

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2566

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## 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.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Surface Transpor-  
5 tation Extension Act of 2005”.

6 **SEC. 2. ADVANCES.**

7 (a) IN GENERAL.—Section 2(a)(1) of the Surface  
8 Transportation Extension Act of 2004, Part V (23 U.S.C.  
9 104 note; 118 Stat. 1144) is amended by striking “as  
10 amended by this section” and inserting “as amended by  
11 this Act and the Surface Transportation Extension Act  
12 of 2005”.

13 (b) PROGRAMMATIC DISTRIBUTIONS.—

14 (1) ADMINISTRATION OF FUNDS.—Section  
15 2(b)(3) of such Act (118 Stat. 1145) is amended by  
16 striking “the amendment made under subsection  
17 (d)” and inserting “section 1101(l) of the Transpor-  
18 tation Equity Act for the 21st Century”.

19 (2) SPECIAL RULES FOR MINIMUM GUAR-  
20 ANTEE.—Section 2(b)(4) of such Act is amended by  
21 striking “\$1,866,666,667” and inserting  
22 “\$2,100,000,000”.

23 (3) EXTENSION OF OFF-SYSTEM BRIDGE SET-  
24 ASIDE.—Section 144(g)(3) of title 23, United States

1 Code, is amended by striking “May 31” inserting  
2 “June 30”.

3 (c) AUTHORIZATION OF CONTRACT AUTHORITY.—  
4 Section 1101(l)(1) of the Transportation Equity Act for  
5 the 21st Century (118 Stat. 1145) is amended by striking  
6 “\$22,685,936,000 for the period of October 1, 2004,  
7 through May 31, 2005” and inserting “\$25,521,678,000  
8 for the period of October 1, 2004, through June 30,  
9 2005”.

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

13 “(e) LIMITATION ON OBLIGATIONS.—

14 “(1) DISTRIBUTION OF OBLIGATION AUTHOR-  
15 ITY.—Subject to paragraph (2), for the period of  
16 October 1, 2004, through June 30, 2005, the Sec-  
17 retary shall distribute the obligation limitation made  
18 available for Federal-aid highways and highway safe-  
19 ty construction programs under the heading ‘FED-  
20 ERAL-AID HIGHWAYS’ in title I of division H of the  
21 Consolidated Appropriations Act, 2005 (23 U.S.C.  
22 104 note; 118 Stat. 3204), in accordance with sec-  
23 tion 110 of such title (23 U.S.C. 104 note; 118 Stat.  
24 3209); except that the amount of obligation limita-  
25 tion to be distributed for such period for each pro-

1       gram, project, and activity specified in sections  
2       110(a)(1), 110(a)(2), 110(a)(4), and 110(a)(5) of  
3       such title shall equal the greater of—

4               “(A) the funding authorized for such pro-  
5               gram, project, or activity in this Act and the  
6               Surface Transportation Extension Act of 2005  
7               (including any amendments made by this Act  
8               and such Act); or

9               “(B)  $\frac{9}{12}$  of the funding provided for or  
10              limitation set on such program, project, or ac-  
11              tivity in title I of division H of the Consolidated  
12              Appropriations Act, 2005.

13              “(2) LIMITATION ON TOTAL AMOUNT OF AU-  
14              THORITY DISTRIBUTED.—The total amount of obli-  
15              gation limitation distributed under paragraph (1) for  
16              the period of October 1, 2004, through June 30,  
17              2005, shall not exceed \$26,025,000,000; except that  
18              this limitation shall not apply to \$479,250,000 in  
19              obligations for minimum guarantee for such period.

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

1           “(4) TREATMENT OF OBLIGATIONS.—Any obli-  
2           gation of obligation authority distributed under this  
3           subsection shall be considered to be an obligation for  
4           Federal-aid highways and highway safety construc-  
5           tion programs for fiscal year 2005 for the purposes  
6           of the matter under the heading ‘FEDERAL-AID  
7           HIGHWAYS’ in title I of division H of the Consoli-  
8           dated Appropriations Act, 2005 (23 U.S.C. 104  
9           note; 118 Stat. 3204).”.

10 **SEC. 3. ADMINISTRATIVE EXPENSES.**

11           Section 4(a) of the Surface Transportation Extension  
12 Act of 2004 (118 Stat. 1147) is amended by striking  
13 “\$234,682,667” and inserting “\$264,018,000”.

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

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

17           (1) FEDERAL LANDS HIGHWAYS.—

18           (A) INDIAN RESERVATION ROADS.—Sec-  
19           tion 1101(a)(8)(A) of the Transportation Eq-  
20           uity Act for the 21st Century (112 Stat. 112;  
21           118 Stat. 1147) is amended—

22           (i) in the first sentence by striking  
23           “\$183,333,333 for the period of October 1,  
24           2004, through May 31, 2005” and insert-

1           ing “\$206,250,000 for the period of Octo-  
2           ber 1, 2004, through June 30, 2005”; and

3                   (ii) in the second sentence by striking  
4           “\$8,666,667” and inserting “\$9,750,000”.

