportation and natural sys-*  
13 *tems; study the relationship between highway density*  
14 *and ecosystem integrity, including the impacts of*  
15 *highway density on habitat integrity and overall eco-*  
16 *system health; develop a rapid assessment method-*  
17 *ology for use by transportation and regulatory agen-*  
18 *cies in determining the relationship between highway*  
19 *density and ecosystem integrity; and develop eco-*  
20 *logically based performance techniques to evaluate the*  
21 *success of highway project mitigation and enhance-*  
22 *ment measures.*

23           “(3) *ENVIRONMENTAL AND SOCIOECONOMIC RE-*  
24 *LATIONSHIPS.—Environmental and socioeconomic re-*  
25 *lationships to understand differences in mobility, ac-*

1        *cess, travel behavior, and travel preferences across so-*  
2        *cioeconomic groups; develop improved planning ap-*  
3        *proaches that better reflect and respond to community*  
4        *needs; improve evaluation methods for examining the*  
5        *incidence of benefits and costs; examine the differen-*  
6        *tial impacts of current methods of finance and explore*  
7        *alternatives; understand the socioeconomic implica-*  
8        *tions of emerging land development patterns and new*  
9        *transportation technologies; develop cost-effective ap-*  
10       *plications of technology that improve the equity of the*  
11       *transport system; and develop improved methods for*  
12       *community involvement, collaborative planning, and*  
13       *conflict resolution.*

14            *“(4) EMERGING TECHNOLOGIES.—Emerging*  
15        *technologies to assist in the transition to environ-*  
16        *mentally benign fuels and vehicles for passengers and*  
17        *freight; develop responses to and demand for new*  
18        *technologies that could offer improved environmental*  
19        *performance; identify possible applications of intel-*  
20        *ligent transportation systems technologies for environ-*  
21        *mental benefit; develop policy instruments that would*  
22        *encourage the development of beneficial new tech-*  
23        *nologies in a cost-effective manner; and respond to the*  
24        *impact of new technologies.*

1           “(5) *LAND USE.*—*Land use to assess land con-*  
2           *sumption trends and contributing factors of transpor-*  
3           *tation investment, housing policies, school quality,*  
4           *and consumer preferences; incorporate impacts of*  
5           *transportation investments on location decision and*  
6           *land use; identify the costs and benefits of current de-*  
7           *velopment patterns and their transportation implica-*  
8           *tions; determine the effect of the built environment on*  
9           *people’s willingness to walk, drive, or take public*  
10          *transportation; determine the roles of public policy*  
11          *and institutional arrangements in current and pro-*  
12          *spective land use and transportation choices; and de-*  
13          *velop improved data, methods, and processes for con-*  
14          *sidering land use, transportation, and the environ-*  
15          *ment in an integrated, systematic fashion.*

16          “(6) *PLANNING AND PERFORMANCE MEAS-*  
17          *URES.*—*Planning and performance measures to im-*  
18          *prove understanding of travel needs and preferences;*  
19          *improve planning methods for system analysis, fore-*  
20          *casting, and decisionmaking; expand information on*  
21          *consumer choice processes and travel and activity*  
22          *patterns for both local and long-distance trips and*  
23          *both passenger and freight transportation analysis of*  
24          *social, environmental, and economic benefits and cost*  
25          *of various transport options; develop tools for meas-*

1 *uring and forecasting complex transportation deci-*  
2 *sions for all modes and users; and develop perform-*  
3 *ance measures and policy analysis approaches that*  
4 *can be used to determine effectiveness.*

5 *“(7) OTHER RESEARCH AREAS.—Other research*  
6 *areas to identify and address the emerging and future*  
7 *surface transportation research needs related to plan-*  
8 *ning and environment.*

9 *“(f) FUNDING.—*

10 *“(1) FEDERAL SHARE.—The Federal share of the*  
11 *cost of an activity carried out under this section shall*  
12 *be up to 100 percent, and such funds shall remain*  
13 *available until expended.*

14 *“(2) USE OF NON-FEDERAL FUNDS.—In addition*  
15 *to using funds authorized to be appropriated to carry*  
16 *out this section, the National Academy of Sciences*  
17 *may seek and accept additional funding sources to*  
18 *carry out this section from public and private entities*  
19 *capable of attracting and accepting funding from the*  
20 *Department of Transportation, Environmental Pro-*  
21 *tection Agency, Department of Energy, United States*  
22 *Fish and Wildlife Service, and other Federal environ-*  
23 *mental agencies, States, local governments, nonprofit*  
24 *foundations, and the private sector.”.*

1       (b) *CONFORMING AMENDMENT.*—*The analysis for*  
2 *chapter 5 of such title is amended by striking the item relat-*  
3 *ing to section 507 and inserting the following:*

*“507. Surface transportation environment and planning cooperative research pro-*  
*gram.”.*

4       (c) *FUNDING.*—*Of the amounts made available by sec-*  
5 *tion 5101(a)(1) of this Act, \$5,000,000 for fiscal year 2004*  
6 *and \$15,000,000 for each of fiscal years 2005 through 2009*  
7 *shall be available to carry out section 507 of title 23, United*  
8 *States Code.*

9       **SEC. 5204. TECHNOLOGY DEPLOYMENT.**

10       (a) *TECHNOLOGY DEPLOYMENT PROGRAM.*—*Section*  
11 *503(a) of title 23, United States Code, is amended—*

12               (1) *in the subsection heading by striking “INI-*  
13 *TIATIVES AND PARTNERSHIPS”;*

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

16                       *“(1) ESTABLISHMENT.*—*The Secretary shall de-*  
17 *velop and administer a national technology deploy-*  
18 *ment program.”;*

19               (3) *by striking paragraph (7) and inserting the*  
20 *following:*

21                       *“(7) GRANTS, COOPERATIVE AGREEMENTS, AND*  
22 *CONTRACTS.—*

23                               *“(A) IN GENERAL.*—*Under the program, the*  
24 *Secretary shall make grants to, and enter into*



1           *cooperative agreements and contracts with,*  
2           *States, other Federal agencies, universities and*  
3           *colleges, private sector entities, and nonprofit or-*  
4           *ganizations to pay the Federal share of the cost*  
5           *of research, development, and technology transfer*  
6           *activities concerning innovative materials.*

7           “(B) *APPLICATIONS.—To receive a grant*  
8           *under this subsection, an entity described in sub-*  
9           *paragraph (A) shall submit an application to*  
10           *the Secretary. The application shall be in such*  
11           *form and contain such information as the Sec-*  
12           *retary may require. The Secretary shall select*  
13           *and approve an application based on whether*  
14           *the project that is the subject of the grant meets*  
15           *the purpose of the program described in para-*  
16           *graph (2).”;* and

17           (4) *by striking paragraph (8) and inserting the*  
18           *following:*

19           “(8) *TECHNOLOGY AND INFORMATION TRANS-*  
20           *FER.—The Secretary shall ensure that the informa-*  
21           *tion and technology resulting from research conducted*  
22           *under paragraph (7) is made available to State and*  
23           *local transportation departments and other interested*  
24           *parties as specified by the Secretary.”.*

1           **(b) INNOVATIVE PAVEMENT RESEARCH AND DEPLOY-**  
2 **MENT PROGRAM.—**

3           **(1) IN GENERAL.—***Section 503 of such title is*  
4 *further amended by adding at the end the following:*

5           **“(c) INNOVATIVE PAVEMENT RESEARCH AND DEPLOY-**  
6 **MENT PROGRAM.—**

7           **“(1) IN GENERAL.—***The Secretary shall establish*  
8 *and implement a program to promote, demonstrate,*  
9 *support, and document the application of innovative*  
10 *pavement technologies, practices, performance, and*  
11 *benefits.*

12           **“(2) GOALS.—***The goals of the innovative pave-*  
13 *ment research and deployment program shall in-*  
14 *clude—*

15           **“(A) the deployment of new, cost-effective,**  
16 *innovative designs, materials, and practices to*  
17 *extend pavement life and performance and to*  
18 *improve customer satisfaction;*

19           **“(B) the reduction of initial costs and life-**  
20 *cycle costs of pavements, including the costs of*  
21 *new construction, replacement, maintenance, and*  
22 *rehabilitation;*

23           **“(C) the deployment of accelerated construc-**  
24 *tion techniques to increase safety and reduce con-*

1           *struction time and traffic disruption and conges-*  
2           *tion;*

3           “(D) *the deployment of engineering design*  
4           *criteria and specifications for innovative prac-*  
5           *tices, products, and materials for use in highway*  
6           *pavements;*

7           “(E) *the deployment of new nondestructive*  
8           *and real-time pavement evaluation technologies*  
9           *and techniques;*

10          “(F) *the evaluation, refinement, and docu-*  
11          *mentation of the performance and benefits of in-*  
12          *novative technologies deployed to improve life,*  
13          *performance, cost effectiveness, safety, and cus-*  
14          *tomers satisfaction;*

15          “(G) *effective technology transfer and infor-*  
16          *mation dissemination to accelerate implementa-*  
17          *tion of innovative technologies and to improve*  
18          *life, performance, cost effectiveness, safety, and*  
19          *customer satisfaction; and*

20          “(H) *the development of designs and mate-*  
21          *rials to reduce storm water runoff.*

22          “(3) *RESEARCH TO IMPROVE NHS PAVEMENT.—*  
23          *The Secretary shall obligate not less than \$2,000,000*  
24          *for fiscal year 2004 and \$6,000,000 for each of fiscal*  
25          *years 2005 through 2009 from funds made available*

1 *to carry out this subsection to conduct research to im-*  
2 *prove asphalt pavement, concrete pavement, and ag-*  
3 *gregates used in highways on the National Highway*  
4 *System.”.*

5 (2) *FUNDING.—Of the amounts made available*  
6 *by section 5101(a)(1) of this Act, \$5,000,000 for fiscal*  
7 *year 2004 and \$15,000,000 for each of fiscal years*  
8 *2005 through 2009 shall be available to carry out sec-*  
9 *tion 503(c) of title 23, United States Code.*

10 (c) *SAFETY INNOVATION DEPLOYMENT PROGRAM.—*

11 (1) *IN GENERAL.—Section 503 of such title is*  
12 *further amended by adding the following:*

13 “(d) *SAFETY INNOVATION DEPLOYMENT PROGRAM.—*

14 “(1) *IN GENERAL.—The Secretary shall establish*  
15 *and implement a program to demonstrate the appli-*  
16 *cation of innovative technologies in highway safety.*

17 “(2) *GOALS.—The goals of the program shall in-*  
18 *clude—*

19 “(A) *the deployment and evaluation of safe-*  
20 *ty technologies and innovations at State and*  
21 *local levels; and*

22 “(B) *the deployment of best practices in*  
23 *training, management, design, and planning.*

24 “(3) *GRANTS, COOPERATIVE AGREEMENTS, AND*  
25 *CONTRACTS.—*

1           “(A) *IN GENERAL.*—Under the program, the  
2           Secretary shall make grants to, and enter into  
3           cooperative agreements and contracts with,  
4           States, other Federal agencies, universities and  
5           colleges, private sector entities, and nonprofit or-  
6           ganizations for research, development, and tech-  
7           nology transfer for innovative safety technologies.

8           “(B) *APPLICATIONS.*—To receive a grant  
9           under this subsection, an entity described in sub-  
10          paragraph (A) shall submit an application to  
11          the Secretary. The application shall be in such  
12          form and contain such information as the Sec-  
13          retary may require. The Secretary shall select  
14          and approve the applications based on whether  
15          the project that is the subject of the application  
16          meets the goals of the program described in para-  
17          graph (2).

18          “(4) *TECHNOLOGY AND INFORMATION TRANS-*  
19          *FER.*—The Secretary shall take such action as is nec-  
20          essary to ensure that the information and technology  
21          resulting from research conducted under paragraph  
22          (3) is made available to State and local transpor-  
23          tation departments and other interested parties as  
24          specified by the Secretary.”.

1           (2) *FUNDING.*—*Of the amounts made available*  
2           *by section 5101(a)(1) of this Act, \$5,000,000 for fiscal*  
3           *year 2004 and \$15,000,000 for each of fiscal years*  
4           *2005 through 2009 shall be available to carry out sec-*  
5           *tion 503(d) of title 23, United States Code.*

6           (d) *AUTHORITY TO PURCHASE PROMOTIONAL*  
7           *ITEMS.*—*Section 503 of such title is further amended by*  
8           *adding at the end the following:*

9           “(e) *PROMOTIONAL AUTHORITY.*—*Funds authorized to*  
10           *be appropriated for necessary expenses for administration*  
11           *and operation of the Federal Highway Administration shall*  
12           *be available to purchase promotional items of nominal*  
13           *value for use in the recruitment of individuals and to pro-*  
14           *mote the programs of the Federal Highway Administra-*  
15           *tion.”.*

16           (e) *WOOD COMPOSITE MATERIALS DEMONSTRATION*  
17           *PROJECT.*—

18           (1) *FUNDING.*—*Of the funds made available to*  
19           *carry out section 5101(a)(1), \$1,000,000 shall be*  
20           *made available by the Secretary for each of fiscal*  
21           *years 2005 and 2006 for conducting a demonstration*  
22           *of the durability and potential effectiveness of wood*  
23           *composite materials in multimodal transportation fa-*  
24           *cilities.*

1           (2) *FEDERAL SHARE.*—*The Federal share of the*  
2           *cost of the demonstration under paragraph (1) shall*  
3           *be 100 percent.*

4 **SEC. 5205. TRAINING AND EDUCATION.**

5           (a) *NATIONAL HIGHWAY INSTITUTE.*—

6           (1) *IN GENERAL.*—*Section 504(a)(3) of title 23,*  
7           *United States Code, is amended to read as follows:*

8           “*(3) COURSES.*—*The Institute may develop and*  
9           *administer courses in modern developments, tech-*  
10           *niques, methods, regulations, management, and proce-*  
11           *dures in areas, including surface transportation, en-*  
12           *vironmental mitigation, compliance, stewardship, and*  
13           *streamlining, acquisition of rights-of-way, relocation*  
14           *assistance, engineering, safety, transportation system*  
15           *management and operations, construction, mainte-*  
16           *nance, contract administration, inspection, and high-*  
17           *way finance.”.*

18           (2) *FUNDING.*—*Of the amounts made available*  
19           *by section 5101(a)(2) of this Act, \$8,000,000 for fiscal*  
20           *year 2004 and \$10,000,000 for each of fiscal years*  
21           *2005 through 2009 shall be available to carry out sec-*  
22           *tion 504(a) of title 23, United States Code.*

23           (b) *LOCAL TECHNICAL ASSISTANCE PROGRAM.*—

24           (1) *IN GENERAL.*—*Section 504(b) of such title is*  
25           *amended by adding at the end the following:*

1           “(3) *FEDERAL SHARE.*—

2                   “(A) *GRANTS.*—A grant under this sub-  
3                   section may be used to pay up to 50 percent of  
4                   local technical assistance program costs. Funds  
5                   available for technology transfer and training  
6                   purposes under this title and title 49 may be  
7                   used to cover the remaining 50 percent of the  
8                   program costs.

9                   “(B) *TRIBAL TECHNICAL ASSISTANCE CEN-*  
10                   *TERS.*—The Federal share of the cost of activities  
11                   carried out by the tribal technical assistance cen-  
12                   ters under paragraph (2)(D)(i) shall be 100 per-  
13                   cent.”.

14                   (2) *FUNDING.*—Of the amounts made available  
15                   by section 5101(a)(2) of this Act, \$12,000,000 for fis-  
16                   cal year 2004 and \$14,000,000 for each of fiscal years  
17                   2005 through 2009 shall be available to carry out sec-  
18                   tion 504(b) of title 23, United States Code.

19                   (c) *EISENHOWER TRANSPORTATION FELLOWSHIP*  
20                   *PROGRAM.*—Of the amounts made available by section  
21                   5101(a)(2) of this Act, \$2,000,000 for fiscal year 2004 and  
22                   \$2,500,000 for each of fiscal years 2005 through 2009 shall  
23                   be available to carry out section 504(c)(2) of title 23, United  
24                   States Code.



1           (d) *GARRETT A. MORGAN TECHNOLOGY AND TRANS-*  
2 *PORTATION FUTURES PROGRAM.*—

3           (1) *IN GENERAL.*—Section 504 of such title is  
4 amended by adding at the end the following:

5           “(d) *GARRETT A. MORGAN TECHNOLOGY AND TRANS-*  
6 *PORTATION FUTURES PROGRAM.*—The Secretary shall  
7 carry out a program, to be known as the ‘Garrett A. Morgan  
8 Technology and Transportation Futures Program’, for the  
9 following purposes:

10           “(1) *To attract young people in all levels of edu-*  
11 *cation, from elementary school through college, to ca-*  
12 *reers in transportation, with a special emphasis on*  
13 *attracting minorities, women, and other underrep-*  
14 *resented groups.*

15           “(2) *To enhance the math, science, and tech-*  
16 *nology skills of young people to prepare them for ca-*  
17 *reers in transportation.”.*

18           (2) *FUNDING.*—Of the amounts made available  
19 by section 5101(a)(2) of this Act, \$500,000 for 2004  
20 and \$1,000,000 for each of fiscal years 2005 through  
21 2009 shall be available to carry out section 504(d) of  
22 title 23, United States Code.

23           (e) *SURFACE TRANSPORTATION WORKFORCE DEVEL-*  
24 *OPMENT, TRAINING, AND EDUCATION.*—Section 504 of such  
25 title is further amended by adding at the end the following:

1       “(e) *SURFACE TRANSPORTATION WORKFORCE DEVEL-*  
2 *OPMENT, TRAINING, AND EDUCATION.*—

3           “(1) *FUNDING.*—*Subject to project approval by*  
4 *the Secretary, a State may obligate funds apportioned*  
5 *to the State under sections 104(b)(1), 104(b)(2),*  
6 *104(b)(3), 104(b)(4), and 144(e) for surface transpor-*  
7 *tation workforce development, training and education,*  
8 *including—*

9           “(A) *tuition and direct educational ex-*  
10 *penses, excluding salaries, in connection with the*  
11 *education and training of employees of State*  
12 *and local transportation agencies;*

13           “(B) *employee professional development;*

14           “(C) *student internships;*

15           “(D) *university or community college sup-*  
16 *port; and*

17           “(E) *education activities, including out-*  
18 *reach, to develop interest and promote participa-*  
19 *tion in surface transportation careers.*

20           “(2) *FEDERAL SHARE.*—*The Federal share of the*  
21 *cost of activities carried out in accordance with this*  
22 *subsection shall be 100 percent.*

23           “(3) *SURFACE TRANSPORTATION WORKFORCE*  
24 *DEVELOPMENT, TRAINING, AND EDUCATION DE-*  
25 *FINED.*—*In this subsection, the term ‘surface trans-*

1        *portation workforce development, training, and edu-*  
2        *cation’ means activities associated with surface trans-*  
3        *portation career awareness, student transportation*  
4        *career preparation, and training and professional de-*  
5        *velopment for surface transportation workers, includ-*  
6        *ing activities for women and minorities.”.*

7        *(f) DEFINITIONS AND DECLARATION OF POLICY.—Sec-*  
8        *tion 101(a)(3) of such title is amended—*

9                *(1) by striking “and” at the end of subpara-*  
10              *graph (G);*

11              *(2) by striking the period at the end of subpara-*  
12              *graph (H) and inserting “; and”; and*

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

14                      *“(I) surface transportation workforce devel-*  
15                      *opment, training, and education.”.*

16        *(g) TRANSPORTATION TECHNOLOGY INNOVATIONS.—*

17              *(1) FUNDAMENTAL PROPERTIES OF ASPHALTS*  
18              *AND MODIFIED ASPHALTS.—The Secretary shall con-*  
19              *tinue to carry out section 5117(b)(5) of the Transpor-*  
20              *tation Equity Act for the 21st Century (112 Stat.*  
21              *450).*

22              *(2) TRANSPORTATION, ECONOMIC, AND LAND USE*  
23              *SYSTEM.—The Secretary shall continue to carry out*  
24              *section 5117(b)(7) of the Transportation Equity Act*  
25              *for the 21st Century (112 Stat. 450).*

1           (3) *FUNDING.*—*Of the amounts made available*  
2 *for each of fiscal years 2004 through 2009 by section*  
3 *5101(a)(1) of this Act, \$3,000,000 shall be available*  
4 *to carry out paragraph (1) and \$1,000,000 shall be*  
5 *available to carry out paragraph (2).*

6           (4) *USE OF RIGHTS-OF-WAY.*—*Section 5117(b)(3)*  
7 *of the Transportation Equity Act for the 21st Century*  
8 *(112 Stat. 449; 112 Stat. 864; 115 Stat. 2330) is*  
9 *amended—*

10           (A) *by redesignating subparagraphs (E)*  
11 *through (G) as subparagraphs (F) through (H),*  
12 *respectively; and*

13           (B) *by inserting after subparagraph (D) the*  
14 *following:*

15           “(E) *USE OF RIGHTS-OF-WAY.*—

16           “(i) *IN GENERAL.*—*An intelligent*  
17 *transportation system project described in*  
18 *paragraph (3), and an intelligent transpor-*  
19 *tation system project described in para-*  
20 *graph (6), that involves privately owned in-*  
21 *telligent transportation system components*  
22 *and is carried out using funds made avail-*  
23 *able from the Highway Trust Fund (other*  
24 *than the Mass Transit Account) shall not be*  
25 *subject to any law or regulation of a State*

1            *or political subdivision of a State prohib-*  
2            *iting or regulating commercial activities in*  
3            *the rights-of-way of a highway for which*  
4            *funds from the Highway Trust Fund (other*  
5            *than the Mass Transit Account) have been*  
6            *used for planning, design, construction, or*  
7            *maintenance if the Secretary determines*  
8            *that such use is in the public interest.*

9            *“(ii) LIMITATION ON STATUTORY CON-*  
10           *STRUCTION.—Nothing in this subparagraph*  
11           *shall be construed to affect the authority of*  
12           *a State, or political subdivision of a State,*  
13           *to regulate highway safety.”.*

14 **SEC. 5206. FREIGHT PLANNING CAPACITY BUILDING.**

15           *(a) IN GENERAL.—Section 504 of title 23, United*  
16           *States Code, is amended further by adding at the end the*  
17           *following:*

18           *“(f) FREIGHT CAPACITY BUILDING PROGRAM.—*

19           *“(1) ESTABLISHMENT.—The Secretary shall es-*  
20           *tablish a freight planning capacity building initiative*  
21           *to support enhancements in freight transportation*  
22           *planning in order to—*

23           *“(A) better target investments in freight*  
24           *transportation systems to maintain efficiency*  
25           *and productivity; and*

1           “(B) strengthen the decisionmaking capac-  
2           ity of State transportation departments and  
3           local transportation agencies with respect to  
4           freight transportation planning and systems.

5           “(2) AGREEMENTS.—The Secretary shall enter  
6           into agreements to support and carry out administra-  
7           tive and management activities relating to the gov-  
8           ernance of the freight planning capacity initiative.

9           “(3) STAKEHOLDER INVOLVEMENT.—In carrying  
10          out this section, the Secretary shall consult with the  
11          Association of Metropolitan Planning Organizations,  
12          the American Association of State Highway and  
13          Transportation Officials, and other freight planning  
14          stakeholders, including the other Federal agencies,  
15          State transportation departments, local governments,  
16          nonprofit entities, academia, and the private sector.

17          “(4) ELIGIBLE ACTIVITIES.—The freight plan-  
18          ning capacity building initiative shall include re-  
19          search, training, and education in the following  
20          areas:

21                 “(A) The identification and dissemination  
22                 of best practices in freight transportation.

23                 “(B) Providing opportunities for freight  
24                 transportation staff to engage in peer exchange.

1           “(C) *Refinement of data and analysis tools*  
2 *used in conjunction with assessing freight trans-*  
3 *portation needs.*

4           “(D) *Technical assistance to State transpor-*  
5 *tation departments and local transportation*  
6 *agencies reorganizing to address freight trans-*  
7 *portation issues.*

8           “(E) *Facilitating relationship building be-*  
9 *tween governmental and private entities involved*  
10 *in freight transportation.*

11           “(F) *Identifying ways to target the capacity*  
12 *of State transportation departments and local*  
13 *transportation agencies to address freight consid-*  
14 *erations in operations, security, asset manage-*  
15 *ment, and environmental excellence in connec-*  
16 *tion with long-range multimodal transportation*  
17 *planning and project implementation.*

18           “(5) *FUNDING.—*

19           “(A) *FEDERAL SHARE.—The Federal share*  
20 *of the cost of an activity carried out under this*  
21 *section shall be up to 100 percent, and such*  
22 *funds shall remain available until expended.*

23           “(B) *USE OF NON-FEDERAL FUNDS.—Funds*  
24 *made available for the program established under*  
25 *this subsection may be used for research, pro-*

1            *gram development, information collection and*  
2            *dissemination, and technical assistance. The Sec-*  
3            *retary may use such funds independently or*  
4            *make grants to, or enter into contracts, coopera-*  
5            *tive agreements, and other transactions with, a*  
6            *Federal agency, State agency, local agency, Fed-*  
7            *erally recognized Indian tribal government or*  
8            *tribal consortium, authority, association, non-*  
9            *profit or for-profit corporation, or institution of*  
10           *higher education, to carry out the purposes of*  
11           *this subsection.”.*

12           *(b) FUNDING.—Of the amounts made available by sec-*  
13           *tion 5101(a)(2) of this Act, \$1,500,000 for fiscal year 2004*  
14           *and \$5,000,000 for each of fiscal years 2005 through 2009*  
15           *shall be available to carry out section 504(f) of title 23,*  
16           *United States Code.*

17           *(c) TECHNICAL AMENDMENT.—Section 508(c)(3)(C) of*  
18           *such title is amended by inserting “of title 31” after*  
19           *“1116”.*

20           **SEC. 5207. ADVANCED TRAVEL FORECASTING PROCEDURES**  
21                              **PROGRAM.**

22           *(a) CONTINUATION AND ACCELERATION OF*  
23           *TRANSIMS DEPLOYMENT.—The Secretary shall accelerate*  
24           *the deployment of the advanced transportation model*  
25           *known as the “Transportation Analysis Simulation Sys-*



1 *tem*” (in this section referred to as “TRANSIMS”), devel-  
2 *oped by the Los Alamos National Laboratory. The program*  
3 *shall assist State departments of transportation and metro-*  
4 *politan planning organizations in the implementation of*  
5 *TRANSIMS, develop methods for TRANSIMS applications*  
6 *to transportation planning and air quality analysis, and*  
7 *provide training and technical assistance for the implemen-*  
8 *tation of TRANSIMS. The program may support the devel-*  
9 *opment of methods to plan for the transportation response*  
10 *to chemical and biological terrorism and other security con-*  
11 *cerns.*

12 (b) *ELIGIBLE ACTIVITIES.*—*The Secretary shall use*  
13 *funds made available by section 5101(a)(1) to—*

14 (1) *provide funding to State departments of*  
15 *transportation and metropolitan planning organiza-*  
16 *tions serving transportation management areas des-*  
17 *ignated under chapter 52 of title 49, United States*  
18 *Code, representing a diversity of populations, geo-*  
19 *graphic regions, and analytic needs to implement*  
20 *TRANSIMS;*

21 (2) *develop methods to demonstrate a wide spec-*  
22 *trum of TRANSIMS applications to support metro-*  
23 *politan and statewide transportation planning, in-*  
24 *cluding integrating highway and transit operational*



1 port and carry out administrative and management activi-  
2 ties relating to the governance of the national cooperative  
3 freight transportation research program.

4 “(c) *ADVISORY COMMITTEE.*—The National Academy  
5 of Sciences shall select an advisory committee consisting of  
6 a representative cross-section of freight stakeholders, includ-  
7 ing the Department of Transportation, other Federal agen-  
8 cies, State transportation departments, local governments,  
9 nonprofit entities, academia, and the private sector.

