

108TH CONGRESS
1ST SESSION

H. R. 1394

To amend title 49, United States Code, to authorize programs and activities to promote intermodal transportation of passengers, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 20, 2003

Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mrs. EMERSON, Mr. BURGESS, Mr. FROST, Mr. OWENS, Mr. CASE, Ms. JACKSON-LEE of Texas, Ms. NORTON, Mr. BAKER, Ms. MCCOLLUM, and Ms. MILLENDER-MCDONALD) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend title 49, United States Code, to authorize programs and activities to promote intermodal transportation of passengers, 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.**

4 This Act may be cited as the “Intermodal Transpor-
5 tation Act of 2003”.

1 **SEC. 2. INTERMODAL TRANSPORTATION FACILITIES PRO-**
2 **GRAM.**

3 (a) IN GENERAL.—Chapter 53 of title 49, United
4 States Code, is amended by inserting after section 5315
5 the following:

6 **“§ 5316. Intermodal transportation facilities program**

7 “(a) ESTABLISHMENT.—The Secretary shall estab-
8 lish and carry out an intermodal transportation facilities
9 program in accordance with this section.

10 “(b) GRANTS.—In carrying out the program, the Sec-
11 retary shall make grants on a competitive basis to public
12 or private entities to finance projects for the construction,
13 reconstruction, maintenance, repair, and renovation of fa-
14 cilities, whether publicly or privately owned, designed and
15 operated to promote the intermodal transportation of pas-
16 sengers.

17 “(c) ELIGIBLE GRANT RECIPIENTS.—The Secretary
18 shall make grants for a project under this section directly
19 to the public or private entity that will develop or operate
20 the facility receiving assistance under the project.

21 “(d) APPLICATIONS.—To be eligible to receive a
22 grant for a project under this section, an entity shall sub-
23 mit to the Secretary an application at such time, in such
24 form, and containing such information as the Secretary
25 may require. At a minimum, the application shall contain
26 a plan for the project and such additional information as

1 the Secretary may require to ensure full accountability for
2 the obligation and expenditure of amounts for the project.

3 “(e) ELIGIBLE PROJECTS.—Facilities for which as-
4 sistance may be provided under the program include the
5 following:

6 “(1) Facilities to connect urban or rural local
7 transit, van, and commuter services with intercity
8 bus and rail services.

9 “(2) Facilities to connect intercity bus, intercity
10 rail, local transit, van, and commuter services with
11 commercial air services.

12 “(3) Facilities to provide park and ride services
13 at suburban locations connecting with local mass
14 transportation, commuter services, and intercity bus
15 and rail facilities.

16 “(4) Such other intermodal facilities as the Sec-
17 retary determines appropriate.

18 “(f) PRIORITY.—In making grants under this section,
19 the Secretary shall give priority to projects that integrate
20 all available modes of intercity and local mass transpor-
21 tation in a community.

22 “(g) FEDERAL SHARE.—The Federal share of the
23 cost of a project financed using amounts from a grant
24 under this section shall not exceed 90 percent.

1 “(h) APPLICABILITY OF PLANNING AND OTHER RE-
 2 QUIREMENTS.—The Secretary may make a grant for a
 3 project under this section only after finding that the
 4 project is part of the approved program of projects re-
 5 quired under sections 5303 through 5306. Section
 6 5333(b) applies to a project receiving assistance under
 7 this section.

8 “(i) CONTRACT AUTHORITY.—A grant approved by
 9 the Secretary that is financed with amounts made avail-
 10 able to carry out this section is a contractual obligation
 11 of the United States Government to pay the Government’s
 12 share of the cost of the project.

13 “(j) AUTHORIZATION OF APPROPRIATIONS.—There
 14 shall be available from the Highway Trust Fund to carry
 15 out this section \$100,000,000 for each of fiscal years 2004
 16 through 2009. Such sums shall remain available until ex-
 17 pended.”.

