Public Law 104–287
104th Congress

An Act

Oct. 11, 1996
[H.R. 2297]

To codify without substantive change laws related to transportation and to improve the United States Code.

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

SECTION 1. TITLE 18, UNITED STATES CODE.

Section 2721(b) of title 18, United States Code, is amended as follows:

(1) In the matter before clause (1), strike "the Automobile Information Disclosure Act, the Motor Vehicle Information and Cost Saving Act, the National Traffic and Motor Vehicle Safety Act of 1966, the Anti-Car Theft Act of 1992, and the Clean Air Act" and substitute "titles I and IV of the Anti Car Theft Act of 1992, the Automobile Information Disclosure Act (15 U.S.C. 1231 et seq.), the Clean Air Act (42 U.S.C. 7401 et seq.), and chapters 301, 305, and 321–331 of title 49".

(2) In clause (9), strike "the Commercial Motor Vehicle Safety Act of 1986 (49 U.S.C. App. 2710 et seq.)" and substitute "chapter 313 of title 49".

SEC. 2. TITLE 23, UNITED STATES CODE.

In the catchline for section 103(e)(4)(L) of title 23, United States Code, strike "FTA" and substitute "CHAPTER 53 OF TITLE 49".

SEC. 3. TITLE 28, UNITED STATES CODE.

In section 1445(a) of title 28, United States Code, strike "sections 51–60 of Title 45" and substitute "sections 1–4 and 5–10 of the Act of April 22, 1908 (45 U.S.C. 51–54, 55–60)".

SEC. 4. TITLE 31, UNITED STATES CODE.

Title 31, United States Code, is amended as follows:

(1) In section 1105(a), redesignate clauses (27) through the end as clauses (26) through the end.

(2) Section 9101 is amended as follows:

(A) Clause (2)(J) is repealed.

(B) Redesignate clauses (2)(K) through the end as clauses (2)(J) through the end.

(C) In clause (3)(B), strike "Fund;" and substitute "Fund.".

(D) Clause (3)(N), as added by section 902(b) of the Energy Policy Act of 1992 (Public Law 102–486, 106 Stat. 2944), is redesignated as clause (3)(O).

SEC. 5. TITLE 49, UNITED STATES CODE.

Title 49, United States Code, is amended as follows:

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(1) In section 106(b), strike "the date of the enactment of this sentence" and substitute "August 23, 1994,".

(2) In section 111(b)(4) and (g), strike "the date of the enactment of this section" and substitute "December 18, 1991".

(3) Section 329 is amended as follows:

(A) In subsection (b)(1), strike "(as those terms are used in such Act)" and substitute "(as that term is used in part A of subtitle VII of this title)".

(B) In subsection (d), strike "that Act" and substitute "that part".

(4) In section 521(b)(1)(B), strike "the date of enactment of this subparagraph" and substitute "November 3, 1990".

(5) Section 701(b)(4) is amended as follows:

(A) Strike "the effective date of this section" and substitute "January 1, 1996".

(B) Strike "the date of the enactment of the ICC Termination Act of 1995" and substitute "December 29, 1995,".

(6) In section 702, strike "the effective date of such Act" and substitute "January 1, 1996".

(7) In section 726(a), strike "the date of enactment of the ICC Termination Act of 1995" and substitute "December 29, 1995".

(8) In section 5116(j)(4)(A), strike "subsection (g)" and substitute "section 5115 of this title".

(9) In sections 5119(b)(2), 5309(g)(1)(B) and (m)(3), 5328(b)(3), 5334(b)(1), 5335(b)–(d), 31134(c)(1)(B) and (C) and (2), 40112(e)(2), 41105(b), 41310(f), 41714(e)(2), 42104(b), 44506(d), 44913(a)(2), 47107(k), 48102(d)(2), and 48109, strike "Public Works and Transportation" and substitute "Transportation and Infrastructure".

(10) Section 5303 is amended as follows:

(A) In subsection (f)(2), strike "subsection (e)" and substitute "subsection (b)".

(B) In subsection (h)(4), strike "section 5338(g)(1)" and substitute "section 5338(g)".

(11) Section 5307 is amended as follows:

(A) In subsection (a)(2)(A), strike "title;" and substitute "title; or".

(B) In subsection (a)(2)(B), strike "transportation; or" and substitute "transportation.".

(C) Strike subsection (a)(2)(C).

