

108TH CONGRESS  
2D SESSION

# H. R. 4635

---

## AN ACT

To provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century.

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 “Surface Transpor-  
 5       tation Extension Act of 2004, Part III”.

6       **SEC. 2. ADVANCES.**

7       (a) IN GENERAL.—Section 2(a) of the Surface  
 8       Transportation Extension Act of 2003 (23 U.S.C. 104  
 9       note; 117 Stat. 1110; 118 Stat. 478; 118 Stat. 627) is  
 10       amended by striking “and the Surface Transportation Ex-  
 11       tension Act of 2004, Part II” and inserting “the Surface  
 12       Transportation Extension Act of 2004, Part II, and the  
 13       Surface Transportation Extension Act of 2004, Part III”.

14       (b) PROGRAMMATIC DISTRIBUTIONS.—

15               (1) SPECIAL RULES FOR MINIMUM GUAR-  
 16       ANTEE.—Section 2(b)(4) of such Act is amended by  
 17       striking “\$2,100,000,000” and inserting  
 18       “\$2,333,333,333”.

19               (2) EXTENSION OF OFF-SYSTEM BRIDGE SET-  
 20       ASIDE.—Section 144(g)(3) of title 23, United States  
 21       Code, is amended by striking “June 30” inserting  
 22       “July 31”.

23       (c) AUTHORIZATION OF CONTRACT AUTHORITY.—  
 24       Section 1101(c)(1) of the Transportation Equity Act for  
 25       the 21st Century (117 Stat. 1111; 118 Stat. 478; 118

1 Stat. 627) is amended by striking “\$24,270,225,000 for  
2 the period of October 1, 2003, through June 30, 2004”  
3 and inserting “\$26,998,288,667 for the period of October  
4 1, 2003, through July 31, 2004”.

5 (d) LIMITATION ON OBLIGATIONS.—Section 2(e) of  
6 the Surface Transportation Extension Act of 2003 (117  
7 Stat. 1111; 118 Stat. 478; 118 Stat. 627) is amended—

8 (1) in the matter preceding subparagraph (A)  
9 of paragraph (1) by striking “June 30” and insert-  
10 ing “July 31”;

11 (2) in paragraph (1)(A)—

12 (A) by striking “of 2004 and” and insert-  
13 ing “of 2004,”;

14 (B) by inserting after “Part II” the fol-  
15 lowing: “, and the Surface Transportation Ex-  
16 tension Act of 2004, Part III”; and

17 (C) by striking “and such Act” and insert-  
18 ing “ and such Acts”;

19 (3) in paragraph (1)(B) by striking “<sup>9</sup>/<sub>12</sub>” and  
20 inserting “<sup>10</sup>/<sub>12</sub>”;

21 (4) in paragraph (2)—

22 (A) by striking “June 30” and inserting  
23 “July 31”;

24 (B) by striking “\$25,382,250,000” and in-  
25 serting “\$28,202,500,000”; and

1 (C) by striking “\$479,250,000” and in-  
2 serting “\$532,500,000”; and  
3 (5) in paragraph (3) by striking “June 30” and  
4 inserting “July 31”.

5 **SEC. 3. ADMINISTRATIVE EXPENSES.**

6 Section 4(a) of the Surface Transportation Extension  
7 Act of 2003 (117 Stat. 1113; 118 Stat. 479; 118 Stat.  
8 628) is amended by striking “\$337,500,000” and insert-  
9 ing “\$343,628,000”.

10 **SEC. 4. OTHER FEDERAL-AID HIGHWAY PROGRAMS.**

11 (a) AUTHORIZATION OF APPROPRIATIONS UNDER  
12 TITLE I OF TEA-21.—

13 (1) FEDERAL LANDS HIGHWAYS.—

14 (A) INDIAN RESERVATION ROADS.—Sec-  
15 tion 1101(a)(8)(A) of the Transportation Eq-  
16 uity Act for the 21st Century (112 Stat. 112;  
17 117 Stat. 1113; 118 Stat. 479; 118 Stat. 628)  
18 is amended—

19 (i) in the first sentence by striking  
20 “\$206,250,000 for the period of October 1,  
21 2003, through June 30, 2004” and insert-  
22 ing “\$229,166,667 for the period of Octo-  
23 ber 1, 2003, through July 31, 2004”; and

1 (ii) in the second sentence by striking  
2 “\$9,750,000” and inserting  
3 “\$10,833,333”.

4 (B) PUBLIC LANDS HIGHWAYS.—Section  
5 1101(a)(8)(B) of such Act (112 Stat. 112; 117  
6 Stat. 1113; 118 Stat. 480; 118 Stat. 628) is  
7 amended by striking “\$184,500,000 for the pe-  
8 riod of October 1, 2003, through June 30,  
9 2004” and inserting “\$205,000,000 for the pe-  
10 riod of October 1, 2003, through July 31,  
11 2004”.

12 (C) PARK ROADS AND PARKWAYS.—Sec-  
13 tion 1101(a)(8)(C) of such Act (112 Stat. 112;  
14 117 Stat. 1113; 118 Stat. 480; 118 Stat. 628)  
15 is amended by striking “\$123,750,000 for the  
16 period of October 1, 2003, through June 30,  
17 2004” and inserting “\$137,500,000 for the pe-  
18 riod of October 1, 2003, through July 31,  
19 2004”.

20 (D) REFUGE ROADS.—Section  
21 1101(a)(8)(D) of such Act (112 Stat. 112; 117  
22 Stat. 1113; 118 Stat. 480; 118 Stat. 628) is  
23 amended by striking “\$15,000,000 for the pe-  
24 riod of October 1, 2003, through June 30,  
25 2004” and inserting “\$16,666,667 for the pe-

1           riod of October 1, 2003, through July 31,  
2           2004”.

3           (2) NATIONAL CORRIDOR PLANNING AND DE-  
4           VELOPMENT AND COORDINATED BORDER INFRA-  
5           STRUCTURE PROGRAMS.—Section 1101(a)(9) of such  
6           Act (112 Stat. 112; 117 Stat. 1114; 118 Stat. 480;  
7           118 Stat. 628) is amended by striking  
8           “\$105,000,000 for the period of October 1, 2003,  
9           through June 30, 2004” and inserting  
10          “\$116,666,667 for the period of October 1, 2003,  
11          through July 31, 2004”.