5           (B) PUBLIC LANDS HIGHWAYS.—Section  
6           1101(a)(8)(B) of such Act (112 Stat. 112; 118  
7           Stat. 1148) is amended by striking  
8           “\$164,000,000 for the period of October 1,  
9           2004, through May 31, 2005” and inserting  
10          “\$184,500,000 for the period of October 1,  
11          2004, through June 30, 2005”.

12          (C) PARK ROADS AND PARKWAYS.—Sec-  
13          tion 1101(a)(8)(C) of such Act (112 Stat. 112;  
14          118 Stat. 1148) is amended by striking  
15          “\$110,000,000 for the period of October 1,  
16          2004, through May 31, 2005” and inserting  
17          “\$123,750,000 for the period of October 1,  
18          2004, through June 30, 2005” .

19          (D) REFUGE ROADS.—Section  
20          1101(a)(8)(D) of such Act (112 Stat. 112; 118  
21          Stat. 1148) is amended by striking  
22          “\$13,333,333 for the period of October 1,  
23          2004, through May 31, 2005” and inserting  
24          “\$15,000,000 for the period of October 1,  
25          2004, through June 30, 2005”.

1           (2) NATIONAL CORRIDOR PLANNING AND DE-  
2 VELOPMENT AND COORDINATED BORDER INFRA-  
3 STRUCTURE PROGRAMS.—Section 1101(a)(9) of such  
4 Act (112 Stat. 112; 118 Stat. 1148) is amended by  
5 striking “\$93,333,333 for the period of October 1,  
6 2004, through May 31, 2005” and inserting  
7 “\$105,000,000 for the period of October 1, 2004,  
8 through June 30, 2005”.

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

11           (A) IN GENERAL.—Section 1101(a)(10) of  
12 such Act (112 Stat. 113; 118 Stat. 1148) is  
13 amended by striking “\$25,333,333 for the pe-  
14 riod of October 1, 2004, through May 31,  
15 2005” and inserting “\$28,500,000 for the pe-  
16 riod of October 1, 2004, through June 30,  
17 2005”.

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

22           (i) in clause (i) by striking  
23 “\$6,666,667” and inserting “\$7,500,000”;

1 (ii) in clause (ii) by striking  
2 “\$3,333,333” and inserting “\$3,750,000”;  
3 and

4 (iii) in clause (iii) by striking  
5 “\$3,333,333” and inserting “\$3,750,000”.

6 (4) NATIONAL SCENIC BYWAYS PROGRAM.—  
7 Section 1101(a)(11) of the Transportation Equity  
8 Act for the 21st Century (112 Stat. 113; 118 Stat.  
9 1148) is amended by striking “2001,” and all that  
10 follows through “May 31, 2005” and inserting  
11 “2001, \$25,500,000 for fiscal year 2002,  
12 \$26,500,000 for each of fiscal years 2003 and 2004,  
13 and \$19,875,000 for the period of October 1, 2004,  
14 through June 30, 2005”.

15 (5) VALUE PRICING PILOT PROGRAM.—Section  
16 1101(a)(12) of such Act (112 Stat. 113; 118 Stat.  
17 1148) is amended by striking “\$7,333,333 for the  
18 period of October 1, 2004, through May 31, 2005”  
19 and inserting “\$8,250,000 for the period of October  
20 1, 2004, through June 30, 2005”.

21 (6) HIGHWAY USE TAX EVASION PROJECTS.—  
22 Section 1101(a)(14) of such Act (112 Stat. 113;  
23 118 Stat. 1148) is amended by striking “\$3,333,333  
24 for the period of October 1, 2004, through May 31,

1 2005” and inserting “\$3,750,000 for the period of  
2 October 1, 2004, through June 30, 2005”.

3 (7) COMMONWEALTH OF PUERTO RICO HIGH-  
4 WAY PROGRAM.—Section 1101(a)(15)(A) of such  
5 Act (112 Stat. 113; 118 Stat. 1149) is amended by  
6 striking “\$73,333,333 for the period of October 1,  
7 2004, through May 31, 2005” and inserting  
8 “\$82,500,000 for the period of October 1, 2004,  
9 through June 30, 2005”.

10 (8) SAFETY GRANTS.—Section 1212(i)(1)(D) of  
11 such Act (23 U.S.C. 402 note; 112 Stat. 196; 112  
12 Stat. 840; 118 Stat. 1149) is amended by striking  
13 “\$333,333 for the period of October 1, 2004,  
14 through May 31, 2005” and inserting “\$375,000 for  
15 the period of October 1, 2004, through June 30,  
16 2005”.

