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## AN ACT

To provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a multiyear law reauthorizing such programs.

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; EXTENSION PERIOD.**

4       (a) **SHORT TITLE.**—This Act may be cited as the  
5       “Surface Transportation Extension Act of 2009”.

6       (b) **EXTENSION PERIOD.**—This Act extends funding  
7       for programs funded out of the Highway Trust Fund for

1 the period beginning on October 1, 2009, and ending on  
2 the earlier of—

3 (1) the date of enactment of a multiyear law re-  
4 authorizing the Federal-aid highway, highway safety,  
5 motor carrier safety, and transit programs enacted  
6 after the date of enactment of this Act; and  
7 (2) December 31, 2009.

8 **SEC. 2. FEDERAL-AID HIGHWAY PROGRAM.**

9 (a) APPORTIONMENTS.—

10 (1) IN GENERAL.—On October 1 of fiscal year  
11 2010, the Secretary of Transportation shall appor-  
12 tion funds authorized for such fiscal year under sec-  
13 tion 1101(c) of SAFETEA–LU (119 Stat. 1153) (as  
14 added by subsection (d) of this section) to each  
15 State such that the State's share of funds appor-  
16 tioned is equal to the State's share for fiscal year  
17 2009 of funds apportioned or allocated for the pro-  
18 grams specified in paragraph (2).

19 (2) SPECIFIC PROGRAMS.—The programs re-  
20 ferred to in paragraph (1) are—

21 (A) the programs listed in section  
22 105(a)(2) of title 23, United States Code;  
23 (B) the program authorized by section  
24 144(f)(1) of such title;

## 5 (b) PROGRAMMATIC DISTRIBUTIONS.—

12 (A) The high priority projects program au-  
13 thorized by section 117 of title 23, United  
14 States Code.

15 (B) The program authorized by section  
16 144(f)(1) of such title.

17 (C) The program authorized by section  
18 1934 of SAFETEA-LU (119 Stat. 1485).

19 (D) The program authorized by section  
20 1962 of SAFETEA-LU (119 Stat. 1518).

(A) the amount apportioned to the State under subsection (a) for the fiscal year; by

(B) the ratio that—

(i) the amount of funds apportioned or allocated for such program to the State for fiscal year 2009; bears to—

(ii) the total of the amount of funds apportioned or allocated for all of such programs to the State for fiscal year 2009.

(3) ADMINISTRATION OF FUNDS.—Funds authorized by the amendment made by subsection (d) shall be administered as if the funds had been apportioned, allocated, deducted, or set aside, as the case may be, under title 23, United States Code, or under SAFETEA-LU (119 Stat. 1144 et seq.), except that the deductions and set-asides under the following sections shall not apply to such funds:

(A) Sections 104(b)(1)(A), 104(f),

104(h)(1), 118(c)(1), 130(e)(1), 140(b), 140(c),  
and 144(f)(1) of title 23, United States Code.

(B) Section 1404(c)(3) of SAFETEA-LU

(119 Stat. 1229).

(C) Section 111 of the SAFETEA-LU

## Technical Corrections Act of 2008 (122 Stat.)

1572).

(4) SPECIAL RULE FOR EQUITY BONUS.—The amounts apportioned to the States under this section for the equity bonus program under section 105 of title 23, United States Code, shall be treated, for purposes of section 105(d) of such title, as amounts made available under section 105 of such title, except that, for the period referred to in section 1(b), the \$2,639,000,000 set forth in section 105(d)(1) of such title shall be treated as being \$659,750,000.

16 (c) REPAYMENT FROM FUTURE APPORTION-  
17 MENTS.—

1 portioned to each State under subsection (a) for  
2 each such program for fiscal year 2010.

3 (2) PROGRAM CATEGORY RECONCILIATION.—  
4 The Secretary may establish procedures under which  
5 funds apportioned under subsection (a) for a pro-  
6 gram category for which funds are not authorized  
7 under a law described in paragraph (1) may be re-  
8 stored to the Federal-aid highway program.

9 (d) AUTHORIZATION OF CONTRACT AUTHORITY.—  
10 Section 1101 of SAFETEA-LU (119 Stat. 1153) is  
11 amended by adding at the end the following:

12 “(c) ADDITIONAL AUTHORIZATIONS.—

13 “(1) IN GENERAL.—There is authorized to be  
14 appropriated out of the Highway Trust Fund (other  
15 than the Mass Transit Account) to carry out section  
16 2(a) of the Surface Transportation Extension Act of  
17 2009 \$9,848,113,116 for the period referred to in  
18 section 1(b) of that Act.

19 “(2) SPECIAL RULE.—Funds apportioned under  
20 section 2(a) of the Surface Transportation Exten-  
21 sion Act of 2009 shall be subject to a limitation on  
22 obligations for Federal-aid highways and highway  
23 safety construction programs.

24 “(3) CONTRACT AUTHORITY.—Funds author-  
25 ized by this subsection shall be made available for

1 obligation and administered in the same manner as  
2 if such funds were apportioned under chapter 1 of  
3 title 23, United States Code, except that funds made  
4 available for the safe routes to school program au-  
5 thorized by section 1404, the coordinated border in-  
6 frastructure program authorized by section 1303,  
7 and the Appalachian development highway system  
8 program authorized by subtitle IV of title 40, United  
9 States Code, shall remain available until expended.”.

10 (e) LIMITATION ON OBLIGATIONS.—

11 (1) IN GENERAL.—Subject to paragraph (2),  
12 upon enactment of an Act making appropriations for  
13 the Department of Transportation for fiscal year  
14 2010 (other than an Act or resolution making con-  
15 tinuing appropriations), the Secretary shall—

16 (A) first calculate the distribution of the  
17 obligation limitation for Federal-aid highways  
18 and highway safety construction programs pro-  
19 vided by such Act according to the provisions of  
20 such Act, and, as necessary for purposes of  
21 making the calculations for the distribution of  
22 any obligation limitation under such Act, the  
23 Secretary shall annualize the amount of con-  
24 tract authority provided under this Act for Fed-

1           eral-aid highways and highway safety construc-  
2           tion programs; and then

3                   (B) multiply the results of the calculations  
4                   made under subparagraph (A) by one-quarter.

5                   (2) EXCEPTION.—An amount equal to  
6                   \$159,750,000 of the funds made available for the  
7                   period referred to in section 1(b) for the equity  
8                   bonus program authorized by section 105 of title 23,  
9                   United States Code, shall not be subject to any obli-  
10                   gation limitation.

11                   (3) TIME PERIOD FOR OBLIGATIONS.—After the  
12                   last day of the period referred to in section 1(b), no  
13                   funds shall be obligated for any Federal-aid highway  
14                   program project until the date of enactment of a  
15                   multiyear law reauthorizing the Federal-aid highway  
16                   program enacted after the date of enactment of this  
17                   Act.

18                   (4) TREATMENT OF OBLIGATIONS.—Any obliga-  
19                   tion of obligation authority distributed under this  
20                   subsection for fiscal year 2010 shall be considered to  
21                   be an obligation for Federal-aid highways and high-  
22                   way safety construction programs for fiscal year  
23                   2010 for the purposes of any obligation limitation  
24                   set in an Act making appropriations for the Depart-  
25                   ment of Transportation for fiscal year 2010.

1 **SEC. 3. FEDERAL-AID HIGHWAY PROGRAM ADMINISTRA-**2 **TIVE EXPENSES.**3 (a) **AUTHORIZATION OF CONTRACT AUTHORITY.**—

4 There shall be available from the Highway Trust Fund

5 (other than the Mass Transit Account) for administrative

6 expenses of the Federal-aid highway program

7 \$105,929,410 for the period referred to in section 1(b).

8 Such funds may be used for the purposes described in sec-

9 tions 104(a)(2) and 104(i) of title 23, United States Code.

10 (b) **CONTRACT AUTHORITY.**—Funds made available

11 by this section shall be available for obligation and shall

12 be administered in the same manner as if such funds were

13 apportioned under chapter 1 of title 23, United States

14 Code, and shall be subject to a limitation on obligations

15 for Federal-aid highways and highway safety construction

16 programs, except that such funds shall remain available

17 until expended.

18 **SEC. 4. OTHER FEDERAL-AID HIGHWAY PROGRAMS.**19 (a) **EXTENSION OF ISTEA AXLE WEIGHT EXEMP-**20 **TION FOR TRANSIT VEHICLES AND OVER-THE-ROAD**21 **BUSES.**—Section 1023(h) of the Intermodal Surface

22 Transportation Efficiency Act of 1991 (23 U.S.C. 127

23 note; 106 Stat. 1552) is amended—

24 (1) in paragraph (1) by striking “October 1,

25 2009” and inserting “the last day of the period re-

1       ferred to in section 1(b) of the Surface Transporta-  
2       tion Extension Act of 2009”; and

3               (2) in paragraph (2)(A) by striking “September  
4               30, 2009” and inserting “the last day of the period  
5               referred to in section 1(b) of the Surface Transpor-  
6               tation Extension Act of 2009”.