12          (3) CONSTRUCTION OF FERRY BOATS AND  
13          FERRY TERMINAL FACILITIES.—

14               (A) IN GENERAL.—Section 1101(a)(10) of  
15               such Act (112 Stat. 113; 117 Stat. 1114; 118  
16               Stat. 480; 118 Stat. 628) is amended by strik-  
17               ing “\$28,500,000 for the period of October 1,  
18               2003, through June 30, 2004” and inserting  
19               “\$31,666,667 for the period of October 1,  
20               2003, through July 31, 2004”.

21               (B) SET ASIDE FOR ALASKA, NEW JERSEY,  
22               AND WASHINGTON.—Section 5(a)(3)(B) of the  
23               Surface Transportation Extension Act of 2003  
24               (117 Stat. 1114; 118 Stat. 480; 118 Stat. 628)  
25               is amended—

- 1 (i) in clause (i) by striking  
2 “\$7,500,000” and inserting “\$8,333,333”;  
3 (ii) in clause (ii) by striking  
4 “\$3,750,000” and inserting “\$4,166,667”;  
5 and  
6 (iii) in clause (iii) by striking  
7 “\$3,750,000” and inserting “\$4,166,667”.

8 (4) NATIONAL SCENIC BYWAYS PROGRAM.—  
9 Section 1101(a)(11) of the Transportation Equity  
10 Act for the 21st Century (112 Stat. 113; 117 Stat.  
11 1114; 118 Stat. 480; 118 Stat. 629) is amended by  
12 striking “\$20,625,000 for the period of October 1,  
13 2003, through June 30, 2004” and inserting  
14 “\$22,916,667 for the period of October 1, 2003,  
15 through July 31, 2004” .

16 (5) VALUE PRICING PILOT PROGRAM.—Section  
17 1101(a)(12) of such Act (112 Stat. 113; 117 Stat.  
18 1114; 118 Stat. 480; 118 Stat. 629) is amended by  
19 striking “\$8,250,000 for the period of October 1,  
20 2003, through June 30, 2004” and inserting  
21 “\$9,166,667 for the period of October 1, 2003,  
22 through July 31, 2004”.

23 (6) HIGHWAY USE TAX EVASION PROJECTS.—  
24 Section 1101(a)(14) of such Act (112 Stat. 113;  
25 117 Stat. 1114; 118 Stat. 480; 118 Stat. 629) is

1 amended by striking “\$3,750,000 for the period of  
2 October 1, 2003, through June 30, 2004” and in-  
3 serting “\$4,166,667 for the period of October 1,  
4 2003, through July 31, 2004”.

5 (7) COMMONWEALTH OF PUERTO RICO HIGH-  
6 WAY PROGRAM.—Section 1101(a)(15) of such Act  
7 (112 Stat. 113; 117 Stat. 1114; 118 Stat. 481; 118  
8 Stat. 629) is amended by striking “\$82,500,000 for  
9 the period of October 1, 2003, through June 30,  
10 2004” and inserting “\$91,666,667 for the period of  
11 October 1, 2003, through July 31, 2004”.

12 (8) SAFETY GRANTS.—Section 1212(i)(1)(D) of  
13 such Act (23 U.S.C. 402 note; 112 Stat. 196; 112  
14 Stat. 840; 117 Stat. 1114; 118 Stat. 481; 118 Stat.  
15 629) is amended by striking “\$375,000 for the pe-  
16 riod of October 1, 2003, through June 30, 2004”  
17 and inserting “\$416,667 for the period of October 1,  
18 2003, through July 31, 2004”.

19 (9) TRANSPORTATION AND COMMUNITY AND  
20 SYSTEM PRESERVATION PILOT PROGRAM.—Section  
21 1221(e)(1) of such Act (23 U.S.C. 101 note; 112  
22 Stat. 223; 117 Stat. 1114; 118 Stat. 481; 118 Stat.  
23 629) is amended by striking “\$18,750,000 for the  
24 period of October 1, 2003, through June 30, 2004”



1 and inserting “\$20,833,333 for the period of Octo-  
2 ber 1, 2003, through July 31, 2004”.

3 (10) TRANSPORTATION INFRASTRUCTURE FI-  
4 NANCE AND INNOVATION.—Section 188 of title 23,  
5 United States Code, is amended—

6 (A) by striking subsection (a)(1)(F) and  
7 inserting the following:

8 “(F) \$116,666,667 for the period of Octo-  
9 ber 1, 2003, through July 31, 2004.”;

10 (B) in subsection (a)(2) by striking  
11 “\$1,500,000 for the period of October 1, 2003,  
12 through June 30, 2004” and inserting  
13 “\$1,666,667 for the period of October 1, 2003,  
14 through July 31, 2004”; and

15 (C) in the item relating to fiscal year 2004  
16 in the table contained in subsection (c) by strik-  
17 ing “\$1,950,000,000” and inserting  
18 “\$2,166,666,667”.

19 (b) AUTHORIZATION OF APPROPRIATIONS UNDER  
20 TITLE V OF TEA-21.—

21 (1) SURFACE TRANSPORTATION RESEARCH.—  
22 Section 5001(a)(1) of the Transportation Equity Act  
23 for the 21st Century (112 Stat. 419; 117 Stat.  
24 1115; 118 Stat. 481; 118 Stat. 630) is amended by  
25 striking “\$78,750,000 for the period of October 1,

1       2003, through June 30, 2004” and inserting  
2       “\$87,500,000 for the period of October 1, 2003,  
3       through July 31, 2004”.

4           (2) TECHNOLOGY DEPLOYMENT PROGRAM.—  
5       Section 5001(a)(2) of such Act (112 Stat. 419; 117  
6       Stat. 1115; 118 Stat. 481; 118 Stat. 630) is amend-  
7       ed by striking “\$41,250,000 for the period of Octo-  
8       ber 1, 2003, through June 30, 2004” and inserting  
9       “\$45,833,333 for the period of October 1, 2003,  
10       through July 31, 2004”.