(12) Section 5309 is amended as follows:

(A) In subsection (a)—

(i) insert "(1)" before "The Secretary";

(ii) redesignate clauses (1)–(7) as clauses (A)–(G), respectively;

(iii) redesignate subclauses (A) and (B) as subclauses (i) and (ii), respectively; and

(iv) insert at the end the following:

"(2) The Secretary of Transportation shall require that all grants and loans under this subsection be subject to all terms, conditions, requirements, and provisions the Secretary decides are necessary or appropriate for the purposes of this section, including requirements for the disposition of net increases in value of real property resulting from the project assisted under this section.". Grants.

(B) In subsection (e)(4)(B), strike "paragraph (1)(B)" and substitute "paragraph (2)".

(C) In subsection (m)(1)(A), insert "rail" before "fixed guideway modernization".

(13) Section 5315(d) is amended by striking "5304 and 5306" and substituting "5307 and 5309".

(14) Section 5317(b)(5) is amended as follows:

(A) In subparagraph (C), strike "under this paragraph" and substitute "under subparagraph (B) of this paragraph".

(B) In subparagraph (D), strike "(except this paragraph)".

(15) Section 5323(b)(1), (c), and (e) is amended by striking "(except section 5307)" wherever it appears.

(16) The catchline for section 5325(d) is amended by striking "MANAGEMENT, ARCHITECTURAL, AND ENGINEERING CONTRACTS." and substituting "ARCHITECTURAL, ENGINEERING, AND DESIGN CONTRACTS.".

(17) Section 5327(c) is amended by striking "to carry out a major project under section 5307" and substituting "to carry out a major project under section 5309".

(18) In section 5335(d)(2)(B), strike "With" and substitute "with".

(19) Section 5336(b)(2) is amended as follows:

(A) In subparagraphs (A) and (B), add at the end the following:

"An urbanized area with a population of at least 750,000 in which commuter rail transportation is provided shall receive at least .75 percent of the total amount apportioned under this subparagraph.".

(B) Strike subparagraph (C).

(C) Redesignate subparagraphs (D) and (E) as subparagraphs (C) and (D), respectively.

(20) Section 5338(g)(2) is amended by striking "section 5308(b)(2)" and substituting "section 5311(b)(2)".

(21) In section 10501(c)(3)(B), strike "the effective date of the ICC Termination Act of 1995" and substitute "January 1, 1996".

(22) In section 10701(d)(3), strike "the effective date of this paragraph" and substitute "January 1, 1996".

(23) In section 10704(d), strike "the effective date of the ICC Termination Act of 1995" and substitute "January 1, 1996".

(24) In sections 10706(a)(5)(C) and 10709(e), strike "the effective date of the Staggers Rail Act of 1980" and substitute "October 1, 1980,".

(25) In sections 11101(f) and 11301(f), strike "the effective date of the ICC Termination Act of 1995" and substitute "January 1, 1996".

(26)(A) The heading for part B of subtitle IV is amended to read as follows:

"PART B—MOTOR CARRIERS, WATER CARRIERS, BROKERS, AND FREIGHT FORWARDERS".

(B) The heading for chapter 131 is amended to read as follows:

"CHAPTER 131—GENERAL PROVISIONS".

(27) Section 13102 is amended as follows:

(A) In clause (4)(A), strike—

(i) "the effective date of this section" and substitute "January 1, 1996"; and

(ii) "the day before the effective date of this section" and substitute "December 31, 1995".

(B) In clause (4)(B), strike "on or after such date" and substitute "after December 31, 1995".

(28) Section 13703 is amended as follows:

(A) In subsection (e), strike—

(i) "the day before the effective date of this section" and substitute "December 31, 1995,"; and

(ii) "such effective date" and substitute "January 1, 1996".

(B) In subsection (f)(2), strike "the day before the effective date of this section" and substitute "December 31, 1995".

(29) Section 13709 is amended as follows:

(A) In subsection (a)(1) and (3), strike "the day before the effective date of this section" and substitute "December 31, 1995".

(B) In subsection (e), strike—

(i) "the effective date of this section" and substitute "January 1, 1996"; and

(ii) "the day before such effective date" and substitute "December 31, 1995".

(30) Section 13710 is amended as follows:

(A) In subsection (a)(4), strike "the effective date of this section" and substitute "January 1, 1996,".

(B) In subsection (b), strike—

(i) "the day before the effective date of this section" and substitute "December 31, 1995"; and

(ii) "the effective date of this section" and substitute "January 1, 1996,".

(31) Section 13711 is amended as follows:

(A) In subsection (a), strike—

(i) "or, before the effective date of this section" and substitute "or, before January 1, 1996";

(ii) "the day before the effective date of this section" and substitute "December 31, 1995"; and

(iii) "provided before the effective date of this section" and substitute "provided before January 1, 1996".

