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111TH CONGRESS
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S. 1533

[Report No. 111-61]

To provide an extension of public transportation programs authorized under the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users.

IN THE SENATE OF THE UNITED STATES

JULY 29, 2009

Mr. DODD, from the Committee on Banking, Housing, and Urban Affairs, reported the following original bill; which was read twice and placed on the calendar

A BILL

To provide an extension of public transportation programs authorized under the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users.

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 “Public Transportation
5 Extension Act of 2009”.

1 **SEC. 2. ALLOCATION OF FUNDS FOR PLANNING PRO-**
2 **GRAMS.**

3 Section 5305(g) of title 49, United States Code, is
4 amended by striking “2009” and inserting “2010, and for
5 the period beginning October 1, 2010, and ending March
6 31, 2011,”.

7 **SEC. 3. SPECIAL RULE FOR URBANIZED AREA FORMULA**
8 **GRANTS.**

9 Section 5307(b)(2) of title 49, United States Code,
10 is amended—

11 (1) in the paragraph heading, by striking
12 “2009” and inserting “2010, AND THE PERIOD BEGIN-
13 NING OCTOBER 1, 2010, AND ENDING MARCH 31,
14 2011”;

15 (2) in subparagraph (A), by striking “2009,”
16 and inserting “2010, and the period beginning Octo-
17 ber 1, 2010, and ending March 31, 2011,”; and

18 (3) in subparagraph (E)—

19 (A) in the subparagraph heading, by strik-
20 ing “AND 2009” and inserting “THROUGH 2010
21 AND DURING THE PERIOD BEGINNING OCTOBER
22 1, 2010, AND ENDING MARCH 31, 2011”; and

23 (B) in the matter preceding clause (i), by
24 striking “and 2009” and inserting “through
25 2010, and during the period beginning October
26 1, 2010, and ending March 31, 2011,”.

1 **SEC. 4. ALLOCATING AMOUNTS FOR CAPITAL INVESTMENT**
2 **GRANTS.**

3 Section 5309(m) of title 49, United States Code, is
4 amended—

5 (1) in paragraph (2)—

6 (A) in the heading, by striking “2009” and
7 inserting “2010 AND OCTOBER 1, 2010, THROUGH
8 MARCH 31, 2011”;

9 (B) in the matter preceding subparagraph
10 (A), by striking “2009” and inserting “2010,
11 and during the period beginning October 1,
12 2010, and ending March 31, 2011,”; and

13 (C) in subparagraph (A)(i), by striking
14 “2009” and inserting “2010, and \$100,000,000
15 for the period beginning October 1, 2010, and
16 ending March 31, 2011,”;

17 (2) in paragraph (6)—

18 (A) in subparagraph (B), by striking
19 “2009” and inserting “2010, and \$7,500,000
20 shall be available for the period beginning Octo-
21 ber 1, 2010, and ending March 31, 2011,”; and

22 (B) in subparagraph (C), by striking
23 “2009” and inserting “2010, and \$2,500,000
24 shall be available for the period beginning Octo-
25 ber 1, 2010 and ending March 31, 2011,”; and

26 (3) in paragraph (7)—

1 (A) in subparagraph (A)—

2 (i) by redesignating clauses (i)
3 through (viii) as subclauses (I) through
4 (VIII), respectively;

5 (ii) in the matter preceding subclause
6 (I), as so redesignated, by striking
7 “\$10,000,000” and all that follows
8 through “2009” and inserting the fol-
9 lowing:

10 “(i) FISCAL YEARS 2006 THROUGH
11 2010.—\$10,000,000 shall be available in
12 each of fiscal years 2006 through 2010”;
13 and

14 (iii) by inserting after subclause
15 (VIII), as so redesignated, the following:

16 “(ii) SPECIAL RULE FOR OCTOBER 1,
17 2010, THROUGH MARCH 31, 2011.—
18 \$5,000,000 shall be available in the period
19 beginning October 1, 2010, and ending
20 March 31, 2011, for ferry boats or ferry
21 terminal facilities. The Secretary shall set
22 aside a portion of such amount in accord-
23 ance with clause (i), except that the Sec-
24 retary shall set aside 50 percent of each

1 dollar amount specified in subclauses (I)
2 through (VIII).”;

3 (B) in subparagraph (B), by inserting
4 after “2009.” the following:

5 “(v) \$13,500,000 for fiscal year 2010.