11           (3) TRAINING AND EDUCATION.—Section  
12       5001(a)(3) of such Act (112 Stat. 420; 117 Stat.  
13       1115; 118 Stat. 481; 118 Stat. 630) is amended by  
14       striking “\$15,750,000 for the period of October 1,  
15       2003, through June 30, 2004” and inserting  
16       “\$17,500,000 for the period of October 1, 2003,  
17       through July 31, 2004”.

18           (4) BUREAU OF TRANSPORTATION STATIS-  
19       TICS.—Section 5001(a)(4) of such Act (112 Stat.  
20       420; 117 Stat. 1115; 118 Stat. 481; 118 Stat. 630)  
21       is amended by striking “\$23,250,000 for the period  
22       of October 1, 2003, through June 30, 2004” and in-  
23       serting “\$25,833,333 for the period of October 1,  
24       2003, through July 31, 2004”.

1           (5) ITS STANDARDS, RESEARCH, OPERATIONAL  
2       TESTS, AND DEVELOPMENT.—Section 5001(a)(5) of  
3       such Act (112 Stat. 420; 117 Stat. 1115; 118 Stat.  
4       481; 118 Stat. 630) is amended by striking  
5       “\$86,250,000 for the period of October 1, 2003,  
6       through June 30, 2004” and inserting “\$95,833,333  
7       for the period of October 1, 2003, through July 31,  
8       2004”.

9           (6) ITS DEPLOYMENT.—Section 5001(a)(6) of  
10      such Act (112 Stat. 420; 117 Stat. 1116; 118 Stat.  
11      482; 118 Stat. 630) is amended by striking  
12      “\$93,000,000 for the period of October 1, 2003,  
13      through June 30, 2004” and inserting  
14      “\$103,333,333 for the period of October 1, 2003,  
15      through July 31, 2004”.

16          (7) UNIVERSITY TRANSPORTATION RE-  
17      SEARCH.—Section 5001(a)(7) of such Act (112 Stat.  
18      420; 117 Stat. 1116; 118 Stat. 482; 118 Stat. 630)  
19      is amended by striking “\$20,250,000 for the period  
20      of October 1, 2003, through June 30, 2004” and in-  
21      serting “\$22,500,000 for the period of October 1,  
22      2003, through July 31, 2004”.

23          (c) METROPOLITAN PLANNING.—Section 5(c)(1) of  
24      the Surface Transportation Extension Act of 2003 (117  
25      Stat. 1116; 118 Stat. 482; 118 Stat. 630) is amended by

1 striking “\$180,000,000 for the period of October 1, 2003,  
2 through June 30, 2004” and inserting “\$200,000,000 for  
3 the period of October 1, 2003, through July 31, 2004”.

4 (d) TERRITORIES.—Section 1101(d)(1) of the Trans-  
5 portation Equity Act for the 21st Century (117 Stat.  
6 1116; 118 Stat. 482; 118 Stat. 630) is amended by strik-  
7 ing “\$27,300,000 for the period of October 1, 2003,  
8 through June 30, 2004” and inserting “\$30,333,333 for  
9 the period of October 1, 2003, through July 31, 2004”.

10 (e) ALASKA HIGHWAY.—Section 1101(e)(1) of such  
11 Act (117 Stat. 1116; 118 Stat. 482; 118 Stat. 630) is  
12 amended by striking “\$14,100,000 for the period of Octo-  
13 ber 1, 2003, through June 30, 2004” and inserting  
14 “\$15,666,667 for the period of October 1, 2003, through  
15 July 31, 2004”.

16 (f) OPERATION LIFESAVER.—Section 1101(f)(1) of  
17 such Act (117 Stat. 1117; 118 Stat. 482; 118 Stat. 631)  
18 is amended by striking “\$375,000 for the period of Octo-  
19 ber 1, 2003, through June 30, 2004” and inserting  
20 “\$416,667 for the period of October 1, 2003, through July  
21 31, 2004”.

22 (g) BRIDGE DISCRETIONARY.—Section 1101(g)(1) of  
23 such Act (117 Stat. 1117; 118 Stat. 482; 118 Stat. 631)  
24 is amended—

1           (1) by striking “\$75,000,000” and inserting  
2           “\$83,333,333”; and

3           (2) by striking “June 30” and inserting “July  
4           31”.

5           (h)       INTERSTATE       MAINTENANCE.—Section  
6   1101(h)(1) of such Act (117 Stat. 1117; 118 Stat. 482;  
7   118 Stat. 631) is amended—

8           (1) by striking “\$75,000,000” and inserting  
9           “\$83,333,333”; and

10          (2) by striking “June 30” and inserting “July  
11          31”.

12          (i)       RECREATIONAL   TRAILS   ADMINISTRATIVE  
13   COSTS.—Section 1101(i)(1) of such Act (117 Stat. 1117;  
14   118 Stat. 482; 118 Stat. 631) is amended by striking  
15   “\$562,500 for the period of October 1, 2003, through  
16   June 30, 2004” and inserting “\$625,000 for the period  
17   of October 1, 2003, through July 31, 2004”.

18          (j)       RAILWAY-HIGHWAY CROSSING HAZARD ELIMI-  
19   NATION IN HIGH SPEED RAIL CORRIDORS.—Section  
20   1101(j)(1) of such Act (117 Stat. 1118; 118 Stat. 482;  
21   118 Stat. 631) is amended—

22          (1) by striking “\$3,937,500” and inserting  
23          “\$4,375,000”;

24          (2) by striking “\$187,500” and inserting  
25          “\$208,833”; and

1           (3) by striking “June 30” each place it appears  
2           and inserting “July 31”.

3           (k) NONDISCRIMINATION.—Section 1101(k) of such  
4 Act (117 Stat. 1118; 118 Stat. 482; 118 Stat. 631) is  
5 amended—

6           (1) in paragraph (1) by striking “\$7,500,000  
7           for the period of October 1, 2003, through June 30,  
8           2004” and inserting “\$8,333,333 for the period of  
9           October 1, 2003, through July 31, 2004”; and

10          (2) in paragraph (2) by striking “\$7,500,000  
11          for the period of October 1, 2003, through June 30,  
12          2004” and inserting “\$8,333,333 for the period of  
13          October 1, 2003, through July 31, 2004”.