10 “(d) *GOVERNANCE.*—The national cooperative freight  
11 transportation research program established under this sec-  
12 tion shall include the following administrative and manage-  
13 ment elements:

14 “(1) *NATIONAL RESEARCH AGENDA.*—The advi-  
15 sory committee, in consultation with interested par-  
16 ties, shall recommend a national research agenda for  
17 the program. The agenda shall include a multiyear  
18 strategic plan.

19 “(2) *INVOLVEMENT.*—Interested parties may—

20 “(A) submit research proposals to the advi-  
21 sory committee;

22 “(B) participate in merit reviews of re-  
23 search proposals and peer reviews of research  
24 products; and

25 “(C) receive research results.

1           “(3) *OPEN COMPETITION AND PEER REVIEW OF*  
2           *RESEARCH PROPOSALS.—The National Academy of*  
3           *Sciences may award research contracts and grants*  
4           *under the program through open competition and*  
5           *merit review conducted on a regular basis.*

6           “(4) *EVALUATION OF RESEARCH.—*

7                 “(A) *PEER REVIEW.—Research contracts*  
8                 *and grants under the program may allow peer*  
9                 *review of the research results.*

10                “(B) *PROGRAMMATIC EVALUATIONS.—The*  
11                *National Academy of Sciences may conduct peri-*  
12                *odic programmatic evaluations on a regular*  
13                *basis of research contracts and grants.*

14                “(5) *DISSEMINATION OF RESEARCH FINDINGS.—*  
15                *The National Academy of Sciences shall disseminate*  
16                *research findings to researchers, practitioners, and de-*  
17                *cisionmakers, through conferences and seminars, field*  
18                *demonstrations, workshops, training programs, pres-*  
19                *entations, testimony to government officials, World*  
20                *Wide Web, publications for the general public, and*  
21                *other appropriate means.*

22                “(e) *CONTENTS.—The national research agenda re-*  
23                *quired under subsection (d)(1) shall include research in the*  
24                *following areas:*

1           “(1) *Techniques for estimating and quantifying*  
2           *public benefits derived from freight transportation*  
3           *projects.*

4           “(2) *Alternative approaches to calculating the*  
5           *contribution of truck and rail traffic to congestion on*  
6           *specific highway segments.*

7           “(3) *The feasibility of consolidating origins and*  
8           *destinations for freight movement.*

9           “(4) *Methods for incorporating estimates of*  
10           *international trade into landside transportation*  
11           *planning.*

12           “(5) *The use of technology applications to in-*  
13           *crease capacity of highway lanes dedicated to truck-*  
14           *only traffic.*

15           “(6) *Development of physical and policy alter-*  
16           *natives for separating car and truck traffic.*

17           “(7) *Ways to synchronize infrastructure im-*  
18           *provements with freight transportation demand.*

19           “(8) *The effect of changing patterns of freight*  
20           *movement on transportation planning decisions relat-*  
21           *ing to rest areas.*

22           “(9) *Other research areas to identify and address*  
23           *the emerging and future research needs related to*  
24           *freight transportation by all modes.*

25           “(f) *FUNDING.—*



1 **“§ 510. Future strategic highway research program**

2       “(a) *ESTABLISHMENT.*—*The Secretary, in consulta-*  
3 *tion with the American Association of State Highway and*  
4 *Transportation Officials, shall establish and carry out, act-*  
5 *ing through the National Research Council of the National*  
6 *Academy of Sciences, the future strategic highway research*  
7 *program.*

8       “(b) *COOPERATIVE AGREEMENTS.*—*The Secretary*  
9 *may make grants to, and enter into cooperative agreements*  
10 *with, the American Association of State Highway and*  
11 *Transportation Officials and the National Academy of*  
12 *Sciences to carry out such activities under this subsection*  
13 *as the Secretary determines are appropriate.*

14       “(c) *PERIOD OF AVAILABILITY.*—*Funds made avail-*  
15 *able to carry out this section shall remain available for the*  
16 *fiscal year in which such funds are made available and the*  
17 *3 succeeding fiscal years.*

18       “(d) *PROGRAM PRIORITIES.*—

19               “(1) *PROGRAM ELEMENTS.*—*The program estab-*  
20 *lished under this section shall be based on the Na-*  
21 *tional Research Council Special Report 260, entitled*  
22 *‘Strategic Highway Research: Saving Lives, Reducing*  
23 *Congestion, Improving Quality of Life’ and the re-*  
24 *sults of the detailed planning work subsequently car-*  
25 *ried out in 2002 and 2003 to identify the research*  
26 *areas through National Cooperative Research Pro-*

1        *gram Project 20–58. The research program shall in-*  
2        *clude an analysis of the following:*

3                *“(A) Renewal of aging highway infrastruc-*  
4                *ture with minimal impact to users of the facili-*  
5                *ties.*

6                *“(B) Driving behavior and likely crash*  
7                *causal factors to support improved counter-*  
8                *measures.*

9                *“(C) Reducing highway congestion due to*  
10               *nonrecurring congestion.*

11               *“(D) Planning and designing new road ca-*  
12               *capacity to meet mobility, economic, environ-*  
13               *mental, and community needs.*

14               *“(2) DISSEMINATION OF RESULTS.—The research*  
15               *results of the program, expressed in terms of tech-*  
16               *nologies, methodologies, and other appropriate cat-*  
17               *egorizations, shall be disseminated to practicing engi-*  
18               *neers for their use, as soon as practicable.*

19               *“(e) PROGRAM ADMINISTRATION.—In carrying out the*  
20               *program under this section, the National Research Council*  
21               *shall ensure, to the maximum extent practicable, that—*

22               *“(1) projects and researchers are selected to con-*  
23               *duct research for the program on the basis of merit*  
24               *and open solicitation of proposals and review by pan-*  
25               *els of appropriate experts;*



1           “(2) *State department of transportation officials*  
2           *and other stakeholders, as appropriate, are involved*  
3           *in the governance of the program at the overall pro-*  
4           *gram level and technical level through the use of ex-*  
5           *pert panels and committees;*

6           “(3) *the Council acquires a qualified, permanent*  
7           *core staff with the ability and expertise to manage the*  
8           *program and multiyear budget; and*

9           “(4) *there is no duplication of research effort be-*  
10          *tween the program and any other research effort of*  
11          *the Department.*

12          “(f) *REPORT ON IMPLEMENTATION OF RESULTS.—*

13                 “(1) *REPORT.—The Transportation Research*  
14                 *Board of the National Research Council shall com-*  
15                 *plete a report on the strategies and administrative*  
16                 *structure to be used for implementation of the results*  
17                 *of the future strategic highway research program.*

18                 “(2) *COMPONENTS.—The report under para-*  
19                 *graph (1) shall include with respect to the program—*

20                         “(A) *an identification of the most prom-*  
21                         *ising results of research under the program (in-*  
22                         *cluding the persons most likely to use the re-*  
23                         *sults);*

1           “(B) a discussion of potential incentives for,  
2           impediments to, and methods of, implementing  
3           those results;

4           “(C) an estimate of costs of implementation  
5           of those results; and

6           “(D) recommendations on methods by which  
7           implementation of those results should be con-  
8           ducted, coordinated, and supported in future  
9           years, including a discussion of the administra-  
10          tive structure and organization best suited to  
11          carry out those recommendations.

12          “(3) CONSULTATION.—In developing the report,  
13          the Transportation Research Board shall consult with  
14          a wide variety of stakeholders, including—

15                 “(A) the Federal Highway Administration;

16                 “(B) the National Highway Traffic Safety  
17                 Administration; and

18                 “(C) the American Association of State  
19                 Highway and Transportation Officials.

20          “(4) SUBMISSION.—Not later than February 1,  
21          2009, the report shall be submitted to the Committee  
22          on Environment and Public Works of the Senate and  
23          the Committee on Transportation and Infrastructure  
24          of the House of Representatives.

25          “(g) LIMITATION OF REMEDIES.—

1           “(1) *SAME REMEDY AS IF UNITED STATES.*—The  
2           *remedy against the United States provided by sections*  
3           *1346(b) and 2672 of title 28 for injury, loss of prop-*  
4           *erty, personal injury, or death shall apply to any*  
5           *claim against the National Academy of Sciences for*  
6           *money damages for injury, loss of property, personal*  
7           *injury, or death caused by any negligent or wrongful*  
8           *act or omission by employees and individuals de-*  
9           *scribed in paragraph (3) arising from activities con-*  
10          *ducted under or in connection with this section. Any*  
11          *such claim shall be subject to the limitations and ex-*  
12          *ceptions which would be applicable to such claim if*  
13          *such claim were against the United States. With re-*  
14          *spect to any such claim, the Secretary shall be treated*  
15          *as the head of the appropriate Federal agency for*  
16          *purposes of sections 2672 and 2675 of title 28.*

17          “(2) *EXCLUSIVENESS OF REMEDY.*—The remedy  
18          *referred to in paragraph (1) shall be exclusive of any*  
19          *other civil action or proceeding for the purpose of de-*  
20          *termining liability arising from any such act or*  
21          *omission without regard to when the act or omission*  
22          *occurred.*

23          “(3) *TREATMENT.*—Employees of the National  
24          *Academy of Sciences and other individuals appointed*  
25          *by the president of the National Academy of Sciences*

1       *and acting on its behalf in connection with activities*  
2       *carried out under this section shall be treated as if*  
3       *they are employees of the Federal Government under*  
4       *section 2671 of title 28 for purposes of a civil action*  
5       *or proceeding with respect to a claim described in*  
6       *paragraph (1). The civil action or proceeding shall*  
7       *proceed in the same manner as any proceeding under*  
8       *chapter 171 of title 28 or action against the United*  
9       *States filed pursuant to section 1346(b) of title 28*  
10       *and shall be subject to the limitations and exceptions*  
11       *applicable to such a proceeding or action.*

12               “(4) *SOURCES OF PAYMENTS.—Payment of any*  
13       *award, compromise, or settlement of a civil action or*  
14       *proceeding with respect to a claim described in para-*  
15       *graph (1) shall be paid first out of insurance main-*  
16       *tained by the National Academy of Sciences, second*  
17       *from funds made available to carry out this section,*  
18       *and then from sums made available under section*  
19       *1304 of title 31. For purposes of such section, such an*  
20       *award, compromise, or settlement shall be deemed to*  
21       *be a judgment, award, or settlement payable under*  
22       *section 2414 or 2672 of title 28. The Secretary may*  
23       *establish a reserve of funds made available to carry*  
24       *out this section for making payments under this*  
25       *paragraph.*

1       “(h) *FUNDING.*—

2               “(1) *FEDERAL SHARE.*—*The Federal share of the*  
3       *cost of an activity carried out using amounts made*  
4       *available under a grant or cooperative agreement*  
5       *under this section shall be 100 percent, and such*  
6       *funds shall remain available until expended.*

7               “(2) *ADVANCE PAYMENTS.*—*The Secretary may*  
8       *make advance payments as necessary to carry out the*  
9       *program under this section.”.*

10       “(b) *CONFORMING AMENDMENT.*—*The analysis for such*  
11       *chapter is further amended by adding at the end the fol-*  
12       *lowing:*

      “510. *Future strategic highway research program.”.*

13       “(c) *FUNDING.*—*Of the amounts made available by sec-*  
14       *tion 5101(a)(1) of this Act, \$17,000,000 for fiscal year*  
15       *2004, \$60,000,000 for fiscal year 2005, and \$63,000,000 for*  
16       *each of fiscal years 2006 through 2009, shall be available*  
17       *to carry out section 510 of title 23, United States Code.*

18       **SEC. 5210. TRANSPORTATION SAFETY INFORMATION MAN-**  
19       **AGEMENT SYSTEM PROJECT.**

20       “(a) *IN GENERAL.*—*The Secretary shall fund and carry*  
21       *out a project to further the development of a comprehensive*  
22       *transportation safety information management system (in*  
23       *this section referred to as “TSIMS”).*

24       “(b) *PURPOSES.*—*The purpose of the TSIMS project is*  
25       *to further the development of a software application to pro-*

1 *vide for the collection, integration, management, and dis-*  
2 *semination of safety data from and for use among State*  
3 *and local safety and transportation agencies, including*  
4 *driver licensing, vehicle registration, emergency manage-*  
5 *ment system, injury surveillance, roadway inventory, and*  
6 *motor carrier databases.*

7 (c) *FUNDING.—*

8 (1) *FEDERAL CONTRIBUTION.—Of the amounts*  
9 *made available by section 5101(a)(1) of this Act,*  
10 *\$1,000,000 for fiscal year 2004 and \$3,000,000 for*  
11 *fiscal year 2005 shall be available to carry out the*  
12 *TSIMS project under this section.*

13 (2) *STATE CONTRIBUTION.—The sums authorized*  
14 *in paragraph (1) are intended to supplement vol-*  
15 *untary contributions to be made by State depart-*  
16 *ments of transportation and other State safety and*  
17 *transportation agencies.*

18 **SEC. 5211. SURFACE TRANSPORTATION CONGESTION RE-**

19 **LIEF SOLUTIONS RESEARCH INITIATIVE.**

20 (a) *ESTABLISHMENT.—During fiscal year 2004, the*  
21 *Secretary, acting through the Federal Highway Adminis-*  
22 *tration, shall establish a surface transportation congestion*  
23 *solutions research initiative consisting of 2 independent re-*  
24 *search programs described in subsections (b)(1) and (b)(2)*  
25 *and designed to develop information to assist State trans-*

1 *portation departments and metropolitan planning organi-*  
2 *zations measure and address surface transportation conges-*  
3 *tion problems.*

4 (b) *SURFACE TRANSPORTATION CONGESTION SOLU-*  
5 *TIONS RESEARCH PROGRAM.—*

6 (1) *IMPROVED SURFACE TRANSPORTATION CON-*  
7 *GESTION MANAGEMENT SYSTEM MEASURES.—The*  
8 *purposes of the first research program established*  
9 *under this section shall be—*

10 (A) *to examine the effectiveness of surface*  
11 *transportation congestion management systems*  
12 *since enactment of the Intermodal Surface*  
13 *Transportation Assistance Act of 1991 (Public*  
14 *Law 102–240);*

15 (B) *to identify best case examples of locally*  
16 *designed reporting methods and incorporate such*  
17 *methods in research on national models for de-*  
18 *veloping and recommending improved surface*  
19 *transportation congestion measurement and re-*  
20 *porting; and*

21 (C) *to incorporate such methods in the de-*  
22 *velopment of national models and methods to*  
23 *monitor, measure, and report surface transpor-*  
24 *tation congestion information.*

1           (2) *ANALYTICAL TECHNIQUES FOR ACTION ON*  
2           *SURFACE TRANSPORTATION CONGESTION.*—*The pur-*  
3           *poses of the second research program established*  
4           *under this section shall be—*

5                     *(A) to analyze the effectiveness of procedures*  
6                     *used by State transportation departments and*  
7                     *metropolitan planning organizations to assess*  
8                     *surface transportation congestion problems and*  
9                     *communicate those problems to decisionmakers;*  
10                    *and*

11                    *(B) to identify methods to ensure that the*  
12                    *results of surface transportation congestion anal-*  
13                    *yses will lead to the targeting of funding for pro-*  
14                    *grams, projects, or services with demonstrated ef-*  
15                    *fectiveness in reducing travel delay, congestion,*  
16                    *and system unreliability.*

17            *(c) TECHNICAL ASSISTANCE AND TRAINING.*—*In fiscal*  
18            *year 2006, the Secretary, acting through the Federal High-*  
19            *way Administration, shall develop a technical assistance*  
20            *and training program to disseminate the results of the sur-*  
21            *face transportation congestion solutions research initiative*  
22            *for the purpose of assisting State transportation depart-*  
23            *ments and local transportation agencies with improving*  
24            *their approaches to surface transportation congestion meas-*  
25            *urement, analysis, and project programming.*



1           (d) *FUNDING.*—Of the amounts made available by sec-  
2       tions 5101(a)(1) of this Act, \$4,000,000 for fiscal year 2004  
3       and \$11,000,000 for each of fiscal years 2005 through 2009  
4       shall be available to carry out subsections (a) and (b). Of  
5       the amounts made available by section 5101(a)(2),  
6       \$500,000 for fiscal year 2004 and \$1,000,000 for each of  
7       fiscal years 2005 through 2009 shall be available to carry  
8       out subsection (c).

9       **SEC. 5212. MOTOR CARRIER EFFICIENCY STUDY.**

10           (a) *IN GENERAL.*—The Secretary, in coordination  
11       with the motor carrier and wireless technology industry,  
12       shall conduct a study to—

13               (1) *identify inefficiencies in the transportation*  
14               *of freight;*

15               (2) *evaluate the safety, productivity, and reduced*  
16               *cost improvements that may be achieved through the*  
17               *use of wireless technologies to address the inefficien-*  
18               *cies identified in paragraph (1); and*

19               (3) *conduct, as appropriate, field tests dem-*  
20               *onstrating the technologies identified in paragraph*  
21               *(2).*

22           (b) *PROGRAM ELEMENTS.*—The program shall include,  
23       at a minimum, the following:

24               (1) *Fuel monitoring and management systems.*

25               (2) *Electronic document imaging.*

1           (3) *Border pre-clearance systems.*

2           (4) *Radio Frequency Identification technology.*

3           (5) *Electronic manifest systems.*

4           (6) *Cargo theft prevention.*

5           (c) *FEDERAL SHARE.—The Federal share of the cost*  
6 *of the study under this section shall be 100 percent.*

7           (d) *ANNUAL REPORT.—The Secretary shall prepare*  
8 *and transmit to Congress an annual report on the programs*  
9 *and activities carried out under this section.*

10          (e) *FUNDING.—From funds made available under sec-*  
11 *tion 5101(a)(1), the Secretary shall make available*  
12 *\$1,000,000 to the Federal Motor Carrier Safety Adminis-*  
13 *tration for each of fiscal years 2005 through 2009 to carry*  
14 *out this section.*

15 ***Subtitle C—University Transpor-***  
16 ***tation Research; Scholarship***  
17 ***Opportunities***

18 ***SEC. 5301. NATIONAL UNIVERSITY TRANSPORTATION CEN-***

19 ***TERS.***

20          (a) *IN GENERAL.—Section 5505 of title 49, United*  
21 *States Code, is amended to read as follows:*

22 ***“§ 5505. National university transportation centers***

23          ***“(a) IN GENERAL.—***

24                  ***“(1) ESTABLISHMENT AND OPERATION.—The***  
25 ***Secretary of Transportation shall make grants under***

1        *this section to eligible nonprofit institutions of higher*  
2        *learning to establish and operate national university*  
3        *transportation centers.*

4            “(2) *ROLE OF CENTERS.*—*The role of each center*  
5        *shall be to advance significantly transportation re-*  
6        *search on critical national transportation issues and*  
7        *to expand the workforce of transportation profes-*  
8        *sionals.*

9            “(b) *APPLICABILITY OF REQUIREMENTS.*—*A grant re-*  
10       *ceived by an eligible nonprofit institution of higher learning*  
11       *under this section shall be available for the same purposes,*  
12       *and shall be subject to the same terms and conditions, as*  
13       *a grant made to a nonprofit institution of higher learning*  
14       *under section 5506.*

15           “(c) *ELIGIBLE NONPROFIT INSTITUTION OF HIGHER*  
16       *LEARNING DEFINED.*—*In this section, the term ‘eligible*  
17       *nonprofit institution of higher learning’ means each of the*  
18       *lead institutions identified in subsections (j)(4)(A),*  
19       *(j)(4)(B), and (j)(4)(F) of section 5505 as in effect on the*  
20       *day before the date of enactment of the Transportation Eq-*  
21       *uity Act: A Legacy for Users, the university referred to in*  
22       *section 704 of Public Law 103–206 (107 Stat. 2447), and*  
23       *the university that, as of the day before such date of enact-*  
24       *ment, is the lead institution for the regional university*

1 *transportation center for region 5 of the Standard Federal*  
2 *Regional Boundary System.*

3 “(d) *GRANTS.*—*In each of fiscal years 2004 through*  
4 *2009, the Secretary shall make a grant under this section*  
5 *to each eligible nonprofit institution of higher learning in*  
6 *an amount not to exceed \$3,500,000.”*

7 (b) *CONFORMING AMENDMENT.*—*The analysis for sub-*  
8 *chapter I of chapter 55 of such title is amended by striking*  
9 *the item relating to section 5505 and inserting the fol-*  
10 *lowing:*

*“5505. National university transportation centers.”*

11 ***SEC. 5302. UNIVERSITY TRANSPORTATION RESEARCH.***

12 (a) *IN GENERAL.*—*Section 5506 of title 49, United*  
13 *States Code, is amended to read as follows:*

14 ***“§ 5506. University transportation research***

15 *“(a) IN GENERAL.*—*The Secretary of Transportation*  
16 *shall make grants under this section to nonprofit institu-*  
17 *tions of higher learning to establish and operate university*  
18 *transportation centers.*

19 *“(b) OBJECTIVES.*—*Grants received under this section*  
20 *shall be used by nonprofit institutions of higher learning*  
21 *to advance significantly the state-of-the-art in transpor-*  
22 *tation research and expand the workforce of transportation*  
23 *professionals through the following programs and activities:*

24 *“(1) RESEARCH.*—*Basic and applied research,*  
25 *the products of which are judged by peers or other ex-*

1        *perts in the field of transportation to advance the*  
2        *body of knowledge in transportation.*

3            “(2) *EDUCATION.*—*An education program relat-*  
4        *ing to transportation that includes multidisciplinary*  
5        *course work and participation in research.*

6            “(3) *TECHNOLOGY TRANSFER.*—*An ongoing pro-*  
7        *gram of technology transfer that makes transportation*  
8        *research results available to potential users in a form*  
9        *that can be implemented, utilized, or otherwise ap-*  
10       *plied.*

11        “(c) *REGIONAL, TIER I, AND TIER II CENTERS.*—

12            “(1) *IN GENERAL.*—*For each of fiscal years 2004*  
13        *through 2009, the Secretary shall make grants under*  
14        *subsection (a) to nonprofit institutions of higher*  
15        *learning to establish and operate—*

16            “(A) *10 regional university transportation*  
17        *centers; and*

18            “(B) *10 Tier I university transportation*  
19        *centers.*

20            “(2) *TIER II CENTERS.*—*For each of fiscal years*  
21        *2005 through 2009, the Secretary shall make grants*  
22        *under subsection (a) to nonprofit institutions of high-*  
23        *er learning to establish and operate 10 Tier II uni-*  
24        *versity transportation centers.*

1           “(3) *LOCATION OF REGIONAL CENTERS.*—One re-  
2           *gional university transportation center shall be lo-*  
3           *cated in each of the 10 United States Government re-*  
4           *gions that comprise the Standard Federal Regional*  
5           *Boundary System.*

6           “(4) *LIMITATION.*—A nonprofit institution of  
7           *higher learning may not directly receive a grant*  
8           *under this section for a fiscal year for more than one*  
9           *university transportation center.*

10          “(d) *COMPETITIVE SELECTION PROCESS.*—

11           “(1) *APPLICATIONS.*—In order to be eligible to  
12           *receive a grant under this section, a nonprofit institu-*  
13           *tion of higher learning shall submit to the Secretary*  
14           *an application that is in such form and contains such*  
15           *information as the Secretary may require.*

16           “(2) *GENERAL SELECTION CRITERIA.*—Except as  
17           *otherwise provided by this section, the Secretary shall*  
18           *select each recipient of a grant under this section*  
19           *through a competitive process on the basis of the fol-*  
20           *lowing:*

21                   “(A) *The demonstrated research and exten-*  
22                   *sion resources available to the recipient to carry*  
23                   *out this section.*

24                   “(B) *The capability of the recipient to pro-*  
25                   *vide leadership in making national and regional*

1           *contributions to the solution of immediate and*  
2           *long-range transportation problems.*

3           “(C) *The recipient’s demonstrated commit-*  
4           *ment of at least \$400,000 each year in regularly*  
5           *budgeted institutional amounts to support ongo-*  
6           *ing transportation research and education pro-*  
7           *grams.*

8           “(D) *The recipient’s demonstrated ability to*  
9           *disseminate results of transportation research*  
10          *and education programs through a statewide or*  
11          *regionwide continuing education program.*

12          “(E) *The strategic plan the recipient pro-*  
13          *poses to carry out under the grant.*

14          “(e) *REGIONAL UNIVERSITY TRANSPORTATION CEN-*  
15          *TERS.—*

16               “(1) *COMPETITION.—Not later than March 31,*  
17               *2005, and not later than March 31st of every 4th year*  
18               *thereafter, the Secretary shall complete a competition*  
19               *among nonprofit institutions of higher learning for*  
20               *grants to establish and operate the 10 regional uni-*  
21               *versity transportation centers referred to in subsection*  
22               *(c)(1)(A).*

23               “(2) *SELECTION CRITERIA.—In conducting a*  
24               *competition under paragraph (1), the Secretary shall*

1       *select a nonprofit institution of higher learning on the*  
2       *basis of—*

3               “(A) *the criteria described in subsection*  
4               *(d)(2);*

5               “(B) *the location of the center within the*  
6               *Federal region to be served; and*

7               “(C) *whether or not the institution (or, in*  
8               *the case of a consortium of institutions, the lead*  
9               *institution) can demonstrate that it has a well-*  
10              *established, nationally recognized program in*  
11              *transportation research and education, as evi-*  
12              *denced by—*

13                   “(i) *not less than \$2,000,000 in high-*  
14                   *way or public transportation research ex-*  
15                   *penditures each year for each of the pre-*  
16                   *ceding 5 years;*

17                   “(ii) *not less than 10 graduate degrees*  
18                   *awarded in professional fields closely re-*  
19                   *lated to highways and public transportation*  
20                   *for year for each of the preceding 5 years;*

21                   “(iii) *not less than 5 tenured or ten-*  
22                   *ure-track faculty members who specialize on*  
23                   *a full-time basis in professional fields close-*  
24                   *ly related to highways and public transpor-*  
25                   *tation; and*



1                   “(iv) a faculty that has published a  
2                   total of at least 50 refereed journal publica-  
3                   tions on highway or public transportation  
4                   research during the preceding 5 years.

5                   “(3) *GRANT RECIPIENTS.*—After selecting a non-  
6                   profit institution of higher learning as a grant recipi-  
7                   ent on the basis of a competition conducted under this  
8                   subsection, the Secretary shall make a grant to the re-  
9                   cipient to establish and operate a regional university  
10                  transportation center in each of the first 4 fiscal  
11                  years beginning after the date of the competition.

12                  “(4) *SPECIAL RULE FOR FISCAL YEARS 2004 AND*  
13                  *2005.*—For each of fiscal years 2004 and 2005, the  
14                  Secretary shall make a grant under this section to  
15                  each of the 10 nonprofit institutions of higher learn-  
16                  ing that were competitively selected for grants by the  
17                  Secretary under this section in July 1999 to operate  
18                  regional university transportation centers.

19                  “(5) *AMOUNT OF GRANTS.*—For each of fiscal  
20                  years 2004 through 2009, a grant made by the Sec-  
21                  retary to a nonprofit institution of higher learning  
22                  for a fiscal year to establish and operate a regional  
23                  university transportation center shall not exceed  
24                  \$3,500,000.

