

Union Calendar No. 340

106TH CONGRESS
2^D SESSION**H. R. 4475****[Report No. 106-622]**

Making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 2001, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2000

Mr. WOLF, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed.

A BILL

Making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 2001, 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 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of Transportation and related agencies for

1 the fiscal year ending September 30, 2001, and for other
2 purposes, namely:

3 TITLE I

4 DEPARTMENT OF TRANSPORTATION

5 OFFICE OF THE SECRETARY

6 SALARIES AND EXPENSES

7 IMMEDIATE OFFICE OF THE SECRETARY

8 For necessary expenses of the Immediate Office of
9 the Secretary, \$1,756,000.

10 IMMEDIATE OFFICE OF THE DEPUTY SECRETARY

11 For necessary expenses of the Immediate Office of
12 the Deputy Secretary, \$587,000.

13 OFFICE OF THE GENERAL COUNSEL

14 For necessary expenses of the Office of the General
15 Counsel, \$9,760,000.

16 OFFICE OF THE ASSISTANT SECRETARY FOR POLICY

17 For necessary expenses of the Office of the Assistant
18 Secretary for Policy, \$3,131,500.

19 OFFICE OF THE ASSISTANT SECRETARY FOR AVIATION

20 AND INTERNATIONAL AFFAIRS

21 For necessary expenses of the Office of the Assistant
22 Secretary for Aviation and International Affairs,
23 \$7,182,000: *Provided*, That notwithstanding any other
24 provision of law, there may be credited to this appropria-
25 tion up to \$1,250,000 in funds received in user fees.

8 OFFICE OF THE ASSISTANT SECRETARY FOR
9 GOVERNMENTAL AFFAIRS

12 OFFICE OF THE ASSISTANT SECRETARY FOR
13 ADMINISTRATION

16 OFFICE OF PUBLIC AFFAIRS

19 EXECUTIVE SECRETARIAT

22 BOARD OF CONTRACT APPEALS

HR 4475 RH

1 OFFICE OF SMALL AND DISADVANTAGED BUSINESS

2 UTILIZATION

3 For necessary expenses of the Office of Small and
4 Disadvantaged Business Utilization, \$1,192,000.

5 OFFICE OF INTELLIGENCE AND SECURITY

6 For necessary expenses of the Office of Intelligence
7 and Security, \$1,490,000.

8 OFFICE OF THE CHIEF INFORMATION OFFICER

9 For necessary expenses of the Office of the Chief In-
10 formation Officer, \$6,279,000.

11 OFFICE OF CIVIL RIGHTS

12 For necessary expenses of the Office of Civil Rights,
13 \$8,140,000.

14 TRANSPORTATION PLANNING, RESEARCH, AND

15 DEVELOPMENT

16 For necessary expenses for conducting transportation
17 planning, research, systems development, development ac-
18 tivities, and making grants, to remain available until ex-
19 pended, \$3,300,000.

20 TRANSPORTATION ADMINISTRATIVE SERVICE CENTER

21 Necessary expenses for operating costs and capital
22 outlays of the Transportation Administrative Service Cen-
23 ter, not to exceed \$119,387,000, shall be paid from appro-
24 priations made available to the Department of Transpor-
25 tation: *Provided*, That such services shall be provided on

1 a competitive basis to entities within the Department of
2 Transportation: *Provided further*, That the above limita-
3 tion on operating expenses shall not apply to non-DOT
4 entities: *Provided further*, That no funds appropriated in
5 this Act to an agency of the Department shall be trans-
6 ferred to the Transportation Administrative Service Cen-
7 ter without the approval of the agency modal adminis-
8 trator: *Provided further*, That no assessments may be lev-
9 ied against any program, budget activity, subactivity or
10 project funded by this Act unless notice of such assess-
11 ments and the basis therefor are presented to the House
12 and Senate Committees on Appropriations and are ap-
13 proved by such Committees.

14 MINORITY BUSINESS RESOURCE CENTER PROGRAM

15 For the cost of guaranteed loans, \$1,500,000, as au-
16 thorized by 49 U.S.C. 332: *Provided*, That such costs, in-
17 cluding the cost of modifying such loans, shall be as de-
18 fined in section 502 of the Congressional Budget Act of
19 1974: *Provided further*, That these funds are available to
20 subsidize total loan principal, any part of which is to be
21 guaranteed, not to exceed \$13,775,000. In addition, for
22 administrative expenses to carry out the guaranteed loan
23 program, \$400,000.

1 MINORITY BUSINESS OUTREACH

2 For necessary expenses of Minority Business Re-
3 source Center outreach activities, \$3,000,000, of which
4 \$2,635,000 shall remain available until September 30,
5 2002: *Provided*, That notwithstanding 49 U.S.C. 332,
6 these funds may be used for business opportunities related
7 to any mode of transportation.

8 COAST GUARD

9 OPERATING EXPENSES

10 For necessary expenses for the operation and mainte-
11 nance of the Coast Guard, not otherwise provided for; pur-
12 chase of not to exceed five passenger motor vehicles for
13 replacement only; payments pursuant to section 156 of
14 Public Law 97–377, as amended (42 U.S.C. 402 note),
15 and section 229(b) of the Social Security Act (42 U.S.C.
16 429(b)); and recreation and welfare; \$3,192,000,000, of
17 which \$341,000,000 shall be available for defense-related
18 activities; and of which \$25,000,000 shall be derived from
19 the Oil Spill Liability Trust Fund: *Provided*, That none
20 of the funds appropriated in this or any other Act shall
21 be available for pay for administrative expenses in connec-
22 tion with shipping commissioners in the United States:
23 *Provided further*, That none of the funds provided in this
24 Act shall be available for expenses incurred for yacht docu-
25 mentation under 46 U.S.C. 12109, except to the extent

1 fees are collected from yacht owners and credited to this
2 appropriation: *Provided further*, That none of the funds
3 in this Act shall be available for the Coast Guard to plan,
4 finalize, or implement any regulation that would promul-
5 gate new maritime user fees not specifically authorized by
6 law after the date of the enactment of this Act.

7 ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

8 For necessary expenses of acquisition, construction,
9 renovation, and improvement of aids to navigation, shore
10 facilities, vessels, and aircraft, including equipment related
11 thereto, \$515,000,000, of which \$20,000,000 shall be de-
12 rived from the Oil Spill Liability Trust Fund; of which
13 \$252,640,000 shall be available to acquire, repair, ren-
14 ovate or improve vessels, small boats and related equip-
15 ment, to remain available until September 30, 2005;
16 \$42,300,000 shall be available for the Integrated Deep-
17 water Systems program, to remain available until Sep-
18 tember 30, 2003; \$43,650,000 shall be available to acquire
19 new aircraft and increase aviation capability, to remain
20 available until September 30, 2003; \$60,113,000 shall be
21 available for other equipment, to remain available until
22 September 30, 2003; \$61,606,000 shall be available for
23 shore facilities and aids to navigation facilities, to remain
24 available until September 30, 2003; and \$54,691,000 shall
25 be available for personnel compensation and benefits and

1 related costs, to remain available until September 30,
2 2002: *Provided*, That the Commandant of the Coast
3 Guard is authorized to dispose of surplus real property,
4 by sale or lease, and the proceeds shall be credited to this
5 appropriation as offsetting collections and made available
6 only for the National Distress and Response System Mod-
7 ernization program, to remain available for obligation
8 until September 30, 2003: *Provided further*, That upon
9 initial submission to the Congress of the fiscal year 2002
10 President's budget, the Secretary of Transportation shall
11 transmit to the Congress a comprehensive capital invest-
12 ment plan for the United States Coast Guard which in-
13 cludes funding for each budget line item for fiscal years
14 2002 through 2006, with total funding for each year of
15 the plan constrained to the funding targets for those years
16 as estimated and approved by the Office of Management
17 and Budget: *Provided further*, That the amount herein ap-
18 propriated shall be reduced by \$100,000 per day for each
19 day after initial submission of the President's budget that
20 the plan has not been submitted to the Congress.

