

**AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 7
OFFERED BY MR. MICA OF FLORIDA**

Page 17, after line 2, insert the following (and re-designate any subsequent paragraphs accordingly):

- 1 (6) GUIDELINES.—The Secretary, working with
2 State departments of transportation, shall develop
3 guidelines for—
- 4 (A) standardizing and improving the qual-
5 ity, consistency, and accuracy of data collection
6 under this subsection; and
- 7 (B) implementing and meeting the report-
8 ing requirements of this subsection.

Page 25, line 8, strike “7101” and insert “7001(a)”.

Page 25, line 20, strike “and”.

Page 25, line 21, after “215,” insert “and the transportation research programs for which amounts are authorized to be appropriated under section 7001(a) of the American Energy and Infrastructure Jobs Act of 2012,”.

Page 47, line 14, after “analysis” insert “using objective data”.

Page 50, line 19, after “for” insert “assessing or”.

Page 51, line 16, after “System,” insert “advanced condition assessment of bridges,”.

Page 52, line 15, after “for” insert “advanced condition assessment of bridges,”.

Page 52, line 16, strike “management” and insert “management,”.

Page 56, line 10, after “Inspection” insert “, advanced condition assessment,”.

Page 56, line 13, after “signs,” insert “bridges,”.

Page 63, line 1, after “VEHICLE” insert “AND NATURAL GAS VEHICLE”.

Page 63, line 6, after “facilities” insert “or natural gas vehicle refueling stations”.

Page 63, line 7, before the period, insert “, except that such electric vehicle battery charging facilities or natural gas refueling stations may not be established or supported where commercial establishments serving motor vehicle users are prohibited by section 111”.

Page 85, line 2, strike “and”.

Page 85, line 13, strike the period and insert “; and”.

Page 85, after line 13, insert the following:

1 “(H) require each State and Federal agen-
2 cy—
3 “(i) not later than 2 years after the
4 date of enactment of the American Energy
5 and Infrastructure Jobs Act of 2012, to
6 calculate the load rating or reevaluate and,
7 as appropriate, recalculate the existing
8 load rating for all highway bridges that are
9 located in the State or within the Federal
10 agency’s jurisdiction;
11 “(ii) at least once every 2 years there-
12 after, to reevaluate and, as appropriate, re-
13 calculate the load rating for each such
14 bridge; and
15 “(iii) to ensure the proper posting of
16 safe load-carrying capabilities for bridges
17 unable to carry the maximum loads al-
18 lowed under State routine permitting or
19 State legal load limits.

Page 96, line 9, strike “(2)(A)” and insert “(1)(A)”.

Page 109, line 14, strike “603” and insert “603(a)(1)”.

Page 116, after line 3, insert the following:

1 (c) PRIORITY FOR REVENUE GENERATING
2 PROJECTS.—Section 610 is amended by adding at the end
3 the following:

4 “(1) REVENUE GENERATING PROJECTS.—

5 “(1) PRIORITY.—When distributing funds from
6 the highway account of a State’s infrastructure
7 bank, the State shall give priority to those projects
8 that the State determines will be revenue generating
9 projects.

10 “(2) USE OF REVENUES.—A State shall ensure
11 that revenue generated from projects described in
12 paragraph (1) is used for repayment of a loan issued
13 by the bank, other debt service incurred by the
14 project, costs associated with the operation and
15 maintenance of the project, and for a reasonable re-
16 turn on investment of any private person financing
17 the project.”.

Page 175, line 22, after “stations” insert “or nat-
ural gas refueling stations”.

Page 197, line 7, after “stations” insert “or natural
gas refueling stations”.

Page 200, strike lines 14 and 15, and insert the following:

1 “(B) at a minimum, 35 percent is distrib-
2 uted in the same manner as funding for forest
3 highways was distributed by section 202(b)(2)
4 of this title (as in effect on the day before the
5 date of enactment of the American Energy and
6 Infrastructure Jobs Act of 2012); and

Page 203, line 12, strike “(9),”.

Page 240, line 24, strike “and” at the end.

Page 241, strike line 8 and all that follows through
line 5 on page 242 and insert the following:

7 “(2) LIMITED ACTIVITIES.—The Secretary shall
8 permit limited commercial activities within a rest
9 area under paragraph (1), if the activities are avail-
10 able only to customers using the rest area and are
11 limited to—

12 “(A) commercial advertising and media
13 displays if such advertising and displays are—

14 “(i) exhibited solely within any facility
15 constructed in the rest area; and

16 “(ii) not legible from the main trav-
17 eled way;

1 “(B) items designed to promote tourism in
2 the State, including books, DVDs, and other
3 media;

4 “(C) tickets for events or attractions in the
5 State of a historical or tourism-related nature;

6 “(D) travel-related information, including
7 maps, travel booklets, and hotel coupon book-
8 lets; and

9 “(E) lottery machines.

