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113TH CONGRESS
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IN THE SENATE OF THE UNITED STATES

JULY 15, 2014

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JULY 16, 2014

Read the second time and placed on the calendar

AN ACT

To provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund, and for other purposes.

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

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

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Highway and Transportation Funding Act of 2014”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. Findings.

TITLE I—SURFACE TRANSPORTATION PROGRAM EXTENSION

Subtitle A—Federal-Aid Highways

- Sec. 1001. Extension of Federal-aid highway programs.
 Sec. 1002. Administrative expenses.

Subtitle B—Extension of Highway Safety Programs

- Sec. 1101. Extension of National Highway Traffic Safety Administration highway safety programs.
 Sec. 1102. Extension of Federal Motor Carrier Safety Administration programs.
 Sec. 1103. Dingell-Johnson Sport Fish Restoration Act.

Subtitle C—Public Transportation Programs

- Sec. 1201. Formula grants for rural areas.
 Sec. 1202. Apportionment of appropriations for formula grants.
 Sec. 1203. Authorizations for public transportation.
 Sec. 1204. Bus and bus facilities formula grants.

Subtitle D—Hazardous Materials

- Sec. 1301. Authorization of appropriations.

TITLE II—REVENUE PROVISIONS

- Sec. 2001. Extension of Highway Trust Fund expenditure authority.
 Sec. 2002. Funding of Highway Trust Fund.
 Sec. 2003. Funding stabilization.
 Sec. 2004. Extension of Customs user fees.

1 **SEC. 2. FINDINGS.**

2 Congress finds that—

3 (1) the existing Highway Trust Fund system is
 4 unsustainable and unable to meet our Nation's 21st
 5 century transportation needs;

6 (2) MAP-21 included important reforms that
 7 must be built upon in the next reauthorization bill
 8 to increase the efficient and effective utilization of
 9 Federal funding;

10 (3) these reforms should include the elimination
 11 of duplicative Federal regulations and increase the

1 authority and responsibility of the States to safely
 2 and efficiently build, operate, and fund transpor-
 3 tation systems that best serve the needs of their citi-
 4 zens, including the ability of each State to imple-
 5 ment innovative solutions, while also maintaining the
 6 appropriate Federal role in transportation; and

7 (4) Congress should enact and the President
 8 should sign a surface transportation reauthorization
 9 and reform bill prior to the expiration of this Act.

10 **TITLE I—SURFACE TRANSPOR-** 11 **TATION PROGRAM EXTEN-** 12 **SION**

13 **Subtitle A—Federal-Aid Highways**

14 **SEC. 1001. EXTENSION OF FEDERAL-AID HIGHWAY PRO-** 15 **GRAMS.**

16 (a) IN GENERAL.—Except as provided in this sub-
 17 title, requirements, authorities, conditions, eligibilities,
 18 limitations, and other provisions authorized under divi-
 19 sions A and E of MAP-21 (Public Law 112-141), the
 20 SAFETEA-LU Technical Corrections Act of 2008 (Pub-
 21 lic Law 110-244), titles I, V, and VI of SAFETEA-LU
 22 (Public Law 109-59), titles I and V of the Transportation
 23 Equity Act for the 21st Century (Public Law 105-178),
 24 the National Highway System Designation Act of 1995
 25 (104-59), titles I and VI of the Intermodal Surface Trans-

1 portation Act of 1991 (Public Law 102–240), and title
 2 23, United States Code (excluding chapter 4 of that title),
 3 which would otherwise expire on or cease to apply after
 4 September 30, 2014, are incorporated by reference and
 5 shall continue in effect until May 31, 2015.

6 (b) AUTHORIZATION OF APPROPRIATIONS.—

7 (1) HIGHWAY TRUST FUND.—Except as pro-
 8 vided in section 1002, there is authorized to be ap-
 9 propriated out of the Highway Trust Fund (other
 10 than the Mass Transit Account) for the period be-
 11 ginning on October 1, 2014, and ending on May 31,
 12 2015, a sum equal to $2^{43}/365$ of the total amount au-
 13 thorized to be appropriated out of the Highway
 14 Trust Fund for programs, projects, and activities for
 15 fiscal year 2014 under divisions A and E of MAP-
 16 21 (Public Law 112–141) and title 23, United
 17 States Code (excluding chapter 4 of that title).

18 (2) GENERAL FUND.—Section 1123(h)(1) of
 19 MAP-21 (23 U.S.C. 202 note) is amended by insert-
 20 ing “and \$19,972,603 out of the general fund of the
 21 Treasury to carry out the program for the period be-
 22 ginning on October 1, 2014, and ending on May 31,
 23 2015” before the period at the end.