21 ENVIRONMENTAL COMPLIANCE AND RESTORATION

22 For necessary expenses to carry out the Coast
23 Guard's environmental compliance and restoration func-
24 tions under chapter 19 of title 14, United States Code,
25 \$16,700,000, to remain available until expended.

1 ALTERATION OF BRIDGES

2 For necessary expenses for alteration or removal of
3 obstructive bridges, \$14,740,000, to remain available until
4 expended.

5 RETIRED PAY

6 For retired pay, including the payment of obligations
7 therefor otherwise chargeable to lapsed appropriations for
8 this purpose, and payments under the Retired Service-
9 man's Family Protection and Survivor Benefits Plans,
10 payments for 15-year career status bonuses under the Na-
11 tional Defense Authorization Act for fiscal year 2000, and
12 for payments for medical care of retired personnel and
13 their dependents under the Dependents Medical Care Act
14 (10 U.S.C. ch. 55), \$778,000,000.

15 RESERVE TRAINING

16 (INCLUDING TRANSFER OF FUNDS)

17 For all necessary expenses of the Coast Guard Re-
18 serve, as authorized by law; maintenance and operation
19 of facilities; and supplies, equipment, and services;
20 \$80,375,000: *Provided*, That no more than \$21,500,000
21 of funds made available under this heading may be trans-
22 ferred to Coast Guard "Operating expenses" or otherwise
23 made available to reimburse the Coast Guard for financial
24 support of the Coast Guard Reserve: *Provided further*,
25 That none of the funds in this Act may be used by the

1 Coast Guard to assess direct charges on the Coast Guard
2 Reserves for items or activities which were not so charged
3 during fiscal year 1997.

4 RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

5 For necessary expenses, not otherwise provided for,
6 for applied scientific research, development, test, and eval-
7 uation; maintenance, rehabilitation, lease and operation of
8 facilities and equipment, as authorized by law,
9 \$19,691,000, to remain available until expended, of which
10 \$3,500,000 shall be derived from the Oil Spill Liability
11 Trust Fund: *Provided*, That there may be credited to and
12 used for the purposes of this appropriation funds received
13 from State and local governments, other public authori-
14 ties, private sources, and foreign countries, for expenses
15 incurred for research, development, testing, and evalua-
16 tion.

17 FEDERAL AVIATION ADMINISTRATION

18 OPERATIONS

19 For necessary expenses of the Federal Aviation Ad-
20 ministration, not otherwise provided for, including oper-
21 ations and research activities related to commercial space
22 transportation, administrative expenses for research and
23 development, establishment of air navigation facilities, the
24 operation (including leasing) and maintenance of aircraft,
25 subsidizing the cost of aeronautical charts and maps sold

1 to the public, and lease or purchase of passenger motor
2 vehicles for replacement only, in addition to amounts made
3 available by Public Law 104–264, \$6,544,235,000, includ-
4 ing \$4,403,869,000 to be derived from the Airport and
5 Airway Trust Fund: *Provided*, That there may be credited
6 to this appropriation funds received from States, counties,
7 municipalities, foreign authorities, other public authori-
8 ties, and private sources, for expenses incurred in the pro-
9 vision of agency services, including receipts for the mainte-
10 nance and operation of air navigation facilities, and for
11 issuance, renewal or modification of certificates, including
12 airman, aircraft, and repair station certificates, or for
13 tests related thereto, or for processing major repair or al-
14 teration forms: *Provided further*, That of the funds appro-
15 priated under this heading, \$5,000,000 shall be for the
16 contract tower cost-sharing program and \$750,000 shall
17 be for the Centennial of Flight Commission: *Provided fur-*
18 *ther*, That funds may be used to enter into a grant agree-
19 ment with a nonprofit standard-setting organization to as-
20 sist in the development of aviation safety standards: *Pro-*
21 *vided further*, That none of the funds in this Act shall be
22 available for new applicants for the second career training
23 program: *Provided further*, That none of the funds in this
24 Act shall be available for paying premium pay under 5
25 U.S.C. 5546(a) to any Federal Aviation Administration

1 employee unless such employee actually performed work
2 during the time corresponding to such premium pay: *Pro-*
3 *vided further*, That none of the funds in this Act may be
4 obligated or expended to operate a manned auxiliary flight
5 service station in the contiguous United States: *Provided*
6 *further*, That none of the funds in this Act may be used
7 for the Federal Aviation Administration to enter into a
8 multiyear lease greater than 5 years in length or greater
9 than \$100,000,000 in value unless such lease is specifi-
10 cally authorized by the Congress and appropriations have
11 been provided to fully cover the Federal Government's
12 contingent liabilities: *Provided further*, That none of the
13 funds in this Act for aeronautical charting and cartog-
14 raphy are available for activities conducted by, or coordi-
15 nated through, the Transportation Administrative Service
16 Center.

17 FACILITIES AND EQUIPMENT

18 (AIRPORT AND AIRWAY TRUST FUND)

19 For necessary expenses, not otherwise provided for,
20 for acquisition, establishment, and improvement by con-
21 tract or purchase, and hire of air navigation and experi-
22 mental facilities and equipment as authorized under part
23 A of subtitle VII of title 49, United States Code, including
24 initial acquisition of necessary sites by lease or grant; en-
25 gineering and service testing, including construction of

1 test facilities and acquisition of necessary sites by lease
2 or grant; and construction and furnishing of quarters and
3 related accommodations for officers and employees of the
4 Federal Aviation Administration stationed at remote local-
5 ities where such accommodations are not available; and
6 the purchase, lease, or transfer of aircraft from funds
7 available under this head; to be derived from the Airport
8 and Airway Trust Fund, \$2,656,765,000 of which
9 \$2,334,112,400 shall remain available until September 30,
10 2003, and of which \$322,652,600 shall remain available
11 until September 30, 2001: *Provided*, That there may be
12 credited to this appropriation funds received from States,
13 counties, municipalities, other public authorities, and pri-
14 vate sources, for expenses incurred in the establishment
15 and modernization of air navigation facilities: *Provided*
16 *further*, That upon initial submission to the Congress of
17 the fiscal year 2002 President's budget, the Secretary of
18 Transportation shall transmit to the Congress a com-
19 prehensive capital investment plan for the Federal Avia-
20 tion Administration which includes funding for each budg-
21 et line item for fiscal years 2002 through 2006, with total
22 funding for each year of the plan constrained to the fund-
23 ing targets for those years as estimated and approved by
24 the Office of Management and Budget: *Provided further*,
25 That the amount herein appropriated shall be reduced by

1 \$100,000 per day for each day after initial submission of
2 the President's budget that the plan has not been sub-
3 mitted to the Congress: *Provided further*, That none of the
4 funds in this Act may be used for the Federal Aviation
5 Administration to enter into a capital lease agreement un-
6 less appropriations have been provided to fully cover the
7 Federal Government's contingent liabilities at the time the
8 lease agreement is signed.

9 RESEARCH, ENGINEERING, AND DEVELOPMENT

10 (AIRPORT AND AIRWAY TRUST FUND)

11 For necessary expenses, not otherwise provided for,
12 for research, engineering, and development, as authorized
13 under part A of subtitle VII of title 49, United States
14 Code, including construction of experimental facilities and
15 acquisition of necessary sites by lease or grant,
16 \$184,366,000, to be derived from the Airport and Airway
17 Trust Fund and to remain available until September 30,
18 2003: *Provided*, That there may be credited to this appro-
19 priation funds received from States, counties, municipali-
20 ties, other public authorities, and private sources, for ex-
21 penses incurred for research, engineering, and develop-
22 ment.