1       “(f) *TIER I UNIVERSITY TRANSPORTATION CEN-*  
2 *TERS.*—

3               “(1) *COMPETITION.*—*Not later than March 31,*  
4 *2006, and not later than March 31st of every 4th year*  
5 *thereafter, the Secretary shall complete a competition*  
6 *among nonprofit institutions of higher learning for*  
7 *grants to establish and operate the 10 Tier I univer-*  
8 *sity transportation centers referred to in subsection*  
9 *(c)(1)(B).*

10              “(2) *SELECTION CRITERIA.*—*In conducting a*  
11 *competition under paragraph (1), the Secretary shall*  
12 *select a nonprofit institution of higher learning on the*  
13 *basis of—*

14                   “(A) *the criteria described in subsection*  
15 *(d)(2); and*

16                   “(B) *whether or not the institution (or, in*  
17 *the case of a consortium of institutions, the lead*  
18 *institution) can demonstrate that it has an es-*  
19 *tablished, recognized program in transportation*  
20 *research and education, as evidenced by—*

21                           “(i) *not less than \$1,000,000 in high-*  
22 *way or public transportation research ex-*  
23 *penditures each year for each of the pre-*  
24 *ceding 5 years or not less than \$6,000,000*

1           *in such expenditures during the 5 preceding*  
2           *years;*

3           “(ii) *not less than 5 graduate degrees*  
4           *awarded in professional fields closely re-*  
5           *lated to highways and public transportation*  
6           *each year for each of the preceding 5 years;*

7           “(iii) *not less than 3 tenured or ten-*  
8           *ure-track faculty members who specialize on*  
9           *a full-time basis in professional fields close-*  
10          *ly related to highways and public transpor-*  
11          *tation; and*

12          “(iv) *a faculty that has published a*  
13          *total of at least 20 refereed journal publica-*  
14          *tions on highway or public transportation*  
15          *research during the preceding 5 years.*

16          “(3) *GRANT RECIPIENTS.—After selecting a non-*  
17          *profit institution of higher learning as a grant recipi-*  
18          *ent on the basis of a competition conducted under this*  
19          *subsection, the Secretary shall make a grant to the re-*  
20          *cipient to establish and operate a Tier I university*  
21          *transportation center in each of the first 4 fiscal*  
22          *years beginning after the date of the competition.*

23          “(4) *SPECIAL RULE FOR FISCAL YEARS 2004,*  
24          *2005, AND 2006.—For each of fiscal years 2004, 2005,*  
25          *and 2006, the Secretary shall make a grant under*

1        *this section to each of the 10 nonprofit institutions of*  
2        *higher learning that were competitively selected for*  
3        *grant awards by the Secretary under this section in*  
4        *May 2002 to operate university transportation centers*  
5        *(other than regional centers).*

6                *“(5) AMOUNT OF GRANTS.—A grant made by the*  
7        *Secretary to a nonprofit institution of higher learning*  
8        *for a fiscal year to establish and operate a Tier I uni-*  
9        *versity transportation center shall not exceed*  
10        *\$1,000,000 for fiscal year 2004 and \$1,500,000 for*  
11        *each of fiscal years 2005 through 2009.*

12                *“(g) TIER II UNIVERSITY TRANSPORTATION CEN-*  
13        *TERS.—*

14                *“(1) COMPETITION.—Not later than August 31,*  
15        *2004, not later than March 31, 2008, and not later*  
16        *than March 31st of every 4th year thereafter, the Sec-*  
17        *retary shall complete a competition among nonprofit*  
18        *institutions of higher learning for grants to establish*  
19        *and operate the 10 Tier II university transportation*  
20        *centers referred to in subsection (c)(2).*

21                *“(2) SELECTION CRITERIA.—In conducting a*  
22        *competition under paragraph (1), the Secretary shall*  
23        *select a nonprofit institution of higher learning on the*  
24        *basis of the criteria described in subsection (f)(2).*

1           “(3) *GRANT RECIPIENTS.*—After selecting a non-  
2           profit institution of higher learning as a grant recipi-  
3           ent on the basis of a competition conducted under this  
4           subsection, the Secretary shall—

5                   “(A) in the case of the competition to be  
6                   completed not later than August 31, 2004, make  
7                   a grant to the recipient to establish and operate  
8                   a Tier II university transportation center in  
9                   each of fiscal years 2005 through 2008; and

10                   “(B) in the case of each subsequent competi-  
11                   tion, make a grant to the recipient to establish  
12                   and operate a Tier II university transportation  
13                   center in each of the first 4 fiscal years begin-  
14                   ning after the date of the competition.

15           “(4) *AMOUNT OF GRANTS.*—For each of fiscal  
16           years 2005 through 2009, a grant made by the Sec-  
17           retary to a nonprofit institution of higher learning  
18           for a fiscal year to establish and operate a Tier II  
19           university transportation center shall not exceed  
20           \$1,000,000.

21           “(h) *SUPPORT OF NATIONAL STRATEGY FOR SURFACE*  
22           *TRANSPORTATION RESEARCH.*—In order to be eligible to re-  
23           ceive a grant under this section, a nonprofit institution of  
24           higher learning shall provide assurances satisfactory to the  
25           Secretary that the research and education activities of its

1 *university transportation center will support the national*  
2 *strategy for surface transportation research, as identified*  
3 *by—*

4           “(1) *the report of the National Highway Re-*  
5 *search and Technology Partnership entitled ‘Highway*  
6 *Research and Technology: The Need for Greater In-*  
7 *vestment’, dated April 2002; and*

8           “(2) *the programs of the National Research and*  
9 *Technology Program of the Federal Transit Adminis-*  
10 *tration.*

11           “(i) *MAINTENANCE OF EFFORT.—In order to be eligi-*  
12 *ble to receive a grant under this section, a nonprofit institu-*  
13 *tion of higher learning shall enter into an agreement with*  
14 *the Secretary to ensure that the institution will maintain*  
15 *total expenditures from all other sources to establish and*  
16 *operate a university transportation center and related re-*  
17 *search activities at a level at least equal to the average level*  
18 *of such expenditures in its 2 fiscal years prior to award*  
19 *of a grant under this section.*

20           “(j) *FEDERAL SHARE.—The Federal share of the costs*  
21 *of activities carried out using a grant made under this sec-*  
22 *tion shall be 50 percent of such costs. The non-Federal share*  
23 *may include funds provided to a recipient under section*  
24 *503, 504(b), or 505 of title 23.*

25           “(k) *PROGRAM COORDINATION.—*

1           “(1) *COORDINATION.*—*The Secretary shall co-*  
2           *ordinate the research, education, and technology*  
3           *transfer activities that grant recipients carry out*  
4           *under this section, disseminate the results of the re-*  
5           *search, and establish and operate a clearinghouse to*  
6           *disseminate the results of the research.*

7           “(2) *ANNUAL REVIEW AND EVALUATION.*—*At*  
8           *least annually, and consistent with the plan developed*  
9           *under section 508 of title 23, the Secretary shall re-*  
10          *view and evaluate programs of grant recipients.*

11          “(3) *MANAGEMENT AND OVERSIGHT.*—*The Sec-*  
12          *retary shall expend \$1,500,000 for each of fiscal years*  
13          *2005 through 2009 from amounts made available to*  
14          *carry out this section to carry out management and*  
15          *oversight of the centers receiving assistance under this*  
16          *section.*

17          “(l) *PROGRAM ADMINISTRATION.*—*The Secretary shall*  
18          *carry out this section acting through the Administrator of*  
19          *the Research and Special Programs Administration.*

20          “(m) *LIMITATION ON AVAILABILITY OF FUNDS.*—  
21          *Funds made available to carry out this section shall remain*  
22          *available for obligation by the Secretary for a period of 2*  
23          *years after the last day of the fiscal year for which such*  
24          *funds are authorized.”.*

1           (b) *CONFORMING AMENDMENT.*—*The analysis for sub-*  
2 *chapter I of chapter 55 of such title is amended by striking*  
3 *the item relating to section 5506 and inserting the fol-*  
4 *lowing:*

          “5506. *University transportation research.*”.

5 **SEC. 5303. TRANSPORTATION SCHOLARSHIP OPPORTUNI-**  
6                                   **TIES PROGRAM.**

7           (a) *IN GENERAL.*—

8                   (1) *ESTABLISHMENT OF PROGRAM.*—*The Sec-*  
9 *retary may establish and implement a scholarship*  
10 *program for the purpose of attracting qualified stu-*  
11 *dents for transportation-related critical jobs.*

12                   (2) *PARTNERSHIP.*—*The Secretary may establish*  
13 *the program in partnership with appropriate non-*  
14 *governmental institutions.*

15           (b) *PARTICIPATION AND FUNDING.*—*An operating ad-*  
16 *ministration of the Department of Transportation and the*  
17 *Office of Inspector General may participate in the scholar-*  
18 *ship program. Notwithstanding any other provision of law,*  
19 *the Secretary may use funds available to an operating ad-*  
20 *ministration or from the Office of Inspector General of the*  
21 *Department of Transportation for the purpose of carrying*  
22 *out this section.*



1 **Subtitle D—Advanced Technologies**

2 **SEC. 5401. ADVANCED HEAVY-DUTY VEHICLE TECH-**  
3 **NOLOGIES RESEARCH PROGRAM.**

4 (a) *IN GENERAL.*—Subchapter I of chapter 55 of title  
5 49, United States Code, is amended by adding at the end  
6 the following:

7 **“§5507. Advanced heavy-duty vehicle technologies re-**  
8 **search program**

9 “(a) *IN GENERAL.*—The Secretary of Transportation  
10 shall conduct research, development, demonstration, and  
11 testing to integrate emerging advanced heavy-duty vehicle  
12 technologies in order to provide seamless, safe, secure, and  
13 efficient transportation and to benefit the environment.

14 “(b) *CONSULTATION.*—To ensure the activities per-  
15 formed pursuant to this section achieve the maximum ben-  
16 efit, the Secretary of Transportation shall consult with the  
17 Secretary of Energy, the Administrator of the Environ-  
18 mental Protection Agency, and other relevant Federal agen-  
19 cies on research, development, and demonstration activities  
20 authorized under this section related to advanced heavy-  
21 duty vehicle technologies.

22 “(c) *GRANTS, COOPERATIVE AGREEMENTS, AND*  
23 *OTHER TRANSACTIONS.*—The Secretary may make grants  
24 to, and enter into cooperative agreements and other trans-  
25 actions with, Federal and other public agencies (including

1 *State and local governments) and persons to carry out sub-*  
 2 *section (a).*

3 “(d) *COST SHARING.*—*At least 50 percent of the fund-*  
 4 *ing for projects carried out under this section must be pro-*  
 5 *vided by non-Federal sources.*

6 “(e) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*  
 7 *authorized to be appropriated from the Highway Trust*  
 8 *Fund (other than the Mass Transit Account) to carry out*  
 9 *subsection (a) \$1,000,000 for fiscal year 2004 and*  
 10 *\$3,000,000 for each of fiscal years 2005 through 2009.*

11 “(f) *CONTRACT AUTHORITY.*—*The funds authorized to*  
 12 *be appropriated by subsection (e) shall be available for obli-*  
 13 *gation in the same manner as if such funds were appor-*  
 14 *tioned under chapter 1 of title 23 and shall be subject to*  
 15 *any limitation on obligations imposed on funds made avail-*  
 16 *able to carry out title V of the Transportation Equity Act:*  
 17 *A Legacy for Users.”.*

18 (b) *CONFORMING AMENDMENT.*—*The analysis for sub-*  
 19 *chapter I of chapter 55 of such title is amended by adding*  
 20 *at the end the following:*

*“5507. Advanced heavy-duty vehicle technologies research program.”.*

21 **SEC. 5402. COMMERCIAL REMOTE SENSING PRODUCTS AND**  
 22 **SPATIAL INFORMATION TECHNOLOGIES.**

23 (a) *IN GENERAL.*—*The Secretary shall establish and*  
 24 *carry out a program to validate commercial remote sensing*  
 25 *products and spatial information technologies for applica-*

1 *tion to national transportation infrastructure development*  
2 *and construction.*

3 *(b) PROGRAM.—*

4 *(1) NATIONAL POLICY.—The Secretary shall es-*  
5 *tablish and maintain a national policy for the use of*  
6 *commercial remote sensing products and spatial in-*  
7 *formation technologies in national transportation in-*  
8 *frastructure development and construction.*

9 *(2) POLICY IMPLEMENTATION.—The Secretary*  
10 *shall develop new applications of commercial remote*  
11 *sensing products and spatial information technologies*  
12 *for the implementation of the national policy estab-*  
13 *lished and maintained under paragraph (1).*

14 *(c) COOPERATION.—The Secretary shall carry out this*  
15 *section in cooperation with the commercial remote sensing*  
16 *program of the National Aeronautics and Space Adminis-*  
17 *tration and a consortium of university research centers.*

18 *(d) FUNDING.—Of the amounts made available by sec-*  
19 *tion 5101(a)(1) of this Act, \$3,000,000 for fiscal year 2004*  
20 *and \$9,000,000 for each of fiscal years 2005 through 2009*  
21 *shall be available to carry out this section.*

1     ***Subtitle E—Transportation Data***  
2                     ***and Analysis***

3     **SEC. 5501. BUREAU OF TRANSPORTATION STATISTICS.**

4             *Section 111 of title 49, United States Code, is amended*  
5 *by striking subsections (b) through (k) and inserting the*  
6 *following:*

7             “(b) *DIRECTOR.*—

8                     “(1) *IN GENERAL.*—*The Bureau shall be headed*  
9 *by a Director who shall be appointed by the Presi-*  
10 *dent, by and with the advice and consent of the Sen-*  
11 *ate.*

12                     “(2) *APPOINTMENT.*—*The Director shall be ap-*  
13 *pointed from among individuals who are qualified to*  
14 *serve as the Director by virtue of their training and*  
15 *experience in the collection, analysis and use of trans-*  
16 *portation data.*

17                     “(3) *REPORTING TO SECRETARY.*—*The Director*  
18 *shall report directly to the Secretary of Transpor-*  
19 *tation.*

20                     “(4) *TERM.*—*The term of the Director shall be 4*  
21 *years. The Director may continue to serve after the*  
22 *expiration of the term until a successor is appointed*  
23 *and confirmed.*

24                     “(c) *RESPONSIBILITIES.*—*The Director of the Bureau*  
25 *shall serve as the Secretary’s senior advisor on data and*

1 *statistics and be responsible for carrying out the following*  
2 *duties:*

3           “(1) *Collecting, analyzing, and disseminating*  
4 *data concerning the domestic and international move-*  
5 *ment of freight.*

6           “(2) *Collecting, analyzing, and disseminating*  
7 *data concerning travel patterns for local and long-dis-*  
8 *tance travel, at the local, State, national, and inter-*  
9 *national levels.*

10           “(3) *Developing, analyzing, and disseminating*  
11 *information on the economics of transportation.*

12           “(4) *Building and disseminating the transpor-*  
13 *tation layer of the National Spatial Data Infrastruc-*  
14 *ture, including coordinating the development of trans-*  
15 *portation geospatial data standards, compiling inter-*  
16 *modal geospatial data, and collecting geospatial data*  
17 *that is not being collected by others.*

18           “(5) *Developing, publishing, and disseminating*  
19 *a comprehensive set of measures of investment, use,*  
20 *costs, performance, and impacts of the national trans-*  
21 *portation system, including publishing an annual*  
22 *transportation statistics abstract.*

23           “(6) *Identifying information needs of the De-*  
24 *partment and reviewing such needs at least annually*

1       *with the Advisory Council on Transportation Statis-*  
2       *tics of the Bureau.*

3           “(7) *Conducting or supporting research relating*  
4       *to methods of gathering or analyzing transportation*  
5       *statistics and issuing guidelines for the collection of*  
6       *information by the Department in order to ensure*  
7       *that such information is accurate, relevant, com-*  
8       *parable, accessible, and in a form that permits sys-*  
9       *tematic analysis.*

10       “(d) *COORDINATING COLLECTION OF INFORMATION.—*  
11       *The Director shall work with the operating administrations*  
12       *of the Department to establish and implement the Bureau’s*  
13       *data programs and to improve the coordination of informa-*  
14       *tion collection efforts with other Federal agencies.*

15       “(e) *SUPPORTING TRANSPORTATION DECISION-*  
16       *MAKING.—The Director shall ensure that the statistics com-*  
17       *piled under this section are relevant for transportation pol-*  
18       *icy, planning, and decisionmaking by the Federal Govern-*  
19       *ment, State and local governments, transportation-related*  
20       *associations, private businesses, and the public. The Direc-*  
21       *tor shall provide to the Department’s other operating ad-*  
22       *ministrations technical assistance on collecting, compiling,*  
23       *analyzing, and verifying transportation data and statistics*  
24       *and the design of surveys.*

25       “(f) *NATIONAL TRANSPORTATION LIBRARY.—*

1           “(1) *IN GENERAL.*—*The Director shall establish*  
2           *and maintain a National Transportation Library.*  
3           *The Library shall contain a collection of statistical*  
4           *and other information needed for transportation deci-*  
5           *sionmaking at the Federal, State, and local levels.*

6           “(2) *ACCESS.*—*The Director shall facilitate and*  
7           *promote access to the Library, with the goal of im-*  
8           *proving the ability of the transportation community*  
9           *to share information and the ability of the Director*  
10          *to disseminate information under subsection (c).*

11          “(3) *COORDINATION.*—*The Director shall work*  
12          *with other transportation libraries and other trans-*  
13          *portation information providers, both public and pri-*  
14          *vate, to achieve the goal specified in paragraph (2).*

15          “(4) *TRANSPORTATION RESEARCH INFORMATION*  
16          *SERVICE.*—*The Director shall provide the full finan-*  
17          *cial support for the web-based version of the Trans-*  
18          *portation Research Information Service.*

19          “(g) *RESEARCH AND DEVELOPMENT GRANTS.*—

20                 “(1) *IN GENERAL.*—*The Secretary may make*  
21                 *grants to, or enter into cooperative agreements or con-*  
22                 *tracts with, public and nonprofit private entities (in-*  
23                 *cluding State transportation departments, metropoli-*  
24                 *tan planning organizations, and institutions of high-*

1       er education) if each of the grants, agreements, and  
2       contracts—

3               “(A) provide for an alternative means of ac-  
4               complishing program-related research of the De-  
5               partment;

6               “(B) contribute to research and development  
7               of new methods of transportation data collection;  
8               or

9               “(C) improve the methods for sharing geo-  
10              graphic transportation data.

11             “(2) *FUNDING LIMIT.*—Not more than \$500,000  
12             of the amounts made available to carry out this sec-  
13             tion in a fiscal year may be used for research and de-  
14             velopment grants under this subsection.

15             “(h) *TRANSPORTATION STATISTICS ANNUAL RE-*  
16             *PORT.*—By March 31 of each year, the Director shall trans-  
17             mit to the President and Congress a report that includes  
18             information on the subjects described in subsection (c), doc-  
19             umentation of the methods used to obtain the information  
20             and ensure the quality of the statistics presented in the re-  
21             port, and recommendations for improving transportation  
22             statistical information.

23             “(i) *PROCEEDS OF DATA PRODUCT SALES.*—Notwith-  
24             standing section 3302 of title 31, funds received by the Bu-  
25             reau from the sale of data products, for necessary expenses



1 *incurred, may be credited to the Highway Trust Fund*  
2 *(other than the Mass Transit Account) for the purpose of*  
3 *reimbursing the Bureau for the expenses.*

4 “(j) *LIMITATIONS ON STATUTORY CONSTRUCTION.—*  
5 *Nothing in this section shall be construed to—*

6 “(1) *authorize the Bureau to require any other*  
7 *department or agency to collect data; or*

8 “(2) *reduce the authority of any other officer of*  
9 *the Department of Transportation to collect and dis-*  
10 *seminate data independently.*

11 “(k) *MANDATORY RESPONSE AUTHORITY FOR*  
12 *FREIGHT DATA COLLECTION.—Whoever, being the owner,*  
13 *official, agent, person in charge, or assistant to the person*  
14 *in charge of any corporation, company, business, institu-*  
15 *tion, establishment, or organization of any nature whatso-*  
16 *ever, neglects or refuses, when requested by the Director or*  
17 *other authorized officer, employee, or contractor of the Bu-*  
18 *reau, to answer completely and correctly to the best of his*  
19 *or her knowledge all questions relating to the corporation,*  
20 *company, business, institution, establishment, or other or-*  
21 *ganization, or to make available records or statistics in his*  
22 *or her official custody, contained in a data collection re-*  
23 *quest prepared and submitted under the authority of sub-*  
24 *section (c)(1), shall be fined not more than \$500; but if he*

1 *or she willfully gives a false answer to such a question, he*  
2 *or she shall be fined not more than \$10,000.*

3 “(l) *PROHIBITION ON CERTAIN DISCLOSURES.*—

4 “(1) *IN GENERAL.*—*An officer, employee or con-*  
5 *tractor of the Bureau may not—*

6 “(A) *make any disclosure in which the data*  
7 *provided by an individual or organization under*  
8 *subsection (c) can be identified;*

9 “(B) *use the information provided under*  
10 *subsection (c) for a nonstatistical purpose; or*

11 “(C) *permit anyone other than an indi-*  
12 *vidual authorized by the Director to examine*  
13 *any individual report provided under subsection*  
14 *(c).*

15 “(2) *COPIES OF REPORTS.*—

16 “(A) *IN GENERAL.*—*No department, bureau,*  
17 *agency, officer, or employee of the United States*  
18 *(except the Director in carrying out this section)*  
19 *may require, for any reason, a copy of any re-*  
20 *port that has been filed under subsection (c) with*  
21 *the Bureau or retained by an individual re-*  
22 *spondent.*

23 “(B) *LIMITATION ON JUDICIAL PRO-*  
24 *CEEDINGS.*—*A copy of a report described in sub-*  
25 *paragraph (A) that has been retained by an in-*

1           *dividual respondent or filed with the Bureau or*  
2           *any of its employees, contractors, or agents—*

3                   “(i) *shall be immune from legal proc-*  
4                   *ess; and*

5                   “(ii) *shall not, without the consent of*  
6                   *the individual concerned, be admitted as*  
7                   *evidence or used for any purpose in any ac-*  
8                   *tion, suit, or other judicial or administra-*  
9                   *tive proceeding.*

10                  “(C) *APPLICABILITY.—This paragraph shall*  
11                  *apply only to reports that permit information*  
12                  *concerning an individual or organization to be*  
13                  *reasonably determined by direct or indirect*  
14                  *means.*

15                  “(3) *INFORMING RESPONDENT OF USE OF*  
16                  *DATA.—In a case in which the Bureau is authorized*  
17                  *by statute to collect data or information for a non-*  
18                  *statistical purpose, the Director shall clearly distin-*  
19                  *guish the collection of the data or information, by*  
20                  *rule and on the collection instrument, so as to inform*  
21                  *a respondent that is requested or required to supply*  
22                  *the data or information of the nonstatistical purpose.*

23                  “(m) *DATA ACCESS.—The Director shall have access*  
24                  *to transportation and transportation-related information*

1 *in the possession of any Federal agency except informa-*  
2 *tion—*

3           “(1) *the disclosure of which to another Federal*  
4 *agency is expressly prohibited by law; or*

5           “(2) *the disclosure of which the agency so re-*  
6 *quested determines would significantly impair the*  
7 *discharge of authorities and responsibilities which*  
8 *have been delegated to, or vested by law, in such agen-*  
9 *cy.*

10       “(n) *ADVISORY COUNCIL ON TRANSPORTATION STA-*  
11 *TISTICS.—*

12           “(1) *ESTABLISHMENT.—There is established in*  
13 *the Bureau an Advisory Council on Transportation*  
14 *Statistics.*

15           “(2) *FUNCTION.—It shall be the function of the*  
16 *Advisory Council to advise the Director of the Bureau*  
17 *on transportation statistics and analyses, including*  
18 *whether or not the statistics and analysis dissemi-*  
19 *nated by the Bureau are of high quality and are*  
20 *based upon the best available objective information.*

21           “(3) *MEMBERSHIP.—The Advisory Council shall*  
22 *be composed of not more than 6 members appointed*  
23 *by the Director who are not officers or employees of*  
24 *the United States. Each member shall have expertise*  
25 *in transportation data collection or analysis or appli-*

1 cation; except that 1 member shall have expertise in  
2 economics, 1 member shall have expertise in statistics,  
3 and 1 member shall have expertise in transportation  
4 safety. At least 1 member shall be a senior official of  
5 a State department of transportation.

6 “(4) *APPLICABILITY OF FEDERAL ADVISORY COM-*  
7 *MITTEE ACT.—The Federal Advisory Committee Act*  
8 *(5 App. U.S.C.) shall apply to the advisory council*  
9 *established under this section, except that section 14*  
10 *of such Act shall not apply to the Advisory Council.”.*

11 ***Subtitle F—Intelligent***  
12 ***Transportation Systems Research***

13 ***SEC. 5601. SHORT TITLE.***

14 *This subtitle may be cited as the “Intelligent Trans-*  
15 *portation Systems Act of 2004”.*

16 ***SEC. 5602. GOALS AND PURPOSES.***

17 (a) *GOALS.—The goals of the intelligent transpor-*  
18 *tation system program include—*

19 (1) *enhancement of surface transportation effi-*  
20 *ciency and facilitation of intermodalism and inter-*  
21 *national trade to enable existing facilities to meet a*  
22 *significant portion of future transportation needs, in-*  
23 *cluding public access to employment, goods, and serv-*  
24 *ices and to reduce regulatory, financial, and other*  
25 *transaction costs to public agencies and system users;*

1           (2) *achievement of national transportation safety*  
2           *goals, including the enhancement of safe operation of*  
3           *motor vehicles and nonmotorized vehicles as well as*  
4           *improved emergency response to a crash, with par-*  
5           *ticular emphasis on decreasing the number and sever-*  
6           *ity of collisions;*

7           (3) *protection and enhancement of the natural*  
8           *environment and communities affected by surface*  
9           *transportation, with particular emphasis on assisting*  
10          *State and local governments to achieve national envi-*  
11          *ronmental goals;*

12          (4) *accommodation of the needs of all users of*  
13          *surface transportation systems, including operators of*  
14          *commercial motor vehicles, passenger motor vehicles,*  
15          *motorcycles, and bicycles and pedestrians, including*  
16          *individuals with disabilities; and*

17          (5) *improvement of the Nation's ability to re-*  
18          *spond to security-related or other manmade emer-*  
19          *gencies and natural disasters and enhancement of na-*  
20          *tional defense mobility.*

21          (b) *PURPOSES.—The Secretary shall implement ac-*  
22          *tivities under the intelligent system transportation program*  
23          *to, at a minimum—*

24                 (1) *expedite, in both metropolitan and rural*  
25                 *areas, deployment and integration of intelligent*

1        *transportation systems for consumers of passenger*  
2        *and freight transportation;*

3            (2) *ensure that Federal, State, and local trans-*  
4        *portation officials have adequate knowledge of intel-*  
5        *ligent transportation systems for full consideration in*  
6        *the transportation planning process;*

7            (3) *improve regional cooperation and operations*  
8        *planning for effective intelligent transportation sys-*  
9        *tem deployment;*

10          (4) *promote the innovative use of private re-*  
11        *sources;*

12          (5) *facilitate, in cooperation with the motor vehi-*  
13        *cle industry, the introduction of a vehicle-based safety*  
14        *enhancing systems;*

15          (6) *support the application of intelligent trans-*  
16        *portation systems that increase the safety and effi-*  
17        *ciency of commercial motor vehicle operations;*

18          (7) *develop a workforce capable of developing,*  
19        *operating, and maintaining intelligent transportation*  
20        *systems; and*

21          (8) *provide continuing support for operations*  
22        *and maintenance of intelligent transportation sys-*  
23        *tems.*

1 **SEC. 5603. GENERAL AUTHORITIES AND REQUIREMENTS.**

2 (a) *SCOPE.*—Subject to the provisions of this subtitle,  
3 the Secretary shall conduct an ongoing intelligent transpor-  
4 tation system program to research, develop, and operation-  
5 ally test intelligent transportation systems and advance na-  
6 tionwide deployment of such systems as a component of the  
7 surface transportation systems of the United States.

8 (b) *POLICY.*—Intelligent transportation system re-  
9 search projects and operational tests funded pursuant to  
10 this subtitle shall encourage and not displace public-private  
11 partnerships or private sector investment in such tests and  
12 projects.