7               (b) EXTENSION OF FLEXIBILITY UNDER TEA-21 IN  
8       USE OF CERTAIN STP FUNDS.—Section 1108(f)(1) of the  
9       Transportation Equity Act for the 21st Century (23  
10      U.S.C. 133 note; 112 Stat. 141) is amended by inserting  
11      after “2009” the following: “and for the period referred  
12      to in section 1(b) of the Surface Transportation Extension  
13      Act of 2009”.

14               (c) EXTENSION OF AUTHORIZATIONS AND FLEXI-  
15      BILITIES UNDER TITLE I OF SAFETEA-LU.—

16               (1) FEDERAL LANDS HIGHWAYS PROGRAM.—

17               (A) INDIAN RESERVATION ROADS.—Sec-  
18       tion 1101(a)(9)(A) of SAFETEA-LU (119  
19       Stat. 1154) is amended—

20               (i) in clause (iv) by striking “and” at  
21               the end;

22               (ii) in clause (v) by striking the period  
23               at the end and inserting “; and”; and

24               (iii) by adding at the end the fol-  
25               lowing:

1                             “(vi) \$112,500,000 for the period re-  
2                             ferred to in section 1(b) of the Surface  
3                             Transportation Extension Act of 2009.”.

4                             (B) PARK ROADS AND PARKWAYS.—Sec-  
5                             tion 1101(a)(9)(B)(i) of SAFETEA-LU (119  
6                             Stat. 1154) is amended—

7                             (i) in subclause (IV) by striking  
8                             “and” at the end;

9                             (ii) in subclause (V) by striking the  
10                             period at the end and inserting “; and”;  
11                             and

12                             (iii) by adding at the end the fol-  
13                             lowing:

14                             “(VI) \$60,000,000 for the period  
15                             referred to in section 1(b) of the Sur-  
16                             face Transportation Extension Act of  
17                             2009.”.

18                             (C) REFUGE ROADS.—Section  
19                             1101(a)(9)(C) of SAFETEA-LU (119 Stat.  
20                             1154) is amended by inserting before the period  
21                             at the end the following: “and \$7,250,000 for  
22                             the period referred to in section 1(b) of the  
23                             Surface Transportation Extension Act of  
24                             2009”.

1 (D) PUBLIC LANDS HIGHWAYS.—Section  
2 1101(a)(9)(D) of SAFETEA-LU (119 Stat.  
3 1154) is amended—

4 (i) in clause (iv) by striking “and” at  
5 the end;

6 (ii) in clause (v) by striking the period  
7 at the end and inserting “; and”; and

13 (E) FOREST HIGHWAYS.—Section 1119(m)  
14 of SAFETEA-LU (119 Stat. 1190) is amend-  
15 ed—

22 (ii) in paragraph (2) by striking “for  
23 each fiscal year” and inserting “for each of  
24 fiscal years 2005 through 2009 and  
25 \$250,000 for the period referred to in sec-

9 (F) BIA ADMINISTRATIVE EXPENSES.—  
10 Section 202(d)(2)(F)(i) of title 23, United  
11 States Code, is amended by striking “and  
12 \$27,000,000 for fiscal year 2009” and inserting  
13 “\$27,000,000 for fiscal year 2009, and  
14 \$6,750,000 for the period referred to in section  
15 1(b) of the Surface Transportation Extension  
16 Act of 2009”.

17 (G) INDIAN RESERVATION ROAD  
18 BRIDGES.—Section 202(d)(4)(B)(i) of title 23,  
19 United States Code, is amended by inserting  
20 after “2009” the following: “and \$3,500,000  
21 for the period referred to in section 1(b) of the  
22 Surface Transportation Extension Act of  
23 2009”.

24 (2) NATIONAL CORRIDOR INFRASTRUCTURE IM-  
25 PROVEMENT PROGRAM.—

1 (A) IN GENERAL.—Section 1101(a)(10) of  
2 SAFETEA-LU (119 Stat. 1154) is amended—  
3 (i) in subparagraph (D) by striking  
4 “and” at the end;  
5 (ii) in subparagraph (E) by striking  
6 the period at the end and inserting “;  
7 and”; and  
8 (iii) by adding at the end the fol-  
9 lowing:  
10 “(F) \$97,400,000 for the period referred  
11 to in section 1(b) of the Surface Transportation  
12 Extension Act of 2009.”.

13 (B) DESIGNATED PROJECTS.—Notwith-  
14 standing section 1302(e) of SAFETEA-LU  
15 (119 Stat. 1205), the Secretary shall allocate  
16 funds made available for the national corridor  
17 infrastructure improvement program for the pe-  
18 riod referred to in section 1(b) on the basis of  
19 a competitive selection process in accordance  
20 with section 1302(b) of such Act (119 Stat.  
21 1204).

22 (3) NATIONAL SCENIC BYWAYS PROGRAM.—

23 (A) IN GENERAL.—Section 1101(a)(12) of  
24 SAFETEA-LU (119 Stat. 1155) is amended—

1 (i) in subparagraph (D) by striking  
2 “and” at the end;

3 (ii) in subparagraph (E) by striking  
4 the period at the end and inserting “;  
5 and”; and

6 (iii) by adding at the end the fol-  
7 lowing:

8                             “(F) \$10,875,000 for the period referred  
9                             to in section 1(b) of the Surface Transportation  
10                            Extension Act of 2009.”.

11 (B) RESOURCE CENTER.—Section 1803(c)  
12 of SAFETEA-LU (119 Stat. 1458) is amended  
13 by striking “and \$3,000,000 for each of fiscal  
14 years 2006 through 2009” and inserting “,  
15 \$3,000,000 for each of fiscal years 2006  
16 through 2009, and \$750,000 for the period re-  
17 ferred to in section 1(b) of the Surface Trans-  
18 portation Extension Act of 2009”.

19 (4) CONSTRUCTION OF FERRY BOATS AND  
20 FERRY TERMINAL FACILITIES.—

21 (A) IN GENERAL.—Section 1101(a)(13) of  
22 SAFETEA–LU (119 Stat. 1155) is amended—  
23 (i) in subparagraph (D) by striking  
24 “and” at the end;

1 (ii) in subparagraph (E) by striking  
2 the period at the end and inserting “;  
3 and”; and

4 (iii) by adding at the end the fol-  
5 lowing:

6                   “(F) \$16,750,000 for the period referred  
7                   to in section 1(b) of the Surface Transportation  
8                   Extension Act of 2009.”.

9 (B) NATIONAL FERRY DATABASE.—Section  
10 1801(e)(4)(C) of SAFETEA-LU (119 Stat.  
11 1456) is amended by inserting after “2009” the  
12 following: “and not more than \$125,000 for the  
13 period referred to in section 1(b) of the Surface  
14 Transportation Extension Act of 2009”.

15 (C) SET ASIDE FOR ALASKA, NEW JERSEY,  
16 AND WASHINGTON.—Section 147(d) of title 23,  
17 United States Code, is amended—

18 (i) in paragraph (1) by inserting after  
19 “2009” the following: “, and \$5,000,000  
20 of the amount made available to carry out  
21 this section for the period referred to in  
22 section 1(b) of the Surface Transportation  
23 Extension Act of 2009.”;

24 (ii) in paragraph (2) by striking “a  
25 fiscal year” and inserting “each of fiscal

1           years 2005 through 2009, and \$2,500,000  
2           of the \$5,000,000 for the period referred  
3           to in section 1(b) of the Surface Transpor-  
4           tation Extension Act of 2009.”;

5           (iii) in paragraph (3) by striking “a  
6           fiscal year” and inserting “each of fiscal  
7           years 2005 through 2009, and \$1,250,000  
8           of the \$5,000,000 for the period referred  
9           to in section 1(b) of the Surface Transpor-  
10           tation Extension Act of 2009.”; and

11           (iv) in paragraph (4) by striking “a  
12           fiscal year” and inserting “each of fiscal  
13           years 2005 through 2009, and \$1,250,000  
14           of the \$5,000,000 for the period referred  
15           to in section 1(b) of the Surface Transpor-  
16           tation Extension Act of 2009.”.

17           (5) PUERTO RICO HIGHWAY PROGRAM.—

18           (A) IN GENERAL.—Section 1101(a)(14) of  
19           SAFETEA-LU (119 Stat. 1155) is amended—

20           (i) in subparagraph (D) by striking  
21           “and” at the end;

22           (ii) in subparagraph (E) by striking  
23           the period at the end and inserting “;  
24           and”; and

1 (iii) by adding at the end the fol-  
2 lowing:

3                   “(F) \$37,500,000 for the period referred  
4                   to in section 1(b) of the Surface Transportation  
5                   Extension Act of 2009.”.