(B) In subsection (d), strike—

(i) "the effective date of this section" and substitute "January 1, 1996"; and

(ii) "the day before such effective date" and substitute "December 31, 1995".

(C) In subsection (g), strike "the effective date of this section" and substitute "January 1, 1996".

(32) Section 13902 is amended as follows:

(A) In subsection (b)(8)(A)—

(i) insert "and" after "(iv) any Indian tribe,";

(ii) strike "and" after "clause (i), (ii), (iii), or (iv),"; and

(iii) strike "the effective date of this subsection" and substitute "January 1, 1996,".

(B) In subsection (b)(8)(B), strike "the effective date of this paragraph" and substitute "January 1, 1996,".

(C) In subsections (c)(4)(A) and (d)(1)(A) and (2), strike "the day before the effective date of this section" and substitute "December 31, 1995".

(33) In section 13905(a), strike "the day before the effective date of this section" and substitute "December 31, 1995".

(34) In section 13906(d), strike "the effective date of this section" and substitute "January 1, 1996,".

(35) Section 13907(e) is amended as follows:

(A) In clause (1), strike "the day before the effective date of this section" and substitute "December 31, 1995".

(B) In clause (2), strike "the day before such effective date" and substitute "December 31, 1995".

(36) Section 13908 is amended as follows:

(A) In subsection (d)(1), strike "the day before the effective date of this section" and substitute "December 31, 1995".

(B) In subsection (e), strike "the effective date of this section" and substitute "January 1, 1996".

(37) Section 14302 is amended as follows:

(A) In subsection (c)(4), strike "the effective date of this section" and substitute "January 1, 1996".

(B) In subsection (g), strike "the effective date of this section" and substitute "January 1, 1996,".

(C) In subsection (h)(1), strike "the day before the effective date of this section" and substitute "December 31, 1995".

(D) In subsection (h)(2), strike "the day before such effective date" and substitute "December 31, 1995".

(38) In sections 14706(g)(3) and 14708(g), strike "the effective date of this section" and substitute "January 1, 1996".

(39) In section 14709, strike—

(A) "the effective date of this section" and substitute "January 1, 1996"; and

(B) "the day before the effective date of this section" and substitute "December 31, 1995".

(40) The heading for part C of subtitle IV is amended to read as follows:

"PART C—PIPELINE CARRIERS".

(41) In the analysis of chapter 151, strike—

"CHAPTER 151—GENERAL PROVISIONS".

(42) In the analysis of chapter 153, strike—

"CHAPTER 153—JURISIDICTION".

(43) The analysis and subchapter headings of chapter 157 are amended as follows:

(A) The analysis of chapter 157 is amended as follows:

(i) Strike—

"CHAPTER 157—OPERATIONS OF CARRIERS".

(ii) Strike—

"SUBCHAPTER A—GENERAL REQUIREMENTS"

and substitute—

"SUBCHAPTER A—GENERAL REQUIREMENTS".

(iii) Strike—

"SUBCHAPTER B—OPERATIONS OF CARRIERS"

and substitute

"SUBCHAPTER B—OPERATIONS OF CARRIERS".

(B)(i) The heading for subchapter A is amended to read as follows:

"SUBCHAPTER A—GENERAL REQUIREMENTS".

(ii) The heading for subchapter B is amended to read as follows:

"SUBCHAPTER B—OPERATIONS OF CARRIERS".

(44) Section 15701(e) is amended by striking "the effective date of this section" and substituting "January 1, 1996".

(45) The analysis of chapter 159 is amended as follows:

(A) Strike—

"CHAPTER 159—ENFORCEMENT; INVESTIGATIONS, RIGHTS, AND REMEDIES".

(B) Strike the item related to section 15907.

(46) In the analysis of chapter 161, strike—

"CHAPTER 161—CIVIL AND CRIMINAL PENALTIES".

(47) Section 20133(b) is amended as follows:

(A) In paragraph (1), strike "the date of enactment of the Federal Railroad Safety Authorization Act of 1994" and substitute "November 2, 1994".

(B) In paragraph (2), strike "such date of enactment" and substitute "November 2, 1994".

(48) In sections 20134(c)(2), 20145, 22108(b), 24314(b), 24702(c), and 24903(a), strike "Committee on Energy and Commerce" and substitute "Committee on Transportation and Infrastructure".

