

Public Law 86-657

AN ACT

July 14, 1960
[H. R. 10495]

To authorize appropriations for the fiscal years 1962 and 1963 for the construction of certain highways in accordance with title 23 of the United States Code, and for other purposes.

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

SHORT TITLE

SECTION 1. This Act may be cited as the "Federal Highway Act of 1960".

AUTHORIZATIONS

SEC. 2. For the purpose of carrying out the provisions of title 23 of the United States Code the following sums are hereby authorized to be appropriated:

(1) For the Federal-aid primary system and the Federal-aid secondary system and for their extension within urban areas out of the Highway Trust Fund, \$925,000,000 for the fiscal year ending June 30, 1962, and \$925,000,000 for the fiscal year ending June 30, 1963. The sums authorized in this paragraph for each fiscal year shall be available for expenditure as follows:

(A) 45 per centum for projects under the Federal-aid primary system;

(B) 30 per centum for projects on the Federal-aid secondary system;

(C) 25 per centum for projects on extensions of Federal-aid primary and Federal-aid secondary systems within urban areas.

(2) For forest highways, \$33,000,000 for the fiscal year ending June 30, 1962, and \$33,000,000 for the fiscal year ending June 30, 1963.

(3) For forest development roads and trails, \$35,000,000 for the fiscal year ending June 30, 1962, and \$40,000,000 for the fiscal year ending June 30, 1963.

(4) For park roads and trails, \$18,000,000 for the fiscal year ending June 30, 1962, and \$18,000,000 for the fiscal year ending June 30, 1963.

(5) For parkways, \$16,000,000 for the fiscal year ending June 30, 1962, and \$16,000,000 for the fiscal year ending June 30, 1963.

(6) For Indian reservation roads and bridges, \$12,000,000 for the fiscal year ending June 30, 1962, and \$12,000,000 for the fiscal year ending June 30, 1963.

(7) For public lands highways, \$3,500,000 for the fiscal year ending June 30, 1962, and \$3,000,000 for the fiscal year ending June 30, 1963.

FEDERAL-AID PARTICIPATION IN PUBLIC LAND STATES

SEC. 3. That section 120(a) of title 23, United States Code, is hereby amended by striking out "unappropriated and unreserved public lands and nontaxable Indian lands, individual and tribal," and inserting in lieu thereof "nontaxable Indian lands, individual and tribal, and public domain lands (both reserved and unreserved) exclusive of national forests and national parks and monuments,".

PAYMENTS ON FEDERAL-AID PROJECTS UNDERTAKEN BY A FEDERAL AGENCY

SEC. 4. (a) That chapter 1 of title 23 of the United States Code is amended by inserting at the end thereof a new section as follows:

“§ 132. Payments on Federal-aid projects undertaken by a Federal agency

“Where a proposed Federal-aid project is to be undertaken by a Federal agency pursuant to an agreement between a State and such Federal agency and the State makes a deposit with or payment to such Federal agency as may be required in fulfillment of the State’s obligation under such agreement for the work undertaken or to be undertaken by such Federal agency, the Secretary, upon execution of a project agreement with such State for the proposed Federal-aid project, may reimburse the State out of the appropriate appropriations the estimated Federal share under the provisions of this title of the State’s obligation so deposited or paid by such State. Upon completion of such project and its acceptance by the Secretary, an adjustment shall be made in such Federal share payable on account of such project based on the final cost thereof. Any sums reimbursed to the State under this section which may be in excess of the Federal pro rata share under the provisions of this title of the State’s share of the cost as set forth in the approved final voucher submitted by the State shall be recovered and credited to the same class of funds from which the Federal payment under this section was made.”

(b) The analysis of chapter 1 of title 23 of the United States Code is amended by inserting at the end thereof the following:

“132. Payments on Federal-aid projects undertaken by a Federal agency.”

APPROACH ROADS TO FERRY FACILITIES

SEC. 5. (a) Section 129 of title 23, United States Code, is hereby amended by adding thereto the following new subsection:

“(e) Notwithstanding the provisions of section 301 of this title, the Secretary may permit Federal participation under this title in the construction of a project constituting an approach to a ferry, whether toll or free, the route of which has been approved under section 103 (b) or (c) of this title as a part of one of the Federal-aid systems and has not been designated as a route on the Interstate System. Such ferry may be either publicly or privately owned and operated, but the operating authority and the amount of fares charged for passage shall be under the control of a State agency or official, and all revenues derived from publicly owned or operated ferries shall be applied to payment of the cost of construction or acquisition thereof, including debt service, and to actual and necessary costs of operation, maintenance, repair, and replacement.”

(b) The caption of section 129 of title 23, United States Code, is amended to read as follows:

“Toll Roads, Bridges, Tunnels, and Ferries.”

REPAYMENT OF FEDERAL-AID FUNDS

SEC. 6. (a) The amount of all Federal-aid highway funds paid on account of those sections of Federal-aid Interstate Route 95 in the States of Delaware and Maryland from a point in the vicinity of Farnhurst, Delaware, to a point in the vicinity of the proposed White-marsh Interchange in Baltimore County, Maryland, proposed as the location for a toll express highway, shall, prior to the collection of tolls thereon, be repaid to the Treasurer of the United States and the amount so repaid shall be deposited to the credit of the appropriation for “Federal-Aid Highways (Trust Fund)”. At the time of such repayment, the Federal-aid projects with respect to which such funds have been repaid and any other Federal-aid project located on such sections of said Interstate Route and programed for Federal-aid participation shall be canceled and withdrawn from the Federal-aid

highway program. Any amount so repaid, together with the unpaid balance of any amount programed for expenditure on any such project, shall be credited to the unprogramed balance of Federal-aid highway funds of the same class last apportioned to the States, respectively. The amount so credited shall be available for expenditure in accordance with the provisions of title 23, United States Code, as amended or supplemented.