6 (B) ALLOCATION OF FUNDS.—Section  
7 165(a) of title 23, United States Code, is  
8 amended by inserting after “2009” the fol-  
9 lowing: “and for the period referred to in sec-  
10 tion 1(b) of the Surface Transportation Exten-  
11 sion Act of 2009”.

12 (6) PROJECTS OF NATIONAL AND REGIONAL  
13 SIGNIFICANCE PROGRAM.—

14 (A) IN GENERAL.—Section 1101(a)(15) of  
15 SAFETEA-LU (119 Stat. 1155) is amended—

16 (i) in subparagraph (D) by striking  
17 “and” at the end;

18 (ii) in subparagraph (E) by striking  
19 the period at the end and inserting “;  
20 and”: and

21 (iii) by adding at the end the fol-  
22 lowing:

23                         “(F) \$88,950,000 for the period referred  
24                         to in section 1(b) of the Surface Transportation  
25                         Extension Act of 2009.”

1 (B) DESIGNATED PROJECTS.—Notwith-  
2 standing section 1301(m) of SAFETEA-LU  
3 (119 Stat. 1202), the Secretary shall allocate  
4 funds made available for the projects of na-  
5 tional and regional significance program for the  
6 period referred to in section 1(b) on the basis  
7 of a competitive selection process in accordance  
8 with sections 1301(d), 1301(e), and 1301(f) of  
9 such Act (119 Stat. 1199).

17 (8) HIGHWAYS FOR LIFE.—

18 (A) IN GENERAL.—Section 1101(a)(20) of  
19 SAFETEA–LU (119 Stat. 1156) is amended—  
20 (i) in subparagraph (A) by striking  
21 “and” at the end;  
22 (ii) in subparagraph (B) by striking  
23 the period at the end and inserting “;  
24 and”; and

1 (iii) by adding at the end the fol-  
2 lowing:

3                   “(C) \$5,000,000 for the period referred to  
4                   in section 1(b) of the Surface Transportation  
5                   Extension Act of 2009.”.

6 (B) PROJECT SELECTIONS.—Section  
7 1502(b)(6) of SAFETEA-LU (119 Stat. 1237)  
8 is amended by striking “the period of fiscal  
9 years 2005 through 2009” and inserting “the  
10 period beginning on October 1, 2004, and end-  
11 ing on the last day of the period referred to in  
12 section 1(b) of the Surface Transportation Ex-  
13 tension Act of 2009”

14 (9) HIGHWAY USE TAX EVASION PROJECTS —

15 (A) IN GENERAL.—Section 1101(a)(21) of  
16 SAFETEA-LU (119 Stat. 1156) is amended—

17 (i) in subparagraph (C) by striking  
18 “and” at the end:

19 (ii) in subparagraph (D) by striking  
20 the period at the end and inserting “;  
21 and”; and

22 (iii) by adding at the end the fol-  
23 lowing:

1                         “(E) \$3,000,000 for the period referred to  
2                         in section 1(b) of the Surface Transportation  
3                         Extension Act of 2009.”.

4                         (B) ALLOCATIONS.—Section 1115(c) of  
5                         SAFETEA-LU (119 Stat. 1177) is amended—

6                             (i) by inserting after “2009” the first  
7                         place it appears the following: “and for the  
8                         period referred to in section 1(b) of the  
9                         Surface Transportation Extension Act of  
10                         2009”; and

11                             (ii) by adding at the end the fol-  
12                         lowing:

13                         “(5) \$3,000,000 for the period referred to in  
14                         section 1(b) of the Surface Transportation Exten-  
15                         sion Act of 2009.”.

16                         (C) SUBALLOCATIONS.—Section 143 of  
17                         title 23, United States Code, is amended—

18                             (i) in subsection (b)(2) by inserting  
19                         after “\$2,000,000” the following: “(and  
20                         for the period referred to in section 1(b) of  
21                         the Surface Transportation Extension Act  
22                         of 2009, \$500,000)”; and

23                             (ii) in subsection (c)(3) by inserting  
24                         after “2009” the following: “and for the  
25                         period referred to in section 1(b) of the

24 (13) ROADWAY SAFETY IMPROVEMENTS FOR  
25 OLDER DRIVERS AND PEDESTRIANS.—Section

1 1405(c) of SAFETEA-LU (119 Stat. 1231) is  
2 amended by inserting after “2009” the following:  
3 “and for the period referred to in section 1(b) of the  
4 Surface Transportation Extension Act of 2009”.

5 (14) WORK ZONE SAFETY GRANTS.—Section  
6 1409(c)(1) of SAFETEA-LU (119 Stat. 1232) is  
7 amended by inserting before the period at the end  
8 the following: “and \$1,250,000 for the period re-  
9 ferred to in section 1(b) of the Surface Transpor-  
10 tation Extension Act of 2009”.

11 (15) NATIONAL WORK ZONE SAFETY INFORMA-  
12 TION CLEARINGHOUSE.—Section 1410 of  
13 SAFETEA-LU (119 Stat. 1233) is amended—

14 (A) in subsection (a) by inserting after  
15 “2009” the following: “and for the period re-  
16 ferred to in section 1(b) of the Surface Trans-  
17 portation Extension Act of 2009”; and

18 (B) in subsection (b) by inserting before  
19 the period at the end the following: “and  
20 \$250,000 for the period referred to in section  
21 1(b) of the Surface Transportation Extension  
22 Act of 2009”.

23 (16) ROADWAY SAFETY.—Section 1411 of  
24 SAFETEA-LU (119 Stat. 1234) is amended—

1 (A) in subsection (a)(2) by inserting after  
2 “2009” the following: “and \$125,000 for the  
3 period referred to in section 1(b) of the Surface  
4 Transportation Extension Act of 2009”; and

5 (B) in subsection (b)(2) by striking “and  
6 \$500,000 for each of fiscal years 2006 through  
7 2009” and inserting “, \$500,000 for each of  
8 fiscal years 2006 through 2009, and \$125,000  
9 for the period referred to in section 1(b) of the  
10 Surface Transportation Extension Act of  
11 2009”.

16 (A) in subparagraph (A)—

17 (i) in clause (i) by striking “and” at  
18 the end;

19 (ii) in clause (ii) by striking the pe-  
20 riod at the end and inserting “; and”; and

21 (iii) by adding at the end the fol-  
22 lowing:

1 (B) in subparagraph (B) by inserting after  
2 “2009” the following: “and \$750,000 for the  
3 period referred to in section 1(b) of the Surface  
4 Transportation Extension Act of 2009”.

1 (b) of the Surface Transportation Extension Act of  
2 2009".

3 (21) NONMOTORIZED TRANSPORTATION PILOT  
4 PROGRAM.—Section 1807 of SAFETEA-LU (23  
5 U.S.C. 217 note; 119 Stat. 1460) is amended—

6 (A) in subsection (c) by striking "per fiscal  
7 year" and inserting "for each of fiscal years  
8 2006 through 2009 and \$1,562,500 for the pe-  
9 riod referred to in section 1(b) of the Surface  
10 Transportation Extension Act of 2009"; and

11 (B) in subsection (f)(1) by inserting before  
12 the period at the end the following: "and  
13 \$6,250,000 for the period referred to in section  
14 1(b) of the Surface Transportation Extension  
15 Act of 2009".

16 (22) ADDITION TO CMAQ-ELIGIBLE  
17 PROJECTS.—Section 1808 of SAFETEA-LU (119  
18 Stat. 1464) is amended—

19 (A) in subsection (i) by striking "Sep-  
20 tember 30, 2009," and inserting "the last day  
21 of the period referred to in section 1(b) of the  
22 Surface Transportation Extension Act of  
23 2009,"; and

24 (B) in subsection (j) by striking "Sep-  
25 tember 30, 2009," and inserting "the last day

1                   of the period referred to in section 1(b) of the  
2                   Surface Transportation Extension Act of  
3                   2009.”.

4                   (23) GRANT PROGRAM TO PROHIBIT RACIAL  
5                   PROFILING.—Section 1906(e)(1) of SAFETEA-LU  
6                   (23 U.S.C. 402 note; 119 Stat. 1469) is amended by  
7                   inserting before the period at the end the following:  
8                   “and \$1,875,000 for the period referred to in section  
9                   1(b) of the Surface Transportation Extension Act of  
10                   2009”.