(49) In sections 20145, 20146, and 20151(a) and (c), strike "the date of enactment of the Federal Railroad Safety Authorization Act of 1994" and substitute "November 2, 1994".

(50) In section 20152(b), strike "the date of enactment of this section" and "that date" and substitute "November 2, 1994" and "November 2, 1994,", respectively.

(51) In section 20153(g), strike "the date of enactment of this section" wherever it appears and substitute "November 2, 1994".

(52) Add at the end of section 20301(b) the following:

"(4) a car, locomotive, or train used on a street railway.".

(53) In section 21301(a)(1)—

(A) insert "A person may not fail to comply with a regulation prescribed or order issued by the Secretary of Transportation under chapter 201 of this title." before "Subject to "; and

(B) strike "Secretary of Transportation under chapter 201 of this title is liable" and substitute "Secretary under chapter 201 is liable".

(54) In section 21303(a)(1), strike "chapter 211 of this title" and substitute "chapter 211 of this title,".

(55) In section 22106(b), insert "in the same manner and under the same conditions as if they were originally granted

to the State by the Secretary of Transportation" after "under this chapter".

(56)(A) Insert after chapter 281 the following:

"CHAPTER 283—STANDARD WORK DAY

"Sec.
"28301. General.
"28302. Penalties.

"§ 28301. General

"(a) EIGHT HOUR DAY.—In contracts for labor and service, 8 hours shall be a day's work and the standard day's work for determining the compensation for services of an employee employed by a common carrier by railroad subject to subtitle IV of this title and actually engaged in any capacity in operating trains used for transporting passengers or property on railroads from—

"(1) a State of the United States or the District of Columbia to any other State or the District of Columbia;

"(2) one place in a territory or possession of the United States to another place in the same territory or possession;

"(3) a place in the United States to an adjacent foreign country; or

"(4) a place in the United States through a foreign country to any other place in the United States.

"(b) APPLICATION.—Subsection (a) of this section—

"(1) does not apply to—

"(A) an independently owned and operated railroad not exceeding one hundred miles in length;

"(B) an electric street railroad; and

"(C) an electric interurban railroad; but

"(2) does apply to an independently owned and operated railroad less than one hundred miles in length—

"(A) whose principal business is leasing or providing terminal or transfer facilities to other railroads; or

"(B) engaged in transfers of freight between railroads or between railroads and industrial plants.

"§ 28302. Penalties

"A person violating section 28301 of this title shall be fined under title 18, imprisoned not more than one year, or both.".

(B) In the analysis for subtitle V, insert after item 281 the following:

"283. STANDARD WORK DAY ..... 28301".

(57) In section 30144(a)(1)(A), strike "Organization" and substitute "Organizations".

(58) In section 30168(c), strike "Committees on Energy and Commerce and Public Works and Transportation" and substitute "Committees on Commerce and Transportation and Infrastructure".

(59) In section 30308, insert a comma after "1994".

(60) In section 31136(e)(2)(A) and (J) (i) and (ii) and (3), strike "the date of the enactment of this paragraph" and substitute "November 28, 1995".

(61) In section 32702(8), insert "any" after "or".

(62) Section 32705 is amended as follows:

(A) Subsection (a) is amended to read as follows:

"(a)(1) DISCLOSURE REQUIREMENTS.—Under regulations prescribed by the Secretary of Transportation that include the way in which information is disclosed and retained under this section, a person transferring ownership of a motor vehicle shall give the transferee the following written disclosure:

"(A) Disclosure of the cumulative mileage registered on the odometer.

"(B) Disclosure that the actual mileage is unknown, if the transferor knows that the odometer reading is different from the number of miles the vehicle has actually traveled.

"(2) A person transferring ownership of a motor vehicle may not violate a regulation prescribed under this section or give a false statement to the transferee in making the disclosure required by such a regulation.

"(3) A person acquiring a motor vehicle for resale may not accept a written disclosure under this section unless it is complete.".

(B) In subsection (b)(3)(A), strike "may" and "only if" and substitute "may not" and "unless", respectively.

(63) In sections 32904(b)(6)(C) and 32905(g), strike "Committee on Energy and Commerce" and substitute "Committee on Commerce".

(64) In the analysis of subtitle VII, strike the item related to part D and item 491 and substitute—

"PART D—RESERVED

"PART E—MISCELLANEOUS

"501. BUY-AMERICAN PREFERENCES .....50101".