14          (l) ADMINISTRATION OF FUNDS.—Section 5(l) of the  
15 Surface Transportation Extension Act of 2003 (117 Stat.  
16 1118; 118 Stat. 483; 118 Stat. 631) is amended—

17          (1) by striking “and section 4 of the Surface  
18          Transportation Extension Act of 2004, Part II” and  
19          inserting “section 4 of the Surface Transportation  
20          Extension Act of 2004, Part II, and section 4 of the  
21          Surface Transportation Extension Act of 2004, Part  
22          III”;

23          (2) by striking “or the amendment made by  
24          section 4(a)(1) of the Surface Transportation Exten-  
25          sion Act, Part II” and inserting “the amendment

1       made by section 4(a)(1) of the Surface Transpor-  
2       tation Extension Act, Part II, or the amendment  
3       made by section 4(a)(1) of the Surface Transpor-  
4       tation Extension Act, Part III”.

5       (m) REDUCTION OF ALLOCATED PROGRAMS.—Sec-  
6       tion 5(m) of such Act (117 Stat. 1119; 118 Stat. 483;  
7       118 Stat. 632) is amended—

8               (1) by striking “and section 4 of the Surface  
9       Transportation Extension Act of 2004, Part II” and  
10       inserting “section 4 of the Surface Transportation  
11       Extension Act of 2004, Part II, and section 4 of the  
12       Surface Transportation Extension Act of 2004, Part  
13       III”;

14              (2) by striking the second comma following “by  
15       this section” the second place it appears; and

16              (3) by striking “and by section 4 of the Surface  
17       Transportation Extension Act of 2004, Part II”  
18       each place it appears and inserting “by section 4 of  
19       the Surface Transportation Extension Act of 2004,  
20       Part II, and by section 4 of the Surface Transpor-  
21       tation Extension Act of 2004, Part III”.

22       (n) PROGRAM CATEGORY RECONCILIATION.—Section  
23       5(n) of such Act (117 Stat. 1119; 118 Stat. 483; 118  
24       Stat. 632) is amended by striking “and section 4 of the  
25       Surface Transportation Extension Act of 2004, Part II”

1 and inserting “section 4 of the Surface Transportation  
 2 Extension Act of 2004, Part II, and section 4 of the Sur-  
 3 face Transportation Extension Act of 2004, Part III”.

4 **SEC. 5. EXTENSION OF HIGHWAY SAFETY PROGRAMS.**

5 (a) SEAT BELT SAFETY INCENTIVE GRANTS.—Sec-  
 6 tion 157(g)(1) of title 23, United States Code, is amended  
 7 by striking “\$84,000,000 for the period of October 1,  
 8 2003, through June 30, 2004” and inserting  
 9 “\$93,333,333 for the period of October 1, 2003, through  
 10 July 31, 2004”.

11 (b) PREVENTION OF INTOXICATED DRIVER INCEN-  
 12 TIVE GRANTS.—Section 163(e)(1) of such title is amended  
 13 by striking “\$90,000,000 for the period of October 1,  
 14 2003, through June 30, 2004” and inserting  
 15 “\$100,000,000 for the period of October 1, 2003, through  
 16 July 31, 2004”.

17 **SEC. 6. SPORT FISHING AND BOATING SAFETY.**

18 (a) FUNDING FOR NATIONAL OUTREACH AND COM-  
 19 MUNICATIONS PROGRAM.—Section 4(c)(6) of the Dingell-  
 20 Johnson Sport Fish Restoration Act (16 U.S.C.  
 21 777c(c)(6)) is amended to read as follows:

22 “(6) \$8,333,332 for the period of October 1,  
 23 2003, through July 31, 2004;”.

24 (b) CLEAN VESSEL ACT FUNDING.—Section 4(b)(4)  
 25 of such Act (16 U.S.C. 777c(b)(4)) is amended—



1 (1) in the paragraph heading by striking “9  
2 MONTHS” and inserting “10 MONTHS”;

3 (2) in the matter preceding subparagraph (A)—  
4 (A) by striking “April 30” and inserting  
5 “July 31”; and

6 (B) by striking “\$61,499,999” and insert-  
7 ing “\$68,333,332”;

8 (3) in subparagraph (A) by striking  
9 “\$7,499,999” and inserting “\$8,333,332”; and

10 (4) in subparagraph (B) by striking  
11 “\$6,000,001” and inserting “\$6,666,668”.

12 (c) BOAT SAFETY FUNDS.—Section 13106(c) of title  
13 46, United States Code, is amended—

14 (1) by striking “\$3,750,001” and inserting  
15 “\$4,166,668”; and

16 (2) by striking “\$1,500,001” and inserting  
17 “\$1,666,668”.

18 **SEC. 7. EXTENSION OF FEDERAL TRANSIT PROGRAMS.**

19 (a) ALLOCATING AMOUNTS.—Section 5309(m) of  
20 title 49, United States Code, is amended—

21 (1) in paragraph (1)—

22 (A) by striking “June 30, 2004” each  
23 place it appears and inserting “July 31, 2004”;

24 (B) in subparagraph (A) by striking  
25 “\$899,540,711” and inserting “\$999,489,679”;

1 (C) in subparagraph (B) by striking  
2 “\$986,987,712” and inserting  
3 “\$1,096,653,013”; and

4 (D) in subparagraph (C) by striking  
5 “\$452,713,140” and inserting “\$503,014,600”;  
6 (2) by striking paragraph (2)(B)(iii) and insert-  
7 ing the following:

8 “(iii) OCTOBER 1, 2003 THROUGH  
9 JULY 31, 2004.—Of the amounts made  
10 available under paragraph (1)(B),  
11 \$8,615,533 shall be available for the period  
12 beginning on October 1, 2003, and ending  
13 on July 31, 2004, for capital projects de-  
14 scribed in clause (i).”;

15 (3) in paragraph (3)(B)—

16 (A) by striking “\$2,236,725” and inserting  
17 “\$2,485,250”; and

18 (B) by striking “June 30, 2004” and in-  
19 serting “July 31, 2004”; and

20 (4) in paragraph (3)(C)—

21 (A) by striking “\$37,278,750” and insert-  
22 ing “\$41,420,833”; and

23 (B) by striking “June 30, 2004” and in-  
24 serting “July 31, 2004”.