11                   (24) GOING-TO-THE-SUN ROAD, GLACIER NA-  
12                   TIONAL PARK, MONTANA.—Section 1940(a) of  
13                   SAFETEA-LU (119 Stat. 1511; 120 Stat. 1109) is  
14                   amended—

15                   (A) in paragraph (2) by striking “and” at  
16                   the end;

17                   (B) in paragraph (3) by striking the period  
18                   at the end and inserting “; and”; and

19                   (C) by adding at the end the following:

20                   “(4) \$4,166,667 for the period referred to in  
21                   section 1(b) of the Surface Transportation Exten-  
22                   sion Act of 2009.”.

23                   (25) GREAT LAKES ITS IMPLEMENTATION.—  
24                   Section 1943(b) of SAFETEA-LU (119 Stat. 1512)  
25                   is amended by striking “and \$3,000,000 for fiscal

1 year 2009" and inserting ", \$3,000,000 for fiscal  
2 year 2009, and \$750,000 for the period referred to  
3 in section 1(b) of the Surface Transportation Exten-  
4 sion Act of 2009".

17 (28) SAFE ROUTES TO SCHOOL PROGRAM AD-  
18 MINISTRATIVE EXPENSES.—

19 (A) IN GENERAL.—There shall be available  
20 from the Highway Trust Fund (other than the  
21 Mass Transit Account) to carry out section  
22 1404(c)(3) of SAFETEA-LU (119 Stat. 1228)  
23 \$750,000 for the period referred to in section  
24 1(b).

1 (B) CONTRACT AUTHORITY.—Funds made  
2 available by this paragraph shall be available  
3 for obligation and administered in the same  
4 manner as if the funds were apportioned under  
5 chapter 1 of title 23, United States Code, and  
6 shall be subject to a limitation on obligations  
7 for Federal-aid highways and highway safety  
8 construction programs.

9 (d) EXTENSION OF AUTHORIZATIONS UNDER TITLE  
10 V OF SAFETEA-LU.—

11 (1) IN GENERAL.—

12 (A) SURFACE TRANSPORTATION RE-  
13 SEARCH, DEVELOPMENT, AND DEPLOYMENT  
14 PROGRAM.—Section 5101(a)(1) of SAFETEA-  
15 LU (119 Stat. 1779) is amended by inserting  
16 after “2009” the following: “and \$49,100,000  
17 for the period referred to in section 1(b) of the  
18 Surface Transportation Extension Act of  
19 2009”.

20 (B) TRAINING AND EDUCATION.—Section  
21 5101(a)(2) of SAFETEA-LU (119 Stat. 1779)  
22 is amended by inserting after “2009” the fol-  
23 lowing: “and \$6,675,000 for the period referred  
24 to in section 1(b) of the Surface Transportation  
25 Extension Act of 2009”.

1 (C) BUREAU OF TRANSPORTATION STATIS-  
2 TICS.—Section 5101(a)(3) of SAFETEA-LU  
3 (119 Stat. 1779) is amended by inserting after  
4 “2009” the following: “and \$6,750,000 for the  
5 period referred to in section 1(b) of the Surface  
6 Transportation Extension Act of 2009”.

7 (D) UNIVERSITY TRANSPORTATION RE-  
8 SEARCH.—Section 5101(a)(4) of SAFETEA-  
9 LU (119 Stat. 1779) is amended by striking  
10 “and \$78,900,000 for fiscal year 2009” and in-  
11 serting “\$78,900,000 for fiscal year 2009, and  
12 \$19,725,000 for the period referred to in sec-  
13 tion 1(b) of the Surface Transportation Exten-  
14 sion Act of 2009”.

15 (E) INTELLIGENT TRANSPORTATION SYS-  
16 TEMS (ITS) RESEARCH.—Section 5101(a)(5) of  
17 SAFETEA-LU (119 Stat. 1779) is amended  
18 by inserting after “2009” the following: “and  
19 \$27,500,000 for the period referred to in sec-  
20 tion 1(b) of the Surface Transportation Exten-  
21 sion Act of 2009”.

1 for the period referred to in section 1(b) among the  
2 major program areas under that program in the  
3 same ratio as funds were allocated among those  
4 major program areas for fiscal year 2009, except  
5 that any designation of funds for specific activities  
6 shall not be required to be continued during that pe-  
7 riod.

8 (3) OBLIGATION CEILING.—Section 5102 of  
9 SAFETEA–LU (119 Stat. 1780) is amended by in-  
10 serting before the period at the end the following:  
11 “and \$102,722,222 for the period referred to in sec-  
12 tion 1(b) of the Surface Transportation Extension  
13 Act of 2009”.

14 (e) EXTENSION OF SAFETEA–LU TECHNICAL COR-  
15 RECTIONS ACT OF 2008 PROVISIONS.—

16 (1) ADDITIONAL DISCRETIONARY USE OF SUR-  
17 FACE TRANSPORTATION PROGRAM FUNDS.—Section  
18 105(d) of the SAFETEA–LU Technical Corrections  
19 Act of 2008 (122 Stat. 1601) is amended by insert-  
20 ing after “\$1,000,000” the following: “, and for the  
21 period referred to in section 1(b) of the Surface  
22 Transportation Extension Act of 2009 not more  
23 than \$250,000,.”.

24 (2) HIGHWAY RESEARCH FUNDING.—

3 (i) IN GENERAL.—There shall be  
4 available from the Highway Trust Fund  
5 (other than the Mass Transit Account) to  
6 carry out the future strategic highway re-  
7 search program under section 510 of title  
8 23, United States Code, \$13,127,073 for  
9 the period referred to in section 1(b) of the  
10 Surface Transportation Extension Act of  
11 2009.

12 (ii) CONTRACT AUTHORITY.—Funds  
13 made available by this subparagraph shall  
14 be available for obligation and adminis-  
15 tered in the same manner as if the funds  
16 were apportioned under chapter 1 of title  
17 23, United States Code, except that the  
18 Federal share of the cost of activities car-  
19 ried out using such funds shall be 100 per-  
20 cent and such funds shall remain available  
21 until expended. Such funds shall be subject  
22 to a limitation on obligations for Federal-  
23 aid highways and highway safety construc-  
24 tion programs.

1 (B) FUNDING FOR RESEARCH ACTIVI-  
2 TIES.—Section 111(f) of the SAFETEA-LU  
3 Technical Corrections Act of 2008 (122 Stat.  
4 1605) is amended—

5 (i) in paragraph (1) by inserting after  
6 “2009” the following: “and \$250,000 for  
7 the period referred to in section 1(b) of the  
8 Surface Transportation Extension Act of  
9 2009”; and

10 (ii) in paragraph (2) by inserting after  
11 “2009” the following: “and \$1,225,000  
12 shall be available for the period referred to  
13 in section 1(b) of the Surface Transpor-  
14 tation Extension Act of 2009”.

15 (C) UNIVERSITY TRANSPORTATION RE-  
16 SEARCH.—Section 5506(k)(3) of title 49,  
17 United States Code, is amended by inserting  
18 after “2009” the following: “and for the period  
19 referred to in section 1(b) of the Surface Trans-  
20 portation Extension Act of 2009”.

21 (f) EXTENSION OF SET-ASIDE PROGRAMS AND AC-  
22 TIVITIES.—Section 1101 of SAFETEA-LU (119 Stat.  
23 1153) is further amended by adding at the end the fol-  
24 lowing:

1       “(d) EXTENSION OF SET-ASIDE PROGRAMS AND AC-  
2 TIVITIES.—

3       “(1) AUTHORIZATION OF APPROPRIATIONS.—

4       The following sums are authorized to be appro-  
5 priated out of the Highway Trust Fund (other than  
6 the Mass Transit Account) for the period referred to  
7 in section 1(b) of the Surface Transportation Exten-  
8 sion Act of 2009:

9           “(A) RECREATIONAL TRAILS ADMINISTRA-  
10 TIVE COSTS.—To cover costs of the Secretary  
11 described in section 104(h)(1) of title 23,  
12 United States Code, \$210,000.

13           “(B) INTERSTATE MAINTENANCE DISCRE-  
14 TIONARY PROJECTS.—To carry out projects de-  
15 scribed in section 118(c)(1) of such title  
16 \$25,000,000.

17           “(C) NONDISCRIMINATION.—

18           “(i) SKILLS TRAINING.—For the ad-  
19 ministration of section 140(b) of such title  
20 \$2,500,000.

21           “(ii) ON-THE-JOB TRAINING.—For the  
22 administration of section 140(c) of such  
23 title \$2,500,000.

1                 “(D) TERRITORIES.—For the territorial  
2                 highway program under section 215 of such  
3                 title \$12,500,000.

4                 “(E) ALASKA HIGHWAY.—For the Alaska  
5                 Highway program under section 218 of such  
6                 title \$7,500,000.

7                 “(2) PROJECT SELECTION CRITERIA.—The  
8                 project selection criteria in section 118(c)(2) of such  
9                 title shall apply to amounts made available by para-  
10                 graph (1)(B).

