

108TH CONGRESS
2D SESSION

H. R. 4864

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.

IN THE HOUSE OF REPRESENTATIVES

JULY 20, 2004

Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. PETRI, and Mr. LIPINSKI) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committees on Ways and Means, Resources, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

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 IV”.

1 **SEC. 2. ADVANCES.**

2 (a) IN GENERAL.—Section 2(a) of the Surface
3 Transportation Extension Act of 2003 (23 U.S.C. 104
4 note; 117 Stat. 1110; 118 Stat. 478; 118 Stat. 627; 118
5 Stat. 698) is amended by striking “and the Surface
6 Transportation Extension Act of 2004, Part III” and in-
7 serting “the Surface Transportation Extension Act of
8 2004, Part III, and the Surface Transportation Extension
9 Act of 2004, Part IV”.

10 (b) PROGRAMMATIC DISTRIBUTIONS.—

11 (1) SPECIAL RULES FOR MINIMUM GUAR-
12 ANTEE.—Section 2(b)(4) of such Act is amended to
13 read as follows:

14 “(4) SPECIAL RULES FOR MINIMUM GUAR-
15 ANTEE.—In carrying out the minimum guarantee
16 under section 105(c) of title 23, United States Code,
17 with funds apportioned under subsection (a) for the
18 minimum guarantee, as supplemented by the funds
19 apportioned under subsection (f), the aggregate of
20 amounts apportioned to the States under this sec-
21 tion for the minimum guarantee shall be treated, for
22 purposes of such section 105(c), as amounts made
23 available under section 105 of such title.”.

24 (2) EXTENSION OF OFF-SYSTEM BRIDGE SET-
25 ASIDE.—Section 144(g)(3) of title 23, United States
26 Code, is amended by striking “2003 and in the pe-

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

3 (c) AUTHORIZATION OF CONTRACT AUTHORITY.—
4 Section 1101(c)(1) of the Transportation Equity Act for
5 the 21st Century (117 Stat. 1111; 118 Stat. 478; 118
6 Stat. 627; 118 Stat. 698) is amended by striking
7 “\$26,998,288,667 for the period of October 1, 2003,
8 through July 31, 2004” and inserting “\$30,327,130,000
9 for fiscal year 2004”.

10 (d) LIMITATION ON OBLIGATIONS.—Section 2(e) of
11 the Surface Transportation Extension Act of 2003 (117
12 Stat. 1111; 118 Stat. 478; 118 Stat. 627; 118 Stat. 698)
13 is amended to read as follows:

14 “(e) LIMITATION ON OBLIGATIONS.—

15 “(1) DISTRIBUTION OF OBLIGATION AUTHOR-
16 ITY.—For fiscal year 2004, the Secretary shall dis-
17 tribute the obligation limitation made available for
18 Federal-aid highway and highway safety construc-
19 tion programs under the heading ‘FEDERAL-AID
20 HIGHWAYS’ in the Transportation, Treasury, and
21 Independent Agencies Appropriations Act, 2004 (di-
22 vision F of Public Law 108–199; 118 Stat. 290) in
23 accordance with section 110 of such Act (23 U.S.C.
24 104 note); except that, before distributing the obli-
25 gation limitation under section 110(a)(6) of such

1 Act, the Secretary shall not distribute the obligation
2 authority for the high priority projects program
3 under section 4(o) of this Act for fiscal year 2004
4 in an amount determined by multiplying the ratio
5 determined under section 110(a)(3) of such Act by
6 the amount authorized to be appropriated for fiscal
7 year 2004 for such program and shall distribute
8 such obligation authority following the date of enact-
9 ment of a multiyear law reauthorizing the Federal-
10 aid highway program. Such obligation authority
11 shall remain available until used and shall be in ad-
12 dition to the amount of any limitation imposed on
13 obligations for Federal-aid highway and highway
14 safety construction programs for future fiscal years.

15 “(2) TREATMENT OF OBLIGATIONS.—Any obli-
16 gation of obligation authority distributed under this
17 subsection shall be considered to be an obligation for
18 Federal-aid highway and highway safety construc-
19 tion programs for fiscal year 2004 for the purposes
20 of the matter under the heading ‘FEDERAL-AID
21 HIGHWAYS’ in the Transportation, Treasury, and
22 Independent Agencies Appropriations Act, 2004.”.

23 (e) ADJUSTMENT FOR DONOR STATES.—Section 2 of
24 such Act (117 Stat. 1110) is amended by adding at the
25 end the following:

1 “(f) ADJUSTMENT FOR DONOR STATES.—

2 “(1) IN GENERAL.—After apportioning funds
3 authorized under section 1101(c) of the Transpor-
4 tation Equity Act for the 21st Century (117 Stat.
5 1111) and section 5(c)(1) of this Act, the Secretary
6 shall apportion among the States amounts sufficient
7 to ensure that each State’s share of apportionments
8 under such sections and under this subsection is not
9 less than 90.5 percent of its estimated share of pay-
10 ments attributable to highway users in such State
11 paid into the Highway Trust Fund (other than the
12 Mass Transit Account) in the latest fiscal year for
13 which data are available.

14 “(2) AUTHORIZATION.—There are authorized to
15 be appropriated out of the Highway Trust Fund
16 (other than the Mass Transit Account) such sums as
17 may be necessary to carry out this subsection for fis-
18 cal year 2004.

19 “(3) ADMINISTRATION OF FUNDS.—Funds ap-
20 portioned to a State under this subsection shall be
21 available for obligation in the same manner as if
22 such funds were apportioned to the State under
23 chapter 1 of title 23, United States Code, shall be
24 combined with funds apportioned to the State for
25 the minimum guarantee program under subsection

1 (a), and shall be administered in the same manner
 2 as funds apportioned under section 105 of such
 3 title.”.

