

## **Airport and Air Transportation Programs Extension Act of 2011**

[Public Law 112–30]

[As Amended Through P.L. 112–141, Enacted July 6, 2012]

【Currency: This publication is a compilation of the text of Public Law 112-30. It was last amended by the public law listed in the As Amended Through note above and below at the bottom of each page of the pdf version and reflects current law through the date of the enactment of the public law listed at <https://www.govinfo.gov/app/collection/comps/>】

【Note: While this publication does not represent an official version of any Federal statute, substantial efforts have been made to ensure the accuracy of its contents. The official version of Federal law is found in the United States Statutes at Large and in the United States Code. The legal effect to be given to the Statutes at Large and the United States Code is established by statute (1 U.S.C. 112, 204).】

AN ACT To provide an extension of surface and air transportation programs, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

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

(a) SHORT TITLE.—This Act may be cited as the “Surface and Air Transportation Programs Extension Act of 2011”.

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

Sec. 1. Short title; table of contents.

### **TITLE I—EXTENSION OF SURFACE TRANSPORTATION PROGRAMS**

Sec. 101. Short title.

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

Sec. 111. Extension of Federal-aid highway programs.

Sec. 112. Administrative expenses.

#### **Subtitle B—Extension of Highway Safety Programs**

Sec. 121. Extension of National Highway Traffic Safety Administration highway safety programs.

Sec. 122. Extension of Federal Motor Carrier Safety Administration programs.

Sec. 123. Additional programs.

#### **Subtitle C—Public Transportation Programs**

Sec. 131. Allocation of funds for planning programs.

Sec. 132. Special rule for urbanized area formula grants.

Sec. 133. Allocating amounts for capital investment grants.

Sec. 134. Apportionment of formula grants for other than urbanized areas.

Sec. 135. Apportionment based on fixed guideway factors.

Sec. 136. Authorizations for public transportation.

Sec. 137. Amendments to SAFETEA-LU.

**Sec. 101      Airport and Air Transportation Programs Extension...      2**

Subtitle D—Highway Trust Fund Extension

- Sec. 141. Extension of trust fund expenditure authority.
- Sec. 142. Extension of highway-related taxes.

**TITLE II—EXTENSION OF AIR TRANSPORTATION PROGRAMS**

- Sec. 201. Short title.
- Sec. 202. Extension of taxes funding Airport and Airway Trust Fund.
- Sec. 203. Extension of Airport and Airway Trust Fund expenditure authority.
- Sec. 204. Extension of airport improvement program.
- Sec. 205. Extension of expiring authorities.
- Sec. 206. Federal Aviation Administration operations.
- Sec. 207. Air navigation facilities and equipment.
- Sec. 208. Research, engineering, and development.
- Sec. 209. Essential Air Service.

**TITLE I—EXTENSION OF SURFACE  
TRANSPORTATION PROGRAMS**

**SEC. 101. [23 U.S.C. 101 note] SHORT TITLE.**

This title may be cited as the “Surface Transportation Extension Act of 2011, Part II”.

**Subtitle A—Federal-Aid Highways**

**SEC. 111. EXTENSION OF FEDERAL-AID HIGHWAY PROGRAMS.**

(a) **IN GENERAL.**—Except as provided in this title, requirements, authorities, conditions, eligibilities, limitations, and other provisions authorized under titles I, V, and VI of SAFETEA-LU (Public Law 109-59), the SAFETEA-LU Technical Corrections Act of 2008 (Public Law 110-244), titles I and VI of the Intermodal Surface Transportation Act of 1991 (Public Law 102-240), titles I and V of the Transportation Equity Act for the 21st Century (Public Law 105-178), and title 23, United States Code (excluding chapter 4 of that title), which would otherwise expire on or cease to apply after September 30, 2011, under section 411(a) of the Surface Transportation Extension Act of 2010 (title IV of Public Law 111-147) are incorporated by reference and shall continue in effect until September 30, 2012.

(b) **AUTHORIZATION OF APPROPRIATIONS.**—Except as provided in section 112, there is authorized to be appropriated out of the Highway Trust Fund (other than the Mass Transit Account) for fiscal year 2012 a sum equal to the total amount authorized to be appropriated out of the Highway Trust Fund for programs, projects, and activities for fiscal year 2011 under titles I, V, and VI of SAFETEA-LU (119 Stat. 1144) and title 23, United States Code (excluding chapter 4 of that title).

(c) **USE OF FUNDS.**—

(1) **FISCAL YEAR 2012.**—Except as otherwise expressly provided in this title, funds authorized to be appropriated under subsection (b) for fiscal year 2012 shall be distributed, administered, limited, and made available for obligation in the same manner and at the same level as the total amount of funds authorized to be appropriated out of the Highway Trust Fund for fiscal year 2011 to carry out programs, projects, activities, eli-

gibilities, and requirements under SAFETEA-LU (Public Law 109-59), the SAFETEA-LU Technical Corrections Act of 2008 (Public Law 110-244), titles I and VI of the Intermodal Surface Transportation Act of 1991 (Public Law 102-240), titles I and V of the Transportation Equity Act for the 21st Century (Public Law 105-178), and title 23, United States Code (excluding chapter 4 of that title).

(2) CALCULATION.—The amounts authorized to be appropriated under subsection (b) shall be calculated taking into account any rescission or cancellation of funds or contract authority for fiscal year 2011 required by the Department of Defense and Full-Year Continuing Appropriations Act, 2011 (Public Law 112-10) or any other law.

(3) CONTRACT AUTHORITY.—

(A) IN GENERAL.—Except as provided in subparagraph (B), funds authorized to be appropriated under this section shall be available for obligation and shall be administered in the same manner as if such funds were apportioned under chapter 1 of title 23, United States Code, and for fiscal year 2012 shall be subject to a limitation on obligations for Federal-aid highways and highway safety construction programs included in an Act making appropriations for fiscal year 2012 or a portion of that fiscal year.