17 (9) TRANSPORTATION AND COMMUNITY AND  
18 SYSTEM PRESERVATION PILOT PROGRAM.—Section  
19 1221(e)(1) of such Act (23 U.S.C. 101 note; 112  
20 Stat. 223; 118 Stat. 1149) is amended by striking  
21 “\$16,666,667 for the period of October 1, 2004,  
22 through May 31, 2005” and inserting “\$18,750,000  
23 for the period of October 1, 2004, through June 30,  
24 2005”.

1           (10) TRANSPORTATION INFRASTRUCTURE FI-  
2           NANCE AND INNOVATION.—Section 188 of title 23,  
3           United States Code, is amended—

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

6                           “(G) \$97,500,000 for the period of Octo-  
7                           ber 1, 2004, through June 30, 2005.”;

8                           (B) in subsection (a)(2) by striking  
9                           “\$1,333,333 for the period of October 1, 2004,  
10                           through May 31, 2005” and inserting  
11                           “\$1,500,000 for the period of October 1, 2004,  
12                           through June 30, 2005”; and

13                           (C) in the item relating to fiscal year 2005  
14                           in table contained in subsection (c) by striking  
15                           “\$1,733,333,333” and inserting  
16                           “\$1,950,000,000”.

17           (11) NATIONAL SCENIC BYWAYS CLEARING-  
18           HOUSE.—Section 1215(b)(3) of the Transportation  
19           Equity Act for the 21st Century (112 Stat. 210; 118  
20           Stat. 1149) is amended—

21                           (A) by striking “\$1,000,000” and inserting  
22                           “\$1,125,000”; and

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

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

3 (1) SURFACE TRANSPORTATION RESEARCH.—

4 Section 5001(a)(1) of the Transportation Equity Act  
5 for the 21st Century (112 Stat. 419; 118 Stat.  
6 1149) is amended by striking “\$68,666,667 for the  
7 period of October 1, 2004, through May 31, 2005”  
8 and inserting “\$77,250,000 for the period of Octo-  
9 ber 1, 2004, through June 30, 2005”.

10 (2) TECHNOLOGY DEPLOYMENT PROGRAM.—

11 Section 5001(a)(2) of such Act (112 Stat. 419; 118  
12 Stat. 1149) is amended by striking “\$33,333,333  
13 for the period of October 1, 2004, through May 31,  
14 2005” and inserting “\$37,500,000 for the period of  
15 October 1, 2004, through June 30, 2005”.

16 (3) TRAINING AND EDUCATION.—Section

17 5001(a)(3) of such Act (112 Stat. 420; 118 Stat.  
18 1150) is amended by striking “\$13,333,333 for the  
19 period of October 1, 2004, through May 31, 2005”  
20 and inserting “\$15,000,000 for the period of Octo-  
21 ber 1, 2004, through June 30, 2005”.

22 (4) BUREAU OF TRANSPORTATION STATIS-

23 TICS.—Section 5001(a)(4) of such Act (112 Stat.  
24 420; 118 Stat. 1150) is amended by striking  
25 “\$20,666,667 for the period of October 1, 2004,

1 through May 31, 2005” and inserting “\$23,250,000  
2 for the period of October 1, 2004, through June 30,  
3 2005”.

4 (5) ITS STANDARDS, RESEARCH, OPERATIONAL  
5 TESTS, AND DEVELOPMENT.—Section 5001(a)(5) of  
6 such Act (112 Stat. 420; 118 Stat. 1150) is amend-  
7 ed by striking “\$73,333,333 for the period of Octo-  
8 ber 1, 2004, through May 31, 2005” and inserting  
9 “\$82,500,000 for the period of October 1, 2004,  
10 through June 30, 2005”.

11 (6) ITS DEPLOYMENT.—Section 5001(a)(6) of  
12 such Act (112 Stat. 420; 118 Stat. 1150) is amend-  
13 ed by striking “\$81,333,333 for the period of Octo-  
14 ber 1, 2004, through May 31, 2005” and inserting  
15 “\$91,500,000 for the period of October 1, 2004,  
16 through June 30, 2005”.

17 (7) UNIVERSITY TRANSPORTATION RE-  
18 SEARCH.—Section 5001(a)(7) of such Act (112 Stat.  
19 420; 118 Stat. 1150) is amended by striking  
20 “\$17,666,667 for the period of October 1, 2004,  
21 through May 31, 2005” and inserting “\$19,875,000  
22 for the period of October 1, 2004, through June 30,  
23 2005”.