6 “(vi) \$6,750,000 for the period begin-
7 ning October 1, 2010, and ending March
8 31, 2011.”;

9 (C) in subparagraph (C), by inserting “,
10 and during the period beginning October 1,
11 2010, and ending March 31, 2011,” after “fis-
12 cal year”;

13 (D) in subparagraph (D), by inserting “,
14 and not less than \$17,500,000 shall be avail-
15 able for the period beginning October 1, 2010,
16 and ending March 31, 2011,” after “year”; and

17 (E) in subparagraph (E), by inserting “,
18 and \$1,500,000 shall be available for the period
19 beginning October 1, 2010, and ending March
20 31, 2011,” after “year”.

21 **SEC. 5. APPORTIONMENT OF FORMULA GRANTS FOR**
22 **OTHER THAN URBANIZED AREAS.**

23 Section 5311(c)(1) of title 49, United States Code,
24 is amended by adding at the end the following:

25 “(E) \$15,000,000 for fiscal year 2010.

1 “(F) \$7,500,000 for the period beginning
2 October 1, 2010, and ending March 31, 2011.”.

3 **SEC. 6. APPORTIONMENT BASED ON FIXED GUIDEWAY FAC-**
4 **TORS.**

5 Section 5337 of title 49, United States Code, is
6 amended—

7 (1) in subsection (a), in the matter preceding
8 paragraph (1), by striking “2009” and inserting
9 “2010”; and

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

11 “(g) SPECIAL RULE FOR OCTOBER 1, 2010,
12 THROUGH MARCH 31, 2011.—The Secretary shall appor-
13 tion amounts made available for fixed guideway mod-
14 ernization under section 5309 for the period beginning Oc-
15 tober 1, 2010, and ending March 31, 2011, in accordance
16 with subsection (a), except that the Secretary shall appor-
17 tion 50 percent of each dollar amount specified in sub-
18 section (a).”.

19 **SEC. 7. AUTHORIZATIONS FOR PUBLIC TRANSPORTATION.**

20 (a) FORMULA AND BUS GRANTS.—Section 5338(b)
21 of title 49, United States Code, is amended—

22 (1) in paragraph (1)—

23 (A) in subparagraph (C), by striking
24 “and” at the end;

1 (B) in subparagraph (D), by striking the
2 period at the end and inserting a semicolon;
3 and

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

5 “(E) \$8,360,565,000 for fiscal year 2010;
6 and

7 “(F) \$4,180,282,500 for the period begin-
8 ning October 1, 2010, and ending March 31,
9 2011.”; and

10 (2) in paragraph (2)—

11 (A) in subparagraph (A), by striking “and
12 \$113,500,000 for fiscal year 2009” and insert-
13 ing “\$113,500,000 for each of fiscal years 2009
14 and 2010, and \$56,750,000 for the period be-
15 ginning October 1, 2010, and ending March 31,
16 2011,”;

17 (B) in subparagraph (B), by striking “and
18 \$4,160,365,000 for fiscal year 2009” and in-
19 serting “\$4,160,365,000 for each of fiscal years
20 2009 and 2010, and \$2,080,182,500 for the pe-
21 riod beginning October 1, 2010, and ending
22 March 31, 2011,”;

23 (C) in subparagraph (C), by striking “and
24 \$51,500,000 for fiscal year 2009” and inserting
25 “\$51,500,000 for each of fiscal years 2009 and

1 2010, and \$25,750,000 for the period beginning
2 October 1, 2010, and ending March 31, 2011,”;

3 (D) in subparagraph (D), by striking “and
4 \$1,666,500,000 for fiscal year 2009” and in-
5 serting “\$1,666,500,000 for each of fiscal years
6 2009 and 2010, and \$833,250,000 for the pe-
7 riod beginning October 1, 2010 and ending
8 March 31, 2011,”;

9 (E) in subparagraph (E), by striking “and
10 \$984,000,000 for fiscal year 2009” and insert-
11 ing “\$984,000,000 for each of fiscal years 2009
12 and 2010, and \$492,000,000 for the period be-
13 ginning October 1, 2010 and ending March 31,
14 2011,”;

15 (F) in subparagraph (F), by striking “and
16 \$133,500,000 for fiscal year 2009” and insert-
17 ing “\$133,500,000 for each of fiscal years 2009
18 and 2010, and \$66,750,000 for the period be-
19 ginning October 1, 2010 and ending March 31,
20 2011,”;

21 (G) in subparagraph (G), by striking “and
22 \$465,000,000 for fiscal year 2009” and insert-
23 ing “\$465,000,000 for each of fiscal years 2009
24 and 2010, and \$232,500,000 for the period be-

1 ginning October 1, 2010 and ending March 31,
2 2011,”;

3 (H) in subparagraph (H), by striking “and
4 \$164,500,000 for fiscal year 2009” and insert-
5 ing “\$164,500,000 for each of fiscal years 2009
6 and 2010, and \$82,250,000 for the period be-
7 ginning October 1, 2010 and ending March 31,
8 2011,”;