1 GRANTS-IN-AID FOR AIRPORTS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (AIRPORT AND AIRWAY TRUST FUND)

4 For liquidation of obligations incurred for grants-in-
5 aid for airport planning and development, and noise com-
6 patibility planning and programs as authorized under sub-
7 chapter I of chapter 471 and subchapter I of chapter 475
8 of title 49, United States Code, and under other law au-
9 thorizing such obligations; for administration of such pro-
10 grams; for administration of programs under section
11 40117; for procurement, installation, and commissioning
12 of runway incursion prevention devices and systems at air-
13 ports; and for inspection activities and administration of
14 airport safety programs, including those related to airport
15 operating certificates under section 44706 of title 49,
16 United States Code, \$3,200,000,000, to be derived from
17 the Airport and Airway Trust Fund and to remain avail-
18 able until expended: *Provided*, That none of the funds
19 under this heading shall be available for the planning or
20 execution of programs the obligations for which are in ex-
21 cess of \$3,200,000,000 in fiscal year 2001, notwith-
22 standing section 47117(h) of title 49, United States Code:
23 *Provided further*, That notwithstanding any other provi-
24 sion of law, not more than \$53,000,000 of funds limited
25 under this heading shall be obligated for administration.

1 GRANTS-IN-AID FOR AIRPORTS
2 (AIRPORT AND AIRWAY TRUST FUND)
3 (RESCISSION OF CONTRACT AUTHORIZATION)

4 Of the unobligated balances authorized under 49
5 U.S.C. 48103, as amended, \$579,000,000 are rescinded.

6 AVIATION INSURANCE REVOLVING FUND

7 The Secretary of Transportation is hereby authorized
8 to make such expenditures and investments, within the
9 limits of funds available pursuant to 49 U.S.C. 44307, and
10 in accordance with section 104 of the Government Cor-
11 poration Control Act, as amended (31 U.S.C. 9104), as
12 may be necessary in carrying out the program for aviation
13 insurance activities under chapter 443 of title 49, United
14 States Code.

15 FEDERAL HIGHWAY ADMINISTRATION

16 LIMITATION ON ADMINISTRATIVE EXPENSES

17 Necessary expenses for administration and operation
18 of the Federal Highway Administration, not to exceed
19 \$290,115,000 shall be paid in accordance with law from
20 appropriations made available by this Act to the Federal
21 Highway Administration together with advances and reim-
22 bursements received by the Federal Highway Administra-
23 tion.

24 LIMITATION ON TRANSPORTATION RESEARCH

25 Necessary expenses for transportation research of the
26 Federal Highway Administration, not to exceed

1 \$437,250,000 shall be paid in accordance with law from
2 appropriations made available by this Act to the Federal
3 Highway Administration: *Provided*, That this limitation
4 shall not apply to any authority previously made available
5 for obligation.

6 FEDERAL-AID HIGHWAYS

7 (LIMITATION ON OBLIGATIONS)

8 (HIGHWAY TRUST FUND)

9 None of the funds in this Act shall be available for
10 the implementation or execution of programs, the obliga-
11 tions for which are in excess of \$29,661,806,000 for Fed-
12 eral-aid highways and highway safety construction pro-
13 grams for fiscal year 2001.

14 FEDERAL-AID HIGHWAYS

15 (LIQUIDATION OF CONTRACT AUTHORIZATION)

16 (HIGHWAY TRUST FUND)

17 For carrying out the provisions of title 23, United
18 States Code, that are attributable to Federal-aid high-
19 ways, including the National Scenic and Recreational
20 Highway as authorized by 23 U.S.C. 148, not otherwise
21 provided, including reimbursement for sums expended
22 pursuant to the provisions of 23 U.S.C. 308,
23 \$28,000,000,000 or so much thereof as may be available
24 in and derived from the Highway Trust Fund, to remain
25 available until expended.

1 FEDERAL MOTOR CARRIER SAFETY
2 ADMINISTRATION
3 MOTOR CARRIER SAFETY

4 LIMITATION ON ADMINISTRATIVE EXPENSES

5 For necessary expenses for administration of motor
6 carrier safety programs and motor carrier safety research,
7 pursuant to section 104(a) of title 23, United States Code,
8 not to exceed \$92,194,000 shall be paid in accordance
9 with law from appropriations made available by this Act
10 to the Federal Motor Carrier Safety Administration, to-
11 gether with advances and reimbursements received by the
12 Federal Motor Carrier Safety Administration: *Provided*,
13 That such amounts shall be available to carry out the
14 functions and operations of the Federal Motor Carrier
15 Safety Administration.

16 NATIONAL MOTOR CARRIER SAFETY PROGRAM
17 (LIQUIDATION OF CONTRACT AUTHORIZATION)
18 (HIGHWAY TRUST FUND)

19 For payment of obligations incurred in carrying out
20 49 U.S.C. 31102, \$177,000,000, to be derived from the
21 Highway Trust Fund and to remain available until ex-
22 pended: *Provided*, That none of the funds in this Act shall
23 be available for the implementation or execution of pro-
24 grams the obligations for which are in excess of

1 \$177,000,000 for the National Motor Carrier Safety Pro-
2 gram.

3 NATIONAL HIGHWAY TRAFFIC SAFETY

4 ADMINISTRATION

5 OPERATIONS AND RESEARCH

6 (HIGHWAY TRUST FUND)

7 For expenses necessary to discharge the functions of
8 the Secretary, with respect to traffic and highway safety
9 under chapter 301 of title 49, United States Code, and
10 part C of subtitle VI of title 49, United States Code,
11 \$107,876,000, of which \$77,671,000 shall remain avail-
12 able until September 30, 2003: *Provided*, That none of
13 the funds appropriated by this Act may be obligated or
14 expended to plan, finalize, or implement any rulemaking
15 to add to section 575.104 of title 49 of the Code of Fed-
16 eral Regulations any requirement pertaining to a grading
17 standard that is different from the three grading stand-
18 ards (treadwear, traction, and temperature resistance) al-
19 ready in effect.

20 OPERATIONS AND RESEARCH

21 (LIQUIDATION OF CONTRACT AUTHORIZATION)

22 (LIMITATION ON OBLIGATIONS)

23 (HIGHWAY TRUST FUND)

24 For payment of obligations incurred in carrying out
25 the provisions of 23 U.S.C. 403, to remain available until

1 expended, \$72,000,000, to be derived from the Highway
 2 Trust Fund: *Provided*, That none of the funds in this Act
 3 shall be available for the planning or execution of pro-
 4 grams the total obligations for which, in fiscal year 2001,
 5 are in excess of \$72,000,000 for programs authorized
 6 under 23 U.S.C. 403.

7 NATIONAL DRIVER REGISTER

8 (HIGHWAY TRUST FUND)

9 For expenses necessary to discharge the functions of
 10 the Secretary with respect to the National Driver Register
 11 under chapter 303 of title 49, United States Code,
 12 \$2,000,000, to be derived from the Highway Trust Fund,
 13 and to remain available until expended.

14 HIGHWAY TRAFFIC SAFETY GRANTS

15 (LIQUIDATION OF CONTRACT AUTHORIZATION)

16 (LIMITATION ON OBLIGATIONS)

17 (HIGHWAY TRUST FUND)

18 Notwithstanding any other provision of law, for pay-
 19 ment of obligations incurred in carrying out the provisions
 20 of 23 U.S.C. 402, 405, 410, and 411, to remain available
 21 until expended, \$213,000,000, to be derived from the
 22 Highway Trust Fund: *Provided*, That none of the funds
 23 in this Act shall be available for the planning or execution
 24 of programs the total obligations for which, in fiscal year
 25 2001, are in excess of \$213,000,000 for programs author-
 26 ized under 23 U.S.C. 402, 405, 410, and 411, of which

1 \$155,000,000 shall be for “Highway Safety Programs”
2 under 23 U.S.C. 402, \$13,000,000 shall be for “Occupant
3 Protection Incentive Grants” under 23 U.S.C. 405,
4 \$36,000,000 shall be for “Alcohol-Impaired Driving Coun-
5 termeasures Grants” under 23 U.S.C. 410, and
6 \$9,000,000 shall be for the “State Highway Safety Data
7 Grants” under 23 U.S.C. 411: *Provided further*, That
8 none of these funds shall be used for construction, reha-
9 bilitation, or remodeling costs, or for office furnishings
10 and fixtures for State, local, or private buildings or struc-
11 tures: *Provided further*, That not to exceed \$7,750,000 of
12 the funds made available for section 402, not to exceed
13 \$650,000 of the funds made available for section 405, not
14 to exceed \$1,800,000 of the funds made available for sec-
15 tion 410, and not to exceed \$450,000 of the funds made
16 available for section 411 shall be available to NHTSA for
17 administering highway safety grants under chapter 4 of
18 title 23, United States Code: *Provided further*, That not
19 to exceed \$500,000 of the funds made available for section
20 410 “Alcohol-Impaired Driving Countermeasures Grants”
21 shall be available for technical assistance to the States.

