

105TH CONGRESS
1ST SESSION

H. R. 2169

IN THE HOUSE OF REPRESENTATIVES

JULY 30, 1997

Ordered to be printed with the amendments of the Senate numbered

AN ACT

Making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 ~~(1)~~That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 1998, and for other pur-
6 poses, namely:

7 TITLE I

8 OFFICE OF THE SECRETARY

9 SALARIES AND EXPENSES

10 For necessary expenses of the Office of the Secretary,
11 \$60,009,000, of which not to exceed \$40,000 shall be
12 available as the Secretary may determine for allocation

1 within the Department for official reception and represen-
 2 tation expenses: *Provided*, That notwithstanding any other
 3 provision of law, there may be credited to this appropria-
 4 tion up to \$1,000,000 in funds received in user fees: *Pro-*
 5 *vided further*, That no more than \$606,000 shall be avail-
 6 able for the Office of Acquisition and Grants Management,
 7 solely for department-wide grants management activities:
 8 *Provided further*, That none of the funds appropriated in
 9 this Act or otherwise made available may be used to main-
 10 tain custody of airline tariffs that are already available
 11 for public and departmental access at no cost; to secure
 12 them against detection, alteration, or tampering; and open
 13 to inspection by the Department.

14 OFFICE OF CIVIL RIGHTS

15 For necessary expenses of the Office of Civil Rights,
 16 \$5,574,000.

17 TRANSPORTATION PLANNING, RESEARCH, AND
 18 DEVELOPMENT

19 For necessary expenses for conducting transportation
 20 planning, research, systems development, and development
 21 activities, to remain available until expended, \$4,400,000.

22 TRANSPORTATION ADMINISTRATIVE SERVICE CENTER

23 Necessary expenses for operating costs and capital
 24 outlays of the Transportation Administrative Service Cen-
 25 ter, not to exceed \$121,800,000, shall be paid from appro-

1 priations made available to the Department of Transpor-
2 tation: *Provided*, That such services shall be provided on
3 a competitive basis to entities within the Department of
4 Transportation: *Provided further*, That the above limita-
5 tion on operating expenses shall not apply to non-DOT
6 entities: *Provided further*, That no funds appropriated in
7 this Act to an agency of the Department shall be trans-
8 ferred to the Transportation Administrative Service Cen-
9 ter without the approval of the agency modal adminis-
10 trator: *Provided further*, That no assessments may be lev-
11 ied against any program, budget activity, subactivity or
12 project funded by this Act unless notice of such assess-
13 ments and the basis therefor are presented to the House
14 and Senate Committees on Appropriations and are ap-
15 proved by such Committees.

16 MINORITY BUSINESS RESOURCE CENTER PROGRAM

17 For the cost of direct loans, \$1,500,000, as author-
18 ized by 49 U.S.C. 332: *Provided*, That such costs, includ-
19 ing the cost of modifying such loans, shall be as defined
20 in section 502 of the Congressional Budget Act of 1974:
21 *Provided further*, That these funds are available to sub-
22 sidize gross obligations for the principal amount of direct
23 loans not to exceed \$15,000,000. In addition, for adminis-
24 trative expenses to carry out the direct loan program,
25 \$400,000.

1 MINORITY BUSINESS OUTREACH

2 For necessary expenses of Minority Business Re-
3 source Center outreach activities, ~~\$2,900,000~~, of which
4 ~~\$2,635,000~~ shall remain available until September 30,
5 1999: *Provided*, That notwithstanding 49 U.S.C. 332,
6 these funds may be used for business opportunities related
7 to any mode of transportation.

8 COAST GUARD

9 OPERATING EXPENSES

10 (INCLUDING TRANSFER OF FUNDS)

11 For necessary expenses for the operation and mainte-
12 nance of the Coast Guard, not otherwise provided for; pur-
13 chase of not to exceed five passenger motor vehicles for
14 replacement only; payments pursuant to section 156 of
15 Public Law 97-377, as amended (42 U.S.C. 402 note),
16 and section 229(b) of the Social Security Act (42 U.S.C.
17 429(b)); and recreation and welfare; ~~\$2,708,000,000~~, of
18 which ~~\$300,000,000~~ shall be available for defense-related
19 activities and ~~\$25,000,000~~ shall be derived from the Oil
20 Spill Liability Trust Fund: *Provided*, That the number of
21 aircraft on hand at any one time shall not exceed two hun-
22 dred and twelve, exclusive of aircraft and parts stored to
23 meet future attrition: *Provided further*, That none of the
24 funds appropriated in this or any other Act shall be avail-
25 able for pay or administrative expenses in connection with

1 shipping commissioners in the United States: *Provided*
2 *further*, That none of the funds provided in this Act shall
3 be available for expenses incurred for yacht documentation
4 under 46 U.S.C. 12109, except to the extent fees are col-
5 lected from yacht owners and credited to this appropria-
6 tion: *Provided further*, That the Commandant shall reduce
7 both military and civilian employment levels for the pur-
8 pose of complying with Executive Order No. 12839: *Pro-*
9 *vided further*, That \$34,300,000 of the funds provided
10 under this heading for increased drug interdiction activi-
11 ties are not available for obligation until the Director, Of-
12 fice of National Drug Control Policy: (1) reviews the spe-
13 cific activities and associated costs and benefits proposed
14 by the Coast Guard; (2) compares those activities to other
15 drug interdiction efforts government-wide; and (3) cer-
16 tifies, in writing, to the House and Senate Committees on
17 Appropriations that such expenditures represent the best
18 investment relative to other options: *Provided further*,
19 That should the Director, Office of National Drug Control
20 Policy decline to make such certification, after notification
21 in writing to the House and Senate Committees on Appro-
22 priations, the Director may transfer, at his discretion, up
23 to \$34,300,000 of funds provided herein for Coast Guard
24 drug interdiction activities to any other entity of the Fed-
25 eral Government for drug interdiction activities: *Provided*

1 ~~further, That up to \$615,000 in user fees collected pursu-~~
2 ~~ant to section 1111 of Public Law 104-324 shall be cred-~~
3 ~~ited to this appropriation as offsetting collections in fiscal~~
4 ~~year 1998.~~

5 ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

6 For necessary expenses of acquisition, construction,
7 renovation, and improvement of aids to navigation, shore
8 facilities, vessels, and aircraft, including equipment related
9 thereto, \$379,000,000, of which \$20,000,000 shall be de-
10 rived from the Oil Spill Liability Trust Fund; of which
11 \$191,650,000 shall be available to acquire, repair, ren-
12 ovate or improve vessels, small boats and related equip-
13 ment, to remain available until September 30, 2002;
14 \$33,900,000 shall be available to acquire new aircraft and
15 increase aviation capability, to remain available until Sep-
16 tember 30, 2000; \$47,050,000 shall be available for other
17 equipment, to remain available until September 30, 2000;
18 \$59,400,000 shall be available for shore facilities and aids
19 to navigation facilities, to remain available until Septem-
20 ber 30, 2000; and \$47,000,000 shall be available for per-
21 sonnel compensation and benefits and related costs, to re-
22 main available until September 30, 1999: *Provided*, That
23 funds received from the sale of HU-25 aircraft shall be
24 credited to this appropriation for the purpose of acquiring
25 new aircraft and increasing aviation capacity: *Provided*

1 *further*, That the Commandant may dispose of surplus real
 2 property by sale or lease and the proceeds shall be credited
 3 to this appropriation, of which not more than \$9,000,000
 4 shall be credited as offsetting collections to this account,
 5 to be available for the purposes of this account: *Provided*
 6 *further*, That the amount herein appropriated from the
 7 General Fund shall be reduced by such amount so as to
 8 result in a final fiscal year 1998 appropriation from the
 9 General Fund of \$370,000,000: *Provided further*, That
 10 any proceeds from the sale or lease of Coast Guard surplus
 11 real property in excess of \$9,000,000 shall be retained and
 12 remain available until expended, but shall not be available
 13 for obligation until October 1, 1998.

14 ENVIRONMENTAL COMPLIANCE AND RESTORATION

15 For necessary expenses to carry out the Coast
 16 Guard's environmental compliance and restoration func-
 17 tions under chapter 19 of title 14, United States Code,
 18 \$21,000,000, to remain available until expended.

