

Calendar No. 544

107TH CONGRESS
2D SESSION

S. 1739

[Report No. 107-235]

To authorize grants to improve security on over-the-road buses.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 28, 2001

Mr. CLELAND (for himself, Mr. WYDEN, and Mr. BREAUX) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

AUGUST 1, 2002

Reported by Mr. HOLLINGS, without amendment

A BILL

To authorize grants to improve security on over-the-road
buses.

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

1 **SECTION 1. EMERGENCY OVER-THE-ROAD BUS SECURITY**2 **ASSISTANCE.**

3 (a) IN GENERAL.—Subchapter I of chapter 311 of
4 title 49, United States Code, is amended by adding at the
5 end the following:

6 **“§ 31109. Over-the-road bus security grant program**

7 “(a) IN GENERAL.—

8 “(1) FUND ESTABLISHED.—The Secretary of
9 the Treasury shall establish an Over-the-road Bus
10 Security Fund account in the Treasury into which
11 the Secretary of the Transportation shall deposit
12 amounts appropriated under paragraph (2).

13 “(2) AUTHORIZATION OF APPROPRIATIONS.—
14 There are authorized to be appropriated to the Sec-
15 retary of Transportation \$200,000,000 for fiscal
16 year 2002, and \$200,000,000 for fiscal year 2003,
17 for deposit into the account established under para-
18 graph (1). Amounts deposited into the account shall
19 remain available until expended.

20 “(b) GRANT PROGRAM.—Without further appropria-
21 tion, amounts in the Over-the-road Bus Security Fund ac-
22 count are available to the Secretary of Transportation for
23 direct grants to persons engaged in the business of pro-
24 viding over-the-road bus transportation for system-wide
25 security upgrades, including the reimbursement of ex-
26 traordinary security-related costs determined by the Sec-

1 retary to have been incurred by such operators since Sep-
2 tember 11, 2001, including—

3 “(1) establishing an emergency communications
4 and notification system linked to law enforcement or
5 emergency response personnel;

6 “(2) protecting or isolating the driver;

7 “(3) implementing and operating passenger
8 screening programs at terminals and on over-the-
9 road buses (as defined in section 3038(a)(3) of the
10 Transportation Equity Act for the 21st Century (49
11 U.S.C. 5310 nt));

12 “(4) acquiring, upgrading, installing, or oper-
13 ating equipment, software, or accessorial services for
14 collection, storage, or exchange of passenger and
15 driver information through ticketing systems or oth-
16 erwise, and information links with government agen-
17 cies;

18 “(5) constructing or modifying terminals, ga-
19 rages, facilities, or over-the-road buses to assure
20 their security;

21 “(6) training employees in recognizing and re-
22 sponding to terrorist threats, evacuation procedures,
23 passenger screening procedures, and baggage inspec-
24 tion;

25 “(7) hiring and training security officers;

1 “(8) installing cameras and video surveillance
2 equipment on over-the-road buses and at terminals,
3 garages and over-the-road bus facilities; and

4 “(9) creating a program for employee identifica-
5 tion and background investigation.

6 “(c) APPLICATIONS.—To receive a grant under sub-
7 section (b), an applicant shall submit an application, at
8 such time, in such manner, in such form, and containing
9 such information, as the Secretary may require, and a
10 plan that meets the requirements of subsection (c) for the
11 project to be funded, in whole or in part, by the grant.

12 “(d) PLAN REQUIRED.—The Secretary may not
13 make a grant under subsection (b) for a system-wide secu-
14 rity upgrade project until the applicant has submitted to
15 the Secretary, and the Secretary has approved, a plan for
16 the project, and the applicant has submitted to the Sec-
17 retary such additional information as the Secretary may
18 require in order to ensure full accountability for the obli-
19 gation or expenditure of grant amounts.

20 “(e) FEDERAL STANDARDS.—Section 5333 of this
21 title applies to any work financed with a grant under this
22 section to the same extent as if it were financed with a
23 grant under chapter 53 of this title. The application of
24 that section does not affect or discharge any other respon-

1 sibility of the Secretary under this title with respect to
2 work financed by a grant under this section.”.

3 (b) CONFORMING AMENDMENTS.—

4 (1) The chapter analysis for chapter 311 of title
5 49, United States Code, is amended—

6 (A) by striking “STATE” in the heading for
7 subchapter I; and

8 (B) by inserting after the item relating to
9 section 31108 the following:

“31109. Over-the-road bus security grant program.”.

10 **SEC. 2. BUS SECURITY RECOMMENDATIONS.**

11 (a) IN GENERAL.—The Secretary of Transportation
12 may use not less than \$3,000,000 and not more than
13 \$5,000,000 of the amounts deposited in the Over-the-road
14 Bus Security Fund account established under section
15 31109 of title 49, United States Code, for research and
16 development of security recommendations for over-the-
17 road buses (as defined in section 3038(a)(3) of the Trans-
18 portation Equity Act for the 21st Century (49 U.S.C.
19 5310 nt)), including—

20 (1) a review of actions already taken to address
21 identified security issues by both public and private
22 entities;

23 (2) research on engine shut-off mechanisms,
24 chemical and biological weapon detection technology,

1 and the feasibility of compartmentalization of the
2 driver; and

3 (3) compilation, review, and dissemination of
4 industry best practices.

5 (b) CONSULTATION WITH INDUSTRY, LABOR, AND
6 OTHER GROUPS.—In carrying out this section, the Sec-
7 retary shall consult with over-the-road bus management
8 and labor representatives, public safety and law enforce-
9 ment officials, and the National Academy of Sciences.

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