24 (c) USE OF FUNDS.—

(1) IN GENERAL.—Except as otherwise expressly provided in this subtitle, funds authorized to be appropriated under subsection (b)(1) for the period beginning on October 1, 2014, and ending on May 31, 2015, shall be distributed, administered, limited, and made available for obligation in the same manner and at the same levels as ²⁴³/₃₆₅ of the amounts of funds authorized to be appropriated out of the Highway Trust Fund (other than the Mass Transit Account) for fiscal year 2014 to carry out programs, projects, activities, eligibilities, and requirements under MAP-21 (Public Law 112–141), the SAFETEA-LU Technical Corrections Act of 2008 (Public Law 110–244), SAFETEA-LU (Public Law 109–59), titles I and V of the Transportation Equity Act for the 21st Century (Public Law 105–178), the National Highway System Designation Act of 1995 (104 –59), titles I and VI of the Intermodal Surface Transportation Act of 1991 (Public Law 102–240), and title 23, United States Code (excluding chapter 4 of that title).

(2) CONTRACT AUTHORITY.—Funds authorized to be appropriated out of the Highway Trust Fund (other than the Mass Transit Account) under this section shall be—

1 (A) available for obligation and shall be
2 administered in the same manner as if such
3 funds were apportioned under chapter 1 of title
4 23, United States Code; and

5 (B) subject to section 1102 of MAP-21
6 (23 U.S.C. 104 note), as amended by this sub-
7 section.

8 (3) OBLIGATION CEILING.—Section 1102 of
9 MAP-21 (23 U.S.C. 104 note) is amended—

10 (A) in subsection (a)—

11 (i) by striking “and” at the end of
12 paragraph (1);

13 (ii) by striking the period at the end
14 of paragraph (2) and inserting “; and”;
15 and

16 (iii) by adding at the end the fol-
17 lowing:

18 “(3) \$26,800,569,863 for the period beginning
19 on October 1, 2014, and ending on May 31, 2015.”;

20 (B) in subsection (b)—

21 (i) in paragraph (10) by striking
22 “2011” and inserting “2012”; and

23 (ii) in paragraph (12) by inserting “,
24 and for the period beginning on October 1,
25 2014, and ending on May 31, 2015, only

1 in an amount equal to \$639,000,000, less
2 any reductions that would have otherwise
3 been required for that year by section
4 251A of the Balanced Budget and Emer-
5 gency Deficit Control Act of 1985 (2
6 U.S.C. 901a), then multiplied by $^{243}_{365}$ for
7 that period” after “those fiscal years”;
8 (C) in subsection (c)—

9 (i) in the matter preceding paragraph
10 (1) by inserting “and for the period begin-
11 ning on October 1, 2014, and ending on
12 May 31, 2015” after “2014”;

13 (ii) by striking paragraph (1)(A) and
14 inserting the following:

15 “(A) amounts provided for administrative
16 expenses and programs; and”;

17 (iii) in paragraph (2) in the matter
18 preceding subparagraph (A) by inserting
19 “or, for the period beginning on October 1,
20 2014, and ending May 31, 2015, that is
21 equal to $^{243}_{365}$ of such unobligated bal-
22 ance” after “unobligated balance of
23 amounts”;

1 (iv) in paragraph (5) by striking “sec-
 2 tion 204” and inserting “sections 202 and
 3 204”; and

4 (v) by inserting “or period” after “the
 5 fiscal year” each place it appears;

6 (D) in subsection (d) in the matter pre-
 7 ceding paragraph (1) by striking “2014” and
 8 inserting “2015”;

9 (E) in subsection (f)—

10 (i) in paragraph (1)—

11 (I) in the matter preceding sub-
 12 paragraph (A) by inserting “and for
 13 the period beginning on October 1,
 14 2014, and ending on May 31, 2015”
 15 after “2014”; and

16 (II) by inserting “or period”
 17 after “the fiscal year” each place it
 18 appears; and

19 (ii) in paragraph (3) by striking “sec-
 20 tion 133(c)” and inserting “section
 21 133(b)”.

22 **SEC. 1002. ADMINISTRATIVE EXPENSES.**

23 (a) AUTHORIZATION OF CONTRACT AUTHORITY.—
 24 Notwithstanding any other provision of this Act or any
 25 other law, there is authorized to be appropriated from the

1 Highway Trust Fund (other than the Mass Transit Ac-
 2 count), from amounts provided under section 1001, for ad-
 3 ministrative expenses of the Federal-aid highway program
 4 \$292,931,507 for the period beginning on October 1,
 5 2014, and ending on May 31, 2015.

6 (b) CONTRACT AUTHORITY.—Funds authorized to be
 7 appropriated by this section shall be—

8 (1) available for obligation, and shall be admin-
 9 istered, in the same manner as if such funds were
 10 apportioned under chapter 1 of title 23, United
 11 States Code, except that such funds shall remain
 12 available until expended; and

13 (2) subject to the limitation on obligations for
 14 Federal-aid highways and highway safety construc-
 15 tion programs for the period beginning on October
 16 1, 2014, and ending on May 31, 2015, specified in
 17 section 1102 of MAP–21 (23 U.S.C. 104 note), as
 18 amended by this subtitle.

19 **Subtitle B—Extension of Highway** 20 **Safety Programs**

21 **SEC. 1101. EXTENSION OF NATIONAL HIGHWAY TRAFFIC** 22 **SAFETY ADMINISTRATION HIGHWAY SAFETY** 23 **PROGRAMS.**

24 (a) EXTENSION OF PROGRAMS.—

1 (1) HIGHWAY SAFETY PROGRAMS.—Section
2 31101(a)(1) of MAP–21 (126 Stat. 733) is amend-
3 ed—

4 (A) in subparagraph (A) by striking “and”
5 at the end;

6 (B) in subparagraph (B) by striking the
7 period at the end and inserting “; and”; and

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

9 “(C) \$156,452,055 for the period begin-
10 ning on October 1, 2014, and ending on May
11 31, 2015.”.

