

Pub. L. 111-147, §435(2), added subsec. (g).

2008—Subsec. (a). Pub. L. 110-244 substituted “for each of fiscal years 2005 through 2009” for “for each of fiscal years 1998 through 2003” in introductory provisions.

2005—Pub. L. 109-59, §3035(a)(1), substituted “Apportionment based on fixed guideway factors” for “Apportionment of appropriations for fixed guideway modernization” in section catchline.

Subsec. (f). Pub. L. 109-59, §3035(a)(2), added subsec. (f).

2003—Subsec. (e). Pub. L. 108-88 struck out subsec. (e) relating to special rule.

1998—Subsec. (a). Pub. L. 105-178, §3028(c), as added by Pub. L. 105-206, in par. (2)(B), substituted “(e)(1)” for “(e)”, in par. (3)(D), substituted “(2)(B)” for “(2)(B)(ii)” and “(e)(1)” for “(e)”, in par. (4), substituted “(e)(1)” for “(e)”, and in pars. (5) to (7), substituted “(e)(2)” for “(e)” wherever appearing.

Pub. L. 105-178, §3028(a), amended heading and text of subsec. (a) generally, substituting provisions relating to distribution for fiscal years 1998 through 2003 for provisions relating to percentage distribution for fiscal years ending Sept. 30, 1993-1997 and for period of Oct. 1, 1997 through Mar. 31, 1998.

Subsec. (e). Pub. L. 105-178, §3028(b), added subsec. (e) relating to route segments to be included in apportionment formulas.

Subsec. (e)(1). Pub. L. 105-178, §3029(b)(12), which directed substitution of “subsections (b) and (h)(4) of section 5338” for “section 5338(f)”, could not be executed because “section 5338(f)” does not appear in text.

1997—Subsec. (a). Pub. L. 102-240, §3049(b)(1), as added by Pub. L. 105-130, inserted “and for the period of October 1, 1997, through March 31, 1998,” after “1997,” in introductory provisions.

Subsec. (e). Pub. L. 102-240, §3049(b)(2), as added by Pub. L. 105-130, added subsec. (e).

1994—Subsec. (a)(4). Pub. L. 103-429 substituted “section 5336(b)(2)(A) of this title” for “section 5336(B)(2)(A)”.

EFFECTIVE DATE OF 1998 AMENDMENT

Title IX of Pub. L. 105-206 effective simultaneously with enactment of Pub. L. 105-178 and to be treated as included in Pub. L. 105-178 at time of enactment, and provisions of Pub. L. 105-178, as in effect on day before July 22, 1998, that are amended by title IX of Pub. L. 105-206 to be treated as not enacted, see section 9016 of Pub. L. 105-206, set out as a note under section 101 of Title 23, Highways.

EFFECTIVE DATE OF 1994 AMENDMENT

Amendment by Pub. L. 103-429 effective July 5, 1994, see section 9 of Pub. L. 103-429, set out as a note under section 321 of this title.

SPECIAL RULE FOR PARTIAL FISCAL YEAR FUNDING

Pub. L. 108-310, §8(b), Sept. 30, 2004, 118 Stat. 1154, provided that: “The Secretary of Transportation shall determine the amount that each urbanized area is to be apportioned for fixed guideway modernization under section 5337 of title 49, United States Code, on a pro rata basis to reflect the partial fiscal year 2005 funding made available by sections 5338(b)(2)(A)(vii) and 5338(b)(2)(B)(vii) of such title.”

Pub. L. 108-88, §8(b)(1), Sept. 30, 2003, 117 Stat. 1121, as amended by Pub. L. 108-202, §9(b), Feb. 29, 2004, 118 Stat. 485; Pub. L. 108-224, §7(b), Apr. 30, 2004, 118 Stat. 633; Pub. L. 108-263, §7(b), June 30, 2004, 118 Stat. 704, which directed the Secretary of Transportation to determine the amount that each urbanized area would be apportioned for fixed guideway modernization under section 5337 of this title on a pro rata basis reflecting partial fiscal year 2004 funding made available under section 5338 of this title, was repealed by Pub. L. 108-280, §7(b), July 30, 2004, 118 Stat. 882.

§ 5338. Authorizations

(a) FISCAL YEAR 2005.—

(1) FORMULA GRANTS.—

(A) TRUST FUND.—For fiscal year 2005, \$3,499,927,776 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out sections 5307, 5308, 5310, and 5311 and section 3038 of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note).

(B) GENERAL FUND.—In addition to the amounts made available under subparagraph (A), there is authorized to be appropriated \$499,989,824 for fiscal year 2005 to carry out sections 5307, 5308, 5310, and 5311 and section 3038 of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note).

(C) ALLOCATION OF FUNDS.—Of the amounts made available or appropriated under this paragraph—

(i) \$4,811,150 shall be available to the Alaska Railroad for improvements to its passenger operations under section 5307;

(ii) \$5,208,000 shall be available to provide over-the-road bus accessibility grants under section 3038 of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note) to operators of intercity, fixed-route over-the-road buses;

(iii) \$1,686,400 shall be available to provide over-the-road bus accessibility grants under section 3038 of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note) to operators of over-the-road buses providing other than intercity, fixed-route service;

(iv) \$94,526,689 shall be available to provide transportation services to elderly individuals and individuals with disabilities under section 5310;

(v) \$250,889,588 shall be available to provide financial assistance for other than urbanized areas under section 5311;

(vi) \$3,593,195,773 shall be available to provide financial assistance for urbanized areas under section 5307; and

(vii) \$49,600,000 shall be available to carry out the clean fuels program under section 5308.

(2) JOB ACCESS AND REVERSE COMMUTE.—

(A) TRUST FUND.—For fiscal year 2005, \$108,500,000 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out section 3037 of the Transportation Equity Act for the 21st Century (49 U.S.C. 5309 note).

(B) GENERAL FUND.—In addition to the amounts made available under subparagraph (A), there is authorized to be appropriated \$15,500,000 for fiscal year 2005 to carry out section 3037 of the Transportation Equity Act of the 21st Century (49 U.S.C. 5309 note).

(3) CAPITAL PROGRAM GRANTS.—

(A) TRUST FUND.—For fiscal year 2005, \$2,898,100,224 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out section 5309.

(B) GENERAL FUND.—In addition to the amounts made available under subparagraph (A), there is authorized to be appropriated \$414,014,176 for fiscal year 2005 to carry out sections 5308, 5309, and 5318 and section

3015(b) of the Transportation Equity Act for the 21st Century (112 Stat. 361).

(C) ALLOCATION OF FUNDS.—Of the amounts made available or appropriated under this paragraph—

(i) \$49,600,000 shall be available to carry out the clean fuels program under section 5308;

(ii) \$669,600,000 shall be available for capital projects to replace, rehabilitate, and purchase bus and related equipment and to construct bus-related facilities under section 5309;

(iii) \$1,204,684,800 shall be available for fixed guideway modernization under section 5309;

(iv) \$1,437,829,600 shall be available for capital projects for new fixed guideway systems and extensions to existing fixed guideway systems under section 5309;

(v) \$10,213,632 shall be available for capital projects in Alaska and Hawaii under section 5309;

(vi) \$2,976,000 shall be available to carry out bus testing under section 5318; and

(vii) \$4,811,200 shall be available to carry out the fuel cell bus and bus facilities program under section 3015(b) of the Transportation Equity Act for the 21st Century (112 Stat. 361).

(4) PLANNING.—

(A) TRUST FUND.—For fiscal year 2005, \$63,364,000 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out sections 5303, 5304, 5305, and 5313(b), as in effect on the day before the date of enactment of the Federal Public Transportation Act of 2005.

(B) GENERAL FUND.—In addition to the amounts made available under subparagraph (A), there is authorized to be appropriated \$9,052,000 for fiscal year 2005 to carry out sections 5303, 5304, 5305, and 5313(b), as in effect on the day before the date of enactment of the Federal Public Transportation Act of 2005.

(C) ALLOCATION OF FUNDS.—Of the amounts made available or appropriated under this paragraph—

(i) 82.72 percent shall be allocated for metropolitan planning under section 5305; and

(ii) 17.28 percent shall be allocated for State planning under section 5305.

(5) RESEARCH.—

(A) TRUST FUND.—For fiscal year 2005, \$47,740,000 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out sections 5311(b)(2), 5312, 5313(a), 5314, 5315, and 5322.

(B) GENERAL FUND.—In addition to the amounts made available under subparagraph (A), there is authorized to be appropriated \$6,820,000 for fiscal year 2005 to carry out sections 5311(b)(2), 5312, 5313(a), 5314, 5315, and 5322.

(C) ALLOCATION OF FUNDS.—Of the funds made available or appropriated under this paragraph—

(i) not less than \$3,968,000 shall be available to carry out programs under the Na-

tional Transit Institute under section 5315, of which not more than \$992,000 shall be available to carry out section 5315(a)(16);

(ii) not less than \$5,208,000 shall be available to provide rural transportation assistance under section 5311(b)(2);

(iii) not less than \$8,184,000 shall be available to carry out transit cooperative research programs under section 5313(a);

(iv) not less than \$2,976,000 shall be available to carry out Project Action under section 5312; and

(v) the remainder shall be available to carry out national research and technology programs under sections 5312, 5314, and 5322.

(6) UNIVERSITY TRANSPORTATION RESEARCH.—

(A) TRUST FUND.—For fiscal year 2005, \$5,208,000 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out section 5505.

(B) GENERAL FUND.—In addition to amounts made available under subparagraph (A), there is authorized to be appropriated \$744,000 for fiscal year 2005 to carry out section 5505.

(C) ALLOCATION OF FUNDS.—Of the amounts made available or appropriated under this paragraph—

(i) \$1,984,000 shall be available for grants under section 5505(d) to the center identified in section 5505(j)(4)(A), as in effect on the day before the date of enactment of the Federal Public Transportation Act of 2005; and

(ii) \$1,984,000 shall be available for grants under section 5505(d) to the center identified in section 5505(j)(4)(F), as in effect on the day before the date of enactment of the Federal Public Transportation Act of 2005.

(D) SPECIAL RULE.—Nothing in this paragraph shall be construed to limit the transportation research conducted by the centers receiving financial assistance under this section.

(7) ADMINISTRATION.—

(A) TRUST FUND.—For fiscal year 2005, \$67,704,000 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out section 5334.

(B) GENERAL FUND.—In addition to amounts made available under subparagraph (A), there is authorized to be appropriated \$9,672,000 for fiscal year 2005 to carry out section 5334.

(8) AVAILABILITY OF AMOUNTS.—Amounts made available or appropriated under paragraphs (1) through (6) shall remain available until expended.

(b) FORMULA AND BUS GRANTS.—

(1) IN GENERAL.—There shall be available from the Mass Transit Account of the Highway Trust Fund to carry out sections 5305, 5307, 5308, 5309, 5310, 5311, 5316, 5317, 5320, 5335, 5339, and 5340 and section 3038 of the Federal Transit Act of 1998 (112 Stat. 387 et seq.)—¹

¹ So in original. Probably should be "(112 Stat. 392)—".

(A) \$6,979,931,000 for fiscal year 2006;
 (B) \$7,262,775,000 for fiscal year 2007;
 (C) \$7,872,893,000 for fiscal year 2008;
 (D) \$8,360,565,000 for fiscal year 2009;
 (E) \$8,360,565,000 for fiscal year 2010;
 (F) \$8,360,565,000 for fiscal year 2011; and
 (G) \$4,180,282,500 for the period beginning on October 1, 2011, and ending on March 31, 2012.