22 FEDERAL RAILROAD ADMINISTRATION

23 SAFETY AND OPERATIONS

24 For necessary expenses of the Federal Railroad Ad-
25 ministration, not otherwise provided for, \$102,487,000, of

1 which \$5,249,000 shall remain available until expended:
2 *Provided*, That, as part of the Washington Union Station
3 transaction in which the Secretary assumed the first deed
4 of trust on the property and, where the Union Station Re-
5 development Corporation or any successor is obligated to
6 make payments on such deed of trust on the Secretary's
7 behalf, including payments on and after September 30,
8 1988, the Secretary is authorized to receive such payments
9 directly from the Union Station Redevelopment Corpora-
10 tion, credit them to the appropriation charged for the first
11 deed of trust, and make payments on the first deed of
12 trust with those funds: *Provided further*, That such addi-
13 tional sums as may be necessary for payment on the first
14 deed of trust may be advanced by the Administrator from
15 unobligated balances available to the Federal Railroad Ad-
16 ministration, to be reimbursed from payments received
17 from the Union Station Redevelopment Corporation.

18 RAILROAD RESEARCH AND DEVELOPMENT

19 For necessary expenses for railroad research and de-
20 velopment, \$26,300,000, to remain available until ex-
21 pended.

22 RAILROAD REHABILITATION AND IMPROVEMENT
23 PROGRAM

24 The Secretary of Transportation is authorized to
25 issue to the Secretary of the Treasury notes or other obli-

1 gations pursuant to section 512 of the Railroad Revitaliza-
2 tion and Regulatory Reform Act of 1976 (Public Law 94–
3 210), as amended, in such amounts and at such times as
4 may be necessary to pay any amounts required pursuant
5 to the guarantee of the principal amount of obligations
6 under sections 511 through 513 of such Act, such author-
7 ity to exist as long as any such guaranteed obligation is
8 outstanding: *Provided*, That pursuant to section 502 of
9 such Act, as amended, no new direct loans or loan guar-
10 antee commitments shall be made using Federal funds for
11 the credit risk premium during fiscal year 2001.

12 RHODE ISLAND RAIL DEVELOPMENT

13 For the costs associated with construction of a third
14 track on the Northeast Corridor between Davisville and
15 Central Falls, Rhode Island, with sufficient clearance to
16 accommodate double stack freight cars, \$17,000,000 to be
17 matched by the State of Rhode Island or its designee on
18 a dollar-for-dollar basis and to remain available until ex-
19 pended.

20 NEXT GENERATION HIGH-SPEED RAIL

21 For necessary expenses for the Next Generation
22 High-Speed Rail program as authorized under 49 U.S.C.
23 26101 and 26102, \$22,000,000, to remain available until
24 expended.

CAPITAL GRANTS TO THE NATIONAL RAILROAD
PASSENGER CORPORATION

For necessary expenses of capital improvements of the National Railroad Passenger Corporation as authorized by 49 U.S.C. 24104(a), \$521,476,000, to remain available until expended: *Provided*, That the Secretary shall not obligate more than \$208,590,000 prior to September 30, 2001.

FEDERAL TRANSIT ADMINISTRATION

ADMINISTRATIVE EXPENSES

For necessary administrative expenses of the Federal Transit Administration's programs authorized by chapter 53 of title 49, United States Code, \$12,800,000: *Provided*, That no more than \$64,000,000 of budget authority shall be available for these purposes: *Provided further*, That of the funds in this Act available for the execution of contracts under section 5327(c) of title 49, United States Code, \$1,000,000 shall be transferred to the Department of Transportation's Office of Inspector General for costs associated with the audit and review of new fixed guideway systems.

FORMULA GRANTS

For necessary expenses to carry out 49 U.S.C. 5307, 5308, 5310, 5311, 5327, and section 3038 of Public Law 105–178, \$669,000,000, to remain available until ex-

1 pended: *Provided*, That no more than \$3,345,000,000 of
 2 budget authority shall be available for these purposes: *Pro-*
 3 *vided further*, That of the funds provided under this head,
 4 \$40,000,000 shall be available for grants for the costs of
 5 planning, delivery, and temporary use of transit vehicles
 6 for special transportation needs and construction of tem-
 7 porary transportation facilities for the XIX Winter Olym-
 8 piad and the VIII Paralympiad for the Disabled, to be held
 9 in Salt Lake City, Utah: *Provided further*, That in allo-
 10 cating the funds designated in the preceding proviso, the
 11 Secretary shall make grants only to the Utah Department
 12 of Transportation, and such grants shall not be subject
 13 to any local share requirement or limitation on operating
 14 assistance under this Act or the Federal Transit Act, as
 15 amended.

16 UNIVERSITY TRANSPORTATION RESEARCH

17 For necessary expenses to carry out 49 U.S.C. 5505,
 18 \$1,200,000, to remain available until expended: *Provided*,
 19 That no more than \$6,000,000 of budget authority shall
 20 be available for these purposes.

21 TRANSIT PLANNING AND RESEARCH

22 For necessary expenses to carry out 49 U.S.C. 5303,
 23 5304, 5305, 5311(b)(2), 5312, 5313(a), 5314, 5315, and
 24 5322, \$22,200,000, to remain available until expended:
 25 *Provided*, That no more than \$110,000,000 of budget au-

1 thority shall be available for these purposes: *Provided fur-*
 2 *ther*, That \$5,250,000 is available to provide rural trans-
 3 portation assistance (49 U.S.C. 5311(b)(2)); \$4,000,000
 4 is available to carry out programs under the National
 5 Transit Institute (49 U.S.C. 5315); \$8,250,000 is avail-
 6 able to carry out transit cooperative research programs
 7 (49 U.S.C. 5313(a)); \$52,113,600 is available for metro-
 8 politan planning (49 U.S.C. 5303, 5304, and 5305);
 9 \$10,886,400 is available for State planning (49 U.S.C.
 10 5313(b)); and \$29,500,000 is available for the national
 11 planning and research program (49 U.S.C. 5314).

12 TRUST FUND SHARE OF EXPENSES

13 (LIQUIDATION OF CONTRACT AUTHORIZATION)

14 (HIGHWAY TRUST FUND)

15 Notwithstanding any other provision of law, for pay-
 16 ment of obligations incurred in carrying out 49 U.S.C.
 17 5303–5308, 5310–5315, 5317(b), 5322, 5327, 5334,
 18 5505, and sections 3037 and 3038 of Public Law 105–
 19 178, \$5,016,600,000, to remain available until expended,
 20 and to be derived from the Mass Transit Account of the
 21 Highway Trust Fund: *Provided*, That \$2,676,000,000
 22 shall be paid to the Federal Transit Administration’s for-
 23 mula grants account: *Provided further*, That \$87,800,000
 24 shall be paid to the Federal Transit Administration’s tran-
 25 sit planning and research account: *Provided further*, That

1 \$51,200,000 shall be paid to the Federal Transit Adminis-
 2 tration's administrative expenses account: *Provided fur-*
 3 *ther*, That \$4,800,000 shall be paid to the Federal Transit
 4 Administration's university transportation research ac-
 5 count: *Provided further*, That \$80,000,000 shall be paid
 6 to the Federal Transit Administration's job access and re-
 7 verse commute grants program: *Provided further*, That
 8 \$2,116,800,000 shall be paid to the Federal Transit Ad-
 9 ministration's capital investment grants account.