(B) EXCEPTIONS.—A limitation on obligations described in subparagraph (A) shall not apply to any obligation under—

- (i) section 125 of title 23, United States Code; or
- (ii) section 105 of title 23, United States Code, for fiscal year 2012 only in an amount equal to \$639,000,000.

(d) EXTENSION AND FLEXIBILITY FOR CERTAIN ALLOCATED PROGRAMS.—

(1) FISCAL YEAR 2012.—Notwithstanding any other provision of law, for fiscal year 2012 the portion of the share of funds of a State under subsection (b) determined by the amount that the State received or was authorized to receive for fiscal year 2011 to carry out sections 1301, 1302, 1307, 1702, and 1934 of SAFETEA-LU (119 Stat. 1198, 1204, 1217, 1256, and 1485) and section 144(f)(1) of title 23, United States Code, shall be—

(A) made available to the State for programs apportioned under sections 104(b) and 144 of title 23, United States Code, and in the same proportion for each such program that—

- (i) the amount apportioned to the State for that program for fiscal year 2011; bears to
- (ii) the amount apportioned to the State for fiscal year 2011 for all programs apportioned under such sections of such Code; and

(B) administered in the same manner and with the same period of availability as such funding is administered under programs identified in subparagraph (A), except that no funds may be used to carry out the project de-

scribed in section 1307(d)(1) of SAFETEA-LU (119 Stat. 1217; 122 Stat. 1577).

(2) TERRITORIES AND PUERTO RICO.—

(A) FISCAL YEAR 2012.—Notwithstanding any other provision of law, for fiscal year 2012 the portion of the share of funds of a territory or Puerto Rico under subsection (b) determined by the amount that the territory or Puerto Rico received or was authorized to receive for fiscal year 2011 to carry out section 1934 of SAFETEA-LU (119 Stat. 1485), shall be—

(i) for a territory, made available and administered in the same manner as funding is made available and administered under section 215 of title 23, United States Code; and

(ii) for Puerto Rico, made available and administered in the same manner as funding is made available and administered under section 165 of title 23, United States Code.

(B) TERRITORY DEFINED.—In this paragraph, the term “territory” means any of the following territories of the United States: American Samoa, the Commonwealth of the Northern Mariana Islands, Guam, or the United States Virgin Islands.

(3) ADDITIONAL FUNDS.—

(A) IN GENERAL.—No additional funds shall be provided for any project or activity under subsection (c), or paragraph (1) of this subsection, that the Secretary of Transportation determines was sufficiently funded before or during fiscal year 2011 to achieve the authorized purpose of the project or activity.

(B) RESERVATION AND REDISTRIBUTION OF FUNDS.—Funds made available in accordance with paragraph (1) of subsection (c) or paragraph (1) of this subsection for a project or activity described in subparagraph (A) shall be—

(i) reserved by the Secretary of Transportation; and

(ii) distributed to each State in accordance with paragraph (1) of subsection (c), or paragraph (1) of this subsection, as appropriate, for use in carrying out other highway projects and activities extended by subsection (c) or this subsection, in the proportion that—

(I) the total amount of funds made available for fiscal year 2011 for projects and activities described in subparagraph (A) in the State; bears to

(II) the total amount of funds made available for fiscal year 2011 for those projects and activities in all States.

(e) EXTENSION OF AUTHORIZATIONS UNDER TITLE V OF SAFETEA-LU.—

(1) IN GENERAL.—The programs authorized under paragraphs (1) through (5) of section 5101(a) of SAFETEA-LU (119 Stat. 1779) shall be continued for fiscal year 2012 at the funding levels authorized for those programs for fiscal year 2011.

(2) DISTRIBUTION OF FUNDS.—Funds for programs continued under paragraph (1) shall be distributed to major program areas under those programs in the same proportions as funds were allocated for those program areas for fiscal year 2011, except that designations for specific activities shall not be required to be continued for fiscal year 2012.

(3) ADDITIONAL FUNDS.—

(A) IN GENERAL.—No additional funds shall be provided for any project or activity under this subsection that the Secretary of Transportation determines was sufficiently funded before or during fiscal year 2011 to achieve the authorized purpose of the project or activity.

(B) DISTRIBUTION.—Funds that would have been made available under paragraph (1) for a project or activity but for the prohibition under subparagraph (A) shall be distributed in accordance with paragraph (2).

#### **SEC. 112. ADMINISTRATIVE EXPENSES.**

(a) AUTHORIZATION OF CONTRACT AUTHORITY.—Notwithstanding any other provision of this title or any other law, there is authorized to be appropriated from the Highway Trust Fund (other than the Mass Transit Account), from amounts provided under section 111, for administrative expenses of the Federal-aid highway program \$392,855,250 for fiscal year 2012.

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

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

(2) subject to a limitation on obligations for Federal-aid highways and highway safety construction programs, except that such funds shall remain available until expended.

## **Subtitle B—Extension of Highway Safety Programs**

#### **SEC. 121. EXTENSION OF NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION HIGHWAY SAFETY PROGRAMS.**

(a) CHAPTER 4 HIGHWAY SAFETY PROGRAMS.—Section 2001(a)(1) of SAFETEA-LU (119 Stat. 1519) is amended by striking “and \$235,000,000 for fiscal year 2011.” and inserting “\$235,000,000 for fiscal year 2011, and \$117,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(b) HIGHWAY SAFETY RESEARCH AND DEVELOPMENT.—Section 2001(a)(2) of SAFETEA-LU (119 Stat. 1519) is amended by striking “and \$108,244,000 for fiscal year 2011.” and inserting “\$108,244,000 for fiscal year 2011, and \$54,122,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(c) OCCUPANT PROTECTION INCENTIVE GRANTS.—

(1) EXTENSION OF PROGRAM.—Section 405(a) of title 23, United States Code, is amended—

(A) in paragraph (3) by striking “8” and inserting “9”;  
and

(B) in paragraph (4)(C) by striking “fifth through eighth” and inserting “fifth through ninth”.