(2) ALLOCATION OF FUNDS.—Of the amounts made available under paragraph (1)—

(A) \$95,000,000 for fiscal year 2006, \$99,000,000 for fiscal year 2007, \$107,000,000 for fiscal year 2008, \$113,500,000 for each of fiscal years 2009 and 2010, \$113,500,000 for fiscal year 2011, and \$56,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5305;

(B) \$3,466,681,000 for fiscal year 2006, \$3,606,175,000 for fiscal year 2007, \$3,910,843,000 for fiscal year 2008, \$4,160,365,000 for each of fiscal years 2009 and 2010, \$4,160,365,000 for fiscal year 2011, and \$2,080,182,500 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be allocated in accordance with section 5336 to provide financial assistance for urbanized areas under section 5307;

(C) \$43,000,000 for fiscal year 2006, \$45,000,000 for fiscal year 2007, \$49,000,000 for fiscal year 2008, \$51,500,000 for each of fiscal years 2009 and 2010, \$51,500,000 for fiscal year 2011, and \$25,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5308;

(D) \$1,391,000,000 for fiscal year 2006, \$1,448,000,000 for fiscal year 2007, \$1,570,000,000 for fiscal year 2008, \$1,666,500,000 for each of fiscal years 2009 and 2010, \$1,666,500,000 for fiscal year 2011, and \$833,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be allocated in accordance with section 5337 to provide financial assistance under section 5309(m)(2)(B);

(E) \$822,250,000 for fiscal year 2006, \$855,500,000 for fiscal year 2007, \$927,750,000 for fiscal year 2008, \$984,000,000 for each of fiscal years 2009 and 2010, \$984,000,000 for fiscal year 2011, and \$492,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5309(m)(2)(C);

(F) \$112,000,000 for fiscal year 2006, \$117,000,000 for fiscal year 2007, \$127,000,000 for fiscal year 2008, \$133,500,000 for each of fiscal years 2009 and 2010, \$133,500,000 for fiscal year 2011, and \$66,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to provide financial assistance for services for elderly persons and persons with disabilities under section 5310;

(G) \$388,000,000 for fiscal year 2006, \$404,000,000 for fiscal year 2007, \$438,000,000 for fiscal year 2008, \$465,000,000 for each of fiscal years 2009 and 2010, \$465,000,000 for fiscal year 2011, and \$232,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to provide financial

assistance for other than urbanized areas under section 5311;

(H) \$138,000,000 for fiscal year 2006, \$144,000,000 for fiscal year 2007, \$156,000,000 for fiscal year 2008, \$164,500,000 for each of fiscal years 2009 and 2010, \$164,500,000 for fiscal year 2011, and \$82,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5316;

(I) \$78,000,000 for fiscal year 2006, \$81,000,000 for fiscal year 2007, \$87,500,000 for fiscal year 2008, \$92,500,000 for each of fiscal years 2009 and 2010, \$92,500,000 for fiscal year 2011, and \$46,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5317;

(J) \$22,000,000 for fiscal year 2006, \$23,000,000 for fiscal year 2007, \$25,000,000 for fiscal year 2008, \$26,900,000 for each of fiscal years 2009 and 2010, \$26,900,000 for fiscal year 2011, and \$13,450,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5320;

(K) \$3,500,000 in fiscal year 2006; \$3,500,000 in fiscal year 2007; \$3,500,000 in fiscal year 2008; \$3,500,000 for each of fiscal years 2009 and 2010, \$3,500,000 for fiscal year 2011, and \$1,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5335;

(L) \$25,000,000 in fiscal year 2006; \$25,000,000 in fiscal year 2007; \$25,000,000 in fiscal year 2008; \$25,000,000 for each of fiscal years 2009 and 2010, \$25,000,000 for fiscal year 2011, and \$12,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5339;

(M) \$388,000,000 for fiscal year 2006, \$404,000,000 for fiscal year 2007, \$438,000,000 for fiscal year 2008, \$465,000,000 for each of fiscal years 2009 and 2010, \$465,000,000 for fiscal year 2011, and \$232,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be allocated in accordance with section 5340 to provide financial assistance for urbanized areas under section 5307 and other than urbanized areas under section 5311; and

(N) \$7,500,000 for fiscal year 2006, \$7,600,000 for fiscal year 2007, \$8,300,000 for fiscal year 2008, \$8,800,000 for each of fiscal years 2009 and 2010, \$8,800,000 for fiscal year 2011, and \$4,400,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 3038 of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note).

(c) CAPITAL INVESTMENT GRANTS.—There are authorized to be appropriated to carry out section 5309(m)(2)(A)—

(1) \$1,503,000,000 for fiscal year 2006;
 (2) \$1,566,000,000 for fiscal year 2007;
 (3) \$1,700,000,000 for fiscal year 2008;
 (4) \$1,809,250,000 for fiscal year 2009;
 (5) \$2,000,000,000 for fiscal year 2010;
 (6) \$2,000,000,000 for fiscal year 2011; and
 (7) \$800,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.

(d) RESEARCH AND UNIVERSITY RESEARCH CENTERS.—

(1) IN GENERAL.—There is authorized to be appropriated to carry out transit cooperative research programs under section 5313, the National Transit Institute under section 5315, university research centers under section 5506, and national research programs under sections 5312, 5313, 5314, and 5322 \$58,000,000 for fiscal year 2006, \$61,000,000 for fiscal year 2007, \$65,500,000 for fiscal year 2008, \$69,750,000 for each of fiscal years 2009 and 2010, \$69,750,000 for fiscal year 2011, and \$29,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, of which—

(A) \$9,000,000 for fiscal year 2006, \$9,300,000 for fiscal year 2007, \$9,600,000 for fiscal year 2008, and \$10,000,000 for each of fiscal years 2009, 2010, and 2011 shall be allocated to carry out transit cooperative research programs under section 5313;

(B) \$4,300,000 shall be allocated for each fiscal year to carry out programs under the National Transit Institute under section 5315, of which not more than \$1,000,000 for each fiscal year shall be used to carry out section 5315(b)(2)(P);

(C) \$7,000,000 shall be allocated for each fiscal year to carry out the university centers program under section 5506;

(D) \$3,000,000 shall be allocated for each fiscal year to carry out Project Action under section 5314(a)(2);

(E) \$1,000,000 shall be allocated for each fiscal year to carry out the National Technical Assistance Center under section 5314(c); and

(F) any funds made available under this paragraph that are not allocated under subparagraphs (A) through (E) shall be allocated to carry out national research programs under sections 5312, 5313, 5314, and 5322.

(2) UNIVERSITY CENTERS PROGRAM.—

(A) ALLOCATION.—Of the amounts allocated under paragraph (1)(C), the following amounts shall be available to provide transportation research, training, and curriculum development:

(i) \$2,000,000 for each of fiscal years 2006 through 2012 for the University of Tennessee—Knoxville National Transportation Research Center.

(ii) \$1,500,000 for each of fiscal years 2006 through 2012 for Texas A&M University—Texas Transportation Institute.

(iii) \$1,000,000 for each of fiscal years 2006 through 2012 for Morgan State University.

(iv) \$400,000 for each of fiscal years 2006 and 2007 for the Small Urban and Rural Transit Center at North Dakota State University.

(v) \$550,000 for each of fiscal years 2006 and 2007 and \$650,000 for each of fiscal years 2008 through 2012 for the University Transportation Center at the University of Alabama.

(vi) \$450,000 for each of fiscal years 2006 and 2007 and \$550,000 for each of fiscal years 2008 through 2012 for the Injury Control Research Center at the University of Alabama Birmingham.

(vii) \$550,000 for each of fiscal years 2006 and 2007 and \$650,000 for each of fiscal

years 2008 through 2012 for the Jackson State University Intermodal Transportation Institute at the Jackson State University.

(viii) \$550,000 for each of fiscal years 2006 and 2007 and \$650,000 for each of fiscal years 2008 through 2012 for the University Transportation Center at the University of Denver/Mississippi State University.

(B) REQUIREMENTS.—The universities specified in subparagraph (A) shall be considered to be university transportation centers under section 5506 and shall be subject to the requirements of subsections (b), (h), (i), (k), (l), and (m) of such section.

(3) ADDITIONAL AUTHORIZATIONS.—

(A) OCTOBER 1, 2011, THROUGH MARCH 31, 2012.—Of amounts authorized to be appropriated for the period beginning on October 1, 2011, and ending on March 31, 2012, under paragraph (1), the Secretary shall allocate for each of the activities and projects described in subparagraphs (A) through (F) of paragraph (1) an amount equal to 50 percent of 85 percent of the amount allocated for fiscal year 2009 under each such subparagraph.

(B) UNIVERSITY CENTERS PROGRAM.—

(i) OCTOBER 1, 2011, THROUGH MARCH 31, 2012.—Of the amounts allocated under subparagraph (A)(i) for the university centers program under section 5506 for the period beginning on October 1, 2011, and ending on March 31, 2012, the Secretary shall allocate for each program described in clauses (i) through (iii) and (v) through (viii) of paragraph (2)(A) an amount equal to 50 percent of 85 percent of the amount allocated for fiscal year 2009 under each such clause.

(ii) FUNDING.—If the Secretary determines that a project or activity described in paragraph (2) received sufficient funds in fiscal year 2011, or a previous fiscal year, to carry out the purpose for which the project or activity was authorized, the Secretary may not allocate any amounts under clause (i) for the project or activity for fiscal year 2012, or any subsequent fiscal year.

(e) ADMINISTRATION.—There is authorized to be appropriated to carry out section 5334—

(1) \$82,000,000 for fiscal year 2006;

(2) \$85,000,000 for fiscal year 2007;

(3) \$92,500,000 for fiscal year 2008;

(4) \$98,500,000 for fiscal year 2009;

(5) \$98,911,000 for fiscal year 2010;

(6) \$98,911,000 for fiscal year 2011; and

(7) \$49,455,500 for the period beginning on October 1, 2011, and ending on March 31, 2012.

(f) GRANTS AS CONTRACTUAL OBLIGATIONS.—

(1) GRANTS FINANCED FROM HIGHWAY TRUST FUND.—A grant or contract that is approved by the Secretary and financed with amounts made available from the Mass Transit Account of the Highway Trust Fund pursuant to this section is a contractual obligation of the Government to pay the Federal share of the cost of the project.

(2) GRANTS FINANCED FROM GENERAL FUND.—A grant or contract that is approved by the

Secretary and financed with amounts appropriated in advance from the General Fund of the Treasury pursuant to this section is a contractual obligation of the Government to pay the Federal share of the cost of the project only to the extent that amounts are appropriated for such purpose by an Act of Congress.

(g) AVAILABILITY OF AMOUNTS.—Amounts made available by or appropriated under subsections (b), (c), and (d) shall remain available until expended.

(Pub. L. 103-272, §1(d), July 5, 1994, 108 Stat. 845; Pub. L. 104-287, §5(20), Oct. 11, 1996, 110 Stat. 3390; Pub. L. 102-240, §3049(c), as added Pub. L. 105-130, §8, Dec. 1, 1997, 111 Stat. 2559; Pub. L. 105-178, title III, §3029(a), (c), June 9, 1998, 112 Stat. 368; Pub. L. 105-206, title IX, §9009(q), July 22, 1998, 112 Stat. 858; Pub. L. 108-88, §8(c), (e)-(g), (i), (k), Sept. 30, 2003, 117 Stat. 1121-1124; Pub. L. 108-202, §9(c), (e)-(g), (i), (k), Feb. 29, 2004, 118 Stat. 485-487; Pub. L. 108-224, §7(c), (e)-(g), (i), (k), Apr. 30, 2004, 118 Stat. 633-636; Pub. L. 108-263, §7(c), (e)-(g), (i), (k), June 30, 2004, 118 Stat. 704-707; Pub. L. 108-280, §7(c), (e)-(g), (i), (k), July 30, 2004, 118 Stat. 882-884; Pub. L. 108-310, §8(c), (e)-(g), (i), (k), Sept. 30, 2004, 118 Stat. 1154-1157; Pub. L. 109-14, §7(b), (d)-(f), (h), (j), May 31, 2005, 119 Stat. 331-333; Pub. L. 109-20, §7(b), (d)-(f), (h), (j), July 1, 2005, 119 Stat. 353-355; Pub. L. 109-35, §7(b), (d)-(f), (h), (j), July 20, 2005, 119 Stat. 386-388; Pub. L. 109-37, §7(b), (d)-(f), (h), (j), July 22, 2005, 119 Stat. 401-403; Pub. L. 109-40, §7(b), (d)-(f), (h), (j), July 28, 2005, 119 Stat. 417-419; Pub. L. 109-42, §5(a), July 30, 2005, 119 Stat. 436; Pub. L. 109-59, title III, §3036, Aug. 10, 2005, 119 Stat. 1629; Pub. L. 110-244, title II, §201(n), June 6, 2008, 122 Stat. 1611; Pub. L. 111-147, title IV, §436, Mar. 18, 2010, 124 Stat. 90; Pub. L. 111-322, title II, §2306, Dec. 22, 2010, 124 Stat. 3528; Pub. L. 112-5, title III, §306, Mar. 4, 2011, 125 Stat. 19; Pub. L. 112-30, title I, §136, Sept. 16, 2011, 125 Stat. 352.)

HISTORICAL AND REVISION NOTES—CONTINUED
PUB. L. 103-272

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
5338(f) 5338(g)-(i) ..	49 App.:1617(g). 49 App.:1617(c) (less availability), (d) (less availability), (e).	
5338(j)(1)	49 App.:1612(b) (last sentence).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, §16(b) (last sentence); added Oct. 15, 1970, Pub. L. 91-453, §8, 84 Stat. 968; Aug. 13, 1973, Pub. L. 93-87, §301(g), 87 Stat. 296; restated Nov. 6, 1978, Pub. L. 95-599, §311(a), 92 Stat. 2748; Jan. 6, 1983, Pub. L. 97-424, §317(a), 96 Stat. 2153.
5338(j)(2)	49 App.:1612(d).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, §16(d); added Oct. 15, 1970, Pub. L. 91-453, §8, 84 Stat. 968; Dec. 18, 1991, Pub. L. 102-240, §3021(5), 105 Stat. 2110.
5338(j)(3)	49 App.:1603(c) (last sentence).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, §4(c) (last sentence); added Nov. 6, 1978, Pub. L. 95-599, §303(e), 92 Stat. 2739; Dec. 18, 1991, Pub. L. 102-240, §3006(h)(1), 105 Stat. 2090.
5338(j)(4)	49 App.:1617(f) (less availability).	
5338(j)(5)	49 App.:1602(m) (1st sentence).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, §3(m) (1st sentence); added Dec. 18, 1991, Pub. L. 102-240, §3009, 105 Stat. 2093.
5338(k)	49 App.:1607c(b)(13) (last sentence). 49 App.:1617(b)(4). 49 App.:1625(d) (last sentence).	
5338(l)(1)	49 App.:1614(a) (last sentence).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, §18(a) (last sentence); added Nov. 6, 1978, Pub. L. 95-599, §313, 92 Stat. 2749.
5338(l)(2)	49 App.:1617(a)-(d), (f) (as (a)-(d), (f) relate to availability).	
5338(l)(3)	49 App.:1607a-2(c).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, §9B(c); added Apr. 2, 1987, Pub. L. 100-17, §313, 101 Stat. 229.

In this section, references to fiscal year 1992 are omitted as obsolete.