13 (c) *COOPERATION WITH GOVERNMENTAL, PRIVATE,*  
14 *AND EDUCATIONAL ENTITIES.*—The Secretary shall carry  
15 out the intelligent transportation system program in co-  
16 operation with State and local governments and other pub-  
17 lic entities, the private sector of the United States, the Fed-  
18 eral laboratories, and colleges and universities, including  
19 historically Black colleges and universities and other mi-  
20 nority institutions of higher education.

21 (d) *CONSULTATION WITH FEDERAL OFFICIALS.*—In  
22 carrying out the intelligent transportation system program,  
23 the Secretary shall consult with the heads of other Federal  
24 departments and agencies, as appropriate.

25 (e) *TECHNICAL ASSISTANCE, TRAINING, AND INFORMA-*  
26 *TION.*—The Secretary may provide technical assistance,



1 *training, and information to State and local governments*  
2 *seeking to implement, operate, maintain, or evaluate intel-*  
3 *ligent transportation system technologies and services.*

4 (f) *TRANSPORTATION PLANNING.—The Secretary may*  
5 *provide funding to support adequate consideration of trans-*  
6 *portation systems management and operations, including*  
7 *intelligent transportation systems, within metropolitan and*  
8 *statewide transportation planning processes.*

9 (g) *INFORMATION CLEARINGHOUSE.—*

10 (1) *IN GENERAL.—The Secretary shall—*

11 (A) *maintain a repository for technical and*  
12 *safety data collected as a result of federally spon-*  
13 *sored projects carried out under this subtitle (in-*  
14 *cluding the amendments made by this subtitle);*  
15 *and*

16 (B) *make, on request, that information (ex-*  
17 *cept for proprietary information and data) read-*  
18 *ily available to all users of the repository at an*  
19 *appropriate cost.*

20 (2) *AGREEMENT.—*

21 (A) *IN GENERAL.—The Secretary may enter*  
22 *into an agreement with a third party for the*  
23 *maintenance of the repository for technical and*  
24 *safety data under paragraph (1)(A).*

1           (B) *FEDERAL FINANCIAL ASSISTANCE.*—*If*  
2           *the Secretary enters into an agreement with an*  
3           *entity for the maintenance of the repository, the*  
4           *entity shall be eligible for Federal financial as-*  
5           *sistance under this section.*

6           (3) *AVAILABILITY OF INFORMATION.*—*Informa-*  
7           *tion in the repository shall not be subject to section*  
8           *555 of title 5, United States Code.*

9           (h) *ADVISORY COMMITTEES.*—*In carrying out this*  
10          *subtitle, the Secretary may use one or more advisory com-*  
11          *mittees that are subject to the Federal Advisory Committee*  
12          *Act (5 U.S.C. App.).*

13          (i) *REPORTING.*—

14               (1) *GUIDELINES AND REQUIREMENTS.*—

15                   (A) *IN GENERAL.*—*The Secretary shall issue*  
16                   *guidelines and requirements for the reporting*  
17                   *and evaluation of operational tests and deploy-*  
18                   *ment projects carried out under this subtitle.*

19                   (B) *OBJECTIVITY AND INDEPENDENCE.*—  
20                   *The guidelines and requirements issued under*  
21                   *subparagraph (A) shall include provisions to en-*  
22                   *sure the objectivity and independence of the re-*  
23                   *porting entity so as to avoid any real or appar-*  
24                   *ent conflict of interest or potential influence on*  
25                   *the outcome by parties to any such test or de-*

1            *ployment project or by any other formal evalua-*  
2            *tion carried out under this subtitle.*

3            (C) *FUNDING.*—*The guidelines and require-*  
4            *ments issued under subparagraph (A) shall es-*  
5            *tablish reporting funding levels based on the size*  
6            *and scope of each test or project that ensure ade-*  
7            *quate reporting of the results of the test or*  
8            *project.*

9            (2) *SPECIAL RULE.*—*Any survey, questionnaire,*  
10          *or interview that the Secretary considers necessary to*  
11          *carry out the reporting of any test, deployment*  
12          *project, or program assessment activity under this*  
13          *subtitle shall not be subject to chapter 35 of title 44.*

14    **SEC. 5604. NATIONAL ARCHITECTURE AND STANDARDS.**

15          (a) *IN GENERAL.*—

16                  (1) *DEVELOPMENT, IMPLEMENTATION, AND MAIN-*  
17                  *TENANCE.*—*Consistent with section 12(d) of the Na-*  
18                  *tional Technology Transfer and Advancement Act of*  
19                  *1995 (15 U.S.C. 272 note; 110 Stat. 783), the Sec-*  
20                  *retary shall develop, implement, and maintain a na-*  
21                  *tional architecture and supporting standards and*  
22                  *protocols to promote the widespread use and evalua-*  
23                  *tion of intelligent transportation system technology as*  
24                  *a component of the surface transportation systems of*  
25                  *the United States.*

1           (2) *INTEROPERABILITY AND EFFICIENCY.*—*To*  
2           *the maximum extent practicable, the national archi-*  
3           *itecture shall promote interoperability among, and ef-*  
4           *iciency of, intelligent transportation system tech-*  
5           *nologies implemented throughout the United States.*

6           (3) *USE OF STANDARDS DEVELOPMENT ORGANI-*  
7           *ZATIONS.*—*In carrying out this section, the Secretary*  
8           *shall use the services of such standards development*  
9           *organizations as the Secretary determines to be ap-*  
10          *propriate.*

11          (4) *USE OF EXPERT PANEL.*—

12                (A) *DESIGNATION.*—*The Secretary shall*  
13                *designate a panel of experts to recommend ways*  
14                *to expedite and streamline the process for devel-*  
15                *oping the standards and protocols to be devel-*  
16                *oped pursuant to paragraph (1).*

17                (B) *NONAPPLICABILITY OF ADVISORY COM-*  
18                *MITTEE ACT.*—*The expert panel shall not be sub-*  
19                *ject to the Federal Advisory Committee Act (5*  
20                *U.S.C. App.).*

21                (C) *DEADLINE FOR RECOMMENDATION.*—*No*  
22                *later than September 30, 2005, the expert panel*  
23                *shall provide the Secretary with a recommenda-*  
24                *tion relating to such standards development.*

25          (b) *PROVISIONAL STANDARDS.*—

1           (1) *IN GENERAL.*—*If the Secretary finds that the*  
2 *development or balloting of an intelligent transpor-*  
3 *tation system standard jeopardizes the timely achieve-*  
4 *ment of the objectives identified in subsection (a), the*  
5 *Secretary may establish a provisional standard, after*  
6 *consultation with affected parties, using, to the extent*  
7 *practicable, the work product of appropriate stand-*  
8 *ards development organizations.*

9           (2) *PERIOD OF EFFECTIVENESS.*—*A provisional*  
10 *standard established under paragraph (1) shall be*  
11 *published in the Federal Register and remain in effect*  
12 *until the appropriate standards development organi-*  
13 *zation adopts and publishes a standard.*

14           (c) *CONFORMITY WITH NATIONAL ARCHITECTURE.*—

15           (1) *IN GENERAL.*—*Except as provided in para-*  
16 *graphs (2) and (3), the Secretary shall ensure that in-*  
17 *telligent transportation system projects carried out*  
18 *using funds made available from the Highway Trust*  
19 *Fund, including funds made available under this sub-*  
20 *title to deploy intelligent transportation system tech-*  
21 *nologies, conform to the national architecture, appli-*  
22 *cable standards or provisional standards, and proto-*  
23 *cols developed under subsection (a).*

24           (2) *SECRETARY'S DISCRETION.*—*The Secretary*  
25 *may authorize exceptions to paragraph (1) for—*

1           (A) projects designed to achieve specific re-  
2 search objectives outlined in the national intel-  
3 ligent transportation system program plan or  
4 the surface transportation research and develop-  
5 ment strategic plan developed under section 508  
6 of title 23, United States Code; or

7           (B) the upgrade or expansion of an intel-  
8 ligent transportation system in existence on the  
9 date of enactment of this Act if the Secretary de-  
10 termines that the upgrade or expansion—

11                 (i) would not adversely affect the goals  
12 or purposes of this subtitle;

13                 (ii) is carried out before the end of the  
14 useful life of such system; and

15                 (iii) is cost-effective as compared to al-  
16 ternatives that would meet the conformity  
17 requirement of paragraph (1).

18           (3) *EXCEPTIONS.*—Paragraph (1) shall not  
19 apply to funds used for operation or maintenance of  
20 an intelligent transportation system in existence on  
21 the date of enactment of this Act.

22 **SEC. 5605. RESEARCH AND DEVELOPMENT.**

23           (a) *IN GENERAL.*—The Secretary shall carry out a  
24 comprehensive program of intelligent transportation system  
25 research, development, and operational tests of intelligent

1 *vehicles and intelligent infrastructure systems and other*  
2 *similar activities that are necessary to carry out this sub-*  
3 *title.*

4 (b) *PRIORITY AREAS.*—*Under the program, the Sec-*  
5 *retary shall give higher priority to funding projects that—*

6 (1) *enhance mobility and productivity through*  
7 *improved traffic management, incident management,*  
8 *transit management, freight management, road*  
9 *weather management, toll collection, traveler informa-*  
10 *tion, or highway operations systems and remote sens-*  
11 *ing products;*

12 (2) *enhance safety through improved crash*  
13 *avoidance and protection, crash and other notifica-*  
14 *tion, commercial motor vehicle operations, and infra-*  
15 *structure-based or cooperative safety systems; and*

16 (3) *facilitate the integration of intelligent infra-*  
17 *structure, vehicle, and control technologies.*

18 (c) *FEDERAL SHARE.*—*The Federal share of the cost*  
19 *of operational tests and demonstrations under subsection*  
20 *(a) shall not exceed 80 percent.*

21 **SEC. 5606. INFRASTRUCTURE DEVELOPMENT.**

22 *Funds made available to carry out this subtitle for*  
23 *operational tests—*

1           (1) shall be used primarily for the development  
2 of intelligent transportation system infrastructure;  
3 and

4           (2) to the maximum extent practicable, shall not  
5 be used for the construction of physical highway and  
6 public transportation infrastructure unless the con-  
7 struction is incidental and critically necessary to the  
8 implementation of an intelligent transportation sys-  
9 tem project.

10 **SEC. 5607. DEFINITIONS.**

11 *In this subtitle, the following definitions apply:*

12           (1) *INCIDENT.*—The term “incident” means a  
13 crash, a natural disaster, workzone activity, special  
14 event, or other emergency road user occurrence that  
15 adversely affects or impedes the normal flow of traffic.

16           (2) *INTELLIGENT TRANSPORTATION INFRASTRUC-*  
17 *TURE.*—The term “intelligent transportation infra-  
18 structure” means fully integrated public sector intel-  
19 ligent transportation system components, as defined  
20 by the Secretary.

21           (3) *INTELLIGENT TRANSPORTATION SYSTEM.*—  
22 The term “intelligent transportation system” means  
23 electronics, communications, or information proc-  
24 essing used singly or in combination to improve the  
25 efficiency or safety of a surface transportation system.



1           (4) *NATIONAL ARCHITECTURE.*—*The term “na-*  
2           *tional architecture” means the common framework for*  
3           *interoperability that defines—*

4                   (A) *the functions associated with intelligent*  
5                   *transportation system user services;*

6                   (B) *the physical entities or subsystems with-*  
7                   *in which the functions reside;*

8                   (C) *the data interfaces and information*  
9                   *flows between physical subsystems; and*

10                  (D) *the communications requirements asso-*  
11                  *ciated with the information flows.*

12           (5) *PROJECT.*—*The term “project” means a un-*  
13           *dertaking to research, develop, or operationally test*  
14           *intelligent transportation systems or any other under-*  
15           *taking eligible for assistance under this subtitle.*

16           (6) *STANDARD.*—*The term “standard” means a*  
17           *document that—*

18                   (A) *contains technical specifications or*  
19                   *other precise criteria for intelligent transpor-*  
20                   *tation systems that are to be used consistently as*  
21                   *rules, guidelines, or definitions of characteristics*  
22                   *so as to ensure that materials, products, proc-*  
23                   *esses, and services are fit for their purposes; and*

24                   (B) *may support the national architecture*  
25                   *and promote—*

1                   (i) the widespread use and adoption of  
2                   intelligent transportation system technology  
3                   as a component of the surface transpor-  
4                   tation systems of the United States; and

5                   (ii) interoperability among intelligent  
6                   transportation system technologies imple-  
7                   mented throughout the States.

8                   (7) *STATE*.—The term “State” has the meaning  
9                   given the term under section 101 of title 23, United  
10                  States Code.

11                  (8) *TRANSPORTATION SYSTEMS MANAGEMENT*  
12                  *AND OPERATIONS*.—The term “transportation systems  
13                  management and operations” has the meaning given  
14                  the term under section 101(a) of such title.

15 **SEC. 5608. RURAL INTERSTATE CORRIDOR COMMUNICA-**  
16 **TIONS STUDY.**

17                  (a) *STUDY*.—The Secretary, in cooperation with the  
18                  Secretary of Commerce, State departments of transpor-  
19                  tation, and other appropriate State, regional, and local offi-  
20                  cials, shall conduct a study on feasibility of installing fiber  
21                  optic cabling and wireless communication infrastructure  
22                  along multistate Interstate System route corridors for im-  
23                  proved communications services to rural communities along  
24                  such corridors.

1       (b) *CONTENTS OF STUDY.*—*In conducting the study,*  
2 *the Secretary shall identify—*

3           (1) *impediments to installation of the infrastruc-*  
4 *ture described in subsection (a) along multistate*  
5 *Interstate System route corridors and to connecting*  
6 *such infrastructure to the rural communities along*  
7 *such corridors;*

8           (2) *the effective geographic range of such infra-*  
9 *structure;*

10          (3) *potential opportunities for the private sector*  
11 *to fund, wholly or partially, the installation of such*  
12 *infrastructure;*

13          (4) *potential benefits fiber optic cabling and*  
14 *wireless communication infrastructure may provide*  
15 *to rural communities along such corridors, including*  
16 *the effects of the installation of such infrastructure on*  
17 *economic development, deployment of intelligent*  
18 *transportation systems technologies and applications,*  
19 *homeland security precaution and response, and edu-*  
20 *cation and health systems in those communities;*

21          (5) *rural broadband access points for such infra-*  
22 *structure;*

23          (6) *areas of environmental conflict with such in-*  
24 *stallation;*

1           (7) *real estate ownership issues relating to such*  
2 *installation;*

3           (8) *preliminary design for placement of fiber*  
4 *optic cable and wireless towers;*

5           (9) *monetary value of the rights-of-way necessary*  
6 *for such installation;*

7           (10) *applicability and transferability of the ben-*  
8 *efits of such installation to other rural corridors; and*

9           (11) *safety and other operational issues associ-*  
10 *ated with the installation and maintenance of fiber*  
11 *optic cabling and wire infrastructure within Inter-*  
12 *state System rights-of-way and other publicly owned*  
13 *rights-of-way.*

14       (c) *CORRIDOR LOCATIONS.*—*The study required under*  
15 *subsection (a) shall be conducted for corridors along—*

16           (1) *Interstate Route I–90 through rural Wis-*  
17 *consin, southern Minnesota, northern Iowa, and*  
18 *South Dakota;*

19           (2) *Interstate Route I–20 through Alabama, Mis-*  
20 *sissippi, and northern Louisiana;*

21           (3) *Interstate Route I–91 through Vermont, New*  
22 *Hampshire, and Massachusetts; and*

23           (4) *any other rural corridor the Secretary con-*  
24 *siders appropriate.*

1       (d) *FEDERAL SHARE.*—*The Federal share of the cost*  
 2 *of the study shall be 100 percent.*

3       (e) *REPORT TO CONGRESS.*—*Not later than September*  
 4 *30, 2006, the Secretary shall transmit to Congress a report*  
 5 *on the results of the study, including any recommendations*  
 6 *of the Secretary.*

7       (f) *FUNDING.*—*Of the amounts made available under*  
 8 *section 5101(a)(5), \$1,000,000 shall be available for fiscal*  
 9 *year 2005, and \$2,000,000 for fiscal year 2006, to carry*  
 10 *out this section.*

11 **SEC. 5609. REPEAL.**

12       *Subtitle C of title V of The Transportation Equity Act*  
 13 *for the 21st Century (23 U.S.C. 502 note; 112 Stat. 452–*  
 14 *463) is repealed.*

15 **TITLE VI—TRANSPORTATION**  
 16 **PLANNING AND PROJECT DE-**  
 17 **LIVERY**

18 **SEC. 6001. TRANSPORTATION PLANNING.**

19       (a) *IN GENERAL.*—*Subtitle III of title 49, United*  
 20 *States Code, is amended by inserting after chapter 51 the*  
 21 *following:*

22       **“CHAPTER 52—TRANSPORTATION**  
 23 **PLANNING AND PROJECT DELIVERY**

“SUBCHAPTER A—GENERAL PROVISIONS

“Sec.

“5201. Definitions.

“SUBCHAPTER B—TRANSPORTATION PLANNING AND PROJECT DELIVERY

“5211. *Policy.*

“5212. *Definitions.*

“5213. *Metropolitan transportation planning.*

“5214. *Statewide transportation planning.*

“SUBCHAPTER C—EFFICIENT ENVIRONMENTAL REVIEWS FOR PROJECT  
DECISIONMAKING

“5251. *Definitions and applicability.*

“5252. *Project development procedures.*

1 “SUBCHAPTER A—GENERAL PROVISIONS

2 “§ 5201. **Definitions**

3 “*In this chapter, the following definitions apply:*

4 “(1) *SECRETARY.*—*The term ‘Secretary’ means*  
5 *the Secretary of Transportation.*

6 “(2) *STATE.*—*The term ‘State’ means a State of*  
7 *the United States, the District of Columbia, and*  
8 *Puerto Rico.*

9 “SUBCHAPTER B—TRANSPORTATION PLANNING  
10 AND PROJECT DELIVERY

11 “§ 5211. **Policy**

12 “(a) *IN GENERAL.*—*It is in the national interest to—*

13 “(1) *encourage and promote the safe and effi-*  
14 *cient management, operation, and development of sur-*  
15 *face transportation systems that will serve the mobil-*  
16 *ity needs of people and freight and foster economic*  
17 *growth and development within and between States*  
18 *and urbanized areas, while minimizing transpor-*  
19 *tation-related fuel consumption and air pollution*

1 *through metropolitan and statewide transportation*  
2 *planning processes identified in this chapter; and*

3 *“(2) encourage the continued improvement and*  
4 *evolution of the metropolitan and statewide transpor-*  
5 *tation planning processes by metropolitan planning*  
6 *organizations, State departments of transportation,*  
7 *and public transit operators as guided by the plan-*  
8 *ning factors identified in sections 5213(f) and*  
9 *5214(d).*

10 *“(b) COMMON TRANSPORTATION PLANNING PRO-*  
11 *GRAM.—This subchapter provides a common transportation*  
12 *planning program to be administered by the Federal High-*  
13 *way Administration and the Federal Transit Administra-*  
14 *tion.*

15 **“§ 5212. Definitions**

16 *“(a) APPLICABILITY BY REFERENCE.—Unless other-*  
17 *wise specified in subsection (b), the definitions in section*  
18 *101(a) of title 23 and section 5302 are applicable to this*  
19 *subchapter.*

20 *“(b) ADDITIONAL DEFINITIONS.—In this subchapter,*  
21 *the following definitions apply:*

22 *“(1) METROPOLITAN PLANNING AREA.—The term*  
23 *‘metropolitan planning area’ means the geographic*  
24 *area determined by agreement between the metropoli-*

1 *tan planning organization for the area and the Gov-*  
2 *ernor under section 5213(c).*

3 “(2) *METROPOLITAN PLANNING ORGANIZA-*  
4 *TION.—The term ‘metropolitan planning organiza-*  
5 *tion’ means the policy board of an organization cre-*  
6 *ated as a result of the designation process in section*  
7 *5213(b).*

8 “(3) *NONMETROPOLITAN AREA.—The term ‘non-*  
9 *metropolitan area’ means a geographic area outside*  
10 *designated metropolitan planning areas.*

11 “(4) *NONMETROPOLITAN LOCAL OFFICIAL.—The*  
12 *term ‘nonmetropolitan local official’ means elected*  
13 *and appointed officials of general purpose local gov-*  
14 *ernment in a nonmetropolitan area with responsi-*  
15 *bility for transportation.*

16 “(5) *TIP.—The term ‘TIP’ means a transpor-*  
17 *tation improvement program developed by a metro-*  
18 *politan planning organization under section 5213.*

19 “(6) *URBANIZED AREA.—The term ‘urbanized*  
20 *area’ means a geographic area with a population of*  
21 *50,000 or more, as designated by the Bureau of the*  
22 *Census.*

23 **“§ 5213. Metropolitan transportation planning**

24 “(a) *GENERAL REQUIREMENTS.—*



1           “(1) *DEVELOPMENT OF LONG-RANGE PLANS AND*  
2           *TIPS.—To accomplish the objectives in section 5211,*  
3           *metropolitan planning organizations designated*  
4           *under subsection (b), in cooperation with the State*  
5           *and public transportation operators, shall develop*  
6           *long-range transportation plans and transportation*  
7           *improvement programs for metropolitan planning*  
8           *areas of the State.*

9           “(2) *CONTENTS.—The plans and TIPs for each*  
10           *metropolitan area shall provide for the development*  
11           *and integrated management and operation of trans-*  
12           *portation systems and facilities (including accessible*  
13           *pedestrian walkways and bicycle transportation fa-*  
14           *ilities) that will function as an intermodal transpor-*  
15           *tation system for the metropolitan planning area and*  
16           *as an integral part of an intermodal transportation*  
17           *system for the State and the United States.*

18           “(3) *PROCESS OF DEVELOPMENT.—The process*  
19           *for developing the plans and TIPs shall provide for*  
20           *consideration of all modes of transportation and shall*  
21           *be continuing, cooperative, and comprehensive to the*  
22           *degree appropriate, based on the complexity of the*  
23           *transportation problems to be addressed.*

24           “(b) *DESIGNATION OF METROPOLITAN PLANNING OR-*  
25           *GANIZATIONS.—*

1           “(1) *IN GENERAL.*—*To carry out the transpor-*  
2           *tation planning process required by this section, a*  
3           *metropolitan planning organization shall be des-*  
4           *ignated for each urbanized area with a population of*  
5           *more than 50,000 individuals—*

6                     “(A) *by agreement between the Governor*  
7                     *and units of general purpose local government*  
8                     *that together represent at least 75 percent of the*  
9                     *affected population (including the largest incor-*  
10                    *porated city (based on population) as named by*  
11                    *the Bureau of the Census); or*

12                    “(B) *in accordance with procedures estab-*  
13                    *lished by applicable State or local law.*

14           “(2) *STRUCTURE.*—*Each metropolitan planning*  
15           *organization that serves an area designated as a*  
16           *transportation management area, when designated or*  
17           *redesignated under this subsection, shall consist of—*

18                    “(A) *local elected officials;*

19                    “(B) *officials of public agencies that admin-*  
20                    *ister or operate major modes of transportation in*  
21                    *the metropolitan area; and*

22                    “(C) *appropriate State officials.*

23           “(3) *LIMITATION ON STATUTORY CONSTRUC-*  
24           *TION.*—*Nothing in this subsection shall be construed*  
25           *to interfere with the authority, under any State law*

1 *in effect on December 18, 1991, of a public agency*  
2 *with multimodal transportation responsibilities to—*

3 *“(A) develop the plans and TIPs for adop-*  
4 *tion by a metropolitan planning organization;*  
5 *and*

6 *“(B) develop long-range capital plans, co-*  
7 *ordinate transit services and projects, and carry*  
8 *out other activities pursuant to State law.*

9 *“(4) CONTINUING DESIGNATION.—A designation*  
10 *of a metropolitan planning organization under this*  
11 *subsection or any other provision of law shall remain*  
12 *in effect until the metropolitan planning organization*  
13 *is redesignated under paragraph (5).*

14 *“(5) REDESIGNATION PROCEDURES.—A metro-*  
15 *politan planning organization may be redesignated*  
16 *by agreement between the Governor and units of gen-*  
17 *eral purpose local government that together represent*  
18 *at least 75 percent of the existing planning area pop-*  
19 *ulation (including the largest incorporated city (based*  
20 *on population) as named by the Bureau of the Cen-*  
21 *sus) as appropriate to carry out this section.*

22 *“(6) DESIGNATION OF MORE THAN 1 METROPOLI-*  
23 *TAN PLANNING ORGANIZATION.—More than 1 metro-*  
24 *politan planning organization may be designated*  
25 *within an existing metropolitan planning area only*

1 *if the Governor and the existing metropolitan plan-*  
2 *ning organization determine that the size and com-*  
3 *plexity of the existing metropolitan planning area*  
4 *make designation of more than 1 metropolitan plan-*  
5 *ning organization for the area appropriate.*

6 *“(c) METROPOLITAN PLANNING AREA BOUNDARIES.—*

7 *“(1) IN GENERAL.—For the purposes of this sec-*  
8 *tion, the boundaries of a metropolitan planning area*  
9 *shall be determined by agreement between the metro-*  
10 *politan planning organization and the Governor.*

11 *“(2) INCLUDED AREA.—Each metropolitan plan-*  
12 *ning area—*

13 *“(A) shall encompass at least the existing*  
14 *urbanized area and the contiguous area expected*  
15 *to become urbanized within a 20-year forecast*  
16 *period for the transportation plan; and*

17 *“(B) may encompass the entire metropoli-*  
18 *tan statistical area or consolidated metropolitan*  
19 *statistical area, as defined by the Bureau of the*  
20 *Census.*

21 *“(3) IDENTIFICATION OF NEW URBANIZED AREAS*  
22 *WITHIN EXISTING PLANNING AREA BOUNDARIES.—The*  
23 *designation by the Bureau of the Census of new ur-*  
24 *banized areas within an existing metropolitan plan-*

1     *ning area shall not require the redesignation of the*  
2     *existing metropolitan planning organization.*

3             “(4) *EXISTING METROPOLITAN PLANNING AREAS*  
4     *IN NONATTAINMENT.*—*Notwithstanding paragraph*  
5     *(2), in the case of an urbanized area designated as a*  
6     *nonattainment area for ozone or carbon monoxide*  
7     *under the Clean Air Act (42 U.S.C. 7401 et seq.) as*  
8     *of the date of enactment of this paragraph, the bound-*  
9     *aries of the metropolitan planning area in existence*  
10    *as of such date of enactment shall be retained; except*  
11    *that the boundaries may be adjusted by agreement of*  
12    *the Governor and affected metropolitan planning or-*  
13    *ganizations in the manner described in subsection*  
14    *(b)(5).*

15            “(5) *NEW METROPOLITAN PLANNING AREAS IN*  
16    *NONATTAINMENT.*—*In the case of an urbanized area*  
17    *designated after the date of enactment of this para-*  
18    *graph as a nonattainment area for ozone or carbon*  
19    *monoxide, the boundaries of the metropolitan plan-*  
20    *ning area—*

21                    “(A) *shall be established in the manner de-*  
22                    *scribed in subsection (b)(1);*

23                    “(B) *shall encompass the areas described in*  
24                    *paragraph (2)(A);*

1           “(C) may encompass the areas described in  
2           paragraph (2)(B); and

3           “(D) may address any nonattainment area  
4           identified under the Clean Air Act for ozone or  
5           carbon monoxide.

6           “(d) COORDINATION IN MULTISTATE AREAS.—

7           “(1) IN GENERAL.—The Secretary shall encour-  
8           age each Governor with responsibility for a portion of  
9           a multistate metropolitan area and the appropriate  
10          metropolitan planning organizations to provide co-  
11          ordinated transportation planning for the entire met-  
12          ropolitan area.