4 (f) CONFORMING AMENDMENTS.—Section 2(c) of
 5 such Act (117 Stat. 1111) is amended in each of para-
 6 graphs (1) and (2) by striking “subsection (a)” and insert-
 7 ing “subsections (a) and (f)”.

8 **SEC. 3. REPAYMENT FROM FUTURE APPORTIONMENTS.**

9 Section 2(c) of the Surface Transportation Extension
 10 Act of 2003 (117 Stat. 1111) is amended—

11 (1) in paragraph (1) by striking “a law reau-
 12 thorizing the Federal-aid highway program enacted
 13 after the date of enactment of this Act” and insert-
 14 ing “the Surface Transportation Extension Act of
 15 2004, Part IV”; and

16 (2) in paragraph (2) by striking “a law de-
 17 scribed in paragraph (1)” and inserting “the Sur-
 18 face Transportation Extension Act of 2004, Part
 19 IV”.

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

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

23 (1) FEDERAL LANDS HIGHWAYS.—

24 (A) INDIAN RESERVATION ROADS.—Sec-
 25 tion 1101(a)(8)(A) of the Transportation Eq-

1 uity Act for the 21st Century (112 Stat. 112;
2 117 Stat. 1113; 118 Stat. 479; 118 Stat. 628;
3 118 Stat. 699) is amended—

4 (i) in the first sentence by striking
5 “2003 and \$229,166,667 for the period of
6 October 1, 2003, through July 31,”; and

7 (ii) by striking the second sentence.

8 (B) PUBLIC LANDS HIGHWAYS.—Section
9 1101(a)(8)(B) of such Act (112 Stat. 112; 117
10 Stat. 1113; 118 Stat. 480; 118 Stat. 628; 118
11 Stat. 699) is amended by striking “2003 and
12 \$205,000,000 for the period of October 1,
13 2003, through July 31,”.

14 (C) PARK ROADS AND PARKWAYS.—Sec-
15 tion 1101(a)(8)(C) of such Act (112 Stat. 112;
16 117 Stat. 1113; 118 Stat. 480; 118 Stat. 628;
17 118 Stat. 699) is amended by striking “2003
18 and \$137,500,000 for the period of October 1,
19 2003, through July 31,”.

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; 118
23 Stat. 699) is amended by striking “2003 and
24 \$16,666,667 for the period of October 1, 2003,
25 through July 31,”.

1 (2) NATIONAL CORRIDOR PLANNING AND DE-
 2 VELOPMENT AND COORDINATED BORDER INFRA-
 3 STRUCTURE PROGRAMS.—Section 1101(a)(9) of such
 4 Act (112 Stat. 112; 117 Stat. 1114; 118 Stat. 480;
 5 118 Stat. 628; 118 Stat. 699) is amended by strik-
 6 ing “\$2003 and \$116,666,667 for the period of Oc-
 7 tober 1, 2003, through July 31,”.

8 (3) CONSTRUCTION OF FERRY BOATS AND
 9 FERRY TERMINAL FACILITIES.—

10 (A) IN GENERAL.—Section 1101(a)(10) of
 11 such Act (112 Stat. 113; 117 Stat. 1114; 118
 12 Stat. 480; 118 Stat. 628; 118 Stat. 699) is
 13 amended by striking “2003 and \$31,666,667
 14 for the period of October 1, 2003, through July
 15 31,”.

16 (B) SET ASIDE FOR ALASKA, NEW JERSEY,
 17 AND WASHINGTON.—Section 5(a)(3)(B) of the
 18 Surface Transportation Extension Act of 2003
 19 (117 Stat. 1114; 118 Stat. 480; 118 Stat. 628;
 20 118 Stat. 700) is amended—

21 (i) in clause (i) by striking
 22 “\$8,333,333” and inserting
 23 “\$10,000,000”;

1 (ii) in clause (ii) by striking
2 “\$4,166,667” and inserting “\$5,000,000”;
3 and
4 (iii) in clause (iii) by striking
5 “\$4,166,667” and inserting “\$5,000,000”.

6 (4) NATIONAL SCENIC BYWAYS PROGRAM.—
7 Section 1101(a)(11) of the Transportation Equity
8 Act for the 21st Century (112 Stat. 113; 117 Stat.
9 1114; 118 Stat. 480; 118 Stat. 629; 118 Stat. 700)
10 is amended by striking “fiscal year 2003, and
11 \$22,916,667 for the period of October 1, 2003,
12 through July 31, 2004” and inserting “fiscal years
13 2003 and 2004”.

14 (5) VALUE PRICING PILOT PROGRAM.—Section
15 1101(a)(12) of such Act (112 Stat. 113; 117 Stat.
16 1114; 118 Stat. 480; 118 Stat. 629; 118 Stat. 700)
17 is amended by striking “2003 and \$9,166,667 for
18 the period of October 1, 2003, through July 31,”.

19 (6) HIGHWAY USE TAX EVASION PROJECTS.—
20 Section 1101(a)(14) of such Act (112 Stat. 113;
21 117 Stat. 1114; 118 Stat. 480; 118 Stat. 629; 118
22 Stat. 700) is amended by striking “2003 and
23 \$4,166,667 for the period of October 1, 2003,
24 through July 31,”.

1 (7) COMMONWEALTH OF PUERTO RICO HIGH-
2 WAY PROGRAM.—Section 1101(a)(15) of such Act
3 (112 Stat. 113; 117 Stat. 1114; 118 Stat. 481; 118
4 Stat. 629; 118 Stat. 700) is amended by striking
5 “2003 and \$91,666,667 for the period of October 1,
6 2003, through July 31,”.