9 (I) in subparagraph (I), by striking “and
10 \$92,500,000 for fiscal year 2009” and inserting
11 “\$92,500,000 for each of fiscal years 2009 and
12 2010, and \$46,250,000 for the period beginning
13 October 1, 2010 and ending March 31, 2011,”;

14 (J) in subparagraph (J), by striking “and
15 \$26,900,000 for fiscal year 2009” and inserting
16 “\$26,900,000 for each of fiscal years 2009 and
17 2010, and \$13,450,000 for the period beginning
18 October 1, 2010 and ending March 31, 2011,”;

19 (K) in subparagraph (K), by striking “and
20 \$3,500,000 for fiscal year 2009” and inserting
21 “\$3,500,000 for each of fiscal years 2009 and
22 2010, and \$1,750,000 for the period beginning
23 October 1, 2010 and ending March 31, 2011,”;

24 (L) in subparagraph (L), by striking “and
25 \$25,000,000 for fiscal year 2009” and inserting

1 “\$25,000,000 for each of fiscal years 2009 and
2 2010, and \$12,500,000 for the period beginning
3 October 1, 2010 and ending March 31, 2011,”;

4 (M) in subparagraph (M), by striking “and
5 \$465,000,000 for fiscal year 2009” and insert-
6 ing “\$465,000,000 for each of fiscal years 2009
7 and 2010, and \$232,500,000 for the period be-
8 ginning October 1, 2010 and ending March 31,
9 2011,”; and

10 (N) in subparagraph (N), by striking “and
11 \$8,800,000 for fiscal year 2009” and inserting
12 “\$8,800,000 for each of fiscal years 2009 and
13 2010, and \$4,400,000 for the period beginning
14 October 1, 2010 and ending March 31, 2011,”.

15 (b) CAPITAL INVESTMENT GRANTS.—Section
16 5338(c) of title 49, United States Code, is amended—

17 (1) in paragraph (3), by striking “and” at the
18 end;

19 (2) in paragraph (4), by striking the period at
20 the end and inserting a semicolon; and

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

22 “(5) \$1,809,250,000 for fiscal year 2010; and

23 “(6) \$904,625,000 for the period of October 1,
24 2010 through March 31, 2011.”.

1 (c) RESEARCH AND UNIVERSITY RESEARCH CEN-
2 TERS.—Section 5338(d) of title 49, United States Code,
3 is amended—

4 (1) in paragraph (1), in the matter preceding
5 subparagraph (A), by striking “and \$69,750,000 for
6 fiscal year 2009” and inserting “\$69,750,000 for
7 each of fiscal years 2009 and 2010, and
8 \$34,875,000 for the period beginning October 1,
9 2010, and ending March 31, 2011”; and

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

11 “(3) ADDITIONAL AUTHORIZATIONS.—

12 “(A) IN GENERAL.—

13 “(i) FISCAL YEAR 2010.—Of amounts
14 authorized to be appropriated for fiscal
15 year 2010 under paragraph (1), the Sec-
16 retary shall allocate for each of the activi-
17 ties and projects described in subpara-
18 graphs (A) through (F) of paragraph (1)
19 an amount equal to the amount allocated
20 for fiscal year 2009 under each such sub-
21 paragraph.

22 “(ii) OCTOBER 1, 2010 THROUGH
23 MARCH 31, 2011.—Of amounts authorized
24 to be appropriated for the period beginning
25 October 1, 2010, through March 31, 2011,

1 under paragraph (1), the Secretary shall
2 allocate for each of the activities and
3 projects described in subparagraphs (A)
4 through (F) of paragraph (1) an amount
5 equal to 50 percent of the amount allo-
6 cated for fiscal year 2009 under each such
7 subparagraph.

8 “(B) UNIVERSITY CENTERS PROGRAM.—

9 “(i) FISCAL YEAR 2010.—Of the
10 amounts allocated under subparagraph
11 (A)(i) for the university centers program
12 under section 5506 for fiscal year 2010,
13 the Secretary shall allocate for each pro-
14 gram described in clauses (i) through (iii)
15 and (v) through (viii) of paragraph (2)(A)
16 an amount equal to the amount allocated
17 for fiscal year 2009 under each such
18 clause.

19 “(ii) OCTOBER 1, 2010 THROUGH
20 MARCH 31, 2011.—Of the amounts allocated
21 under subparagraph (A)(i) for the univer-
22 sity centers program under section 5506
23 for the period beginning October 1, 2010,
24 and ending March 31, 2011, the Secretary
25 shall allocate for each program described

1 in clauses (i) through (iii) and (v) through
2 (viii) of paragraph (2)(A) an amount equal
3 to 50 percent of the amount allocated for
4 fiscal year 2009 under each such clause.”.