(2) AUTHORIZATION OF APPROPRIATIONS.—Section 2001(a)(3) of SAFETEA-LU (119 Stat. 1519) is amended by striking “and \$25,000,000 for fiscal year 2011.” and inserting “\$25,000,000 for fiscal year 2011, and \$12,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(d) SAFETY BELT PERFORMANCE GRANTS.—Section 2001(a)(4) of SAFETEA-LU (119 Stat. 1519) is amended by striking “and \$124,500,000 for fiscal year 2011.” and inserting “\$124,500,000 for fiscal year 2011, and \$24,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(e) STATE TRAFFIC SAFETY INFORMATION SYSTEM IMPROVEMENTS.—Section 2001(a)(5) of SAFETEA-LU (119 Stat. 1519) is amended by striking “and \$34,500,000 for fiscal year 2011.” and inserting “\$34,500,000 for fiscal year 2011, and \$17,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(f) ALCOHOL-IMPAIRED DRIVING COUNTERMEASURES INCENTIVE GRANT PROGRAM.—

(1) EXTENSION OF PROGRAM.—Section 410 of title 23, United States Code, is amended—

(A) in subsection (a)(3)(C) by striking “in each of” and all that follows through “fiscal years” and inserting “in each of the fifth through eleventh fiscal years”; and

(B) in subsection (b)(2)(C) by striking “fiscal years 2008, 2009, 2010, and 2011” and inserting “each of fiscal years 2008 through 2012”.

(2) AUTHORIZATION OF APPROPRIATIONS.—Section 2001(a)(6) of SAFETEA-LU (119 Stat. 1519) is amended by striking “and \$139,000,000 for fiscal year 2011.” and inserting “\$139,000,000 for fiscal year 2011, and \$69,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(g) NATIONAL DRIVER REGISTER.—Section 2001(a)(7) of SAFETEA-LU (119 Stat. 1520) is amended by striking “and \$4,116,000 for fiscal year 2011.” and inserting “\$4,116,000 for fiscal year 2011, and \$2,058,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(h) HIGH VISIBILITY ENFORCEMENT PROGRAM.—

(1) EXTENSION OF PROGRAM.—Section 2009(a) of SAFETEA-LU (23 U.S.C. 402 note) is amended by striking “2011” and inserting “2012”.

(2) AUTHORIZATION OF APPROPRIATIONS.—Section 2001(a)(8) of SAFETEA-LU (119 Stat. 1520) is amended by striking “and \$29,000,000 for fiscal year 2011.” and inserting “\$29,000,000 for fiscal year 2011, and \$14,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(i) MOTORCYCLIST SAFETY.—

(1) EXTENSION OF PROGRAM.—Section 2010(d)(1)(B) of SAFETEA-LU (23 U.S.C. 402 note) is amended by striking

“fourth, fifth, and sixth” and inserting “fourth, fifth, sixth, and seventh”.

(2) AUTHORIZATION OF APPROPRIATIONS.—Section 2001(a)(9) of SAFETEA-LU (119 Stat. 1520) is amended by striking “and \$7,000,000 for fiscal year 2011.” and inserting “\$7,000,000 for fiscal year 2011, and \$3,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(j) CHILD SAFETY AND CHILD BOOSTER SEAT SAFETY INCENTIVE GRANTS.—

(1) EXTENSION OF PROGRAM.—Section 2011(c)(2) of SAFETEA-LU (23 U.S.C. 405 note) is amended by striking “fourth, fifth, and sixth fiscal years” and inserting “fourth, fifth, sixth, and seventh fiscal years”.

(2) AUTHORIZATION OF APPROPRIATIONS.—Section 2001(a)(10) of SAFETEA-LU (119 Stat. 1520) is amended by striking “and \$7,000,000 for fiscal year 2011.” and inserting “\$7,000,000 for fiscal year 2011, and \$3,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(k) ADMINISTRATIVE EXPENSES.—Section 2001(a)(11) of SAFETEA-LU (119 Stat. 1520) is amended by striking “and \$25,328,000 for fiscal year 2011.” and inserting “\$25,328,000 for fiscal year 2011, and \$12,664,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(l) APPLICABILITY OF TITLE 23.—Section 2001(c) of SAFETEA-LU (119 Stat. 1520) is amended by striking “2011” and inserting “2012”.

(m) DRUG-IMPAIRED DRIVING ENFORCEMENT.—Section 2013(f) of SAFETEA-LU (23 U.S.C. 403 note) is amended by striking “2011” and inserting “2012”.

(n) OLDER DRIVER SAFETY; LAW ENFORCEMENT TRAINING.—Section 2017 of SAFETEA-LU is amended—

(1) in subsection (a)(1) (119 Stat. 1541), by striking “2011” and inserting “2012”; and

(2) in subsection (b)(2) (23 U.S.C. 402 note), by striking “2011” and inserting “2012”.

