

**AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 7**

**OFFERED BY MR. PETRI OF WISCONSIN, MR.
BLUMENAUER OF OREGON, MR. LATOURETTE
OF OHIO, MR. LIPINSKI OF ILLINOIS, MR.
JOHNSON OF ILLINOIS, AND MS. EDDIE BER-
NICE JOHNSON OF TEXAS**

Page 94, after line 6, insert the following: (and con-
form the table of contents accordingly):

1 SEC. 1120. TRANSPORTATION IMPROVEMENTS PROGRAM.

2 (a) FUNDING.—Out of the amounts apportioned or
3 allocated to a State for each of fiscal years 2013 through
4 2016 under title 23, United States Code, a State shall
5 set aside funds for carrying out eligible projects under this
6 section.

7 (b) ELIGIBLE PROJECTS.—A State shall obligate
8 funds set aside under subsection (a) for the following:

9 (1) Transportation enhancement activities, as
10 defined in section 101(a) of such title.

11 (2) Projects and activities eligible for assistance
12 under section 1404(f) of SAFETEA–LU (23 U.S.C.
13 402 note; 119 Stat. 1228), relating to the safe
14 routes to school program.

1 (c) AMOUNT.—The amount of funds to be set aside
2 by a State for a fiscal year under subsection (a) shall be
3 the lesser of—

4 (1) the amount determined by adding—

5 (A) the amount of surface transportation
6 program funds required to be set aside by the
7 State under section 133(d)(2) of such title (as
8 in effect on the day before the date of enact-
9 ment of this Act) for fiscal year 2009, relating
10 to transportation enhancements; and

11 (B) the amount of funds apportioned to
12 the State for the safe routes to school program
13 for fiscal year 2009 under section 1404 of
14 SAFETEA-LU (as in effect on the day before
15 the date of enactment of this Act); and

16 (2) the amount determined by multiplying—

17 (A) the amount determined under para-
18 graph (1); by

19 (B) the ratio that—

20 (i) the total amount of funds made
21 available to the State for Federal-aid high-
22 way and highway safety construction pro-
23 grams for fiscal year 2009; bears to

24 (ii) the total amount of funds made
25 available to the State for Federal-aid high-

1 way and highway safety construction pro-
2 grams for the fiscal year in which the set-
3 aside is being made.

4 (d) ALLOCATION AMONG PROGRAMS.—A State shall
5 determine which funds apportioned or allocated to the
6 State under such title shall be used for the set-aside re-
7 quired by subsection (a). Such funds shall be available for
8 the purposes of this section notwithstanding any other
9 provision of law.

10 (e) GRANTS TO ELIGIBLE ENTITIES.—A State may
11 not withhold a grant to an eligible entity for a project if
12 funds are available for the project under this section and
13 if the project is eligible. If funds set aside by a State under
14 subsection (a) remain available to the State for a fiscal
15 year after all eligible projects have been funded, the State
16 may use the remaining funds for any project eligible for
17 assistance under section 133(b) of such title.

18 (f) STAFFING.—From the funds set aside under sub-
19 section (a), each State shall use a sufficient amount to
20 fund 2 full-time positions of coordinator of the State's
21 transportation improvements program under this section.

22 (g) ADMINISTRATION.—Out of administrative ex-
23 penses made available under section 104(a) of such title,
24 the Secretary shall make grants to a competitively selected

1 national nonprofit organization to operate a transpor-
2 tation improvements clearinghouse.

3 (h) TREATMENT OF PROJECTS.—

4 (1) NONINFRASTRUCTURE PROJECTS.—A plan-
5 ning project or any other project carried out under
6 this section that does not involve or lead directly to
7 construction, or the placement of equipment, shall
8 not be considered to be a project on a Federal-aid
9 system under chapter 1 of such title.

10 (2) STATE PROCESS.—The Secretary shall work
11 with State departments of transportation to ensure
12 that any regulations issued to carry out this section
13 are implemented consistently by States and the Sec-
14 retary to avoid unnecessary delays in implementing
15 projects and ensuring the effective use of Federal
16 funds.

17 (i) APPLICABILITY OF CHAPTER 1 OF TITLE 23.—
18 Funds set aside by a State under subsection (a) shall be
19 available for obligation in the same manner as if the funds
20 were apportioned under chapter 1 of such title, except that
21 the Federal share of the cost of a project or activity de-
22 scribed in subsection (b)(2) shall be determined in accord-
23 ance with 1404(i) of SAFETEA-LU (as in effect on the
24 day before the date of enactment of this Act).

Page 237, strike lines 22 through 25 (and redesignate subsequent subsections accordingly).

Page 239, strike line 23 and all that follows through line 5 on page 240 and insert the following:

1 **SEC. 1701. TRANSPORTATION ENHANCEMENT ACTIVITY DE-**

2 **FINED.**

3 Section 101(a)(35) is amended—

4 (1) in subparagraph (C) by striking “(including
5 historic battlefields)”;

6 (2) in subparagraph (D) by striking “(including
7 the provision of tourist and welcome center facili-
8 ties)”;

9 (3) by striking subparagraph (L).