11                 “(3) CONTRACT AUTHORITY.—Funds made  
12                 available by this subsection shall be available for ob-  
13                 ligation and administered in the same manner as if  
14                 the funds were apportioned under chapter 1 of title  
15                 23, United States Code, and shall be subject to a  
16                 limitation on obligations for Federal-aid highways  
17                 and highway safety construction programs.”.

18                 (g) OPERATION LIFESAVER.—Section 104(d)(1)(B)  
19                 of title 23, United States Code, is amended by inserting  
20                 after “2009” the following: “and \$140,000 for the period  
21                 referred to in section 1(b) of the Surface Transportation  
22                 Extension Act of 2009”.

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

14 (i) INCREASED FEDERAL SHARE FOR CMAQ  
15 PROJECTS.—Section 120(c)(2) of title 23, United States  
16 Code, is amended by inserting after “or both,” the fol-  
17 lowing: “or with funds obligated in the period referred to  
18 in section 1(b) of the Surface Transportation Extension  
19 Act of 2009.”.

20 (j) HOV FACILITIES.—Section 166(b)(5) of title 23,  
21 United States Code, is amended by striking “Before Sep-  
22 tember 30, 2009” each place it appears and inserting  
23 “Through the last day of the period referred to in section  
24 1(b) of the Surface Transportation Extension Act of  
25 2009”.

1       (k) TRANSPORTATION INFRASTRUCTURE FINANCE  
2 AND INNOVATION.—Section 608 of title 23, United States  
3 Code, is amended—

4               (1) in subsection (a)(1) by inserting before the  
5 period at the end the following: “and \$30,500,000  
6 for the period referred to in section 1(b) of the Sur-  
7 face Transportation Extension Act of 2009”; and

8               (2) in subsection (a)(3) by inserting before the  
9 period at the end the following: “and not more than  
10 \$550,000 for the period referred to in section 1(b)  
11 of the Surface Transportation Extension Act of  
12 2009”.

13       (l) STATE INFRASTRUCTURE BANK PROGRAM.—Sec-  
14 tion 610 of title 23, United States Code, is amended—

15               (1) in subsection (d)(1)—

16                       (A) in subparagraph (A) by inserting after  
17 “2009” the following: “and for the period re-  
18 ferred to in section 1(b) of the Surface Trans-  
19 portation Extension Act of 2009”; and

20                       (B) in subparagraph (B) by inserting after  
21 “fiscal years” the following: “, and for the pe-  
22 riod referred to in section 1(b) of the Surface  
23 Transportation Extension Act of 2009,”;

24               (2) in subsection (d)(2) by inserting after  
25 “2009” the following: “, and in the period referred

1 to in section 1(b) of the Surface Transportation Ex-  
2 tension Act of 2009.”;

3 (3) in subsection (d)(3) by inserting after  
4 “2009” the following: “, and in the period referred  
5 to in section 1(b) of the Surface Transportation Ex-  
6 tension Act of 2009.”; and

7 (4) in subsection (k) by inserting after “2009”  
8 the following: “and for the period referred to in sec-  
9 tion 1(b) of the Surface Transportation Extension  
10 Act of 2009”.

11 (m) REDUCTION OF ALLOCATED PROGRAMS.—The  
12 Secretary of Transportation shall reduce the amount that  
13 would be made available, but for this section, for fiscal  
14 year 2010 for allocation under a program that is contin-  
15 ued both by a multiyear law reauthorizing such program  
16 enacted after the date of enactment of this Act and by  
17 this section (including the amendments made by this sec-  
18 tion) by the amount made available for such program by  
19 this section (including the amendments made by this sec-  
20 tion).

21 (n) PROGRAM CATEGORY RECONCILIATION.—The  
22 Secretary may establish procedures under which funds al-  
23 located under this section and the amendments made by  
24 this section for fiscal year 2010 for a program category  
25 for which funds are not authorized for fiscal year 2010

1 under a multiyear law reauthorizing the Federal-aid high-  
2 way program enacted after the date of enactment of this  
3 Act may be restored to the Federal-aid highway program.

4 **SEC. 5. EXTENSION OF HIGHWAY SAFETY PROGRAMS OF**  
5 **THE NATIONAL HIGHWAY TRAFFIC SAFETY**  
6 **ADMINISTRATION.**

7 (a) CHAPTER 4 HIGHWAY SAFETY PROGRAMS.—Sec-  
8 tion 2001(a)(1) of SAFETEA-LU (119 Stat. 1519) is  
9 amended—

10 (1) by striking “and”; and  
11 (2) by inserting after “2009” the following: “,  
12 and \$58,750,000 for the period referred to in section  
13 1(b) of the Surface Transportation Extension Act of  
14 2009”.

15 (b) HIGHWAY SAFETY RESEARCH AND DEVELOP-  
16 MENT.—Section 2001(a)(2) of such Act (119 Stat. 1519)  
17 is amended—

18 (1) by striking “and”; and  
19 (2) by inserting after “2009” the following: “,  
20 and \$26,375,000 for the period referred to in section  
21 1(b) of the Surface Transportation Extension Act of  
22 2009”.

23 (c) OCCUPANT PROTECTION INCENTIVE GRANTS.—  
24 (1) EXTENSION OF PROGRAM.—Section 405 of  
25 title 23, United States Code, is amended—

1 (A) in subsection (a)(3) by striking “6”  
2 and inserting “7”; and

8       Section 2001(a)(3) of such Act (119 Stat. 1519) is  
9       amended—

10 (A) by striking “and”; and

11 (B) by inserting after “2009” the fol-  
12 lowing: “, and \$6,250,000 for the period re-  
13 ferred to in section 1(b) of the Surface Trans-  
14 portation Extension Act of 2009”.

15 (d) SAFETY BELT PERFORMANCE GRANTS.—

16 (1) EXTENSION OF PROGRAM.—Section  
17 406(c)(1) of title 23, United States Code, is amend-  
18 ed by striking “2009” and inserting “2010”.

22 (A) by striking “and”; and

23 (B) by inserting after “2009” the fol-  
24 lowing: “, and \$31,125,000 for the period re-

1 referred to in section 1(b) of the Surface Trans-  
2 portation Extension Act of 2009”.

3 (e) STATE TRAFFIC SAFETY INFORMATION SYSTEM  
4 IMPROVEMENTS.—Section 2001(a)(5) of such Act (119  
5 Stat. 1519) is amended—

6 (1) by striking “and”; and

11 (f) ALCOHOL-IMPAIRED DRIVING COUNTER-  
12 MEASURES INCENTIVE GRANT PROGRAM.—

15 (A) in subsection (a)(3)(C) by striking “in  
16 each of the fifth, sixth, seventh, and eighth fis-  
17 cal years” and inserting “in each subsequent  
18 fiscal year”; and

19 (B) in subsection (b)(2)(C) by striking  
20 “and 2009” and inserting “ 2009 and 2010”

24 (A) by striking “and”; and

1 (B) by inserting after “2009” the fol-  
2 lowing: “, and \$34,750,000 for the period re-  
3 ferred to in section 1(b) of the Surface Trans-  
4 portation Extension Act of 2009”.

5 (g) NATIONAL DRIVER REGISTER.—Section  
6 2001(a)(7) of such Act (119 Stat. 1520) is amended—

7 (1) by striking “and”; and

12 (h) HIGH VISIBILITY ENFORCEMENT PROGRAM.—

20 (A) by striking “and”; and

21 (B) by inserting after “2009” the second  
22 place it appears the following: “, and  
23 \$7,250,000 for the period referred to in section  
24 1(b) of the Surface Transportation Extension  
25 Act of 2009”.

(i) MOTORCYCLIST SAFETY.—

9 (A) by striking “and”; and

10 (B) by inserting after “2009” the fol-  
11 lowing: “, and \$1,750,000 for the period re-  
12 ferred to in section 1(b) of the Surface Trans-  
13 portation Extension Act of 2009”.

14 (j) CHILD SAFETY AND CHILD BOOSTER SEAT SAFE-  
15 TY INCENTIVE GRANTS.—

16 (1) EXTENSION OF PROGRAM.—Section  
17 2011(c)(2) of such Act (23 U.S.C. 405 note; 119  
18 Stat. 1538) is amended by striking “fourth fiscal  
19 year” and inserting “fourth and fifth fiscal years”.

20 (2) AUTHORIZATION OF APPROPRIATIONS.—  
21 Section 2001(a)(10) of such Act (119 Stat. 1520) is  
22 amended—

23 (A) by striking “and”; and

24 (B) by inserting after "2009" the fol-  
25 lowing: " , and \$1,750,000 for the period re-

1 referred to in section 1(b) of the Surface Trans-  
2 portation Extension Act of 2009”.