10 CAPITAL INVESTMENT GRANTS

11 For necessary expenses to carry out 49 U.S.C. 5308,
 12 5309, 5318, and 5327, \$529,200,000, to remain available
 13 until expended: *Provided*, That no more than
 14 \$2,646,000,000 of budget authority shall be available for
 15 these purposes: *Provided further*, That notwithstanding
 16 any other provision of law, there shall be available for
 17 fixed guideway modernization, \$1,058,400,000; there shall
 18 be available for the replacement, rehabilitation, and pur-
 19 chase of buses and related equipment and the construction
 20 of bus-related facilities, \$529,200,000, and there shall be
 21 available for new fixed guideway systems \$1,058,400,000,
 22 together with \$4,983,828 made available for the Pitts-
 23 burgh airport busway project under Public Law 105-66;
 24 together with \$496,280 made available for the Colorado-
 25 North Front Range corridor feasibility study under Public

1 Law 105–277, together with \$4,910,000 made available
2 for the Orlando Lynx light rail project (phase 1) under
3 Public Law 106–69; to be available as follows:

4 \$10,322,000 for Alaska or Hawaii ferry
5 projects;

6 \$25,000,000 for the Atlanta, Georgia, North
7 line extension project;

8 \$3,000,000 for the Baltimore central LRT dou-
9 ble track project;

10 \$1,000,000 for the Boston Urban Ring project;

11 \$36,000,000 for the South Boston piers
12 transitway;

13 \$6,000,000 for the Canton-Akron-Cleveland
14 commuter rail project;

15 \$5,000,000 for the Charlotte, North Carolina,
16 north-south corridor transitway project;

17 \$35,000,000 for the Chicago METRA com-
18 muter rail projects;

19 \$15,000,000 for the Chicago Transit Authority
20 Ravenswood and Douglas branch reconstruction
21 projects;

22 \$3,000,000 for the Cleveland Euclid corridor
23 improvement project;

24 \$2,000,000 for the Colorado Roaring Fork Val-
25 ley project;

1 \$70,000,000 for the Dallas north central light
2 rail extension project;
3 \$3,000,000 for the Denver Southeast corridor
4 project;
5 \$20,200,000 for the Denver Southwest corridor
6 project;
7 \$50,000,000 for the Dulles corridor project;
8 \$20,000,000 for the Fort Lauderdale, Florida
9 Tri-County commuter rail project;
10 \$500,000 for the Harrisburg-Lancaster capital
11 area transit corridor 1 commuter rail project;
12 \$1,000,000 for the Hollister/Gilroy branch line
13 rail extension project;
14 \$5,000,000 for the Houston advanced transit
15 program;
16 \$10,750,000 for the Houston regional bus
17 project;
18 \$2,000,000 for the Indianapolis, Indiana North-
19 east Downtown corridor project;
20 \$1,000,000 for the Johnson County, Kansas, I-
21 35 commuter rail project;
22 \$2,000,000 for the Kenosha-Racine-Milwaukee
23 rail extension project;
24 \$2,000,000 for the Little Rock, Arkansas river
25 rail project;

1 \$10,000,000 for the Long Island Railroad East
2 Side access project;
3 \$4,000,000 for the Los Angeles Mid-City and
4 East Side corridors projects;
5 \$50,000,000 for the Los Angeles North Holly-
6 wood extension project;
7 \$3,000,000 for the Los Angeles-San Diego
8 LOSSAN corridor project;
9 \$1,000,000 for the Lowell, Massachusetts-
10 Nashua, New Hampshire commuter rail project;
11 \$1,000,000 for the Massachusetts North Shore
12 corridor project;
13 \$4,000,000 for the Memphis, Tennessee, Med-
14 ical Center rail extension project;
15 \$6,000,000 for the Nashville, Tennessee, re-
16 gional commuter rail project;
17 \$121,000,000 for the New Jersey Hudson Ber-
18 gen project;
19 \$4,000,000 for the Newark-Elizabeth rail link
20 project;
21 \$2,000,000 for the Northern Indiana south
22 shore commuter rail project;
23 \$10,000,000 for the Oceanside-Escondido, Cali-
24 fornia light rail system;

1 \$10,000,000 for temporary and permanent
2 Olympic transportation infrastructure investments:
3 *Provided*, That these funds shall be allocated by the
4 Secretary based on the approved transportation
5 management plan for the Salt Lake City 2002 Win-
6 ter Olympic Games: *Provided further*, That none of
7 these funds shall be available for rail extensions;
8 \$3,000,000 for the Orange County, California,
9 transitway project;
10 \$5,000,000 for the Philadelphia-Reading
11 SETPA Schuylkill Valley and Cross County metro
12 projects;
13 \$13,000,000 for the Phoenix metropolitan area
14 transit project;
15 \$5,000,000 for the Pittsburgh North Shore-cen-
16 tral business district corridor project;
17 \$5,000,000 for the Pittsburgh stage II light rail
18 project;
19 \$5,000,000 for the Portland interstate MAX
20 light rail transit extension project;
21 \$8,500,000 for the Puget Sound RTA Sounder
22 commuter rail project;
23 \$10,000,000 for the Raleigh-Durham-Chapel
24 Hill Triangle transit project;

1 \$35,200,000 for the Sacramento, California,
2 south corridor LRT project;
3 \$2,000,000 for the San Bernardino, California
4 Metrolink project;
5 \$45,000,000 for the San Diego Mission Valley
6 East light rail project;
7 \$80,000,000 for the San Francisco BART ex-
8 tension to the airport project;
9 \$12,250,000 for the San Jose Tasman West
10 light rail project;
11 \$100,000,000 for the San Juan Tren Urbano
12 project;
13 \$30,000,000 for the Seattle, Washington, cen-
14 tral link light rail transit project;
15 \$7,000,000 for the Spokane, Washington,
16 South Valley corridor light rail project;
17 \$2,000,000 for the St. Louis, Missouri,
18 MetroLink cross county connector project;
19 \$60,000,000 for the St. Louis-St. Clair
20 MetroLink extension project;
21 \$8,000,000 for the Stamford, Connecticut fixed
22 guideway corridor;
23 \$3,000,000 for the Stockton, California
24 Altamont commuter rail project;

1 \$5,000,000 for the Twin Cities Transitways
2 projects;

3 \$55,000,000 for the Twin Cities Transitways—
4 Hiawatha corridor project;

5 \$3,000,000 for the Virginia Railway Express
6 commuter rail project;

7 \$2,000,000 for the Washington Metro-Blue
8 Line extension-Addison Road (Largo) project;

9 \$4,000,000 for the West Trenton, New Jersey,
10 rail project;

11 \$5,000,000 for the Whitehall ferry terminal
12 project; and

13 \$1,000,000 for the Wilsonville to Washington
14 County, Oregon commuter rail project: *Provided fur-*
15 *ther*, That funds made available for the Miami-Dade
16 Transit east-west multimodal corridor project under
17 Public Laws 105–277 and 106–69 and funds made
18 available for Miami Metro-Dade North 27th Avenue
19 corridor project under Public Law 105–277 shall be
20 available for the Miami-Dade busway project.

21 DISCRETIONARY GRANTS

22 (LIQUIDATION OF CONTRACT AUTHORIZATION)

23 (HIGHWAY TRUST FUND)

24 Notwithstanding any other provision of law, for
25 payment of previous obligations incurred in carrying out

1 49 U.S.C. 5338(b), \$350,000,000, to remain available
2 until expended and to be derived from the Mass Transit
3 Account of the Highway Trust Fund.

4 JOB ACCESS AND REVERSE COMMUTE GRANTS

5 For necessary expenses to carry out section 3037 of
6 the Federal Transit Act of 1998, \$20,000,000 to remain
7 available until expended: *Provided*, That no more than
8 \$100,000,000 of budget authority shall be available for
9 these purposes.

10 SAINT LAWRENCE SEAWAY DEVELOPMENT
11 CORPORATION

12 SAINT LAWRENCE SEAWAY DEVELOPMENT
13 CORPORATION

14 The Saint Lawrence Seaway Development Corpora-
15 tion is hereby authorized to make such expenditures, with-
16 in the limits of funds and borrowing authority available
17 to the Corporation, and in accord with law, and to make
18 such contracts and commitments without regard to fiscal
19 year limitations as provided by section 104 of the Govern-
20 ment Corporation Control Act, as amended, as may be
21 necessary in carrying out the programs set forth in the
22 Corporation's budget for the current fiscal year.