24 (c) METROPOLITAN PLANNING.—Section 5(c)(1) of  
25 the Surface Transportation Extension Act of 2004, Part

1 V (118 Stat. 1150) is amended by striking “\$145,000,000  
2 for the period of October 1, 2004, through May 31, 2005”  
3 and inserting “\$163,125,000 for the period of October 1,  
4 2004, through June 30, 2005”.

5 (d) TERRITORIES.—Section 1101(d)(1) of the Trans-  
6 portation Equity Act for the 21st Century (112 Stat. 111;  
7 118 Stat. 1150) is amended by striking “\$24,266,667 for  
8 the period of October 1, 2004, through May 31, 2005”  
9 and inserting “\$27,300,000 for the period of October 1,  
10 2004, through June 30, 2005”.

11 (e) ALASKA HIGHWAY.—Section 1101(e)(1) of such  
12 Act (118 Stat. 1150) is amended by striking  
13 “\$12,533,333 for the period of October 1, 2004, through  
14 May 31, 2005” and inserting “\$14,100,000 for the period  
15 of October 1, 2004, through June 30, 2005”.

16 (f) OPERATION LIFESAVER.—Section 1101(f)(1) of  
17 such Act (118 Stat. 1151) is amended by striking  
18 “\$333,333 for the period of October 1, 2004, through May  
19 31, 2005” and inserting “\$375,000 for the period of Octo-  
20 ber 1, 2004, through June 30, 2005”.

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

23 (1) by striking “\$66,666,667” and inserting  
24 “\$75,000,000”; and

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

3           (h)       INTERSTATE       MAINTENANCE.—Section  
4 1101(h)(1) of such Act (118 Stat. 1151) is amended—

5           (1) by striking “\$66,666,667” and inserting  
6           “\$75,000,000”; and

7           (2) by striking “May 31” and inserting “June  
8           30”.

9           (i)       RECREATIONAL   TRAILS   ADMINISTRATIVE  
10 COSTS.—Section 1101(i)(1) of such Act (118 Stat. 1151)  
11 is amended by striking “\$500,000 for the period of Octo-  
12 ber 1, 2004, through May 31, 2005” and inserting  
13 “\$562,500 for the period of October 1, 2004, through  
14 June 30, 2005”.

15          (j)       RAILWAY-HIGHWAY CROSSING HAZARD ELIMI-  
16 NATION IN HIGH SPEED RAIL CORRIDORS.—Section  
17 1101(j)(1) of such Act (118 Stat. 1151) is amended—

18          (1) by striking “\$3,500,000” and inserting  
19          “\$3,937,500”;

20          (2) by striking “\$166,667” and inserting  
21          “\$187,500”; and

22          (3) by striking “May 31” each place it appears  
23          and inserting “June 30”.

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

1           (1) in paragraph (1) by striking “\$6,666,667  
2           for the period of October 1, 2004, through May 31,  
3           2005” and inserting “\$7,500,000 for the period of  
4           October 1, 2004, through June 30, 2005”; and

5           (2) in paragraph (2) by striking “\$6,666,667  
6           for the period of October 1, 2004, through May 31,  
7           2005” and inserting “\$7,500,000 for the period of  
8           October 1, 2004, through June 30, 2005”.

9           (l) ADMINISTRATION OF FUNDS.—Section 5(l) of the  
10          Surface Transportation Extension Act of 2004, Part V  
11          (118 Stat. 1151) is amended—

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

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

18          (m) REDUCTION OF ALLOCATED PROGRAMS.—Sec-  
19          tion 5(m) of such Act (118 Stat. 1151) is amended—

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

23           (2) by striking “both”;

1           (3) by striking “and by this section” and insert-  
2           ing “, by this section, and by section 4 of such Act”;  
3           and

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

6           (n) PROGRAM CATEGORY RECONCILIATION.—Section  
7           5(n) of such Act (118 Stat. 1151) is amended by inserting  
8           “and section 4 of the Surface Transportation Extension  
9           Act of 2005” after “this section”.

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

11           (a) CHAPTER 1 HIGHWAY SAFETY PROGRAMS.—

12           (1) SEAT BELT SAFETY INCENTIVE GRANTS.—  
13           Section 157(g)(1) of title 23, United States Code, is  
14           amended by striking “\$74,666,667 for the period of  
15           October 1, 2004, through May 31, 2005” and in-  
16           serting “\$84,000,000 for the period of October 1,  
17           2004, through June 30, 2005”.

18           (2) PREVENTION OF INTOXICATED DRIVER IN-  
19           CENTIVE GRANTS.—Section 163(e)(1) of such title is  
20           amended by striking “\$73,333,333 for the period of  
21           October 1, 2004, through May 31, 2005” and in-  
22           serting “\$82,500,000 for the period of October 1,  
23           2004, through June 30, 2005”.