12 (2) HIGHWAY SAFETY RESEARCH AND DEVEL-
13 OPMENT.—Section 31101(a)(2) of MAP–21 (126
14 Stat. 733) is amended—

15 (A) in subparagraph (A) by striking “and”
16 at the end;

17 (B) in subparagraph (B) by striking the
18 period at the end and inserting “; and”; and

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

20 “(C) \$75,563,014 for the period beginning
21 on October 1, 2014, and ending on May 31,
22 2015.”.

23 (3) NATIONAL PRIORITY SAFETY PROGRAMS.—
24 Section 31101(a)(3) of MAP–21 (126 Stat. 733) is
25 amended—

1 (A) in subparagraph (A) by striking “and”
2 at the end;

3 (B) in subparagraph (B) by striking the
4 period at the end and inserting “; and”; and

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

6 “(C) \$181,084,932 for the period begin-
7 ning on October 1, 2014, and ending on May
8 31, 2015.”.

9 (4) NATIONAL DRIVER REGISTER.—Section
10 31101(a)(4) of MAP–21 (126 Stat. 733) is amend-
11 ed—

12 (A) in subparagraph (A) by striking “and”
13 at the end;

14 (B) in subparagraph (B) by striking the
15 period at the end and inserting “; and”; and

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

17 “(C) \$3,328,767 for the period beginning
18 on October 1, 2014, and ending on May 31,
19 2015.”.

20 (5) HIGH VISIBILITY ENFORCEMENT PRO-
21 GRAM.—

22 (A) AUTHORIZATION OF APPROPRIA-
23 TIONS.—Section 31101(a)(5) of MAP–21 (126
24 Stat. 733) is amended—

1 (i) in subparagraph (A) by striking
2 “and” at the end;

3 (ii) in subparagraph (B) by striking
4 the period at the end and inserting “;
5 and”; and

6 (iii) by adding at the end the fol-
7 lowing:

8 “(C) \$19,306,849 for the period beginning
9 on October 1, 2014, and ending on May 31,
10 2015.”.

11 (B) LAW ENFORCEMENT CAMPAIGNS.—
12 Section 2009(a) of SAFETEA-LU (23 U.S.C.
13 402 note) is amended—

14 (i) in the first sentence by inserting
15 “and in the period beginning on October 1,
16 2014, and ending on May 31, 2015” after
17 “fiscal years 2013 and 2014”; and

18 (ii) in the second sentence by insert-
19 ing “and in the period beginning on Octo-
20 ber 1, 2014, and ending on May 31,
21 2015,” after “fiscal years 2013 and
22 2014”.

23 (6) ADMINISTRATIVE EXPENSES.—Section
24 31101(a)(6) of MAP-21 (126 Stat. 733) is amend-
25 ed—

1 (A) in subparagraph (A) by striking “and”
2 at the end;

3 (B) in subparagraph (B) by striking the
4 period at the end and inserting “; and”; and

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

6 “(C) \$16,976,712 for the period beginning
7 on October 1, 2014, and ending on May 31,
8 2015.”.

9 (b) COOPERATIVE RESEARCH AND EVALUATION.—
10 Section 403(f)(1) of title 23, United States Code, is
11 amended by inserting “ending before October 1, 2014, and
12 \$1,664,384 of the total amount available for apportion-
13 ment to the States for highway safety programs under sec-
14 tion 402(c) in the period beginning on October 1, 2014,
15 and ending on May 31, 2015,” after “each fiscal year”.

16 (c) APPLICABILITY OF TITLE 23.—Section 31101(c)
17 of MAP-21 (126 Stat. 733) is amended by inserting “and
18 for the period beginning on October 1, 2014, and ending
19 on May 31, 2015,” after “fiscal years 2013 and 2014”.

20 **SEC. 1102. EXTENSION OF FEDERAL MOTOR CARRIER SAFE-**
21 **TY ADMINISTRATION PROGRAMS.**

22 (a) MOTOR CARRIER SAFETY GRANTS.—Section
23 31104(a) of title 49, United States Code, is amended—

24 (1) by striking “and” at the end of paragraph
25 (8);

1 (2) by striking the period at the end of para-
2 graph (9) and inserting “; and”; and

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

4 “(10) \$145,134,247 for the period beginning on
5 October 1, 2014, and ending on May 31, 2015.”.

6 (b) ADMINISTRATIVE EXPENSES.—Section
7 31104(i)(1) of title 49, United States Code, is amended—

8 (1) by striking “and” at the end of subpara-
9 graph (H);

10 (2) by striking the period at the end of sub-
11 paragraph (I) and inserting “; and”; and

12 (3) by adding at the end the following:

13 “(J) \$172,430,137 for the period begin-
14 ning on October 1, 2014, and ending on May
15 31, 2015.”.