18 (b) CONFORMING AMENDMENT.—The analysis for
 19 such chapter is amended by inserting after the item relat-
 20 ing to section 5315 the following:

“5316. Intermodal facilities program.”.

21 **SEC. 3. RURAL CONNECTIONS TO AIRPORTS.**

22 (a) IN GENERAL.—Chapter 53 of title 49, United
 23 States Code, is amended by inserting after section 5316,
 24 as inserted by section 2(a) of this Act, the following:

1 **“§ 5317. Rural connections to airports**

2 “(a) IN GENERAL.—The Secretary of Transportation
3 shall carry out a program to promote essential intercity
4 bus and commercial van service by private operators be-
5 tween non-urbanized and small urban areas and primary
6 airports, as defined in section 47102, including inter-
7 mediate points.

8 “(b) STATE PROGRAMS.—A State shall use amounts
9 apportioned under this section for eligible transportation
10 projects that are included in a State program of projects.
11 The program shall be submitted annually to the Secretary.
12 The Secretary may approve the program only if the Sec-
13 retary finds that the program is consistent with the pur-
14 poses of this section and provides a fair distribution of
15 amounts in the State.

16 “(c) APPORTIONMENT OF AMOUNTS.—The Secretary
17 shall apportion amounts made available to carry out this
18 section among the States in the same manner as amounts
19 are apportioned under section 5311(c).

20 “(d) ELIGIBLE PROJECTS.—Eligible projects under
21 this section include—

22 “(1) planning and marketing for eligible inter-
23 city bus and commercial van service;

24 “(2) capital grants for bus terminals, park and
25 ride facilities, and joint-use facilities, including inter-
26 modal terminals located at or near an airport or at

1 any other location, if there is a planned airport con-
2 nection from the facility;

3 “(3) operating grants through purchase-of-serv-
4 ice agreements, user-side subsidies, and demonstra-
5 tion projects;

6 “(4) developing and enhancing security proce-
7 dures for bus and commercial van passengers con-
8 necting to commercial air services; and

9 “(5) enhancing connections between intercity
10 bus or commercial van service and commercial air
11 services at the airport.

12 “(e) ELIGIBLE SERVICE PROVIDERS.—

13 “(1) IN GENERAL.—Subject to paragraph (2), a
14 State may contract with a duly licensed private oper-
15 ator of intercity bus or commercial van service to
16 provide essential intercity bus or commercial van
17 service under the program.

18 “(2) LIMITATION.—Funds made available to
19 carry out this section may not be used to provide
20 service that duplicates, in whole or in part, service
21 being provided by an existing private operator with-
22 out operating subsidy.

23 “(f) FEDERAL SHARE.—The Federal share of the
24 cost of a project financed using amounts made available
25 under this section shall not exceed 90 percent.

1 “(g) AVAILABILITY OF AMOUNTS.—Amounts appor-
 2 tioned to a State under this section shall remain available
 3 until expended.

4 “(h) RELATIONSHIP TO OTHER LAWS.—Section
 5 5311(j) applies to this section.

6 “(i) AUTHORIZATION OF APPROPRIATIONS.—There
 7 shall be available from the Highway Trust Fund to carry
 8 out this section—

9 “(1) \$30,000,000 for each of fiscal years 2004,
 10 2005, and 2006; and

11 “(2) \$35,000,000 for each of fiscal years 2007,
 12 2008, and 2009.

13 Such sums shall remain available until expended.”.

14 (b) CONFORMING AMENDMENT.—The analysis for
 15 such chapter is amended by inserting after the item relat-
 16 ing to section 5316, as inserted by section 2(b) of this
 17 Act, the following:

“5317. Rural connections to airports.”.