24           (b) CHAPTER 4 HIGHWAY SAFETY PROGRAMS.—Sec-  
25           tion 2009(a)(1) of the Transportation Equity Act for the

1 21st Century (112 Stat. 337; 118 Stat. 1152) is amended  
2 by striking “\$110,000,000 for the period of October 1,  
3 2004, through May 31, 2005” and inserting  
4 “\$123,750,000 for the period of October 1, 2004, through  
5 June 30, 2005”.

6 (c) HIGHWAY SAFETY RESEARCH AND DEVELOP-  
7 MENT.—Section 2009(a)(2) of such Act (112 Stat. 337;  
8 118 Stat. 1152) is amended by striking “1998 through”  
9 and all that follows through “May 31, 2005” and inserting  
10 “1998 through 2004 and \$54,000,000 for the period of  
11 October 1, 2004, through June 30, 2005”.

12 (d) OCCUPANT PROTECTION INCENTIVE GRANTS.—  
13 Section 2009(a)(3) of such Act (112 Stat. 337; 118 Stat.  
14 1152) is amended by striking “\$13,333,333 for the period  
15 of October 1, 2004, through May 31, 2005” and inserting  
16 “\$15,000,000 for the period of October 1, 2004, through  
17 June 30, 2005”.

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

24 (f) NATIONAL DRIVER REGISTER.—Section  
25 2009(a)(6) of such Act (112 Stat. 338; 118 Stat. 1153)

1 is amended by striking “\$2,400,000 for the period of Oc-  
2 tober 1, 2004, through May 31, 2005” and inserting  
3 “\$2,700,000 for the period of October 1, 2004, through  
4 June 30, 2005”.

5 **SEC. 6. FEDERAL MOTOR CARRIER SAFETY ADMINISTRA-**  
6 **TION PROGRAM.**

7 (a) ADMINISTRATIVE EXPENSES.—Section 7(a)(1) of  
8 the Surface Transportation Extension Act of 2004, Part  
9 V (118 Stat. 1153) is amended by striking “\$160,552,536  
10 for the period of October 1, 2004, through May 31, 2005”  
11 and inserting “\$192,631,044 for the period October 1,  
12 2004 through June 30, 2005”.

13 (b) MOTOR CARRIER SAFETY ASSISTANCE PRO-  
14 GRAM.—Section 31104(a)(8) of title 49, United States  
15 Code, is amended to read as follows:

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

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

20 (1) AUTHORIZATION OF APPROPRIATION.—Sec-  
21 tion 31107(a)(6) of such title is amended to read as  
22 follows:

23 “(5) \$14,958,904 for the period of October 1,  
24 2004, through June 30, 2005.”.

1           (2) EMERGENCY CDL GRANTS.—Section 7(c)(2)  
2 of the Surface Transportation Extension Act of  
3 2004, Part V (118 Stat. 1153) is amended—

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

6           (B) by striking “\$665,753” and inserting  
7 “\$747,945”.

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

10           (1) by striking “\$665,753” and inserting  
11 “\$747,945”; and

12           (2) by striking “May 31” and inserting “June  
13 30”.

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

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

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

20           (2) in paragraph (2)(B)(iii)—

21           (A) in the heading by striking “MAY 31,  
22 2005” and inserting “JUNE 30, 2005”;

23           (B) by striking “\$6,933,333” and insert-  
24 ing “\$7,800,000”; and

1 (C) by striking “May 31, 2005” and in-  
2 serting “June 30, 2005”;

3 (3) in paragraph (3)(B)—

4 (A) by striking “\$2,000,000” and inserting  
5 “\$2,250,000”; and

6 (B) by striking “May 31, 2005” and in-  
7 serting “June 30, 2005”; and

8 (4) in paragraph (3)(C)—

9 (A) by striking “\$33,333,333” and insert-  
10 ing “\$37,500,000”; and

11 (B) by striking “May 31, 2005” and in-  
12 serting “June 30, 2005”.

13 (b) FORMULA GRANTS AUTHORIZATIONS.—Section  
14 5338(a) of title 49, United States Code, is amended—

15 (1) in the heading to paragraph (2) by striking  
16 “MAY 31, 2005” and inserting “JUNE 30, 2005”;

17 (2) in paragraph (2)(A)(vii)—

18 (A) by striking “\$2,201,760,000” and in-  
19 serting “\$2,545,785,000”; and

20 (B) by striking “May 31, 2005” and in-  
21 serting “June 30, 2005”;

22 (3) in paragraph (2)(B)(vii) by striking “May  
23 31, 2005” and inserting “June 30, 2005”; and

24 (4) in paragraph (2)(C) by striking “May 31,  
25 2005” and inserting “June 30, 2005”.