(65) In section 40109(c)—

(A) strike "sections 41301–41306, 41308–41310(a), 41501, 41503, 41504, 41506, 41510, 41511, 41701, 41702, 41705–41709, 41711, 41712, and 41731–41742," and substitute "chapter 413 (except sections 41307 and 41310(b)–(f)), chapter 415 (except sections 41502, 41505, and 41507–41509), chapter 417 (except sections 41703, 41704, 41710, 41713, and 41714),"; and

(B) strike "section 46301(b)" and substitute "sections 44909 and 46301(b)".

(66) In section 40116(d)(2)(A)(iv), strike "Levy" and "the date of enactment of this clause" and substitute "levy" and "August 23, 1994", respectively.

(67) Section 40117(e)(2) is amended as follows:

(A) In clause (B), insert "and" after the semicolon.

(B) Strike clause (C).

(C) Redesignate clause (D) as clause (C).

(68) Section 40118 is amended as follows:

(A) In the catchline for subsection (d), strike "TRANSPORTATION BY FOREIGN AIR CARRIERS" and substitute "CERTAIN TRANSPORTATION BY AIR OUTSIDE THE UNITED STATES".

(B) In subsection (f)(1), strike "(f)(1) No" and substitute "(f) PROHIBITION OF CERTIFICATION OR CONTRACT CLAUSE.—(1) No".

(69)(A) Add at the end of chapter 401 the following:

"§ 40121. Interstate agreements for airport facilities

"Congress consents to a State making an agreement, not in conflict with a law of the United States, with another State to develop or operate an airport facility.".

(B) In the analysis for chapter 401, insert after item 40120 the following:

"40121. Interstate agreements for airport facilities.".

(70) Add at the end of section 41109(a) the following:

"(5) As prescribed by regulation by the Secretary, an air carrier other than a charter air carrier may provide charter trips or other special services without regard to the places named or type of transportation specified in its certificate.".

(71) In section 41309(b)(2)(B), strike "common".

(72) In section 41312(a)(1), insert "of Transportation" after "Secretary".

(73) In section 41715(a), strike "Secretary's" and substitute "Secretary of Transportation's".

(74) In sections 44501(c)(1), 44511(e), 48102(c)(2)(A) and (d)(2), and 70112(d)(1), strike "Science, Space, and Technology" and substitute "Science".

(75) Section 44502 is amended as follows:

(A) In subsection (c)(1), strike "To ensure that" and substitute "To ensure".

(B) Strike subsection (e) and redesignate subsection (f) as subsection (e).

(76) In section 45301(c)(5), strike "the date of the enactment of this subsection" and substitute "August 23, 1994,".

(77) Section 46301 is amended as follows:

(A) In subsection (a)(1)(A)—

(i) strike "any of sections 41301–41306, 41308–41310(a), 41501, 41503, 41504, 41506, 41510, 41511, 41701, 41702, 41705–41709, 41711, 41712, or 41731–41742," and substitute "chapter 413 (except sections 41307 and 41310(b)–(f)), chapter 415 (except sections 41502, 41505, and 41507–41509), chapter 417 (except sections 41703, 41704, 41710, 41713, and 41714),";

(ii) strike "or any of sections 44701(a) or (b), 44702–44716, 44901, 44903(b) or (c), 44905, 44906, 44907(d)(1)(B), 44909(a), 44912–44915, 44932–44938," and substitute "section 44502(b) or (c), chapter 447 (except sections 44717 and 44719–44723), chapter 449 (except sections 44902, 44903(d), 44904, 44907(a)–(d)(1)(A) and (d)(1)(C)–(f), and 44908), or section";

(iii) insert "or" after "46303,"; and

(iv) strike ", or 41715".

(B) In subsection (a)(2)(A), strike "or any of sections 44701(a) or (b), 44702–44716, 44901, 44903(b) or (c), 44905, 44906, 44912–44915, or 44932–44938" and substitute ", section 44502 (b) or (c), chapter 447 (except sections 44717–44723), or chapter 449 (except sections 44902, 44903(d), 44904, and 44907–44909)".

(C) Adjust the margins of clauses (A) and (B) of subsection (a)(3) to be the same as clauses (A) and (B) of subsection (a)(2).

(D) In subsection (c)(1)(A)—

(i) strike "any of sections 41301–41306, 41308–41310(a), 41501, 41503, 41504, 41506, 41510, 41511, 41701, 41702, 41705–41709, 41711, 41712, or 41731–41742," and substitute "chapter 413 (except sections 41307 and 41310(b)–(f)), chapter 415 (except sections 41502, 41505, and 41507–41509), chapter 417 (except sections 41703, 41704, 41710, 41713, and 41714),";

(ii) strike "or" before "subchapter II"; and

(iii) insert ", or section 44909" before "of this title".

(E) In subsection (d)(2), strike "or any of sections 44701(a) or (b), 44702–44716, 44901, 44903(b) or (c), 44905, 44906, 44907(d)(1)(B), 44912–44915, 44932–44938," and substitute "section 44502(b) or (c), chapter 447 (except sections 44717 and 44719–44723), chapter 449 (except sections 44902, 44903(d), 44904, 44907(a)–(d)(1)(A) and (d)(1)(C)–(f), 44908, and 44909), or section".

(F) In subsection (f)(1)(A)(i), strike "or any of sections 44701(a) or (b), 44702–44716, 44901, 44903(b) or (c), 44905, 44906, 44907(d)(1)(B), 44912–44915, or 44932–44938" and substitute "section 44502(b) or (c), chapter 447 (except sections 44717 and 44719–44723), or chapter 449 (except sections 44902, 44903(d), 44904, 44907(a)–(d)(1)(A) and (d)(1)(C)–(f), 44908, and 44909)".

(78) In section 46306(c)(2)(B), insert "that is" before "provided".

(79) In section 46316(b), strike "and sections 44701(a) and (b), 44702–44716, 44901, 44903(b) and (c), 44905, 44906, 44912–44915, and 44932–44938" and substitute "chapter 447 (except sections 44717–44723), and chapter 449 (except sections 44902, 44903(d), 44904, and 44907–44909)".

(80) In section 47107(*l*)(1), strike "the date of the enactment of this subsection" and substitute "August 23, 1994".

(81) Section 47115 is amended as follows:

(A) Subsection (f)(2) as enacted by section 112(d) of the Federal Aviation Administration Authorization Act of 1994 (Public Law 103–305, 108 Stat. 1576) is amended by striking "the date of the enactment of this subsection" and substituting "August 23, 1994".

(B) Subsection (f) as enacted by section 6(67) of the Act of October 31, 1994 (Public Law 103–429, 108 Stat. 4386), is redesignated subsection (g).

(82) Section 47117 is amended as follows:

(A) In subsection (e)(1)(B), strike "47504(c)(1)" and substitute "47504(c)".

(B) In subsection (g)(1), strike "47105(e)" and substitute "47105(f)".

(83) Section 47118 is amended as follows:

(A) In subsection (a), strike "on or before the date of the enactment of this sentence" and substitute "before August 24, 1994".

(B) In subsection (e), strike "Notwithstanding section 47109(c) of this title, not" and substitute "Not".

(84) In the catchline for section 47128(d), strike "AND REPORT".

(85) Section 47129 is amended as follows:

(A) In subsection (a)(1), strike "of this subtitle" and substitute "of this title".

(B) In subsections (b), (e)(2), and (f)(2), strike "the date of the enactment of this section" and substitute "August 23, 1994".

(C) In subsection (e)(3), strike "such date of enactment" and substitute "August 23, 1994".

(86) In section 47509(d), strike "the date of the enactment of this section" and substitute "August 23, 1994".

(87) In the catchline for section 48104(b), strike "YEARS" and substitute "YEAR".

(88)(A) Part D of subtitle VII is redesignated as part E.

(B) Chapter 491 is redesignated as chapter 501.

(C) Items 49101–49105 in the analysis of chapter 501, as redesignated by subparagraph (B) of this paragraph, are redesignated as items 50101–50105.

(D) Sections 49101–49105 are redesignated as sections 50101–50105.

(89) In sections 50101(a) and (b)(3), 50102, 50104(b)(1), and 50105, as redesignated by clause (88)(D) of this section, strike "sections 47106(d) and" and substitute "section".

(90) In section 60101, strike "(a)" and substitute "(a) GENERAL.—".

(91) In section 60114(a)(9), strike "60120, 60122, and 60123" and substitute "60120 and 60122".

(92) In section 70102(6), strike "facilities" and substitute "facilities at that location".

(93) In section 70112(a)(3)(B), insert "(i) or (ii)" after "(A)".

(94) In section 70113(e)(6)(D), insert "a" before "resolution".

(95) In section 70117(b)(2), strike "Land Remote–Sensing Commercialization Act of 1984 (15 U.S.C. 4201 et seq.)" and substitute "Land Remote Sensing Policy Act of 1992 (15 U.S.C. 5601 et seq.)".

Effective dates.

SEC. 6. TECHNICAL CHANGES TO OTHER LAWS.