Page 242, line 13, strike the final period and insert
“; and”.

Page 242, after line 13, insert the following:

10 (4) by striking subsection (c) (as redesignated
11 by paragraph (2) of this subsection) and inserting
12 the following:

13 “(c) VENDING MACHINES.—

14 “(1) IN GENERAL.—Notwithstanding subsection
15 (a), any State may permit the placement of vending
16 machines or automatic teller machines in rest and
17 recreation areas, and in safety rest areas, con-
18 structed or located on rights-of-way of the Interstate
19 System in the State.

20 “(2) REQUIREMENTS.—Vending machines de-
21 scribed in paragraph (1) may only dispense food,

1 drink, and other articles that the State transpor-
2 tation department determines are appropriate and
3 desirable. Such vending machines or automatic teller
4 machines may only be operated by the State.

5 “(3) PRIORITY PLACEMENT.—In permitting the
6 placement of vending machines or automatic teller
7 machines, the State shall give priority to vending
8 machines or automatic teller machines that are oper-
9 ated through the State licensing agency designated
10 pursuant to section 2(a)(5) of the Act of June 20,
11 1936, commonly known as the ‘Randolph-Sheppard
12 Act’ (20 U.S.C. 107a(a)(5)).

13 “(4) COSTS.—The costs of installation, oper-
14 ation, and maintenance of vending machines or auto-
15 matic teller machines pursuant to this subsection
16 shall not be eligible for Federal assistance under this
17 title.”.

Page 252, strike lines 1 through 7 and insert the
following:

18 (c) ELECTRIC VEHICLE AND NATURAL GAS VEHICLE
19 INFRASTRUCTURE.—A State may establish electric vehicle
20 charging stations or natural gas vehicle refueling stations
21 for the use of battery powered or natural gas fueled trucks
22 or other motor vehicles at any parking facility funded or
23 authorized under this Act or title 23, United States Code,

1 except that such electric vehicle battery charging stations
2 or natural gas vehicle refueling stations may not be estab-
3 lished or supported where commercial establishments serv-
4 ing motor vehicle users are prohibited by section 111 of
5 title 23, United States Code. Such charging or refueling
6 stations shall be eligible for the same funds as are avail-
7 able for the parking facilities in which they are located.

Page 255, line 19, after “stations” insert “or nat-
ural gas vehicle refueling stations”.

Page 255, line 24, after “stations” insert “or nat-
ural gas vehicle refueling stations”.

Page 256, line 1, after “stations” insert “or natural
gas vehicle refueling stations”.

Page 262, strike line 22 and all that follows through
line 11 on page 263 and insert the following:

8 “(F) operating costs of equipment and fa-
9 cilities for use in public transportation (exclud-
10 ing rail fixed guideway) in an urbanized area
11 with a population of at least 200,000 (as deter-
12 mined by the Bureau of the Census) if the
13 State or local governmental entity providing
14 public transportation for the urbanized area is
15 operating—

1 “(i) 75 buses or fewer in fixed-route
2 service during peak service hours and the
3 Government’s share of costs does not ex-
4 ceed 50 percent of the net project cost of
5 the project for operating expenses; or
6 “(ii) more than 75 but fewer than 100
7 buses in fixed-route service during peak
8 service hours and the Government’s share
9 of costs does not exceed 25 percent of the
10 net project cost of the project for operating
11 expenses; and”.

Page 300, line 15, strike the semicolon and insert a period.

Page 301, strike line 17 and all that follows through line 2 on page 302 and insert the following:

12 “(D) may be derived from the costs of a
13 private operator’s intercity bus service as an in-
14 kind match for the operating costs of con-
15 necting rural intercity bus feeder service funded
16 under subsection (f), except that this subpara-
17 graph shall apply only if—
18 “(i) the project includes both feeder
19 service and a connecting unsubsidized
20 intercity route segment; and

1 “(ii) the private operator agrees in
2 writing to the use of its unsubsidized costs
3 as an in-kind match.”.

Page 320, line 14, strike “administrative” and insert
“research, training and outreach, and technical assist-
ance”.

Page 331, line 14, strike “adding at the end” and
insert “striking subparagraph (F) and inserting”.

Page 346, strike lines 4 through 9 and insert the
following:

4 (2) CONFORMING AMENDMENT.—Section
5 5307(k)(1) is amended by striking “5315(c),”.

Page 347, strikes lines 1 through 6 and insert the
following:

6 (2) CONFORMING AMENDMENT.—Section
7 5327(e)(2)(B) is amended by striking “5311, and
8 5320” and inserting “and 5311”.

Page 350, line 2, strike “Section” and insert “(a)
APPLICATION.—Section”.