1 (c) FORMULA GRANT FUNDS.—Section 8(d) of the  
2 Surface Transportation Extension Act of 2004, Part V  
3 (118 Stat. 1155) is amended—

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

6 (2) in the matter preceding paragraph (1) by  
7 striking “May 31, 2005” and inserting “June 30,  
8 2005”;

9 (3) in paragraph (1) by striking “\$3,233,300”  
10 and inserting “\$3,637,462”;

11 (4) in paragraph (2) by striking “\$33,333,333”  
12 and inserting “\$37,500,000”;

13 (5) in paragraph (3) by striking “\$65,064,001”  
14 and inserting “\$73,197,001”;

15 (6) in paragraph (4) by striking  
16 “\$172,690,702” and inserting “\$194,277,040”;

17 (7) in paragraph (5) by striking “\$4,633,333”  
18 and inserting “\$5,212,500”; and

19 (8) in paragraph (6) by striking  
20 “\$2,473,245,331” and inserting “\$2,782,400,997”.

21 (d) CAPITAL PROGRAM AUTHORIZATIONS.—Section  
22 5338(b)(2) of title 49, United States Code, is amended—

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

25 (2) in subparagraph (A)(vii)—

1 (A) by striking “\$1,740,960,000” and in-  
2 serting “\$2,012,985,000”; and

3 (B) by striking “May 31, 2005” and in-  
4 serting “June 30, 2005”; and

5 (3) in subparagraph (B)(vii) by striking “May  
6 31, 2005” and inserting “June 30, 2005”.

7 (e) PLANNING AUTHORIZATIONS AND ALLOCA-  
8 TIONS.—Section 5338(c)(2) of title 49, United States  
9 Code, is amended—

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

12 (2) in subparagraph (A)(vii)—

13 (A) by striking “\$41,813,334” and insert-  
14 ing “\$48,346,668”; and

15 (B) by striking “May 31, 2005” and in-  
16 serting “June 30, 2005”; and

17 (3) in subparagraph (B)(vii) by striking “May  
18 31, 2005” and inserting “June 30, 2005”.

19 (f) RESEARCH AUTHORIZATIONS.—Section  
20 5338(d)(2) of title 49, United States Code, is amended—

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

23 (2) in subparagraph (A)(vii)—

24 (A) by striking “\$28,266,667” and insert-  
25 ing “\$32,683,333”; and

1 (B) by striking “May 31, 2005” and in-  
2 serting “June 30, 2005”;

3 (3) in subparagraph (B)(vii) by striking “May  
4 31, 2005” and inserting “June 30, 2005”; and

5 (4) in subparagraph (C) by striking “May 31,  
6 2005” and inserting “June 30, 2005”.

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

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

12 (2) in the matter preceding paragraph (1) by  
13 striking “May 31, 2005” and inserting “June 30,  
14 2005”;

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

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

19 (5) in paragraph (3)—

20 (A) by striking “\$2,666,667” and inserting  
21 “\$3,000,000”; and

22 (B) by striking “\$666,667” and inserting  
23 “\$750,000”.

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

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

6 (2) in subparagraph (A)—

7 (A) by striking “\$3,200,000” and inserting  
8 “\$3,700,000”; and

9 (B) by striking “May 31, 2005” and in-  
10 sserting “June 30, 2005”;

11 (3) in subparagraph (B) by striking “May 31,  
12 2005” and inserting “June 30, 2005”; and

13 (4) in subparagraphs (C)(i) and (C)(iii) by  
14 striking “May 31, 2005” and inserting “June 30,  
15 2005”.

16 (i) ALLOCATION OF UNIVERSITY TRANSPORTATION  
17 RESEARCH FUNDS.—

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

21 (A) in the matter preceding subparagraph  
22 (A) of paragraph (1) by striking “May 31,  
23 2005” and inserting “June 30, 2005”;

24 (B) in paragraph (1)(A) by striking  
25 “\$1,333,333” and inserting “\$1,500,000”;

1 (C) in paragraph (1)(B) by striking  
2 “\$1,333,333” and inserting “\$1,500,000”; and

3 (D) in paragraph (2) by striking “May 31,  
4 2005” and inserting “June 30, 2005” .

5 (2) CONFORMING AMENDMENT.—Section  
6 3015(d)(2) of the Transportation Equity Act for the  
7 21st Century (112 Stat. 857; 118 Stat. 1157) is  
8 amended by striking “May 31, 2005” and inserting  
9 “June 30, 2005”.

10 (j) ADMINISTRATION AUTHORIZATIONS.—Section  
11 5338(f)(2) of title 49, United States Code, is amended—

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

14 (2) in subparagraph (A)(vii)—

15 (A) by striking “\$41,600,000” and insert-  
16 ing “\$48,100,000”; and

17 (B) by striking “May 31, 2005” and in-  
18 serting “June 30, 2005”; and

19 (3) in subparagraph (B)(vii) by striking “May  
20 31, 2005” and inserting “June 30, 2005”.