18 **SEC. 4. FUNDING FOR RURAL TRANSPORTATION ACCESSI-**
 19 **BILITY INCENTIVE PROGRAM.**

20 Section 3038(g) of the Transportation Equity Act for
 21 the 21st Century (49 U.S.C. 5310 note; 112 Stat. 393)
 22 is amended—

23 (1) in paragraph (1)—

1 (A) by striking “the following amounts”
 2 and inserting “\$15,000,000 for each of fiscal
 3 years 2004 through 2009”; and

4 (B) by striking “buses:” and all that fol-
 5 lows before the last sentence and inserting
 6 “buses.”; and

7 (2) in paragraph (2) by striking “\$6,800,000
 8 shall be available for fiscal years 2000 through
 9 2003” and inserting “\$5,000,000 shall be available
 10 for each of fiscal years 2004 through 2009”.

11 **SEC. 5. NATIONAL TRANSPORTATION INFORMATION SYS-**
 12 **TEM.**

13 Chapter 53 of title 49, United States Code, is amend-
 14 ed by adding at the end the following:

15 **“§ 5339. National transportation information system**

16 “(a) ESTABLISHMENT.—The Secretary shall estab-
 17 lish and carry out, on a priority basis and in coordination
 18 with States and private entities, a national public trans-
 19 portation information system in accordance with this sec-
 20 tion.

21 “(b) INFORMATION TO BE INCLUDED IN SYSTEM.—

22 “(1) IN GENERAL.—The system shall include,
 23 to the maximum extent practicable, for all public
 24 and private providers of scheduled passenger trans-
 25 portation service over fixed routes, information on—

1 “(A) service, fares, and schedules; and

2 “(B) availability of service accessible to
3 persons with disabilities.

4 “(2) PROVIDERS OF SCHEDULED PASSENGER
5 TRANSPORTATION SERVICE DEFINED.—In paragraph
6 (1), the term ‘providers of scheduled passenger
7 transportation service’ includes providers of intercity
8 bus and intercity rail service, commuter service, local
9 and rural transit service, and demand responsive
10 intercity bus service.

11 “(c) PUBLIC ACCESS TO SYSTEM.—Information in-
12 cluded in the system shall be made available to the public,
13 on a real-time basis, by telephone and on the Internet.
14 Such system shall be fully accessible to persons with dis-
15 abilities.

16 “(d) DEADLINE.—The system shall be fully oper-
17 ational not later than 5 years after the date of enactment
18 of this section.

19 “(e) PRIVATE CONTRACTORS.—The Secretary may
20 carry out this section by contracting with private entities
21 to plan, construct, operate, and maintain the system.

22 “(f) FEDERAL SHARE.—The Federal share of the
23 cost of a project financed using amounts made available
24 to carry out this section shall not exceed 90 percent.

1 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
 2 shall be available from the Highway Trust Fund to carry
 3 out this section—

4 “(1) \$20,000,000 for each of fiscal years 2004
 5 and 2005; and

6 “(2) \$10,000,000 for each of fiscal years 2006
 7 through 2009.

8 Such sums shall remain available until expended.”.

9 (b) CONFORMING AMENDMENT.—The analysis for
 10 such chapter is amended by adding at the end the fol-
 11 lowing:

“5339. National transportation information system.”.

12 **SEC. 6. CAPITAL PROJECTS.**

13 (a) DEFINITION OF CAPITAL PROJECT.—Section
 14 5302(a)(1)(G)(ii) of title 49, United States Code, is
 15 amended to read as follows:

16 “(ii) excluding construction of a com-
 17 mercial revenue producing facility to the
 18 extent that the facility is not intended to
 19 be used to provide mass transportation or
 20 intercity bus or rail transportation.”.

21 (b) CAPITAL INVESTMENT GRANTS AND LOANS.—
 22 Section 5309(a)(1)(C) of such title is amended to read as
 23 follows:

24 “(C) the capital costs of coordinating mass
 25 transportation with other transportation, including

1 costs associated with the mass transportation, inter-
2 city bus, or intercity rail components of facility
3 projects intended to enhance such coordination;”.

○