#### **SEC. 122. EXTENSION OF FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION PROGRAMS.**

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

(1) by striking “and” at the end of paragraphs (5) and (6);

(2) by striking the period at the end of paragraph (7) and inserting “; and”; and

(3) by adding at the end the following:

“(8) \$106,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

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

(1) by striking “and” at the end of subparagraphs (E) and (F);

(2) by striking the period at the end of subparagraph (G) and inserting “; and”; and

(3) by adding at the end the following:

“(H) \$122,072,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(c) GRANT PROGRAMS.—Section 4101(c) of SAFETEA-LU (119 Stat. 1715) is amended—

(1) in paragraph (1) by inserting “and \$15,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012” before the period at the end;

(2) in paragraph (2) by inserting “and \$16,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012” before the period at the end;

(3) in paragraph (3) by inserting “and \$2,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012” before the period at the end;

(4) in paragraph (4) by inserting “and \$12,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012” before the period at the end; and

(5) in paragraph (5) by inserting “and \$1,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012” before the period at the end.

(d) HIGH-PRIORITY ACTIVITIES.—Section 31104(k)(2) of title 49, United States Code, is amended by striking “2011” and inserting “2011 and \$7,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,”.

(e) NEW ENTRANT AUDITS.—Section 31144(g)(5)(B) of title 49, United States Code, is amended by striking “fiscal year” inserting “fiscal year and up to \$14,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,”.

(f) [49 U.S.C. 31100 note] OUTREACH AND EDUCATION.—Section 4127(e) of SAFETEA-LU (119 Stat. 1741) is amended by striking “2011” and inserting “2011 (and \$500,000 to the Federal Motor Carrier Safety Administration, and \$1,500,000 to the National Highway Traffic Safety Administration, for the period beginning on October 1, 2011, and ending on March 31, 2012)”.

(g) [49 U.S.C. 31301 note] GRANT PROGRAM FOR COMMERCIAL MOTOR VEHICLE OPERATORS.—Section 4134(c) of SAFETEA-LU (119 Stat. 1744) is amended by striking “2011” and inserting “2011 and \$500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,”.

(h) [49 U.S.C. 31100 note] MOTOR CARRIER SAFETY ADVISORY COMMITTEE.—Section 4144(d) of SAFETEA-LU (119 Stat. 1748) is amended by striking “September 30, 2011” and inserting “March 31, 2012”.

(i) WORKING GROUP FOR DEVELOPMENT OF PRACTICES AND PROCEDURES TO ENHANCE FEDERAL-STATE RELATIONS.—Section 4213(d) of SAFETEA-LU (49 U.S.C. 14710 note; 119 Stat. 1759) is amended by striking “September 30, 2011” and inserting “March 31, 2012”.

#### SEC. 123. ADDITIONAL PROGRAMS.

(a) HAZARDOUS MATERIALS RESEARCH PROJECTS.—Section 7131(c) of SAFETEA-LU (119 Stat. 1910) is amended by striking “2011” and inserting “2011 and \$580,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,”.

(b) DINGELL-JOHNSON SPORT FISH RESTORATION ACT.—Section 4 of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777c) is amended—



(1) in subsection (a) by striking “2011,” and inserting “2011 and for the period beginning on October 1, 2011, and ending on March 31, 2012,”; and

(2) in the first sentence of subsection (b)(1)(A) by striking “2011,” inserting “2011 and for the period beginning on October 1, 2011, and ending on March 31, 2012,”.

## Subtitle C—Public Transportation Programs

### SEC. 131. ALLOCATION OF FUNDS FOR PLANNING PROGRAMS.

Section 5305(g) of title 49, United States Code, is amended by striking “2011” and inserting “2011 and for the period beginning on October 1, 2011, and ending on March 31, 2012”.

### SEC. 132. SPECIAL RULE FOR URBANIZED AREA FORMULA GRANTS.

Section 5307(b)(2) of title 49, United States Code, is amended—

(1) by striking the paragraph heading and inserting “Special rule for fiscal years 2005 through 2011 and the period beginning on October 1, 2011, and ending on March 31, 2012.—”;

(2) in subparagraph (A) by striking “2011,” and inserting “2011 and the period beginning on October 1, 2011, and ending on March 31, 2012,”; and

(3) in subparagraph (E)—

(A) by striking the subparagraph heading and inserting “Maximum amounts in fiscal years 2008 through 2011 and the period beginning on October 1, 2011, and ending on March 31, 2012.—”; and

(B) in the matter preceding clause (i) by striking “2011” and inserting “2011 and during the period beginning on October 1, 2011, and ending on March 31, 2012”.

### SEC. 133. ALLOCATING AMOUNTS FOR CAPITAL INVESTMENT GRANTS.

Section 5309(m) of title 49, United States Code, is amended—

(1) in paragraph (2)—

(A) by striking the paragraph heading and inserting “Fiscal years 2006 through 2011 and the period beginning on October 1, 2011, and ending on March 31, 2012.—”; and

(B) in the matter preceding subparagraph (A) by striking “2011” and inserting “2011 and the period beginning on October 1, 2011, and ending on March 31, 2012,”; and

(C) in subparagraph (A)(i) by striking “2011” and inserting “2011 and \$100,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,”;

(2) in paragraph (6)—

(A) in subparagraph (B) by striking “2011” and inserting “2011 and \$7,500,000 shall be available for the period beginning on October 1, 2011, and ending on March 31, 2012,”; and

(B) in subparagraph (C) by striking “2011” and inserting “2011 and \$2,500,000 shall be available for the period

beginning on October 1, 2011, and ending on March 31, 2012.”; and

(3) in paragraph (7)—

(A) in subparagraph (A)—

(i) in the matter preceding clause (i)—

(I) in the first sentence by striking “2011” and inserting “2011 and \$5,000,000 shall be available for the period beginning on October 1, 2011, and ending on March 31, 2012.”; and

(II) in the second sentence by striking “each fiscal year”;