Page 350, at the end of line 12, add closing
quotation marks and a final period.

Page 350, strike line 13, and insert the following:

1 (b) WAIVER REQUIREMENTS.—Section 5323(j) is
2 amended by striking paragraph (3) and inserting the fol-
3 lowing:

4 “(3) WAIVER REQUIREMENTS.—

Page 350, line 26, add a period at the end.

Page 358, line 1, strike “, United States Code”.

Page 367, line 15, strike “Section” and insert “sec-
tion”.

Page 371, line 8, strike “follows” and insert “fol-
lows:”.

Page 447, strike line 24 and all that follows through
line 17 on page 448.

Page 472, line 12, add “and” at the end.

Page 472, strike lines 13 through 15.

Page 472, line 16, strike “(iv)” and insert “(iii)”.

Page 476, after line 23, insert the following:

5 “(k) PROJECT OF STATEWIDE SIGNIFICANCE.—

6 “(1) IN GENERAL.—Notwithstanding any other
7 provision of this chapter, if a project of statewide
8 significance on the Interstate System (as defined in
9 section 101(a) of title 23) is removed from a metro-
10 politan TIP, the project may remain on the state-

1 wide TIP and strategic long-range transportation
2 plan and may be funded under title 23 only if the
3 project was removed from the metropolitan TIP
4 after the most recent update under section 5203.

5 “(2) APPLICABILITY.—This subsection shall
6 apply to a project that is removed from a metropoli-
7 tan TIP before, on, or after the date of enactment
8 of this section.

Page 476, line 24, strike “(k)” and insert “(l)”.

Page 481, line 25, before the period insert “, includ-
ing at international border crossings”.

Page 482, line 14, after “facilities,” insert “inter-
national gateways and corridors,”.

Page 482, lines 24 and 25, strike “and regional”
and insert “, regional, and international”.

Page 485, line 19, before the semicolon insert “and
at major commercial border ports of entry”.

Page 514, line 22, strike “September” and insert
“August”.

Page 515, line 21, strike “projects and activities”
and insert “countermeasures”.

Page 516, line 11, strike “60” and insert “30”.

Page 565, lines 1 and 2, strike “subparagraph (A) of this paragraph” and insert “paragraph (1)”.

Page 581, strike line 15 and all that follows through line 3 on page 582 and insert the following:

1 “(b) EXCEPTIONS.—Subsection (a) shall not apply
2 to—

3 “(1) a non-vessel-operating common carrier (as
4 defined in section 40102 of title 46) or an ocean
5 freight forwarder (as defined in section 40102 of
6 title 46) when arranging for inland transportation as
7 part of an international through movement involving
8 ocean transportation between the United States and
9 a foreign port;

10 “(2) a customs broker licensed in accordance
11 with section 111.2 of title 19, Code of Federal Regu-
12 lations, only to the extent that the customs broker
13 is engaging in a movement under a customs bond or
14 in a transaction involving customs business, as de-
15 fined by section 111.1 of title 19, Code of Federal
16 Regulations; or

17 “(3) an indirect air carrier holding a Standard
18 Security Program approved by the Transportation
19 Security Administration, only to the extent that the
20 indirect air carrier is engaging in the activities as an

1 air carrier as defined in section 40102(2) or in the
2 activities defined in section 40102(3).

Page 593, line 13, after “develop” insert “, in consultation with the States,”.

Page 594, lines 15 and 16, strike “in accordance with” and insert “with consideration given to”.

Page 598, after line 10, insert the following:

3 “(4) PUBLICATION OF REVIEW AND APPROVAL
4 PROCESS.—Not later than January 1 of each year,
5 the Secretary shall publish in the Federal Register
6 a notice to the States of the process for review and
7 approval of a State plan under this subsection for
8 the following fiscal year.

Page 609, after line 6, insert the following:

9 (e) DEFINITIONS.—Section 4126(g)(3)(C) of such
10 Act (119 Stat. 1741) is amended by striking “trans-
11 ponder-equipped”.

Page 611, line 22, strike “90” and insert “120”.

Page 666, line 25, strike “in the State”.

Page 667, line 4, strike “in the State”.

Page 667, line 10, strike “in the State”.

Page 704, at the end of line 9, add “Federal laboratories,”

Page 729, line 9, strike “is” and insert “are”.

Page 729, line 13, strike “adding” and insert “inserting”.

Page 747, line 15, strike “**LIMITATIONS**” and insert “**LIMITATION**” (and conform the table of contents accordingly).