5 (d) ADMINISTRATION.—Section 5338(e) of title 49,
6 United States Code, is amended—

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

9 (2) in paragraph (4), by striking the period at
10 the end and inserting a semicolon; and

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

12 “(5) \$98,500,000 for fiscal year 2010; and

13 “(6) \$49,250,000 for the period beginning Oc-
14 tober 1, 2010, and ending March 31, 2011.”.

15 **SEC. 8. AMENDMENTS TO SAFETEA-LU.**

16 (a) PUBLIC-PRIVATE PARTNERSHIP PILOT PRO-
17 GRAM.—Section 3011 of the Safe, Accountable, Flexible,
18 Efficient Transportation Equity Act: A Legacy for Users
19 (49 U.S.C. 5309 note) is amended—

20 (1) in subsection (c)(5), by striking “2009” and
21 inserting “2010 and the period beginning October 1,
22 2010, and ending March 31, 2011”; and

23 (2) in subsection (d), by striking “2009” and
24 inserting “2010, and for the period beginning Octo-
25 ber 1, 2010, and ending March 31, 2011”.

1 (b) ELDERLY INDIVIDUALS AND INDIVIDUALS WITH
2 DISABILITIES PILOT PROGRAM.—Section 3012(b)(8) of
3 the Safe, Accountable, Flexible, Efficient Transportation
4 Equity Act: A Legacy for Users (49 U.S.C. 5310 note)
5 is amended by striking “September 30, 2009” and insert-
6 ing “March 31, 2011”.

7 (c) OBLIGATION CEILING.—Section 3040 of the Safe,
8 Accountable, Flexible, Efficient Transportation Equity
9 Act: A Legacy for Users (Public Law 109–59; 119 Stat.
10 1639) is amended—

11 (1) in paragraph (4), by striking “and” at the
12 end;

13 (2) in paragraph (5), by striking the period at
14 the end and inserting a semicolon; and

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

16 “(6) \$10,338,065,000 for fiscal year 2010, of
17 which not more than \$8,360,565,000 shall be from
18 the Mass Transit Account; and

19 “(7) \$5,169,032,500 for the period beginning
20 October 1, 2010, and ending March 31, 2011, of
21 which not more than \$4,180,282,500 shall be from
22 the Mass Transit Account.”.

23 (d) PROJECT AUTHORIZATIONS FOR NEW FIXED
24 GUIDEWAY CAPITAL PROJECTS.—Section 3043 of the
25 Safe, Accountable, Flexible, Efficient Transportation Eq-

1 uity Act: A Legacy for Users (Public Law 109–59; 119
2 Stat. 1640) is amended—

3 (1) in subsection (b), in the matter preceding
4 paragraph (1), by striking “2009” and inserting
5 “2010, and for the period beginning October 1,
6 2010, and ending March 31, 2011,”; and

7 (2) in subsection (c), in the matter preceding
8 paragraph (1), by striking “2009” and inserting
9 “2010, and for the period beginning October 1,
10 2010, and ending March 31, 2011,”.

11 (e) ALLOCATIONS FOR NATIONAL RESEARCH AND
12 TECHNOLOGY PROGRAMS.—Section 3046 of the Safe, Ac-
13 countable, Flexible, Efficient Transportation Equity Act:
14 A Legacy for Users (49 U.S.C. 5338 note) is amended—

15 (1) in subsection (b), by inserting “or period”
16 after “fiscal year”; and

17 (2) by adding at the end the following:

18 “(c) ADDITIONAL APPROPRIATIONS.—The Secretary
19 shall allocate amounts appropriated pursuant to section
20 5338(d) of title 49, United States Code, for national re-
21 search and technology programs under sections 5312,
22 5314, and 5322 of such title—

23 “(1) for fiscal year 2010, in amounts equal to
24 the amounts allocated for fiscal year 2009 under

1 each of paragraphs (1) through (3), (5) through (6),
2 and (8) through (25) of subsection (a); and

3 “(2) for the period beginning October 1, 2010,
4 and ending March 31, 2011, in amounts equal to 50
5 percent of the amounts allocated for fiscal year 2009
6 under each of paragraphs (1) through (3), (5)
7 through (6), and (8) through (25) of subsection (a).

8 “(d) FUNDING.—If the Secretary determines that a
9 project or activity described in subsection (a) received suf-
10 ficient funds in fiscal year 2009, or a previous fiscal year,
11 to carry out the purpose for which the project or activity
12 was authorized, the Secretary may not allocate any
13 amounts under subsection (c) for the project or activity
14 for fiscal year 2010, or any subsequent fiscal year.”.

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