(ii) in clause (i) by striking “\$2,500,000” and inserting “\$2,500,000 for each fiscal year and \$1,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(iii) in clause (ii) by striking “\$2,500,000” and inserting “\$2,500,000 for each fiscal year and \$1,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(iv) in clause (iii) by striking “\$1,000,000” and inserting “\$1,000,000 for each fiscal year and \$500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(v) in clause (iv) by striking “\$1,000,000” and inserting “\$1,000,000 for each fiscal year and \$500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(vi) in clause (v) by striking “\$1,000,000” and inserting “\$1,000,000 for each fiscal year and \$500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(vii) in clause (vi) by striking “\$1,000,000” and inserting “\$1,000,000 for each fiscal year and \$500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(viii) in clause (vii) by striking “\$650,000” and inserting “\$650,000 for each fiscal year and \$325,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”; and

(ix) in clause (viii) by striking “\$350,000” and inserting “\$350,000 for each fiscal year and \$175,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(B) in subparagraph (B) by adding at the end the following:

“(vii) \$6,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(C) in subparagraph (C) by striking “fiscal year” and inserting “fiscal year and during the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(D) in subparagraph (D) by striking “fiscal year” and inserting “fiscal year and not less than \$17,500,000 shall be available for the period beginning on October 1, 2011, and ending on March 31, 2012.”; and

(E) in subparagraph (E) by striking “fiscal year” and inserting “fiscal year and \$1,500,000 shall be available for the period beginning on October 1, 2011, and ending on March 31, 2012,”.

**SEC. 134. APPORTIONMENT OF FORMULA GRANTS FOR OTHER THAN URBANIZED AREAS.**

Section 5311(c)(1) of title 49, United States Code, is amended by adding at the end the following:

“(G) \$7,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

**SEC. 135. APPORTIONMENT BASED ON FIXED GUIDEWAY FACTORS.**

Section 5337 of title 49, United States Code, is amended—

(1) in subsection (a), in the matter preceding paragraph (1), by striking “2011” and inserting “2012”; and

(2) by adding at the end the following:

“(g) SPECIAL RULE FOR OCTOBER 1, 2011, THROUGH MARCH 31, 2012. The Secretary shall apportion amounts made available for fixed guideway modernization under section 5309 for the period beginning on October 1, 2011, and ending on March 31, 2012, in accordance with subsection (a), except that the Secretary shall apportion 50 percent of each dollar amount specified in subsection (a).”.

**SEC. 136. AUTHORIZATIONS FOR PUBLIC TRANSPORTATION.**

(a) FORMULA AND BUS GRANTS.—Section 5338(b) of title 49, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking “and” at the end of subparagraph (E);

(B) by striking the period at the end of subparagraph (F) and inserting “; and”; and

(C) by adding at the end the following:

“(G) \$4,180,282,500 for the period beginning on October 1, 2011, and ending on March 31, 2012.”; and

(2) in paragraph (2)—

(A) in subparagraph (A) by striking “and \$113,500,000 for fiscal year 2011” and inserting “\$113,500,000 for fiscal year 2011, and \$56,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,”;

(B) in subparagraph (B) by striking “and \$4,160,365,000 for fiscal year 2011” and inserting “\$4,160,365,000 for fiscal year 2011, and \$2,080,182,500 for the period beginning on October 1, 2011, and ending on March 31, 2012,”;

(C) in subparagraph (C) by striking “and \$51,500,000 for fiscal year 2011” and inserting “\$51,500,000 for fiscal year 2011, and \$25,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,”;

(D) in subparagraph (D) by striking “and \$1,666,500,000 for fiscal year 2011” and inserting “\$1,666,500,000 for fiscal year 2011, and \$833,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,”;

(E) in subparagraph (E) by striking “and \$984,000,000 for fiscal year 2011” and inserting “\$984,000,000 for fiscal

year 2011, and \$492,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(F) in subparagraph (F) by striking “and \$133,500,000 for fiscal year 2011” and inserting “\$133,500,000 for fiscal year 2011, and \$66,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(G) in subparagraph (G) by striking “and \$465,000,000 for fiscal year 2011” and inserting “\$465,000,000 for fiscal year 2011, and \$232,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(H) in subparagraph (H) by striking “and \$164,500,000 for fiscal year 2011” and inserting “\$164,500,000 for fiscal year 2011, and \$82,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(I) in subparagraph (I) by striking “and \$92,500,000 for fiscal year 2011” and inserting “\$92,500,000 for fiscal year 2011, and \$46,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(J) in subparagraph (J) by striking “and \$26,900,000 for fiscal year 2011” and inserting “\$26,900,000 for fiscal year 2011, and \$13,450,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(K) in subparagraph (K) by striking “and \$3,500,000 for fiscal year 2011” and inserting “\$3,500,000 for fiscal year 2011, and \$1,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(L) in subparagraph (L) by striking “and \$25,000,000 for fiscal year 2011” and inserting “\$25,000,000 for fiscal year 2011, and \$12,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(M) in subparagraph (M) by striking “and \$465,000,000 for fiscal year 2011” and inserting “\$465,000,000 for fiscal year 2011, and \$232,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”; and

(N) in subparagraph (N) by striking “and \$8,800,000 for fiscal year 2011” and inserting “\$8,800,000 for fiscal year 2011, and \$4,400,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(b) CAPITAL INVESTMENT GRANTS.—Section 5338(c) of title 49, United States Code, is amended—

(1) by striking “and” at the end of paragraph (5);

(2) by striking the period at the end of paragraph (6) and inserting “; and”; and

(3) by adding at the end the following:

“(7) \$800,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

(c) RESEARCH AND UNIVERSITY RESEARCH CENTERS.—Section 5338(d) of title 49, United States Code, is amended—

(1) in paragraph (1), in the matter preceding subparagraph (A), by striking “and \$69,750,000 for fiscal year 2011” and inserting “\$69,750,000 for fiscal year 2011, and \$29,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.”;

(2) in paragraph (2)(A) by striking “2011” each place it appears and inserting “2012”; and

(3) by striking paragraph (3) and inserting the following:

“(3) ADDITIONAL AUTHORIZATIONS.