3 (k) ADMINISTRATIVE EXPENSES.—Section  
4 2001(a)(11) of such Act (119 Stat. 1520) is amended—  
5 (1) by striking “and” the last place it appears;  
6 and

(l) APPLICABILITY OF TITLE 23.—Section 2001(c) of such Act (119 Stat. 1520) is amended by striking “2009” and inserting “2010”.

14 (m) DRUG-IMPAIRED DRIVING ENFORCEMENT.—  
15 Section 2013(f) of such Act (23 U.S.C. 403 note; 119  
16 Stat. 1540) is amended to read as follows:

17       “(f) FUNDING.—Out of amounts made available to  
18 carry out section 403 of title 23, United States Code, the  
19 Secretary shall make available to carry out this section—

20               “(1) \$1,200,000 for each of fiscal years 2006  
21               through 2009; and

22               “(2) \$300,000 for the period referred to in sec-  
23               tion 1(b) of the Surface Transportation Extension  
24               Act of 2009.”.

1       (n) OLDER DRIVER SAFETY; LAW ENFORCEMENT  
2 TRAINING.—Section 2017 of such Act (23 U.S.C. 402  
3 note; 119 Stat. 1541) is amended—

12 SEC. 6. EXTENSION OF FEDERAL MOTOR CARRIER SAFETY  
13 ADMINISTRATION PROGRAMS.

14 (a) MOTOR CARRIER SAFETY GRANTS.—Section  
15 31104(a) of title 49, United States Code, is amended—

16 (1) by striking “and” at the end of paragraph  
17 (4);

18 (2) by striking the period at the end of para-  
19 graph (5) and inserting “; and”; and

20 (3) by adding at the end the following:

21               “(6) \$52,250,000 for the period referred to in  
22               section 1(b) of the Surface Transportation Exten-  
23               sion Act of 2009.”.

24 (b) ADMINISTRATIVE EXPENSES.—Section  
25 31104(i)(1) of title 49, United States Code, is amended—

1 (1) by striking “and” at the end of subparagraph-  
2 graph (D);

3 (2) by striking the period at the end of sub-  
4 paragraph (E) and inserting “; and”; and

5 (3) by adding at the end the following:

6                   “(F) \$58,500,000 for the period referred  
7                   to in section 1(b) of the Surface Transportation  
8                   Extension Act of 2009.”.

9 (c) HIGH PRIORITY ACTIVITIES.—Section 31104(k)

10 of title 49, United States Code, is amended—

19 (d) GRANT PROGRAMS.—Section 4101(c) of  
20 SAFETEA-LU (119 Stat. 1715) is amended—

17 (e) NEW ENTRANT AUDITS.—Section  
18 31144(g)(5)(B) of title 49, United States Code, is amend-  
19 ed by inserting after “fiscal year” the following: “and, in  
20 the case of the period referred to in section 1(b) of the  
21 Surface Transportation Extension Act of 2009, up to  
22 \$7,250,000”.

23 (f) HIGH PRIORITY ACTIVITIES.—Section  
24 31313(b)(2) of such title is amended by inserting “or for

1 the period referred to in section 1(b) of the Surface Trans-  
2 portation Extension Act of 2009” after “fiscal year”.

3 (g) COMMERCIAL DRIVER’S LICENSE INFORMATION  
4 SYSTEM MODERNIZATION.—Section 4123(d) of  
5 SAFETEA-LU (119 Stat. 1736) is amended—

6 (1) by striking “and” at the end of paragraph  
7 (3);

8 (2) by striking the period at the end of para-  
9 graph (4) and inserting “; and”; and

10 (3) by adding at the end the following:

11 “(5) \$2,000,000 for the period referred to in  
12 section 1(b) of the Surface Transportation Exten-  
13 sion Act of 2009.”.

14 (h) OUTREACH AND EDUCATION.—Section 4127(e)  
15 of such Act (119 Stat. 1741) is amended by inserting after  
16 “2009” the following: “(and, in the case of the period re-  
17 ferred to in section 1(b) of the Surface Transportation Ex-  
18 tension Act of 2009, \$250,000 to the Federal Motor Car-  
19 rier Safety Administration and \$750,000 to the National  
20 Highway Traffic Safety Administration)”.

21 (i) GRANT PROGRAM FOR COMMERCIAL MOTOR VE-  
22 HICLE OPERATORS.—Section 4134(c) of such Act (119  
23 Stat. 1744) is amended by inserting after “2009” the fol-  
24 lowing: “and \$250,000 for the period referred to in section

1 1(b) of the Surface Transportation Extension Act of  
2 2009".

3 (j) EXEMPTION DURING HARVEST PERIODS.—Sec-  
4 tion 4146 of such Act (119 Stat. 1749) is amended by  
5 striking “at the end of fiscal year 2009” and inserting  
6 “on the last day of the period referred to in section 1(b)  
7 of the Surface Transportation Extension Act of 2009”.

8 (k) WORKING GROUP FOR DEVELOPMENT OF PRAC-  
9 TICES AND PROCEDURES TO ENHANCE FEDERAL-STATE  
10 RELATIONS.—Section 4213(d) of such Act (119 Stat.  
11 1759) is amended by striking “September 30, 2009” and  
12 inserting “the last day of the period referred to in section  
13 1(b) of the Surface Transportation Extension Act of  
14 2009”.

15 (l) OFFICE OF INTERMODALISM.—Section 5503(i) of  
16 title 49, United States Code, is amended by inserting after  
17 “2009” the following: “and for the period referred to in  
18 section 1(b) of the Surface Transportation Extension Act  
19 of 2009”.

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

21 (a) ALLOCATION OF FUNDS.—Section 5305(g) of  
22 title 49, United States Code, is amended by striking  
23 “2009” and inserting “2009 and the period referred to  
24 in section 1(b) of the Surface Transportation Extension  
25 Act of 2009”.

1       (b) SPECIAL RULE.—Section 5307(b)(2) of such title

2 is amended—

3               (1) in the paragraph heading by striking “2009”  
4 and inserting “2009 AND THE EXTENSION PERIOD”;

5               (2) in subparagraph (A) by striking “2009,”  
6 and inserting “2009 and the period referred to in  
7 section 1(b) of the Surface Transportation Extension  
8 Act of 2009,”; and

9               (3) in subparagraph (E)—

10               (A) by striking the subparagraph heading  
11 and inserting “MAXIMUM AMOUNTS IN FISCAL  
12 YEARS 2008 AND 2009 AND THE EXTENSION PE-  
13 RIOD.—”; and

14               (B) by striking “2009” and inserting  
15 “2009 and the period referred to in section 1(b)  
16 of the Surface Transportation Extension Act of  
17 2009”.

18       (c) ALLOCATING AMOUNTS.—Section 5309(m) of  
19 such title is amended—

20               (1) in paragraph (2) by striking the matter pre-  
21 ceding subparagraph (A), including the paragraph  
22 designator and heading, and inserting the following:

23               “(2) FISCAL YEARS 2006 THROUGH 2009 AND  
24 THE EXTENSION PERIOD.—The amounts made avail-  
25 able or appropriated for fiscal years 2006 through

1       2009 and the period referred to in section 1(b) of  
2       the Surface Transportation Extension Act of 2009  
3       under sections 5338(b) and 5338(c) shall be allo-  
4       cated as follows:”;

5               (2) in paragraph (2)(A)(i) by striking “2009”  
6       and inserting “2009 and \$50,000,000 for the period  
7       referred to in section 1(b) of the Surface Transpor-  
8       tation Extension Act of 2009”;

9               (3) in paragraph (6)(B) by striking “2009” and  
10      inserting “2009, and \$3,750,000 for the period re-  
11      ferred to in section 1(b) of the Surface Transpor-  
12      tation Extension Act of 2009,”;

13               (4) in paragraph (6)(C) by striking “2009” and  
14      inserting “2009, and \$1,250,000 for the period re-  
15      ferred to in section 1(b) of the Surface Transpor-  
16      tation Extension Act of 2009,”;

17               (5) in paragraph (7)(A)—

18                       (A) by striking “2009” and inserting  
19                       “2009, and \$2,500,000 shall be available for  
20                       the period referred to in section 1(b) of the  
21                       Surface Transportation Extension Act of  
22                       2009,”; and

23                       (B) by striking “each fiscal year” and in-  
24                       serting “each of fiscal years 2006 through  
25                       2009”;

1 (6) in paragraph (7)(B) by inserting after  
2 clause (iv) the following:

19 (d) APPORTIONMENTS.—Section 5311(c)(1) of such  
20 title is amended by inserting after subparagraph (D) the  
21 following:

22                   “(E) \$3,750,000 for the period referred to  
23                   in section 1(b) of the Surface Transportation  
24                   Extension Act of 2009.”.