7 (8) SAFETY GRANTS.—Section 1212(i)(1)(D) of
8 such Act (23 U.S.C. 402 note; 112 Stat. 196; 112
9 Stat. 840; 117 Stat. 1114; 118 Stat. 481; 118 Stat.
10 629; 118 Stat. 700) is amended by striking “2003
11 and \$416,667 for the period of October 1, 2003,
12 through July 31,”.

13 (9) TRANSPORTATION AND COMMUNITY AND
14 SYSTEM PRESERVATION PILOT PROGRAM.—Section
15 1221(e)(1) of such Act (23 U.S.C. 101 note; 112
16 Stat. 223; 117 Stat. 1114; 118 Stat. 481; 118 Stat.
17 629; 118 Stat. 700) is amended by striking “2003
18 and \$20,833,333 for the period of October 1, 2003,
19 through July 31,”.

20 (10) TRANSPORTATION INFRASTRUCTURE FI-
21 NANCE AND INNOVATION.—Section 188 of title 23,
22 United States Code, is amended—

23 (A) by striking subsection (a)(1)(F) and
24 inserting the following:

25 “(F) \$130,000,000 for fiscal year 2004.”;

1 (B) in subsection (a)(2) by striking “2003
2 and \$1,666,667 for the period of October 1,
3 2003, through July 31,”; and

4 (C) in the item relating to fiscal year 2004
5 in the table contained in subsection (c) by strik-
6 ing “\$2,166,666,667” and inserting
7 “\$2,600,000,000”.

8 (b) AUTHORIZATION OF APPROPRIATIONS UNDER
9 TITLE V OF TEA-21.—

10 (1) SURFACE TRANSPORTATION RESEARCH.—

11 Section 5001(a)(1) of the Transportation Equity Act
12 for the 21st Century (112 Stat. 419; 117 Stat.
13 1115; 118 Stat. 481; 118 Stat. 630; 118 Stat. 701)
14 is amended by striking “\$87,500,000 for the period
15 of October 1, 2003, through July 31, 2004” and in-
16 serting “\$103,000,000 for fiscal year 2004”.

17 (2) TECHNOLOGY DEPLOYMENT PROGRAM.—

18 Section 5001(a)(2) of such Act (112 Stat. 419; 117
19 Stat. 1115; 118 Stat. 481; 118 Stat. 630; 118 Stat.
20 701) is amended by striking “\$45,833,333 for the
21 period of October 1, 2003, through July 31, 2004”
22 and inserting “\$50,000,000 for fiscal year 2004”.

23 (3) TRAINING AND EDUCATION.—Section
24 5001(a)(3) of such Act (112 Stat. 420; 117 Stat.
25 1115; 118 Stat. 481; 118 Stat. 630; 118 Stat. 701)

1 is amended by striking “\$17,500,000 for the period
2 of October 1, 2003, through July 31, 2004” and in-
3 serting “\$20,000,000 for fiscal year 2004”.

4 (4) BUREAU OF TRANSPORTATION STATIS-
5 TICS.—Section 5001(a)(4) of such Act (112 Stat.
6 420; 117 Stat. 1115; 118 Stat. 481; 118 Stat. 630;
7 118 Stat. 701) is amended by striking “2003 and
8 \$25,833,333 for the period of October 1, 2003,
9 through July 31,”.

10 (5) ITS STANDARDS, RESEARCH, OPERATIONAL
11 TESTS, AND DEVELOPMENT.—Section 5001(a)(5) of
12 such Act (112 Stat. 420; 117 Stat. 1115; 118 Stat.
13 481; 118 Stat. 630; 118 Stat. 701) is amended by
14 striking “\$95,833,333 for the period of October 1,
15 2003, through July 31, 2004” and inserting
16 “\$110,000,000 for fiscal year 2004”.

17 (6) ITS DEPLOYMENT.—Section 5001(a)(6) of
18 such Act (112 Stat. 420; 117 Stat. 1116; 118 Stat.
19 482; 118 Stat. 630; 118 Stat. 701) is amended by
20 striking “\$103,333,333 for the period of October 1,
21 2003, through July 31, 2004” and inserting
22 “\$122,000,000 for fiscal year 2004”.

23 (7) UNIVERSITY TRANSPORTATION RE-
24 SEARCH.—Section 5001(a)(7) of such Act (112 Stat.
25 420; 117 Stat. 1116; 118 Stat. 482; 118 Stat. 630;

1 118 Stat. 701) is amended by striking “\$22,500,000
2 for the period of October 1, 2003, through July 31,
3 2004” and inserting “\$26,500,000 for fiscal year
4 2004”.

5 (c) METROPOLITAN PLANNING.—Section 5(c)(1) of
6 the Surface Transportation Extension Act of 2003 (117
7 Stat. 1116; 118 Stat. 482; 118 Stat. 630; 118 Stat. 701)
8 is amended by striking “\$200,000,000 for the period of
9 October 1, 2003, through July 31, 2004” and inserting
10 “\$240,000,000 for fiscal year 2004”.

11 (d) TERRITORIES.—Section 1101(d)(1) of the Trans-
12 portation Equity Act for the 21st Century (117 Stat.
13 1116; 118 Stat. 482; 118 Stat. 630; 118 Stat. 702) is
14 amended by striking “\$30,333,333 for the period of Octo-
15 ber 1, 2003, through July 31, 2004” and inserting
16 “\$36,400,000 for fiscal year 2004”.

17 (e) ALASKA HIGHWAY.—Section 1101(e)(1) of such
18 Act (117 Stat. 1116; 118 Stat. 482; 118 Stat. 630; 118
19 Stat. 702) is amended by striking “\$15,666,667 for the
20 period of October 1, 2003, through July 31, 2004” and
21 inserting “\$18,800,000 for fiscal year 2004”.