1 (b) APPORTIONMENT OF APPROPRIATIONS FOR  
2 FIXED GUIDEWAY MODERNIZATION.—The heading for  
3 section 8(b)(1) of the Surface Transportation Extension  
4 Act of 2003 (49 U.S.C. 5337 note) is amended by striking  
5 “JUNE 30, 2004” and inserting “JULY 31, 2004”.

6 (c) FORMULA GRANTS AUTHORIZATIONS.—Section  
7 5338(a) of title 49, United States Code, is amended—

8 (1) in the heading to paragraph (2) by striking  
9 “JUNE 30, 2004” and inserting “JULY 31, 2004”;

10 (2) in paragraph (2)(A)(vi)—

11 (A) by striking “\$2,289,809,940” and in-  
12 serting “\$2,544,233,267”; and

13 (B) by striking “June 30, 2004” and in-  
14 serting “July 31, 2004”;

15 (3) in paragraph (2)(B)(vi)—

16 (A) by striking “\$572,452,485” and in-  
17 serting “\$636,058,317”; and

18 (B) by striking “June 30, 2004” and in-  
19 serting “July 31, 2004”; and

20 (4) in paragraph (2)(C) by striking “June 30,  
21 2004” and inserting “July 31, 2004”.

22 (d) FORMULA GRANT FUNDS.—Section 8(d) of the  
23 Surface Transportation Extension Act of 2003 (118 Stat.  
24 633) is amended to read as follows:

1       “(d) ALLOCATION OF FORMULA GRANT FUNDS FOR  
2   OCTOBER 1, 2003, THROUGH JULY 31, 2004.—Of the ag-  
3   gregate of amounts made available by or appropriated  
4   under section 5338(a)(2) of title 49, United States Code,  
5   for the period of October 1, 2003, through July 31,  
6   2004—

7               “(1) \$4,017,779 shall be available to the Alaska  
8       Railroad for improvements to its passenger oper-  
9       ations under section 5307 of such title;

10              “(2) \$41,420,833 shall be available for bus and  
11       bus facilities grants under section 5309 of such title;

12              “(3) \$75,098,291 shall be available to provide  
13       transportation services to elderly individuals and in-  
14       dividuals with disabilities under section 5310 of such  
15       title;

16              “(4) \$199,323,382 shall be available to provide  
17       financial assistance for other than urbanized areas  
18       under section 5311 of such title;

19              “(5) \$5,757,496 shall be available to provide fi-  
20       nancial assistance in accordance with section  
21       3038(g) of the Transportation Equity Act for the  
22       21st Century; and

23              “(6) \$2,854,673,803 shall be available to pro-  
24       vide financial assistance for urbanized areas under  
25       section 5307 of such title.”.

1 (e) CAPITAL PROGRAM AUTHORIZATIONS.—Section  
2 5338(b)(2) of title 49, United States Code, is amended—

3 (1) in the heading by striking “JUNE 30, 2004”  
4 and inserting “JULY 31, 2004”;

5 (2) in subparagraph (A)(vi)—

6 (A) by striking “\$1,871,393,250” and in-  
7 serting “\$2,079,325,834”; and

8 (B) by striking “June 30, 2004” and in-  
9 serting “July 31, 2004”; and

10 (3) in subparagraph (B)(vi)—

11 (A) by striking “\$467,848,313” and in-  
12 serting “\$519,831,458”; and

13 (B) by striking “June 30, 2004” and in-  
14 serting “July 31, 2004”.

15 (f) PLANNING AUTHORIZATIONS AND ALLOCA-  
16 TIONS.—Section 5338(c)(2) of such title is amended—

17 (1) in the heading by striking “JUNE 30, 2004”  
18 and inserting “JULY 31, 2004”;

19 (2) in subparagraph (A)(vi)—

20 (A) by striking “\$43,690,695” and insert-  
21 ing “\$48,545,217”; and

22 (B) by striking “June 30, 2004” and in-  
23 serting “July 31, 2004”; and

24 (3) in subparagraph (B)(vi)—

1 (A) by striking “\$10,736,280” and insert-  
2 ing “\$11,929,200”; and

3 (B) by striking “June 30, 2004” and in-  
4 serting “July 31, 2004”.

5 (g) RESEARCH AUTHORIZATIONS.—Section  
6 5338(d)(2) of such title is amended—

7 (1) in the heading by striking “JUNE 30, 2004”  
8 and inserting “JULY 31, 2004”;

9 (2) in subparagraph (A)(vi)—

10 (A) by striking “\$31,463,265” and insert-  
11 ing “\$34,959,183”; and

12 (B) by striking “June 30, 2004” and in-  
13 serting “July 31, 2004”;

14 (3) in subparagraph (B)(vi)—

15 (A) by striking “\$8,052,210” and inserting  
16 “\$8,946,900”; and

17 (B) by striking “June 30, 2004” and in-  
18 serting “July 31, 2004”; and

19 (4) in subparagraph (C) by striking “June 30,  
20 2004” and inserting “July 31, 2004”.

21 (h) RESEARCH FUNDS.—Section 8(h) of the Surface  
22 Transportation Extension Act of 2003 (118 Stat. 635) is  
23 amended to read as follows:

24 “(h) ALLOCATION OF RESEARCH FUNDS FOR OCTO-  
25 BER 1, 2003, THROUGH JULY 31, 2004.—Of the funds

1 made available by or appropriated under section  
 2 5338(d)(2) of title 49, United States Code, for the period  
 3 of October 1, 2003, through July 31, 2004—

4 “(1) not less than \$4,349,188 shall be available  
 5 for providing rural transportation assistance under  
 6 section 5311(b)(2) of such title;

7 “(2) not less than \$6,834,438 shall be available  
 8 for carrying out transit cooperative research pro-  
 9 grams under section 5313(a) of such title;

10 “(3) not less than \$3,313,667 shall be available  
 11 to carry out programs under the National Transit  
 12 Institute under section 5315 of such title, including  
 13 not more than \$828,416 to carry out section  
 14 5315(a)(16) of such title; and

15 “(4) any amounts not made available under  
 16 paragraphs (1) through (3) shall be available for  
 17 carrying out national planning and research pro-  
 18 grams under sections 5311(b)(2), 5312, 5313(a),  
 19 5314, and 5322 of such title.”.