1       (e) APPORTIONMENT BASED ON FIXED GUIDEWAY  
2 FACTORS.—Section 5337(a) of such title is amended by  
3 striking “2009” and inserting “2009 and the period re-  
4 ferred to in section 1(b) of the Surface Transportation Ex-  
5 tension Act of 2009 (with  $\frac{3}{12}$  of each of the dollar  
6 amounts listed in paragraphs (1) through (6) made avail-  
7 able for the extension period)”).

8 (f) FORMULA AND BUS GRANTS.—Section 5338(b) of  
9 such title is amended—

10 (1) in paragraph (1)—

11 (A) by striking “and” at the end of sub-  
12 paragraph (C);

13 (B) by striking the period at the end of  
14 subparagraph (D) and inserting “; and”; and

15 (C) by adding at the end the following:

16                   “(E) \$2,090,141,250 for the period re-  
17                   ferred to in section 1(b) of the Surface Trans-  
18                   portation Extension Act of 2009.”;

19 (2) in paragraph (2)(A)—

20 (A) by striking “and” after “2008;” and

21 (B) by inserting “, and \$28,375,000 for  
22 the period referred to in section 1(b) of the  
23 Surface Transportation Extension Act of 2009”  
24 after “2009”;

25 (3) in paragraph (2)(B)—

6 (4) in paragraph (2)(C)—

12 (5) in paragraph (2)(D)—

13 (A) by striking “and” after “2008;” and  
14 (B) by inserting “, and \$416,625,000 for  
15 the period referred to in section 1(b) of the  
16 Surface Transportation Extension Act of 2009”  
17 after “2009;”

18 (6) in paragraph (2)(E)—

19 (A) by striking “and” after “2008,”; and  
20 (B) by inserting “, and \$246,000,000 for  
21 the period referred to in section 1(b) of the  
22 Surface Transportation Extension Act of 2009”  
23 after “2009”;

24 (7) in paragraph (2)(F)—

25 (A) by striking “and” after “2008;” and

1 (B) by inserting “, and \$33,375,000 for  
2 the period referred to in section 1(b) of the  
3 Surface Transportation Extension Act of 2009”  
4 after “2009”;

5 (8) in paragraph (2)(G)—

6 (A) by striking “and” after “2008,”; and

10 after “2009”;

11 (9) in paragraph (2)(H)—

12 (A) by striking “and” after “2008;” and

13 (B) by inserting “, and \$41,125,000 for  
14 the period referred to in section 1(b) of the  
15 Surface Transportation Extension Act of 2009”

16 after “2009”;

17 (10) in paragraph (2)(I)—

18 (A) by striking “and” after “2008;” and

19 (B) by inserting “, and \$23,125,000 for  
20 the period referred to in section 1(b) of the  
21 Surface Transportation Extension Act of 2009”

22 after “2009”;

23 (11) in paragraph (2)(J)—

24 (A) by striking “and” after “2008;” and

1 (B) by inserting “, and \$6,725,000 for the  
2 period referred to in section 1(b) of the Surface  
3 Transportation Extension Act of 2009” after  
4 “2009”;

5 (12) in paragraph (2)(K)—

6 (A) by striking “and” after “2008;”; and

11 (13) in paragraph (2)(L)—

12 (A) by striking “and” after “2008;” and

13 (B) by inserting “, and \$6,250,000 for the  
14 period referred to in section 1(b) of the Surface  
15 Transportation Extension Act of 2009” after  
16 “2009”;

17 (14) in paragraph (2)(M)—

18 (A) by striking “and” after “2008,”; and

19 (B) by inserting “, and \$116,250,000 for  
20 the period referred to in section 1(b) of the  
21 Surface Transportation Extension Act of 2009”  
22 after “2009”; and

23 (15) in paragraph (2)(N)—

24 (A) by striking “and” after “2008;” and

1 (B) by inserting “, and \$2,200,000 for the  
2 period referred to in section 1(b) of the Surface  
3 Transportation Extension Act of 2009” after  
4 “2009”.

5 (g) CAPITAL INVESTMENT GRANTS.—Section  
6 5338(c) of such title is amended—

7 (1) by striking “and” at the end of paragraph  
8 (3);

11 (3) by adding at the end the following:

12               “(5) \$452,312,500 for the period referred to in  
13               section 1(b) of the Surface Transportation Exten-  
14               sion Act of 2009.”.

15 (h) RESEARCH AND UNIVERSITY RESEARCH CEN-  
16 TERS.—Section 5338(d) of such title is amended—

17 (1) in the matter preceding subparagraph (A)  
18 of paragraph (1)—

19 (A) by striking “and” after “2008,”; and  
20 (B) by inserting “and \$17,437,500 for the  
21 period referred to in section 1(b) of the Surface  
22 Transportation Extension Act of 2009,” after  
23 “2009.”;

24 (2) in paragraph (1)(A)—

25 (A) by striking “and” after “2008;” and

5 (3) in paragraph (1)(B)—

11 (B) by inserting “, and of which not more  
12 than \$250,000 for the period referred to in sec-  
13 tion 1(b) of the Surface Transportation Exten-  
14 sion Act of 2009,” after “each fiscal year” the  
15 second place it appears;

24 (6) in paragraph (1)(E) by inserting “, and  
25 \$250,000 shall be allocated for the period referred

1 to in section 1(b) of the Surface Transportation Ex-  
2 tension Act of 2009,” after “each fiscal year”.

3 (i) ADMINISTRATION.—Section 5338(e) of such title  
4 is amended—

5 (1) by striking “and” at the end of paragraph  
6 (3);

7 (2) by striking the period at the end of para-  
8 graph (4) and inserting “; and”; and

9 (3) by adding at the end the following:

10 “(5) \$24,625,000 for the period referred to in  
11 section 1(b) of the Surface Transportation Exten-  
12 sion Act of 2009.”.

13 (j) EXTENSION OF SAFETEA–LU PROGRAMS.—

14 (1) CONTRACTED PARATRANSIT PILOT.—Sec-  
15 tion 3009(i)(1) of SAFETEA–LU (119 Stat. 1572)  
16 is amended by inserting after “2009” the following:  
17 “and for the period referred to in section 1(b) of the  
18 Surface Transportation Extension Act of 2009”.

19 (2) PUBLIC-PRIVATE PARTNERSHIP PILOT PRO-  
20 GRAM.—Section 3011(c)(5) of SAFETEA–LU (49  
21 U.S.C. 5309 note; 119 Stat. 1588) is amended by  
22 inserting after “2009” the following: “and for the  
23 period referred to in section 1(b) of the Surface  
24 Transportation Extension Act of 2009”.

14 (k) OBLIGATION CEILING.—Section 3040 of  
15 SAFETEA-LU (119 Stat. 1639) is amended—

16 (1) by striking “and” at the end of paragraph  
17 (4);

18 (2) by striking the period at the end of para-  
19 graph (5) and inserting “; and”; and

20 (3) by adding at the end the following:

21                 “(6) \$2,584,516,250 for the period referred to  
22                 in section 1(b) of the Surface Transportation Exten-  
23                 sion Act of 2009, of which not more than  
24                 \$2,090,141,250 shall be from the Mass Transit Ac-  
25                 count.”.

1        (l) FINAL DESIGN AND CONSTRUCTION OF NEW  
2 FIXED GUIDEWAY CAPITAL PROJECTS.—Section 3043(b)  
3 of SAFETEA-LU (119 Stat. 1641) is amended in the  
4 matter preceding paragraph (1) by inserting after “2009”  
5 the following: “and for the period referred to in section  
6 1(b) of the Surface Transportation Extension Act of  
7 2009”.

8        (m) PRELIMINARY ENGINEERING OF NEW FIXED  
9 GUIDEWAY CAPITAL PROJECTS.—Section 3043(c) of  
10 SAFETEA-LU (119 Stat. 1642) is amended in the mat-  
11 ter preceding paragraph (1) by inserting after “2009” the  
12 following: “and for the period referred to in section 1(b)  
13 of the Surface Transportation Extension Act of 2009”.

14        (n) APPORTIONMENT PERIOD.—The Secretary of  
15 Transportation shall apportion funds under this section,  
16 including the amendments made by this section, not later  
17 than 21 days after the date of enactment of this Act.

18        (o) TREATMENT OF FUNDS.—Amounts made avail-  
19 able under the amendments made by this section shall be  
20 treated for purposes of section 1101(b) of SAFETEA-LU  
21 (23 U.S.C. 101 note) as amounts made available for pro-  
22 grams under title III of that Act.

23 **SEC. 8. BOATING SAFETY EXTENSION.**

24        (a) AUTHORIZATION OF APPROPRIATIONS.—Section  
25 3 of the Dingell-Johnson Sport Fish Restoration Act (16

1 U.S.C. 777b) is amended by inserting after “1984,” the  
2 following: “and for the period referred to in section 1(b)  
3 of the Surface Transportation Extension Act of 2009.”.