13          “(2) INTERSTATE COMPACTS.—The consent of  
14          Congress is granted to any 2 or more States—

15                 “(A) to enter into agreements or compacts,  
16                 not in conflict with any law of the United  
17                 States, for cooperative efforts and mutual assist-  
18                 ance in support of activities authorized under  
19                 this section as the activities pertain to interstate  
20                 areas and localities within the States; and

21                 “(B) to establish such agencies, joint or oth-  
22                 erwise, as the States may determine desirable for  
23                 making the agreements and compacts effective.

24          “(3) LAKE TAHOE REGION.—

1           “(A) *DEFINITION.*—*In this paragraph, the*  
2           *term ‘Lake Tahoe region’ has the meaning given*  
3           *the term ‘region’ in subdivision (a) of article II*  
4           *of the Tahoe Regional Planning Compact, as set*  
5           *forth in the first section of Public Law 96–551*  
6           *(94 Stat. 3234).*

7           “(B) *TRANSPORTATION PLANNING PROC-*  
8           *ESS.*—*The Secretary shall—*

9                   “(i) *establish with the Federal land*  
10                   *management agencies that have jurisdiction*  
11                   *over land in the Lake Tahoe region a trans-*  
12                   *portation planning process for the region;*  
13                   *and*

14                   “(ii) *coordinate the transportation*  
15                   *planning process with the planning process*  
16                   *required of State and local governments*  
17                   *under this section and section 5214.*

18           “(C) *INTERSTATE COMPACT.*—

19                   “(i) *IN GENERAL.*—*Subject to clause*  
20                   *(ii), notwithstanding subsection (b), to*  
21                   *carry out the transportation planning proc-*  
22                   *ess required by this section, the consent of*  
23                   *Congress is granted to the States of Cali-*  
24                   *fornia and Nevada to designate a metropoli-*  
25                   *tan planning organization for the Lake*

1           *Tahoe region, by agreement between the*  
2           *Governors of the States of California and*  
3           *Nevada and units of general purpose local*  
4           *government that together represent at least*  
5           *75 percent of the affected population (in-*  
6           *cluding the central city or cities (as defined*  
7           *by the Bureau of the Census)), or in accord-*  
8           *ance with procedures established by applica-*  
9           *ble State or local law.*

10           “(i) *INVOLVEMENT OF FEDERAL LAND*  
11           *MANAGEMENT AGENCIES.—*

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

19                   “(II) *FUNDING.—In addition to*  
20                   *funds made available to the metropoli-*  
21                   *tan planning organization under other*  
22                   *provisions of title 23 and under chap-*  
23                   *ter 53, not more than 1 percent of the*  
24                   *funds allocated under section 202 of*  
25                   *title 23 may be used to carry out the*



1                    *transportation planning process for the*  
2                    *Lake Tahoe region under this subpara-*  
3                    *graph.*

4                    “(D) *ACTIVITIES.—Highway projects in-*  
5                    *cluded in transportation plans developed under*  
6                    *this paragraph—*

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

12                    “(ii) *may, in accordance with chapter*  
13                    *2 of title 23, be funded using funds allocated*  
14                    *under section 202 of title 23.*

15                    “(e) *MPO CONSULTATION IN PLAN AND TIP COORDI-*  
16                    *NATION.—*

17                    “(1) *NONATTAINMENT AREAS.—If more than 1*  
18                    *metropolitan planning organization has authority*  
19                    *within a metropolitan area or an area which is des-*  
20                    *ignated as a nonattainment area for ozone or carbon*  
21                    *monoxide under the Clean Air Act, each metropolitan*  
22                    *planning organization shall consult with the other*  
23                    *metropolitan planning organizations designated for*  
24                    *such area and the State in the coordination of plans*  
25                    *and TIPs required by this section.*

1           “(2) *TRANSPORTATION IMPROVEMENTS LOCATED*  
2           *IN MULTIPLE MPOS.*—If a transportation improve-  
3           ment funded from the Highway Trust Fund or au-  
4           thorized under chapter 53 is located within the  
5           boundaries of more than 1 metropolitan planning  
6           area, the metropolitan planning organizations shall  
7           coordinate plans and TIPs regarding the transpor-  
8           tation improvement.

9           “(3) *RELATIONSHIP WITH OTHER PLANNING OF-*  
10          *FICIALS.*—The Secretary shall encourage each metro-  
11          politan planning organization to consult with those  
12          officials responsible for other types of planning activi-  
13          ties that are affected by transportation in the area  
14          (including State and local planned growth, economic  
15          development, environmental protection, airport oper-  
16          ations, and freight movements) or to coordinate its  
17          planning process, to the maximum extent practicable,  
18          with such planning activities. Under the metropolitan  
19          planning process, transportation plans and TIPs  
20          shall be developed with due consideration of other re-  
21          lated planning activities within the metropolitan  
22          area, and the process shall provide for the design and  
23          delivery of transportation services within the metro-  
24          politan area that are provided by—

1           “(A) recipients of assistance under chapter  
2           53;

3           “(B) governmental agencies and nonprofit  
4           organizations (including representatives of the  
5           agencies and organizations) that receive Federal  
6           assistance from a source other than the Depart-  
7           ment of Transportation to provide nonemergency  
8           transportation services; and

9           “(C) recipients of assistance under section  
10          204 of title 23.

11       “(f) *SCOPE OF PLANNING PROCESS.*—

12           “(1) *IN GENERAL.*—The goals and objectives de-  
13          veloped through the metropolitan planning process for  
14          a metropolitan planning area under this section shall  
15          address the following factors as they relate to the per-  
16          formance of the metropolitan area transportation sys-  
17          tems:

18           “(A) Support of the economic vitality of the  
19          metropolitan area, especially by enabling global  
20          competitiveness, productivity, and efficiency.

21           “(B) Increases in the safety and security of  
22          the transportation system for motorized and non-  
23          motorized users.

24           “(C) Increases in the accessibility and mo-  
25          bility of people and for freight.

1           “(D) *Protection and enhancement of the en-*  
2           *vironment, promotion of energy conservation,*  
3           *improvement of the quality of life, and pro-*  
4           *motion of consistency between transportation im-*  
5           *provements and State and local planned growth*  
6           *and economic development patterns.*

7           “(E) *Enhancement of the integration and*  
8           *connectivity of the transportation system, across*  
9           *and between modes, for people and freight.*

10           “(F) *Promotion of efficient system manage-*  
11           *ment and operation.*

12           “(G) *Emphasis on the preservation of the*  
13           *existing transportation system.*

14           “(2) *FAILURE TO CONSIDER FACTORS.—The fail-*  
15           *ure to consider any factor specified in paragraph (1)*  
16           *shall not be reviewable by any court under title 23 or*  
17           *this title, subchapter II of chapter 5 of title 5, or*  
18           *chapter 7 of title 5 in any matter affecting a trans-*  
19           *portation plan, a TIP, a project or strategy, or the*  
20           *certification of a planning process.*

21           “(g) *DEVELOPMENT OF TRANSPORTATION PLAN.—*

22           “(1) *IN GENERAL.—Each metropolitan planning*  
23           *organization shall prepare, and update no less fre-*  
24           *quently than every 4 years, a transportation plan for*

1        *its metropolitan planning area in accordance with*  
2        *the requirements of this subsection.*

3            “(2) *TRANSPORTATION PLAN.*—*A transportation*  
4        *plan under this section shall be in a form that the*  
5        *Secretary determines to be appropriate and shall con-*  
6        *tain, at a minimum, the following:*

7            “(A) *An identification of transportation fa-*  
8        *cilities (including major roadways, transit,*  
9        *multimodal and intermodal facilities, and inter-*  
10       *modal connectors) that should function as an in-*  
11       *tegrated metropolitan transportation system, giv-*  
12       *ing emphasis to those facilities that serve impor-*  
13       *tant national and regional transportation func-*  
14       *tions. In formulating the transportation plan,*  
15       *the metropolitan planning organization shall*  
16       *consider factors described in subsection (f) as*  
17       *such factors relate to a 20-year forecast period.*

18           “(B) *A financial plan that demonstrates*  
19       *how the adopted transportation plan can be im-*  
20       *plemented, indicates resources from public and*  
21       *private sources that are reasonably expected to be*  
22       *made available to carry out the plan, and rec-*  
23       *ommends any additional financing strategies for*  
24       *needed projects and programs. The financial*  
25       *plan may include, for illustrative purposes, ad-*

1            *ditional projects that would be included in the*  
2            *adopted transportation plan if reasonable addi-*  
3            *tional resources beyond those identified in the fi-*  
4            *nancial plan were available. For the purpose of*  
5            *developing the transportation plan, the metro-*  
6            *politan planning organization, transit operator,*  
7            *and State shall cooperatively develop estimates of*  
8            *funds that will be available to support plan im-*  
9            *plementation.*

10            *“(C) Operational and management strate-*  
11            *gies to improve the performance of existing*  
12            *transportation facilities to relieve vehicular con-*  
13            *gestion and maximize the safety and mobility of*  
14            *people and goods.*

15            *“(D) Capital investment and other strate-*  
16            *gies to preserve the existing and projected future*  
17            *metropolitan transportation infrastructure and*  
18            *provide for multimodal capacity increases based*  
19            *on regional priorities and needs.*

20            *“(E) Proposed transportation and transit*  
21            *enhancement activities.*

22            *“(3) COORDINATION WITH CLEAN AIR ACT AGEN-*  
23            *CIES.—In metropolitan areas which are in nonattain-*  
24            *ment for ozone or carbon monoxide under the Clean*  
25            *Air Act, the metropolitan planning organization shall*

1       *coordinate the development of a transportation plan*  
2       *with the process for development of the transportation*  
3       *control measures of the State implementation plan re-*  
4       *quired by the Clean Air Act.*

5               “(4) *PARTICIPATION BY INTERESTED PARTIES.—*  
6       *Before approving a transportation plan, each metro-*  
7       *politan planning organization shall provide citizens,*  
8       *affected public agencies, representatives of public*  
9       *transportation employees, freight shippers, providers*  
10       *of freight transportation services, private providers of*  
11       *transportation, representatives of users of public*  
12       *transportation, representatives of users of pedestrian*  
13       *walkways and bicycle transportation facilities, rep-*  
14       *resentatives of the disabled, and other interested par-*  
15       *ties with a reasonable opportunity to comment on the*  
16       *transportation plan, in a manner that the Secretary*  
17       *deems appropriate.*

18               “(5) *PUBLICATION.—A transportation plan in-*  
19       *volving Federal participation shall be published or*  
20       *otherwise made readily available by the metropolitan*  
21       *planning organization for public review and sub-*  
22       *mitted for information purposes to the Governor at*  
23       *such times and in such manner as the Secretary shall*  
24       *establish.*

1           “(6) *SELECTION OF PROJECTS FROM ILLUSTRATIVE LIST.*—Notwithstanding paragraph (2)(B), a  
2           State or metropolitan planning organization shall not  
3           be required to select any project from the illustrative  
4           list of additional projects included in the financial  
5           plan under paragraph (2)(B).  
6

7           “(h) *METROPOLITAN TIP.*—

8           “(1) *DEVELOPMENT.*—

9           “(A) *IN GENERAL.*—In cooperation with the  
10          State and any affected public transportation op-  
11          erator, the metropolitan planning organization  
12          designated for a metropolitan area shall develop  
13          a TIP for the area for which the organization is  
14          designated.

15          “(B) *OPPORTUNITY FOR COMMENT.*—In de-  
16          veloping the TIP, the metropolitan planning or-  
17          ganization, in cooperation with the State and  
18          any affected public transportation operator, shall  
19          provide citizens, affected public agencies, rep-  
20          resentatives of public transportation employees,  
21          freight shippers, providers of freight transpor-  
22          tation services, private providers of transpor-  
23          tation, representatives of users of public trans-  
24          portation, representatives of the disabled, rep-  
25          resentatives of users of pedestrian walkways and



1           *bicycle facilities, and other interested parties*  
2           *with a reasonable opportunity to comment on the*  
3           *proposed TIP.*

4           “(C) *FUNDING ESTIMATES.*—*For the pur-*  
5           *pose of developing the TIP, the metropolitan*  
6           *planning organization, public transportation*  
7           *agency, and State shall cooperatively develop es-*  
8           *timates of funds that are reasonably expected to*  
9           *be available to support program implementation.*

10           “(D) *UPDATING AND APPROVAL.*—*The TIP*  
11           *shall be updated at least once every 4 years and*  
12           *shall be approved by the metropolitan planning*  
13           *organization and the Governor.*

14           “(2) *CONTENTS.*—

15           “(A) *PRIORITY LIST.*—*The TIP shall in-*  
16           *clude a priority list of proposed federally sup-*  
17           *ported projects and strategies to be carried out*  
18           *within each 4-year period after the initial adop-*  
19           *tion of the TIP.*

20           “(B) *FINANCIAL PLAN.*—*The TIP shall in-*  
21           *clude a financial plan that—*

22                   “(i) *demonstrates how the TIP can be*  
23                   *implemented;*

24                   “(ii) *indicates resources from public*  
25                   *and private sources that are reasonably ex-*

1           pected to be available to carry out the pro-  
2           gram;

3           “(iii) identifies innovative financing  
4           techniques to finance projects, programs,  
5           and strategies; and

6           “(iv) may include, for illustrative pur-  
7           poses, additional projects that would be in-  
8           cluded in the approved TIP if reasonable  
9           additional resources beyond those identified  
10          in the financial plan were available.

11          “(C) DESCRIPTIONS.—Each project in the  
12          TIP shall include sufficient descriptive material  
13          (such as type of work, termini, length, and other  
14          similar factors) to identify the project or phase  
15          of the project.

16          “(D) CONGESTION RELIEF ACTIVITIES.—  
17          The TIP shall include a listing of congestion re-  
18          lief activities to be carried out to meet the re-  
19          quirements of section 139 of title 23, categorized  
20          as either under one or under three congestion re-  
21          lief activities.

22          “(3) INCLUDED PROJECTS.—

23                 “(A) PROJECTS UNDER TITLE 23 AND  
24                 CHAPTER 53.—A TIP developed under this sub-  
25                 section for a metropolitan area shall include the

1            *projects within the area that are proposed for*  
2            *funding under chapter 1 of title 23 and chapter*  
3            *53.*

4            *“(B) PROJECTS UNDER CHAPTER 2 OF*  
5            *TITLE 23.—All projects proposed for funding*  
6            *under chapter 2 of title 23 shall be identified in-*  
7            *dividually in the TIP.*

8            *“(C) CONSISTENCY WITH LONG-RANGE*  
9            *TRANSPORTATION PLAN.—Each project shall be*  
10           *consistent with the long-range transportation*  
11           *plan developed under subsection (g) for the area.*

12           *“(D) REQUIREMENT OF ANTICIPATED FULL*  
13           *FUNDING.—The program shall include a project,*  
14           *or an identified phase of a project, only if full*  
15           *funding can reasonably be anticipated to be*  
16           *available for the project within the time period*  
17           *contemplated for completion of the project.*

18           *“(4) NOTICE AND COMMENT.—Before approving*  
19           *a TIP, a metropolitan planning organization, in co-*  
20           *operation with the State and any affected public*  
21           *transportation operator, shall provide citizens, af-*  
22           *ected public agencies, representatives of public trans-*  
23           *portation employees, freight shippers, providers of*  
24           *freight transportation services, private providers of*  
25           *transportation, representatives of users of public*

1 *transportation, representatives of the disabled, rep-*  
2 *resentatives of users of pedestrian walkways and bicy-*  
3 *cle facilities, and other interested parties with reason-*  
4 *able notice of and an opportunity to comment on the*  
5 *proposed program.*

6 “(5) *SELECTION OF PROJECTS.*—

7 “(A) *IN GENERAL.*—*Except as otherwise*  
8 *provided in subsection (i)(4) and in addition to*  
9 *the TIP development required under paragraph*  
10 *(1), the selection of federally funded projects in*  
11 *metropolitan areas shall be carried out, from the*  
12 *approved TIP—*

13 “(i) *by—*

14 “(I) *in the case of projects under*  
15 *title 23, the State; and*

16 “(II) *in the case of projects under*  
17 *chapter 53, the designated recipients of*  
18 *public transportation funding; and*

19 “(ii) *in cooperation with the metro-*  
20 *politan planning organization.*

21 “(B) *MODIFICATIONS TO PROJECT PRI-*  
22 *ORITY.*—*Notwithstanding any other provision of*  
23 *law, action by the Secretary shall not be required*  
24 *to advance a project included in the approved*  
25 *TIP in place of another project in the program.*

1           “(6) *SELECTION OF PROJECTS FROM ILLU-*  
2           *STRATIVE LIST.—*

3           “(A) *NO REQUIRED SELECTION.—Notwith-*  
4           *standing paragraph (2)(B)(iv), a State or metro-*  
5           *politan planning organization shall not be re-*  
6           *quired to select any project from the illustrative*  
7           *list of additional projects included in the finan-*  
8           *cial plan under paragraph (2)(B)(iv).*

9           “(B) *REQUIRED ACTION BY THE SEC-*  
10           *RETARY.—Action by the Secretary shall be re-*  
11           *quired for a State or metropolitan planning or-*  
12           *ganization to select any project from the illus-*  
13           *trative list of additional projects included in the*  
14           *financial plan under paragraph (2)(B)(iv) for*  
15           *inclusion in an approved TIP.*

16           “(7) *PUBLICATION.—*

17           “(A) *PUBLICATION OF TIPS.—A TIP in-*  
18           *volving Federal participation shall be published*  
19           *or otherwise made readily available by the met-*  
20           *ropolitan planning organization for public re-*  
21           *view.*

22           “(B) *PUBLICATION OF ANNUAL LISTINGS OF*  
23           *PROJECTS.—An annual listing of projects for*  
24           *which Federal funds have been obligated in the*  
25           *preceding year shall be published or otherwise*

1           *made available by the metropolitan planning or-*  
2           *ganization for public review. The listing shall be*  
3           *consistent with the categories identified in the*  
4           *TIP.*

5           “(i) *TRANSPORTATION MANAGEMENT AREAS.—*

6           “*(1) IDENTIFICATION AND DESIGNATION.—*

7           “*(A) REQUIRED IDENTIFICATION.—The Sec-*  
8           *retary shall identify as a transportation man-*  
9           *agement area each urbanized area (as defined by*  
10          *the Bureau of the Census) with a population of*  
11          *over 200,000 individuals.*

12          “*(B) DESIGNATIONS ON REQUEST.—The*  
13          *Secretary shall designate any additional area as*  
14          *a transportation management area on the re-*  
15          *quest of the Governor and the metropolitan plan-*  
16          *ning organization designated for the area.*

17          “*(2) TRANSPORTATION PLANS.—In a metropoli-*  
18          *tan planning area serving a transportation manage-*  
19          *ment area, transportation plans shall be based on a*  
20          *continuing and comprehensive transportation plan-*  
21          *ning process carried out by the metropolitan plan-*  
22          *ning organization in cooperation with the State and*  
23          *public transportation operators.*

24          “*(3) CONGESTION MANAGEMENT PROCESS.—*

25          *Within a metropolitan planning area serving a trans-*

1        *portation management area, the transportation plan-*  
2        *ning process under this section shall address conges-*  
3        *tion management through a process that provides for*  
4        *effective management and operation, based on a coop-*  
5        *eratively developed and implemented metropolitan-*  
6        *wide strategy, of new and existing transportation fa-*  
7        *cilities eligible for funding under title 23 and chapter*  
8        *53 through the use of travel demand reduction and*  
9        *operational management strategies and shall identify*  
10       *a sufficient number of congestion relief activities*  
11       *under section 139 of title 23 to meet the requirements*  
12       *of such section. The Secretary shall establish an ap-*  
13       *propriate phase-in schedule for compliance with the*  
14       *requirements of this section but no sooner than one*  
15       *year after the identification of a transportation man-*  
16       *agement area.*

17            *“(4) SELECTION OF PROJECTS.—*

18                    *“(A) IN GENERAL.—All federally funded*  
19                    *projects carried out within the boundaries of a*  
20                    *metropolitan planning area serving a transpor-*  
21                    *tation management area under title 23 (exclud-*  
22                    *ing projects carried out on the National High-*  
23                    *way System and projects carried out under the*  
24                    *bridge program or the Interstate maintenance*  
25                    *program) or under chapter 53 shall be selected*

1           *for implementation from the approved TIP by*  
2           *the metropolitan planning organization des-*  
3           *ignated for the area in consultation with the*  
4           *State and any affected public transportation op-*  
5           *erator.*

6           “(B) NATIONAL HIGHWAY SYSTEM  
7           PROJECTS.—*Projects, carried out within the*  
8           *boundaries of a metropolitan planning area serv-*  
9           *ing a transportation management area, on the*  
10           *National Highway System and projects carried*  
11           *out within such boundaries under the bridge pro-*  
12           *gram or the Interstate maintenance program*  
13           *under title 23 shall be selected for implementa-*  
14           *tion from the approved TIP by the State in co-*  
15           *operation with the metropolitan planning orga-*  
16           *nization designated for the area.*

17           “(5) CERTIFICATION.—

18           “(A) IN GENERAL.—*The Secretary shall—*

19                     “(i) *ensure that the metropolitan plan-*  
20                     *ning process of a metropolitan planning or-*  
21                     *ganization serving a transportation man-*  
22                     *agement area is being carried out in ac-*  
23                     *cordance with applicable provisions of Fed-*  
24                     *eral law; and*



1           “(i) subject to subparagraph (B), cer-  
2           tify, not less often than once every 4 years,  
3           that the requirements of this paragraph are  
4           met with respect to the metropolitan plan-  
5           ning process.

6           “(B)   REQUIREMENTS   FOR   CERTIFI-  
7           CATION.—The Secretary may make the certifi-  
8           cation under subparagraph (A) if—

9           “(i) the transportation planning proc-  
10          ess complies with the requirements of this  
11          section and other applicable requirements of  
12          Federal law; and

13          “(ii) there is a TIP for the metropoli-  
14          tan planning area that has been approved  
15          by the metropolitan planning organization  
16          and the Governor.

17          “(C) EFFECT OF FAILURE TO CERTIFY.—

18          “(i)   WITHHOLDING   OF   PROJECT  
19          FUNDS.—If a metropolitan planning proc-  
20          ess of a metropolitan planning organization  
21          serving a transportation management area  
22          is not certified, the Secretary may withhold  
23          up to 20 percent of the funds attributable to  
24          the metropolitan planning area of the met-

1            *ropolitan planning organization for projects*  
2            *funded under title 23 and chapter 53.*

3            “(ii) *RESTORATION OF WITHHELD*  
4            *FUNDS.—The withheld funds shall be re-*  
5            *stored to the metropolitan planning area at*  
6            *such time as the metropolitan planning*  
7            *process is certified by the Secretary.*

8            “(D) *REVIEW OF CERTIFICATION.—In mak-*  
9            *ing certification determinations under this para-*  
10           *graph, the Secretary shall provide for public in-*  
11           *volvement appropriate to the metropolitan area*  
12           *under review.*

13           “(j) *ABBREVIATED PLANS FOR CERTAIN AREAS.—*

14           “(1) *IN GENERAL.—Subject to paragraph (2), in*  
15           *the case of a metropolitan area not designated as a*  
16           *transportation management area under this section,*  
17           *the Secretary may provide for the development of an*  
18           *abbreviated transportation plan and TIP for the met-*  
19           *ropolitan planning area that the Secretary deter-*  
20           *mines is appropriate to achieve the purposes of this*  
21           *section, taking into account the complexity of trans-*  
22           *portation problems in the area.*

23           “(2) *NONATTAINMENT AREAS.—The Secretary*  
24           *may not permit abbreviated plans or TIPs for a met-*  
25           *ropolitan area that is in nonattainment for ozone or*

1       *carbon monoxide under the Clean Air Act (42 U.S.C.*  
2       *7401 et seq.).*

3       “(k) *ADDITIONAL REQUIREMENTS FOR CERTAIN NON-*  
4 *ATTAINMENT AREAS.—*

5               “(1) *IN GENERAL.—Notwithstanding any other*  
6 *provisions of title 23 or chapter 53, for transportation*  
7 *management areas classified as nonattainment for*  
8 *ozone or carbon monoxide pursuant to the Clean Air*  
9 *Act, Federal funds may not be advanced in such area*  
10 *for any highway project that will result in a signifi-*  
11 *cant increase in the carrying capacity for single-occu-*  
12 *pant vehicles unless the project is addressed through*  
13 *a congestion management process.*

14               “(2) *APPLICABILITY.—This subsection applies to*  
15 *a nonattainment area within the metropolitan plan-*  
16 *ning area boundaries determined under subsection*  
17 *(c).*

18       “(l) *LIMITATION ON STATUTORY CONSTRUCTION.—*  
19 *Nothing in this section shall be construed to confer on a*  
20 *metropolitan planning organization the authority to im-*  
21 *pose legal requirements on any transportation facility, pro-*  
22 *vider, or project not eligible under title 23 or chapter 53.*

23       “(m) *FUNDING.—*

1           “(1) *SET-ASIDES.*—*Funds set aside under section*  
2           *104(f) of title 23 or section 5305(h) shall be available*  
3           *to carry out this section.*

4           “(2) *OTHER FUNDING.*—*Funds made available*  
5           *under section 5338(c) shall be available to carry out*  
6           *this section.*

7           “(n) *CONTINUATION OF CURRENT REVIEW PRAC-*  
8           *TICE.*—*Since plans and TIPs described in this section are*  
9           *subject to a reasonable opportunity for public comment, in-*  
10           *dividual projects included in plans and TIPs are subject*  
11           *to review under the National Environmental Policy Act of*  
12           *1969 (42 U.S.C. 4321 et seq.), and decisions by the Sec-*  
13           *retary concerning plans and TIPs described in this section*  
14           *have not been reviewed under such Act as of January 1,*  
15           *1997, any decision by the Secretary concerning a plan or*  
16           *TIP described in this section shall not be considered to be*  
17           *a Federal action subject to review under such Act.*

18           **“§ 5214. Statewide transportation planning**

19           “(a) *GENERAL REQUIREMENTS.*—

20           “(1) *DEVELOPMENT OF PLANS AND PROGRAMS.*—  
21           *To accomplish the objectives stated in section 5211,*  
22           *each State shall develop a statewide transportation*  
23           *plan and a statewide transportation improvement*  
24           *program for all areas of the State subject to section*  
25           *5213.*

1           “(2) *CONTENTS.*—*The statewide transportation*  
2           *plan and the transportation improvement program*  
3           *developed for each State shall provide for the develop-*  
4           *ment and integrated management and operation of*  
5           *transportation systems and facilities (including acces-*  
6           *sible pedestrian walkways and bicycle transportation*  
7           *facilities) that will function as an intermodal trans-*  
8           *portation system for the State and an integral part*  
9           *of an intermodal transportation system for the United*  
10          *States.*

11           “(3) *PROCESS OF DEVELOPMENT.*—*The process*  
12          *for developing the statewide plan and the transpor-*  
13          *tation improvement program shall provide for consid-*  
14          *eration of all modes of transportation and the policies*  
15          *stated in section 5211, and shall be continuing, coop-*  
16          *erative, and comprehensive to the degree appropriate,*  
17          *based on the complexity of the transportation prob-*  
18          *lems to be addressed.*

19           “(b) *COORDINATION WITH METROPOLITAN PLANNING;*  
20          *STATE IMPLEMENTATION PLAN.*—*A State shall—*

21           “(1) *coordinate planning carried out under this*  
22          *section with the transportation planning activities*  
23          *carried out under section 5213 for metropolitan areas*  
24          *of the State and with statewide trade and economic*

1       *development planning activities and related*  
2       *multistate planning efforts; and*

3               “(2) *develop the transportation portion of the*  
4       *State implementation plan as required by the Clean*  
5       *Air Act (42 U.S.C. 7401 et seq.).*

6       “(c) *INTERSTATE AGREEMENTS.—The consent of Con-*  
7       *gress is granted to 2 or more States entering into agree-*  
8       *ments or compacts, not in conflict with any law of the*  
9       *United States, for cooperative efforts and mutual assistance*  
10       *in support of activities authorized under this section related*  
11       *to interstate areas and localities in the States and estab-*  
12       *lishing authorities the States consider desirable for making*  
13       *the agreements and compacts effective.*

14       “(d) *SCOPE OF PLANNING PROCESS.—*

15               “(1) *IN GENERAL.—Each State shall carry out a*  
16       *statewide transportation planning process that pro-*  
17       *vides for consideration and implementation of*  
18       *projects, strategies, and services that will—*

19                       “(A) *support the economic vitality of the*  
20       *United States, the States, nonmetropolitan areas,*  
21       *and metropolitan areas, especially by enabling*  
22       *global competitiveness, productivity, and effi-*  
23       *ciency;*

1           “(B) increase the safety and security of the  
2           transportation system for motorized and non-  
3           motorized users;

4           “(C) increase the accessibility and mobility  
5           of people and freight;

6           “(D) protect and enhance the environment,  
7           promote energy conservation, improve the qual-  
8           ity of life, and promote consistency between  
9           transportation improvements and State and  
10          local planned growth and economic development  
11          patterns;

12          “(E) enhance the integration and  
13          connectivity of the transportation system, across  
14          and between modes throughout the State, for peo-  
15          ple and freight;

16          “(F) promote efficient system management  
17          and operation; and

18          “(G) emphasize the preservation of the exist-  
19          ing transportation system.