16 (c) GRANT PROGRAMS.—

17 (1) COMMERCIAL DRIVER’S LICENSE PROGRAM
18 IMPROVEMENT GRANTS.—Section 4101(c)(1) of
19 SAFETEA-LU (119 Stat. 1715) is amended by in-
20 serting before the period at the end the following:

21 “and \$19,972,603 for the period beginning on Octo-
22 ber 1, 2014, and ending on May 31, 2015”.

23 (2) BORDER ENFORCEMENT GRANTS.—Section
24 4101(c)(2) of SAFETEA-LU (119 Stat. 1715) is
25 amended by inserting before the period at the end

1 the following: “and \$21,304,110 for the period be-
2 ginning on October 1, 2014, and ending on May 31,
3 2015”.

4 (3) PERFORMANCE AND REGISTRATION INFOR-
5 MATION SYSTEM MANAGEMENT GRANT PROGRAM.—
6 Section 4101(c)(3) of SAFETEA-LU (119 Stat.
7 1715) is amended by inserting before the period at
8 the end the following: “and \$3,328,767 for the pe-
9 riod beginning on October 1, 2014, and ending on
10 May 31, 2015”.

11 (4) COMMERCIAL VEHICLE INFORMATION SYS-
12 TEMS AND NETWORKS DEPLOYMENT PROGRAM.—
13 Section 4101(c)(4) of SAFETEA-LU (119 Stat.
14 1715) is amended by inserting before the period at
15 the end the following: “and \$16,643,836 for the pe-
16 riod beginning on October 1, 2014, and ending on
17 May 31, 2015”.

18 (5) SAFETY DATA IMPROVEMENT GRANTS.—
19 Section 4101(c)(5) of SAFETEA-LU (119 Stat.
20 1715) is amended by inserting before the period at
21 the end the following: “and \$1,997,260 for the pe-
22 riod beginning on October 1, 2014, and ending on
23 May 31, 2015”.

24 (d) HIGH-PRIORITY ACTIVITIES.—Section
25 31104(k)(2) of title 49, United States Code, is amended

1 by inserting “and up to \$9,986,301 for the period begin-
 2 ning on October 1, 2014, and ending on May 31, 2015,”
 3 after “2014”.

4 (e) NEW ENTRANT AUDITS.—Section
 5 31144(g)(5)(B) of title 49, United States Code, is amend-
 6 ed by inserting “and up to \$21,304,110 for the period be-
 7 ginning on October 1, 2014, and ending on May 31,
 8 2015,” after “per fiscal year”.

9 (f) OUTREACH AND EDUCATION.—Section 4127(e) of
 10 SAFETEA-LU (119 Stat. 1741) is amended by inserting
 11 “and \$2,663,014 to the Federal Motor Carrier Safety Ad-
 12 ministration for the period beginning on October 1, 2014,
 13 and ending on May 31, 2015,” after “2014”.

14 (g) GRANT PROGRAM FOR COMMERCIAL MOTOR VE-
 15 HICLE OPERATORS.—Section 4134(c) of SAFETEA-LU
 16 (49 U.S.C. 31301 note) is amended by inserting “and
 17 \$665,753 for the period beginning on October 1, 2014,
 18 and ending on May 31, 2015,” after “2014”.

19 **SEC. 1103. DINGELL-JOHNSON SPORT FISH RESTORATION**
 20 **ACT.**

21 Section 4 of the Dingell-Johnson Sport Fish Restora-
 22 tion Act (16 U.S.C. 777c) is amended—

23 (1) in subsection (a) in the matter preceding
 24 paragraph (1) by inserting “and for the period be-

1 ginning on October 1, 2014, and ending on May 31,
2 2015” after “2014”; and

3 (2) in subsection (b)(1)(A) by striking “for
4 each” and all that follows before “the Secretary of
5 the Interior” and inserting “for each fiscal year end-
6 ing before October 1, 2014, and for the period be-
7 ginning on October 1, 2014, and ending on May 31,
8 2015,”.

9 **Subtitle C—Public Transportation** 10 **Programs**

11 **SEC. 1201. FORMULA GRANTS FOR RURAL AREAS.**

12 Section 5311(c)(1) of title 49, United States Code,
13 is amended—

14 (1) in subparagraph (A) by inserting “for each
15 fiscal year ending before October 1, 2014, and
16 \$3,328,767 for the period beginning on October 1,
17 2014, and ending on May 31, 2015,” before “shall
18 be distributed”; and

19 (2) in subparagraph (B) by inserting “for each
20 fiscal year ending before October 1, 2014, and
21 \$16,643,836 for the period beginning on October 1,
22 2014, and ending on May 31, 2015,” before “shall
23 be apportioned”.

1 **SEC. 1202. APPORTIONMENT OF APPROPRIATIONS FOR**
 2 **FORMULA GRANTS.**

3 Section 5336(h)(1) of title 49, United States Code,
 4 is amended by inserting “for each fiscal year ending before
 5 October 1, 2014, and \$19,972,603 for the period begin-
 6 ning on October 1, 2014, and ending on May 31, 2015,”
 7 before “shall be set aside”.