20 (i) UNIVERSITY TRANSPORTATION RESEARCH AU-  
 21 THORIZATIONS.—Section 5338(e)(2) of title 49, United  
 22 States Code, is amended—

23 (1) in the heading by striking “JUNE 30, 2004”  
 24 and inserting “JULY 31, 2004”;

25 (2) in subparagraph (A)—

1 (A) by striking “\$3,578,760” and inserting  
2 “\$3,976,400”; and

3 (B) by striking “June 30, 2004” and in-  
4 serting “July 31, 2004”;

5 (3) in subparagraph (B)—

6 (A) by striking “\$894,690” and inserting  
7 “\$994,100”; and

8 (B) by striking “June 30, 2004” and in-  
9 serting “July 31, 2004”; and

10 (4) in subparagraph (C) by striking “June 30,  
11 2004” each place it appears and inserting “July 31,  
12 2004”.

13 (j) UNIVERSITY TRANSPORTATION RESEARCH  
14 FUNDS.—

15 (1) IN GENERAL.—Section 8(j) of the Surface  
16 Transportation Extension Act of 2003 (118 Stat.  
17 635) is amended to read as follows:

18 “(j) ALLOCATION OF UNIVERSITY TRANSPORTATION  
19 RESEARCH FUNDS.—

20 “(1) IN GENERAL.—Of the amounts made  
21 available under section 5338(e)(2)(A) of title 49,  
22 United States Code, for the period October 1, 2003,  
23 through July 31, 2004—



1           “(A) \$1,656,833 shall be available for the  
2           center identified in section 5505(j)(4)(A) of  
3           such title; and

4           “(B) \$1,656,833 shall be available for the  
5           center identified in section 5505(j)(4)(F) of  
6           such title.

7           “(2) TRAINING AND CURRICULUM DEVELOP-  
8           MENT.—Notwithstanding section 5338(e)(2) of title  
9           49, United States Code, any amounts made available  
10          under such section for the period October 1, 2003,  
11          through July 31, 2004, that remain after distribu-  
12          tion under paragraph (1), shall be available for the  
13          purposes specified in section 3015(d) of the Trans-  
14          portation Equity Act for the 21st Century (112  
15          Stat. 857).”.

16          (2) CONFORMING AMENDMENT.—Section  
17          3015(d)(2) of the Transportation Equity Act for the  
18          21st Century (49 U.S.C. 5338 note; 112 Stat. 857;  
19          118 Stat. 487; 118 Stat. 636) is amended by strik-  
20          ing “June 30, 2004” and inserting “July 31, 2004”.

21          (k) ADMINISTRATION AUTHORIZATIONS.—Section  
22          5338(f)(2) of title 49, United States Code, is amended—

23                 (1) in the heading by striking “JUNE 30, 2004”  
24                 and inserting “JULY 31, 2004”;

25                 (2) in subparagraph (A)(vi)—

1 (A) by striking “\$45,032,730” and insert-  
2 ing “\$50,036,366”; and

3 (B) by striking “June 30, 2004” and in-  
4 serting “July 31, 2004”; and

5 (3) in subparagraph (B)(vi)—

6 (A) by striking “\$11,258,183” and insert-  
7 ing “\$12,509,093”; and

8 (B) by striking “June 30, 2004” and in-  
9 serting “July 31, 2004”.

10 (l) JOB ACCESS AND REVERSE COMMUTE PRO-  
11 GRAM.—Section 3037(l) of the Transportation Equity Act  
12 for the 21st Century (49 U.S.C. 5309 note) is amended—

13 (1) in paragraph (1)(A)(vi)—

14 (A) by striking “\$74,557,500” and insert-  
15 ing “\$82,841,667”; and

16 (B) by striking “June 30, 2004” and in-  
17 serting “July 31, 2004”; and

18 (2) in paragraph (1)(B)(vi)—

19 (A) by striking “\$18,639,375” and insert-  
20 ing “\$20,710,416”; and

21 (B) by striking “June 30, 2004” and in-  
22 serting “July 31, 2004”; and

23 (3) in paragraph (2) by striking “June 30,  
24 2004, \$7,455,750” and inserting “July 31, 2004,  
25 \$8,284,166”; and

1 (4) in paragraph (4) by striking “\$14,911,500”  
2 and inserting “\$16,568,333”.

3 (m) RURAL TRANSPORTATION ACCESSIBILITY IN-  
4 CENTIVE PROGRAM.—Section 3038(g) of the Transpor-  
5 tation Equity Act for the 21st Century (49 U.S.C. 5310  
6 note) is amended—

7 (1) in paragraph (1)(F)—

8 (A) by striking “\$3,914,268” and inserting  
9 “\$4,349,188”; and

10 (B) by striking “June 30, 2004” and in-  
11 serting “July 31, 2004”; and

12 (2) in paragraph (2)—

13 (A) by striking “\$1,267,478” and inserting  
14 “\$1,408,308”; and

15 (B) by striking “June 30, 2004” and in-  
16 serting “July 31, 2004”.

17 (n) URBANIZED AREA FORMULA GRANTS.—Section  
18 5307(b)(2) of title 49, United States Code, is amended—

19 (1) in the heading by striking “JUNE 30, 2004”  
20 and inserting “JULY 31, 2004”; and

21 (2) in subparagraph (A) by striking “June 30,  
22 2004” and inserting “July 31, 2004”;

23 (o) OBLIGATION CEILING.—Section 3040(6) of the  
24 Transportation Equity Act for the 21st Century (112  
25 Stat. 394; 118 Stat. 637) is amended—

1 (1) by striking “\$5,449,407,675” and inserting  
2 “\$6,054,897,417”; and

3 (2) by striking “June 30, 2004” and inserting  
4 “July 31, 2004”.