1 OPERATIONS AND MAINTENANCE
2 (HARBOR MAINTENANCE TRUST FUND)

3 For necessary expenses for operations and mainte-
4 nance of those portions of the Saint Lawrence Seaway op-
5 erated and maintained by the Saint Lawrence Seaway De-
6 velopment Corporation, \$13,004,000, to be derived from
7 the Harbor Maintenance Trust Fund, pursuant to Public
8 Law 99–662.

9 RESEARCH AND SPECIAL PROGRAMS
10 ADMINISTRATION

11 RESEARCH AND SPECIAL PROGRAMS

12 For expenses necessary to discharge the functions of
13 the Research and Special Programs Administration,
14 \$36,452,000, of which \$645,000 shall be derived from the
15 Pipeline Safety Fund, and of which \$4,707,000 shall re-
16 main available until September 30, 2003: *Provided*, That
17 up to \$1,200,000 in fees collected under 49 U.S.C.
18 5108(g) shall be deposited in the general fund of the
19 Treasury as offsetting receipts: *Provided further*, That
20 there may be credited to this appropriation, to be available
21 until expended, funds received from States, counties, mu-
22 nicipalities, other public authorities, and private sources
23 for expenses incurred for training, for reports publication
24 and dissemination, and for travel expenses incurred in per-

1 formance of hazardous materials exemptions and approv-
2 als functions.

3 PIPELINE SAFETY

4 (PIPELINE SAFETY FUND)

5 (OIL SPILL LIABILITY TRUST FUND)

6 For expenses necessary to conduct the functions of
7 the pipeline safety program, for grants-in-aid to carry out
8 a pipeline safety program, as authorized by 49 U.S.C.
9 60107, and to discharge the pipeline program responsibil-
10 ities of the Oil Pollution Act of 1990, \$40,137,000, of
11 which \$4,263,000 shall be derived from the Oil Spill Li-
12 ability Trust Fund and shall remain available until Sep-
13 tember 30, 2003; and \$35,874,000 shall be derived from
14 the Pipeline Safety Fund, of which \$20,713,000 shall re-
15 main available until September 30, 2003; *Provided*, That
16 in addition to amounts made available for the Pipeline
17 Safety Fund, \$2,500,000 shall be derived from amounts
18 previously collected under 49 U.S.C. 60301: *Provided fur-*
19 *ther*, That amounts previously collected under 49 U.S.C.
20 60301 shall be available for damage prevention grants.

21 EMERGENCY PREPAREDNESS GRANTS

22 (EMERGENCY PREPAREDNESS FUND)

23 For necessary expenses to carry out 49 U.S.C.
24 5127(c), \$200,000, to be derived from the Emergency
25 Preparedness Fund, to remain available until September

1 30, 2003: *Provided*, That none of the funds made available
2 by 49 U.S.C. 5116(i) and 5127(d) shall be made available
3 for obligation by individuals other than the Secretary of
4 Transportation, or his designee.

5 OFFICE OF INSPECTOR GENERAL

6 SALARIES AND EXPENSES

7 For necessary expenses of the Office of Inspector
8 General to carry out the provisions of the Inspector Gen-
9 eral Act of 1978, as amended, \$48,050,000: *Provided*,
10 That the Inspector General shall have all necessary au-
11 thority, in carrying out the duties specified in the Inspec-
12 tor General Act, as amended (5 U.S.C. App. 3) to inves-
13 tigate allegations of fraud, including false statements to
14 the government (18 U.S.C. 1001), by any person or entity
15 that is subject to regulation by the Department: *Provided*
16 *further*, That the funds made available under this heading
17 shall be used to investigate, pursuant to section 41712 of
18 title 49, United States Code: (1) unfair or deceptive prac-
19 tices and unfair methods of competition by domestic and
20 foreign air carriers and ticket agents; and (2) the compli-
21 ance of domestic and foreign air carriers with respect to
22 item (1) of this proviso.

1 SURFACE TRANSPORTATION BOARD

2 SALARIES AND EXPENSES

3 For necessary expenses of the Surface Transpor-
4 tation Board, including services authorized by 5 U.S.C.
5 3109, \$17,954,000: *Provided*, That notwithstanding any
6 other provision of law, not to exceed \$900,000 from fees
7 established by the Chairman of the Surface Transpor-
8 tation Board shall be credited to this appropriation as off-
9 setting collections and used for necessary and authorized
10 expenses under this heading: *Provided further*, That the
11 sum herein appropriated from the general fund shall be
12 reduced on a dollar-for-dollar basis as such offsetting col-
13 lections are received during fiscal year 2001, to result in
14 a final appropriation from the general fund estimated at
15 no more than \$17,054,000.

16 TITLE II

17 RELATED AGENCIES

18 ARCHITECTURAL AND TRANSPORTATION

19 BARRIERS COMPLIANCE BOARD

20 SALARIES AND EXPENSES

21 For expenses necessary for the Architectural and
22 Transportation Barriers Compliance Board, as authorized
23 by section 502 of the Rehabilitation Act of 1973, as
24 amended, \$4,795,000: *Provided*, That, notwithstanding
25 any other provision of law, there may be credited to this

1 appropriation funds received for publications and training
2 expenses.

3 NATIONAL TRANSPORTATION SAFETY BOARD

4 SALARIES AND EXPENSES

5 For necessary expenses of the National Transpor-
6 tation Safety Board, including hire of passenger motor ve-
7 hicles and aircraft; services as authorized by 5 U.S.C.
8 3109, but at rates for individuals not to exceed the per
9 diem rate equivalent to the rate for a GS-15; uniforms,
10 or allowances therefor, as authorized by law (5 U.S.C.
11 5901–5902) \$62,942,000, of which not to exceed \$2,000
12 may be used for official reception and representation ex-
13 penses.

14 TITLE III—GENERAL PROVISIONS

15 (INCLUDING TRANSFERS OF FUNDS)

16 SEC. 301. During the current fiscal year applicable
17 appropriations to the Department of Transportation shall
18 be available for maintenance and operation of aircraft;
19 hire of passenger motor vehicles and aircraft; purchase of
20 liability insurance for motor vehicles operating in foreign
21 countries on official department business; and uniforms,
22 or allowances therefor, as authorized by law (5 U.S.C.
23 5901–5902).

24 SEC. 302. Such sums as may be necessary for fiscal
25 year 2001 pay raises for programs funded in this Act shall

1 be absorbed within the levels appropriated in this Act or
2 previous appropriations Acts.

3 SEC. 303. Funds appropriated under this Act for ex-
4 penditures by the Federal Aviation Administration shall
5 be available: (1) except as otherwise authorized by title
6 VIII of the Elementary and Secondary Education Act of
7 1965 (20 U.S.C. 7701 et seq.), for expenses of primary
8 and secondary schooling for dependents of Federal Avia-
9 tion Administration personnel stationed outside the conti-
10 nental United States at costs for any given area not in
11 excess of those of the Department of Defense for the same
12 area, when it is determined by the Secretary that the
13 schools, if any, available in the locality are unable to pro-
14 vide adequately for the education of such dependents; and
15 (2) for transportation of said dependents between schools
16 serving the area that they attend and their places of resi-
17 dence when the Secretary, under such regulations as may
18 be prescribed, determines that such schools are not acces-
19 sible by public means of transportation on a regular basis.

20 SEC. 304. Appropriations contained in this Act for
21 the Department of Transportation shall be available for
22 services as authorized by 5 U.S.C. 3109, but at rates for
23 individuals not to exceed the per diem rate equivalent to
24 the rate for an Executive Level IV.