21 (k) JOB ACCESS AND REVERSE COMMUTE PRO-  
22 GRAM.—Section 3037(l) of the Transportation Equity Act  
23 for the 21st Century (49 U.S.C. 5309 note; 112 Stat. 391;  
24 118 Stat. 1157) is amended—

25 (1) in paragraph (1)(A)(vii)—

1 (A) by striking “\$80,000,000” and insert-  
2 ing “\$92,500,000”; and

3 (B) by striking “May 31, 2005” and in-  
4 serting “June 30, 2005”;

5 (2) in paragraph (1)(B)(vii) by striking “May  
6 31, 2005” and inserting “June 30, 2005”; and

7 (3) in paragraph (2) by striking “May 31,  
8 2005, not more than \$6,666,667” and inserting  
9 “June 30, 2005, not more than \$7,500,000”.

10 (l) RURAL TRANSPORTATION ACCESSIBILITY INCEN-  
11 TIVE PROGRAM.—Section 3038(g) of the Transportation  
12 Equity Act for the 21st Century (49 U.S.C. 5310 note;  
13 112 Stat. 393; 118 Stat. 1158) is amended—

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

16 “(G) \$3,937,500 for the period of October  
17 1, 2004, through June 30, 2005.”; and

18 (2) in paragraph (2)—

19 (A) by striking “\$1,133,333” and inserting  
20 “\$1,275,000”; and

21 (B) by striking “May 31, 2005” and in-  
22 serting “June 30, 2005”.

23 (m) URBANIZED AREA FORMULA GRANTS.—Section  
24 5307(b)(2) of title 49, United States Code, is amended—

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

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

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

8           (1) by striking “\$5,172,000,000” and inserting  
9           “\$5,818,500,000”; and

10          (2) by striking “May 31, 2005” and inserting  
11          “June 30, 2005”.

12          (o) FUEL CELL BUS AND BUS FACILITIES PRO-  
13          GRAM.—Section 3015(b) of the Transportation Equity Act  
14          for the 21st Century (112 Stat. 361; 118 Stat. 1158) is  
15          amended—

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

18          (2) by striking “\$3,233,333” and inserting  
19          “\$3,637,500”.

20          (p) ADVANCED TECHNOLOGY PILOT PROJECT.—Sec-  
21          tion 3015(c)(2) of the Transportation Equity Act for the  
22          21st Century (49 U.S.C. 322 note; 112 Stat. 361; 118  
23          Stat. 1158) is amended—

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

1           (2) by striking “\$3,333,333” and inserting  
2           “\$3,750,000”.

3           (q) PROJECTS FOR NEW FIXED GUIDEWAY SYSTEMS  
4 AND EXTENSIONS TO EXISTING SYSTEMS.—Subsections  
5 (a), (b), and (c)(1) of section 3030 of the Transportation  
6 Equity Act for the 21st Century (112 Stat. 373; 118 Stat.  
7 1158) are amended by striking “May 31, 2005” and in-  
8 serting “June 30, 2005”.

9           (r) NEW JERSEY URBAN CORE PROJECT.—Subpara-  
10 graphs (A), (B), and (C) of section 3031(a)(3) of the  
11 Intermodal Surface Transportation Efficiency Act of 1991  
12 (105 Stat. 2122; 118 Stat. 1158) are amended by striking  
13 “May 31, 2005” and inserting “June 30, 2005”.

14           (s) TREATMENT OF FUNDS.—Amounts made avail-  
15 able under the amendments made by this section shall be  
16 treated for purposes of section 1101(b) of the Transpor-  
17 tation Equity Act for the 21st Century (23 U.S.C. 101  
18 note) as amounts made available for programs under title  
19 III of such Act.

20           (t) LOCAL SHARE.—Section 3011(a) of the Trans-  
21 portation Equity Act for the 21st Century (49 U.S.C.  
22 5307 note; 118 Stat. 1158) is amended by striking “May  
23 31, 2005” and inserting “June 30, 2005”.

1 **SEC. 8. SPORT FISHING AND BOATING SAFETY.**

2 (a) FUNDING FOR NATIONAL OUTREACH AND COM-  
3 MUNICATIONS PROGRAM.—Section 4(e)(7) of the Dingell-  
4 Johnson Sport Fish Restoration Act (16 U.S.C.  
5 777c(e)(6)) is amended to read as follows:

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

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

11 “(4) FIRST 9 MONTHS OF FISCAL YEAR 2005.—  
12 For the period of October 1, 2004, through June 30,  
13 2005, of the balance of each annual appropriation  
14 remaining after making the distribution under sub-  
15 section (a), an amount equal to \$61,499,997, re-  
16 duced by 82 percent of the amount appropriated for  
17 that fiscal year from the Boat Safety Account of the  
18 Aquatic Resources Trust Fund established by sec-  
19 tion 9504 of the Internal Revenue Code of 1986 to  
20 carry out the purposes of section 13106(a) of title  
21 46, United States Code, shall be used as follows:

22 “(A) \$7,499,997 shall be available to the  
23 Secretary of the Interior for 3 fiscal years for  
24 obligation for qualified projects under section  
25 5604(c) of the Clean Vessel Act of 1992 (33  
26 U.S.C. 1322 note).