5 (p) FUEL CELL BUS AND BUS FACILITIES PRO-  
6 GRAM.—Section 3015(b) of the Transportation Equity Act  
7 for the 21st Century (112 Stat. 361; 118 Stat. 637) is  
8 amended—

9 (1) by striking “June 30, 2004” and inserting  
10 “July 31, 2004”; and

11 (2) by striking “\$3,616,039” and inserting  
12 “\$4,017,821”.

13 (q) ADVANCED TECHNOLOGY PILOT PROJECT.—Sec-  
14 tion 3015(c)(2) of the Transportation Equity Act for the  
15 21st Century (49 U.S.C. 322 note; 118 Stat. 637) is  
16 amended—

17 (1) by striking “June 30, 2004” and inserting  
18 “July 31, 2004,”; and

19 (2) by striking “\$3,727,876” and inserting  
20 “\$4,142,083”.

21 (r) PROJECTS FOR NEW FIXED GUIDEWAY SYSTEMS  
22 AND EXTENSIONS TO EXISTING SYSTEMS.—Section 3030  
23 of the Transportation Equity Act for the 21st Century  
24 (112 Stat. 373; 118 Stat. 637) is amended by striking

1 “June 30, 2004” each place it appears and inserting  
2 “July 31, 2004”.

3 (s) NEW JERSEY URBAN CORE PROJECT.—Section  
4 3031(a)(3) of the Intermodal Surface Transportation Ef-  
5 ficiency Act of 1991 (105 Stat. 2122; 112 Stat. 379; 117  
6 Stat. 1126; 118 Stat. 489; 118 Stat. 637) is amended by  
7 striking “June 30, 2004” each place it appears and insert-  
8 ing “July 31, 2004”.

9 (t) TREATMENT OF FUNDS.—Section 8(t) of the Sur-  
10 face Transportation Extension Act of 2003 (23 U.S.C.  
11 101 note; 118 Stat. 637) is amended—

12 (1) in paragraph (1) by striking “and by sec-  
13 tion 7 of the Surface Transportation Extension Act  
14 of 2004, Part II” and inserting “, by section 7 of  
15 the Surface Transportation Extension Act of 2004,  
16 Part II, and by section 7 of the Surface Transpor-  
17 tation Extension Act of 2004, Part III”; and

18 (2) in paragraph (2) by striking “ $\frac{9}{12}$ ” and in-  
19 serting “ $\frac{10}{12}$ ”.

20 (u) LOCAL SHARE.—Section 3011(a) of the Trans-  
21 portation Equity Act for the 21st Century (49 U.S.C.  
22 5307 note; 118 Stat. 637) is amended by striking “June  
23 30” and inserting “July 31”.

1 **SEC. 8. NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRA-**  
2 **TION PROGRAMS.**

3 (a) CHAPTER 4 HIGHWAY SAFETY PROGRAMS.—Sec-  
4 tion 2009(a)(1) of the Transportation Equity Act for the  
5 21st Century (112 Stat. 337; 117 Stat. 1119; 118 Stat.  
6 489; 118 Stat. 637) is amended by striking “, and  
7 \$123,019,875 for the period of October 1, 2003, through  
8 June 30, 2004” and inserting “, and \$136,688,750 for  
9 the period of October 1, 2003, through July 31, 2004”.

10 (b) HIGHWAY SAFETY RESEARCH AND DEVELOP-  
11 MENT.—Section 2009(a)(2) of such Act (112 Stat. 337;  
12 117 Stat. 1119; 118 Stat. 489; 118 Stat. 637) is amended  
13 by striking “\$53,681,400 for the period of October 1,  
14 2003, through June 30, 2004” and inserting  
15 “\$59,646,000 for the period of October 1, 2003, through  
16 July 31, 2004”.

17 (c) OCCUPANT PROTECTION INCENTIVE GRANTS.—  
18 Section 2009(a)(3) of such Act (112 Stat. 337; 117 Stat.  
19 1120; 118 Stat. 489; 118 Stat. 638) is amended by strik-  
20 ing “\$14,911,500 for the period of October 1, 2003,  
21 through June 30, 2004” and inserting “\$16,568,333 for  
22 the period of October 1, 2003, through July 31, 2004”.

23 (d) ALCOHOL-IMPAIRED DRIVING COUNTER-  
24 MEASURES INCENTIVE GRANTS.—Section 2009(a)(4) of  
25 such Act (112 Stat. 337; 117 Stat. 1120; 118 Stat. 489;  
26 118 Stat. 638) is amended by striking “\$29,823,000 for

1 the period of October 1, 2003, through June 30, 2004”  
 2 and inserting “\$33,136,667 for the period of October 1,  
 3 2003, through July 31, 2004”.

4 (e) NATIONAL DRIVER REGISTER.—Section  
 5 2009(a)(6) of such Act (112 Stat. 338; 117 Stat. 1120;  
 6 118 Stat. 638) is amended by striking “\$2,684,070 for  
 7 the period of October 1, 2003, through June 30, 2004”  
 8 and inserting “\$2,982,300 for the period of October 1,  
 9 2003, through July 31, 2004”.

10 **SEC. 9. FEDERAL MOTOR CARRIER SAFETY ADMINISTRA-**  
 11 **TION PROGRAM.**

12 (a) ADMINISTRATIVE EXPENSES.—Section 7(a)(1) of  
 13 the Surface Transportation Extension Act of 2003 (117  
 14 Stat. 1120; 118 Stat. 490; 118 Stat. 638) is amended by  
 15 striking “\$131,811,967 for the period October 1, 2003  
 16 through June 30, 2004” and inserting “\$146,725,000 for  
 17 the period October 1, 2003, through July 31, 2004”.

18 (b) MOTOR CARRIER SAFETY ASSISTANCE PRO-  
 19 GRAM.—Section 31104(a)(7) of title 49, United States  
 20 Code, is amended to read as follows:

21 “(7) Not more than \$140,833,333 for the pe-  
 22 riod of October 1, 2003, through July 31, 2004.”.