“(A) OCTOBER 1, 2011, THROUGH MARCH 31, 2012. Of amounts authorized to be appropriated for the period beginning on October 1, 2011, and ending on March 31, 2012, under paragraph (1), the Secretary shall allocate for each of the activities and projects described in subparagraphs (A) through (F) of paragraph (1) an amount equal to 50 percent of 85 percent of the amount allocated for fiscal year 2009 under each such subparagraph.

“(B) UNIVERSITY CENTERS PROGRAM.

“(i) OCTOBER 1, 2011, THROUGH MARCH 31, 2012. Of the amounts allocated under subparagraph (A)(i) for the university centers program under section 5506 for the period beginning on October 1, 2011, and ending on March 31, 2012, the Secretary shall allocate for each program described in clauses (i) through (iii) and (v) through (viii) of paragraph (2)(A) an amount equal to 50 percent of 85 percent of the amount allocated for fiscal year 2009 under each such clause.

“(ii) FUNDING. If the Secretary determines that a project or activity described in paragraph (2) received sufficient funds in fiscal year 2011, or a previous fiscal year, to carry out the purpose for which the project or activity was authorized, the Secretary may not allocate any amounts under clause (i) for the project or activity for fiscal year 2012, or any subsequent fiscal year.”.

(d) ADMINISTRATION.—Section 5338(e) of title 49, United States Code, is amended—

(1) by striking “and” at the end of paragraph (5);

(2) by striking the period at the end of paragraph (6) and inserting “; and”; and

(3) by adding at the end the following:

“(7) \$49,455,500 for the period beginning on October 1, 2011, and ending on March 31, 2012.”.

#### SEC. 137. AMENDMENTS TO SAFETEA-LU.

(a) CONTRACTED PARATRANSIT PILOT.—Section 3009(i)(1) of SAFETEA-LU (119 Stat. 1572) is amended by striking “2011,” and inserting “2011 and the period beginning on October 1, 2011, and ending on March 31, 2012,”.

(b) PUBLIC-PRIVATE PARTNERSHIP PILOT PROGRAM.—Section 3011 of SAFETEA-LU (49 U.S.C. 5309 note; 119 Stat. 1588) is amended—

(1) in subsection (c)(5) by striking “2011” and inserting “2011 and the period beginning on October 1, 2011, and ending on March 31, 2012”; and

(2) in the second sentence of subsection (d) by striking “2011” and inserting “2011 and the period beginning on October 1, 2011, and ending on March 31, 2012,”.

(c) ELDERLY INDIVIDUALS AND INDIVIDUALS WITH DISABILITIES PILOT PROGRAM.—Section 3012(b)(8) of SAFETEA-LU (49 U.S.C. 5310 note; 119 Stat. 1593) is amended by striking “September 30, 2011” and inserting “March 31, 2012”.

(d) OBLIGATION CEILING.—Section 3040 of SAFETEA-LU (119 Stat. 1639) is amended—

- (1) by striking “and” at the end of paragraph (6);
- (2) by striking the period at the end of paragraph (7) and inserting “; and”; and
- (3) by adding at the end the following:

“(8) \$5,059,238,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, of which not more than \$4,180,282,500 shall be from the Mass Transit Account.”.

(e) PROJECT AUTHORIZATIONS FOR NEW FIXED GUIDEWAY CAPITAL PROJECTS.—Section 3043 of SAFETEA-LU (119 Stat. 1640) is amended—

- (1) in subsection (b), in the matter preceding paragraph (1), by striking “2011” and inserting “2011 and the period beginning on October 1, 2011, and ending on March 31, 2012,”; and

- (2) in subsection (c), in the matter preceding paragraph (1), by striking “2011” and inserting “2011 and the period beginning on October 1, 2011, and ending on March 31, 2012,”.

(f) ALLOCATIONS FOR NATIONAL RESEARCH AND TECHNOLOGY PROGRAMS.—Section 3046 of SAFETEA-LU (49 U.S.C. 5338 note; 119 Stat. 1706) is amended—

- (1) in subsection (b) by striking “fiscal year” and inserting “fiscal year or period”; and

- (2) by striking subsection (c) and inserting the following:

“(c) ADDITIONAL APPROPRIATIONS. The Secretary shall allocate amounts appropriated pursuant to section 5338(d) of title 49, United States Code, for national research and technology programs under sections 5312, 5314, and 5322 of such title—

- “(1) for each of fiscal years 2010 and 2011, in amounts equal to the amounts allocated for fiscal year 2009 under each of paragraphs (2), (3), (5), (6), and (8) through (25) of subsection (a); and

- “(2) for the period beginning on October 1, 2011, and ending on March 31, 2012, in amounts equal to 50 percent of 85 percent of the amounts allocated for fiscal year 2009 under each of paragraphs (2), (3), (5), (6), and (8) through (25) of subsection (a).”; and

- (3) in subsection (d)—

- (A) by striking “fiscal year 2010, or a previous fiscal year” and inserting “fiscal year 2011, or a previous fiscal year”; and

- (B) by striking “fiscal year 2011, or any subsequent fiscal year” and inserting “fiscal year 2012, or any subsequent fiscal year”.

## Subtitle D—Highway Trust Fund Extension

### SEC. 141. EXTENSION OF TRUST FUND EXPENDITURE AUTHORITY.

(a) **[26 U.S.C. 9503] HIGHWAY TRUST FUND.**—Section 9503 of the Internal Revenue Code of 1986 is amended—

(1) by striking “October 1, 2011” in subsections (b)(6)(B), (c)(1), and (e)(3) and inserting “April 1, 2012”; and

(2) by striking “Surface Transportation Extension Act of 2011” in subsections (c)(1) and (e)(3) and inserting “Surface Transportation Extension Act of 2011, Part II”.