8 **SEC. 1203. AUTHORIZATIONS FOR PUBLIC TRANSPOR-**
 9 **TATION.**

10 (a) FORMULA GRANTS.—Section 5338(a) of title 49,
 11 United States Code, is amended—

12 (1) in paragraph (1) by striking “and
 13 \$8,595,000,000 for fiscal year 2014” and inserting
 14 “, \$8,595,000,000 for fiscal year 2014, and
 15 \$5,722,150,685 for the period beginning on October
 16 1, 2014, and ending on May 31, 2015”;

17 (2) in paragraph (2)—

18 (A) in subparagraph (A) by striking “and
 19 \$128,800,000 for fiscal year 2014” and insert-
 20 ing “, \$128,800,000 for fiscal year 2014, and
 21 \$85,749,041 for the period beginning on Octo-
 22 ber 1, 2014, and ending on May 31, 2015,”;

23 (B) in subparagraph (B) by inserting “and
 24 \$6,657,534 for the period beginning on October
 25 1, 2014, and ending on May 31, 2015,” after
 26 “2014”;

1 (C) in subparagraph (C) by striking “and
2 \$4,458,650,000 for fiscal year 2014” and in-
3 serting “, \$4,458,650,000 for fiscal year 2014,
4 and \$2,968,361,507 for the period beginning on
5 October 1, 2014, and ending on May 31,
6 2015,”;

7 (D) in subparagraph (D) by striking “and
8 \$258,300,000 for fiscal year 2014” and insert-
9 ing “, \$258,300,000 for fiscal year 2014, and
10 \$171,964,110 for the period beginning on Octo-
11 ber 1, 2014, and ending on May 31, 2015,”;

12 (E) in subparagraph (E)—

13 (i) by striking “and \$607,800,000 for
14 fiscal year 2014” and inserting “,
15 \$607,800,000 for fiscal year 2014, and
16 \$404,644,932 for the period beginning on
17 October 1, 2014, and ending on May 31,
18 2015,”;

19 (ii) by striking “and \$30,000,000 for
20 fiscal year 2014” and inserting “,
21 \$30,000,000 for fiscal year 2014, and
22 \$19,972,603 for the period beginning on
23 October 1, 2014, and ending on May 31,
24 2015,”; and

1 (iii) by striking “and \$20,000,000 for
2 fiscal year 2014” and inserting “,
3 \$20,000,000 for fiscal year 2014, and
4 \$13,315,068 for the period beginning on
5 October 1, 2014, and ending on May 31,
6 2015,”;

7 (F) in subparagraph (F) by inserting “and
8 \$1,997,260 for the period beginning on October
9 1, 2014, and ending on May 31, 2015,” after
10 “2014”;

11 (G) in subparagraph (G) by inserting “and
12 \$3,328,767 for the period beginning on October
13 1, 2014, and ending on May 31, 2015,” after
14 “2014”;

15 (H) in subparagraph (H) by inserting
16 “and \$2,563,151 for the period beginning on
17 October 1, 2014, and ending on May 31,
18 2015,” after “2014”;

19 (I) in subparagraph (I) by striking “and
20 \$2,165,900,000 for fiscal year 2014” and in-
21 serting “, \$2,165,900,000 for fiscal year 2014,
22 and \$1,441,955,342 for the period beginning on
23 October 1, 2014, and ending on May 31,
24 2015,”;

1 (J) in subparagraph (J) by striking “and
2 \$427,800,000 for fiscal year 2014” and insert-
3 ing “, \$427,800,000 for fiscal year 2014, and
4 \$284,809,315 for the period beginning on Octo-
5 ber 1, 2014, and ending on May 31, 2015,”;
6 and

7 (K) in subparagraph (K) by striking “and
8 \$525,900,000 for fiscal year 2014” and insert-
9 ing “, \$525,900,000 for fiscal year 2014, and
10 \$350,119,726 for the period beginning on Octo-
11 ber 1, 2014, and ending on May 31, 2015,”.

12 (b) RESEARCH, DEVELOPMENT DEMONSTRATION
13 AND DEPLOYMENT PROJECTS.—Section 5338(b) of title
14 49, United States Code, is amended by striking “and
15 \$70,000,000 for fiscal year 2014” and inserting “,
16 \$70,000,000 for fiscal year 2014, and \$46,602,740 for the
17 period beginning on October 1, 2014, and ending on May
18 31, 2015”.

19 (c) TRANSIT COOPERATIVE RESEARCH PROGRAM.—
20 Section 5338(c) of title 49, United States Code, is amend-
21 ed by striking “and \$7,000,000 for fiscal year 2014” and
22 inserting “, \$7,000,000 for fiscal year 2014, and
23 \$4,660,274 for the period beginning on October 1, 2014,
24 and ending on May 31, 2015”.

1 (d) TECHNICAL ASSISTANCE AND STANDARDS DE-
2 VELOPMENT.—Section 5338(d) of title 49, United States
3 Code, is amended by striking “and \$7,000,000 for fiscal
4 year 2014” and inserting “, \$7,000,000 for fiscal year
5 2014, and \$4,660,274 for the period beginning on October
6 1, 2014, and ending on May 31, 2015”.