20          “(2) *FAILURE TO CONSIDER FACTORS.*—*The fail-*  
21          *ure to consider any factor specified in paragraph (1)*  
22          *shall not be reviewable by any court under title 23 or*  
23          *this title, subchapter II of chapter 5 of title 5, or*  
24          *chapter 7 of title 5 in any matter affecting a state-*  
25          *wide transportation plan, the transportation im-*

1        *provement program, a project or strategy, or the cer-*  
2        *tification of a planning process.*

3        “(e) *ADDITIONAL REQUIREMENTS.—In carrying out*  
4        *planning under this section, each State shall consider, at*  
5        *a minimum—*

6                “(1) *with respect to nonmetropolitan areas, the*  
7        *concerns of affected local officials with responsibility*  
8        *for transportation;*

9                “(2) *the concerns of Indian tribal governments*  
10        *and Federal land management agencies that have ju-*  
11        *risdiction over land within the boundaries of the*  
12        *State; and*

13                “(3) *coordination of transportation plans, the*  
14        *transportation improvement program, and planning*  
15        *activities with related planning activities being car-*  
16        *ried out outside of metropolitan planning areas and*  
17        *between States.*

18        “(f) *LONG-RANGE STATEWIDE TRANSPORTATION*  
19        *PLAN.—*

20                “(1) *DEVELOPMENT.—Each State shall develop a*  
21        *long-range statewide transportation plan, with a*  
22        *minimum 20-year forecast period for all areas of the*  
23        *State, that provides for the development and imple-*  
24        *mentation of the intermodal transportation system of*  
25        *the State.*



1           “(2) *CONSULTATION WITH GOVERNMENTS.*—

2                   “(A) *METROPOLITAN AREAS.*—*The state-*  
3                   *wide transportation plan shall be developed for*  
4                   *each metropolitan area in the State in coopera-*  
5                   *tion with the metropolitan planning organiza-*  
6                   *tion designated for the metropolitan area under*  
7                   *section 5213.*

8                   “(B) *NONMETROPOLITAN AREAS.*—*With re-*  
9                   *spect to nonmetropolitan areas, the statewide*  
10                   *transportation plan shall be developed in con-*  
11                   *sultation with affected nonmetropolitan officials*  
12                   *with responsibility for transportation. The Sec-*  
13                   *retary shall not review or approve the consulta-*  
14                   *tion process in each State.*

15                   “(C) *INDIAN TRIBAL AREAS.*—*With respect*  
16                   *to each area of the State under the jurisdiction*  
17                   *of an Indian tribal government, the statewide*  
18                   *transportation plan shall be developed in con-*  
19                   *sultation with the tribal government and the*  
20                   *Secretary of the Interior.*

21                   “(3) *PARTICIPATION BY INTERESTED PARTIES.*—  
22                   *In developing the statewide transportation plan, the*  
23                   *State shall—*

24                           “(A) *provide citizens, affected public agen-*  
25                           *cies, representatives of public transportation em-*

1            *ployees, freight shippers, private providers of*  
2            *transportation, representatives of users of public*  
3            *transportation, representatives of users of pedes-*  
4            *trian walkways and bicycle transportation fa-*  
5            *cilities, representatives of the disabled, providers*  
6            *of freight transportation services, and other in-*  
7            *terested parties with a reasonable opportunity to*  
8            *comment on the proposed plan; and*

9            *“(B) identify transportation strategies nec-*  
10           *essary to efficiently serve the mobility needs of*  
11           *people.*

12           *“(4) FINANCIAL PLAN.—The statewide transpor-*  
13           *tation plan may include a financial plan that dem-*  
14           *onstrates how the adopted statewide transportation*  
15           *plan can be implemented, indicates resources from*  
16           *public and private sources that are reasonably ex-*  
17           *pected to be made available to carry out the plan, and*  
18           *recommends any additional financing strategies for*  
19           *needed projects and programs. The financial plan*  
20           *may include, for illustrative purposes, additional*  
21           *projects that would be included in the adopted state-*  
22           *wide transportation plan if reasonable additional re-*  
23           *sources beyond those identified in the financial plan*  
24           *were available.*

1           “(5) *SELECTION OF PROJECTS FROM ILLUSTRATIVE LIST.*—A State shall not be required to select  
2           any project from the illustrative list of additional  
3           projects included in the financial plan described in  
4           paragraph (4).  
5

6           “(6) *EXISTING SYSTEM.*—The statewide transportation plan should include capital, operations and  
7           management strategies, investments, procedures, and  
8           other measures to ensure the preservation and most efficient use of the existing transportation system.  
9  
10

11          “(g) *STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM.*—  
12

13           “(1) *DEVELOPMENT.*—Each State shall develop a  
14           statewide transportation improvement program for  
15           all areas of the State.

16           “(2) *CONSULTATION WITH GOVERNMENTS.*—

17           “(A) *METROPOLITAN AREAS.*—With respect  
18           to each metropolitan area in the State, the program shall be developed in cooperation with the  
19           metropolitan planning organization designated  
20           for the metropolitan area under section 5213.  
21

22           “(B) *NONMETROPOLITAN AREAS.*—With respect to each nonmetropolitan area in the State,  
23           the program shall be developed in consultation  
24           with affected nonmetropolitan local officials with  
25

1           *responsibility for transportation. The Secretary*  
2           *shall not review or approve the specific consulta-*  
3           *tion process in the State.*

4           “(C) *INDIAN TRIBAL AREAS.*—*With respect*  
5           *to each area of the State under the jurisdiction*  
6           *of an Indian tribal government, the program*  
7           *shall be developed in consultation with the tribal*  
8           *government and the Secretary of the Interior.*

9           “(3) *PARTICIPATION BY INTERESTED PARTIES.*—  
10          *In developing the program, the State shall provide*  
11          *citizens, affected public agencies, representatives of*  
12          *public transportation employees, freight shippers, pri-*  
13          *vate providers of transportation, providers of freight*  
14          *transportation services, representatives of users of*  
15          *public transportation, representatives of users of pe-*  
16          *destrian walkways and bicycle transportation facili-*  
17          *ties, representatives of the disabled, and other inter-*  
18          *ested parties with a reasonable opportunity to com-*  
19          *ment on the proposed program.*

20          “(4) *INCLUDED PROJECTS.*—

21                 “(A) *IN GENERAL.*—*A transportation im-*  
22                 *provement program developed under this sub-*  
23                 *section for a State shall include federally sup-*  
24                 *ported surface transportation expenditures with-*  
25                 *in the boundaries of the State.*

1           “(B) *PROJECTS UNDER CHAPTER 2 OF*  
2           *TITLE 23.—All projects proposed for funding*  
3           *under chapter 2 of title 23 shall be identified in-*  
4           *dividually in the transportation improvement*  
5           *program.*

6           “(C) *CONSISTENCY WITH STATEWIDE*  
7           *TRANSPORTATION PLAN.—Each project shall be—*

8                   “(i) *consistent with the statewide*  
9                   *transportation plan developed under this*  
10                  *section for the State;*

11                  “(ii) *identical to the project or phase of*  
12                  *the project as described in an approved met-*  
13                  *ropolitan transportation plan; and*

14                  “(iii) *in conformance with the applica-*  
15                  *ble State air quality implementation plan*  
16                  *developed under the Clean Air Act (42*  
17                  *U.S.C. 7401 et seq.), if the project is carried*  
18                  *out in an area designated as nonattainment*  
19                  *for ozone or carbon monoxide under that*  
20                  *Act.*

21           “(D) *REQUIREMENT OF ANTICIPATED FULL*  
22           *FUNDING.—The transportation improvement*  
23           *program shall include a project, or an identified*  
24           *phase of a project, only if full funding can rea-*  
25           *sonably be anticipated to be available for the*

1           *project within the time period contemplated for*  
2           *completion of the project.*

3           “(E) *FINANCIAL PLAN.*—*The transportation*  
4           *improvement program may include a financial*  
5           *plan that demonstrates how the approved trans-*  
6           *portation improvement program can be imple-*  
7           *mented, indicates resources from public and pri-*  
8           *ivate sources that are reasonably expected to be*  
9           *made available to carry out the transportation*  
10           *improvement program, and recommends any ad-*  
11           *ditional financing strategies for needed projects*  
12           *and programs. The financial plan may include,*  
13           *for illustrative purposes, additional projects that*  
14           *would be included in the adopted transportation*  
15           *plan if reasonable additional resources beyond*  
16           *those identified in the financial plan were avail-*  
17           *able.*

18           “(F) *SELECTION OF PROJECTS FROM ILLUS-*  
19           *TRATIVE LIST.*—

20           “(i) *NO REQUIRED SELECTION.*—*Not-*  
21           *withstanding subparagraph (E), a State*  
22           *shall not be required to select any project*  
23           *from the illustrative list of additional*  
24           *projects included in the financial plan*  
25           *under subparagraph (E).*

1                   “(i) *REQUIRED ACTION BY THE SEC-*  
2                   *RETARY.—Action by the Secretary shall be*  
3                   *required for a State to select any project*  
4                   *from the illustrative list of additional*  
5                   *projects included in the financial plan*  
6                   *under subparagraph (E) for inclusion in an*  
7                   *approved transportation improvement pro-*  
8                   *gram.*

9                   “(G) *PRIORITIES.—The transportation im-*  
10                  *provement program shall reflect the priorities for*  
11                  *programming and expenditures of funds, includ-*  
12                  *ing transportation enhancement activities, re-*  
13                  *quired by title 23 and chapter 53.*

14                  “(H) *PRIORITIZATION OF CONGESTION RE-*  
15                  *LIEF ACTIVITIES.—The transportation improve-*  
16                  *ment program shall reflect the priorities for con-*  
17                  *gestion relief activities included in the metropoli-*  
18                  *tan transportation plan to meet the requirements*  
19                  *of section 139 of title 23.*

20                  “(5) *PROJECT SELECTION FOR AREAS OF LESS*  
21                  *THAN 50,000 POPULATION.—Projects carried out in*  
22                  *areas with populations of less than 50,000 individ-*  
23                  *uals shall be selected, from the approved transpor-*  
24                  *tation improvement program (excluding projects car-*  
25                  *ried out on the National Highway System and*

1 *projects carried out under the bridge program or the*  
2 *Interstate maintenance program under title 23 or sec-*  
3 *tions 5310, 5311, 5316, and 5317), by the State in co-*  
4 *operation with the affected nonmetropolitan local offi-*  
5 *cials with responsibility for transportation. Projects*  
6 *carried out in areas with populations of less than*  
7 *50,000 individuals on the National Highway System*  
8 *or under the bridge program or the Interstate mainte-*  
9 *nance program under title 23 or under sections 5310,*  
10 *5311, 5316, and 5317 shall be selected, from the ap-*  
11 *proved statewide transportation improvement pro-*  
12 *gram, by the State in consultation with the affected*  
13 *nonmetropolitan local officials with responsibility for*  
14 *transportation.*

15 *“(6) TRANSPORTATION IMPROVEMENT PROGRAM*  
16 *APPROVAL.—Every 4 years, a transportation im-*  
17 *provement program developed under this subsection*  
18 *shall be reviewed and approved by the Secretary if*  
19 *based on a current planning finding.*

20 *“(7) PLANNING FINDING.—A finding shall be*  
21 *made by the Secretary at least every 4 years that the*  
22 *transportation planning process through which state-*  
23 *wide transportation plans and programs are devel-*  
24 *oped is consistent with this section and section 5213.*



1           “(8) *MODIFICATIONS TO PROJECT PRIORITY.*—  
2           *Notwithstanding any other provision of law, action*  
3           *by the Secretary shall not be required to advance a*  
4           *project included in the approved transportation im-*  
5           *provement program in place of another project in the*  
6           *program.*

7           “(h) *FUNDING.*—

8           “(1) *SET-ASIDE.*—*Funds set aside pursuant to*  
9           *section 104(i) of title 23 shall be available to carry*  
10           *out this section.*

11           “(2) *OTHER FUNDING.*—*Funds made available*  
12           *under section 5338(c) shall be available to carry out*  
13           *this section.*

14           “(i) *TREATMENT OF CERTAIN STATE LAWS AS CON-*  
15           *GESTION MANAGEMENT PROCESSES.*—*For purposes of this*  
16           *section and section 5213, State laws, rules, or regulations*  
17           *pertaining to congestion management systems or programs*  
18           *may constitute the congestion management process under*  
19           *section 5213(i)(3) if the Secretary finds that the State laws,*  
20           *rules, or regulations are consistent with, and fulfill the in-*  
21           *tent of, the purposes of section 5213, as appropriate.*

22           “(j) *CONTINUATION OF CURRENT REVIEW PRAC-*  
23           *TICE.*—*Since the statewide transportation plan and the*  
24           *transportation improvement program described in this sec-*  
25           *tion are subject to a reasonable opportunity for public com-*

1 *ment, since individual projects included in the statewide*  
 2 *transportation plans and the transportation improvement*  
 3 *program are subject to review under the National Environ-*  
 4 *mental Policy Act of 1969 (42 U.S.C. 4321 et seq.), and*  
 5 *since decisions by the Secretary concerning statewide trans-*  
 6 *portation plans or the transportation improvement pro-*  
 7 *gram described in this section have not been reviewed under*  
 8 *such Act as of January 1, 1997, any decision by the Sec-*  
 9 *retary concerning a metropolitan or statewide transpor-*  
 10 *tation plan or the transportation improvement program de-*  
 11 *scribed in this section shall not be considered to be a Federal*  
 12 *action subject to review under such Act.”.*

13       **(b) CONFORMING AMENDMENT.**—*The analysis for such*  
 14 *subtitle is amended by inserting the following after the item*  
 15 *relating to chapter 51:*

“52. *TRANSPORTATION PLANNING AND PROJECT DE-* 5201”.  
*LIVERY.*

16 **SEC. 6002. EFFICIENT ENVIRONMENTAL REVIEWS FOR**  
 17 **PROJECT DECISIONMAKING.**

18       **(a) POLICY AND PURPOSE.**—

19               **(1) POLICY.**—*The Enlibra principles, as ini-*  
 20 *tially developed by the Western Governors Association*  
 21 *and adopted by the National Governors Association,*  
 22 *represent a sound basis for interaction among the*  
 23 *Federal, State, local governments, and Indian tribes*  
 24 *on environmental matters and should be followed in*

1        *the development of highway construction and public*  
2        *transit improvements. These principles are as follows:*

3                *(A) Assign responsibilities at the right level.*

4                *(B) Use collaborative processes to break*  
5        *down barriers and find solutions.*

6                *(C) Move to a performance-based system.*

7                *(D) Separate subjective choices from objec-*  
8        *tive data gathering.*

9                *(E) Pursue economic incentives whenever*  
10        *appropriate.*

11                *(F) Ensure environmental understanding.*

12                *(G) Make sure environmental decisions are*  
13        *fully informed.*

14                *(H) Use appropriate geographic boundaries*  
15        *for environmental problems.*

16                *(2) PURPOSE.—The purpose of this section is to*  
17        *reduce delays in the delivery of highway construction*  
18        *and public transportation capital projects arising*  
19        *from the environmental review process, while con-*  
20        *tinuing to ensure the protection of the human and*  
21        *natural environment.*

22                *(b) PROJECT DEVELOPMENT PROCEDURES.—Chapter*  
23        *52 of title 49, United States Code, as added by section 6001*  
24        *of this Act, is amended by adding at the end the following:*

1 “SUBCHAPTER C—EFFICIENT ENVIRONMENTAL  
2 REVIEWS FOR PROJECT DECISIONMAKING

3 “§ 5251. *Definitions and applicability*

4 “(a) *DEFINITIONS.—In this section, the following defi-*  
5 *nitions apply:*

6 “(1) *AGENCY.—The term ‘agency’ means any*  
7 *agency, department, or other unit of Federal, State,*  
8 *local, or Indian tribal government.*

9 “(2) *ENVIRONMENTAL IMPACT STATEMENT.—The*  
10 *term ‘environmental impact statement’ means the de-*  
11 *tailed statement of environmental impacts required to*  
12 *be prepared under the National Environmental Pol-*  
13 *icy Act of 1969 (42 U.S.C. 4321 et seq.).*

14 “(3) *ENVIRONMENTAL REVIEW PROCESS.—*

15 “(A) *IN GENERAL.—The term ‘environ-*  
16 *mental review process’ means the process for pre-*  
17 *paring for a project an environmental impact*  
18 *statement, environmental assessment, categorical*  
19 *exclusion, or other document prepared under the*  
20 *National Environmental Policy Act of 1969 (42*  
21 *U.S.C. 4321 et seq.).*

22 “(B) *INCLUSIONS.—The term includes the*  
23 *process for and completion of any environmental*  
24 *permit, approval, review, or study required for a*  
25 *project under any Federal law other than the*

1           *National Environmental Policy Act of 1969 (42*  
2           *U.S.C. 4321 et seq.).*

3           “(4) *LEAD AGENCY.*—*The term ‘lead agency’*  
4           *means the Department of Transportation and, if ap-*  
5           *licable, any State or local governmental entity serv-*  
6           *ing as a joint lead agency pursuant to this section.*

7           “(5) *MULTIMODAL PROJECT.*—*The term*  
8           *‘multimodal project’ means a project funded, in whole*  
9           *or in part, under title 23 or chapter 53 and involving*  
10          *the participation of more than one Department of*  
11          *Transportation administration or agency.*

12          “(6) *PROJECT.*—*The term ‘project’ means any*  
13          *highway project, public transportation capital*  
14          *project, or multimodal project that requires the ap-*  
15          *proval of the Secretary.*

16          “(7) *PROJECT SPONSOR.*—*The term ‘project*  
17          *sponsor’ means the agency or other entity, including*  
18          *any private or public-private entity, that seeks ap-*  
19          *proval of the Secretary for a project.*

20          “(8) *STATE TRANSPORTATION DEPARTMENT.*—  
21          *The term ‘State transportation department’ means*  
22          *any statewide agency of a State with responsibility*  
23          *for one or more modes of transportation.*

24          “(b) *APPLICABILITY.*—*This subchapter is applicable to*  
25          *all projects for which an environmental impact statement*

1 *is prepared under the National Environmental Policy Act*  
2 *of 1969 (42 U.S.C. 4321 et seq.). This subchapter may be*  
3 *applied, to the extent determined appropriate by the Sec-*  
4 *retary, to other projects for which an environmental docu-*  
5 *ment is prepared pursuant to such Act. Any authorities*  
6 *granted in this subchapter may be exercised for a project,*  
7 *class of projects, or program of projects.*

8 **“§ 5252. Project development procedures**

9 “(a) *LEAD AGENCIES.—*

10 “(1) *FEDERAL LEAD AGENCY.—The Department*  
11 *of Transportation shall be the Federal lead agency in*  
12 *the environmental review process for a project.*

13 “(2) *PROJECT SPONSOR AS JOINT LEAD AGEN-*  
14 *CY.—Any project sponsor that is a State or local gov-*  
15 *ernmental entity receiving funds under title 23 or*  
16 *chapter 53 for the project shall serve as a joint lead*  
17 *agency with the Department for purposes of pre-*  
18 *paring any environmental document under the Na-*  
19 *tional Environmental Policy Act of 1969 (42 U.S.C.*  
20 *4321 et seq.) and may prepare any such environ-*  
21 *mental document required in support of any action or*  
22 *approval by the Secretary if the Federal lead agency*  
23 *furnishes guidance in such preparation and inde-*  
24 *pendently evaluates such document and the document*  
25 *is approved and adopted by the Secretary prior to the*

1     *Secretary taking any subsequent action or making*  
2     *any approval based on such document, whether or not*  
3     *the Secretary’s action or approval results in Federal*  
4     *funding.*

5             “(3) *ENSURING COMPLIANCE.*—*The Secretary*  
6     *shall ensure that the project sponsor complies with all*  
7     *design and mitigation commitments made jointly by*  
8     *the Secretary and the project sponsor in any environ-*  
9     *mental document prepared by the project sponsor in*  
10    *accordance with this subsection and that such docu-*  
11    *ment is appropriately supplemented if project changes*  
12    *become necessary.*

13            “(4) *ADOPTION AND USE OF DOCUMENTS.*—*Any*  
14    *environmental document prepared in accordance with*  
15    *this subsection may be adopted or used by any Fed-*  
16    *eral agency making any approval to the same extent*  
17    *that such Federal agency could adopt or use a docu-*  
18    *ment prepared by another Federal agency.*

19            “(b) *PARTICIPATING AGENCIES.*—

20            “(1) *IN GENERAL.*—*The lead agency shall be re-*  
21    *sponsible for inviting and designating participating*  
22    *agencies in accordance with this subsection.*

23            “(2) *INVITATION.*—*The lead agency shall iden-*  
24    *tify, as early as practicable in the environmental re-*  
25    *view process for a project, any other Federal and non-*

1       *Federal agencies that may have an interest in the*  
2       *project, and shall invite such agencies to become par-*  
3       *ticipating agencies in the environmental review proc-*  
4       *ess for the project. The invitation shall set a deadline*  
5       *for responses to be submitted. The deadline may be ex-*  
6       *tended by the lead agency for good cause.*

7               “(3) *FEDERAL PARTICIPATING AGENCIES.—Any*  
8       *Federal agency that is invited by the lead agency to*  
9       *participate in the environmental review process for a*  
10       *project shall be designated as a participating agency*  
11       *by the lead agency unless the invited agency informs*  
12       *the lead agency, in writing, by the deadline specified*  
13       *in the invitation that the invited agency—*

14               “(A) *has no jurisdiction or authority with*  
15       *respect to the project;*

16               “(B) *has no expertise or information rel-*  
17       *evant to the project; and*

18               “(C) *does not intend to submit comments on*  
19       *the project.*

20               “(4) *EFFECT OF DESIGNATION.—Designation as*  
21       *a participating agency under this subsection shall not*  
22       *imply that the participating agency—*

23               “(A) *supports a proposed project; or*



1           “(B) has any jurisdiction over, or special  
2           expertise with respect to evaluation of, the  
3           project.

4           “(5) COOPERATING AGENCY.—A participating  
5           agency may also be designated by a lead agency as  
6           a ‘cooperating agency’ under the regulations con-  
7           tained in part 1500 of title 40, Code of Federal Regu-  
8           lations.

9           “(6) DESIGNATIONS FOR CATEGORIES OF  
10          PROJECTS.—The Secretary may exercise the authori-  
11          ties granted under this subsection for a project, class  
12          of projects, or program of projects.

13          “(c) PROJECT INITIATION.—

14                 “(1) IN GENERAL.—The project sponsor shall  
15                 initiate the environmental review process for a project  
16                 by submitting an initiation notice to the Secretary.

17                 “(2) CONTENTS OF NOTICE.—The initiation no-  
18                 tice shall include, at a minimum, a brief description  
19                 of the type of work, termini, length, and general loca-  
20                 tion of the proposed project, together with a statement  
21                 of any Federal approvals anticipated to be needed for  
22                 the project.

23          “(d) PURPOSE AND NEED.—

24                 “(1) PARTICIPATION.—As early as practicable  
25                 during the environmental review process, the lead

1        *agency shall provide an opportunity for involvement*  
2        *by participating agencies and the public in defining*  
3        *the purpose and need for a project.*

4            “(2) *DEFINITION.—Following participation*  
5        *under paragraph (1), the lead agency shall define the*  
6        *project’s purpose and need for purposes of any docu-*  
7        *ment which the lead agency is responsible for pre-*  
8        *paring for the project.*

9            “(3) *OBJECTIVES.—The statement of purpose*  
10        *and need shall include a clear statement of the objec-*  
11        *tives that the proposed action is intended to achieve,*  
12        *which may include—*

13            “(A) *achieving a transportation objective*  
14        *identified in an applicable statewide or metro-*  
15        *politan transportation plan;*

16            “(B) *supporting land use, economic develop-*  
17        *ment, or growth objectives established in applica-*  
18        *ble Federal, State, local, or tribal plans; and*

19            “(C) *servicing national defense, national se-*  
20        *curity, or other national objectives, as established*  
21        *in Federal laws, plans, or policies.*

22            “(e) *ALTERNATIVES ANALYSIS.—*

23            “(1) *PARTICIPATION.—As early as practicable*  
24        *during the environmental review process, the lead*  
25        *agency shall provide an opportunity for involvement*

1 *by participating agencies and the public in deter-*  
2 *mining the range of alternatives to be considered for*  
3 *a project.*

4 “(2) *RANGE OF ALTERNATIVES.*—*Following par-*  
5 *ticipation under paragraph (1), the lead agency shall*  
6 *determine the range of alternatives for consideration*  
7 *in any document which the lead agency is responsible*  
8 *for preparing for the project.*

9 “(3) *METHODOLOGIES.*—*The lead agency also*  
10 *shall determine, in collaboration with participating*  
11 *agencies at appropriate times during the study proc-*  
12 *ess, the methodologies to be used and the level of detail*  
13 *required in the analysis of each alternative for a*  
14 *project.*

15 “(4) *PREFERRED ALTERNATIVE.*—*At the discre-*  
16 *tion of the lead agency, the preferred alternative for*  
17 *a project, after being identified, may be developed to*  
18 *a higher level of detail than other alternatives in*  
19 *order to facilitate the development of mitigation*  
20 *measures or concurrent compliance with other appli-*  
21 *cable laws if the lead agency determines that the de-*  
22 *velopment of such higher level of detail will not pre-*  
23 *vent the lead agency from making an impartial deci-*  
24 *sion as to whether to accept another alternative which*

1        *is being considered in the environmental review proc-*  
2        *ess.*

3        “(f) *COMMENT DEADLINES.*—*The lead agency shall es-*  
4        *tablish the following deadlines for comment during the envi-*  
5        *ronmental review process for a project:*

6            “(1) *For comments by agencies and the public on*  
7        *a draft environmental impact statement, a period of*  
8        *no more than 60 days from the date of public avail-*  
9        *ability of such document, unless—*

10            “(A) *a different deadline is established by*  
11        *agreement of the lead agency, the project sponsor,*  
12        *and all participating agencies; or*

13            “(B) *the deadline is extended by the lead*  
14        *agency for good cause.*

15            “(2) *For all other comment periods established*  
16        *by the lead agency for agency or public comments in*  
17        *the environmental review process, a period of no more*  
18        *than 30 days from availability of the materials on*  
19        *which comment is requested, unless—*

20            “(A) *a different deadline is established by*  
21        *agreement of the lead agency, the project sponsor,*  
22        *and all participating agencies; or*

23            “(B) *the deadline is extended by the lead*  
24        *agency for good cause.*

25        “(g) *ISSUE IDENTIFICATION AND RESOLUTION.*—

1           “(1) *COOPERATION.*—*The lead agency and the*  
2           *participating agencies shall work cooperatively in ac-*  
3           *cordance with this section to identify and resolve*  
4           *issues that could delay completion of the environ-*  
5           *mental review process or could result in denial of any*  
6           *approvals required for the project under applicable*  
7           *laws.*

8           “(2) *LEAD AGENCY RESPONSIBILITIES.*—*The*  
9           *lead agency shall make information available to the*  
10          *participating agencies as early as practicable in the*  
11          *environmental review process regarding the environ-*  
12          *mental and socioeconomic resources located within the*  
13          *project area and the general locations of the alter-*  
14          *natives under consideration. Such information may*  
15          *be based on existing data sources, including geo-*  
16          *graphic information systems mapping.*

17          “(3) *PARTICIPATING AGENCY RESPONSIBIL-*  
18          *ITIES.*—*Based on information received from the lead*  
19          *agency, participating agencies shall identify, as early*  
20          *as practicable, any issues of concern regarding the*  
21          *project’s potential environmental or socioeconomic*  
22          *impacts. In this paragraph, issues of concern include*  
23          *any issues that could substantially delay or prevent*  
24          *an agency from granting a permit or other approval*  
25          *that is needed for the project.*

1           “(4) *ISSUE RESOLUTION.*—Whenever issues of  
2           concern are identified or at any time upon request of  
3           a project sponsor, the lead agency shall promptly con-  
4           vene a meeting with the relevant participating agen-  
5           cies. If a resolution cannot be achieved within 30  
6           days following such a meeting and a determination  
7           by the lead agency that all information necessary to  
8           resolve the issue has been obtained, the lead agency  
9           shall notify the heads of all Federal agencies involved  
10          in the meeting and the Committee on Environment  
11          and Public Works of the Senate and the Committee on  
12          Transportation and Infrastructure of the House of  
13          Representatives and shall publish such notification in  
14          the Federal Register.