Page 747, strike line 19 and all that follows through “Filing,” on line 3 of page 748 and insert the following:

- 1 “(g) **LIMITATION ON USE OF FEDERAL FUNDS.**—
2 “(1) **LIMITATION.**—Amtrak may not use any
3 Federal funds for filing,

Page 748, strike line 9 and all that follows through “the term” on line 18 and insert the following:

- 4 “(2) **PASSENGER RAIL SERVICE PROVIDER DE-**
5 **FINED.**—For purposes of this subsection, the term

Page 755, line 14, strike “to carry out this title” and insert “for the use of Amtrak for capital projects (as defined in subparagraphs (A) and (B) of section 24401(2)) to bring the Northeast Corridor (as defined in section 24102) to a state-of-good-repair and for capital

expenses of the national rail passenger transportation system”.

Page 755, line 7, through page 756, line 4, move the text 2 ems to the left.

Page 816, lines 13 through 22, move the text 2 ems to the left.

Page 819, lines 3 through 9, move the text 2 ems to the left.

Page 838, line 3, insert “chapters 244 and 261 of” after “to carry out”.

Page 838, line 20, insert “(a) FUNDS UNDER THIS ACT.—” before “No funds”.

Page 838, after line 24, insert the following:

1 (b) OTHER FUNDS.—The Federal Government shall
2 not obligate or expend any funds for high-speed rail
3 projects in California until after December 31, 2013.

Page 841, line 3, strike “Act” and insert “title”.

Page 851, lines 14 through 19, move the text 2 ems to the left.

Page 854, after line 16, insert the following (and re-designate subsequent subclauses accordingly):

1 (III) to consider an additional
2 level of fitness review prior to the de-
3 nial, revocation, or suspension of a
4 safety permit;

Page 855, lines 3 and 4, strike “proceeding” and all that follows through the period and insert “proceeding and report required under subsection (d).”.

Page 855, strike line 7 and all that follows through line 15 and insert the following:

5 (a) TRAINING CURRICULUM.—Section 5115 is
6 amended by striking “basic” each place it appears.

7 (b) TRAINING GRANTS.—Section 5116(b) is amend-
8 ed—

9 (1) in paragraph (1) by adding at the end the
10 following: “To the extent that a grant is used to
11 train emergency responders, the State or Indian
12 tribe shall certify, in writing, to the Secretary that
13 the emergency responders who receive training under
14 the grant, at a minimum, will have the ability to
15 protect nearby persons, property, and the environ-
16 ment from the effects of accidents or incidents in-
17 volving the transportation of hazardous material in
18 accordance with existing regulations or standards for
19 competence of responders to hazardous material as

- 1 developed by a national voluntary consensus stand-
2 ard and code-setting organization.”; and
3 (2) in paragraph (4)—
4 (A) in the matter preceding subparagraph
5 (A)—
6 (i) by inserting “and subsection (a)”
7 after “this subsection”; and
8 (ii) by inserting “planning and” after
9 “emergency response”; and
10 (B) in subparagraph (E) by inserting “and
11 subsection (a)” before the period at the end.

Page 855, line 16, strike “(b)” and insert “(c)”.

Page 856, line 4, strike “(c)” and insert “(d)”.

Page 856, line 12, strike “and”.

Page 856, line 19, strike the period and insert a
semicolon.

Page 856, after line 19, insert the following:

- 12 (4) by redesignating paragraph (5) as para-
13 graph (6); and
14 (5) by inserting after paragraph (4) the fol-
15 lowing:
16 “(5) The Secretary may make a grant to an or-
17 ganization under this subsection only if the organi-

1 zation ensures that emergency responders who re-
2 ceive training under the grant, at a minimum, will
3 have the ability to protect nearby persons, property,
4 and the environment from the effects of accidents or
5 incidents involving the transportation of hazardous
6 material in accordance with existing regulations or
7 standards for competence of responders to haz-
8 ardous material as developed by a national voluntary
9 consensus standard and code-setting organization.”.

Page 856, line 20, strike “(d)” and insert “(e)”.

Page 857, lines 15 and 16, strike “, United States Code”.

Page 859, line 17, insert “through the end of that section” before “and inserting”.

Page 863, line 20, strike “subparagraphs” and insert “subparagraph”.

Page 878, strike line 17 and all that follows through line 13 on page 879.

Page 879, line 14, strike “(c)” and insert “(b)”.

Page 880, line 12, before the period at the end insert “; **REFERENCES**” (and conform the table of contents accordingly).

Page 880, after line 16, insert the following:

1 (c) REFERENCES.—For purposes of administering
2 this title, and the provisions amended by this title, any
3 reference to the Mass Transit Account of the Highway
4 Trust Fund shall be deemed to refer to the Alternative
5 Transportation Account of the Highway Trust Fund.

Page 911, beginning on line 12 strike “title XVII of
the American Energy and Infrastructure Jobs Act of
2012” and insert “the Alaskan Energy for American
Jobs Act, the PIONEERS Act, and the Energy Security
and Transportation Jobs Act”.

