

Public Law 108–224  
108th Congress

An Act

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

Apr. 30, 2004  
[H.R. 4219]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Surface Transportation Extension Act of 2004, Part II”.

Surface  
Transportation  
Extension Act of  
2004, Part II.  
23 USC 101 note.

**SEC. 2. ADVANCES.**

(a) **IN GENERAL.**—Section 2(a) of the Surface Transportation Extension Act of 2003 (23 U.S.C. 104 note; 117 Stat. 1110; 118 Stat. 478) is amended by striking “and the Surface Transportation Extension Act of 2004” and inserting “, the Surface Transportation Extension Act of 2004, and the Surface Transportation Extension Act of 2004, Part II”.

(b) **PROGRAMMATIC DISTRIBUTIONS.**—

(1) **SPECIAL RULES FOR MINIMUM GUARANTEE.**—Section 2(b)(4) of such Act is amended by striking “\$1,633,333,333” and inserting “\$2,100,000,000”.

(2) **EXTENSION OF OFF-SYSTEM BRIDGE SETASIDE.**—Section 144(g)(3) of title 23, United States Code, is amended by striking “April 30” inserting “June 30”.

(c) **AUTHORIZATION OF CONTRACT AUTHORITY.**—Section 1101(c)(1) of the Transportation Equity Act for the 21st Century (117 Stat. 1111; 118 Stat. 478) is amended by striking “\$18,876,841,666 for the period of October 1, 2003, through April 30, 2004” and inserting “\$24,270,225,000 for the period of October 1, 2003, through June 30, 2004”.

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

(1) in paragraph (1)—

(A) in the matter preceding subparagraph (A) by striking “April 30” and inserting “June 30”;

(B) in subparagraph (A) by inserting after “of 2004” the following: “and the Surface Transportation Extension Act of 2004, Part II”; and

(C) in subparagraph (B) by striking “ $\frac{7}{12}$ ” and inserting “ $\frac{9}{12}$ ”;

(2) in paragraph (2)—

(A) by striking “April 30” and inserting “June 30”;

- (B) by striking “\$19,741,750,000” and inserting “\$25,382,250,000”; and
- (C) by striking “\$372,750,000” and inserting “\$479,250,000”; and
- (3) in paragraph (3) by striking “April 30” and inserting “June 30”.

### SEC. 3. ADMINISTRATIVE EXPENSES.

Section 4(a) of the Surface Transportation Extension Act of 2003 (117 Stat. 1113; 118 Stat. 479) is amended by striking “\$262,500,000” and inserting “\$337,500,000”.

### SEC. 4. OTHER FEDERAL-AID HIGHWAY PROGRAMS.

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

#### (1) FEDERAL LANDS HIGHWAYS.—

(A) INDIAN RESERVATION ROADS.—Section 1101(a)(8)(A) of the Transportation Equity Act for the 21st Century (112 Stat. 112; 117 Stat. 1113; 118 Stat. 479) is amended—

- (i) in the first sentence by striking “\$160,416,667 for the period of October 1, 2003, through April 30, 2004” and inserting “\$206,250,000 for the period of October 1, 2003, through June 30, 2004”; and
- (ii) in the second sentence by striking “\$7,583,333” and inserting “\$9,750,000”.

(B) PUBLIC LANDS HIGHWAYS.—Section 1101(a)(8)(B) of such Act (112 Stat. 112; 117 Stat. 1113; 118 Stat. 480) is amended by striking “\$143,500,000 for the period of October 1, 2003, through April 30, 2004” and inserting “\$184,500,000 for the period of October 1, 2003, through June 30, 2004”.

(C) PARK ROADS AND PARKWAYS.—Section 1101(a)(8)(C) of such Act (112 Stat. 112; 117 Stat. 1113; 118 Stat. 480) is amended by striking “\$96,250,000 for the period of October 1, 2003, through April 30, 2004” and inserting “\$123,750,000 for the period of October 1, 2003, through June 30, 2004”.

(D) REFUGE ROADS.—Section 1101(a)(8)(D) of such Act (112 Stat. 112; 117 Stat. 1113; 118 Stat. 480) is amended by striking “\$11,666,667 for the period of October 1, 2003, through April 30, 2004” and inserting “\$15,000,000 for the period of October 1, 2003, through June 30, 2004”.

(2) NATIONAL CORRIDOR PLANNING AND DEVELOPMENT AND COORDINATED BORDER INFRASTRUCTURE PROGRAMS.—Section 1101(a)(9) of such Act (112 Stat. 112; 117 Stat. 1114; 118 Stat. 480) is amended by striking “\$81,666,667 for the period of October 1, 2003, through April 30, 2004” and inserting “\$105,000,000 for the period of October 1, 2003, through June 30, 2004”.

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

(A) IN GENERAL.—Section 1101(a)(10) of such Act (112 Stat. 113; 117 Stat. 1114; 118 Stat. 480) is amended by striking “\$22,166,667 for the period of October 1, 2003, through April 30, 2004” and inserting “\$28,500,000 for the period of October 1, 2003, through June 30, 2004”.

(B) SET ASIDE FOR ALASKA, NEW JERSEY, AND WASHINGTON.—Section 5(a)(3)(B) of the Surface Transportation

Extension Act of 2003 (117 Stat. 1114; 118 Stat. 480) is amended—

- (i) in clause (i) by striking “\$5,833,333” and inserting “\$7,500,000”;
- (ii) in clause (ii) by striking “\$2,916,667” and inserting “\$3,750,000”; and
- (iii) in clause (iii) by striking “\$2,916,667” and inserting “\$3,750,000”.

(4) NATIONAL SCENIC BYWAYS PROGRAM.—Section 1101(a)(11) of the Transportation Equity Act for the 21st Century (112 Stat. 113; 117 Stat. 1114; 118 Stat. 480) is amended by striking “\$16,041,666 for the period of October 1, 2003, through April 30, 2004” and inserting “\$20,625,000 for the period of October 1, 2003, through June 30, 2004”.

(5) VALUE PRICING PILOT PROGRAM.—Section 1101(a)(12) of such Act (112 Stat. 113; 117 Stat. 1114; 118 Stat. 480) is amended by striking “\$6,416,667 for the period of October 1, 2003, through April 30, 2004” and inserting “\$8,250,000 for the period of October 1, 2003, through June 30, 2004”.

(6) HIGHWAY USE TAX EVASION PROJECTS.—Section 1101(a)(14) of such Act (112 Stat. 113; 117 Stat. 1114; 118 Stat. 480) is amended by striking “\$2,916,667 for the period of October 1, 2003, through April 30, 2004” and inserting “\$3,750,000 for the period of October 1, 2003, through June 30, 2004”.

(7) COMMONWEALTH OF PUERTO RICO HIGHWAY PROGRAM.—Section 1101(a)(15) of such Act (112 Stat. 113; 117 Stat. 1114; 118 Stat. 481) is amended by striking “\$64,166,667 for the period of October 1, 2003, through April 30, 2004” and inserting “\$82,500,000 for the period of October 1, 2003, through June 30, 2004”.

(8) SAFETY GRANTS.—Section 1212(i)(1)(D) of such Act (23 U.S.C. 402 note; 112 Stat. 196; 112 Stat. 840; 117 Stat. 1114; 118 Stat. 481) is amended by striking “\$291,667 for the period of October 1, 2003, through April 30, 2004” and inserting “\$375,000 for the period of October 1, 2003, through June 30, 2004”.

(9) TRANSPORTATION AND COMMUNITY AND SYSTEM PRESERVATION PILOT PROGRAM.—Section 1221(e)(1) of such Act (23 U.S.C. 101 note; 112 Stat. 223; 117 Stat. 1114; 118 Stat. 481) is amended by striking “\$14,583,333 for the period of October 1, 2003, through April 30, 2004” and inserting “\$18,750,000 for the period of October 1, 2003, through June 30, 2004”.

(10) TRANSPORTATION INFRASTRUCTURE FINANCE AND INNOVATION.—Section 188 of title 23, United States Code, is amended—

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

“(F) \$105,000,000 for the period of October 1, 2003, through June 30, 2004.”;

(B) in subsection (a)(2) by striking “\$1,166,667 for the period of October 1, 2003, through April 30, 2004” and inserting “\$1,500,000 for the period of October 1, 2003, through June 30, 2004”; and

(C) in the item relating to fiscal year 2004 in the table contained in subsection (c) by striking “\$1,516,666,667” and inserting “\$1,950,000,000”.

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

(1) SURFACE TRANSPORTATION RESEARCH.—Section 5001(a)(1) of the Transportation Equity Act for the 21st Century (112 Stat. 419; 117 Stat. 1115; 118 Stat. 481) is amended by striking “\$61,250,000 for the period of October 1, 2003, through April 30, 2004” and inserting “\$78,750,000 for the period of October 1, 2003, through June 30, 2004”.

(2) TECHNOLOGY DEPLOYMENT PROGRAM.—Section 5001(a)(2) of such Act (112 Stat. 419; 117 Stat. 1115; 118 Stat. 481) is amended by striking “\$32,083,334 for the period of October 1, 2003, through April 30, 2004” and inserting “\$41,250,000 for the period of October 1, 2003, through June 30, 2004”.

(3) TRAINING AND EDUCATION.—Section 5001(a)(3) of such Act (112 Stat. 420; 117 Stat. 1115; 118 Stat. 481) is amended by striking “\$12,250,000 for the period of October 1, 2003, through April 30, 2004” and inserting “\$15,750,000 for the period of October 1, 2003, through June 30, 2004”.

(4) BUREAU OF TRANSPORTATION STATISTICS.—Section 5001(a)(4) of such Act (112 Stat. 420; 117 Stat. 1115; 118 Stat. 481) is amended by striking “\$18,083,333 for the period of October 1, 2003, through April 30, 2004” and inserting “\$23,250,000 for the period of October 1, 2003, through June 30, 2004”.

(5) ITS STANDARDS, RESEARCH, OPERATIONAL TESTS, AND DEVELOPMENT.—Section 5001(a)(5) of such Act (112 Stat. 420; 117 Stat. 1115; 118 Stat. 481) is amended by striking “\$67,083,334 for the period of October 1, 2003, through April 30, 2004” and inserting “\$86,250,000 for the period of October 1, 2003, through June 30, 2004”.

(6) ITS DEPLOYMENT.—Section 5001(a)(6) of such Act (112 Stat. 420; 117 Stat. 1116; 118 Stat. 482) is amended by striking “\$72,333,334 for the period of October 1, 2003, through April 30, 2004” and inserting “\$93,000,000 for the period of October 1, 2003, through June 30, 2004”.

(7) UNIVERSITY TRANSPORTATION RESEARCH.—Section 5001(a)(7) of such Act (112 Stat. 420; 117 Stat. 1116; 118 Stat. 482) is amended by striking “\$15,750,000 for the period of October 1, 2003, through April 30, 2004” and inserting “\$20,250,000 for the period of October 1, 2003, through June 30, 2004”.

(c) METROPOLITAN PLANNING.—Section 5(c)(1) of the Surface Transportation Extension Act of 2003 (117 Stat. 1116; 118 Stat. 482) is amended by striking “\$140,000,000 for the period of October 1, 2003, through April 30, 2004” and inserting “\$180,000,000 for the period of October 1, 2003, through June 30, 2004”.

(d) TERRITORIES.—Section 1101(d)(1) of the Transportation Equity Act for the 21st Century (117 Stat. 1116; 118 Stat. 482) is amended by striking “\$21,233,333 for the period of October 1, 2003, through April 30, 2004” and inserting “\$27,300,000 for the period of October 1, 2003, through June 30, 2004”.

(e) ALASKA HIGHWAY.—Section 1101(e)(1) of such Act (117 Stat. 1116; 118 Stat. 482) is amended by striking “\$10,966,666 for the

period of October 1, 2003, through April 30, 2004” and inserting “\$14,100,000 for the period of October 1, 2003, through June 30, 2004”.

(f) OPERATION LIFESAVER.—Section 1101(f)(1) of such Act (117 Stat. 1117; 118 Stat. 482) is amended by striking “\$291,667 for the period of October 1, 2003, through April 30, 2004” and inserting “\$375,000 for the period of October 1, 2003, through June 30, 2004”.

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

(1) by striking “\$58,333,333” and inserting “\$75,000,000”; and

(2) by striking “April 30” and inserting “June 30”.

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

(1) by striking “\$58,333,333” and inserting “\$75,000,000”; and

(2) by striking “April 30” and inserting “June 30”.

(i) RECREATIONAL TRAILS ADMINISTRATIVE COSTS.—Section 1101(i)(1) of such Act (117 Stat. 1117; 118 Stat. 482) is amended by striking “\$437,500 for the period of October 1, 2003, through April 30, 2004” and inserting “\$562,500 for the period of October 1, 2003, through June 30, 2004”.

(j) RAILWAY-HIGHWAY CROSSING HAZARD ELIMINATION IN HIGH SPEED RAIL CORRIDORS.—Section 1101(j)(1) of such Act (117 Stat. 1118; 118 Stat. 482) is amended—

(1) by striking “\$3,062,500” and inserting “\$3,937,500”;

(2) by striking “\$145,833” and inserting “\$187,500”; and

(3) by striking “April 30” each place it appears and inserting “June 30”.

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

(1) in paragraph (1) by striking “\$5,833,333 for the period of October 1, 2003, through April 30, 2004” and inserting “\$7,500,000 for the period of October 1, 2003, through June 30, 2004”; and

(2) in paragraph (2) by striking “\$5,833,333 for the period of October 1, 2003, through April 30, 2004” and inserting “\$7,500,000 for the period of October 1, 2003, through June 30, 2004”.

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

(1) by striking “and section 5 of the Surface Transportation Extension Act of 2004” and inserting “, section 5 of the Surface Transportation Extension Act of 2004, and section 4 of the Surface Transportation Extension Act of 2004, Part II”; and

(2) by striking “or the amendment made by section 4(a)(1) of such Act” and inserting “, the amendment made by section 5(a)(1) of the Surface Transportation Extension Act of 2004, or the amendment made by section 4(a)(1) of the Surface Transportation Extension Act, Part II”.

(m) REDUCTION OF ALLOCATED PROGRAMS.—Section 5(m) of such Act (117 Stat. 1119; 118 Stat. 483) is amended—

(1) by striking “and section 5 of the Surface Transportation Extension Act of 2004” and inserting “, section 5 of the Surface

Transportation Extension Act of 2004, and section 4 of the Surface Transportation Extension Act of 2004, Part II”;

(2) by striking “and by section 5 of such Act” and inserting “, by section 5 of the Surface Transportation Extension Act of 2004, and by section 4 of the Surface Transportation Extension Act of 2004, Part II”; and

(3) by striking “and by section 5 of such Act” and inserting “, by section 5 of the Surface Transportation Extension Act of 2004, and by section 4 of the Surface Transportation Extension Act of 2004, Part II”.

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

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

(a) SEAT BELT SAFETY INCENTIVE GRANTS.—Section 157(g)(1) of title 23, United States Code, is amended by striking “\$65,333,333 for the period of October 1, 2003, through April 30, 2004” and inserting “\$84,000,000 for the period of October 1, 2003, through June 30, 2004”.

(b) PREVENTION OF INTOXICATED DRIVER INCENTIVE GRANTS.—Section 163(e)(1) of such title is amended by striking “\$70,000,000 for the period of October 1, 2003, through April 30, 2004” and inserting “\$90,000,000 for the period of October 1, 2003, through June 30, 2004”.

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

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

“(6) \$7,499,999 for the period of October 1, 2003, through June 30, 2004;”.

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

(1) in the paragraph heading by striking “7 MONTHS” and inserting “9 MONTHS”;

(2) in the matter preceding subparagraph (A) by striking “\$47,833,333” and inserting “\$61,499,999”;

(3) in subparagraph (A) by striking “\$5,833,333” and inserting “\$7,499,999”; and

(4) in subparagraph (B) by striking “\$4,666,667” and inserting “\$6,000,001”.

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

(1) by striking “\$2,916,667” and inserting “\$3,750,001”; and

(2) by striking “\$1,166,667” and inserting “\$1,500,001”.

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

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

(1) in paragraph (1)—

(A) by striking “April 30, 2004” and inserting “June 30, 2004”; and

(B) in subparagraph (A) by striking “, except for the period beginning on October 1, 2003, and ending on April

30, 2004, during which \$699,642,775 will be available” and inserting “, except for the period beginning on October 1, 2003, and ending on June 30, 2004, during which \$899,540,711 will be available”;

(C) in subparagraph (B) by striking “, except for the period beginning on October 1, 2003, and ending on April 30, 2004, during which \$767,657,109 will be available” and inserting “, except for the period beginning on October 1, 2003, and ending on June 30, 2004, during which \$986,987,712 will be available”; and

(D) in subparagraph (C) by striking “, except for the period beginning on October 1, 2003 and ending on April 30, 2004, during which \$352,110,220 will be available” and inserting “, except for the period beginning on October 1, 2003, and ending on June 30, 2004, during which \$452,713,140 will be available;

(2) by amending paragraph (2)(B)(iii) to read as follows:

“(iii) OCTOBER 1, 2003 THROUGH JUNE 30, 2004.—Of the amounts made available under paragraph (1)(B), \$7,753,980 shall be available for the period beginning on October 1, 2003, and ending on June 30, 2004, for capital projects described in clause (i).”;

(3) in paragraph (3)(B)—

(A) by striking “\$1,750,000” and inserting “\$2,236,725”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”; and

(4) in paragraph (3)(C)—

(A) by striking “\$28,994,583” and inserting “\$37,278,750”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”.

(b) APPORTIONMENT OF APPROPRIATIONS FOR FIXED GUIDEWAY MODERNIZATION.—Section 8(b)(1) of the Surface Transportation Extension Act of 2003 (49 U.S.C. 5337 note) is amended by striking “April 30, 2004” and inserting “June 30, 2004”.

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

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

(2) in paragraph (2)(A)(vi)—

(A) by striking “\$1,780,963,287” and inserting “\$2,289,809,940”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”;

(3) in paragraph (2)(B)(vi)—

(A) by striking “\$445,240,822” and inserting “\$572,452,485”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”; and

(4) in paragraph (2)(C) by striking “April 30, 2004” and inserting “June 30, 2004”.

(d) FORMULA GRANT FUNDS.—Section 8(d) of the Surface Transportation Extension Act of 2003 (117 Stat. 1122) is amended to read as follows:

“(d) ALLOCATION OF FORMULA GRANT FUNDS FOR OCTOBER 1, 2003, THROUGH JUNE 30, 2004.—Of the aggregate of amounts made

available by or appropriated under section 5338(a)(2) of title 49, United States Code, for the period of October 1, 2003, through June 30, 2004—

“(1) \$3,616,001 shall be available to the Alaska Railroad for improvements to its passenger operations under section 5307 of such title;

“(2) \$37,278,750 shall be available for bus and bus facilities grants under section 5309 of such title;

“(3) \$67,588,463 shall be available to provide transportation services to elderly individuals and individuals with disabilities under section 5310 of such title;

“(4) \$179,391,044 shall be available to provide financial assistance for other than urbanized areas under section 5311 of such title;

“(5) \$5,181,748 shall be available to provide financial assistance in accordance with section 3038(g) of the Transportation Equity Act for the 21st Century; and

“(6) \$2,569,206,421 shall be available to provide financial assistance for urbanized areas under section 5307 of such title.”.

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

(1) in the heading by striking “APRIL 30, 2004” and inserting “JUNE 30, 2004”;

(2) in subparagraph (A)(vi)—

(A) by striking “\$1,819,410,104” and inserting “\$1,871,393,250”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”; and

(3) in subparagraph (B)(vi)—

(A) by striking “\$363,882,021” and inserting “\$467,848,313”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”.

(f) PLANNING AUTHORIZATIONS AND ALLOCATIONS.—Section 5338(c)(2) of title 49, United States Code, is amended—

(1) in the heading by striking “APRIL 30, 2004” and inserting “JUNE 30, 2004”;

(2) in subparagraph (A)(vi)—

(A) by striking “\$33,981,652” and inserting “\$43,690,695”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”; and

(3) in subparagraph (B)(vi)—

(A) by striking “\$8,350,440” and inserting “\$10,736,280”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”.

(g) RESEARCH AUTHORIZATIONS.—Section 5338(d)(2) of title 49, United States Code, is amended—

(1) in the heading by striking “APRIL 30, 2004” and inserting “JUNE 30, 2004”;

(2) in subparagraph (A)(vi)—

(A) by striking “\$24,471,428” and inserting “\$31,463,265”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”;

(3) in subparagraph (B)(vi)—



(A) by striking “\$6,262,830” and inserting “\$8,052,210”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”; and

(4) in subparagraph (C) by striking “April 30, 2004” and inserting “June 30, 2004”.

(h) RESEARCH FUNDS.—Section 8(h) of the Surface Transportation Extension Act of 2003 (118 Stat. 486) is amended to read as follows:

“(h) ALLOCATION OF RESEARCH FUNDS FOR OCTOBER 1, 2003, THROUGH JUNE 30, 2004.—Of the funds made available by or appropriated under section 5338(d)(2) of title 49, United States Code, for the period of October 1, 2003, through June 30, 2004—

“(1) not less than \$3,914,269 shall be available for providing rural transportation assistance under section 5311(b)(2) of such title;

“(2) not less than \$6,150,994 shall be available for carrying out transit cooperative research programs under section 5313(a) of such title;

“(3) not less than \$2,982,300 shall be available to carry out programs under the National Transit Institute under section 5315 of such title, including not more than \$745,575 to carry out section 5315(a)(16) of such title; and

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

(i) UNIVERSITY TRANSPORTATION RESEARCH AUTHORIZATIONS.—Section 5338(e)(2) of title 49, United States Code, is amended—

(1) in the heading by striking “APRIL 30, 2004” and inserting “JUNE 30, 2004”;

(2) in subparagraph (A)—

(A) by striking “\$2,783,480” and inserting “\$3,578,760”;

and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”;

(3) in subparagraph (B)—

(A) by striking “\$695,870” and inserting “\$894,690”;

and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”; and

(4) in subparagraph (C) by striking “April 30, 2004” each place it appears and inserting “June 30, 2004”.

(j) UNIVERSITY TRANSPORTATION RESEARCH FUNDS.—

(1) IN GENERAL.—Section 8(j) of the Surface Transportation Extension Act of 2003 (118 Stat. 487) is amended to read as follows:

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

“(1) IN GENERAL.—Of the amounts made available under section 5338(e)(2)(A) of title 49, United States Code, for the period October 1, 2003, through June 30, 2004—

“(A) \$1,491,150 shall be available for the center identified in section 5505(j)(4)(A) of such title; and

“(B) \$1,491,150 shall be available for the center identified in section 5505(j)(4)(F) of such title.

“(2) TRAINING AND CURRICULUM DEVELOPMENT.—Notwithstanding section 5338(e)(2) of title 49, United States Code, any amounts made available under such section for the period October 1, 2003, through June 30, 2004, that remain after distribution under paragraph (1), shall be available for the purposes specified in section 3015(d) of the Transportation Equity Act for the 21st Century (112 Stat. 857).”.

(2) CONFORMING AMENDMENT.—Section 3015(d)(2) of the Transportation Equity Act for the 21st Century (49 U.S.C. 5338 note; 112 Stat. 857; 118 Stat. 487) is amended by striking “April 30, 2004” and inserting “June 30, 2004”.

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

(1) in the heading by striking “APRIL 30, 2004” and inserting “JUNE 30, 2004”;

(2) in subparagraph (A)(vi)—

(A) by striking “\$35,025,457” and inserting “\$45,032,730”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”; and

(3) in subparagraph (B)(vi)—

(A) by striking “\$8,756,364” and inserting “\$11,258,183”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”.

(l) JOB ACCESS AND REVERSE COMMUTE PROGRAM.—Section 3037(l) of the Federal Transit Act of 1998 (49 U.S.C. 5309 note) is amended—

(1) in paragraph (1)(A)(vi)—

(A) by striking “\$57,989,167” and inserting “\$74,557,500”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”;

(2) in paragraph (1)(B)(vi)—

(A) by striking “\$14,497,292” and inserting “\$18,639,375”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”;

(3) in paragraph (2) by striking “April 30, 2004, \$5,798,917” and inserting “June 30, 2004, \$7,455,750”; and

(4) in paragraph (4) by striking “\$11,597,833” and inserting “\$14,911,500”.

(m) RURAL TRANSPORTATION ACCESSIBILITY INCENTIVE PROGRAM.—Section 3038(g) of the Federal Transit Act of 1998 (49 U.S.C. 5310 note; 118 Stat. 488) is amended—

(1) in paragraph (1)(F)—

(A) by striking “\$3,044,431” and inserting “\$3,914,268”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”; and

(2) in paragraph (2)—

(A) by striking “\$985,816” and inserting “\$1,267,478”; and

(B) by striking “April 30, 2004” and inserting “June 30, 2004”.