22 (f) OPERATION LIFESAVER.—Section 1101(f)(1) of
23 such Act (117 Stat. 1117; 118 Stat. 482; 118 Stat. 631;
24 118 Stat. 702) is amended by striking “\$416,667 for the

1 period of October 1, 2003, through July 31, 2004” and
2 inserting “\$500,000 for fiscal year 2004”.

3 (g) BRIDGE DISCRETIONARY.—Section 1101(g)(1) of
4 such Act (117 Stat. 1117; 118 Stat. 482; 118 Stat. 631;
5 108 Stat. 702) is amended—

6 (1) by striking “\$83,333,333” and inserting
7 “\$100,000,000”; and

8 (2) by striking “the period of October 1, 2003
9 through July 31,” and inserting “fiscal year”.

10 (h) INTERSTATE MAINTENANCE.—Section
11 1101(h)(1) of such Act (117 Stat. 1117; 118 Stat. 482;
12 118 Stat. 631; 118 Stat. 702) is amended—

13 (1) by striking “\$83,333,333” and inserting
14 “\$100,000,000”; and

15 (2) by striking “the period of October 1, 2003,
16 through July 31,” and inserting “fiscal year”.

17 (i) RECREATIONAL TRAILS ADMINISTRATIVE
18 COSTS.—Section 1101(i)(1) of such Act (117 Stat. 1117;
19 118 Stat. 482; 118 Stat. 631; 118 Stat. 702) is amended
20 by striking “\$625,000 for the period of October 1, 2003,
21 through July 31, 2004” and inserting “\$750,000 for fiscal
22 year 2004”.

23 (j) RAILWAY-HIGHWAY CROSSING HAZARD ELIMI-
24 NATION IN HIGH SPEED RAIL CORRIDORS.—Section

1 1101(j)(1) of such Act (117 Stat. 1118; 118 Stat. 482;
2 118 Stat. 631; 118 Stat. 702) is amended—

3 (1) by striking “\$4,375,000” and inserting
4 “\$5,250,000”;

5 (2) by striking “\$208,833 instead of”; and

6 (3) by striking “the period of October 1, 2003,
7 through July 31, 2004” each place it appears and
8 inserting “fiscal year 2004”; and

9 (4) by striking the comma preceding “for eligi-
10 ble”.

11 (k) NONDISCRIMINATION.—Section 1101(k) of such
12 Act (117 Stat. 1118; 118 Stat. 482; 118 Stat. 631; 118
13 Stat. 702) is amended—

14 (1) in paragraph (1) by striking “\$8,333,333
15 for the period of October 1, 2003, through July 31,
16 2004” and inserting “\$10,000,000 for fiscal year
17 2004”; and

18 (2) in paragraph (2) by striking “\$8,333,333
19 for the period of October 1, 2003, through July 31,
20 2004” and inserting “\$10,000,000 for fiscal year
21 2004”.

22 (l) ADMINISTRATION OF FUNDS.—Section 5(l) of the
23 Surface Transportation Extension Act of 2003 (117 Stat.
24 1118; 118 Stat. 483; 118 Stat. 631; 118 Stat. 702) is
25 amended—

1 (1) by striking “and section 4 of the Surface
2 Transportation Extension Act of 2004, Part III”
3 and inserting “section 4 of the Surface Transpor-
4 tation Extension Act of 2004, Part III, and section
5 4 of the Surface Transportation Extension Act of
6 2004, Part IV”;

7 (2) by striking “the amendment made by sec-
8 tion 4(a)(1) of the Surface Transportation Exten-
9 sion Act, Part II” and all that follows before the pe-
10 riod at the end and inserting “the amendment made
11 by section 4(a)(1) of the Surface Transportation Ex-
12 tension Act of 2004, Part II, the amendment made
13 by section 4(a)(1) of the Surface Transportation Ex-
14 tension Act of 2004, Part III, or the amendment
15 made by section 4(a)(1) of the Surface Transpor-
16 tation Extension Act of 2004, Part IV”.

17 (m) REDUCTION OF ALLOCATED PROGRAMS.—Sec-
18 tion 5(m) of such Act (117 Stat. 1119; 118 Stat. 483;
19 118 Stat. 632; 118 Stat. 703) is amended—

20 (1) by striking “and section 4 of the Surface
21 Transportation Extension Act of 2004, Part III”
22 and inserting “section 4 of the Surface Transpor-
23 tation Extension Act of 2004, Part III, and section
24 4 of the Surface Transportation Extension Act of
25 2004, Part IV”;

1 (2) by striking “and by section 4 of the Surface
2 Transportation Extension Act of 2004, Part III”
3 each place it appears and inserting “by section 4 of
4 the Surface Transportation Extension Act of 2004,
5 Part III, and by section 4 of the Surface Transpor-
6 tation Extension Act of 2004, Part IV”.

7 (n) PROGRAM CATEGORY RECONCILIATION.—Section
8 5(n) of such Act (117 Stat. 1119; 118 Stat. 483; 118
9 Stat. 632; 118 Stat. 703) is amended by striking “and
10 section 4 of the Surface Transportation Extension Act of
11 2004, Part III” and inserting “section 4 of the Surface
12 Transportation Extension Act of 2004, Part III, and sec-
13 tion 4 of the Surface Transportation Extension Act of
14 2004, Part IV”.

15 (o) HIGH PRIORITY PROJECTS PROGRAM.—

16 (1) AUTHORIZATION OF APPROPRIATIONS.—

17 There is authorized to be appropriated from the
18 Highway Trust Fund (other than the Mass Transit
19 Account) for high priority projects identified in a
20 multiyear law reauthorizing the Federal-aid highway
21 program enacted after the date of enactment of this
22 Act, \$2,176,042,000 for fiscal year 2004.