1 SEC. 305. None of the funds in this Act shall be avail-
2 able for salaries and expenses of more than 104 political
3 and Presidential appointees in the Department of Trans-
4 portation: *Provided*, That none of the personnel covered
5 by this provision or political and Presidential appointees
6 in an independent agency funded in this Act may be as-
7 signed on temporary detail outside the Department of
8 Transportation or such independent agency.

9 SEC. 306. None of the funds in this Act shall be used
10 for the planning or execution of any program to pay the
11 expenses of, or otherwise compensate, non-Federal parties
12 intervening in regulatory or adjudicatory proceedings
13 funded in this Act.

14 SEC. 307. None of the funds appropriated in this Act
15 shall remain available for obligation beyond the current
16 fiscal year, nor may any be transferred to other appropria-
17 tions, unless expressly so provided herein.

18 SEC. 308. The expenditure of any appropriation
19 under this Act for any consulting service through procure-
20 ment contract pursuant to section 3109 of title 5, United
21 States Code, shall be limited to those contracts where such
22 expenditures are a matter of public record and available
23 for public inspection, except where otherwise provided
24 under existing law, or under existing Executive order
25 issued pursuant to existing law.

1 SEC. 309. The limitations on obligations for the pro-
2 grams of the Federal Transit Administration shall not
3 apply to any authority under 49 U.S.C. 5338, previously
4 made available for obligation, or to any other authority
5 previously made available for obligation.

6 SEC. 310. None of the funds in this Act shall be used
7 to implement section 404 of title 23, United States Code.

8 SEC. 311. None of the funds in this Act shall be avail-
9 able to plan, finalize, or implement regulations that would
10 establish a vessel traffic safety fairway less than five miles
11 wide between the Santa Barbara Traffic Separation
12 Scheme and the San Francisco Traffic Separation
13 Scheme.

14 SEC. 312. Notwithstanding any other provision of
15 law, airports may transfer, without consideration, to the
16 Federal Aviation Administration (FAA) instrument land-
17 ing systems (along with associated approach lighting
18 equipment and runway visual range equipment) which
19 conform to FAA design and performance specifications,
20 the purchase of which was assisted by a Federal airport-
21 aid program, airport development aid program or airport
22 improvement program grant. The Federal Aviation Ad-
23 ministration shall accept such equipment, which shall
24 thereafter be operated and maintained by FAA in accord-
25 ance with agency criteria.

1 SEC. 313. None of the funds in this Act shall be avail-
2 able to award a multiyear contract for production end
3 items that: (1) includes economic order quantity or long
4 lead time material procurement in excess of \$10,000,000
5 in any 1 year of the contract; (2) includes a cancellation
6 charge greater than \$10,000,000 which at the time of obli-
7 gation has not been appropriated to the limits of the Gov-
8 ernment's liability; or (3) includes a requirement that per-
9 mits performance under the contract during the second
10 and subsequent years of the contract without conditioning
11 such performance upon the appropriation of funds: *Pro-*
12 *vided*, That this limitation does not apply to a contract
13 in which the Federal Government incurs no financial li-
14 ability from not buying additional systems, subsystems, or
15 components beyond the basic contract requirements.

16 SEC. 314. Notwithstanding any other provision of
17 law, and except for fixed guideway modernization projects,
18 funds made available by this Act under "Federal Transit
19 Administration, Capital investment grants" for projects
20 specified in this Act or identified in reports accompanying
21 this Act not obligated by September 30, 2003, and other
22 recoveries, shall be made available for other projects under
23 49 U.S.C. 5309.

24 SEC. 315. Notwithstanding any other provision of
25 law, any funds appropriated before October 1, 2000, under

1 any section of chapter 53 of title 49, United States Code,
2 that remain available for expenditure may be transferred
3 to and administered under the most recent appropriation
4 heading for any such section.

5 SEC. 316. None of the funds in this Act may be used
6 to compensate in excess of 320 technical staff-years under
7 the federally funded research and development center con-
8 tract between the Federal Aviation Administration and the
9 Center for Advanced Aviation Systems Development dur-
10 ing fiscal year 2001.

11 SEC. 317. Funds received by the Federal Highway
12 Administration, Federal Transit Administration, and Fed-
13 eral Railroad Administration from States, counties, mu-
14 nicipalities, other public authorities, and private sources
15 for expenses incurred for training may be credited respec-
16 tively to the Federal Highway Administration's "Federal-
17 Aid Highways" account, the Federal Transit Administra-
18 tion's "Transit Planning and Research" account, and to
19 the Federal Railroad Administration's "Safety and Oper-
20 ations" account, except for State rail safety inspectors
21 participating in training pursuant to 49 U.S.C. 20105.

22 SEC. 318. None of the funds in this Act shall be avail-
23 able to prepare, propose, or promulgate any regulations
24 pursuant to title V of the Motor Vehicle Information and
25 Cost Savings Act (49 U.S.C. 32901 et seq.) prescribing

1 corporate average fuel economy standards for automobiles,
2 as defined in such title, in any model year that differs
3 from standards promulgated for such automobiles prior to
4 the enactment of this section.

5 SEC. 319. Notwithstanding 31 U.S.C. 3302, funds re-
6 ceived by the Bureau of Transportation Statistics from the
7 sale of data products, for necessary expenses incurred pur-
8 suant to 49 U.S.C. 111 may be credited to the Federal-
9 aid highways account for the purpose of reimbursing the
10 Bureau for such expenses: *Provided*, That such funds shall
11 be subject to the obligation limitation for Federal-aid
12 highways and highway safety construction.

13 SEC. 320. None of the funds in this Act may be obli-
14 gated or expended for employee training which: (a) does
15 not meet identified needs for knowledge, skills and abilities
16 bearing directly upon the performance of official duties;
17 (b) contains elements likely to induce high levels of emo-
18 tional response or psychological stress in some partici-
19 pants; (c) does not require prior employee notification of
20 the content and methods to be used in the training and
21 written end of course evaluations; (d) contains any meth-
22 ods or content associated with religious or quasi-religious
23 belief systems or “new age” belief systems as defined in
24 Equal Employment Opportunity Commission Notice N-
25 915.022, dated September 2, 1988; (e) is offensive to, or

1 designed to change, participants' personal values or life-
2 style outside the workplace; or (f) includes content related
3 to human immunodeficiency virus/acquired immune defi-
4 ciency syndrome (HIV/AIDS) other than that necessary
5 to make employees more aware of the medical ramifica-
6 tions of HIV/AIDS and the workplace rights of HIV-posi-
7 tive employees.

8 SEC. 321. None of the funds in this Act shall, in the
9 absence of express authorization by Congress, be used di-
10 rectly or indirectly to pay for any personal service, adver-
11 tisement, telegraph, telephone, letter, printed or written
12 material, radio, television, video presentation, electronic
13 communications, or other device, intended or designed to
14 influence in any manner a Member of Congress or of a
15 State legislature to favor or oppose by vote or otherwise,
16 any legislation or appropriation by Congress or a State
17 legislature after the introduction of any bill or resolution
18 in Congress proposing such legislation or appropriation,
19 or after the introduction of any bill or resolution in a State
20 legislature proposing such legislation or appropriation:
21 *Provided*, That this shall not prevent officers or employees
22 of the Department of Transportation or related agencies
23 funded in this Act from communicating to Members of
24 Congress or to Congress, on the request of any Member,
25 or to members of State legislature, or to a State legisla-

1 ture, through the proper official channels, requests for leg-
2 islation or appropriations which they deem necessary for
3 the efficient conduct of business.

4 SEC. 322. (a) IN GENERAL.—None of the funds
5 made available in this Act may be expended by an entity
6 unless the entity agrees that in expending the funds the
7 entity will comply with the Buy American Act (41 U.S.C.
8 10a–10c).

9 (b) SENSE OF THE CONGRESS; REQUIREMENT RE-
10 GARDING NOTICE.—

11 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
12 AND PRODUCTS.—In the case of any equipment or
13 product that may be authorized to be purchased
14 with financial assistance provided using funds made
15 available in this Act, it is the sense of the Congress
16 that entities receiving the assistance should, in ex-
17 pending the assistance, purchase only American-
18 made equipment and products to the greatest extent
19 practicable.