7 (e) HUMAN RESOURCES AND TRAINING.—Section
8 5338(e) of title 49, United States Code, is amended by
9 striking “and \$5,000,000 for fiscal year 2014” and insert-
10 ing “, \$5,000,000 for fiscal year 2014, and \$3,328,767
11 for the period beginning on October 1, 2014, and ending
12 on May 31, 2015”.

13 (f) CAPITAL INVESTMENT GRANTS.—Section
14 5338(g) of title 49, United States Code, is amended by
15 striking “and \$1,907,000,000 for fiscal year 2014” and
16 inserting “, \$1,907,000,000 for fiscal year 2014, and
17 \$1,269,591,781 for the period beginning on October 1,
18 2014, and ending on May 31, 2015”.

19 (g) ADMINISTRATION.—Section 5338(h) of title 49,
20 United States Code, is amended—

21 (1) in paragraph (1) by striking “and
22 \$104,000,000 for fiscal year 2014” and inserting “,
23 \$104,000,000 for fiscal year 2014, and \$69,238,356
24 for the period beginning on October 1, 2014, and
25 ending on May 31, 2015”;

1 (2) in paragraph (2) by inserting “for each of
 2 fiscal years 2013 and 2014 and not less than
 3 \$3,328,767 for the period beginning on October 1,
 4 2014, and ending on May 31, 2015,” before “shall
 5 be available”; and

6 (3) in paragraph (3) by inserting “for each of
 7 fiscal years 2013 and 2014 and not less than
 8 \$665,753 for the period beginning on October 1,
 9 2014, and ending on May 31, 2015,” before “shall
 10 be available”.

11 **SEC. 1204. BUS AND BUS FACILITIES FORMULA GRANTS.**

12 Section 5339(d)(1) of title 49, United States Code,
 13 is amended—

14 (1) by inserting “for each of fiscal years 2013
 15 and 2014 and \$43,606,849 for the period beginning
 16 on October 1, 2014, and ending on May 31, 2015,”
 17 after “\$65,500,000”;

18 (2) by inserting “for each such fiscal year and
 19 \$832,192 for such period” after “\$1,250,000”; and

20 (3) by inserting “for each such fiscal year and
 21 \$332,877 for such period” after “\$500,000”.

22 **Subtitle D—Hazardous Materials**

23 **SEC. 1301. AUTHORIZATION OF APPROPRIATIONS.**

24 (a) IN GENERAL.—Section 5128(a) of title 49,
 25 United States Code, is amended—

1 (1) in paragraph (1) by striking “and” at the
2 end;

3 (2) in paragraph (2) by striking the period at
4 the end and inserting “; and”; and

5 (3) by adding at the end the following:

6 “(3) \$28,468,948 for the period beginning on
7 October 1, 2014, and ending on May 31, 2015.”.

8 (b) HAZARDOUS MATERIALS EMERGENCY PRE-
9 PAREDNESS FUND.—Section 5128(b) of title 49, United
10 States Code, is amended—

11 (1) by redesignating paragraphs (1) through
12 (5) as subparagraphs (A) through (E), respectively,
13 and by adjusting the margins accordingly;

14 (2) by striking “From the” and inserting the
15 following:

16 “(1) FISCAL YEARS 2013 AND 2014.—From
17 the”; and

18 (3) by adding at the end the following:

19 “(2) FISCAL YEAR 2015.—From the Hazardous
20 Materials Emergency Preparedness Fund established
21 under section 5116(i), the Secretary may expend for
22 the period beginning on October 1, 2014, and ending
23 on May 31, 2015—

24 “(A) \$125,162 to carry out section 5115;

1 “(B) \$14,513,425 to carry out subsections
 2 (a) and (b) of section 5116, of which not less
 3 than \$9,087,534 shall be available to carry out
 4 section 5116(b);

5 “(C) \$99,863 to carry out section 5116(f);

6 “(D) \$416,096 to publish and distribute
 7 the Emergency Response Guidebook under sec-
 8 tion 5116(i)(3); and

9 “(E) \$665,753 to carry out section
 10 5116(j).”.

11 (c) HAZARDOUS MATERIALS TRAINING GRANTS.—
 12 Section 5128(c) of title 49, United States Code, is amend-
 13 ed by inserting “and \$2,663,014 for the period beginning
 14 on October 1, 2014, and ending on May 31, 2015,” after
 15 “2014”.

16 **TITLE II—REVENUE PROVISIONS**

17 **SEC. 2001. EXTENSION OF HIGHWAY TRUST FUND EXPENDI-** 18 **TURE AUTHORITY.**

19 (a) HIGHWAY TRUST FUND.—Section 9503 of the
 20 Internal Revenue Code of 1986 is amended—

21 (1) by striking “October 1, 2014” in sub-
 22 sections (b)(6)(B), (c)(1), and (e)(3) and inserting
 23 “June 1, 2015”, and

1 (2) by striking “MAP–21” in subsections (c)(1)
 2 and (e)(3) and inserting “Highway and Transpor-
 3 tation Funding Act of 2014”.