4 (b) DIVISION OF ANNUAL APPROPRIATIONS.—

5 (1) IN GENERAL.—Section 4(a) of such Act (16  
6 U.S.C. 777c(a)) is amended—

7 (A) by inserting after “2009” the fol-  
8 lowing: “and for the period referred to in sec-  
9 tion 1(b) of the Surface Transportation Exten-  
10 sion Act of 2009”; and

11 (B) by striking “annual”.

12 (2) ADMINISTRATIVE EXPENSES.—Section  
13 4(b)(1)(A) of such Act (16 U.S.C. 777c(b)(1)(A)) is  
14 amended to read as follows:

15 (A) SET-ASIDE FOR ADMINISTRATION.—  
16 From the annual appropriation made in accord-  
17 ance with section 3, for each of fiscal years  
18 2006 through 2009 and for the period referred  
19 to in section 1(b) of the Surface Transportation  
20 Extension Act of 2009, the Secretary of the In-  
21 terior may use no more than the amount speci-  
22 fied in subparagraph (B) or (C) for the fiscal  
23 year or period, as appropriate, for expenses for  
24 administration incurred in the implementation  
25 of this Act, in accordance with this section and

1           section 9. The amount specified in subparagraph  
2           (B) or (C) for a fiscal year or period may  
3           not be included in the amount of the appropriation  
4           distributed under subsection (a) for the fiscal  
5           year or period.”.

6           (3) SET-ASIDE AMOUNT.—Section 4(b)(1) of  
7           such Act (16 U.S.C. 777c(b)(1)) is amended by adding  
8           at the end the following:

9               “(C) EXTENSION PERIOD.—The available  
10           amount referred to in subparagraph (A) for the  
11           period referred to in section 1(b) of the Surface  
12           Transportation Extension Act of 2009 is 25  
13           percent of the available amount under subparagraph  
14           (B) for fiscal year 2009.”.

15           (4) APPORTIONMENT AMONG STATES.—The  
16           first sentence of section 4(c) of such Act (16 U.S.C.  
17           777c(c)) is amended by striking “annual”.

18           (c) PUBLIC ACCESS TO WATERS.—Section 8(b) of  
19           such Act (16 U.S.C. 777g(b)) is amended—

20               (1) in paragraph (1)—

21                   (A) in the first sentence by striking “for  
22                   each fiscal year”; and

23                   (B) in the second sentence by striking “in  
24                   a fiscal year”; and

25               (2) in paragraph (2) by striking “annual”.

1       (d) PAYMENTS OF FUNDS TO AND COOPERATION  
2 WITH PUERTO RICO, THE DISTRICT OF COLUMBIA,  
3 GUAM, AMERICAN SAMOA, COMMONWEALTH OF THE  
4 NORTHERN MARIANA ISLANDS, AND VIRGIN ISLANDS.—  
5 Section 12 of such Act (16 U.S.C. 777k) is amended by  
6 striking “annual”.

7       (e) MULTISTATE CONSERVATION GRANT PRO-  
8 GRAM.—

9               (1) AMOUNT FOR GRANTS.—Section 14(a)(1) of  
10 such Act (16 U.S.C. 777m(a)(1)) is amended to  
11 read as follows:

12               “(1) AMOUNT FOR GRANTS.—Not more than  
13 \$3,000,000 of each annual appropriation made in  
14 accordance with the provisions of section 3, and not  
15 more than \$750,000 of the appropriation made for  
16 the period referred to in section 1(b) of the Surface  
17 Transportation Extension Act of 2009 in accordance  
18 with the provisions of section 3, shall be distributed  
19 to the Secretary of the Interior for making  
20 multistate conservation project grants in accordance  
21 with this section.”.

22               (2) FUNDING FOR OTHER ACTIVITIES.—Section  
23 14(e) of such Act (16 U.S.C. 777m(e)) is amended  
24 by adding at the end the following:

1 “For the period referred to in section 1(b) of the Surface  
2 Transportation Extension Act of 2009, paragraph (1)  
3 shall be applied by substituting ‘\$50,000’ for ‘\$200,000’  
4 and paragraph (2) shall be applied by substituting  
5 ‘\$100,000’ for ‘\$400,000’.”.

6 **SEC. 9. LEVEL OF OBLIGATION LIMITATIONS.**

7 (a) HIGHWAY CATEGORY.—Section 8003(a) of  
8 SAFETEA-LU (119 Stat. 1917) is amended—

9 (1) by striking “and” at the end of paragraph  
10 (4);

11 (2) by striking the period at the end of para-  
12 graph (5) and inserting “; and”; and

13 (3) by adding at the end the following:

14 “(6) for the period referred to in section 1(b)  
15 of the Surface Transportation Extension Act of  
16 2009, \$10,617,492,545.”.

17 (b) MASS TRANSIT CATEGORY.—Section 8003(b) of  
18 SAFETEA-LU (119 Stat. 1917) is amended—

19 (1) by striking “and” at the end of paragraph  
20 (4);

21 (2) by striking the period at the end of para-  
22 graph (5) and inserting “; and”; and

23 (3) by inserting after paragraph (5) the fol-  
24 lowing:

1               “(6) for the period referred to in section 1(b)  
2               of the Surface Transportation Extension Act of  
3               2009, \$2,584,516,250.”.

4               (c) TREATMENT OF FUNDS.—No adjustment pursu-  
5               ant to section 110 of title 23, United States Code, shall  
6               be made for fiscal year 2010.

7               **SEC. 10. HAZARDOUS MATERIALS RESEARCH PROJECTS.**

8               Section 7131(c) of SAFETEA-LU (119 Stat. 1910)  
9               is amended by inserting after “2009” the following: “and  
10       \$312,500 for the period referred to in section 1(b) of the  
11       Surface Transportation Extension Act of 2009”.

12               **SEC. 11. EXTENSION AND EXPANSION OF EXPENDITURE AU-  
13               THORITY FROM TRUST FUNDS.**

14               (a) HIGHWAY TRUST FUND.—

15               (1) HIGHWAY ACCOUNT.—Paragraph (1) of sec-  
16               tion 9503(c) of the Internal Revenue Code of 1986  
17               is amended—

18               (A) by striking “September 30, 2009 (Oc-  
19               tober 1, 2009” and inserting “December 31,  
20               2009 (January 1, 2010”, and

21               (B) by striking “under” and all that fol-  
22               lows and inserting “under the Surface Trans-  
23               portation Extension Act of 2009 or any other  
24               provision of law which was referred to in this  
25               paragraph before the date of the enactment of

1           such Act (as such Act and provisions of law are  
2           in effect on the date of the enactment of such  
3           Act).”.

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

6                   (A) by striking “October 1, 2009” and in-  
7                   serting “January 1, 2010”, and

8                   (B) by striking “in accordance with” and  
9                   all that follows and inserting “in accordance  
10                   with the Surface Transportation Extension Act  
11                   of 2009 or any other provision of law which was  
12                   referred to in this paragraph before the date of  
13                   the enactment of such Act (as such Act and  
14                   provisions of law are in effect on the date of the  
15                   enactment of such Act).”.

16           (3) EXCEPTION TO LIMITATION ON TRANS-  
17           FERS.—Subparagraph (B) of section 9503(b)(6) of  
18           such Code is amended by striking “September 30,  
19           2009 (October 1, 2009” and inserting “December  
20           31, 2009 (January 1, 2010”.

21           (b) SPORT FISH RESTORATION AND BOATING TRUST  
22           FUND.—

23                   (1) IN GENERAL.—Paragraph (2) of section  
24                   9504(b) of such Code is amended—

1 (A) by striking “(as in effect” in subparagraph  
2 graph (A) and all that follows in such subparagraph  
3 and inserting “(as in effect on the date  
4 of the enactment of the Surface Transportation  
5 Extension Act of 2009),”

6 (B) by striking “(as in effect” in subparagraph  
7 graph (B) and all that follows in such subparagraph  
8 graph and inserting “(as in effect on the date  
9 of the enactment of the Surface Transportation  
10 Extension Act of 2009), and”, and

11 (C) by striking “(as in effect” in subparagraph  
12 graph (C) and all that follows in such subparagraph  
13 graph and inserting “(as in effect on the date  
14 of the enactment of the Surface Transportation  
15 Extension Act of 2009).”.

20 (c) EFFECTIVE DATE.—The amendments made by  
21 this section shall take effect on September 30, 2009.

Passed the House of Representatives September 23,  
2009

Attest: **LORRAINE C. MILLER,**  
*Clerk.*



**Calendar No. 191**

**111<sup>th</sup> CONGRESS  
1<sup>st</sup> SESSION  
H. R. 3617**

**AN ACT**

To provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a multiyear law re-authorizing such programs.

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OCTOBER 29, 2009

Read the second time and placed on the calendar