In subsections (a)(1) and (b)(1), before each clause (A), the word “only” is omitted as surplus.

In subsection (a)(1), before clause (A), the words “for the Secretary of Transportation” are added for clarity and consistency.

In subsections (a)(2) and (b)(2), before each clause (A), and (d), before clause (1), the words “to the Secretary” are added for clarity and consistency.

In subsections (b)(1), before clause (A), and (e)(1), the words “for the Secretary” are added for clarity and consistency.

In subsection (d), the text of 49 App.:1607c(c)(6) (last sentence) is omitted as obsolete.

In subsection (e)(1), the word “section” in the source provision is translated as if it were “subsection” to reflect the apparent intent of Congress.

In subsection (h)(3), the words “relating to university transportation centers” are omitted as surplus.

In subsection (j)(2), the words “set aside and” and “exclusively” are omitted as surplus. The word “mass” is added for consistency in this chapter.

In subsection (k)(1), the words “Notwithstanding any other provision of law” in 49 App.:1607c(b)(13) (last sentence) and 1625(d) (last sentence) are omitted as surplus. The words “financed with” are added for clarity.

In subsection (k)(2), the words “that is financed with” are added for clarity.

In subsection (l)(3)(A), the words “for obligation by the recipient”, “a period of”, and “the close of” are omitted as surplus.

HISTORICAL AND REVISION NOTES
PUB. L. 103-272

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
5338(a)	49 App.:1617(a) (less availability).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, §21; added Jan. 6, 1983, Pub. L. 97-424, §302(a), 96 Stat. 2140; Apr. 2, 1987, Pub. L. 100-17, §328, 101 Stat. 238; restated Dec. 18, 1991, Pub. L. 102-240, §3025, 105 Stat. 2112; Oct. 6, 1992, Pub. L. 102-388, §502(m)-(q), 106 Stat. 1567.
5338(b)	49 App.:1617(b) (less availability).	
5338(c)	49 App.:1625(d) (1st sentence).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, §29(d); added Dec. 18, 1991, Pub. L. 102-240, §6022, 105 Stat. 2185.
5338(d)	49 App.:1607c(c)(6).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, §11(c)(6); added Dec. 18, 1991, Pub. L. 102-240, §6024, 105 Stat. 2189; Sept. 23, 1992, Pub. L. 102-368, §801, 106 Stat. 1131.
5338(e)(1)	49 App.:1607c(b) (8)(B)(iii), (13) (1st sentence).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, §11(b) (8)(B)(iii), (10)(C), (13); added Dec. 18, 1991, Pub. L. 102-240, §6023, 105 Stat. 2186, 2187, 2188.
5338(e)(2)	49 App.:1607c(b) (1)(C).	

PUB. L. 104-287

This amends 49:5338(g)(2) to correct an erroneous cross-reference.

REFERENCES IN TEXT

Section 3038 of the Transportation Equity Act for the 21st Century, referred to in subssecs. (a)(1) and (b)(2)(N), is section 3038 of Pub. L. 105-178, which is set out as a note under section 5310 of this title.

Section 3037 of the Transportation Equity Act for the 21st Century, referred to in subsec. (a)(2), is section 3037 of Pub. L. 105-178, which was set out as a note under section 5309 of this title prior to repeal by Pub. L. 109-59, title III, § 3018(c), Aug. 10, 2005, 119 Stat. 1605, effective Oct. 1, 2005.

Section 3015(b) of the Transportation Equity Act for the 21st Century, referred to in subsec. (a)(3)(B), (C)(vii), is section 3015(b) of Pub. L. 105-178, title III, June 9, 1998, 112 Stat. 361, which is not classified to the Code.

The date of enactment of the Federal Public Transportation Act of 2005, referred to in subsec. (a)(4)(A), (B), (6)(C), is the date of enactment of title III of Pub. L. 109-59, which was approved Aug. 10, 2005.

Section 3038 of the Federal Transit Act of 1998, referred to in subsec. (b)(1), is section 3038 of title III of Pub. L. 105-178, which is set out as a note under section 5310 of this title.

AMENDMENTS

2011—Subsec. (b)(1)(F). Pub. L. 112-5, § 306(a)(1), added subpar. (F) and struck out former subpar. (F) which read as follows: “\$3,550,376,000 for the period beginning October 1, 2010, and ending March 4, 2011.”

Subsec. (b)(1)(G). Pub. L. 112-30, § 136(a)(1), added subpar. (G).

Subsec. (b)(2)(A). Pub. L. 112-30, § 136(a)(2)(A), substituted “\$113,500,000 for fiscal year 2011, and \$56,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$113,500,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(a)(2)(A), substituted “\$113,500,000 for fiscal year 2011” for “\$48,198,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(B). Pub. L. 112-30, § 136(a)(2)(B), substituted “\$4,160,365,000 for fiscal year 2011, and \$2,080,182,500 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$4,160,365,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(a)(2)(B), substituted “\$4,160,365,000 for fiscal year 2011” for “\$1,766,730,000 for the period beginning October 1, 2010, and ending March 4, 2011.”

Subsec. (b)(2)(C). Pub. L. 112-30, § 136(a)(2)(C), substituted “\$51,500,000 for fiscal year 2011, and \$25,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$51,500,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(a)(2)(C), substituted “\$51,500,000 for fiscal year 2011” for “\$21,869,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(D). Pub. L. 112-30, § 136(a)(2)(D), substituted “\$1,666,500,000 for fiscal year 2011, and \$833,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$1,666,500,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(a)(2)(D), substituted “\$1,666,500,000 for fiscal year 2011” for “\$707,691,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(E). Pub. L. 112-30, § 136(a)(2)(E), substituted “\$984,000,000 for fiscal year 2011, and \$492,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$984,000,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(a)(2)(E), substituted “\$984,000,000 for fiscal year 2011” for “\$417,863,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(F). Pub. L. 112-30, § 136(a)(2)(F), substituted “\$133,500,000 for fiscal year 2011, and \$66,750,000 for the period beginning on October 1, 2011, and ending

on March 31, 2012,” for “and \$133,500,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(a)(2)(F), substituted “\$133,500,000 for fiscal year 2011” for “\$56,691,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(G). Pub. L. 112-30, § 136(a)(2)(G), substituted “\$465,000,000 for fiscal year 2011, and \$232,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$465,000,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(a)(2)(G), substituted “\$465,000,000 for fiscal year 2011” for “\$197,465,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(H). Pub. L. 112-30, § 136(a)(2)(H), substituted “\$164,500,000 for fiscal year 2011, and \$82,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$164,500,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(a)(2)(H), substituted “\$164,500,000 for fiscal year 2011” for “\$69,856,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(I). Pub. L. 112-30, § 136(a)(2)(I), substituted “\$92,500,000 for fiscal year 2011, and \$46,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$92,500,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(a)(2)(I), substituted “\$92,500,000 for fiscal year 2011” for “\$39,280,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(J). Pub. L. 112-30, § 136(a)(2)(J), substituted “\$26,900,000 for fiscal year 2011, and \$13,450,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$26,900,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(a)(2)(J), substituted “\$26,900,000 for fiscal year 2011” for “\$11,423,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(K). Pub. L. 112-30, § 136(a)(2)(K), substituted “\$3,500,000 for fiscal year 2011, and \$1,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$3,500,000 for fiscal year 2011”.

Pub. L. 112-5, § 303(a)(2)(K), substituted “\$3,500,000 for fiscal year 2011” for “\$1,486,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(L). Pub. L. 112-30, § 136(a)(2)(L), substituted “\$25,000,000 for fiscal year 2011, and \$12,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$25,000,000 for fiscal year 2011”.

Pub. L. 112-5, § 303(a)(2)(L), substituted “\$25,000,000 for fiscal year 2011” for “\$10,616,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(M). Pub. L. 112-30, § 136(a)(2)(M), substituted “\$465,000,000 for fiscal year 2011, and \$232,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$465,000,000 for fiscal year 2011”.

Pub. L. 112-5, § 303(a)(2)(M), substituted “\$465,000,000 for fiscal year 2011” for “\$197,465,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(N). Pub. L. 112-30, § 136(a)(2)(N), substituted “\$8,800,000 for fiscal year 2011, and \$4,400,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$8,800,000 for fiscal year 2011”.

Pub. L. 112-5, § 303(a)(2)(N), substituted “\$8,800,000 for fiscal year 2011” for “\$3,736,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (c)(6). Pub. L. 112-5, § 306(b), amended par. (6) generally. Prior to amendment, par. (6) read as follows: “\$849,315,000 for the period of October 1, 2010 through March 4, 2011.”

Subsec. (c)(7). Pub. L. 112-30, § 136(b), added par. (7).

Subsec. (d)(1). Pub. L. 112-30, § 136(c)(1), in introductory provisions, substituted “\$69,750,000 for fiscal year 2011, and \$29,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and \$69,750,000 for fiscal year 2011”.

Pub. L. 112-5, § 306(c)(1)(A), substituted “\$69,750,000 for fiscal year 2011” for “\$29,619,000 for the period beginning October 1, 2010 and ending March 4, 2011,” in introductory provisions.

Subsec. (d)(1)(A). Pub. L. 112-5, § 306(c)(1)(B), substituted “each of fiscal years 2009, 2010, and 2011” for “fiscal year 2009”.

Subsec. (d)(2)(A). Pub. L. 112-30, § 136(c)(2), substituted “2012” for “2011” wherever appearing.

Subsec. (d)(2)(A)(i) to (iii). Pub. L. 112-5, § 306(c)(2)(A), substituted “2011” for “2009”.

Subsec. (d)(2)(A)(v) to (viii). Pub. L. 112-5, § 306(c)(2)(B), substituted “through 2011” for “and 2009”.

Subsec. (d)(3). Pub. L. 112-30, § 136(c)(3), added par. (3) and struck out former par. (3). Prior to amendment, text read as follows: “If the Secretary determines that a project or activity described in paragraph (2) received sufficient funds in fiscal year 2010, or a previous fiscal year, to carry out the purpose for which the project or activity was authorized, the Secretary may not allocate any amounts under paragraph (2) for the project or activity for fiscal year 2011, or any subsequent fiscal year.”

Pub. L. 112-5, § 306(c)(3), added par. (3) and struck out former par. (3) which provided additional authorizations for certain activities and projects.

Subsec. (e)(6). Pub. L. 112-5, § 306(d), amended par. (6) generally. Prior to amendment, text read as follows: “\$42,003,000 for the period of October 1, 2010 through March 4, 2011.”

Subsec. (e)(7). Pub. L. 112-30, § 136(d), added par. (7). 2010—Subsec. (b)(1)(E). Pub. L. 111-147, § 436(a)(1), added subpar. (E).

Subsec. (b)(1)(F). Pub. L. 111-322, § 2306(a)(1), amended subpar. (F) generally. Prior to amendment, subpar. (F) read as follows: “\$2,090,141,250 for the period beginning October 1, 2010, and ending December 31, 2010.”

Pub. L. 111-147, § 436(a)(1), added subpar. (F). Subsec. (b)(2)(A). Pub. L. 111-322, § 2306(a)(2)(A), substituted “\$48,198,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$28,375,000 for the period beginning October 1, 2010, and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(A), substituted “\$113,500,000 for each of fiscal years 2009 and 2010, and \$28,375,000 for the period beginning October 1, 2010, and ending December 31, 2010,” for “and \$113,500,000 for fiscal year 2009”.

Subsec. (b)(2)(B). Pub. L. 111-322, § 2306(a)(2)(B), substituted “\$1,766,730,000 for the period beginning October 1, 2010, and ending March 4, 2011” for “\$1,040,091,250 for the period beginning October 1, 2010, and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(B), substituted “\$4,160,365,000 for each of fiscal years 2009 and 2010, and \$1,040,091,250 for the period beginning October 1, 2010, and ending December 31, 2010,” for “and \$4,160,365,000 for fiscal year 2009”.

Subsec. (b)(2)(C). Pub. L. 111-322, § 2306(a)(2)(C), substituted “\$21,869,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$12,875,000 for the period beginning October 1, 2010, and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(C), substituted “\$51,500,000 for each of fiscal years 2009 and 2010, and \$12,875,000 for the period beginning October 1, 2010, and ending December 31, 2010,” for “and \$51,500,000 for fiscal year 2009”.

Subsec. (b)(2)(D). Pub. L. 111-322, § 2306(a)(2)(D), substituted “\$707,691,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$416,625,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(D), substituted “\$1,666,500,000 for each of fiscal years 2009 and 2010, and \$416,625,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$1,666,500,000 for fiscal year 2009”.

Subsec. (b)(2)(E). Pub. L. 111-322, § 2306(a)(2)(E), substituted “\$417,863,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$246,000,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(E), substituted “\$984,000,000 for each of fiscal years 2009 and 2010, and \$246,000,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$984,000,000 for fiscal year 2009”.

Subsec. (b)(2)(F). Pub. L. 111-322, § 2306(a)(2)(F), substituted “\$56,691,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$33,375,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(F), substituted “\$133,500,000 for each of fiscal years 2009 and 2010, and \$33,375,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$133,500,000 for fiscal year 2009”.

Subsec. (b)(2)(G). Pub. L. 111-322, § 2306(a)(2)(G), substituted “\$197,465,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$116,250,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(G), substituted “\$465,000,000 for each of fiscal years 2009 and 2010, and \$116,250,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$465,000,000 for fiscal year 2009”.

Subsec. (b)(2)(H). Pub. L. 111-322, § 2306(a)(2)(H), substituted “\$69,856,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$41,125,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(H), substituted “\$164,500,000 for each of fiscal years 2009 and 2010, and \$41,125,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$164,500,000 for fiscal year 2009”.

Subsec. (b)(2)(I). Pub. L. 111-322, § 2306(a)(2)(I), substituted “\$39,280,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$23,125,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(I), substituted “\$92,500,000 for each of fiscal years 2009 and 2010, and \$23,125,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$92,500,000 for fiscal year 2009”.

Subsec. (b)(2)(J). Pub. L. 111-322, § 2306(a)(2)(J), substituted “\$11,423,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$6,725,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(J), substituted “\$26,900,000 for each of fiscal years 2009 and 2010, and \$6,725,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$26,900,000 for fiscal year 2009”.

Subsec. (b)(2)(K). Pub. L. 111-322, § 2306(a)(2)(K), substituted “\$1,486,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$875,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(K), which directed substitution of “\$3,500,000 for each of fiscal years 2009 and 2010, and \$875,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$3,500,000 for fiscal year 2009”, was executed by making the substitution for “and \$3,500,000 in fiscal year 2009”, to reflect the probable intent of Congress.

Subsec. (b)(2)(L). Pub. L. 111-322, § 2306(a)(2)(L), “\$10,616,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$6,250,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(L), which directed substitution of “\$25,000,000 for each of fiscal years 2009 and 2010, and \$6,250,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$25,000,000 for fiscal year 2009”, was executed by making the substitution for “and \$25,000,000 in fiscal year 2009”, to reflect the probable intent of Congress.

Subsec. (b)(2)(M). Pub. L. 111-322, § 2306(a)(2)(M), substituted “\$197,465,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$116,250,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(M), substituted “\$465,000,000 for each of fiscal years 2009 and 2010, and \$116,250,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$465,000,000 for fiscal year 2009”.

Subsec. (b)(2)(N). Pub. L. 111-322, § 2306(a)(2)(N), substituted “\$3,736,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$2,200,000 for the pe-

riod beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111-147, § 436(a)(2)(N), substituted “\$8,800,000 for each of fiscal years 2009 and 2010, and \$2,200,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and \$8,800,000 for fiscal year 2009”.

Subsec. (c)(5). Pub. L. 111-147, § 436(b), added par. (5).
 Subsec. (c)(6). Pub. L. 111-322, § 2306(b), amended par. (6) generally. Prior to amendment, par. (6) read as follows: “\$500,000,000 for the period of October 1, 2010 through December 31, 2010.”

Pub. L. 111-147, § 436(b), added par. (6).
 Subsec. (d)(1). Pub. L. 111-322, § 2306(c)(1), substituted “\$29,619,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “\$17,437,500 for the period beginning October 1, 2010, and ending December 31, 2010” in introductory provisions.

Pub. L. 111-147, § 436(c)(1), substituted “\$69,750,000 for each of fiscal years 2009 and 2010, and \$17,437,500 for the period beginning October 1, 2010, and ending December 31, 2010” for “and \$69,750,000 for fiscal year 2009” in introductory provisions.

Subsec. (d)(3). Pub. L. 111-147, § 436(c)(2), added par. (3).

Subsec. (d)(3)(A)(ii). Pub. L. 111-322, § 2306(c)(2), amended cl. (ii) generally. Prior to amendment, text read as follows: “Of amounts authorized to be appropriated for the period beginning October 1, 2010, through December 31, 2010, under paragraph (1), the Secretary shall allocate for each of the activities and projects described in subparagraphs (A) through (F) of paragraph (1) an amount equal to 25 percent of the amount allocated for fiscal year 2009 under each such subparagraph.”

Subsec. (d)(3)(B)(ii). Pub. L. 111-322, § 2306(c)(3), amended cl. (ii) generally. Prior to amendment, text read as follows: “Of the amounts allocated under subparagraph (A)(i) for the university centers program under section 5506 for the period beginning October 1, 2010, and ending December 31, 2010, the Secretary shall allocate for each program described in clauses (i) through (iii) and (v) through (viii) of paragraph (2)(A) an amount equal to 25 percent of the amount allocated for fiscal year 2009 under each such clause.”

Subsec. (d)(3)(B)(iii). Pub. L. 111-322, § 2306(c)(4), substituted “2011” for “2010” and “2010” for “2009”.

Subsec. (e)(5). Pub. L. 111-147, § 436(d), added par. (5).

Subsec. (e)(6). Pub. L. 111-322, § 2306(d), amended par. (6) generally. Prior to amendment, text read as follows: “\$24,727,750 for the period beginning October 1, 2010, and ending December 31, 2010.”

Pub. L. 111-147, § 436(d), added par. (6).

2008—Subsec. (d)(1)(B). Pub. L. 110-244 substituted “section 5315(b)(2)(P)” for “section 5315(a)(16)”.

2005—Pub. L. 109-59 amended section generally. Prior to amendment, section authorized appropriations and availability of funds to carry out sections 5303 to 5305, 5307 to 5315, 5322, and 5334 of this title for periods ranging from fiscal year 1998 to August 14, 2004.

Subsec. (a)(2). Pub. L. 109-40, § 7(b)(1), substituted “JULY 30, 2005” for “JULY 27, 2005” in heading.

Pub. L. 109-37, § 7(b)(1), substituted “JULY 27, 2005” for “JULY 21, 2005” in heading.

Pub. L. 109-35, § 7(b)(1), substituted “JULY 21, 2005” for “JULY 19, 2005” in heading.

Pub. L. 109-20, § 7(b)(1), substituted “JULY 19, 2005” for “JUNE 30, 2005” in heading.

Pub. L. 109-14, § 7(b)(1), substituted “JUNE 30, 2005” for “MAY 31, 2005” in heading.

Subsec. (a)(2)(A)(vii). Pub. L. 109-40, § 7(b)(2), substituted “\$2,796,817,658” for “\$2,795,000,000” and “JULY 30, 2005” for “JULY 27, 2005”.

Pub. L. 109-37, § 7(b)(2), substituted “\$2,795,000,000” for “\$2,793,483,000” and “JULY 27, 2005” for “JULY 21, 2005”.

Pub. L. 109-35, § 7(b)(2), substituted “\$2,793,483,000” for “\$2,675,300,000” and “JULY 21, 2005” for “JULY 19, 2005”.

Pub. L. 109-20, § 7(b)(2), substituted “\$2,675,300,000” for “\$2,545,785,000” and “JULY 19, 2005” for “JUNE 30, 2005”.

Pub. L. 109-14, § 7(b)(2), substituted “\$2,545,785,000” for “\$2,201,760,000” and “JUNE 30, 2005” for “MAY 31, 2005”.

Subsec. (a)(2)(B)(vii). Pub. L. 109-40, § 7(b)(3), substituted “JULY 30, 2005” for “JULY 27, 2005”.

Pub. L. 109-37, § 7(b)(3), substituted “JULY 27, 2005” for “JULY 21, 2005”.

Pub. L. 109-35, § 7(b)(3), substituted “JULY 21, 2005” for “JULY 19, 2005”.

Pub. L. 109-20, § 7(b)(3), substituted “JULY 19, 2005” for “JUNE 30, 2005”.

Pub. L. 109-14, § 7(b)(3), substituted “JUNE 30, 2005” for “MAY 31, 2005”.

Subsec. (a)(2)(C). Pub. L. 109-40, § 7(b)(4), substituted “JULY 30, 2005” for “JULY 27, 2005” in introductory provisions.

Pub. L. 109-37, § 7(b)(4), substituted “JULY 27, 2005” for “JULY 21, 2005” in introductory provisions.

Pub. L. 109-35, § 7(b)(4), substituted “JULY 21, 2005” for “JULY 19, 2005” in introductory provisions.

Pub. L. 109-20, § 7(b)(4), substituted “JULY 19, 2005” for “JUNE 30, 2005” in introductory provisions.

Pub. L. 109-14, § 7(b)(4), substituted “JUNE 30, 2005” for “MAY 31, 2005” in introductory provisions.

Subsec. (b)(2). Pub. L. 109-40, § 7(d)(1), substituted “JULY 30, 2005” for “JULY 27, 2005” in heading.

Pub. L. 109-37, § 7(d)(1), substituted “JULY 27, 2005” for “JULY 21, 2005” in heading.

Pub. L. 109-35, § 7(d)(1), substituted “JULY 21, 2005” for “JULY 19, 2005” in heading.

Pub. L. 109-20, § 7(d)(1), substituted “JULY 19, 2005” for “JUNE 30, 2005” in heading.

Pub. L. 109-14, § 7(d)(1), substituted “JUNE 30, 2005” for “MAY 31, 2005” in heading.

Subsec. (b)(2)(A)(vii). Pub. L. 109-40, § 7(d)(2), substituted “\$2,336,442,169” for “\$2,309,000,366” and “JULY 30, 2005” for “JULY 27, 2005”.

Pub. L. 109-37, § 7(d)(2), substituted “\$2,309,000,366” for “\$2,263,265,142” and “JULY 27, 2005” for “JULY 21, 2005”.

Pub. L. 109-35, § 7(d)(2), substituted “\$2,263,265,142” for “\$2,235,820,000” and “JULY 21, 2005” for “JULY 19, 2005”.

Pub. L. 109-20, § 7(d)(2), substituted “\$2,235,820,000” for “\$2,012,985,000” and “JULY 19, 2005” for “JUNE 30, 2005”.

Pub. L. 109-14, § 7(d)(2), substituted “\$2,012,985,000” for “\$1,740,960,000” and “JUNE 30, 2005” for “MAY 31, 2005”.

Subsec. (b)(2)(B)(vii). Pub. L. 109-40, § 7(d)(3), substituted “JULY 30, 2005” for “JULY 27, 2005”.

Pub. L. 109-37, § 7(d)(3), substituted “JULY 27, 2005” for “JULY 21, 2005”.

Pub. L. 109-35, § 7(d)(3), substituted “JULY 21, 2005” for “JULY 19, 2005”.

Pub. L. 109-20, § 7(d)(3), substituted “JULY 19, 2005” for “JUNE 30, 2005”.

Pub. L. 109-14, § 7(d)(3), substituted “JUNE 30, 2005” for “MAY 31, 2005”.

Subsec. (c)(2). Pub. L. 109-40, § 7(e)(1), substituted “JULY 30, 2005” for “JULY 27, 2005” in heading.

Pub. L. 109-37, § 7(e)(1), substituted “JULY 27, 2005” for “JULY 21, 2005” in heading.

Pub. L. 109-35, § 7(e)(1), substituted “JULY 21, 2005” for “JULY 19, 2005” in heading.

Pub. L. 109-20, § 7(e)(1), substituted “JULY 19, 2005” for “JUNE 30, 2005” in heading.

Pub. L. 109-14, § 7(e)(1), substituted “JUNE 30, 2005” for “MAY 31, 2005” in heading.

Subsec. (c)(2)(A)(vii). Pub. L. 109-40, § 7(e)(2), substituted “\$50,146,668” for “\$49,546,681” and “JULY 30, 2005” for “JULY 27, 2005”.

Pub. L. 109-37, § 7(e)(2), substituted “\$49,546,681” for “\$48,546,727” and “JULY 27, 2005” for “JULY 21, 2005”.

Pub. L. 109-35, § 7(e)(2), substituted “\$48,546,727” for “\$47,946,667” and “JULY 21, 2005” for “JULY 19, 2005”.

Pub. L. 109-20, § 7(e)(2), substituted “\$47,946,667” for “\$48,346,668” and “JULY 19, 2005” for “JUNE 30, 2005”.

Pub. L. 109-14, § 7(e)(2), substituted “\$48,346,668” for “\$41,813,334” and “JUNE 30, 2005” for “MAY 31, 2005”.

Subsec. (c)(2)(B)(vii). Pub. L. 109-40, § 7(e)(3), substituted “JULY 30, 2005” for “JULY 27, 2005”.

Pub. L. 109-37, § 7(e)(3), substituted “JULY 27, 2005” for “JULY 21, 2005”.

Pub. L. 109-35, § 7(e)(3), substituted “JULY 21, 2005” for “JULY 19, 2005”.

Pub. L. 109-20, § 7(e)(3), substituted “JULY 19, 2005” for “JUNE 30, 2005”.