15          “(h) *PARTICIPATION OF STATE AGENCIES.*—For any  
16          project eligible for assistance under title 23 or chapter 53,  
17          a State may require, under procedures established by State  
18          law, that all State agencies that have jurisdiction by State  
19          or Federal law over environmental-related issues that may  
20          be affected by the project, or that are required to issue any  
21          environmental-related reviews, analyses, opinions, or deter-  
22          minations on issuing any permits, licenses, or approvals  
23          for the project, be subject to the coordinated environmental  
24          review process established under this section unless the Sec-  
25          retary determines that a State agency’s participation would

1 *not be in the public interest. A State participating in the*  
2 *review process must require all State agencies with jurisdic-*  
3 *tion to be subject to and comply with the review process*  
4 *to the same extent as a Federal agency.*

5       “(i) ASSISTANCE TO AFFECTED STATE AND FEDERAL  
6 AGENCIES.—

7               “(1) IN GENERAL.—For a project that is subject  
8 *to the environmental review process established under*  
9 *this section and for which funds are made available*  
10 *to a State under title 23 or chapter 53, the Secretary*  
11 *may approve a request by the State to provide funds*  
12 *so made available to affected Federal agencies (includ-*  
13 *ing the Department of Transportation), State agen-*  
14 *cies, and Indian tribes participating in the environ-*  
15 *mental review process for the project. Such funds may*  
16 *be provided only to support activities that directly*  
17 *and meaningfully contribute to expediting and im-*  
18 *proving transportation project planning and delivery.*  
19 *Such activities may include dedicated staffing, train-*  
20 *ing of agency personnel, information gathering and*  
21 *mapping, and development of programmatic agree-*  
22 *ments. The Secretary may also use funds made avail-*  
23 *able under section 204 of title 23 for a project for the*  
24 *purposes specified in this subsection with respect to*  
25 *the environmental review process for the project.*

1           “(2) *AMOUNTS.*—*Requests under paragraph (1)*  
2           *may be approved only for the additional amounts*  
3           *that the Secretary determines are necessary for the*  
4           *Federal agencies, State agencies, or Indian tribes par-*  
5           *ticipating in the environmental review process to*  
6           *meet the time limits for environmental review.*

7           “(3) *CONDITION.*—*A request under paragraph*  
8           *(1) to expedite time limits for environmental review*  
9           *may be approved only if such time limits are less*  
10          *than the customary time necessary for such review.*

11          “(j) *JUDICIAL REVIEW AND SAVINGS CLAUSE.*—

12           “(1) *JUDICIAL REVIEW.*—*Except as set forth*  
13           *under subsection (k), nothing in this section shall af-*  
14           *fect the reviewability of any final Federal agency ac-*  
15           *tion in a court of the United States.*

16           “(2) *SAVINGS CLAUSE.*—*Nothing in this section*  
17           *shall be construed as superseding, amending, or modi-*  
18           *fying the National Environmental Policy Act of 1969*  
19           *(42 U.S.C. 4321 et seq.) or any other Federal environ-*  
20           *mental statute or affect the responsibility of any Fed-*  
21           *eral officer to comply with or enforce any such stat-*  
22           *ute.*

23           “(3) *LIMITATIONS.*—*Nothing in this section shall*  
24           *preempt or interfere with—*



1           “(A) any practice of seeking, considering, or  
2           responding to public comment; or

3           “(B) any power, jurisdiction, responsibility,  
4           or authority that a Federal, State, or local gov-  
5           ernment agency, metropolitan planning organi-  
6           zation, Indian tribe, or project sponsor has with  
7           respect to carrying out a project or any other  
8           provisions of law applicable to projects, plans, or  
9           programs.

10          “(k) LIMITATIONS ON CLAIMS.—

11           “(1) IN GENERAL.—Notwithstanding any other  
12           provision of law, a claim arising under Federal law  
13           seeking judicial review of a permit, license, or ap-  
14           proval issued by a Federal agency for a highway or  
15           public transportation capital project shall be barred  
16           unless it is filed within 90 days after the permit, li-  
17           cense, or approval is final pursuant to the law under  
18           which the agency action is taken, unless a shorter  
19           time is specified in the Federal law pursuant to  
20           which judicial review is allowed. Nothing in this sub-  
21           section shall create a right to judicial review or place  
22           any limit on filing a claim that a person has violated  
23           the terms of a permit, license, or approval.

24           “(2) NEW INFORMATION.—The Secretary shall  
25           consider new information received after the close of a

1       *comment period if the information satisfies the re-*  
2       *quirements for a supplemental environmental impact*  
3       *statement under section 771.130 of title 23, Code of*  
4       *Federal Regulations. The preparation of a supple-*  
5       *mental environmental impact statement when re-*  
6       *quired shall be considered a separate final agency ac-*  
7       *tion and the deadline for filing a claim for judicial*  
8       *review of such action shall be 90 days after the date*  
9       *of such action.”.*

10       (c) *REPEAL.*—Section 1309 of the *Transportation Eq-*  
11       *uity Act for the 21st Century (112 Stat. 232) is repealed.*

12       **SEC. 6003. POLICY ON HISTORIC SITES.**

13       (a) *TITLE 49.*—Section 303 of title 49, *United States*  
14       *Code, is amended by adding at the end the following:*

15       “(d) *SPECIAL RULES FOR HISTORIC SITES.*—

16               “(1) *IN GENERAL.*—The requirements of this sec-  
17       *tion are deemed to be satisfied in any case in which*  
18       *the treatment of a historic site has been agreed upon*  
19       *in accordance with section 106 of the National His-*  
20       *toric Preservation Act (16 U.S.C. 470f) and the agree-*  
21       *ment includes a determination that the program or*  
22       *project will not have an adverse effect on the historic*  
23       *site.*

24               “(2) *LIMITATION ON APPLICABILITY.*—This sub-  
25       *section does not apply in any case in which the Advi-*

1        *sory Council on Historic Preservation determines,*  
2        *concurrent with or prior to the conclusion of section*  
3        *106 consultation, that allowing section 106 compli-*  
4        *ance to satisfy the requirements of this section would*  
5        *be inconsistent with the objectives of the National*  
6        *Historic Preservation Act. The Council shall make*  
7        *such a determination if petitioned to do so by a sec-*  
8        *tion 106 consulting party, unless the Council affirma-*  
9        *tively finds that the views of the requesting party*  
10       *have been adequately considered and that section 106*  
11       *compliance will adequately protect historic properties.*

12            *“(3) DEFINITIONS.—In this subsection, the fol-*  
13        *lowing definitions apply:*

14            *“(A) SECTION 106 CONSULTATION.—The*  
15        *term ‘section 106 consultation’ means the con-*  
16        *sultation process required under section 106 of*  
17        *the National Historic Preservation Act (16*  
18        *U.S.C. 470f).*

19            *“(B) ADVERSE EFFECT.—The term ‘adverse*  
20        *effect’ means altering, directly or indirectly, any*  
21        *of the characteristics of a historic property that*  
22        *qualify the property for inclusion in the Na-*  
23        *tional Register in a manner that would diminish*  
24        *the integrity of the property’s location, design,*

1           *setting, materials, workmanship, feeling, or asso-*  
2           *ciation.”.*

3           **(b) TITLE 23.**—*Section 138 of title 23, United States*  
4 *Code is amended—*

5           (1) *by inserting “(a) POLICY.—” before “It is”;*  
6           *and*

7           (2) *by striking “In carrying” and inserting the*  
8 *following:*

9           **“(c) STUDIES.**—*In carrying”;* *and*

10           (3) *by inserting after subsection (a) (as des-*  
11 *ignated by paragraph (1)) the following:*

12           **“(b) SPECIAL RULES FOR HISTORIC SITES.**—

13           **“(1) IN GENERAL.**—*The requirements of this sec-*  
14 *tion are deemed to be satisfied in any case in which*  
15 *the treatment of a historic site has been agreed upon*  
16 *in accordance with section 106 of the National His-*  
17 *toric Preservation Act (16 U.S.C. 470f) and the agree-*  
18 *ment includes a determination that the program or*  
19 *project will not have an adverse effect on the historic*  
20 *site.*

21           **“(2) LIMITATION ON APPLICABILITY.**—*This sub-*  
22 *section does not apply in any case in which the Advi-*  
23 *sory Council on Historic Preservation determines,*  
24 *concurrent with or prior to the conclusion of section*  
25 *106 consultation, that allowing section 106 compli-*

1        *ance to satisfy the requirements of this section would*  
2        *be inconsistent with the objectives of the National*  
3        *Historic Preservation Act. The Council shall make*  
4        *such a determination if petitioned to do so by a sec-*  
5        *tion 106 consulting party, unless the Council affirma-*  
6        *tively finds that the views of the requesting party*  
7        *have been adequately considered and that section 106*  
8        *compliance will adequately protect historic properties.*

9            *“(3) DEFINITIONS.—In this subsection, the fol-*  
10        *lowing definitions apply:*

11            *“(A) SECTION 106 CONSULTATION.—The*  
12        *term ‘section 106 consultation’ means the con-*  
13        *sultation process required under section 106 of*  
14        *the National Historic Preservation Act (16*  
15        *U.S.C. 470f).*

16            *“(B) ADVERSE EFFECT.—The term ‘adverse*  
17        *effect’ means altering, directly or indirectly, any*  
18        *of the characteristics of a historic property that*  
19        *qualify the property for inclusion in the Na-*  
20        *tional Register in a manner that would diminish*  
21        *the integrity of the property’s location, design,*  
22        *setting, materials, workmanship, feeling, or asso-*  
23        *ciation.”.*

1 **SEC. 6004. EXEMPTION OF INTERSTATE SYSTEM.**

2 *Section 103(c) of title 23, United States Code, is*  
3 *amended by adding at the end the following:*

4 “(5) *EXEMPTION OF INTERSTATE SYSTEM.*—

5 “(A) *IN GENERAL.*—*Except as provided in*  
6 *subparagraph (B), the Interstate System shall*  
7 *not be considered to be a historic site under sec-*  
8 *tion 303 of title 49 or section 138 of this title,*  
9 *regardless of whether the Interstate System or*  
10 *portions of the Interstate System are listed on, or*  
11 *eligible for listing on, the National Register of*  
12 *Historic Places.*

13 “(B) *INDIVIDUAL ELEMENTS.*—*Subject to*  
14 *subparagraph (C), a portion of the Interstate*  
15 *System that possesses an independent feature of*  
16 *historic significance (such as a historic bridge or*  
17 *a highly significant engineering feature) that is*  
18 *listed on, or eligible for listing on, the National*  
19 *Register of Historic Places, shall be considered to*  
20 *be a historic site under section 303 of title 49 or*  
21 *section 138 of this title, as applicable.*

22 “(C) *CONSTRUCTION, MAINTENANCE, RES-*  
23 *TORATION, AND REHABILITATION ACTIVITIES.*—  
24 *Subparagraph (B) does not prohibit a State*  
25 *from carrying out construction, maintenance,*  
26 *restoration, or rehabilitation activities for a por-*

1            *tion of the Interstate System referred to in sub-*  
2            *paragraph (B) upon compliance with section*  
3            *303 of title 49 or section 138 of this title, as ap-*  
4            *plicable, and section 106 of the National His-*  
5            *toric Preservation Act of 1966 (16 U.S.C.*  
6            *470f).”.*

7            **TITLE VII—HAZARDOUS**  
8            **MATERIALS TRANSPORTATION**

9            **SEC. 7001. AMENDMENT OF TITLE 49, UNITED STATES CODE.**

10           *Except as otherwise expressly provided, whenever in*  
11           *this title an amendment or repeal is expressed in terms of*  
12           *an amendment to, or a repeal of, a section or other provi-*  
13           *sion, the reference shall be considered to be made to a section*  
14           *or other provision of title 49, United States Code.*

15           **SEC. 7002. FINDINGS AND PURPOSE.**

16           *(a) FINDINGS.—Congress finds with respect to haz-*  
17           *ardous materials transportation that—*

18                    *(1) approximately 4,000,000,000 tons of regu-*  
19                    *lated hazardous materials are transported each year*  
20                    *and approximately 1,200,000 movements of hazardous*  
21                    *materials occur each day, according to Department of*  
22                    *Transportation estimates;*

23                    *(2) the movement of hazardous materials in com-*  
24                    *merce is necessary to maintain economic vitality and*

1        *meet consumer demands and must be conducted in a*  
2        *safe and efficient manner;*

3            *(3) accidents involving, or unauthorized access*  
4        *to, hazardous materials in transportation may result*  
5        *in a release of such materials and pose a serious*  
6        *threat to public health and safety;*

7            *(4) many States and localities have enacted laws*  
8        *and regulations that vary from Federal laws and reg-*  
9        *ulations pertaining to the transportation of hazardous*  
10       *materials, thereby creating the potential for unreason-*  
11       *able hazards in other jurisdictions and confounding*  
12       *shippers and carriers that attempt to comply with*  
13       *multiple regulatory requirements;*

14           *(5) because of the potential risks to life, property,*  
15        *and the environment posed by unintentional releases*  
16        *of hazardous materials, consistency in laws and regu-*  
17        *lations governing the transportation of hazardous ma-*  
18        *terials is necessary and desirable;*

19           *(6) in order to achieve greater uniformity and to*  
20        *promote the public health, welfare, and safety at all*  
21        *levels, Federal standards for regulating the transpor-*  
22        *tation of hazardous materials in intrastate, interstate,*  
23        *and foreign commerce are necessary and desirable;*  
24        *and*



1           (7) *in order to provide reasonable, adequate, and*  
2           *cost-effective protection from the risks posed by the*  
3           *transportation of hazardous materials, a network of*  
4           *well-trained State and local emergency response per-*  
5           *sonnel and hazmat employees is essential.*

6           (b) *PURPOSE.*—*The text of section 5101 is amended*  
7           *to read as follows: “The purpose of this chapter is to protect*  
8           *against the risks to life, property, and the environment that*  
9           *are inherent in the transportation of hazardous material*  
10           *in intrastate, interstate, and foreign commerce.”.*

11   **SEC. 7003. DEFINITIONS.**

12           *Section 5102 is amended—*

13           (1) *in paragraph (1)—*

14                   (A) *by striking “or” at the end of subpara-*  
15                   *graph (A);*

16                   (B) *by striking the period at the end of sub-*  
17                   *paragraph (B) and inserting “; or”; and*

18                   (C) *by inserting at the end the following:*

19                           *“(C) on a United States registered air-*  
20                           *craft.”;*

21                   (2) *by redesignating paragraphs (11), (12), and*  
22                   *(13) as paragraphs (12), (13), and (14), respectively;*  
23                   *and*

24                   (3) *by inserting after paragraph (10) the fol-*  
25                   *lowing:*

1           “(11) ‘Secretary’ means the Secretary of Trans-  
2           portation.”.

3 **SEC. 7004. GENERAL REGULATORY AUTHORITY.**

4           (a) *TECHNICAL AMENDMENTS.*—Section 5103(a) is  
5 amended—

6           (1) by striking “etiologic agent,” and inserting  
7           “infectious substance,”; and

8           (2) by striking “poison,” and inserting “toxic,”.

9           (b) *REGULATIONS FOR SAFE TRANSPORTATION.*—Sec-  
10 tion 5103(b)(1)(A) is amended—

11           (1) in clause (i) by striking “transporting” and  
12           inserting “that transports”;

13           (2) in clause (ii)—

14           (A) by striking “causing” and inserting  
15           “that causes”; and

16           (B) by striking “or” at the end; and

17           (3) by striking clause (iii) and inserting the fol-  
18           lowing:

19           “(iii) that designs, manufactures, fabricates,  
20           inspects, marks, maintains, reconditions, re-  
21           pairs, or tests a package or container that is rep-  
22           resented, marked, certified, or sold by that person  
23           as qualified for use in transporting hazardous  
24           material in commerce;

1           “(iv) that prepares or accepts hazardous  
2           material for transportation in commerce;

3           “(v) that is responsible for the safety of  
4           transporting hazardous material in commerce;

5           “(vi) that certifies compliance with any re-  
6           quirement of this chapter; or

7           “(vii) that misrepresents whether the person  
8           is engaged in any of the activities described in  
9           this subparagraph; and”.

10       (c) *TECHNICAL AMENDMENT.*—Section 5103(b) is  
11       amended—

12           (1) by moving subparagraph (C) from the end of  
13           paragraph (1) and inserting it after paragraph (2);

14           (2) by redesignating such subparagraph as para-  
15           graph (3); and

16           (3) by moving such paragraph (3) 2 ems to the  
17           left.

18       **SEC. 7005. CHEMICAL OR BIOLOGICAL MATERIALS.**

19       Section 5103a(c) is amended—

20           (1) in paragraph (2) by striking “this sub-  
21           section” and inserting “paragraph (1)”; and

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

23           “(3) *STANDARDS.*—The Secretary shall prescribe  
24           by regulation uniform standards (including standards  
25           used to disqualify applicants) governing—

1           “(A) the collection by States of background  
2 information authorized by paragraph (1);

3           “(B) the collection, transmission, and re-  
4 view of background information; and

5           “(C) the notification of an applicant of the  
6 results of the background check.

7           “(4) FEES.—A State may impose and collect an  
8 appropriate fee to carry out paragraph (1) consistent  
9 with section 5125(f).

10           “(5) OPERATORS REGISTERED IN MEXICO AND  
11 CANADA.—No operator of a commercial motor vehicle  
12 (as defined in section 31101) licensed in Mexico or  
13 Canada may operate in the United States a commer-  
14 cial motor vehicle transporting hazardous material  
15 until the operator has undergone a background  
16 records check similar to the background records check  
17 required of operators of commercial motor vehicles li-  
18 censed in the United States to transport hazardous  
19 materials.”.

20 **SEC. 7006. REPRESENTATION AND TAMPERING.**

21           (a) REPRESENTATION.—Section 5104(a) is amend-  
22 ed—

23           (1) by striking “A person” and inserting “No  
24 person”;

1           (2) in paragraph (1) by striking “only if” and  
2           all that follows through “meets” and inserting “if it  
3           does not conform to”; and

4           (3) in paragraph (2) by striking “only if” and  
5           inserting “unless”.

6           (b) *TAMPERING*.—Section 5104(b) is amended by  
7           striking “A person may not” and inserting “No person  
8           may”.

9           **SEC. 7007. TECHNICAL AMENDMENTS.**

10          (a) *ELIMINATION OF COMPLETED STUDY*.—Section  
11          5105 is amended—

12                 (1) by striking subsection (d); and

13                 (2) by redesignating subsection (e) as subsection  
14                 (d).

15          (b) *CLASSIFICATION OF EXPLOSIVES*.—Section  
16          5108(a)(1)(B) is amended by striking “class A or B” and  
17          inserting “Division 1.1, 1.2, or 1.3”.

18          **SEC. 7008. TRAINING OF CERTAIN EMPLOYEES.**

19          Section 5107 is amended—

20                 (1) by redesignating subsections (f) and (g) as  
21                 subsections (g) and (h);

22                 (2) in subsection (g)(2) (as so redesignated) by  
23                 striking “sections 5106, 5108(a)–(g)(1) and (h), and  
24                 5109 of this title” and inserting “section 5106”; and

25                 (3) by inserting after subsection (e) the following:

1       “(f) *TRAINING OF CERTAIN EMPLOYEES.*—*The Sec-*  
2 *retary shall ensure that maintenance-of-way employees and*  
3 *railroad signalmen receive general awareness/familiariza-*  
4 *tion training and safety training pursuant to section*  
5 *172.704 of title 49, Code of Federal Regulations.*”.

6 **SEC. 7009. REGISTRATION.**

7       (a) *PERSONS REQUIRED TO FILE.*—*Section 5108(a)*  
8 *is amended—*

9           (1) *in paragraph (2)(B) by striking “manufac-*  
10 *turing, fabricating, marking, maintaining, recondi-*  
11 *tioning, repairing, or testing” and inserting “design-*  
12 *ing, manufacturing, fabricating, inspecting, marking,*  
13 *maintaining, reconditioning, repairing, or testing”;*  
14 *and*

15           (2) *by aligning the left margin of paragraph (4)*  
16 *with the left margin of paragraph (3).*

17       (b) *FILING SCHEDULE.*—*Section 5108(c) is amend-*  
18 *ed—*

19           (1) *by striking the subsection heading and in-*  
20 *serting “FILING SCHEDULE”;* *and*

21           (2) *in paragraph (1)—*

22                   (A) *by striking “must file the first” and in-*  
23 *serting “shall file that”;*

1                   (B) by striking “not later than March 31,  
2                   1992” and inserting “in accordance with regula-  
3                   tions issued by the Secretary”; and

4                   (C) by striking the second sentence.

5           (c) *FEES*.—Section 5108(g) is amended—

6                   (1) in paragraph (1) by striking “may” and in-  
7                   serting “shall”;

8                   (2) in paragraph (2)(A) by striking “\$5,000”  
9                   and inserting “\$3,000”; and

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

11                  “(3) *FEES ON EXEMPT PERSONS*.—Notwith-  
12                  standing subsection (a)(4), the Secretary shall impose  
13                  and collect a fee of \$25 from a person who is required  
14                  to register under this section but who is otherwise ex-  
15                  empted by the Secretary from paying any fee under  
16                  this section. The fee shall be used to pay the cost of  
17                  the Secretary in processing registration statements  
18                  filed by such persons.”.

19                  (d) *RELATIONSHIP TO OTHER LAWS*.—Section  
20                  5108(i)(2)(B) is amended by inserting “, Indian tribe,”  
21                  after “State” the first place it appears.

22                  (e) *HAZMAT REGISTRATION NOTIFICATION*.—As soon  
23                  as practicable, the Administrator of the Research and Spe-  
24                  cial Programs Administration of the Department of Trans-  
25                  portation shall transmit to the Federal Motor Carrier Safe-

1 *ty Administration hazardous material registrant informa-*  
2 *tion obtained before, on, or after the date of enactment of*  
3 *this Act under section 5108 of title 49, United States Code,*  
4 *together with any Department of Transportation identifica-*  
5 *tion number for each registrant.*

6 **SEC. 7010. PROVIDING SHIPPING PAPERS.**

7 *Section 5110 is amended—*

8 *(1) in subsection (a) by striking “under sub-*  
9 *section (b) of this section” and inserting “by regula-*  
10 *tion”; and*

11 *(2) in subsection (e) by striking “1 year” and*  
12 *inserting “2 years after the date of preparation of the*  
13 *shipping paper”.*

14 **SEC. 7011. RAIL TANK CARS.**

15 *Section 5111, and the item relating to such section in*  
16 *the analysis for chapter 51, are repealed.*

17 **SEC. 7012. UNSATISFACTORY SAFETY RATING.**

18 *The text of section 5113 is amended to read as follows:*  
19 *“A person who violates section 31144(c)(3) shall be subject*  
20 *to the penalties in sections 5123 and 5124.”.*

21 **SEC. 7013. TRAINING CURRICULUM FOR THE PUBLIC SEC-**  
22 **TOR.**

23 *(a) REQUIREMENTS.—Section 5115(b)(1)(C) is*  
24 *amended by striking “under other United States Govern-*



1 *ment grant programs, including those” and inserting “with*  
2 *Federal financial assistance, including programs”.*

3 (b) *TRAINING ON COMPLYING WITH LEGAL REQUIRE-*  
4 *MENTS.—Section 5115(c)(3) is amended by inserting before*  
5 *the period at the end the following: “and such other vol-*  
6 *untary consensus standard-setting organizations as the Sec-*  
7 *retary determines appropriate”.*

8 (c) *DISTRIBUTION AND PUBLICATION.—Section*  
9 *5115(d) is amended—*

10 (1) *in the matter preceding paragraph (1) by*  
11 *striking “national response team” and inserting “Na-*  
12 *tional Response Team”;*

13 (2) *in paragraph (1) by striking “Director of the*  
14 *Federal Emergency Management Agency” and insert-*  
15 *ing “Secretary”; and*

16 (3) *in paragraph (2)—*

17 (A) *by inserting “and distribute” after*  
18 *“publish”; and*

19 (B) *by striking “programs that uses” and*  
20 *all that follows before the period at the end and*  
21 *inserting “programs and courses developed under*  
22 *this section”.*

1 **SEC. 7014. PLANNING AND TRAINING GRANTS, MONI-**  
2 **TORING, AND REVIEW.**

3 (a) *FACTORS TO CONSIDER IN DETERMINING*  
4 *NEEDS.*—Section 5116(b)(4) is amended—

5 (1) *by striking “and” at the end of subpara-*  
6 *graph (D);*

7 (2) *by redesignating subparagraph (E) as sub-*  
8 *paragraph (F); and*

9 (3) *by inserting after subparagraph (D) the fol-*  
10 *lowing:*

11 “(E) *the report submitted by the State to the*  
12 *Secretary under section 5125(f)(2); and”.*

13 (b) *COMPLIANCE WITH CERTAIN LAW.*—Section  
14 *5116(c) is amended—*

15 (1) *by inserting “or Indian tribe” after “a*  
16 *State”;*

17 (2) *by inserting “or Indian tribe” after “the*  
18 *State” the first place it appears; and*

19 (3) *by inserting “(1) the State or Indian tribe*  
20 *is complying with all applicable requirements of this*  
21 *chapter (including section 5125(f)), and (2) in the*  
22 *case of a State,” after “certifies that”.*

23 (c) *GOVERNMENT’S SHARE OF COSTS.*—Section  
24 *5116(e) is amended by striking the second sentence and in-*  
25 *serting the following: “Amounts received by the State or*

1 *tribe under subsections (a)(1) and (b)(1) are not part of*  
2 *the non-Government share under this subsection.”.*

3 (d) *MONITORING AND TECHNICAL ASSISTANCE.—Section*  
4 *5116(f) is amended—*

5 (1) *in the first sentence—*

6 (A) *by striking “Secretaries of Transpor-*  
7 *tation and Energy,” and inserting “Secretary of*  
8 *Energy, Director of the Federal Emergency Man-*  
9 *agement Agency,”; and*

10 (B) *by striking “Director of the Federal*  
11 *Emergency Management Agency shall” and in-*  
12 *serting “Secretary of Transportation shall”; and*

13 (2) *in the second sentence—*

14 (A) *by striking “the Secretaries, Adminis-*  
15 *trator, and Directors each shall” and inserting*  
16 *“the Secretary shall”; and*

17 (B) *by striking “national response team”*  
18 *and inserting “National Response Team”.*

19 (e) *DELEGATION OF AUTHORITY.—Section 5116(g) is*  
20 *amended by striking “Government grant programs” and*  
21 *inserting “Federal financial assistance”.*

22 (f) *HAZARDOUS MATERIALS EMERGENCY PREPARED-*  
23 *NESS FUND.—Section 5116(i) is amended—*

1           (1) *by striking the subsection heading and in-*  
2 *serting “HAZARDOUS MATERIALS EMERGENCY PRE-*  
3 *PAREDNESS FUND.—”;*

4           (2) *in the matter preceding paragraph (1)—*

5                 (A) *by inserting “, to be known as the ‘Haz-*  
6 *ardous Materials Emergency Preparedness*  
7 *Fund,’” after “account in the Treasury”; and*

8                 (B) *by striking “section 5108(g)(2)(A) of*  
9 *this title” and all that follows before the period*  
10 *at the end of the first sentence and inserting*  
11 *“this chapter”;*

12           (3) *by striking “and” at the end of paragraph*  
13 *(2);*

14           (4) *by redesignating paragraph (3) as para-*  
15 *graph (4); and*

16           (5) *by inserting after paragraph (2) the fol-*  
17 *lowing:*

18                 “(3) *to publish and distribute the Emergency Re-*  
19 *sponse Guidebook; and”.*

20           (g) *REPORTS.—In section 5116(k)—*

21                 (1) *by striking the first sentence and inserting*  
22 *the following: “The Secretary shall submit to Congress*  
23 *and make available to the public annually a report*  
24 *on the allocation and uses of planning grants under*  
25 *subsection (a), training grants under subsection (b),*

1       *and grants under subsection (j) and under section*  
2       *5107.”; and*

3               *(2) in the second sentence by striking “Such re-*  
4       *port” and inserting “The report”.*

5       **SEC. 7015. SPECIAL PERMITS AND EXCLUSIONS.**

6       *(a) SECTION HEADING.—*

7               *(1) IN GENERAL.—Section 5117 is amended by*  
8       *striking the section number and heading and insert-*  
9       *ing the following:*

10       **“§5117. Special permits and exclusions”.**

11               *(2) CONFORMING AMENDMENT.—The item relat-*  
12       *ing to section 5117 in the analysis for chapter 51 is*  
13       *amended to read as follows:*

*“5117. Special permits and exclusions.”.*

14       *(b) SUBSECTION HEADING.—The heading for sub-*  
15       *section (a) of section 5117 is amended by striking “EX-*  
16       *EMPT” and inserting “ISSUE SPECIAL PERMITS”.*

17       *(c) AUTHORITY TO ISSUE SPECIAL PERMITS.—Section*  
18       *5117(a)(1) is amended—*

19               *(1) by striking “an exemption” and inserting “,*  
20       *modify, or terminate a special permit authorizing a*  
21       *variance”; and*

22               *(2) by striking “transporting, or causing to be*  
23       *transported, hazardous material” and inserting “per-*  
24       *forming a function regulated by the Secretary under*  
25       *section 5103(b)(1)”.*

1           (d) *PERIOD OF SPECIAL PERMIT.*—Section 5117(a)(2)  
2 *is amended to read as follows:*

3           “(2) *A special permit issued under this section shall*  
4 *be effective for an initial period of not more than 2 years*  
5 *and may be renewed by the Secretary upon application for*  
6 *an additional period of not more than 4 years or, in the*  
7 *case of a special permit relating to section 5112, for an*  
8 *additional period of not more than 2 years.*”.

9           (e) *APPLICATIONS.*—Sections 5117(b) *is amended—*

10           (1) *by striking “an exemption” each place it ap-*  
11 *pears and inserting “a special permit”; and*

12           (2) *by striking “the exemption” and inserting*  
13 *“the special permit”.*

14           (f) *DEALING WITH APPLICATIONS PROMPTLY.*—Sec-  
15 *tion 5117(c) is amended by striking “the exemption” each*  
16 *place it appears and inserting “the special permit”.*

17           (g) *LIMITATION ON AUTHORITY.*—Section 5117(e) *is*  
18 *amended—*

19           (1) *by striking “an exemption” and inserting “a*  
20 *special permit”; and*

21           (2) *by striking “be exempt” and inserting “be*  
22 *granted a variance”.*

23 **SEC. 7016. UNIFORM FORMS AND PROCEDURES.**

24           Section 5119 *is amended to read as follows:*

1 **“§ 5119. Uniform forms and procedures**

2       “(a) *ESTABLISHMENT OF WORKING GROUP.*—The Sec-  
3 *retary shall establish a working group of State and local*  
4 *government officials, including representatives of the Na-*  
5 *tional Governors’ Association, the National Association of*  
6 *Counties, the National League of Cities, the United States*  
7 *Conference of Mayors, the National Conference of State Leg-*  
8 *islatures, and the Alliance for Uniform Hazmat Transpor-*  
9 *tation Procedures.*

10       “(b) *PURPOSE OF WORKING GROUP.*—The purpose of  
11 *the working group shall be to establish uniform forms and*  
12 *procedures for a State to register, and to issue permits to,*  
13 *persons that transport, or cause to be transported, haz-*  
14 *ardous material by motor vehicle in the State.*

15       “(c) *LIMITATION ON WORKING GROUP.*—The working  
16 *group may not propose to define or limit the amount of*  
17 *a fee a State may impose or collect.*

18       “(d) *PROCEDURE.*—The Secretary shall develop a pro-  
19 *cedure by which the working group shall harmonize existing*  
20 *State registration and permit laws and regulations relating*  
21 *to the transportation of hazardous materials, with special*  
22 *attention paid to each State’s unique safety concerns and*  
23 *interest in maintaining strong hazmat safety standards.*

24       “(e) *REPORT OF WORKING GROUP.*—Not later than 18  
25 *months after the date of enactment of this subsection, the*  
26 *working group shall transmit to the Secretary a report con-*

1 taining recommendations for establishing uniform forms  
2 and procedures described in subsection (b).

3 “(f) *REGULATIONS.*—Not later than 2 years after the  
4 date of enactment of this subsection, the Secretary shall  
5 issue regulations to carry out such recommendations of the  
6 working group as the Secretary considers appropriate.

7 “(g) *LIMITATION ON STATUTORY CONSTRUCTION.*—  
8 Nothing in this section shall be construed as prohibiting  
9 a State from voluntarily participating in a program of  
10 uniform forms and procedures until such time as the Sec-  
11 retary issues regulations under subsection (f).”.

12 **SEC. 7017. INTERNATIONAL UNIFORMITY OF STANDARDS**  
13 **AND REQUIREMENTS.**

14 (a) *CONSULTATION.*—Section 5120(b) is amended by  
15 inserting “and requirements” after “standards”.

16 (b) *DIFFERENCES WITH INTERNATIONAL STANDARDS*  
17 *AND REQUIREMENTS.*—Section 5120(c) is amended—

18 (1) in paragraph (1) by inserting “or require-  
19 ment” after “standard” each place it appears; and

20 (2) in paragraph (2)—

21 (A) by inserting “standard or” before “re-  
22 quirement” each place it appears; and

23 (B) by striking “included in a standard”.



1 **SEC. 7018. ADMINISTRATIVE.**

2 (a) *GENERAL AUTHORITY.*—Section 5121(a) is  
3 amended—

4 (1) in the first sentence by inserting “conduct  
5 tests,” after “investigate,”;

6 (2) in the second sentence by striking “After”  
7 and inserting “Except as provided in subsections (c)  
8 and (d), after”; and

9 (3) by striking “regulation prescribed” and in-  
10 sserting “regulation, order, special permit, or approval  
11 issued”.

12 (b) *RECORDS, REPORTS, AND INFORMATION.*—Section  
13 5121(b) is amended—

14 (1) in paragraph (1) by inserting “and prop-  
15 erty” after “records”; and

16 (2) in paragraph (2)—

17 (A) by inserting “property,” after  
18 “records,”;

19 (B) by inserting “for inspection” after  
20 “available”; and

21 (C) by striking “requests” and inserting  
22 “undertakes an investigation or makes a re-  
23 quest”.

24 (c) *ENHANCED AUTHORITY TO DISCOVER HIDDEN*  
25 *SHIPMENTS OF HAZARDOUS MATERIAL.*—Section 5121(c)  
26 is amended to read as follows:

1       “(c) *INSPECTIONS AND INVESTIGATIONS.*—

2               “(1) *IN GENERAL.*—*A designated officer, em-*  
3 *ployee, or agent of the Secretary may—*

4                       “(A) *inspect and investigate, at a reason-*  
5 *able time and in a reasonable manner, records*  
6 *and property relating to a function described in*  
7 *section 5103(b)(1);*

8                       “(B) *except in the case of packaging imme-*  
9 *diately adjacent to its hazardous material con-*  
10 *tents, gain access to, open, and examine a pack-*  
11 *age offered for, or in, transportation when the of-*  
12 *ficer, employee, or agent has an objectively rea-*  
13 *sonable and articulable belief that the package*  
14 *may contain a hazardous material;*

15                      “(C) *remove from transportation a package*  
16 *or related packages in a shipment offered for or*  
17 *in transportation for which—*

18                               “(i) *such officer, employee, or agent*  
19 *has an objectively reasonable and*  
20 *articulable belief that the package may pose*  
21 *an imminent hazard; and*

22                               “(ii) *such officer, employee, or agent*  
23 *contemporaneously documents such belief in*  
24 *accordance with procedures set forth in*

1           *guidance or regulations prescribed under*  
2           *subsection (e);*

3           “(D) *gather information from the offeror,*  
4           *carrier, packaging manufacturer or retester, or*  
5           *other person responsible for the package, to ascer-*  
6           *tain the nature and hazards of the contents of*  
7           *the package;*

8           “(E) *as necessary, under terms and condi-*  
9           *tions specified by the Secretary, order the offeror,*  
10          *carrier, packaging manufacturer or retester, or*  
11          *other person responsible for the package to have*  
12          *the package transported to, opened, and the con-*  
13          *tents examined and analyzed, at a facility ap-*  
14          *propriate for the conduct of such examination*  
15          *and analysis; and*

16          “(F) *when safety might otherwise be com-*  
17          *promised, authorize properly qualified personnel*  
18          *to assist in the activities conducted under this*  
19          *subsection.*

20          “(2) *DISPLAY OF CREDENTIALS.—An officer, em-*  
21          *ployee, or agent acting under this subsection shall dis-*  
22          *play proper credentials when requested.*

23          “(3) *SAFE RESUMPTION OF TRANSPORTATION.—*  
24          *In instances when, as a result of an inspection or in-*  
25          *vestigation under this subsection, an imminent haz-*

1 *ard is not found to exist, the Secretary, in accordance*  
2 *with procedures set forth in regulations prescribed*  
3 *under subsection (e), shall assist—*

4 *“(A) in the safe resumption of transpor-*  
5 *tation of the package concerned; or*

6 *“(B) in any case in which the hazardous*  
7 *material being transported is perishable, in the*  
8 *safe and expeditious resumption of transpor-*  
9 *tation of the perishable hazardous material.”.*

10 *(d) EMERGENCY AUTHORITY FOR HAZARDOUS MATE-*  
11 *RIAL TRANSPORTATION.—Section 5121 is amended—*

12 *(1) by redesignating subsections (d) and (e) as*  
13 *subsections (f) and (g), respectively; and*

14 *(2) by inserting after subsection (c) the fol-*  
15 *lowing:*

16 *“(d) EMERGENCY ORDERS.—*

17 *“(1) IN GENERAL.—If, upon inspection, inves-*  
18 *tigation, testing, or research, the Secretary determines*  
19 *that either a violation of a provision of this chapter*  
20 *or a regulation issued under this chapter, or an un-*  
21 *safe condition or practice, constitutes or is causing an*  
22 *imminent hazard, the Secretary may issue an emer-*  
23 *gency order, without notice or the opportunity for a*  
24 *hearing, but only to the extent necessary to abate the*  
25 *imminent hazard.*

1           “(2) *WRITTEN ORDERS.*—*An emergency order*  
2           *issued under paragraph (1) shall be in writing, de-*  
3           *scribe the violation, condition, or practice that is*  
4           *causing the imminent hazard, and state the restric-*  
5           *tions, prohibitions, recalls, or out-of-service orders*  
6           *issued. The emergency order also shall describe the*  
7           *standards and procedures for obtaining relief from the*  
8           *order.*

9           “(3) *OPPORTUNITY FOR REVIEW.*—*After issuing*  
10           *an emergency order under paragraph (1), the Sec-*  
11           *retary shall provide an opportunity for review of the*  
12           *order under section 554 of title 5 if a petition for re-*  
13           *view is filed within 20 calendar days after the date*  
14           *of issuance of the order.*

15           “(4) *EXPIRATION OF EFFECTIVENESS OF EMER-*  
16           *GENCY ORDER.*—*If a petition for review is filed for*  
17           *an order and the review is not completed by the end*  
18           *of the 30-day period beginning on the date the peti-*  
19           *tion was filed, the order shall cease to be effective at*  
20           *the end of that period unless the Secretary determines*  
21           *in writing that the emergency situation still exists.*

22           “(e) *GUIDANCE AND REGULATIONS.*—

23           “(1) *GUIDANCE.*—*Not later than 60 days after*  
24           *the date of enactment of the Transportation Equity*

1 *Act: A Legacy for Users, the Secretary shall issue in-*  
2 *terim guidance to carry out subsections (c) and (d).*

3 “(2) *REGULATIONS.*—Not later than 1 year after  
4 such date of enactment, the Secretary shall issue regu-  
5 lations to carry out subsections (c) and (d) in accord-  
6 ance with subchapter II of chapter 5 of title 5.”.

7 (e) *REPORT.*—Section 5121(g) (as redesignated by sub-  
8 section (d)(1) of this section) is amended—

9 (1) in the matter preceding paragraph (1) by  
10 striking “submit to the President for transmittal to  
11 the Congress” and inserting “transmit to the Com-  
12 mittee on Transportation and Infrastructure of the  
13 House of Representatives and the Committee on Com-  
14 merce, Science, and Transportation of the Senate”;  
15 and

16 (2) in paragraph (4) by inserting “relating to a  
17 function regulated by the Secretary under section  
18 5103(b)(1)” after “activities”.

19 (f) *REPEAL OF OBSOLETE PROVISION.*—Section 5118,  
20 and the item relating to such section in the analysis for  
21 chapter 51, are repealed.

22 **SEC. 7019. ENFORCEMENT.**

23 (a) *GENERAL.*—Section 5122(a) is amended by strik-  
24 ing the second sentence and inserting “The court may  
25 award appropriate relief, including a temporary or perma-

1 *ment injunction, punitive damages, and assessment of civil*  
2 *penalties considering the same penalty amounts and factors*  
3 *as prescribed for the Secretary in an administrative case*  
4 *under section 5123.”.*

5 (b) *IMMINENT HAZARDS.*—Section 5122(b) is amend-  
6 *ed—*

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

8 (2) *by striking “(1)”;*

9 (3) *by redesignating subparagraphs (A) and (B)*  
10 *as paragraphs (1) and (2), respectively; and*

11 (4) *in paragraph (2) (as so redesignated) by*  
12 *striking “or ameliorate the” and inserting “or miti-*  
13 *gate the”.*

14 **SEC. 7020. CIVIL PENALTY.**

15 (a) *PENALTY.*—Section 5123(a) is amended—

16 (1) *in paragraph (1)—*

17 (A) *by striking “regulation prescribed or*  
18 *order issued” and inserting “regulation, order,*  
19 *special permit, or approval issued”; and*

20 (B) *by striking “\$25,000” and inserting*  
21 *“\$50,000”;*

22 (2) *by redesignating paragraph (2) as para-*  
23 *graph (3); and*

24 (3) *by inserting after paragraph (1) the fol-*  
25 *lowing:*

1           “(2) *If the Secretary finds that a violation under para-*  
2 *graph (1) results in death, serious illness, or severe injury*  
3 *to any person or substantial destruction of property, the*  
4 *Secretary may increase the amount of the civil penalty for*  
5 *such violation to not more than \$100,000.”.*

6           (b) *HEARING REQUIREMENT.*—Section 5123(b) is  
7 *amended by striking “regulation prescribed” and inserting*  
8 *“regulation, order, special permit, or approval issued”.*

9           (c) *CIVIL ACTIONS TO COLLECT.*—Section 5123(d) is  
10 *amended—*

11                 (1) *by striking “Attorney General” and inserting*  
12 *“Secretary”; and*

13                 (2) *by adding at the end the following: “In such*  
14 *action, the validity, amount, and appropriateness of*  
15 *the civil penalty shall not be subject to review.”.*

16           (d) *COMPROMISE.*—Section 5123(e) is amended by  
17 *striking “before referral to the Attorney General”.*

18 **SEC. 7021. CRIMINAL PENALTY.**

19           Section 5124 is amended to read as follows:

20 **“§ 5124. Criminal penalty**

21           “(a) *IN GENERAL.*—A person knowingly violating sec-  
22 *tion 5104(b) or willfully or recklessly violating this chapter*  
23 *or a regulation, order, special permit, or approval issued*  
24 *under this chapter shall be fined under title 18, imprisoned*  
25 *for not more than 5 years, or both; except that the max-*



1 *imum amount of imprisonment shall be 10 years in any*  
2 *case in which the violation involves the release of a haz-*  
3 *ardous material that results in death or bodily injury to*  
4 *any person.*

5       “(b) *KNOWING VIOLATIONS.*—*For purposes of this sec-*  
6 *tion—*

7               “(1) *a person acts knowingly when—*

8                       “(A) *the person has actual knowledge of the*  
9 *facts giving rise to the violation; or*

10                      “(B) *a reasonable person acting in the cir-*  
11 *cumstances and exercising reasonable care would*  
12 *have that knowledge; and*

13               “(2) *knowledge of the existence of a statutory*  
14 *provision, or a regulation or a requirement required*  
15 *by the Secretary, is not an element of an offense*  
16 *under this section.*

17       “(c) *WILLFUL VIOLATIONS.*—*For purposes of this sec-*  
18 *tion, a person acts willfully when—*

19               “(1) *the person has knowledge of the facts giving*  
20 *rise to the violation; and*

21               “(2) *the person has knowledge that the conduct*  
22 *was unlawful.*

23       “(d) *RECKLESS VIOLATIONS.*—*For purposes of this*  
24 *section, a person acts recklessly when the person displays*

1 *a deliberate indifference or conscious disregard to the con-*  
2 *sequences of that person’s conduct.”.*

3 **SEC. 7022. PREEMPTION.**

4 (a) *DUAL COMPLIANCE AND OBSTACLE TESTS.*—*Sec-*  
5 *tion 5125(a) is amended by striking the subsection heading*  
6 *and inserting “DUAL COMPLIANCE AND OBSTACLE*  
7 *TESTS.—”.*

8 (b) *SUBSTANTIVE DIFFERENCES.*—*The second sentence*  
9 *of section 5125(b)(2) is amended by striking “after Novem-*  
10 *ber 16, 1990”.*

11 (c) *DECISIONS ON PREEMPTION.*—*The third sentence*  
12 *of section 5125(d)(1) is amended by inserting “and publish*  
13 *in the Federal Register” after “issue”.*

14 (d) *JUDICIAL REVIEW.*—*Section 5125 is further*  
15 *amended—*

16 (1) *by striking subsection (f) and redesignating*  
17 *subsection (g) as subsection (f);*

18 (2) *in subsection (f) (as so redesignated) by mov-*  
19 *ing paragraph (2) (including subparagraphs (A)*  
20 *through (D)) 2 ems to the left; and*

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

22 “(g) *INDEPENDENT APPLICATION OF EACH STAND-*  
23 *ARD.*—*Subsections (b), (c)(1), (d), and (g) are independent*  
24 *in their application to a requirement of any State, political*

1 *subdivision of a State, or Indian tribe and shall be reviewed*  
2 *independently.”.*

3 **SEC. 7023. RELATIONSHIP TO OTHER LAWS.**

4 *Section 5126(a) is amended by striking “must com-*  
5 *ply” and inserting “shall comply”.*

6 **SEC. 7024. JUDICIAL REVIEW.**

7 *(a) IN GENERAL.—Chapter 51 is amended by redesignig-*  
8 *nating section 5127 as section 5128 and by inserting after*  
9 *section 5126 the following:*

10 **“§5127. JUDICIAL REVIEW**

11 *“(a) FILING AND VENUE.—Except as provided in sec-*  
12 *tion 20114(c), a person adversely affected or aggrieved by*  
13 *a final action of the Secretary under this chapter may peti-*  
14 *tion for review of the final action in the United States*  
15 *Court of Appeals for the District of Columbia or in the court*  
16 *of appeals for the United States for the circuit in which*  
17 *the person resides or has its principal place of business.*  
18 *The petition must be filed not more than 60 days after the*  
19 *Secretary’s action becomes final.*

20 *“(b) JUDICIAL PROCEDURES.—When a petition is*  
21 *filed under subsection (a), the clerk of the court immediately*  
22 *shall send a copy of the petition to the Secretary. The Sec-*  
23 *retary shall file with the court a record of any proceeding*  
24 *in which the final action was issued, as provided in section*  
25 *2112 of title 28.*

1       “(c) *AUTHORITY OF COURT.*—The court has exclusive  
 2 jurisdiction, as provided in subchapter II of chapter 5 of  
 3 title 5, to affirm or set aside any part of the Secretary’s  
 4 final action and may order the Secretary to conduct further  
 5 proceedings. Findings of fact by the Secretary, if supported  
 6 by substantial evidence, are conclusive.

7       “(d) *REQUIREMENT FOR PRIOR OBJECTION.*—In re-  
 8 viewing a final action under this section, the court may  
 9 consider an objection to a final action of the Secretary only  
 10 if the objection was made in the course of a proceeding or  
 11 review conducted by the Secretary or if there was a reason-  
 12 able ground for not making the objection in the pro-  
 13 ceeding.”.

14       (b) *CONFORMING AMENDMENT.*—The analysis for  
 15 chapter 51 is amended by striking the item relating to sec-  
 16 tion 5127 and inserting the following:

“5127. *Judicial review.*

“5128. *Authorization of appropriations.*”.

17 **SEC. 7025. AUTHORIZATION OF APPROPRIATIONS.**

18       Section 5128 (as redesignated by section 7024) is  
 19 amended to read as follows:

20 **“§ 5128. Authorizations of appropriations**

21       “(a) *IN GENERAL.*—In order to carry out this chapter  
 22 (except sections 5107(e), 5108(g)(2), 5113, 5115, 5116, and  
 23 5119), the following amounts are authorized to be appro-  
 24 priated to the Secretary:

1           “(1) For fiscal year 2004, \$24,981,000.

2           “(2) For fiscal year 2005, \$27,000,000.

3           “(3) For fiscal year 2006, \$29,000,000.

4           “(4) For fiscal year 2007, \$30,000,000.

5           “(b) *EMERGENCY PREPAREDNESS FUND.*—*There shall*  
6 *be available to the Secretary, from the account established*  
7 *pursuant to section 5116(i), for each of fiscal years 2004*  
8 *through 2007 the following:*

9           “(1) To carry out section 5115, \$200,000.

10          “(2) To carry out section 5116(a), \$8,000,000.

11          “(3) To carry out section 5116(b), \$13,800,000.

12          “(4) To carry out section 5116(f), \$150,000.

13          “(5) To publish and distribute the *Emergency*  
14 *Response Guidebook* under section 5116(i)(3),  
15 \$500,000.

16          “(6) To pay administrative expenses in accord-  
17 *ance with section 5116(i)(4), \$150,000.*

18          “(7) To carry out section 5116(j), \$1,000,000.

19          “(c) *TRAINING OF HAZMAT EMPLOYEE INSTRU-*  
20 *TORS.*—*There shall be available to the Secretary, from the*  
21 *account established pursuant to section 5116(i), to carry out*  
22 *section 5107(e) \$4,000,000 for each of fiscal years 2004*  
23 *through 2007.*

24          “(d) *UNIFORM FORMS AND PROCEDURES.*—*There is*  
25 *authorized to be appropriated to the Secretary for making*

1 grants to States participating in the working group estab-  
2 lished under section 5119 \$1,000,000 for each of the fiscal  
3 years 2005 and 2006.

4 “(e) *ISSUANCE OF HAZMAT LICENSES.*—There are au-  
5 thorized to be appropriated for the Department of Trans-  
6 portation such amounts as may be necessary to carry out  
7 section 5103a.

8 “(f) *CREDITS TO APPROPRIATIONS.*—The Secretary  
9 may credit to any appropriation to carry out this chapter  
10 an amount received from a State, Indian tribe, or other  
11 public authority or private entity for expenses the Secretary  
12 incurs in providing training to the State, authority, or en-  
13 tity.

14 “(g) *AVAILABILITY OF AMOUNTS.*—Amounts made  
15 available by or under this section remain available until  
16 expended.”.

17 **SEC. 7026. DETERMINING AMOUNT OF UNDECLARED SHIP-**  
18 **MENTS OF HAZARDOUS MATERIALS ENTER-**  
19 **ING THE UNITED STATES.**

20 (a) *STUDY.*—The Comptroller General shall conduct a  
21 study to propose methods of determining the amount of  
22 undeclared shipments of hazardous materials (as defined in  
23 section 5101 of title 49, United States Code) entering the  
24 United States.

1           (b) *REPORT.*—Not later than 1 year after the date of  
2 enactment of this Act, the Comptroller General shall trans-  
3 mit to the Committee on Transportation and Infrastructure  
4 of the House of Representatives and the Committee on Com-  
5 merce, Science, and Transportation of the Senate a report  
6 on the results of the study.

7 **SEC. 7027. CONFORMING AMENDMENTS.**

8           Chapter 51 is amended by striking “Secretary of  
9 Transportation” each place it appears (other than the sec-  
10 ond place it appears in section 5108(g)(2)(C), the first place  
11 it appears in section 5115(a), and in sections 5116(g),  
12 5116(i), and 5120(a)) and inserting “Secretary”.

13 **TITLE VIII—TRANSPORTATION**  
14 **DISCRETIONARY SPENDING**  
15 **GUARANTEE**

16 **SEC. 8001. POLICY.**

17           The guaranteed funding levels provided under this Act  
18 are dependent on identifying additional budgetary re-  
19 sources. This title will continue sections 8101 and 8103 of  
20 the Transportation Equity Act for the 21st Century that  
21 guarantee that specific levels of authorized funding will be  
22 available for obligation each year by continuing the high-  
23 way category budgetary firewall, which protects the Fed-  
24 eral-aid highway program’s obligation limitation, the pro-  
25 grams of the Federal Motor Carrier Safety Administration,

1 *and the portion of the National Highway Traffic Safety*  
2 *Administration's programs funded from the Highway Trust*  
3 *Fund, and the mass transit category budgetary firewall,*  
4 *which protects the portion of the Federal Transit Adminis-*  
5 *tration programs funded from the Mass Transit Account*  
6 *of the Highway Trust Fund and the portion of such pro-*  
7 *grams funded from the general fund of the Treasury.*





Union Calendar No. 259

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

**H. R. 3550**

[Report No. 108-452, Part I]

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**A BILL**

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

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MARCH 29, 2004

Reported with an amendment and referred to the Committees on Education and the Workforce, Energy and Commerce, the Judiciary, Resources, and Science, for a period ending not later than March 29, 2004, for consideration of such provisions of the bill and amendment as fall within the jurisdictions of those committees pursuant to clause 1 of rule X

Committees on Education and the Workforce, Energy and Commerce, the Judiciary, Resources, and Science discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed