

PUBLIC LAW 109-14—MAY 31, 2005

SURFACE TRANSPORTATION EXTENSION ACT  
OF 2005

Public Law 109-14  
109th Congress  
An Act

May 31, 2005  
[H.R. 2566]

Surface  
Transportation  
Extension Act of  
2005.  
23 USC 101 note.

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.

*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 2005”.

**SEC. 2. ADVANCES.**

(a) IN GENERAL.—Section 2(a)(1) of the Surface Transportation Extension Act of 2004, Part V (23 U.S.C. 104 note; 118 Stat. 1144) is amended by striking “as amended by this section” and inserting “as amended by this Act and the Surface Transportation Extension Act of 2005”.

(b) PROGRAMMATIC DISTRIBUTIONS.—

(1) ADMINISTRATION OF FUNDS.—Section 2(b)(3) of such Act (118 Stat. 1145) is amended by striking “the amendment made under subsection (d)” and inserting “section 1101(l) of the Transportation Equity Act for the 21st Century”.

(2) SPECIAL RULES FOR MINIMUM GUARANTEE.—Section 2(b)(4) of such Act is amended by striking “\$1,866,666,667” and inserting “\$2,100,000,000”.

(3) EXTENSION OF OFF-SYSTEM BRIDGE SETASIDE.—Section 144(g)(3) of title 23, United States Code, is amended by striking “May 31” inserting “June 30”.

(c) AUTHORIZATION OF CONTRACT AUTHORITY.—Section 1101(l)(1) of the Transportation Equity Act for the 21st Century (118 Stat. 1145) is amended by striking “\$22,685,936,000 for the period of October 1, 2004, through May 31, 2005” and inserting “\$25,521,678,000 for the period of October 1, 2004, through June 30, 2005”.

23 USC 104 note.

(d) LIMITATION ON OBLIGATIONS.—Section 2(e) of the Surface Transportation Extension Act of 2004, Part V (118 Stat. 1146) is amended to read as follows:

(e) LIMITATION ON OBLIGATIONS.—

“(1) DISTRIBUTION OF OBLIGATION AUTHORITY.—Subject to paragraph (2), for the period of October 1, 2004, through June 30, 2005, the Secretary shall distribute the obligation limitation made available for Federal-aid highways and highway safety construction programs under the heading ‘FEDERAL-AID HIGHWAYS’ in title I of division H of the Consolidated Appropriations Act, 2005 (23 U.S.C. 104 note; 118 Stat. 3204), in accordance

with section 110 of such title (23 U.S.C. 104 note; 118 Stat. 3209); except that the amount of obligation limitation to be distributed for such period for each program, project, and activity specified in sections 110(a)(1), 110(a)(2), 110(a)(4), and 110(a)(5) of such title shall equal the greater of—

“(A) the funding authorized for such program, project, or activity in this Act and the Surface Transportation Extension Act of 2005 (including any amendments made by this Act and such Act); or

“(B)  $\frac{1}{12}$  of the funding provided for or limitation set on such program, project, or activity in title I of division H of the Consolidated Appropriations Act, 2005.

“(2) LIMITATION ON TOTAL AMOUNT OF AUTHORITY DISTRIBUTED.—The total amount of obligation limitation distributed under paragraph (1) for the period of October 1, 2004, through June 30, 2005, shall not exceed \$26,025,000,000; except that this limitation shall not apply to \$479,250,000 in obligations for minimum guarantee for such period.

“(3) TIME PERIOD FOR OBLIGATIONS OF FUNDS.—After June 30, 2005, no funds shall be obligated for any Federal-aid highway program project until the date of enactment of a law reauthorizing the Federal-aid highway program.

“(4) TREATMENT OF OBLIGATIONS.—Any obligation of obligation authority distributed under this subsection shall be considered to be an obligation for Federal-aid highways and highway safety construction programs for fiscal year 2005 for the purposes of the matter under the heading ‘FEDERAL-AID HIGHWAYS’ in title I of division H of the Consolidated Appropriations Act, 2005 (23 U.S.C. 104 note; 118 Stat. 3204).”.

Applicability.

### SEC. 3. ADMINISTRATIVE EXPENSES.

Section 4(a) of the Surface Transportation Extension Act of 2004 (118 Stat. 1147) is amended by striking “\$234,682,667” and inserting “\$264,018,000”.

### 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; 118 Stat. 1147) is amended—

(i) in the first sentence by striking “\$183,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$206,250,000 for the period of October 1, 2004, through June 30, 2005”; and

(ii) in the second sentence by striking “\$8,666,667” and inserting “\$9,750,000”.

(B) PUBLIC LANDS HIGHWAYS.—Section 1101(a)(8)(B) of such Act (112 Stat. 112; 118 Stat. 1148) is amended by striking “\$164,000,000 for the period of October 1, 2004, through May 31, 2005” and inserting “\$184,500,000 for the period of October 1, 2004, through June 30, 2005”.

(C) PARK ROADS AND PARKWAYS.—Section 1101(a)(8)(C) of such Act (112 Stat. 112; 118 Stat. 1148) is amended by striking “\$110,000,000 for the period of October 1, 2004, through May 31, 2005” and inserting “\$123,750,000 for the period of October 1, 2004, through June 30, 2005”.

(D) REFUGE ROADS.—Section 1101(a)(8)(D) of such Act (112 Stat. 112; 118 Stat. 1148) is amended by striking “\$13,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$15,000,000 for the period of October 1, 2004, through June 30, 2005”.

(2) NATIONAL CORRIDOR PLANNING AND DEVELOPMENT AND COORDINATED BORDER INFRASTRUCTURE PROGRAMS.—Section 1101(a)(9) of such Act (112 Stat. 112; 118 Stat. 1148) is amended by striking “\$93,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$105,000,000 for the period of October 1, 2004, through June 30, 2005”.

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

(A) IN GENERAL.—Section 1101(a)(10) of such Act (112 Stat. 113; 118 Stat. 1148) is amended by striking “\$25,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$28,500,000 for the period of October 1, 2004, through June 30, 2005”.

(B) SET ASIDE FOR ALASKA, NEW JERSEY, AND WASHINGTON.—Section 5(a)(3)(B) of the Surface Transportation Extension Act of 2004, Part V (118 Stat. 1148) is amended—

(i) in clause (i) by striking “\$6,666,667” and inserting “\$7,500,000”;

(ii) in clause (ii) by striking “\$3,333,333” and inserting “\$3,750,000”; and

(iii) in clause (iii) by striking “\$3,333,333” 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; 118 Stat. 1148) is amended by striking “2001,” and all that follows through “May 31, 2005” and inserting “2001, \$25,500,000 for fiscal year 2002, \$26,500,000 for each of fiscal years 2003 and 2004, and \$19,875,000 for the period of October 1, 2004, through June 30, 2005”.

(5) VALUE PRICING PILOT PROGRAM.—Section 1101(a)(12) of such Act (112 Stat. 113; 118 Stat. 1148) is amended by striking “\$7,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$8,250,000 for the period of October 1, 2004, through June 30, 2005”.

(6) HIGHWAY USE TAX EVASION PROJECTS.—Section 1101(a)(14) of such Act (112 Stat. 113; 118 Stat. 1148) is amended by striking “\$3,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$3,750,000 for the period of October 1, 2004, through June 30, 2005”.

(7) COMMONWEALTH OF PUERTO RICO HIGHWAY PROGRAM.—Section 1101(a)(15)(A) of such Act (112 Stat. 113; 118 Stat. 1149) is amended by striking “\$73,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$82,500,000 for the period of October 1, 2004, through June 30, 2005”.

(8) SAFETY GRANTS.—Section 1212(i)(1)(D) of such Act (23 U.S.C. 402 note; 112 Stat. 196; 112 Stat. 840; 118 Stat. 1149) is amended by striking “\$333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$375,000 for the period of October 1, 2004, through June 30, 2005”.

(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; 118 Stat. 1149) is amended by striking “\$16,666,667 for the period of October 1, 2004, through May 31, 2005” and inserting “\$18,750,000 for the period of October 1, 2004, through June 30, 2005”.

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

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

“(G) \$97,500,000 for the period of October 1, 2004, through June 30, 2005.”;

(B) in subsection (a)(2) by striking “\$1,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$1,500,000 for the period of October 1, 2004, through June 30, 2005”; and

(C) in the item relating to fiscal year 2005 in the table contained in subsection (c) by striking “\$1,733,333,333” and inserting “\$1,950,000,000”.

(11) NATIONAL SCENIC BYWAYS CLEARINGHOUSE.—Section 1215(b)(3) of the Transportation Equity Act for the 21st Century (112 Stat. 210; 118 Stat. 1149) is amended—

(A) by striking “\$1,000,000” and inserting “\$1,125,000”; and

(B) by striking “May 31” and inserting “June 30”.

(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; 118 Stat. 1149) is amended by striking “\$68,666,667 for the period of October 1, 2004, through May 31, 2005” and inserting “\$77,250,000 for the period of October 1, 2004, through June 30, 2005”.

(2) TECHNOLOGY DEPLOYMENT PROGRAM.—Section 5001(a)(2) of such Act (112 Stat. 419; 118 Stat. 1149) is amended by striking “\$33,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$37,500,000 for the period of October 1, 2004, through June 30, 2005”.

(3) TRAINING AND EDUCATION.—Section 5001(a)(3) of such Act (112 Stat. 420; 118 Stat. 1150) is amended by striking “\$13,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$15,000,000 for the period of October 1, 2004, through June 30, 2005”.

(4) BUREAU OF TRANSPORTATION STATISTICS.—Section 5001(a)(4) of such Act (112 Stat. 420; 118 Stat. 1150) is amended by striking “\$20,666,667 for the period of October 1, 2004, through May 31, 2005” and inserting “\$23,250,000 for the period of October 1, 2004, through June 30, 2005”.

(5) ITS STANDARDS, RESEARCH, OPERATIONAL TESTS, AND DEVELOPMENT.—Section 5001(a)(5) of such Act (112 Stat. 420; 118 Stat. 1150) is amended by striking “\$73,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$82,500,000 for the period of October 1, 2004, through June 30, 2005”.

(6) ITS DEPLOYMENT.—Section 5001(a)(6) of such Act (112 Stat. 420; 118 Stat. 1150) is amended by striking “\$81,333,333

for the period of October 1, 2004, through May 31, 2005" and inserting "\$91,500,000 for the period of October 1, 2004, through June 30, 2005".

(7) UNIVERSITY TRANSPORTATION RESEARCH.—Section 5001(a)(7) of such Act (112 Stat. 420; 118 Stat. 1150) is amended by striking "\$17,666,667 for the period of October 1, 2004, through May 31, 2005" and inserting "\$19,875,000 for the period of October 1, 2004, through June 30, 2005".

(c) METROPOLITAN PLANNING.—Section 5(c)(1) of the Surface Transportation Extension Act of 2004, Part V (118 Stat. 1150) is amended by striking "\$145,000,000 for the period of October 1, 2004, through May 31, 2005" and inserting "\$163,125,000 for the period of October 1, 2004, through June 30, 2005".

(d) TERRITORIES.—Section 1101(d)(1) of the Transportation Equity Act for the 21st Century (112 Stat. 111; 118 Stat. 1150) is amended by striking "\$24,266,667 for the period of October 1, 2004, through May 31, 2005" and inserting "\$27,300,000 for the period of October 1, 2004, through June 30, 2005".

(e) ALASKA HIGHWAY.—Section 1101(e)(1) of such Act (118 Stat. 1150) is amended by striking "\$12,533,333 for the period of October 1, 2004, through May 31, 2005" and inserting "\$14,100,000 for the period of October 1, 2004, through June 30, 2005".

(f) OPERATION LIFESAVER.—Section 1101(f)(1) of such Act (118 Stat. 1151) is amended by striking "\$333,333 for the period of October 1, 2004, through May 31, 2005" and inserting "\$375,000 for the period of October 1, 2004, through June 30, 2005".

(g) BRIDGE DISCRETIONARY.—Section 1101(g)(1) of such Act (118 Stat. 1151) is amended—

(1) by striking "\$66,666,667" and inserting "\$75,000,000"; and

(2) by striking "May 31" and inserting "June 30".

(h) INTERSTATE MAINTENANCE.—Section 1101(h)(1) of such Act (118 Stat. 1151) is amended—

(1) by striking "\$66,666,667" and inserting "\$75,000,000"; and

(2) by striking "May 31" and inserting "June 30".

(i) RECREATIONAL TRAILS ADMINISTRATIVE COSTS.—Section 1101(i)(1) of such Act (118 Stat. 1151) is amended by striking "\$500,000 for the period of October 1, 2004, through May 31, 2005" and inserting "\$562,500 for the period of October 1, 2004, through June 30, 2005".

(j) RAILWAY-HIGHWAY CROSSING HAZARD ELIMINATION IN HIGH SPEED RAIL CORRIDORS.—Section 1101(j)(1) of such Act (118 Stat. 1151) is amended—

(1) by striking "\$3,500,000" and inserting "\$3,937,500";

(2) by striking "\$166,667" and inserting "\$187,500"; and

(3) by striking "May 31" each place it appears and inserting "June 30".

(k) NONDISCRIMINATION.—Section 1101(k) of such Act (118 Stat. 1151) is amended—

(1) in paragraph (1) by striking "\$6,666,667 for the period of October 1, 2004, through May 31, 2005" and inserting "\$7,500,000 for the period of October 1, 2004, through June 30, 2005"; and

(2) in paragraph (2) by striking "\$6,666,667 for the period of October 1, 2004, through May 31, 2005" and inserting

“\$7,500,000 for the period of October 1, 2004, through June 30, 2005”.

(l) ADMINISTRATION OF FUNDS.—Section 5(l) of the Surface Transportation Extension Act of 2004, Part V (118 Stat. 1151) is amended—

(1) by inserting “and section 4 of the Surface Transportation Extension Act of 2005” after “this section” the first place it appears; and

(2) by inserting “or the amendment made by section 4(a)(1) of such Act” before the period at the end.

(m) REDUCTION OF ALLOCATED PROGRAMS.—Section 5(m) of such Act (118 Stat. 1151) is amended—

(1) by inserting “and section 4 of the Surface Transportation Extension Act of 2005” after “but for this section”;

(2) by striking “both”;

(3) by striking “and by this section” and inserting “, by this section, and by section 4 of such Act”; and

(4) by inserting “and by section 4 of such Act” before the period at the end.

(n) PROGRAM CATEGORY RECONCILIATION.—Section 5(n) of such Act (118 Stat. 1151) is amended by inserting “and section 4 of the Surface Transportation Extension Act of 2005” after “this section”.

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

(a) CHAPTER 1 HIGHWAY SAFETY PROGRAMS.—

(1) SEAT BELT SAFETY INCENTIVE GRANTS.—Section 157(g)(1) of title 23, United States Code, is amended by striking “\$74,666,667 for the period of October 1, 2004, through May 31, 2005” and inserting “\$84,000,000 for the period of October 1, 2004, through June 30, 2005”.

(2) PREVENTION OF INTOXICATED DRIVER INCENTIVE GRANTS.—Section 163(e)(1) of such title is amended by striking “\$73,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$82,500,000 for the period of October 1, 2004, through June 30, 2005”.

(b) CHAPTER 4 HIGHWAY SAFETY PROGRAMS.—Section 2009(a)(1) of the Transportation Equity Act for the 21st Century (112 Stat. 337; 118 Stat. 1152) is amended by striking “\$110,000,000 for the period of October 1, 2004, through May 31, 2005” and inserting “\$123,750,000 for the period of October 1, 2004, through June 30, 2005”.

(c) HIGHWAY SAFETY RESEARCH AND DEVELOPMENT.—Section 2009(a)(2) of such Act (112 Stat. 337; 118 Stat. 1152) is amended by striking “1998 through” and all that follows through “May 31, 2005” and inserting “1998 through 2004 and \$54,000,000 for the period of October 1, 2004, through June 30, 2005”.

(d) OCCUPANT PROTECTION INCENTIVE GRANTS.—Section 2009(a)(3) of such Act (112 Stat. 337; 118 Stat. 1152) is amended by striking “\$13,333,333 for the period of October 1, 2004, through May 31, 2005” and inserting “\$15,000,000 for the period of October 1, 2004, through June 30, 2005”.

(e) ALCOHOL-IMPAIRED DRIVING COUNTERMEASURES INCENTIVE GRANTS.—Section 2009(a)(4) of such Act (112 Stat. 337; 118 Stat. 1153) is amended by striking “\$26,666,667 for the period of October 1, 2004, through May 31, 2005” and inserting “\$30,000,000 for the period of October 1, 2004, through June 30, 2005”.

(f) NATIONAL DRIVER REGISTER.—Section 2009(a)(6) of such Act (112 Stat. 338; 118 Stat. 1153) is amended by striking “\$2,400,000 for the period of October 1, 2004, through May 31, 2005” and inserting “\$2,700,000 for the period of October 1, 2004, through June 30, 2005”.

**SEC. 6. FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION PROGRAM.**

(a) ADMINISTRATIVE EXPENSES.—Section 7(a)(1) of the Surface Transportation Extension Act of 2004, Part V (118 Stat. 1153) is amended by striking “\$160,552,536 for the period of October 1, 2004, through May 31, 2005” and inserting “\$192,631,044 for the period October 1, 2004 through June 30, 2005”.

(b) MOTOR CARRIER SAFETY ASSISTANCE PROGRAM.—Section 31104(a)(8) of title 49, United States Code, is amended to read as follows:

“(8) Not more than \$126,402,740 for the period of October 1, 2004, through June 30, 2005.”.

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

(1) AUTHORIZATION OF APPROPRIATION.—Section 31107(a)(6) of such title is amended to read as follows:

“(5) \$14,958,904 for the period of October 1, 2004, through June 30, 2005.”.

(2) EMERGENCY CDL GRANTS.—Section 7(c)(2) of the Surface Transportation Extension Act of 2004, Part V (118 Stat. 1153) is amended—

(A) by striking “May 31,” and inserting “June 30,”; and

(B) by striking “\$665,753” and inserting “\$747,945”.

(d) CRASH CAUSATION STUDY.—Section 7(d) of such Act (118 Stat. 1154) is amended—

(1) by striking “\$665,753” and inserting “\$747,945”; and

(2) by striking “May 31” and inserting “June 30”.

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

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

(1) in the matter preceding subparagraph (A) of paragraph

(1) by striking “May 31, 2005” and inserting “June 30, 2005”; and

(2) in paragraph (2)(B)(iii)—

(A) in the heading by striking “MAY 31, 2005” and inserting “JUNE 30, 2005”;

(B) by striking “\$6,933,333” and inserting “\$7,800,000”; and

(C) by striking “May 31, 2005” and inserting “June 30, 2005”;

(3) in paragraph (3)(B)—

(A) by striking “\$2,000,000” and inserting “\$2,250,000”; and

(B) by striking “May 31, 2005” and inserting “June 30, 2005”; and

(4) in paragraph (3)(C)—

(A) by striking “\$33,333,333” and inserting “\$37,500,000”; and

(B) by striking “May 31, 2005” and inserting “June 30, 2005”.

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

- (1) in the heading to paragraph (2) by striking “MAY 31, 2005” and inserting “JUNE 30, 2005”;
- (2) in paragraph (2)(A)(vii)—
  - (A) by striking “\$2,201,760,000” and inserting “\$2,545,785,000”; and
  - (B) by striking “May 31, 2005” and inserting “June 30, 2005”;
- (3) in paragraph (2)(B)(vii) by striking “May 31, 2005” and inserting “June 30, 2005”; and
- (4) in paragraph (2)(C) by striking “May 31, 2005” and inserting “June 30, 2005”.

(c) FORMULA GRANT FUNDS.—Section 8(d) of the Surface Transportation Extension Act of 2004, Part V (118 Stat. 1155) is amended—

- (1) in the heading by striking “MAY 31, 2005” and inserting “JUNE 30, 2005”;
- (2) in the matter preceding paragraph (1) by striking “May 31, 2005” and inserting “June 30, 2005”;
- (3) in paragraph (1) by striking “\$3,233,300” and inserting “\$3,637,462”;
- (4) in paragraph (2) by striking “\$33,333,333” and inserting “\$37,500,000”;
- (5) in paragraph (3) by striking “\$65,064,001” and inserting “\$73,197,001”;
- (6) in paragraph (4) by striking “\$172,690,702” and inserting “\$194,277,040”;
- (7) in paragraph (5) by striking “\$4,633,333” and inserting “\$5,212,500”; and
- (8) in paragraph (6) by striking “\$2,473,245,331” and inserting “\$2,782,400,997”.

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

- (1) in the heading by striking “MAY 31, 2005” and inserting “JUNE 30, 2005”;
- (2) in subparagraph (A)(vii)—
  - (A) by striking “\$1,740,960,000” and inserting “\$2,012,985,000”; and
  - (B) by striking “May 31, 2005” and inserting “June 30, 2005”; and
- (3) in subparagraph (B)(vii) by striking “May 31, 2005” and inserting “June 30, 2005”.

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

- (1) in the heading by striking “MAY 31, 2005” and inserting “JUNE 30, 2005”;
- (2) in subparagraph (A)(vii)—
  - (A) by striking “\$41,813,334” and inserting “\$48,346,668”; and
  - (B) by striking “May 31, 2005” and inserting “June 30, 2005”; and
- (3) in subparagraph (B)(vii) by striking “May 31, 2005” and inserting “June 30, 2005”.

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

(1) in the heading by striking “MAY 31, 2005” and inserting “JUNE 30, 2005”;

(2) in subparagraph (A)(vii)—

(A) by striking “\$28,266,667” and inserting “\$32,683,333”; and

(B) by striking “May 31, 2005” and inserting “June 30, 2005”;

(3) in subparagraph (B)(vii) by striking “May 31, 2005” and inserting “June 30, 2005”; and

(4) in subparagraph (C) by striking “May 31, 2005” and inserting “June 30, 2005”.

(g) ALLOCATION OF RESEARCH FUNDS.—Section 8(h) of the Surface Transportation Extension Act of 2004, Part V (118 Stat. 1156) is amended—

(1) in the heading by striking “MAY 31, 2005” and inserting “JUNE 30, 2005”;

(2) in the matter preceding paragraph (1) by striking “May 31, 2005” and inserting “June 30, 2005”;

(3) in paragraph (1) by striking “\$3,500,000” and inserting “\$3,937,500”;

(4) in paragraph (2) by striking “\$5,500,000” and inserting “\$6,187,500”; and

(5) in paragraph (3)—

(A) by striking “\$2,666,667” and inserting “\$3,000,000”; and

(B) by striking “\$666,667” and inserting “\$750,000”.

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

(1) in the heading by striking “MAY 31, 2005” and inserting “JUNE 30, 2005”;

(2) in subparagraph (A)—

(A) by striking “\$3,200,000” and inserting “\$3,700,000”; and

(B) by striking “May 31, 2005” and inserting “June 30, 2005”;

(3) in subparagraph (B) by striking “May 31, 2005” and inserting “June 30, 2005”; and

(4) in subparagraphs (C)(i) and (C)(iii) by striking “May 31, 2005” and inserting “June 30, 2005”.

(i) ALLOCATION OF UNIVERSITY TRANSPORTATION RESEARCH FUNDS.—

(1) IN GENERAL.—Section 8(j) of the Surface Transportation Extension Act of 2004, Part V (118 Stat. 1157) is amended—

(A) in the matter preceding subparagraph (A) of paragraph (1) by striking “May 31, 2005” and inserting “June 30, 2005”;

(B) in paragraph (1)(A) by striking “\$1,333,333” and inserting “\$1,500,000”;

(C) in paragraph (1)(B) by striking “\$1,333,333” and inserting “\$1,500,000”; and

(D) in paragraph (2) by striking “May 31, 2005” and inserting “June 30, 2005”.

(2) CONFORMING AMENDMENT.—Section 3015(d)(2) of the Transportation Equity Act for the 21st Century (112 Stat. 857; 118 Stat. 1157) is amended by striking “May 31, 2005” and inserting “June 30, 2005”.

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

- (1) in the heading by striking “MAY 31, 2005” and inserting “JUNE 30, 2005”;
- (2) in subparagraph (A)(vii)—
  - (A) by striking “\$41,600,000” and inserting “\$48,100,000”; and
  - (B) by striking “May 31, 2005” and inserting “June 30, 2005”; and
- (3) in subparagraph (B)(vii) by striking “May 31, 2005” and inserting “June 30, 2005”.

(k) JOB ACCESS AND REVERSE COMMUTE PROGRAM.—Section 3037(l) of the Transportation Equity Act for the 21st Century (49 U.S.C. 5309 note; 112 Stat. 391; 118 Stat. 1157) is amended—

- (1) in paragraph (1)(A)(vii)—
  - (A) by striking “\$80,000,000” and inserting “\$92,500,000”; and
  - (B) by striking “May 31, 2005” and inserting “June 30, 2005”;
- (2) in paragraph (1)(B)(vii) by striking “May 31, 2005” and inserting “June 30, 2005”; and
- (3) in paragraph (2) by striking “May 31, 2005, not more than \$6,666,667” and inserting “June 30, 2005, not more than \$7,500,000”.

(l) RURAL TRANSPORTATION ACCESSIBILITY INCENTIVE PROGRAM.—Section 3038(g) of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note; 112 Stat. 393; 118 Stat. 1158) is amended—

- (1) by striking paragraph (1)(G) and inserting after paragraph (1)(F) the following:

“(G) \$3,937,500 for the period of October 1, 2004, through June 30, 2005.”; and
- (2) in paragraph (2)—
  - (A) by striking “\$1,133,333” and inserting “\$1,275,000”; and
  - (B) by striking “May 31, 2005” and inserting “June 30, 2005”.

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

- (1) in the heading by striking “MAY 31, 2005” and inserting “JUNE 30, 2005”; and
- (2) in subparagraph (A) by striking “May 31, 2005” and inserting “June 30, 2005”.

(n) OBLIGATION CEILING.—Section 3040(7) of the Transportation Equity Act for the 21st Century (112 Stat. 394; 118 Stat. 1158) is amended—

- (1) by striking “\$5,172,000,000” and inserting “\$5,818,500,000”; and
- (2) by striking “May 31, 2005” and inserting “June 30, 2005”.

(o) FUEL CELL BUS AND BUS FACILITIES PROGRAM.—Section 3015(b) of the Transportation Equity Act for the 21st Century (112 Stat. 361; 118 Stat. 1158) is amended—

- (1) by striking “May 31, 2005” and inserting “June 30, 2005”; and
- (2) by striking “\$3,233,333” and inserting “\$3,637,500”.

23 USC 322 note. (p) ADVANCED TECHNOLOGY PILOT PROJECT.—Section 3015(c)(2) of the Transportation Equity Act for the 21st Century (49 U.S.C. 322 note; 112 Stat. 361; 118 Stat. 1158) is amended—

- (1) by striking “May 31, 2005,” and inserting “June 30, 2005”; and
- (2) by striking “\$3,333,333” and inserting “\$3,750,000”.

(q) PROJECTS FOR NEW FIXED GUIDEWAY SYSTEMS AND EXTENSIONS TO EXISTING SYSTEMS.—Subsections (a), (b), and (c)(1) of section 3030 of the Transportation Equity Act for the 21st Century (112 Stat. 373; 118 Stat. 1158) are amended by striking “May 31, 2005” and inserting “June 30, 2005”.

(r) NEW JERSEY URBAN CORE PROJECT.—Subparagraphs (A), (B), and (C) of section 3031(a)(3) of the Intermodal Surface Transportation Efficiency Act of 1991 (105 Stat. 2122; 118 Stat. 1158) are amended by striking “May 31, 2005” and inserting “June 30, 2005”.

23 USC 101 note. (s) TREATMENT OF FUNDS.—Amounts made available under the amendments made by this section shall be treated for purposes of section 1101(b) of the Transportation Equity Act for the 21st Century (23 U.S.C. 101 note) as amounts made available for programs under title III of such Act.