- Pub. L. 109-14, §7(e)(3), substituted "June 30, 2005" for "May 31, 2005".
- Subsec. (d)(2). Pub. L. 109-40, §7(f)(1), substituted "JULY 30, 2005" for "JULY 27, 2005" in heading.
- Pub. L. 109-37, §7(f)(1), substituted "JULY 27, 2005" for "JULY 21, 2005" in heading.
- Pub. L. 109-35, §7(f)(1), substituted "JULY 21, 2005" for "JULY 19, 2005" in heading.
- Pub. L. 109-20, §7(f)(1), substituted "JULY 19, 2005" for "JUNE 30, 2005" in heading.
- Pub. L. 109-14, §7(f)(1), substituted "JUNE 30, 2005" for "MAY 31, 2005" in heading.
- Subsec. (d)(2)(A)(vii). Pub. L. 109-40, §7(f)(2), substituted "\$39,950,343" for "\$39,554,804" and "July 30, 2005" for "July 27, 2005".
- Pub. L. 109-37, §7(f)(2), substituted "\$39,554,804" for "\$37,385,434" and "July 27, 2005" for "July 21, 2005".
- Pub. L. 109-35, §7(f)(2), substituted "\$37,385,434" for "\$36,933,334" and "July 21, 2005" for "July 19, 2005".
- Pub. L. 109-20, §7(f)(2), substituted "\$36,933,334" for "\$32,683,333" and "July 19, 2005" for "June 30, 2005".
- Pub. L. 109-14, §7(f)(2), substituted "\$32,683,333" for "\$28,266,667" and "June 30, 2005" for "May 31, 2005".
- Subsec. (d)(2)(B)(vii). Pub. L. 109-40, §7(f)(3), substituted "July 30, 2005" for "July 27, 2005".
- Pub. L. 109-37, §7(f)(3), substituted "July 27, 2005" for "July 21, 2005".
- Pub. L. 109-35, §7(f)(3), substituted "July 21, 2005" for "July 19, 2005".
- Pub. L. 109-20, §7(f)(3), substituted "July 19, 2005" for "June 30, 2005".
- Pub. L. 109-14, §7(f)(3), substituted "June 30, 2005" for "May 31, 2005".
- Subsec. (d)(2)(C). Pub. L. 109-40, §7(f)(4), substituted "July 30, 2005" for "July 27, 2005" in introductory provisions.
- Pub. L. 109-37, §7(f)(4), substituted "July 27, 2005" for "July 21, 2005" in introductory provisions.
- Pub. L. 109-35, §7(f)(4), substituted "July 21, 2005" for "July 19, 2005" in introductory provisions.
- Pub. L. 109-20, §7(f)(4), substituted "July 19, 2005" for "June 30, 2005" in introductory provisions.
- Pub. L. 109-14, §7(f)(4), substituted "June 30, 2005" for "May 31, 2005" in introductory provisions.
- Subsec. (e)(2). Pub. L. 109-40, §7(h)(1), substituted "JULY 30, 2005" for "JULY 27, 2005" in heading.
- Pub. L. 109-37, §7(h)(1), substituted "JULY 27, 2005" for "JULY 21, 2005" in heading.
- Pub. L. 109-35, §7(h)(1), substituted "JULY 21, 2005" for "JULY 19, 2005" in heading.
- Pub. L. 109-20, §7(h)(1), substituted "JULY 19, 2005" for "JUNE 30, 2005" in heading.
- Pub. L. 109-14, §7(h)(1), substituted "JUNE 30, 2005" for "MAY 31, 2005" in heading.
- Subsec. (e)(2)(A). Pub. L. 109-40, §7(h)(2), substituted "\$4,180,822" for "\$4,131,508" and "July 30, 2005" for "July 27, 2005".
- Pub. L. 109-37, §7(h)(2), substituted "\$4,131,508" for "\$4,060,000" and "July 27, 2005" for "July 21, 2005".
- Pub. L. 109-35, §7(h)(2), substituted "\$4,060,000" for "\$4,000,000" and "July 21, 2005" for "July 19, 2005".
- Pub. L. 109-20, §7(h)(2), substituted "\$4,000,000" for "\$3,700,000" and "July 19, 2005" for "June 30, 2005".
- Pub. L. 109-14, §7(h)(2), substituted "\$3,700,000" for "\$3,200,000" and "June 30, 2005" for "May 31, 2005".
- Subsec. (e)(2)(B). Pub. L. 109-40, §7(h)(3), substituted "July 30, 2005" for "July 27, 2005".
- Pub. L. 109-37, §7(h)(3), substituted "July 27, 2005" for "July 21, 2005".
- Pub. L. 109-35, §7(h)(3), substituted "July 21, 2005" for "July 19, 2005".
- Pub. L. 109-20, §7(h)(3), substituted "July 19, 2005" for "June 30, 2005".
- Pub. L. 109-14, §7(h)(3), substituted "June 30, 2005" for "May 31, 2005".
- Subsec. (e)(2)(C)(i), (iii). Pub. L. 109-40, §7(h)(4), substituted "July 30, 2005" for "July 27, 2005" in introductory provisions of cl. (i) and in cl. (iii).
- Pub. L. 109-37, §7(h)(4), substituted "July 27, 2005" for "July 21, 2005" in introductory provisions of cl. (i) and in cl. (iii).
- Pub. L. 109-35, §7(h)(4), substituted "July 21, 2005" for "July 19, 2005" in introductory provisions of cl. (i) and in cl. (iii).
- Pub. L. 109-20, §7(h)(4), substituted "July 19, 2005" for "June 30, 2005" in introductory provisions of cl. (i) and in cl. (iii).
- Pub. L. 109-14, §7(h)(4), substituted "June 30, 2005" for "May 31, 2005" in introductory provisions of cl. (i) and in cl. (iii).
- Subsec. (f)(2). Pub. L. 109-42, §5(a)(1), substituted "AUGUST 14" for "JULY 30" in heading.
- Pub. L. 109-40, §7(j)(1), substituted "JULY 30, 2005" for "JULY 27, 2005" in heading.
- Pub. L. 109-37, §7(j)(1), substituted "JULY 27, 2005" for "JULY 21, 2005" in heading.
- Pub. L. 109-35, §7(j)(1), substituted "JULY 21, 2005" for "JULY 19, 2005" in heading.
- Pub. L. 109-20, §7(j)(1), substituted "JULY 19, 2005" for "JUNE 30, 2005" in heading.
- Pub. L. 109-14, §7(j)(1), substituted "JUNE 30, 2005" for "MAY 31, 2005" in heading.
- Subsec. (f)(2)(A)(vii). Pub. L. 109-42, §5(a)(2), substituted "\$57,650,686" for "\$54,350,686" and "August 14" for "July 30".
- Pub. L. 109-40, §7(j)(2), substituted "\$54,350,686" for "\$53,709,604" and "July 30, 2005" for "July 27, 2005".
- Pub. L. 109-37, §7(j)(2), substituted "\$53,709,604" for "\$52,780,000" and "July 27, 2005" for "July 21, 2005".
- Pub. L. 109-35, §7(j)(2), substituted "\$52,780,000" for "\$52,000,000" and "July 21, 2005" for "July 19, 2005".
- Pub. L. 109-20, §7(j)(2), substituted "\$52,000,000" for "\$48,100,000" and "July 19, 2005" for "June 30, 2005".
- Pub. L. 109-14, §7(j)(2), substituted "\$48,100,000" for "\$41,600,000" and "June 30, 2005" for "May 31, 2005".
- Subsec. (f)(2)(B)(vii). Pub. L. 109-42, §5(a)(3), substituted "August 14" for "July 30".
- Pub. L. 109-40, §7(j)(3), substituted "July 30, 2005" for "July 27, 2005".
- Pub. L. 109-37, §7(j)(3), substituted "July 27, 2005" for "July 21, 2005".
- Pub. L. 109-35, §7(j)(3), substituted "July 21, 2005" for "July 19, 2005".
- Pub. L. 109-20, §7(j)(3), substituted "July 19, 2005" for "June 30, 2005".
- Pub. L. 109-14, §7(j)(3), substituted "June 30, 2005" for "May 31, 2005".
- 2004—Subsec. (a)(2). Pub. L. 108-310, §8(c)(1), inserted "AND FOR THE PERIOD OF OCTOBER 1, 2004, THROUGH MAY 31, 2005" after "THROUGH 2004" in heading.
- Pub. L. 108-280, §7(c)(1), struck out "2003 AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH JULY 31," before "2004" in heading.
- Pub. L. 108-263, §7(c)(1), substituted "JULY 31, 2004" for "JUNE 30, 2004" in heading.
- Pub. L. 108-224, §7(c)(1), substituted "JUNE 30, 2004" for "APRIL 30, 2004" in heading.
- Pub. L. 108-202, §9(c)(1), substituted "APRIL 30, 2004" for "FEBRUARY 29, 2004" in heading.
- Subsec. (a)(2)(A)(vi). Pub. L. 108-280, §7(c)(2), added cl. (vi) and struck out former cl. (vi) which read: "\$2,544,233,267 for the period of October 1, 2003, through July 31, 2004."
- Pub. L. 108-263, §7(c)(2), substituted "\$2,544,233,267" for "\$2,289,809,940" and "July 31, 2004" for "June 30, 2004".
- Pub. L. 108-224, §7(c)(2), substituted "\$2,289,809,940" for "\$1,780,963,287" and "June 30, 2004" for "April 30, 2004".
- Pub. L. 108-202, §9(c)(2), substituted "\$1,780,963,287" for "\$1,292,948,344" and "April 30, 2004" for "February 29, 2004".
- Subsec. (a)(2)(A)(vii). Pub. L. 108-310, §8(c)(2)–(4), added cl. (vii).
- Subsec. (a)(2)(B)(vi). Pub. L. 108-280, §7(c)(3), added cl. (vi) and struck out former cl. (vi) which read: "\$636,058,317 for the period of October 1, 2003, through July 31, 2004."
- Pub. L. 108-263, §7(c)(3), substituted "\$636,058,317" for "\$572,452,485" and "July 31, 2004" for "June 30, 2004".
- Pub. L. 108-224, §7(c)(3), substituted "\$572,452,485" for "\$445,240,822" and "June 30, 2004" for "April 30, 2004".

Pub. L. 108-202, §9(c)(3), substituted “\$445,240,822” for “\$323,459,169” and “April 30, 2004” for “February 29, 2004”.

Subsec. (a)(2)(B)(vii). Pub. L. 108-310, §8(c)(2), (3), (5), added cl. (vii).

Subsec. (a)(2)(C). Pub. L. 108-310, §8(c)(6), substituted “2005 (other than for the period of October 1, 2004, through May 31, 2005)” for “2003” in introductory provisions.

Pub. L. 108-280, §7(c)(4), substituted “each of fiscal years 1999 through 2003” for “a fiscal year (other than for the period of October 1, 2003, through July 31, 2004)” in introductory provisions.

Pub. L. 108-263, §7(c)(4), substituted “July 31, 2004” for “June 30, 2004” in introductory provisions.

Pub. L. 108-224, §7(c)(4), substituted “June 30, 2004” for “April 30, 2004” in introductory provisions.

Pub. L. 108-202, §9(c)(4), substituted “April 30, 2004” for “February 29, 2004” in introductory provisions.

Subsec. (b)(2). Pub. L. 108-310, §8(e)(1), inserted “AND FOR THE PERIOD OF OCTOBER 1, 2004, THROUGH MAY 31, 2005” after “THROUGH 2004” in heading.

Pub. L. 108-280, §7(e)(1), struck out “2003 AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH JULY 31,” before “2004” in heading.

Pub. L. 108-263, §7(e)(1), substituted “JULY 31, 2004” for “JUNE 30, 2004” in heading.

Pub. L. 108-224, §7(e)(1), substituted “JUNE 30, 2004” for “APRIL 30, 2004” in heading.

Pub. L. 108-202, §9(e)(1), substituted “APRIL 30, 2004” for “FEBRUARY 29, 2004” in heading.

Subsec. (b)(2)(A)(vi). Pub. L. 108-280, §7(e)(2), added cl. (vi) and struck out former cl. (vi) which read: “\$2,079,325,834 for the period of October 1, 2003, through July 31, 2004.”

Pub. L. 108-263, §7(e)(2), substituted “\$2,079,325,834” for “\$1,871,393,250” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(e)(2), substituted “\$1,871,393,250” for “\$1,819,410,104” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(e)(2), substituted “\$1,819,410,104” for “\$1,022,503,342” and “April 30, 2004” for “February 29, 2004”.

Subsec. (b)(2)(A)(vii). Pub. L. 108-310, §8(e)(2)-(4), added cl. (vii).

Subsec. (b)(2)(B)(vi). Pub. L. 108-280, §7(e)(3), added cl. (vi) and struck out former cl. (vi) which read: “\$519,831,458 for the period of October 1, 2003, through July 31, 2004.”

Pub. L. 108-263, §7(e)(3), substituted “\$519,831,458” for “\$467,848,313” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(e)(3), substituted “\$467,848,313” for “\$363,882,021” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(e)(3), substituted “\$363,882,021” for “\$255,801,669” and “April 30, 2004” for “February 29, 2004”.

Subsec. (b)(2)(B)(vii). Pub. L. 108-310, §8(e)(2), (3), (5), added cl. (vii).

Subsec. (c)(2). Pub. L. 108-310, §8(f)(1), inserted “AND FOR THE PERIOD OF OCTOBER 1, 2004, THROUGH MAY 31, 2005” after “THROUGH 2004” in heading. See Codification note above.

Pub. L. 108-280, §7(f)(1), struck out “2003 AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH JULY 31,” before “2004” in heading.

Pub. L. 108-263, §7(f)(1), substituted “JULY 31, 2004” for “JUNE 30, 2004” in heading.

Pub. L. 108-224, §7(f)(1), substituted “JUNE 30, 2004” for “APRIL 30, 2004” in heading.

Pub. L. 108-202, §9(f)(1), substituted “APRIL 30, 2004” for “FEBRUARY 29, 2004” in heading.

Subsec. (c)(2)(A)(vi). Pub. L. 108-280, §7(f)(2), added cl. (vi) and struck out former cl. (vi) which read: “\$48,545,217 for the period of October 1, 2003, through July 31, 2004.”

Pub. L. 108-263, §7(f)(2), substituted “\$48,545,217” for “\$43,690,695” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(f)(2), substituted “\$43,690,695” for “\$33,981,652” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(f)(2), substituted “\$33,981,652” for “\$24,636,667” and “April 30, 2004” for “February 29, 2004”.

Subsec. (c)(2)(A)(vii). Pub. L. 108-310, §8(f)(2)-(4), added cl. (vii). See Codification note above.

Subsec. (c)(2)(B)(vi). Pub. L. 108-280, §7(f)(3), added cl. (vi) and struck out former cl. (vi) which read: “\$11,929,200 for the period of October 1, 2003, through July 31, 2004.”

Pub. L. 108-263, §7(f)(3), substituted “\$11,929,200” for “\$10,736,280” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(f)(3), substituted “\$10,736,280” for “\$8,350,440” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(f)(3), substituted “\$8,350,440” for “\$6,100,000” and “April 30, 2004” for “February 29, 2004”.

Subsec. (c)(2)(B)(vii). Pub. L. 108-310, §8(f)(2), (3), (5), added cl. (vii). See Codification note above.

Subsec. (c)(2)(C). Pub. L. 108-310, §8(f)(6), inserted “or any portion of a fiscal year” after “for a fiscal year” in introductory provisions. See Codification note above.

Pub. L. 108-280, §7(f)(4), struck out “for any portion of a fiscal year” after “for a fiscal year” in introductory provisions.

Subsec. (d)(2). Pub. L. 108-310, §8(g)(1), inserted “AND FOR THE PERIOD OF OCTOBER 1, 2004, THROUGH MAY 31, 2005” after “THROUGH 2004” in heading.

Pub. L. 108-280, §7(g)(1), struck out “2003 AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH JULY 31,” before “2004” in heading.

Pub. L. 108-263, §7(g)(1), substituted “JULY 31, 2004” for “JUNE 30, 2004” in heading.

Pub. L. 108-224, §7(g)(1), substituted “JUNE 30, 2004” for “APRIL 30, 2004” in heading.

Pub. L. 108-202, §9(g)(1), substituted “APRIL 30, 2004” for “FEBRUARY 29, 2004” in heading.

Subsec. (d)(2)(A)(vi). Pub. L. 108-280, §7(g)(2), added cl. (vi) and struck out former cl. (vi) which read: “\$34,959,183 for the period of October 1, 2003, through July 31, 2004.”

Pub. L. 108-263, §7(g)(2), substituted “\$34,959,183” for “\$31,463,265” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(g)(2), substituted “\$31,463,265” for “\$24,471,428” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(g)(2), substituted “\$24,471,428” for “\$16,536,667” and “April 30, 2004” for “February 29, 2004”.

Subsec. (d)(2)(A)(vii). Pub. L. 108-310, §8(g)(2)-(4), added cl. (vii).

Subsec. (d)(2)(B)(vi). Pub. L. 108-280, §7(g)(3), added cl. (vi) and struck out former cl. (vi) which read: “\$8,946,900 for the period of October 1, 2003, through July 31, 2004.”

Pub. L. 108-263, §7(g)(3), substituted “\$8,946,900” for “\$8,052,210” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(g)(3), substituted “\$8,052,210” for “\$6,262,830” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(g)(3), substituted “\$6,262,830” for “\$4,095,000” and “April 30, 2004” for “February 29, 2004”.

Subsec. (d)(2)(B)(vii). Pub. L. 108-310, §8(g)(2), (3), (5), added cl. (vii).

Subsec. (d)(2)(C). Pub. L. 108-310, §8(g)(6), inserted “(other than for the period of October 1, 2004, through May 31, 2005)” after “a fiscal year” in introductory provisions.

Pub. L. 108-280, §7(g)(4), struck out “(other than for the period of October 1, 2003, through July 31, 2004)” after “a fiscal year”.

Pub. L. 108-263, §7(g)(4), substituted “July 31, 2004” for “June 30, 2004” in introductory provisions.

Pub. L. 108-224, §7(g)(4), substituted “June 30, 2004” for “April 30, 2004” in introductory provisions.

Pub. L. 108-202, §9(g)(4), substituted “April 30, 2004” for “February 29, 2004” in introductory provisions.

Subsec. (e)(2). Pub. L. 108-310, §8(i)(1), inserted “AND FOR THE PERIOD OF OCTOBER 1, 2004, THROUGH MAY 31, 2005” after “2004” in heading.

Pub. L. 108-280, §7(i)(1), struck out “2003 AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH JULY 31,” before “2004” in heading.

Pub. L. 108-263, §7(i)(1), substituted “JULY 31, 2004” for “JUNE 30, 2004” in heading.

Pub. L. 108-224, §7(i)(1), substituted “JUNE 30, 2004” for “APRIL 30, 2004” in heading.

Pub. L. 108-202, §9(i)(1), substituted “APRIL 30, 2004” for “FEBRUARY 29, 2004” in heading.

Subsec. (e)(2)(A). Pub. L. 108-310, §8(i)(2), inserted “and \$3,200,000 for the period of October 1, 2004, through May 31, 2005” after “2004”.

Pub. L. 108-280, §7(i)(2), struck out “2003 and \$3,976,400 for the period of October 1, 2003, through July 31,” before “2004”.

Pub. L. 108-263, §7(i)(2), substituted “\$3,976,400” for “\$3,578,760” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(i)(2), substituted “\$3,578,760” for “\$2,783,480” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(i)(2), substituted “\$2,783,480” for “\$2,020,833” and “April 30, 2004” for “February 29, 2004”.

Subsec. (e)(2)(B). Pub. L. 108-310, §8(i)(3), inserted “and \$800,000 for the period of October 1, 2004, through May 31, 2005” after “2004”.

Pub. L. 108-280, §7(i)(3), struck out “2003 and \$994,100 for the period of October 1, 2003, through July 31,” before “2004”.

Pub. L. 108-263, §7(i)(3), substituted “\$994,100” for “\$894,690” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(i)(3), substituted “\$894,690” for “\$695,870” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(i)(3), substituted “\$695,870” for “\$505,833” and “April 30, 2004” for “February 29, 2004”.

Subsec. (e)(2)(C)(i), (iii). Pub. L. 108-310, §8(i)(4), inserted “(other than for the period of October 1, 2004, through May 31, 2005)” after “fiscal year”.

Pub. L. 108-280, §7(i)(4), struck out “(other than for the period of October 1, 2003, through July 31, 2004)” after “fiscal year”.

Pub. L. 108-263, §7(i)(4), substituted “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(i)(4), substituted “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(i)(4), substituted “April 30, 2004” for “February 29, 2004”.

Subsec. (f)(2). Pub. L. 108-310, §8(k)(1), inserted “AND FOR THE PERIOD OF OCTOBER 1, 2004, THROUGH MAY 31, 2005” after “2004” in heading.

Pub. L. 108-280, §7(k)(1), struck out “2003 AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH JULY 31,” before “2004” in heading.

Pub. L. 108-263, §7(k)(1), substituted “JULY 31, 2004” for “JUNE 30, 2004” in heading.

Pub. L. 108-224, §7(k)(1), substituted “JUNE 30, 2004” for “APRIL 30, 2004” in heading.

Pub. L. 108-202, §9(k)(1), substituted “APRIL 30, 2004” for “FEBRUARY 29, 2004” in heading.

Subsec. (f)(2)(A)(vi). Pub. L. 108-280, §7(k)(2), added cl. (vi) and struck out former cl. (vi) which read: “\$50,036,366 for the period of October, 1, 2003, through July 31, 2004.”

Pub. L. 108-263, §7(k)(2), substituted “\$50,036,366” for “\$45,032,730” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(k)(2), substituted “\$45,032,730” for “\$35,025,457” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(k)(2), substituted “\$35,025,457” for “\$24,585,834” and “April 30, 2004” for “February 29, 2004”.

Subsec. (f)(2)(A)(vii). Pub. L. 108-310, §8(k)(2)–(4), added cl. (vii).

Subsec. (f)(2)(B)(vi). Pub. L. 108-280, §7(k)(3), added cl. (vi) and struck out former cl. (vi) which read: “\$12,509,093 for the period of October 1, 2003, through July 31, 2004.”

Pub. L. 108-263, §7(k)(3), substituted “\$12,509,093” for “\$11,258,183” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108-224, §7(k)(3), substituted “\$11,258,183” for “\$8,756,364” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108-202, §9(k)(3), substituted “\$8,756,364” for “\$6,150,833” and “April 30, 2004” for “February 29, 2004”.

Subsec. (f)(2)(B)(vii). Pub. L. 108-310, §8(k)(2), (3), (5), added cl. (vii).

2003—Subsec. (a)(2). Pub. L. 108-88, §8(c)(1), inserted “AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH FEBRUARY 29, 2004” after “2003” in heading.

Subsec. (a)(2)(A)(vi). Pub. L. 108-88, §8(c)(2)–(4), added cl. (vi).

Subsec. (a)(2)(B)(vi). Pub. L. 108-88, §8(c)(2), (3), (5), added cl. (vi).

Subsec. (a)(2)(C). Pub. L. 108-88, §8(c)(6), inserted “(other than for the period of October 1, 2003, through February 29, 2004)” after “a fiscal year” in introductory provisions.

Subsec. (b)(2). Pub. L. 108-88, §8(e)(1), inserted “AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH FEBRUARY 29, 2004” after “2003” in heading.

Subsec. (b)(2)(A)(vi). Pub. L. 108-88, §8(e)(2)–(4), added cl. (vi).

Subsec. (b)(2)(B)(vi). Pub. L. 108-88, §8(e)(2), (3), (5), added cl. (vi).

Subsec. (c)(2). Pub. L. 108-88, §8(f), which directed the amendment of section 5338(c)(2) by inserting “AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH FEBRUARY 29, 2004” after “2003” in heading, by adding cl. (vi) to subpars. (A) and (B), and by inserting “or any portion of a fiscal year” after “fiscal year” in introductory provisions of subpar. (C), without specifying that title 49 of the United States Code was to be amended, was executed by making the amendments to this section, to reflect the probable intent of Congress.

Subsec. (d)(2). Pub. L. 108-88, §8(g)(1), inserted “AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH FEBRUARY 29, 2004” after “2003” in heading.

Subsec. (d)(2)(A)(vi). Pub. L. 108-88, §8(g)(2)–(4), added cl. (vi).

Subsec. (d)(2)(B)(vi). Pub. L. 108-88, §8(g)(2), (3), (5), added cl. (vi).

Subsec. (d)(2)(C). Pub. L. 108-88, §8(g)(6), inserted “(other than for the period of October 1, 2003, through February 29, 2004)” after “a fiscal year” in introductory provisions.

Subsec. (e)(2). Pub. L. 108-88, §8(i)(1), inserted “AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH FEBRUARY 29, 2004” after “2003” in heading.

Subsec. (e)(2)(A). Pub. L. 108-88, §8(i)(2), inserted “and \$2,020,833 for the period of October 1, 2003, through February 29, 2004” after “2003”.

Subsec. (e)(2)(B). Pub. L. 108-88, §8(i)(3), inserted “and \$505,833 for the period of October 1, 2003, through February 29, 2004” after “2003”.

Subsec. (e)(2)(C)(i), (iii). Pub. L. 108-88, §8(i)(4), inserted “(other than for the period of October 1, 2003, through February 29, 2004)” after “fiscal year”.

Subsec. (f)(2). Pub. L. 108-88, §8(k)(1), inserted “AND FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH FEBRUARY 29, 2004” after “2003” in heading.

Subsec. (f)(2)(A)(vi). Pub. L. 108-88, §8(k)(2)–(4), added cl. (vi).

Subsec. (f)(2)(B)(vi). Pub. L. 108-88, §8(k)(2), (3), (5), added cl. (vi).

1998—Pub. L. 105-178, §3029(a), reenacted section catchline without change and amended text generally, substituting provisions relating to authorizations for Federal transit programs for fiscal years 1998 to 2003 for provisions relating to authorizations for Federal transit programs for fiscal years ending Sept. 30, 1993 to 1997 and for period from Oct. 1, 1997 to Mar. 31, 1998.

Subsec. (c)(2)(A). Pub. L. 105-178, §3029(c)(1)–(5), as added by Pub. L. 105-206, substituted “\$42,200,000” for “\$43,200,000”, “\$48,400,000” for “\$46,400,000”, “\$50,200,000” for “\$51,200,000”, “\$53,800,000” for “\$52,800,000”, and “\$58,600,000” for “\$57,600,000” in cls. (i) to (v), respectively.

Subsec. (d)(2)(C)(iii). Pub. L. 105-178, §3029(c)(6), as added by Pub. L. 105-206, inserted “, including not more than \$1,000,000 shall be available to carry out section 5315(a)(16)” before semicolon.

Subsec. (e)(1). Pub. L. 105-178, §3029(c)(7)(A), (B), as added by Pub. L. 105-206, substituted “Subject to paragraph (2)(C), there are” for “There are” and “5505” for “5317(b)”.

Subsec. (e)(2)(A). Pub. L. 105-178, §3029(c)(7)(A), (C)(i), as added by Pub. L. 105-206, substituted “Subject to subparagraph (C), there shall” for “There shall” and “5505” for “5317(b)”.

Subsec. (e)(2)(B). Pub. L. 105-178, § 3029(c)(7)(A), (C)(ii), as added by Pub. L. 105-206, substituted “Subject to subparagraph (C), in addition” for “In addition” and “5505” for “5317(b)”.

Subsec. (e)(2)(C). Pub. L. 105-178, § 3029(c)(7)(C)(iii), as added by Pub. L. 105-206, added subpar. (C).

Subsec. (e)(3). Pub. L. 105-178, § 3029(c)(7)(D), as added by Pub. L. 105-206, added par. (3).

Subsec. (g)(2). Pub. L. 105-178, § 3029(c)(8), as added by Pub. L. 105-206, substituted “(c)(1), (e)(2)(B), (d)(1), (d)(2)(B), (e)(1), (e)(2)(B), (f)(1), (f)(2)(B),” for “(c)(2)(B), (d)(2)(B), (e)(2)(B), (f)(2)(B),”.

Subsec. (h). Pub. L. 105-178, § 3029(c)(9), as added by Pub. L. 105-206, inserted “under the Transportation Discretionary Spending Guarantee for the Mass Transit Category” after “subsections (a) through (f)” in introductory provisions.

Subsec. (h)(5)(A) to (E). Pub. L. 105-178, § 3029(c)(10), as added by Pub. L. 105-206, added subpars. (A) to (E) and struck out former subpars. (A) to (E) which read as follows:

- “(A) for fiscal year 1999, \$600,000,000;
- “(B) for fiscal year 2000, \$610,000,000;
- “(C) for fiscal year 2001, \$620,000,000;
- “(D) for fiscal year 2002, \$630,000,000; and
- “(E) for fiscal year 2003, \$630,000,000.”.

1997—Subsec. (a)(1)(F). Pub. L. 102-240, § 3049(c)(1)(A), as added by Pub. L. 105-130, added subpar. (F).

Subsec. (a)(2)(F). Pub. L. 102-240, § 3049(c)(1)(B), as added by Pub. L. 105-130, added subpar. (F).

Subsec. (b)(1)(F). Pub. L. 102-240, § 3049(c)(2), as added by Pub. L. 105-130, added subpar. (F).

Subsec. (c). Pub. L. 102-240, § 3049(c)(3), as added by Pub. L. 105-130, inserted “and not more than \$1,500,000 for the period of October 1, 1997, through March 31, 1998,” after “1997.”.

Subsec. (e). Pub. L. 102-240, § 3049(c)(4), as added by Pub. L. 105-130, inserted “and not more than \$3,000,000 is available from the Fund (except the Account) for the Secretary for the period of October 1, 1997, through March 31, 1998,” after “1997.”.

Subsec. (h)(3). Pub. L. 102-240, § 3049(c)(5), as added by Pub. L. 105-130, inserted before period at end “and \$3,000,000 is available for section 5317 for the period of October 1, 1997, through March 31, 1998”.

Subsec. (j)(5)(D). Pub. L. 102-240, § 3049(c)(6), as added by Pub. L. 105-130, added subpar. (D).

Subsec. (k). Pub. L. 102-240, § 3049(c)(7), as added by Pub. L. 105-130, substituted “(e), or (m) of this section” for “or (e) of this section”.

Subsec. (m). Pub. L. 102-240, § 3049(c)(8), as added by Pub. L. 105-130, added subsec. (m).

1996—Subsec. (g)(2). Pub. L. 104-287 substituted “section 5311(b)(2)” for “section 5308(b)(2)”.

EFFECTIVE DATE OF 1998 AMENDMENT

Title IX of Pub. L. 105-206 effective simultaneously with enactment of Pub. L. 105-178 and to be treated as included in Pub. L. 105-178 at time of enactment, and provisions of Pub. L. 105-178, as in effect on day before July 22, 1998, that are amended by title IX of Pub. L. 105-206 to be treated as not enacted, see section 9016 of Pub. L. 105-206, set out as a note under section 101 of Title 23, Highways.

EFFECTIVE DATE OF 1996 AMENDMENT

Amendment by Pub. L. 104-287 effective July 5, 1994, see section 8(1) of Pub. L. 104-287, set out as a note under section 5303 of this title.

ALLOCATIONS FOR NATIONAL RESEARCH AND TECHNOLOGY PROGRAMS

Pub. L. 109-59, title III, § 3046, Aug. 10, 2005, 119 Stat. 1706, as amended by Pub. L. 110-244, title II, § 201(o)(6), June 6, 2008, 122 Stat. 1615; Pub. L. 111-147, title IV, § 437(f), Mar. 18, 2010, 124 Stat. 93; Pub. L. 111-322, title II, § 2307(f), Dec. 22, 2010, 124 Stat. 3530; Pub. L. 112-5, title III, § 307(f), Mar. 4, 2011, 125 Stat. 21; Pub. L. 112-30, title I, § 137(f) Sept. 16, 2011, 125 Stat. 355, provided that:

“(a) IN GENERAL.—Amounts appropriated pursuant to section 5338(d) of title 49, United States Code, for national research and technology programs under sections 5312, 5314, and 5322 of such title shall be allocated by the Secretary [of Transportation] as follows:

“(1) PUBLIC TRANSPORTATION NATIONAL SECURITY STUDY.—

“(A) IN GENERAL.—Not later than 6 months after the date of enactment of this Act [Aug. 10, 2005], the Secretary shall enter into an agreement with the National Academy of Sciences to conduct a study and evaluation of the value major public transportation systems in the United States serving the 38 urbanized areas that have a population of more than 1,000,000 individuals provide to the Nation’s security and the ability of such systems to accommodate the evacuation, egress or ingress of people to or from critical locations in times of emergency.

“(B) ALTERNATIVE ROUTES.—For each system described in subparagraph (A) the study shall identify—

- “(i) potential alternative routes for evacuation using other transportation modes such as highway, air, marine, and pedestrian activities; and
- “(ii) transit routes that, if disrupted, do not have sufficient transit alternatives available.

“(C) REPORT.—Not later than 24 months after the date of entry into the agreement, the Academy shall submit to the Secretary and the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Banking, Housing and Urban Affairs of the Senate a final report on the results of the study and evaluation, together with such recommendations as the Academy considers appropriate.

“(D) FUNDING.—For each of fiscal year 2006 and 2007 \$250,000 shall be available to carry out this paragraph.

“(2) CENTER FOR TRANSIT-ORIENTED DEVELOPMENT.—For each of fiscal years 2006 through 2009, not less than \$1,000,000 shall be made available by the Secretary for establishment and operation of the Center for Transit-Oriented Development—

“(A) to develop standards and definitions for transit-oriented development adjacent to public transportation facilities;

“(B) to develop system planning guidance, performance criteria, and modeling techniques for metropolitan planning agencies and public transportation agencies to maximize ridership through land use planning and adjacent development; and

“(C) to provide research support and technical assistance to public transportation agencies, metropolitan planning agencies, and other persons regarding transit-oriented development.

“(3) TRANSPORTATION EQUITY RESEARCH PROGRAM.—For each of fiscal years 2006 through 2009, not less than \$1,000,000 shall be made available by the Secretary for research and demonstration activities that focus on the impacts that transportation planning, investment, and operations have on low-income and minority populations that are transit dependent. Such activities shall include the development of strategies to advance economic and community development in low-income and minority communities and the development of training programs that promote the employment of low-income and minority community residents on Federal-aid transportation projects constructed in their communities.

“(4) COGNITIVE IMPAIRMENT STUDY.—For fiscal year 2006, \$1,000,000 shall be made available by the Secretary for research and demonstration activities that focus on the capacity and resources of Oregon public transportation systems to address the needs, barriers, and desires for travel of people with cognitive impairments.

“(5) TRANSIT CAREER LADDER TRAINING PROGRAM.—For each of fiscal years 2006 through 2009, not less than \$1,000,000 shall be available for a nationwide career ladder job training partnership program for pub-

lic transportation employees to respond to technological changes in the public transportation industry, especially in the area of maintenance. Such program shall be carried out by the Secretary through a contract with a national nonprofit organization with a demonstrated capacity to develop and provide such programs.

“(6) PILOT PROGRAM FOR REMOTE INFRARED AUDIBLE SIGNS.—

“(A) IN GENERAL.—For each of fiscal years 2006 through 2009, not less than \$500,000 shall be made available by the Secretary to carry out a pilot program to determine the benefits of remote infrared audible signage technology for provision of wayfinding and information to people who are visually, cognitively, or learning disabled.

“(B) REPORT.—

“(i) IN GENERAL.—Not later than September 30, 2009, the Secretary shall transmit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate a report on the pilot program carried out under this section.

“(ii) CONTENTS.—The report—

“(I) shall include—

“(aa) an evaluation of the effect of the pilot program on multimodal accessibility in public transportation;

“(bb) an evaluation of the effect of the program on operators of public transportation and their passengers;

“(cc) an evaluation of the effect of making public transportation accessible to people with visual, cognitive, and learning disabilities on ridership of public transportation and use of paratransit; and

“(dd) an evaluation of the effect of the program on the education, community integration, work life, and general quality of life of the targeted populations.

“(7) HYDROGEN FUEL CELL SHUTTLE DEPLOYMENT DEMONSTRATION PROJECT.—To demonstrate the utility of hydrogen fueled vehicles in daily shuttle service, \$800,000 in each of fiscal years 2006 and 2007 shall be provided for hydrogen fueled employee shuttle vans, related equipment, operations, public education and outreach to the DaVinci [probably should be “Da Vinci”] Center in Allentown, Pennsylvania.

“(8) WISCONSIN SUPPLEMENTAL TRANSPORTATION RURAL ASSISTANCE PROGRAM (STRAP).—

“(A) IN GENERAL.—For capital projects, operations, purchase or lease of vehicles, and integration, planning and coordination of public transportation services in the State of Wisconsin that will supplement and expand existing rural and special public transportation services in that State, \$2,000,000 in each of fiscal years 2006, 2007, 2008, and 2009 shall be provided to the State of Wisconsin Department of Transportation.

“(B) PURPOSE.—Funds received under this program may be used to supplement public transportation programs for rural populations for activities authorized under sections 5310, 5311, and 5316 of title 49, United States Code. Funds made available under this program are subject to the requirements of section 5311 of title 49, United States Code, except that funds may be made available for up to 80 percent of net operating costs. In awarding grants made available under this program, the State shall consider—

“(i) rural population in the area to be served by the applicant;

“(ii) extent to which the applicant demonstrates coordination of existing transportation services or proposed public transportation services;

“(iii) need for additional services in the area being serviced by the applicant and the extent to which the proposed services will address those needs and provide accessibility for non-ambulatory recipients;

“(iv) extent to which the applicant demonstrates an innovative approach that is responsive to the identified service needs of the rural population; and

“(v) extent to which the applicant demonstrates that the communities being served have been consulted in the planning process.

“(9) HUMAN SERVICES TRANSPORTATION COORDINATION.—

“(A) IN GENERAL.—For the management of a program to improve and enhance the coordination of Federal resources for human services transportation with those of the Department of Transportation, \$1,600,000 in each of fiscal years 2006, 2007, 2008, and 2009 shall be provided to a national nonprofit organization that is competitively selected by the Secretary. Such organization shall have demonstrated expertise in issues of transportation coordination and in providing technical assistance to local transportation organizations.

“(B) ELIGIBLE ACTIVITIES.—Under this program, the organization selected by the Secretary shall—

“(i) establish an advisory panel consisting of Federal, State, and local officials and organizations;

“(ii) prepare an inventory of human service transportation agencies operating in the United States;

“(iii) prepare an inventory of Federal transportation spending;

“(iv) develop a program of technical assistance and training for human services transportation organizations that shall include on-site technical assistance, a resource clearinghouse, and preparation of technical manuals;

“(v) prepare an annual report for the Secretary on activities under this program and make recommendations for improving coordination.

“(10) PORTLAND, OREGON STREETCAR PROTOTYPE PURCHASE AND DEPLOYMENT.—Not less than \$1,000,000 shall be made available in each of fiscal years 2006, 2007, 2008, and 2009 by the Secretary to TriMet for the purchase and deployment of a domestically manufactured streetcar.

“(11) PUBLIC TRANSPORTATION PARTICIPATION PILOT PROGRAM.—

“(A) IN GENERAL.—Of the funds allocated under this section for each of fiscal years 2006 through 2009, \$1,000,000 for each fiscal year shall be made available by the Secretary to establish a pilot program to support planning and public participation activities related to public transportation projects.

“(B) ELIGIBLE ACTIVITIES.—Activities eligible to be carried out under the pilot program may include the following:

“(i) Improving data collection analysis and transportation access for all users of the public transportation systems.

“(ii) Supporting public participation through the project development phases.

“(iii) Using innovative techniques to improve the coordination of transportation alternatives.

“(iv) Enhancing the coordination of public transportation benefits and services.

“(v) Contracting with stakeholders to focus on the delivery of transportation plans and programs.

“(vi) Measuring and reporting on the annual performance of the transportation systems.

“(12) TRANSPORTATION HYBRID ELECTRIC VEHICLE AND FUEL CELL RESEARCH.—\$500,000 in each of fiscal years 2006 through 2009 for a transportation hybrid electric vehicle and fuel cell research program at the University of Alabama.

“(13) TRAUMA CARE SYSTEM RESEARCH AND DEVELOPMENT.—\$500,000 in each of fiscal years 2006 through 2009 for trauma care system research and development at the University of Alabama in Birmingham.

“(14) TRANSPORTATION INFRASTRUCTURE AND LOGISTICS RESEARCH.—\$500,000 in each of fiscal years 2006

through 2009 for transportation infrastructure and logistics research at the University of Alabama in Huntsville.

“(15) NATIONAL BUS RAPID TRANSIT INSTITUTE.—\$1,750,000 in each of fiscal years 2006 through 2009 for the National Bus Rapid Transit Institute at the University of South Florida.

“(16) APPLICATION OF INFORMATION TECHNOLOGY TO TRANSPORTATION LOGISTICS AND SECURITY.—\$400,000 in each of fiscal years 2006 through 2009 for research on the application of information technology to transportation logistics and security at the Northern Kentucky University.