4 (b) SPORT FISH RESTORATION AND BOATING TRUST
 5 FUND.—Section 9504 of the Internal Revenue Code of
 6 1986 is amended—

7 (1) by striking “MAP–21” each place it ap-
 8 pears in subsection (b)(2) and inserting “Highway
 9 and Transportation Funding Act of 2014”, and

10 (2) by striking “October 1, 2014” in subsection
 11 (d)(2) and inserting “June 1, 2015”.

12 (c) LEAKING UNDERGROUND STORAGE TANK TRUST
 13 FUND.—Paragraph (2) of section 9508(e) of the Internal
 14 Revenue Code of 1986 is amended by striking “October
 15 1, 2014” and inserting “June 1, 2015”.

16 **SEC. 2002. FUNDING OF HIGHWAY TRUST FUND.**

17 (a) IN GENERAL.—Subsection (f) of section 9503 of
 18 the Internal Revenue Code of 1986 is amended by redesign-
 19 ing paragraph (5) as paragraph (7) and by inserting
 20 after paragraph (4) the following new paragraphs:

21 “(5) ADDITIONAL SUMS.—Out of money in the
 22 Treasury not otherwise appropriated, there is hereby
 23 appropriated—

1 “(A) \$7,765,000,000 to the Highway Ac-
2 count (as defined in subsection (e)(5)(B)) in
3 the Highway Trust Fund; and

4 “(B) \$2,000,000,000 to the Mass Transit
5 Account in the Highway Trust Fund.

6 “(6) ADDITIONAL INCREASE IN FUND BAL-
7 ANCE.—There is hereby transferred to the Highway
8 Account (as defined in subsection (e)(5)(B)) in the
9 Highway Trust Fund amounts appropriated from
10 the Leaking Underground Storage Tank Trust Fund
11 under section 9508(c)(3).”.

12 (b) APPROPRIATION FROM LEAKING UNDERGROUND
13 STORAGE TANK TRUST FUND.—

14 (1) IN GENERAL.—Subsection (c) of section
15 9508 of the Internal Revenue Code of 1986 is
16 amended by adding at the end the following new
17 paragraph:

18 “(3) ADDITIONAL TRANSFER TO HIGHWAY
19 TRUST FUND.—Out of amounts in the Leaking Un-
20 derground Storage Tank Trust Fund there is hereby
21 appropriated \$1,000,000,000 to be transferred
22 under section 9503(f)(6) to the Highway Account
23 (as defined in section 9503(e)(5)(B)) in the High-
24 way Trust Fund.”.

(2) CONFORMING AMENDMENT.—Section 9508(c)(1) of the Internal Revenue Code of 1986 is amended by striking “paragraph (2)” and inserting “paragraphs (2) and (3)”.

SEC. 2003. FUNDING STABILIZATION.

(a) FUNDING STABILIZATION UNDER THE INTERNAL REVENUE CODE OF 1986.—The table in subclause (II) of section 430(h)(2)(C)(iv) of the Internal Revenue Code of 1986 is amended to read as follows:

“If the calendar year is:	The applicable minimum percentage is:	The applicable maximum percentage is:
2012, 2013, 2014, 2015, 2016, or 2017.	90%	110%
2018	85%	115%
2019	80%	120%
2020	75%	125%
After 2020	70%	130%”.

(b) FUNDING STABILIZATION UNDER EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974.—

(1) IN GENERAL.—The table in subclause (II) of section 303(h)(2)(C)(iv) of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1083(h)(2)(C)(iv)) is amended to read as follows:

“If the calendar year is:	The applicable minimum percentage is:	The applicable maximum percentage is:
2012, 2013, 2014, 2015, 2016, or 2017.	90%	110%
2018	85%	115%
2019	80%	120%
2020	75%	125%
After 2020	70%	130%”.

(2) CONFORMING AMENDMENTS.—

1 (A) IN GENERAL.—Section 101(f)(2)(D) of
2 such Act (29 U.S.C. 1021(f)(2)(D)) is amend-
3 ed—

4 (i) in clause (i) by inserting “and the
5 Highway and Transportation Funding Act
6 of 2014” after “MAP-21” both places it
7 appears, and

8 (ii) in clause (ii) by striking “2015”
9 and inserting “2020”.

10 (B) STATEMENTS.—The Secretary of
11 Labor shall modify the statements required
12 under subclauses (I) and (II) of section
13 101(f)(2)(D)(i) of such Act to conform to the
14 amendments made by this section.

15 (c) STABILIZATION NOT TO APPLY FOR PURPOSES
16 OF CERTAIN ACCELERATED BENEFIT DISTRIBUTION
17 RULES.—

18 (1) INTERNAL REVENUE CODE OF 1986.—The
19 second sentence of paragraph (2) of section 436(d)
20 of the Internal Revenue Code of 1986 is amended by
21 striking “of such plan” and inserting “of such plan
22 (determined by not taking into account any adjust-
23 ment of segment rates under section
24 430(h)(2)(C)(iv))”.