23 (c) INFORMATION SYSTEMS AND COMMERCIAL DRIV-  
 24 ER’S LICENSE GRANTS.—

1           (1) AUTHORIZATION OF APPROPRIATION.—Sec-  
 2           tion 31107(a)(5) of such title is amended to read as  
 3           follows:

4           “(5) \$16,666,667 for the period of October 1,  
 5           2003, through July 31, 2004.”.

6           (2) EMERGENCY CDL GRANTS.—Section 7(c)(2)  
 7           of the Surface Transportation Extension Act of  
 8           2003 (117 Stat. 1121; 118 Stat. 490; 118 Stat.  
 9           638) is amended—

10                   (A) by striking “June 30,” and inserting  
 11                   “July 31,”; and

12                   (B) by striking “\$748,634” and inserting  
 13                   “\$833,333”.

14           (d) CRASH CAUSATION STUDY.—Section 7(d) of such  
 15           Act (117 Stat. 1121; 118 Stat. 490; 118 Stat. 638) is  
 16           amended—

17                   (1) by striking “\$748,634” and inserting  
 18                   “\$833,333”; and

19                   (2) by striking “June 30” and inserting “July  
 20                   31”.

21   **SEC. 10. EXTENSION OF AUTHORIZATION FOR USE OF**  
 22                   **TRUST FUNDS FOR OBLIGATIONS UNDER**  
 23                   **TEA-21.**

24           (a) HIGHWAY TRUST FUND.—



1           (1) IN GENERAL.—Paragraph (1) of section  
2       9503(e) of the Internal Revenue Code of 1986 is  
3       amended—

4           (A) in the matter before subparagraph (A),  
5       by striking “July 1, 2004” and inserting “Au-  
6       gust 1, 2004”,

7           (B) by striking “or” at the end of subpara-  
8       graph (G),

9           (C) by striking the period at the end of  
10      subparagraph (H) and inserting “, or”,

11          (D) by inserting after subparagraph (H),  
12      the following new subparagraph:

13           “(I) authorized to be paid out of the High-  
14      way Trust Fund under the Surface Transpor-  
15      tation Extension Act of 2004, Part III.”, and

16          (E) in the matter after subparagraph (I),  
17      as added by this paragraph, by striking “Sur-  
18      face Transportation Extension Act of 2004,  
19      Part II” and inserting “Surface Transportation  
20      Extension Act of 2004, Part III”.

21          (2) MASS TRANSIT ACCOUNT.—Paragraph (3)  
22      of section 9503(e) of such Code is amended—

23          (A) in the matter before subparagraph (A),  
24      by striking “July 1, 2004” and inserting “Au-  
25      gust 1, 2004”,

1 (B) in subparagraph (E), by striking “or”  
 2 at the end of such subparagraph,

3 (C) in subparagraph (F), by inserting “,  
 4 or” at the end of such subparagraph,

5 (D) by inserting after subparagraph (F)  
 6 the following new subparagraph:

7 “(G) the Surface Transportation Extension  
 8 Act of 2004, Part III,” and

9 (E) in the matter after subparagraph (G),  
 10 as added by this paragraph, by striking “Sur-  
 11 face Transportation Extension Act of 2004,  
 12 Part II” and inserting “Surface Transportation  
 13 Extension Act of 2004, Part III”.

14 (3) EXCEPTION TO LIMITATION ON TRANS-  
 15 FERS.—Subparagraph (B) of section 9503(b)(5) of  
 16 such Code is amended by striking “July 1, 2004”  
 17 and inserting “August 1, 2004”.

18 (b) AQUATIC RESOURCES TRUST FUND.—

19 (1) SPORT FISH RESTORATION ACCOUNT.—  
 20 Paragraph (2) of section 9504(b) of the Internal  
 21 Revenue Code of 1986 is amended by striking “Sur-  
 22 face Transportation Extension Act of 2004, Part II”  
 23 each place it appears and inserting “Surface Trans-  
 24 portation Extension Act of 2004, Part III”.

1           (2) BOAT SAFETY ACCOUNT.—Subsection (c) of  
2       section 9504 of such Code is amended—

3           (A) by striking “July 1, 2004” and insert-  
4       ing “August 1, 2004”, and

5           (B) by striking “Surface Transportation  
6       Extension Act of 2004, Part II” and inserting  
7       “Surface Transportation Extension Act of  
8       2004, Part III”.

9           (3) EXCEPTION TO LIMITATION ON TRANS-  
10      FERS.—Paragraph (2) of section 9504(d) of such  
11      Code is amended by striking “July 1, 2004” and in-  
12      serting “August 1, 2004”.

13      (c) EFFECTIVE DATE.—The amendments made by  
14      this section shall take effect on the date of the enactment  
15      of this Act.

16      (d) TEMPORARY RULE REGARDING ADJUST-  
17      MENTS.—During the period beginning on the date of the  
18      enactment of the Surface Transportation Extension Act  
19      of 2003 and ending on July 31, 2004, for purposes of  
20      making any estimate under section 9503(d) of the Internal  
21      Revenue Code of 1986 of receipts of the Highway Trust  
22      Fund, the Secretary of the Treasury shall treat—

23           (1) each expiring provision of paragraphs (1)  
24      through (4) of section 9503(b) of such Code which  
25      is related to appropriations or transfers to such

1 Fund to have been extended through the end of the  
2 24-month period referred to in section  
3 9503(d)(1)(B) of such Code, and  
4 (2) with respect to each tax imposed under the  
5 sections referred to in section 9503(b)(1) of such  
6 Code, the rate of such tax during the 24-month pe-  
7 riod referred to in section 9503(d)(1)(B) of such  
8 Code to be the same as the rate of such tax as in  
9 effect on the date of the enactment of the Surface  
10 Transportation Extension Act of 2003.

Passed the House of Representatives June 23, 2004.

Attest:

*Clerk.*

108TH CONGRESS  
2D Session

# H. R. 4635

## AN ACT

To provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century.