23 (2) APPLICABILITY OF CERTAIN PROVISIONS.—

24 Any provision of law (other than section 1102 of the
25 Transportation Equity Act for the 21st Century (23

1 U.S.C. 104 note) and section 117 of title 23, United
 2 States Code) that would apply to funds authorized
 3 to be appropriated under section 1101(a)(13) of
 4 such Act (112 Stat. 113) shall apply to funds au-
 5 thorized to be appropriated by paragraph (1) of this
 6 paragraph.

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

8 (a) SEAT BELT SAFETY INCENTIVE GRANTS.—Sec-
 9 tion 157(g)(1) of title 23, United States Code, is amended
 10 by striking “\$93,333,333 for the period of October 1,
 11 2003, through July 31, 2004” and inserting
 12 “\$112,000,000 for fiscal year 2004”.

13 (b) PREVENTION OF INTOXICATED DRIVER INCEN-
 14 TIVE GRANTS.—Section 163(e)(1) of such title is amended
 15 by striking “\$100,000,000 for the period of October 1,
 16 2003, through July 31, 2004” and inserting
 17 “\$110,000,000 for fiscal year 2004”.

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

19 (a) FUNDING FOR NATIONAL OUTREACH AND COM-
 20 MUNICATIONS PROGRAM.—Section 4(c)(6) of the Dingell-
 21 Johnson Sport Fish Restoration Act (16 U.S.C.
 22 777c(c)(6)) is amended to read as follows:

23 “(6) \$10,000,000 for fiscal year 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
2 “FIRST 9 MONTHS OF”;

3 (2) in the matter preceding subparagraph (A)—
4 (A) by striking “the period of October 1,
5 2003, through July 31, 2004” and inserting
6 “fiscal year 2004”; and

7 (B) by striking “\$68,333,332” and insert-
8 ing “\$82,000,000”;

9 (3) in subparagraph (A) by striking
10 “\$8,333,332” and inserting “\$10,000,000”; and

11 (4) in subparagraph (B) by striking
12 “\$6,666,668” and inserting “\$8,000,000”.

13 (c) BOAT SAFETY FUNDS.—Section 13106(c) of title
14 46, United States Code, is amended—

15 (1) by striking “\$4,166,668” and inserting
16 “\$5,000,000”; and

17 (2) by striking “\$1,666,668” and inserting
18 “\$2,000,000”.

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

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

22 (1) in paragraph (1)—

23 (A) in the matter preceding subparagraph

24 (A) by striking “2003 and for the period of Oc-
25 tober 1, 2003, through July 31,”;

1 (B) in subparagraph (A) by striking “, ex-
2 cept” and all that follows before the semicolon
3 and inserting “, except for fiscal year 2004 dur-
4 ing which \$1,206,506,000 will be available”;

5 (C) in subparagraph (B) by striking “, ex-
6 cept” and all that follows before the semicolon
7 and inserting “, except for fiscal year 2004 dur-
8 ing which \$1,323,794,000 will be available”;
9 and

10 (D) in subparagraph (C) by striking “, ex-
11 cept” and all that follows before the period and
12 inserting “, except for fiscal year 2004 during
13 which \$607,200,000 will be available”;

14 (2) in paragraph (2)(B)—

15 (A) in clause (i) by striking “2003” and
16 inserting “2004”; and

17 (B) by striking clause (iii);

18 (3) in paragraph (3)(B) by striking “2003 (and
19 \$2,485,250 shall be available for the period October
20 1, 2003, through July 31, 2004)” and inserting
21 “2004”; and

22 (4) in paragraph (3)(C)—

23 (A) by striking “1999 through 2003” and
24 inserting “1999 through 2004”;

1 (B) by striking “\$41,420,833” and insert-
2 ing “\$50,000,000”; and

3 (C) by striking “the period October 1,
4 2003, through July 31, 2004” and inserting
5 “fiscal year 2004”.

6 (b) APPORTIONMENT OF APPROPRIATIONS FOR
7 FIXED GUIDEWAY MODERNIZATION.—Section 8(b)(1) of
8 the Surface Transportation Extension Act of 2003 (49
9 U.S.C. 5337 note) is repealed.

10 (c) FORMULA GRANTS AUTHORIZATIONS.—Section
11 5338(a)(2) of title 49, United States Code, is amended—

12 (1) in the paragraph heading by striking “2003
13 AND FOR THE PERIOD OF OCTOBER 1, 2003,
14 THROUGH JULY 31,”;

15 (2) by striking subparagraph (A)(vi) and insert-
16 ing the following:

17 “(vi) \$3,071,200,000 for fiscal year
18 2004.”;

19 (3) by striking subparagraph (B)(vi) and insert-
20 ing the following:

21 “(vi) \$767,800,000 for fiscal year
22 2004.”; and

23 (4) in subparagraph (C) by striking “a fiscal
24 year (other than for the period of October 1, 2003,

1 through July 31, 2004)” and inserting “each of fis-
2 cal years 1999 through 2003”.