1 (2) EMPLOYEE RETIREMENT INCOME SECURITY
2 ACT OF 1974.—The second sentence of subparagraph
3 (B) of section 206(g)(3) of the Employee Retirement
4 Income Security Act of 1974 (29 U.S.C.
5 1056(g)(3)(B)) is amended by striking “of such
6 plan” and inserting “of such plan (determined by
7 not taking into account any adjustment of segment
8 rates under section 303(h)(2)(C)(iv))”.

9 (3) EFFECTIVE DATE.—

10 (A) IN GENERAL.—Except as provided in
11 subparagraph (B), the amendments made by
12 this subsection shall apply to plan years begin-
13 ning after December 31, 2014.

14 (B) COLLECTIVELY BARGAINED PLANS.—
15 In the case of a plan maintained pursuant to 1
16 or more collective bargaining agreements, the
17 amendments made by this subsection shall
18 apply to plan years beginning after December
19 31, 2015.

20 (4) PROVISIONS RELATING TO PLAN AMEND-
21 MENTS.—

22 (A) IN GENERAL.—If this paragraph ap-
23 plies to any amendment to any plan or annuity
24 contract, such plan or contract shall be treated
25 as being operated in accordance with the terms

of the plan during the period described in subparagraph (B)(ii).

(B) AMENDMENTS TO WHICH PARAGRAPH APPLIES.—

(i) IN GENERAL.—This paragraph shall apply to any amendment to any plan or annuity contract which is made—

(I) pursuant to the amendments made by this subsection, or pursuant to any regulation issued by the Secretary of the Treasury or the Secretary of Labor under any provision as so amended, and

(II) on or before the last day of the first plan year beginning on or after January 1, 2016, or such later date as the Secretary of the Treasury may prescribe.

(ii) CONDITIONS.—This subsection shall not apply to any amendment unless, during the period—

(I) beginning on the date that the amendments made by this subsection or the regulation described in clause (i)(I) takes effect (or in the

1 case of a plan or contract amendment
2 not required by such amendments or
3 such regulation, the effective date
4 specified by the plan), and

5 (II) ending on the date described
6 in clause (i)(II) (or, if earlier, the
7 date the plan or contract amendment
8 is adopted),

9 the plan or contract is operated as if such
10 plan or contract amendment were in effect,
11 and such plan or contract amendment ap-
12 plies retroactively for such period.

13 (C) ANTI-CUTBACK RELIEF.—A plan shall
14 not be treated as failing to meet the require-
15 ments of section 204(g) of the Employee Re-
16 tirement Income Security Act of 1974 (29
17 U.S.C. 1054(g)) and section 411(d)(6) of the
18 Internal Revenue Code of 1986 solely by reason
19 of a plan amendment to which this paragraph
20 applies.

21 (d) MODIFICATION OF FUNDING TARGET DETER-
22 MINATION PERIODS.—

23 (1) INTERNAL REVENUE CODE OF 1986.—
24 Clause (i) of section 430(h)(2)(B) of the Internal
25 Revenue Code of 1986 is amended by striking “the

1 first day of the plan year” and inserting “the valu-
2 ation date for the plan year”.

3 (2) EMPLOYEE RETIREMENT INCOME SECURITY
4 ACT OF 1974.—Clause (i) of section 303(h)(2)(B) of
5 the Employee Retirement Income Security Act of
6 1974 (29 U.S.C. 1083(h)(2)(B)(i)) is amended by
7 striking “the first day of the plan year” and insert-
8 ing “the valuation date for the plan year”.

9 (e) EFFECTIVE DATE.—

10 (1) IN GENERAL.—The amendments made by
11 subsections (a), (b), and (d) shall apply with respect
12 to plan years beginning after December 31, 2012.

13 (2) ELECTIONS.—A plan sponsor may elect not
14 to have the amendments made by subsections (a),
15 (b), and (d) apply to any plan year beginning before
16 January 1, 2014, either (as specified in the elec-
17 tion)—

18 (A) for all purposes for which such amend-
19 ments apply, or

20 (B) solely for purposes of determining the
21 adjusted funding target attainment percentage
22 under sections 436 of the Internal Revenue
23 Code of 1986 and 206(g) of the Employee Re-
24 tirement Income Security Act of 1974 (29
25 U.S.C. 1054(g)) for such plan year.

1 A plan shall not be treated as failing to meet the re-
2 quirements of section 204(g) of such Act and section
3 411(d)(6) of such Code solely by reason of an elec-
4 tion under this paragraph.

5 **SEC. 2004. EXTENSION OF CUSTOMS USER FEES.**

6 Section 13031(j)(3) of the Consolidated Omnibus
7 Budget Reconciliation Act of 1985 (19 U.S.C. 58c(j)(3))
8 is amended—

9 (1) in subparagraph (A), by striking “Sep-
10 tember 30, 2023” and inserting “September 30,
11 2024”; and

12 (2) in subparagraph (B)(i), by striking “Sep-
13 tember 30, 2023” and inserting “September 30,
14 2024”.

Passed the House of Representatives July 15, 2014.

Attest:

KAREN L. HAAS,

Clerk.

Calendar No. 468

113TH CONGRESS
2^D Session

H. R. 5021

AN ACT

To provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund, and for other purposes.

JULY 16, 2014

Read the second time and placed on the calendar