(b) Upon the repayment of Federal-aid highway funds and the cancellation and withdrawal from the Federal-aid highway program of all projects on said sections of Federal-aid Interstate Route 95, as provided in subsection (a) of this section, such sections of said route shall become and be free of any and all restrictions contained in title 23, United States Code, as amended or supplemented, or in any regulation thereunder, with respect to the imposition and collection of tolls or other charges thereon or for the use thereof.

DEFINITIONS

SEC. 7. For the purposes of section 2 of this Act each of the following terms shall have the same meaning as is given it in section 101 of title 23 of the United States Code:

- (1) Forest development roads and trails;
- (2) Forest highway;
- (3) Indian reservation roads and bridges;
- (4) Park roads and trails;
- (5) Parkway;
- (6) Public lands highways;
- (7) Federal-aid primary system;
- (8) Federal-aid secondary system;
- (9) Urban area.

AMENDMENTS TO TITLE 23

SEC. 8. (a) Subsection (c) of section 129 of title 23, United States Code, is amended by striking out "under prior Acts".

(b) The first sentence of section 203 of title 23, United States Code, is amended by striking out "Funds now authorized" and inserting in lieu thereof "Funds authorized".

(c) The second sentence of subsection (a) of section 205 of title 23, United States Code, is amended by striking out "construction".

(d) Section 210 of title 23, United States Code, is amended by adding at the end thereof the following new subsection:

Defense access
roads.

"(g) If the Secretary shall determine that it is necessary for the expeditious completion of any defense access road project he may advance to any State out of funds appropriated for defense access roads transferred and available to the Department of Commerce the Federal share of the cost of construction thereof to enable the State highway department to make prompt payments for acquisition of rights-of-way, and for the construction as it progresses. The sums so advanced shall be deposited in a special fund by the State official authorized by State law to receive such funds, to be disbursed solely upon vouchers approved by the State highway department for rights-of-way which have been or are being acquired and for construction which has been actually performed under this section. Upon determination by the Secretary that funds advanced to any State under the provisions of this subsection are no longer required, the amount of the advance which is determined to be in excess of requirements for the project shall be repaid upon his demand, and such repayments shall be returned to the credit of the appropriation from which the funds were advanced."

(e) Section 305 of title 23, United States Code, is amended by striking out "under the Federal-Aid Highway Act of 1956," and inserting in lieu thereof "to carry out this title".

(f) Subsection (a) of section 114 of title 23, United States Code, is amended by adding at the end thereof the following new sentence: "On any project where actual construction is in progress and visible to highway users, the State highway department shall erect such informational sign or signs as prescribed by the Secretary, identifying the project and the respective amounts contributed therefor by the State and Federal Governments."

(g) Paragraph (5) of subsection (b) of section 104 of title 23, United States Code, is amended by striking out the last sentence thereof.

Approved July 14, 1960.

Public Law 86-658

AN ACT

To amend section 22 (relating to the endowment and support of colleges of agriculture and the mechanic arts) of the Act of June 29, 1935, to increase the authorized appropriation for resident teaching grants to land-grant institutions.

July 14, 1960
[S. 3450]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 22 of the Act of June 29, 1935, as amended (7 U.S.C. 329), is amended to read as follows:

Agriculture and
mechanic arts
colleges.
49 Stat. 439.

"Sec. 22. In order to provide for the more complete endowment and support of the colleges in the several States and Puerto Rico entitled to the benefits of the Act entitled 'An Act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts,' approved July 2, 1862, as amended and supplemented (7 U.S.C. 301-328), there are hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, the following amounts:

12 Stat. 503.

"(a) For the first fiscal year beginning after the date of enactment of this Act, and for each fiscal year thereafter, \$7,650,000; and

"(b) For the first fiscal year beginning after the date of enactment of this Act, and for each fiscal year thereafter, \$4,300,000.

"The sums appropriated in pursuance of paragraph (a) shall be paid annually to the several States and Puerto Rico in equal shares. The sums appropriated in pursuance of paragraph (b) shall be in addition to sums appropriated in pursuance of paragraph (a) and shall be allotted and paid annually to each of the several States and Puerto Rico in the proportion to which the total population of each State and Puerto Rico bears to the total population of all the States and Puerto Rico as determined by the last preceding decennial census. Sums appropriated in pursuance of this section shall be in addition to sums appropriated or authorized under such Act of July 2, 1862, as amended and supplemented, and shall be applied only for the purposes of the colleges defined in such Act, as amended and supplemented. The provisions of law applicable to the use and payment of sums under the Act entitled 'An Act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts established under the provisions of an Act of Congress approved July 2, 1862,' approved August 30, 1890, as amended and supplemented, shall apply to the use and payment of sums appropriated in pursuance of this section."

26 Stat. 417.
7 USC 321-326,
328.

Approved July 14, 1960.