3 (d) FORMULA GRANT FUNDS.—Section 8(d) of the
4 Surface Transportation Extension Act of 2003 (118 Stat.
5 633; 118 Stat. 705) is amended to read as follows:

6 “(d) ALLOCATION OF FORMULA GRANT FUNDS FOR
7 FISCAL YEAR 2004.—Of the aggregate of amounts made
8 available by or appropriated under section 5338(a)(2) of
9 title 49, United States Code, for fiscal year 2004—

10 “(1) \$4,849,950 shall be available to the Alaska
11 Railroad for improvements to its passenger oper-
12 ations under section 5307 of such title;

13 “(2) \$50,000,000 shall be available for bus and
14 bus facilities grants under section 5309 of such title;

15 “(3) \$90,652,801 shall be available to provide
16 transportation services to elderly individuals and in-
17 dividuals with disabilities under section 5310 of such
18 title;

19 “(4) \$240,607,643 shall be available to provide
20 financial assistance for other than urbanized areas
21 under section 5311 of such title;

22 “(5) \$6,950,000 shall be available to provide fi-
23 nancial assistance in accordance with section
24 3038(g) of the Transportation Equity Act for the
25 21st Century; and

1 “(6) \$3,445,939,606 shall be available to pro-
2 vide financial assistance for urbanized areas under
3 section 5307 of such title.”.

4 (e) CAPITAL PROGRAM AUTHORIZATIONS.—Section
5 5338(b)(2) of title 49, United States Code, is amended—

6 (1) in the paragraph heading by striking “2003
7 AND FOR THE PERIOD OF OCTOBER 1, 2003,
8 THROUGH JULY 31,”;

9 (2) by striking subparagraph (A)(vi) and insert-
10 ing the following:

11 “(vi) \$2,510,000,000 for fiscal year
12 2004.”; and

13 (3) by striking subparagraph (B)(vi) and insert-
14 ing the following:

15 “(vi) \$627,500,000 for fiscal year
16 2004.”.

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

19 (1) in the paragraph heading by striking “2003
20 AND FOR THE PERIOD OF OCTOBER 1, 2003,
21 THROUGH JULY 31,”;

22 (2) by striking subparagraph (A)(vi) and insert-
23 ing the following:

24 “(vi) \$58,600,000 for fiscal year
25 2004.”;

1 (3) by striking subparagraph (B)(vi) and insert-
2 ing the following:

3 “(vi) \$14,400,000 for fiscal year
4 2004.”; and

5 (4) in subparagraph (C) by striking “or any
6 portion of a fiscal year”.

7 (g) RESEARCH AUTHORIZATIONS.—Section
8 5338(d)(2) of such title is amended—

9 (1) in the paragraph heading by striking “2003
10 AND FOR THE PERIOD OF OCTOBER 1, 2003,
11 THROUGH JULY 31,”;

12 (2) by striking subparagraph (A)(vi) and insert-
13 ing the following:

14 “(vi) \$42,200,000 for fiscal year
15 2004.”;

16 (3) by striking subparagraph (B)(vi) and insert-
17 ing the following:

18 “(vi) \$10,800,000 for fiscal year
19 2004.”; and

20 (4) in subparagraph (C) by striking “(other
21 than for the period of October 1, 2003, through July
22 31, 2004)”.

23 (h) RESEARCH FUNDS.—Section 8(h) of the Surface
24 Transportation Extension Act of 2003 (118 Stat. 635;
25 118 Stat. 706) is repealed.

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

4 (1) in the paragraph heading by striking “2003
5 AND FOR THE PERIOD OF OCTOBER 1, 2003,
6 THROUGH JULY 31,”;

7 (2) in subparagraph (A) by striking “2003 and
8 \$3,976,400 for the period of October 1, 2003,
9 through July 31,”;

10 (3) in subparagraph (B) by striking “2003 and
11 \$994,100 for the period of October 1, 2003, through
12 July 31,”; and

13 (4) in each of subparagraphs (C)(i) and (C)(iii)
14 by striking “(other than for the period of October 1,
15 2003, through July 31, 2004)”.

16 (j) UNIVERSITY TRANSPORTATION RESEARCH
17 FUNDS.—

18 (1) IN GENERAL.—Section 8(j) of the Surface
19 Transportation Extension Act of 2003 (118 Stat.
20 635; 118 Stat. 706) is repealed.

21 (2) CONFORMING AMENDMENT.—Section
22 3015(d)(2) of the Transportation Equity Act for the
23 21st Century (49 U.S.C. 5338 note; 112 Stat. 857;
24 118 Stat. 487; 118 Stat. 636; 118 Stat. 707) is
25 amended by striking “or 2003 and in the period Oc-

1 tober 31, 2003, through July 31, 2004” and insert-
2 ing “, 2003, or 2004”.

3 (k) ADMINISTRATION AUTHORIZATIONS.—Section
4 5338(f)(2) of title 49, United States Code, is amended—

5 (1) in the paragraph heading by striking “2003
6 AND FOR THE PERIOD OF OCTOBER 1, 2003,
7 THROUGH JULY 31,”;

8 (2) by striking subparagraph (A)(vi) and insert-
9 ing the following:

10 “(vi) \$60,400,000 for fiscal year
11 2004.”; and

12 (3) by striking subparagraph (B)(vi) and insert-
13 ing the following:

14 (vi) \$15,100,000 for fiscal year
15 2004.”.

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

19 (1) by striking paragraph (1)(A)(vi) and insert-
20 ing the following:

21 “(vi) \$100,000,000 for fiscal year
22 2004.”;

23 (2) by striking paragraph (1)(B)(vi) and insert-
24 ing the following:

1 “(vi) \$25,000,000 for fiscal year
2 2004.”;

3 (3) in paragraph (2) by striking “; except that”
4 and all that follows before the period at the end; and
5 (4) in paragraph (4) by striking “\$16,568,333”
6 and inserting “\$20,000,000”.

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

11 (1) by striking paragraph (1)(F) and inserting
12 after paragraph (1)(E) the following:

13 “(F) \$5,250,000 for fiscal year 2004.”;
14 and

15 (2) in paragraph (2) by striking “\$6,800,000”
16 and all that follows through “July 31, 2004)” and
17 inserting “\$1,700,000 shall be available for each of
18 fiscal years 2000 through 2004”.