1           “(B) \$6,000,000 shall be available to the  
2           Secretary of the Interior for 3 fiscal years for  
3           obligation for qualified projects under section  
4           7404(d) of the Sportfishing and Boating Safety  
5           Act of 1998 (16 U.S.C. 777g–1(d)).

6           “(C) The balance remaining after the ap-  
7           plication of subparagraphs (A) and (B) shall be  
8           transferred to the Secretary of Transportation  
9           and shall be expended for State recreational  
10          boating safety programs under section 13106 of  
11          title 46, United States Code.”.

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

14                 (1) by striking “\$3,333,336” and inserting  
15                 “\$3,750,003”; and

16                 (2) by striking “\$1,333,336” and inserting  
17                 “\$1,500,003”.

18          **SEC. 9. EXTENSION OF AUTHORIZATION FOR USE OF TRUST**

19                         **FUNDS FOR OBLIGATIONS UNDER TEA-21.**

20          (a) HIGHWAY TRUST FUND.—

21                 (1) IN GENERAL.—Paragraph (1) of section  
22                 9503(e) of the Internal Revenue Code of 1986 is  
23                 amended—

1 (A) in the matter before subparagraph (A),  
2 by striking “June 1, 2005” and inserting “July  
3 1, 2005”,

4 (B) by striking “or” at the end of subpara-  
5 graph (J),

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

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

10 “(L) authorized to be paid out of the  
11 Highway Trust Fund under the Surface Trans-  
12 portation Extension Act of 2005.”, and

13 (E) in the matter after subparagraph (L),  
14 as added by this paragraph, by striking “Sur-  
15 face Transportation Extension Act of 2004,  
16 Part V” and inserting “Surface Transportation  
17 Extension Act of 2005”.

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

20 (A) in the matter before subparagraph (A),  
21 by striking “June 1, 2005” and inserting “July  
22 1, 2005”,

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

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

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

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

7 (E) in the matter after subparagraph (J),  
8 as added by this paragraph, by striking “Sur-  
9 face Transportation Extension Act of 2004,  
10 Part V” and inserting “Surface Transportation  
11 Extension Act of 2005”.

12 (3) EXCEPTION TO LIMITATION ON TRANS-  
13 FERS.—Subparagraph (B) of section 9503(b)(6) of  
14 such Code is amended by striking “June 1, 2005”  
15 and inserting “July 1, 2005”.

16 (b) AQUATIC RESOURCES TRUST FUND.—

17 (1) SPORT FISH RESTORATION ACCOUNT.—  
18 Paragraph (2) of section 9504(b) of the Internal  
19 Revenue Code of 1986 is amended by striking “Sur-  
20 face Transportation Extension Act of 2004, Part V”  
21 each place it appears and inserting “Surface Trans-  
22 portation Extension Act of 2005”.

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

1 (A) by striking “June 1, 2005” and insert-  
2 ing “July 1, 2005”, and

3 (B) by striking “Surface Transportation  
4 Extension Act of 2004, Part V” and inserting  
5 “Surface Transportation Extension Act of  
6 2005”.

7 (3) EXCEPTION TO LIMITATION ON TRANS-  
8 FERS.—Paragraph (2) of section 9504(d) of such  
9 Code is amended by striking “June 1, 2005” and in-  
10 sserting “July 1, 2005”.

11 (c) EXTENSION OF TAX, ETC., ON USE OF CERTAIN  
12 HEAVY VEHICLES.—The following provisions of the Inter-  
13 nal Revenue Code of 1986 are each amended by striking  
14 “2005” each place it appears and inserting “2006”:

15 (1) Section 4481(f).

16 (2) Section 4482(c)(4).

17 (3) Section 4482(d).

18 (4) Section 4483(h).

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

22 (e) TEMPORARY RULE REGARDING ADJUSTMENTS.—  
23 During the period beginning on the date of the enactment  
24 of the Surface Transportation Extension Act of 2003 and  
25 ending on June 30, 2005, for purposes of making any esti-

1 mate under section 9503(d) of the Internal Revenue Code  
2 of 1986 of receipts of the Highway Trust Fund, the Sec-  
3 retary of the Treasury shall treat—

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

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

Passed the House of Representatives May 25, 2005.

Attest:

*Clerk.*

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2566

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## 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.