(t) LOCAL SHARE.—Section 3011(a) of the Transportation Equity Act for the 21st Century (49 U.S.C. 5307 note; 118 Stat. 1158) is amended by striking “May 31, 2005” and inserting “June 30, 2005”.

#### SEC. 8. SPORT FISHING AND BOATING SAFETY.

(a) FUNDING FOR NATIONAL OUTREACH AND COMMUNICATIONS PROGRAM.—Section 4(c)(7) of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777c(c)(6)) is amended to read as follows:

“(6) \$7,499,997 for the period of October 1, 2004, through June 30, 2005.”.

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

“(4) FIRST 9 MONTHS OF FISCAL YEAR 2005.—For the period of October 1, 2004, through June 30, 2005, of the balance of each annual appropriation remaining after making the distribution under subsection (a), an amount equal to \$61,499,997, reduced by 82 percent of the amount appropriated for that fiscal year from the Boat Safety Account of the Aquatic Resources Trust Fund established by section 9504 of the Internal Revenue Code of 1986 to carry out the purposes of section 13106(a) of title 46, United States Code, shall be used as follows:

“(A) \$7,499,997 shall be available to the Secretary of the Interior for 3 fiscal years for obligation for qualified projects under section 5604(c) of the Clean Vessel Act of 1992 (33 U.S.C. 1322 note).

“(B) \$6,000,000 shall be available to the Secretary of the Interior for 3 fiscal years for obligation for qualified projects under section 7404(d) of the Sportfishing and Boating Safety Act of 1998 (16 U.S.C. 777g-1(d)).

“(C) The balance remaining after the application of subparagraphs (A) and (B) shall be transferred to the Secretary of Transportation and shall be expended for State recreational boating safety programs under section 13106 of title 46, United States Code.”.

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

- (1) by striking “\$3,333,336” and inserting “\$3,750,003”; and
- (2) by striking “\$1,333,336” and inserting “\$1,500,003”.

**SEC. 9. 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 “June 1, 2005” and inserting “July 1, 2005”;

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

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

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

“(L) authorized to be paid out of the Highway Trust Fund under the Surface Transportation Extension Act of 2005.”, and

(E) in the matter after subparagraph (L), as added by this paragraph, by striking “Surface Transportation Extension Act of 2004, Part V” and inserting “Surface Transportation Extension Act of 2005”.

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

(A) in the matter before subparagraph (A), by striking “June 1, 2005” and inserting “July 1, 2005”;

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

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

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

“(J) the Surface Transportation Extension Act of 2005.”, and

(E) in the matter after subparagraph (J), as added by this paragraph, by striking “Surface Transportation Extension Act of 2004, Part V” and inserting “Surface Transportation Extension Act of 2005”.

(3) EXCEPTION TO LIMITATION ON TRANSFERS.—Subparagraph (B) of section 9503(b)(6) of such Code is amended by striking “June 1, 2005” and inserting “July 1, 2005”.

(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, Part V” each place it appears and inserting “Surface Transportation Extension Act of 2005”.

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

(A) by striking “June 1, 2005” and inserting “July 1, 2005”, and

(B) by striking “Surface Transportation Extension Act of 2004, Part V” and inserting “Surface Transportation Extension Act of 2005”.

26 USC 9503.

26 USC 9504.

26 USC 9504. (3) EXCEPTION TO LIMITATION ON TRANSFERS.—Paragraph (2) of section 9504(d) of such Code is amended by striking “June 1, 2005” and inserting “July 1, 2005”.

26 USC 4481. (c) EXTENSION OF TAX, ETC., ON USE OF CERTAIN HEAVY VEHICLES.—The following provisions of the Internal Revenue Code of 1986 are each amended by striking “2005” each place it appears and inserting “2006”:

26 USC 4482. (1) Section 4481(f).

26 USC 4483. (2) Section 4482(c)(4).

26 USC 4481 note. (3) Section 4482(d).

Termination date. (4) Section 4483(h).

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

(e) 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, 2005, 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—

(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 May 31, 2005.

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