19 (n) URBANIZED AREA FORMULA GRANTS.—Section
20 5307(b)(2) of title 49, United States Code, is amended—

21 (1) in the paragraph heading by striking “FIS-
22 CAL YEAR 2003 AND FOR THE PERIOD OF OCTOBER
23 1, 2003, THROUGH JULY 31, 2004” and inserting “FIS-
24 CAL YEARS 2003 AND 2004”; and

1 (2) in subparagraph (A) by striking “fiscal year
2 2003, and for the period of October 1, 2003,
3 through July 31, 2004” and inserting “fiscal years
4 2003 and 2004”.

5 (o) OBLIGATION CEILING.—Section 3040 of the
6 Transportation Equity Act for the 21st Century (112
7 Stat. 394; 118 Stat. 637; 118 Stat. 708) is amended by
8 striking paragraph (6) and inserting the following:

9 “(6) \$7,309,000,000 in fiscal year 2004.”.

10 (p) FUEL CELL BUS AND BUS FACILITIES PRO-
11 GRAM.—Section 3015(b) of the Transportation Equity Act
12 for the 21st Century (112 Stat. 361; 118 Stat. 637; 118
13 Stat. 708) is amended by striking “(or, in the case of the
14 period of October 1, 2003, through July 31, 2004
15 \$4,017,821)”.

16 (q) ADVANCED TECHNOLOGY PILOT PROJECT.—Sec-
17 tion 3015(c)(2) of the Transportation Equity Act for the
18 21st Century (49 U.S.C. 322 note; 118 Stat. 637; 118
19 Stat. 708) is amended by striking “2003, and for the pe-
20 riod of October 1, 2003, through July 31, 2004
21 \$5,000,000 per fiscal year and \$4,142,083 for such pe-
22 riod” and inserting “2004, \$5,000,000 per fiscal year”.

23 (r) PROJECTS FOR NEW FIXED GUIDEWAY SYSTEMS
24 AND EXTENSIONS TO EXISTING SYSTEMS.—Section 3030
25 of the Transportation Equity Act for the 21st Century

1 (112 Stat. 373; 118 Stat. 637; 118 Stat. 708) is amend-
2 ed—

3 (1) by striking “2003 and for the period of Oc-
4 tober 1, 2003, through July 31, 2004,” each place
5 it appears and inserting “2004”; and

6 (2) in subsection (d)(3) by redesignating the
7 second subparagraph (D), relating to the Memphis-
8 Shelby International Airport intermodal facility, as
9 subparagraph (H) and aligning the margin of such
10 subparagraph with subparagraph (G).

11 (s) NEW JERSEY URBAN CORE PROJECT.—Section
12 3031(a)(3) of the Intermodal Surface Transportation Ef-
13 ficiency Act of 1991 (105 Stat. 2122; 112 Stat. 379; 117
14 Stat. 1126; 118 Stat. 489; 118 Stat. 637; 118 Stat. 708)
15 is amended by striking “2003, and for the period of Octo-
16 ber 1, 2003, through July 31,” each place it appears.

17 (t) TREATMENT OF FUNDS.—Section 8(t) of the Sur-
18 face Transportation Extension Act of 2003 (23 U.S.C.
19 101 note; 118 Stat. 637; 118 Stat. 708) is amended—

20 (1) in paragraph (1) by striking “, and by sec-
21 tion 7 of the Surface Transportation Extension Act
22 of 2004, Part III” and inserting “by section 7 of the
23 Surface Transportation Extension Act of 2004, Part
24 III, and by section 7 of the Surface Transportation
25 Extension Act of 2004, Part IV”; and

(u) LOCAL SHARE.—Section 3011(a) of the Transportation Equity Act for the 21st Century (49 U.S.C. 5307 note; 118 Stat. 637; 118 Stat. 708) is amended by striking “2003, and for the period of October 1, 2003 through July 31,”.

8 SEC. 8. NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRA-
9 TION PROGRAMS.

(a) CHAPTER 4 HIGHWAY SAFETY PROGRAMS.—Section 2009(a)(1) of the Transportation Equity Act for the 21st Century (112 Stat. 337; 117 Stat. 1119; 118 Stat. 489; 118 Stat. 637; 118 Stat. 709) is amended by striking “\$136,688,750 for the period of October 1, 2003, through July 31, 2004” and inserting “\$165,000,000 for fiscal year 2004”.

(b) HIGHWAY SAFETY RESEARCH AND DEVELOPMENT.—Section 2009(a)(2) of such Act (112 Stat. 337; 117 Stat. 1119; 118 Stat. 489; 118 Stat. 637; 118 Stat. 709) is amended by striking “2003 and \$59,646,000 for the period of October 1, 2003, through July 31,”.

(c) OCCUPANT PROTECTION INCENTIVE GRANTS.—
Section 2009(a)(3) of such Act (112 Stat. 337; 117 Stat.
1120; 118 Stat. 489; 118 Stat. 638; 118 Stat. 709) is
amended by striking “\$16,568,333 for the period of Octo-

ber 1, 2003, through July 31, 2004” and inserting
 “\$20,000,000 for fiscal year 2004”.

(d) ALCOHOL-IMPAIRED DRIVING COUNTER-
 MEASURES INCENTIVE GRANTS.—Section 2009(a)(4) of
 such Act (112 Stat. 337; 117 Stat. 1120; 118 Stat. 489;
 118 Stat. 638; 118 Stat. 709) is amended by striking
 “\$33,136,667 for the period of October 1, 2003, through
 July 31, 2004” and inserting “\$40,000,000 for fiscal year
 2004”.