“(17) INTELLIGENT TRANSPORTATION SYSTEM PILOT PROJECT.—\$465,000 in each of fiscal years 2006 through 2009 for an intelligent transportation system pilot project with the National Consortium on Remote Sensing in Transportation Flows at the Ohio State University.

“(18) REGIONAL PUBLIC SAFETY TRAINING CENTER.—\$500,000 in each of fiscal years 2006 through 2009 for a regional public safety training center at the Lehigh-Carbon Community College.

“(19) TRANSIT SECURITY TRAINING FACILITY.—\$750,000 in each of fiscal years 2006 through 2009 for a transit security training facility in Chester County, Pennsylvania.

“(20) SMALL URBAN AND RURAL TRANSIT CENTER.—\$800,000 in fiscal year 2006, \$800,000 in fiscal year 2007, \$1,200,000 in fiscal year 2008, and \$1,200,000 in fiscal year 2009 for the Small Urban and Rural Transit Center at North Dakota State University.

“(21) ADVANCED TECHNOLOGY BUS RAPID TRANSIT PROJECT.—\$500,000 in fiscal year 2006, \$540,000 in fiscal year 2007, \$550,000 in fiscal year 2008, and \$625,000 in fiscal year 2009 for the Southeastern Connecticut Advanced Technology Bus Rapid Transit Project.

“(22) GREATER NEW HAVEN TRANSIT DISTRICT FUEL CELL-POWERED BUS RESEARCH.—\$500,000 in fiscal year 2006, \$540,000 in fiscal year 2007, \$550,000 in fiscal year 2008, and \$625,000 in fiscal year 2009 for the Greater New Haven Transit District Fuel Cell-Powered Bus Research.

“(23) CENTER FOR ADVANCED TRANSPORTATION INITIATIVES.—\$500,000 in fiscal year 2006, \$540,000 in fiscal year 2007, \$540,000 in fiscal year 2008, and \$625,000 in fiscal year 2009 for the Rutgers Center for Advanced Transportation Initiatives (CAIT).

“(24) INSTITUTE OF TECHNOLOGY’S TRANSPORTATION, ECONOMIC, AND LAND USE SYSTEM.—\$500,000 in fiscal year 2006, \$540,000 in fiscal year 2007, \$540,000 in fiscal year 2008, and \$625,000 in fiscal year 2009 for the New Jersey Institute of Technology’s Transportation, Economic, and Land Use System program (TELUS).

“(25) REGIONAL TRANSIT TRAINING CONSORTIUM PILOT PROGRAM.—\$270,000 in fiscal year 2006, \$380,000 in fiscal year 2007, \$380,000 in fiscal year 2008, and \$450,000 in fiscal year 2009 for the Southern California Regional Transit Training Consortium Pilot Program.

“(b) REMAINDER.—After making allocations under subsection (a), the remainder of funds made available by section 5338(d) of title 49, United States Code, for national research and technology programs under sections 5312, 5314, and 5322 for a fiscal year or period shall be allocated at the discretion of the Secretary to other transit research, development, demonstration and deployment projects authorized by sections 5312, 5314, and 5322 of such title.

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

“(1) for each of fiscal years 2010 and 2011, in amounts equal to the amounts allocated for fiscal year 2009 under each of paragraphs (2), (3), (5), (6), and (8) through (25) of subsection (a); and

“(2) for the period beginning on October 1, 2011, and ending on March 31, 2012, in amounts equal to 50 percent of 85 percent of the amounts allocated for fiscal

year 2009 under each of paragraphs (2), (3), (5), (6), and (8) through (25) of subsection (a).

“(d) FUNDING.—If the Secretary determines that a project or activity described in subsection (a) received sufficient funds in fiscal year 2011, or a previous fiscal year, to carry out the purpose for which the project or activity was authorized, the Secretary may not allocate any amounts under subsection (c) for the project or activity for fiscal year 2012, or any subsequent fiscal year.”

ADJUSTMENTS FOR SURFACE TRANSPORTATION EXTENSION ACT OF 1997

Pub. L. 105-178, title III, §3041, June 9, 1998, 112 Stat. 394, provided that the Secretary of Transportation ensure that the total apportionments and allocations made to a designated grant recipient under this section for fiscal year 1998 be reduced by the amount apportioned to such designated recipient pursuant to section 8 of Pub. L. 105-130 (amending sections 5309, 5337, and 5338 of this title) and in making the apportionments, the Secretary adjust the amount apportioned to each urbanized area for fixed guideway modernization for fiscal year 1998 to reflect the method of apportioning funds in section 5337(a) of this title.

TRAINING AND CURRICULUM DEVELOPMENT

Pub. L. 105-178, title III, §3015(d), as added by Pub. L. 105-206, title IX, §9009(k)(2), July 22, 1998, 112 Stat. 857, and amended by Pub. L. 108-88, §8(j)(3), Sept. 30, 2003, 117 Stat. 1124; Pub. L. 108-202, §9(j)(2), Feb. 29, 2004, 118 Stat. 487; Pub. L. 108-224, §7(j)(2), Apr. 30, 2004, 118 Stat. 636; Pub. L. 108-263, §7(j)(2), June 30, 2004, 118 Stat. 707; Pub. L. 108-280, §7(j)(2), July 30, 2004, 118 Stat. 884; Pub. L. 108-310, §8(j)(3), Sept. 30, 2004, 118 Stat. 1157; Pub. L. 109-14, §7(i)(2), May 31, 2005, 119 Stat. 332; Pub. L. 109-20, §7(i)(2), July 1, 2005, 119 Stat. 355; Pub. L. 109-35, §7(i)(2), July 20, 2005, 119 Stat. 388; Pub. L. 109-37, §7(i)(2), July 22, 2005, 119 Stat. 403; Pub. L. 109-40, §7(i)(2), July 28, 2005, 119 Stat. 419, provided that:

“(1) IN GENERAL.—Any funds made available by section 5338(e)(2)(C)(iii) of title 49, United States Code, shall be available in equal amounts for transportation research, training, and curriculum development at institutions identified in subparagraphs (E) and (F) of section 5505(j)(3) of such title.

“(2) SPECIAL RULE.—If the institutions identified in paragraph (1) are selected pursuant to [section] 5505(i)(3)(B) of such title in fiscal year 2002, 2003, or 2004 or in the period October 1, 2004, through July 30, 2005, the funds made available to carry out this subsection shall be available to those institutions to carry out the activities required pursuant to section 5505(i)(3)(B) of such title for that fiscal year.”

PROGRAMS OF FEDERAL TRANSIT ADMINISTRATION; LIMITATION ON OBLIGATIONS

Pub. L. 109-115, div. A, title I, §140, Nov. 30, 2005, 119 Stat. 2420, which provided that the limitations on obligations for the programs of the Federal Transit Administration were not to apply to any authority under this section previously made available for obligation, or to any other authority previously made available for obligation, was from the Transportation, Treasury, Housing and Urban Development, the Judiciary, and Independent Agencies Appropriations Act, 2006 and was repeated in provisions of subsequent appropriations acts which are not set out in the Code.

Similar provisions were contained in the following prior appropriation acts:

Pub. L. 108-447, div. H, title I, §160, Dec. 8, 2004, 118 Stat. 3227.

Pub. L. 108-199, div. F, title I, §160, Jan. 23, 2004, 118 Stat. 308.

Pub. L. 108-7, div. I, title III, §309, Feb. 20, 2003, 117 Stat. 407.

Pub. L. 107-87, title III, §309, Dec. 18, 2001, 115 Stat. 855.

Pub. L. 106-346, §101(a) [title III, §311], Oct. 23, 2000, 114 Stat. 1356, 1356A-27.

Pub. L. 106-69, title III, §311, Oct. 9, 1999, 113 Stat. 1018.

Pub. L. 105-277, div. A, §101(g) [title III, §311], Oct. 21, 1998, 112 Stat. 2681-439, 2681-467.

Pub. L. 105-66, title III, §311, Oct. 27, 1997, 111 Stat. 1443.

Pub. L. 104-205, title III, §311, Sept. 30, 1996, 110 Stat. 2971.

Pub. L. 104-50, title III, §312, Nov. 15, 1995, 109 Stat. 455.

Pub. L. 103-331, title III, §313, Sept. 30, 1994, 108 Stat. 2490.

Pub. L. 103-122, title III, §313, Oct. 27, 1993, 107 Stat. 1221.

Pub. L. 102-388, title III, §313, Oct. 6, 1992, 106 Stat. 1546.

Pub. L. 102-143, title III, §313, Oct. 28, 1991, 105 Stat. 941, as amended by Pub. L. 102-240, title III, §§3003(b), 3004(b), Dec. 18, 1991, 105 Stat. 2088.

Pub. L. 101-516, title III, §313, Nov. 5, 1990, 104 Stat. 2181.

Pub. L. 101-164, title III, §314, Nov. 21, 1989, 103 Stat. 1094.

Pub. L. 100-457, title III, §314, Sept. 30, 1988, 102 Stat. 2148.

Pub. L. 100-202, §101(l) [title III, §314], Dec. 22, 1987, 101 Stat. 1329-358, 1329-379.

Pub. L. 99-500, §101(l) [H.R. 5205, title III, §317], Oct. 18, 1986, 100 Stat. 1783-308, and Pub. L. 99-591, §101(l) [H.R. 5205, title III, §317], Oct. 30, 1986, 100 Stat. 3341-308.

Pub. L. 99-190, §101(e) [title III, §322], Dec. 19, 1985, 99 Stat. 1267, 1287.

§ 5339. Alternatives analysis program

(a) GRANTS AND AGREEMENTS.—Under criteria established by the Secretary, the Secretary may award grants to States, authorities of the States, metropolitan planning organizations, and local governmental authorities to develop alternatives analyses as defined by section 5309(a)(1).

(b) GOVERNMENT'S SHARE OF COSTS.—The Government's share of the cost of an activity funded using amounts made available under this section may not exceed 80 percent of the cost of the activity.

(c) AVAILABILITY OF FUNDS.—An amount made available or appropriated under section 5338(b)(2)(L) for this section shall remain available for 3 fiscal years, including the fiscal year in which the amount is made available or appropriated. Any of such amounts that are unobligated at the end of the 3-fiscal-year period may be used by the Secretary for any purpose under this section.

(Added Pub. L. 108-7, div. I, title III, §356, Feb. 20, 2003, 117 Stat. 421; amended Pub. L. 109-59, title III, §3037(a), Aug. 10, 2005, 119 Stat. 1635.)

AMENDMENTS

2005—Pub. L. 109-59 inserted section catchline and amended text generally. Prior to amendment, text read as follows: "Effective for funds not yet expended on the effective date of this section, the Federal share for funds under this chapter for a grantee named in section 603(14) of Public Law 97-468 shall be the same as the Federal share under 23 U.S.C. section 120(b) for Federal aid highway funds apportioned to the State in which it operates."

§ 5340. Apportionments based on growing States and high density States formula factors

(a) DEFINITION.—In this section, the term "State" shall mean each of the 50 States of the United States.

(b) ALLOCATION.—Of the amounts made available for each fiscal year under section 5338(b)(2)(M), the Secretary shall apportion—

(1) 50 percent to States and urbanized areas in accordance with subsection (c); and

(2) 50 percent to States and urbanized areas in accordance with subsection (d).

(c) GROWING STATE APPORTIONMENTS.—

(1) APPORTIONMENT AMONG STATES.—The amounts apportioned under subsection (b)(1) shall provide each State with an amount equal to the total amount apportioned multiplied by a ratio equal to the population of that State forecast for the year that is 15 years after the most recent decennial census, divided by the total population of all States forecast for the year that is 15 years after the most recent decennial census. Such forecast shall be based on the population trend for each State between the most recent decennial census and the most recent estimate of population made by the Secretary of Commerce.

(2) APPORTIONMENTS BETWEEN URBANIZED AREAS AND OTHER THAN URBANIZED AREAS IN EACH STATE.—

(A) IN GENERAL.—The Secretary shall apportion amounts to each State under paragraph (1) so that urbanized areas in that State receive an amount equal to the amount apportioned to that State multiplied by a ratio equal to the sum of the forecast population of all urbanized areas in that State divided by the total forecast population of that State. In making the apportionment under this subparagraph, the Secretary shall utilize any available forecasts made by the State. If no forecasts are available, the Secretary shall utilize data on urbanized areas and total population from the most recent decennial census.

(B) REMAINING AMOUNTS.—Amounts remaining for each State after apportionment under subparagraph (A) shall be apportioned to that State and added to the amount made available for grants under section 5311.

(3) APPORTIONMENTS AMONG URBANIZED AREAS IN EACH STATE.—The Secretary shall apportion amounts made available to urbanized areas in each State under paragraph (2)(A) so that each urbanized area receives an amount equal to the amount apportioned under paragraph (2)(A) multiplied by a ratio equal to the population of each urbanized area divided by the sum of populations of all urbanized areas in the State. Amounts apportioned to each urbanized area shall be added to amounts apportioned to that urbanized area under section 5336, and made available for grants under section 5307.

(d) HIGH DENSITY STATE APPORTIONMENTS.—Amounts to be apportioned under subsection (b)(2) shall be apportioned as follows:

(1) ELIGIBLE STATES.—The Secretary shall designate as eligible for an apportionment under this subsection all States with a population density in excess of 370 persons per square mile.

(2) STATE URBANIZED LAND FACTOR.—For each State qualifying for an apportionment under paragraph (1), the Secretary shall calculate an amount equal to—