(b) **SPORT FISH RESTORATION AND BOATING TRUST FUND.**—Section 9504 of such Code is amended—

(1) by striking “Surface Transportation Extension Act of 2011” each place it appears in subsection (b)(2) and inserting “Surface Transportation Extension Act of 2011, Part II”; and

(2) by striking “October 1, 2011” in subsection (d)(2) and inserting “April 1, 2012”.

(c) **LEAKING UNDERGROUND STORAGE TANK TRUST FUND.**—Paragraph (2) of section 9508(e) of such Code is amended by striking “October 1, 2011” and inserting “April 1, 2012”.

(d) **[26 U.S.C. 9503 note] EFFECTIVE DATE.**—The amendments made by this section shall take effect on October 1, 2011.

### SEC. 142. EXTENSION OF HIGHWAY-RELATED TAXES.

(a) **IN GENERAL.**—

(1) Each of the following provisions of the Internal Revenue Code of 1986 is amended by striking “September 30, 2011” and inserting “March 31, 2012”:

(A) **[26 U.S.C. 4041] Section 4041(a)(1)(C)(iii)(I).**

(B) Section 4041(m)(1)(B).

(C) Section 4081(d)(1).

(2) Each of the following provisions of such Code is amended by striking “October 1, 2011” and inserting “April 1, 2012”:

(A) Section 4041(m)(1)(A).

(B) Section 4051(c).

(C) Section 4071(d).

(D) Section 4081(d)(3).

(b) **EXTENSION OF TAX, ETC., ON USE OF CERTAIN HEAVY VEHICLES.**—Each of the following provisions of such Code is amended by striking “2011” and inserting “2012”:

(1) Section 4481(f).

(2) Subsections (c)(4) and (d) of section 4482.

(c) **FLOOR STOCKS REFUNDS.**—Section 6412(a)(1) of such Code is amended—

(1) by striking “October 1, 2011” each place it appears and inserting “April 1, 2012”;

(2) by striking “March 31, 2012” each place it appears and inserting “September 30, 2012”; and

(3) by striking “January 1, 2012” and inserting “July 1, 2012”.

(d) EXTENSION OF CERTAIN EXEMPTIONS.—Sections 4221(a) and 4483(i) of such Code are each amended by striking “October 1, 2011” and inserting “April 1, 2012”.

(e) EXTENSION OF TRANSFERS OF CERTAIN TAXES.—

(1) IN GENERAL.—Section 9503 of such Code is amended—

(A) in subsection (b)—

(i) by striking “October 1, 2011” each place it appears in paragraphs (1) and (2) and inserting “April 1, 2012”;

(ii) by striking “October 1, 2011” in the heading of paragraph (2) and inserting “April 1, 2012”;

(iii) by striking “September 30, 2011” in paragraph (2) and inserting “March 31, 2012”; and

(iv) by striking “July 1, 2012” in paragraph (2) and inserting “January 1, 2013”; and

(B) in subsection (c)(2), by striking “July 1, 2012” and inserting “January 1, 2013”.

(2) MOTORBOAT AND SMALL-ENGINE FUEL TAX TRANSFERS.—

(A) IN GENERAL.—Paragraphs (3)(A)(i) and (4)(A) of section 9503(c) of such Code are each amended by striking “October 1, 2011” and inserting “April 1, 2012”.

(B) CONFORMING AMENDMENTS TO LAND AND WATER CONSERVATION FUND.—

(i) IN GENERAL.—Section 201(b) of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601-11(b)) is amended—

(I) by striking “October 1, 2012” each place it appears and inserting “April 1, 2013”; and

(II) by striking “October 1, 2011” and inserting “April 1, 2012”.

(ii) CORRECTION OF CROSS REFERENCES.—Section 201 of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601-11) is amended—

(I) by striking “section 9503(c)(4)(B) of the Internal Revenue Code of 1954 (relating to special motor fuels and gasoline used in motorboats)” in subsection (a) and inserting “section 9503(c)(3)(A) of the Internal Revenue Code of 1986 (relating to transfer to Land and Water Conservation Fund); and

(II) by striking “section 6412(a)(2)” in subsection (b)(2) and inserting “section 6412”.

(f) **[16 U.S.C. 4601-11 note]** EFFECTIVE DATE.—The amendments made by this section shall take effect on October 1, 2011.

## **TITLE II—EXTENSION OF AIR TRANSPORTATION PROGRAMS**

**SEC. 201. [26 U.S.C. 1 note] SHORT TITLE.**

This title may be cited as the “Airport and Airway Extension Act of 2011, Part V”.



**SEC. 202. EXTENSION OF TAXES FUNDING AIRPORT AND AIRWAY TRUST FUND.**

(a) **[26 U.S.C. 4081] FUEL TAXES.**—Subparagraph (B) of section 4081(d)(2) of the Internal Revenue Code of 1986 is amended by striking “September 16, 2011” and inserting “January 31, 2012”.

(b) **TICKET TAXES.**—

(1) **PERSONS.**—Clause (ii) of section 4261(j)(1)(A) of such Code is amended by striking “September 16, 2011” and inserting “January 31, 2012”.

(2) **PROPERTY.**—Clause (ii) of section 4271(d)(1)(A) of such Code is amended by striking “September 16, 2011” and inserting “January 31, 2012”.

(c) **[26 U.S.C. 4081 note] EFFECTIVE DATE.**—The amendments made by this section shall take effect on September 17, 2011.