20 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
21 In providing financial assistance using funds made
22 available in this Act, the head of each Federal agen-
23 cy shall provide to each recipient of the assistance
24 a notice describing the statement made in paragraph
25 (1) by the Congress.

1 (c) PROHIBITION OF CONTRACTS WITH PERSONS
2 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—

3 If it has been finally determined by a court or Federal
4 agency that any person intentionally affixed a label bear-
5 ing a “Made in America” inscription, or any inscription
6 with the same meaning, to any product sold in or shipped
7 to the United States that is not made in the United
8 States, the person shall be ineligible to receive any con-
9 tract or subcontract made with funds made available in
10 this Act, pursuant to the debarment, suspension, and ineli-
11 gibility procedures described in sections 9.400 through
12 9.409 of title 48, Code of Federal Regulations.

13 SEC. 323. Funds provided in this Act for the Trans-
14 portation Administrative Service Center (TASC) shall be
15 reduced by \$4,000,000, which limits fiscal year 2001
16 TASC obligational authority for elements of the Depart-
17 ment of Transportation funded in this Act to no more
18 than \$115,387,000: *Provided*, That such reductions from
19 the budget request shall be allocated by the Department
20 of Transportation to each appropriations account in pro-
21 portion to the amount included in each account for the
22 Transportation Administrative Service Center.

23 SEC. 324. Rebates, refunds, incentive payments,
24 minor fees and other funds received by the Department
25 from travel management centers, charge card programs,

1 the subleasing of building space, and miscellaneous
2 sources are to be credited to appropriations of the Depart-
3 ment and allocated to elements of the Department using
4 fair and equitable criteria and such funds shall be avail-
5 able until December 31, 2001.

6 SEC. 325. Notwithstanding any other provision of
7 law, rule or regulation, the Secretary of Transportation
8 is authorized to allow the issuer of any preferred stock
9 heretofore sold to the Department to redeem or repur-
10 chase such stock upon the payment to the Department of
11 an amount determined by the Secretary.

12 SEC. 326. For necessary expenses of the Amtrak Re-
13 form Council authorized under section 203 of Public Law
14 105–134, \$980,000, to remain available until September
15 30, 2002: *Provided*, That the duties of the Amtrak Reform
16 Council described in section 203(g)(1) of Public Law 105–
17 134 shall include the identification of Amtrak routes
18 which are candidates for closure or realignment, based on
19 performance rankings developed by Amtrak which incor-
20 porate information on each route’s fully allocated costs
21 and ridership on core intercity passenger service, and
22 which assume, for purposes of closure or realignment can-
23 didate identification, that Federal subsidies for Amtrak
24 will decline over the 4-year period from fiscal year 1999
25 to fiscal year 2002: *Provided further*, That these closure

1 or realignment recommendations shall be included in the
2 Amtrak Reform Council's annual report to the Congress
3 required by section 203(h) of Public Law 105–134.

4 SEC. 327. The Secretary of Transportation is author-
5 ized to transfer funds appropriated for any office of the
6 Office of the Secretary to any other office of the Office
7 of the Secretary: *Provided*, That no appropriation shall be
8 increased or decreased by more than 12 percent by all
9 such transfers: *Provided further*, That any such transfer
10 shall be submitted for approval to the House and Senate
11 Committees on Appropriations.

12 SEC. 328. None of the funds in this Act shall be avail-
13 able for activities under the Aircraft Purchase Loan Guar-
14 antee Program during fiscal year 2001.

15 SEC. 329. None of the funds in this Act may be used
16 to make a grant unless the Secretary of Transportation
17 notifies the House and Senate Committees on Appropria-
18 tions not less than three full business days before any dis-
19 cretionary grant award, letter of intent, or full funding
20 grant agreement totaling \$1,000,000 or more is an-
21 nounced by the department or its modal administrations
22 from: (1) any discretionary grant program of the Federal
23 Highway Administration other than the emergency relief
24 program; (2) the airport improvement program of the
25 Federal Aviation Administration; or (3) any program of the

1 Federal Transit Administration other than the formula
2 grants and fixed guideway modernization programs: *Pro-*
3 *vided*, That no notification shall involve funds that are not
4 available for obligation.

5 SEC. 330. Section 232 of the Miscellaneous Appro-
6 priations Act, 2000, as enacted by section 1000(a)(5) of
7 the Consolidated Appropriations Act, 2000, is repealed.

8 SEC. 331. None of the funds in this Act shall be avail-
9 able for planning, design, or construction of a light rail
10 system in Houston, Texas.

11 SEC. 332. Section 3038(e) of Public Law 105–178
12 is amended by striking “50” and inserting “90”.

13 SEC. 333. Notwithstanding any other provision of
14 law, for fiscal year 2001, funds apportioned under section
15 104(b)(3) of title 23 which are applied to projects involv-
16 ing the elimination of hazards of railway-highway cross-
17 ings, including the separation or protection of grades at
18 crossings, the reconstruction of existing railroad grade
19 crossing structures, and the relocation of highways to
20 eliminate grade crossings, may have a federal share up
21 to 100 percent of the cost of construction.

22 SEC. 334. Notwithstanding any other provision of
23 law, for fiscal year 2001, funds made available under sec-
24 tion 110 of title 23, United States Code—

1 (1) for the congestion mitigation and air quality
2 improvement program, may be used for capital costs
3 for vehicles and facilities, whether publicly owned or
4 privately owned, in accordance with section 149(e),
5 that are used to provide intercity passenger service
6 by rail (including vehicles and facilities that are used
7 to provide transportation systems using magnetic
8 levitation), if the project or program will contribute
9 to attainment or maintenance of a national ambient
10 air quality standard within a nonattainment or
11 maintenance areas, and

12 (2) for the surface transportation program, may
13 be used for capital costs for vehicles and facilities,
14 whether publicly owned or privately owned, that are
15 used to provide intercity passenger service by rail
16 (including vehicles and facilities that are used to
17 provide transportation systems using magnetic levi-
18 tation).

19 SEC. 335. Item number 273 in the table contained
20 in section 1602 of the Transportation Equity Act for the
21 21st Century (Public Law 105–178) is amended by strik-
22 ing “Reconstruct I–235 and improve the interchange for
23 access to the MLKing Parkway.” and inserting “Con-
24 struction of the north-south segments of the Martin Lu-
25 ther King Jr. Parkway in Des Moines.”.

1 SEC. 336. Item number 328 in the table contained
2 in section 1602 of the Transportation Equity Act for the
3 21st Century (Public Law 105–178) is amended by insert-
4 ing before “of” the following: “or construction”.

5 SEC. 337. Section 1602 of the Transportation Equity
6 Act for the 21st Century (112 Stat. 256) is amended—

7 (1) by striking item number 63, relating to
8 Ohio; and

9 (2) in item number 186, relating to Ohio, by
10 striking “3.75” and inserting “7.5”.

11 SEC. 338. None of the funds in this Act shall be used
12 to pay the salaries or expenses of any departmental official
13 to authorize project approvals or advance construction au-
14 thority for the Central Artery/Third Harbor Tunnel
15 project in Boston, Massachusetts.

16 SEC. 339. Section 3027(c)(3) of the Transportation
17 Equity Act for the 21st Century (49 U.S.C. 5307 note;
18 112 Stat. 2681–477), relating to services for elderly and
19 persons with disabilities, is amended by striking
20 “\$1,000,000” and inserting “\$1,444,000”.

21 SEC. 340. Notwithstanding any other provision of
22 law, unobligated balances from section 149(a)(45) and
23 section 149(a)(63) of Public Law 100–17 and the
24 Ebensburg Bypass Demonstration Project of Public Law
25 101–164 may be used for improvements along Route 56

- 1 in Cambria County, Pennsylvania, including the construc-
- 2 tion of a parking facility in the vicinity.

Union Calendar No. 340

106TH CONGRESS
12T4d Session

H. R. 4475

[Report No. 106-622]

A BILL

Making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 2001, and for other purposes.

MAY 17, 2000

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed