

**AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 7
OFFERED BY MR. LATOURETTE OF OHIO AND MR.
CARNAHAN OF MISSOURI**

Beginning on page 262, strike line 14 and all that follows through page 263, line 11, and insert the following (and redesignate any subsequent subsections accordingly):

1 SEC. 2005. URBANIZED AREA FORMULA GRANTS; TAR-
2 GETED AND TEMPORARY FLEXIBILITY FOR
3 DESIGNATED RECIPIENTS IN CRISIS.

4 (a) URBANIZED AREA FORMULA GRANTS.—Section
5 5307(b)(1) of such title is amended—

6 (1) by redesignating subparagraphs (E) and
7 (F) as subparagraphs (G) and (H), respectively; and

8 (2) by inserting after subparagraph (D)—

9 “(E) operating costs of equipment and fa-
10 cilities for use in public transportation in an ur-
11 banized area with a population of more than
12 200,000 for a designated recipient, direct re-
13 cipient, or subrecipient under section 5311, pro-
14 viding public transportation in the area and op-

1 erating less than 100 buses in fixed-route serv-
2 ice in such area during peak service hours.”.

3 (b) TARGETED AND TEMPORARY FLEXIBILITY FOR
4 DESIGNATED RECIPIENTS IN CRISIS.—Chapter 53 of title
5 49, United States Code, is amended by adding at the end
6 the following:

7 **“SEC. 5341. TARGETED AND TEMPORARY FLEXIBILITY FOR**
8 **DESIGNATED RECIPIENTS OR DIRECT RE-**
9 **CIPIENTS IN CRISIS.**

10 “(a) DEFINITION.—For purposes of this section the
11 term ‘crisis period’ means that the unemployment rate, as
12 defined by the Bureau of Labor Statistics, of any metro-
13 politan statistical area located within a designated recipi-
14 ent’s or direct recipient’s service area is at or higher than
15 7 percent for the preceding month or the national average
16 retail price of regular grade gasoline during a quarter, as
17 reported by the United States Energy Information Admin-
18 istration, has increased by more than 10 percent compared
19 to the same quarter during the previous year.

20 “(b) CONDITIONS FOR FLEXIBILITY.—

21 “(1) IN GENERAL.—If a designated recipient or
22 direct recipient operates at least 100 buses in fixed-
23 route service during peak service hours, in an urban-
24 ized area with a population of more than 200,000,
25 and is certified under paragraph (3) as being in a

1 crisis period, the agency may use funds provided
2 under section 5307 for operating costs of equipment
3 and facilities, subject to the conditions set forth in
4 paragraphs (2) and (3).

5 “(2) LIMITATION ON USE OF FUNDS.—A des-
6 ignated recipient or direct recipient that meets the
7 criteria set forth in paragraph (1) may use—

8 “(A) 50 percent of funds provided under
9 section 5307 if it operates in an urbanized area
10 with a population of more than 200,000 but
11 less than 500,000;

12 “(B) 45 percent of funds provided under
13 section 5307 if it operates in an urbanized area
14 with a population of more than 500,000 but
15 less than 1,000,000; or

16 “(C) 40 percent of funds provided under
17 section 5307 if it operates in an urbanized area
18 with a population of more than 1,000,000.

19 “(3) CERTIFICATION BY SECRETARY.—To be el-
20 igible to use funds for operating costs of equipment
21 and facilities under this section, a designated recipi-
22 ent or direct recipient shall request that the Sec-
23 retary certify, not later than 30 days after such re-
24 quest is made, that the agency is in a crisis period.
25 After each quarter, the Secretary shall monitor each

1 designated recipient or direct recipient in a crisis pe-
2 riod to determine if the agency no longer qualifies
3 as being in a crisis period. When the Secretary de-
4 termines that an agency is no longer in a crisis pe-
5 riod, the agency has 3 additional consecutive quar-
6 ters to use the funds for operating costs of equip-
7 ment and facilities.”.