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

(1) in the heading by striking “APRIL 30, 2004” and inserting “JUNE 30, 2004”; and

(2) in subparagraph (A) by striking “April 30, 2004” and inserting “June 30, 2004”.

(o) OBLIGATION CEILING.—Section 3040(6) of the Federal Transit Act of 1998 (112 Stat. 394; 118 Stat. 488) is amended—

(1) by striking “\$4,238,428,192” and inserting “\$5,449,407,675”; and

(2) by striking “April 30, 2004” and inserting “June 30, 2004”.

(p) FUEL CELL BUS AND BUS FACILITIES PROGRAM.—Section 3015(b) of the Federal Transit Act of 1998 (112 Stat. 361; 118 Stat. 489) is amended—

(1) by striking “April 30, 2004” and inserting “June 30, 2004”; and

(2) by striking “\$2,812,475” and inserting “\$3,616,039”.

(q) ADVANCED TECHNOLOGY PILOT PROJECT.—Section 3015(c)(2) of the Federal Transit Act of 1998 (49 U.S.C. 322 note; 118 Stat. 489) is amended—

(1) by striking “April 30, 2004,” and inserting “June 30, 2004”; and

(2) by striking “\$2,812,475” and inserting “\$3,727,876”.

(r) PROJECTS FOR NEW FIXED GUIDEWAY SYSTEMS AND EXTENSIONS TO EXISTING SYSTEMS.—Section 3030 of the Transportation Equity Act for the 21st Century (112 Stat. 373; 118 Stat. 489) is amended by striking “April 30, 2004” each place it appears and inserting “June 30, 2004”.

(s) NEW JERSEY URBAN CORE PROJECT.—Section 3031(a)(3) of the Intermodal Surface Transportation Efficiency Act of 1991 (105 Stat. 2122; 112 Stat. 379; 118 Stat. 489) is amended by striking “April 30, 2004” each place it appears and inserting “June 30, 2004”.

(t) TREATMENT OF FUNDS.—Section 8(t) of the Surface Transportation Extension Act of 2003 (23 U.S.C. 101 note; 118 Stat. 489) is amended—

(1) in paragraph (1) by striking “and by section 9 of the Surface Transportation Extension Act of 2004” and inserting “, by section 9 of the Surface Transportation Extension Act of 2004, and by section 7 of the Surface Transportation Extension Act of 2004, Part II”; and

(2) in paragraph (2) by striking “<sup>7</sup>/<sub>12</sub>” and inserting “<sup>9</sup>/<sub>12</sub>”.

(u) LOCAL SHARE.—Section 3011(a) of the Federal Transit Act of 1998 (49 U.S.C. 5307 note; 118 Stat. 489) is amended by striking “April 30” and inserting “June 30”.

#### SEC. 8. NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION 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) is amended by striking “, and \$96,250,000 for the period of October 1, 2003, through April 30, 2004” and inserting “, and \$123,019,875 for the period of October 1, 2003, through June 30, 2004”.

(b) HIGHWAY SAFETY RESEARCH AND DEVELOPMENT.—Section 2009(a)(2) of such Act (112 Stat. 337; 117 Stat. 1119; 118 Stat. 489) is amended by striking “\$42,000,000 for the period of October

1, 2003, through April 30, 2004” and inserting “\$53,681,400 for the period of October 1, 2003, through June 30, 2004”.

(c) OCCUPANT PROTECTION INCENTIVE GRANTS.—Section 2009(a)(3) of such Act (112 Stat. 337; 117 Stat. 1120; 118 Stat. 489) is amended by striking “\$11,666,700 for the period of October 1, 2003, through April 30, 2004” and inserting “\$14,911,500 for the period of October 1, 2003, through June 30, 2004”.

(d) ALCOHOL-IMPAIRED DRIVING COUNTERMEASURES INCENTIVE GRANTS.—Section 2009(a)(4) of such Act (112 Stat. 337; 117 Stat. 1120; 118 Stat. 489) is amended by striking “\$23,333,300 for the period of October 1, 2003, through April 30, 2004” and inserting “\$29,823,000 for the period of October 1, 2003, through June 30, 2004”.

(e) NATIONAL DRIVER REGISTER.—Section 2009(a)(6) of such Act (112 Stat. 338; 117 Stat. 1120; 118 Stat. 490) is amended by striking “\$2,100,000 for the period of October 1, 2003, through April 30, 2004” and inserting “\$2,684,070 for the period of October 1, 2003, through June 30, 2004”.

#### **SEC. 9. FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION PROGRAM.**

(a) ADMINISTRATIVE EXPENSES.—Section 7(a)(1) of the Surface Transportation Extension Act of 2003 (117 Stat. 1120; 118 Stat. 490) is amended by striking “\$102,467,000 for the period October 1, 2003 through April 30, 2004”, and inserting “\$131,811,967 for the period October 1, 2003, through June 30, 2004”.

(b) MOTOR CARRIER SAFETY ASSISTANCE PROGRAM.—Section 31104(a)(7) of title 49, United States Code, is amended to read as follows:

“(7) Not more than \$126,519,126 for the period of October 1, 2003, through June 30, 2004.”.

(c) INFORMATION SYSTEMS AND COMMERCIAL DRIVER’S LICENSE GRANTS.—

(1) AUTHORIZATION OF APPROPRIATION.—Section 31107(a)(5) of such title is amended to read as follows:

“(5) \$14,972,678 for the period of October 1, 2003, through June 30, 2004.”.

(2) EMERGENCY CDL GRANTS.—Section 7(c)(2) of the Surface Transportation Extension Act of 2003 (117 Stat. 1121) is amended—

(A) by striking “April 30,” and inserting “June 30,”; and

(B) by striking “\$582,000” and inserting “\$748,634”.

(d) CRASH CAUSATION STUDY.—Section 7(d) of such Act is amended—

(1) by striking “\$582,000” and inserting “\$748,634”; and

(2) by striking “April 30” and inserting “June 30”.

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

(a) HIGHWAY TRUST FUND.—

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

(A) in the matter before subparagraph (A), by striking “May 1, 2004” and inserting “July 1, 2004”,

(B) by striking “or” at the end of subparagraph (F),

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

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

“(H) authorized to be paid out of the Highway Trust Fund under the Surface Transportation Extension Act of 2004, Part II.”, and

(E) in the matter after subparagraph (H), as added by this paragraph, by striking “Surface Transportation Extension Act of 2004” and inserting “Surface Transportation Extension Act of 2004, Part II”.

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

26 USC 9503.

(A) in the matter before subparagraph (A), by striking “May 1, 2004” and inserting “July 1, 2004”,

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

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

(D) by inserting after subparagraph (E) the following new subparagraph:

“(F) the Surface Transportation Extension Act of 2004, Part II”, and

(E) in the matter after subparagraph (F), as added by this paragraph, by striking “Surface Transportation Extension Act of 2004” and inserting “Surface Transportation Extension Act of 2004, Part II”.

(3) EXCEPTION TO LIMITATION ON TRANSFERS.—Subparagraph (B) of section 9503(b)(5) of such Code is amended by striking “May 1, 2004” and inserting “July 1, 2004”.

(b) AQUATIC RESOURCES TRUST FUND.—

(1) SPORT FISH RESTORATION ACCOUNT.—Paragraph (2) of section 9504(b) of the Internal Revenue Code of 1986 is amended by striking “Surface Transportation Extension Act of 2004” each place it appears and inserting “Surface Transportation Extension Act of 2004, Part II”.

26 USC 9504.

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

(A) by striking “May 1, 2004” and inserting “July 1, 2004”, and

(B) by striking “Surface Transportation Extension Act of 2004” and inserting “Surface Transportation Extension Act of 2004, Part II”.

(3) EXCEPTION TO LIMITATION ON TRANSFERS.—Paragraph (2) of section 9504(d) of such Code is amended by striking “May 1, 2004” and inserting “July 1, 2004”.

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

26 USC 9503 note.

(d) TEMPORARY RULE REGARDING ADJUSTMENTS.—During the period beginning on the date of the enactment of the Surface Transportation Extension Act of 2003 and ending on June 30, 2004, for purposes of making any estimate under section 9503(d) of the Internal Revenue Code of 1986 of receipts of the Highway Trust Fund, the Secretary of the Treasury shall treat—

Effective date.  
Termination date.

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

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

Approved April 30, 2004.

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