(a) Effective July 5, 1994—

(1) Section 4(f)(1)(S) of the Act of July 5, 1994 (Public Law 103–272, 108 Stat. 1362), is amended to read as follows:

31 USC 6101.

"(S) In section 6101(4)(B), strike 'agency' the 2d time it appears and substitute 'agency.'.".

(2) Section 5(e)(11) of the Act of July 5, 1994 (Public Law 103–272, 108 Stat. 1374), as amended by section 7(a)(4)(A) of the Act of October 31, 1994 (Public Law 103–429, 108 Stat. 4389), is amended to read as follows:

18 USC 2516.

"(11) In section 2516(1)(j), strike 'section' the first place it appears and all that follows and substitute 'section 60123(b) (relating to destruction of a natural gas pipeline) or section 46502 (relating to aircraft piracy) of title 49;'.".

(b) Effective August 26, 1994, section 105(b)(2) of the Hazardous Materials Transportation Act of 1994 (title I of Public Law 103–311, 108 Stat. 1674) is amended to read as follows:

49 USC 5116.

"(2) by striking 'the State' the first place it appears;".

(c) Effective September 30, 1994, section 335A of the Department of Transportation and Related Agencies Appropriations Act, 1995 (Public Law 103–331, 108 Stat. 2495) is amended to read as follows:

49 USC 5302.

"SEC. 335A. Section 5302(a)(1) of title 49, United States Code, is amended by inserting 'payments for the capital portions of rail trackage rights agreements,' after 'rights of way),'.".

(d) Effective October 31, 1994—

(1) Section 6 of the Act of October 31, 1994 (Public Law 103–429, 108 Stat. 4378), is amended as follows: 49 USC 32913.

(A) Clause (41) is amended to read as follows:

"(41) Section 32913(b) is amended as follows:

"(A) In the catchline, strike 'PENALTY REDUCTION' and substitute 'CERTIFICATION'.

"(B) In paragraph (1), strike 'the penalty should be reduced' and substitute 'a reduction in the penalty is necessary'.".

(B) Clause (44)(B) is amended to read as follows: 49 USC 33101.

"(B) Add before the period at the end 'of this title'.".

(2) Section 8(1) of the Act of October 31, 1994 (Public Law 103–429, 108 Stat. 4390), is amended by striking "1st paragraph" and substituting "1st paragraph related to transfer of aircraft".

(e) Effective November 2, 1994, section 10(c)(2)(A) of the Act of November 2, 1994 (Public Law 103–437, 108 Stat. 4589), is repealed and section 107(b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450k(b)), as amended by section 105(1) of the Indian Self-Determination Act (Public Law 103–413, 108 Stat. 4269), is revived and shall read as if section 10(c)(2)(A) of the Act of November 2, 1994 (Public Law 103–437, 108 Stat. 4589), had not been enacted.

(f) Effective December 29, 1995, the ICC Termination Act of 1995 (Public Law 104–88, 109 Stat. 809) is amended as follows:

(1) In section 102(b), strike "**Commerce**" and "**Transportation**" and substitute "Commerce" and "Transportation", respectively. 49 USC prec. 101.

(2) In section 305(d)(6), strike "part B or (C)" and substitute "part B or C". 28 USC 2342.

(3) In section 308(j), strike "30106(d)" and substitute "30166(d)". 49 USC 30166.

(4) Section 327 is amended as follows:

(A) in clause (3)(B), strike "'Interstate Commerce Act'" and substitute "'the Interstate Commerce Act' in subsection (b)(3)". 45 USC 744.

(B) in clause (5), insert "(A)" after "(5)" and add at the end of the clause the following: 45 USC 797*l*.

"(B) by inserting after item 712 in the table of contents the following:

'Sec. 713. Class II railroads receiving Federal assistance.'.".

(g) Section 401 of the Federal Election Campaign Act of 1971 (2 U.S.C. 451) is amended by striking "such Secretary" and substituting "the Secretary".

(h) Section 917(a)(4) of the Consumer Credit Protection Act (15 U.S.C. 1693*o*(a)(4)) is amended by striking "Civil Aeronautics Board" and substituting "Secretary of Transportation".

(i) In section 17(d) of the Noise Control Act of 1972 (Public Law 92–574, 86 Stat. 1249), strike "such terms have under the first section of the Act of February 17, 1911 (45 U.S.C. 22)" and substitute "the term 'railroad carrier' has in section 20102 of title 49, United States Code". 42 USC 4916.

(j) The Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 et seq.) is amended as follows:

42 USC 9601.

(1) In section 101(26), strike "the Pipeline Safety Act" and substitute "section 60101(a) of title 49, United States Code".

42 USC 9607.

(2) In section 107(c)(1)(C), strike "the Hazardous Liquid Pipeline Safety Act of 1979" and substitute "section 60101(a) of title 49, United States Code".

(k) Section 241(2) of the Americans with Disabilities Act of 1990 (42 U.S.C. 12161(2)) is amended by striking "commuter service" and substituting "commuter rail passenger transportation".

SEC. 7. REPEAL OF OTHER LAWS.

The following are repealed:

45 USC 564.

(1) Section 119 "Sec. 404(f)" of the Amtrak Reorganization Act of 1979 (Public Law 96–73, 93 Stat. 547).

5 USC app.

(2) Sections 1(a)(3) and (b), 2, and 4–6 of the Reorganization Plan No. 2 of 1968 (effective June 30, 1968, 82 Stat. 1369, 1370).

(3) Sections 5005 and 6020 of the Intermodal Surface Transportation Efficiency Act (49 U.S.C. 301(notes)).

(4) Section 317 of the Department of Transportation and Related Agencies Appropriations Act, 1995 (49 U.S.C. 44502(note)).

5 USC 101 note.

(5) The Department of Transportation Act (Public Law 89–670, 80 Stat. 931).

(6) Sections 129 and 135 of the Airport and Airway Safety, Capacity, Noise Improvement, and Intermodal Transportation Act of 1992 (Public Law 102–581, 106 Stat. 4886, 4888).

49 USC 10935 note.

(7) Section 27 of the Bus Regulatory Reform Act of 1982 (Public Law 97–261, 96 Stat. 1126).

(8) Section 4007(a), (c), (d), and (e) of the Intermodal Surface Transportation Efficiency Act of 1991 (Public Law 102–240, 105 Stat. 2151, 2152).

SEC. 8. EFFECTIVE DATE.

49 USC 5303 note.

(1) The amendments made by sections 3 and 5(10)–(17), (19), (20), (52), (53), (55), (61), (62), (65), (70), (77), (78), and (91)–(93) of this Act shall take effect on July 5, 1994.

49 USC 47117 note.

(2) The amendment made by section 5(82)(A) of this Act shall take effect on October 31, 1994.

49 USC note prec. 101.

SEC. 9. LEGISLATIVE PURPOSE AND CONSTRUCTION.

(a) NO SUBSTANTIVE CHANGE.—This Act restates, without substantive change, laws enacted before March 1, 1996, that were replaced by this Act. This Act may not be construed as making a substantive change in the laws replaced. Laws enacted after February 29, 1996, that are inconsistent with this Act supersede this Act to the extent of the inconsistency.

(b) REFERENCES.—A reference to a law replaced by this Act, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding provision enacted by this Act.

(c) CONTINUING EFFECT.—An order, rule, or regulation in effect under a law replaced by this Act continues in effect under the corresponding provision enacted by this Act until repealed, amended, or superseded.

(d) ACTIONS AND OFFENSES UNDER PRIOR LAW.—An action taken or an offense committed under a law replaced by this Act is deemed to have been taken or committed under the corresponding provision enacted by this Act.

(e) INFERENCES.—An inference of a legislative construction is not to be drawn by reason of the location in the United States Code of a provision enacted by this Act or by reason of a caption or catchline of the provision.

(f) SEVERABILITY.—If a provision enacted by this Act is held invalid, all valid provisions that are severable from the invalid provision remain in effect. If a provision enacted by this Act is held invalid in any of its applications, the provision remains valid for all valid applications that are severable from any of the invalid applications.

SEC. 10. REPEALS.

49 USC note prec. 101.

(a) INFERENCES OF REPEAL.—The repeal of a law by this Act may not be construed as a legislative inference that the provision was or was not in effect before its repeal.

(b) REPEALER SCHEDULE.—The law specified in the following schedule is repealed, except for rights and duties that matured, penalties that were incurred, and proceedings that were begun before the date of enactment of this Act:

Schedule of Laws Repealed

Statutes at Large

Date	Chapter or Public Law	Section	Statutes at Large		U.S. Code	
			Volume	Page	Title	Section
1916 Sept. 3, 5	436	.....	39	721, 722 ...	45	65, 66

Approved October 11, 1996.

LEGISLATIVE HISTORY—H.R. 2297:

HOUSE REPORTS: No. 104–573 (Comm. on the Judiciary).
CONGRESSIONAL RECORD, Vol. 142 (1996):
July 29, considered and passed House.
Sept. 28, considered and passed Senate.