**SEC. 203. EXTENSION OF AIRPORT AND AIRWAY TRUST FUND EXPENDITURE AUTHORITY.**

(a) **IN GENERAL.**—Paragraph (1) of section 9502(d) of the Internal Revenue Code of 1986 is amended—

(1) by striking “September 17, 2011” and inserting “February 1, 2012”; and

(2) by inserting “or the Airport and Airway Extension Act of 2011, Part V” before the semicolon at the end of subparagraph (A).

(b) **CONFORMING AMENDMENT.**—Paragraph (2) of section 9502(e) of such Code is amended by striking “September 17, 2011” and inserting “February 1, 2012”.

(c) **[26 U.S.C. 9502 note] EFFECTIVE DATE.**—The amendments made by this section shall take effect on September 17, 2011.

**SEC. 204. EXTENSION OF AIRPORT IMPROVEMENT PROGRAM.**

(a) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—Section 48103 of title 49, United States Code, is amended—

(A) in paragraph (7) by striking “and” at the end; and

(B) by striking paragraph (8) and inserting the following:

“(8) \$3,515,000,000 for fiscal year 2011; and

“(9) \$1,181,270,492 for the period beginning on October 1, 2011, and ending on January 31, 2012.”.

(2) **OBLIGATION OF AMOUNTS.**—Subject to limitations specified in advance in appropriation Acts, sums made available for a portion of fiscal year 2012 pursuant to the amendment made by paragraph (1) may be obligated at any time through September 30, 2012, and shall remain available until expended.

(b) **[49 U.S.C. 47104] PROJECT GRANT AUTHORITY.**—Section 47104(c) of such title is amended by striking “September 16, 2011,” and inserting “January 31, 2012,”.

**SEC. 205. EXTENSION OF EXPIRING AUTHORITIES.**

(a) Section 40117(l)(7) of title 49, United States Code, is amended by striking “September 17, 2011.” and inserting “February 1, 2012.”.

(b) Section 41743(e)(2) of such title is amended by striking “and \$35,000,000 for each of fiscal years 2004 through 2011” and inserting “\$35,000,000 for each of fiscal years 2004 through 2011,”

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and \$2,016,393 for the portion of fiscal year 2012 ending before February 1, 2012.”.

(c) Section 44302(f)(1) of such title is amended—

(1) by striking “September 16, 2011,” and inserting “January 31, 2012,”; and

(2) by striking “December 31, 2011,” and inserting “April 30, 2012,”.

(d) Section 44303(b) of such title is amended by striking “December 31, 2011,” and inserting “April 30, 2012,”.

(e) Section 47107(s)(3) of such title is amended by striking “September 17, 2011,” and inserting “February 1, 2012.”.

(f) Section 47115(j) of such title is amended by striking “fiscal years 2004 through 2010, and for the portion of fiscal year 2011 ending before September 17, 2011,” and inserting “fiscal years 2004 through 2011, and for the portion of fiscal year 2012 ending before February 1, 2012,”.

(g) Section 47141(f) of such title is amended by striking “September 16, 2011,” and inserting “January 31, 2012.”.

(h) Section 49108 of such title is amended by striking “September 16, 2011,” and inserting “January 31, 2012,”.

(i) Section 161 of the Vision 100—Century of Aviation Reauthorization Act (49 U.S.C. 47109 note) is amended by striking “fiscal year 2009 or 2010, or in the portion of fiscal year 2011 ending before September 17, 2011,” and inserting “any of fiscal years 2009 through 2011, or in the portion of fiscal year 2012 ending before February 1, 2012,”.

(j) Section 186(d) of such Act (117 Stat. 2518) is amended by striking “October 1, 2010, and for the portion of fiscal year 2011 ending before September 17, 2011,” and inserting “October 1, 2011, and for the portion of fiscal year 2012 ending before February 1, 2012,”.

(k) Section 409(d) of such Act (49 U.S.C. 41731 note) is amended by striking “September 30, 2011,” and inserting “January 31, 2012.”.

**SEC. 206. FEDERAL AVIATION ADMINISTRATION OPERATIONS.**

Section 106(k)(1) of title 49, United States Code, is amended—

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

(2) in subparagraph (F) by striking “2010.” and inserting “2010,”; and

(3) by inserting after subparagraph (F) the following:

“(G) \$9,514,000,000 for fiscal year 2011; and

“(H) \$3,197,315,080 for the period beginning on October 1, 2011, and ending on January 31, 2012.”.

**SEC. 207. AIR NAVIGATION FACILITIES AND EQUIPMENT.**

Section 48101(a) of title 49, United States Code, is amended—

(1) in paragraph (5) by striking “and” at the end;

(2) in paragraph (6) by striking “2010.” and inserting “2010,”; and

(3) by adding at the end the following:

“(7) \$2,731,000,000 for fiscal year 2011; and

“(8) \$917,704,544 for the period beginning on October 1, 2011, and ending on January 31, 2012.”.

**SEC. 208. RESEARCH, ENGINEERING, AND DEVELOPMENT.**

Section 48102(a) of title 49, United States Code, is amended—

(1) in paragraph (13) by striking “and” at the end;

(2) in paragraph (14) by striking “2010.” and inserting “2010,”; and

(3) by adding at the end the following:

“(15) \$170,000,000 for fiscal year 2011; and

“(16) \$57,016,885 for the period beginning on October 1, 2011, and ending on January 31, 2012.”.

**SEC. 209. ESSENTIAL AIR SERVICE.**

Section 41742(a)(2) of title 49, United States Code, is amended by striking “there is authorized to be appropriated \$77,000,000 for each fiscal year” and inserting “there is authorized to be appropriated out of the Airport and Airway Trust Fund (established under section 9502 of the Internal Revenue Code of 1986) \$150,000,000 for fiscal year 2011 and \$50,309,016 for the period beginning on October 1, 2011, and ending on January 31, 2012,”.