(e) NATIONAL DRIVER REGISTER.—Section
 2009(a)(6) of such Act (112 Stat. 338; 117 Stat. 1120;
 118 Stat. 638; 118 Stat. 709) is amended by striking
 “\$2,982,300 for the period of October 1, 2003, through
 July 31, 2004” and inserting “\$3,600,000 for fiscal year
 2004”.

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

(a) ADMINISTRATIVE EXPENSES.—Section 7(a)(1) of
 the Surface Transportation Extension Act of 2003 (117
 Stat. 1120; 118 Stat. 490; 118 Stat. 638; 118 Stat. 709)
 is amended by striking “\$146,725,000 for the period Oc-
 tober 1, 2003, through July 31, 2004” and inserting
 “\$176,070,000 for fiscal year 2004”.

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

4 “(7) Not more than \$169,000,000 for fiscal
5 year 2004.”.

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

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

11 “(5) \$20,000,000 for the fiscal year 2004.”.

12 (2) EMERGENCY CDL GRANTS.—Section 7(c)(2)
13 of the Surface Transportation Extension Act of
14 2003 (117 Stat. 1121; 118 Stat. 490; 118 Stat.
15 638; 118 Stat. 709) is amended—

16 (A) by striking “the period of October 1,
17 2003 through June 30,” and inserting “fiscal
18 year”; and

19 (B) by striking “\$833,333” and inserting
20 “\$1,000,000”.

21 (d) CRASH CAUSATION STUDY.— Section 7(d) of
22 such Act (117 Stat. 1121; 118 Stat. 490; 118 Stat. 638)
23 is amended—

24 (1) by striking “\$833,333” and inserting
25 “\$1,000,000”; and

1 (2) by striking “the period of October 1, 2003
2 through July 31” and inserting “fiscal year”.

3 **SEC. 10. EXTENSION OF AUTHORIZATION FOR USE OF**
4 **TRUST FUNDS FOR OBLIGATIONS UNDER**
5 **TEA-21.**

6 (a) HIGHWAY TRUST FUND.—

7 (1) IN GENERAL.—Paragraph (1) of section
8 9503(c) of the Internal Revenue Code of 1986 is
9 amended—

10 (A) in the matter before subparagraph (A),
11 by striking “August 1, 2004” and inserting
12 “October 1, 2004”,

13 (B) by striking “or” at the end of subpara-
14 graph (H),

15 (C) by striking the period at the end of
16 subparagraph (I) and inserting “, or”,

17 (D) by inserting after subparagraph (I),
18 the following new subparagraph:

19 “(J) authorized to be paid out of the High-
20 way Trust Fund under the Surface Transpor-
21 tation Extension Act of 2004, Part IV.”, and

22 (E) in the matter after subparagraph (J),
23 as added by this paragraph, by striking “Sur-
24 face Transportation Extension Act of 2004,

1 Part III” and inserting “Surface Transpor-
 2 tation Extension Act of 2004, Part IV”.

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

5 (A) in the matter before subparagraph (A),
 6 by striking “August 1, 2004” and inserting
 7 “October 1, 2004”,

8 (B) in subparagraph (F), by striking “or”
 9 at the end of such subparagraph,

10 (C) in subparagraph (G), by inserting “or”
 11 at the end of such subparagraph,

12 (D) by inserting after subparagraph (G)
 13 the following new subparagraph:

14 “(H) the Surface Transportation Exten-
 15 sion Act of 2004, Part IV,” and

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

21 (3) EXCEPTION TO LIMITATION ON TRANS-
 22 FERS.—Subparagraph (B) of section 9503(b)(5) of
 23 such Code is amended by striking “August 1, 2004”
 24 and inserting “October 1, 2004”.

25 (b) AQUATIC RESOURCES TRUST FUND.—

1 (1) SPORT FISH RESTORATION ACCOUNT.—
2 Paragraph (2) of section 9504(b) of the Internal
3 Revenue Code of 1986 is amended by striking “Sur-
4 face Transportation Extension Act of 2004, Part
5 III” each place it appears and inserting “Surface
6 Transportation Extension Act of 2004, Part IV”.

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

9 (A) by striking “August 1, 2004” and in-
10 serting “October 1, 2004”, and

11 (B) by striking “Surface Transportation
12 Extension Act of 2004, Part III” and inserting
13 “Surface Transportation Extension Act of
14 2004, Part IV”.

15 (3) EXCEPTION TO LIMITATION ON TRANS-
16 FERS.—Paragraph (2) of section 9504(d) of such
17 Code is amended by striking “August 1, 2004” and
18 inserting “October 1, 2004”.

19 (c) EFFECTIVE DATE.—The amendments made by
20 this section shall take effect on the date of the enactment
21 of this Act.

22 (d) TEMPORARY RULE REGARDING ADJUST-
23 MENTS.—During the period beginning on the date of the
24 enactment of the Surface Transportation Extension Act
25 of 2003 and ending on September 30, 2004, for purposes

1 of making any estimate under section 9503(d) of the In-
2 ternal Revenue Code of 1986 of receipts of the Highway
3 Trust Fund, the Secretary of the Treasury shall treat—

4 (1) each expiring provision of paragraphs (1)
5 through (4) of section 9503(b) of such Code which
6 is related to appropriations or transfers to such
7 Fund to have been extended through the end of the
8 24-month period referred to in section
9 9503(d)(1)(B) of such Code, and

10 (2) with respect to each tax imposed under the
11 sections referred to in section 9503(b)(1) of such
12 Code, the rate of such tax during the 24-month pe-
13 riod referred to in section 9503(d)(1)(B) of such
14 Code to be the same as the rate of such tax as in
15 effect on the date of the enactment of the Surface
16 Transportation Extension Act of 2003.

○