19 ALTERATION OF BRIDGES

20 For necessary expenses for alteration or removal of
 21 obstructive bridges, \$16,000,000, to remain available until
 22 expended.

23 RETIRED PAY

24 For retired pay, including the payment of obligations
 25 therefor otherwise chargeable to lapsed appropriations for

1 this purpose, and payments under the Retired Service-
2 man's Family Protection and Survivor Benefits Plans, and
3 for payments for medical care of retired personnel and
4 their dependents under the Dependents Medical Care Act
5 (10 U.S.C. ch. 55); \$645,696,000.

6 RESERVE TRAINING

7 (INCLUDING TRANSFER OF FUNDS)

8 For all necessary expenses of the Coast Guard Re-
9 serve, as authorized by law; maintenance and operation
10 of facilities; and supplies, equipment, and services;
11 ~~\$67,000,000: *Provided*, That no more than \$20,000,000~~
12 of funds made available under this heading may be trans-
13 ferred to Coast Guard "Operating expenses" or otherwise
14 made available to reimburse the Coast Guard for financial
15 support of the Coast Guard Reserve.

16 RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

17 For necessary expenses, not otherwise provided for,
18 for applied scientific research, development, test, and eval-
19 uation; maintenance; rehabilitation; lease and operation of
20 facilities and equipment, as authorized by law,
21 \$19,000,000, to remain available until expended, of which
22 \$3,500,000 shall be derived from the Oil Spill Liability
23 Trust Fund: *Provided*, That there may be credited to this
24 appropriation funds received from State and local govern-
25 ments; other public authorities; private sources; and for-

1 eign countries, for expenses incurred for research, develop-
2 ment, testing, and evaluation.

3 BOAT SAFETY

4 (AQUATIC RESOURCES TRUST FUND)

5 For payment of necessary expenses incurred for rec-
6 reational boating safety assistance under Public Law 92-
7 75, as amended, \$35,000,000, to be derived from the Boat
8 Safety Account and to remain available until expended.

9 FEDERAL AVIATION ADMINISTRATION

10 OPERATIONS

11 For necessary expenses of the Federal Aviation Ad-
12 ministration, not otherwise provided for, including oper-
13 ations and research activities related to commercial space
14 transportation, administrative expenses for research and
15 development, establishment of air navigation facilities and
16 the operation (including leasing) and maintenance of air-
17 craft, and carrying out the provisions of subchapter I of
18 chapter 471 of title 49, United States Code, or other pro-
19 visions of law authorizing the obligation of funds for simi-
20 lar programs of airport and airway development or im-
21 provement, lease or purchase of four passenger motor ve-
22 hicles for replacement only, \$5,300,000,000, of which
23 \$1,880,000,000 shall be derived from the Airport and Air-
24 way Trust Fund: *Provided*, That none of the funds in this
25 Act shall be available for the Federal Aviation Administra-

1 tion to plan, finalize, or implement any regulation that
2 would promulgate new aviation user fees not specifically
3 authorized by law after the date of enactment of this Act:
4 *Provided further,* That there may be credited to this appro-
5 priation funds received from States, counties, municipali-
6 ties, foreign authorities, other public authorities, and pri-
7 vate sources, for expenses incurred in the provision of
8 agency services, including receipts for the maintenance
9 and operation of air navigation facilities, and for issuance,
10 renewal or modification of certificates, including airman,
11 aircraft, and repair station certificates, or for tests related
12 thereto, or for processing major repair or alteration forms:
13 *Provided further,* That funds may be used to enter into
14 a grant agreement with a nonprofit standard-setting orga-
15 nization to assist in the development of aviation safety
16 standards: *Provided further,* That none of the funds in this
17 Act shall be available for new applicants for the second
18 career training program: *Provided further,* That none of
19 the funds in this Act shall be available for paying premium
20 pay under 5 U.S.C. 5546(a) to any Federal Aviation Ad-
21 ministration employee unless such employee actually per-
22 formed work during the time corresponding to such pre-
23 mium pay: *Provided further,* That none of the funds in
24 this Act may be obligated or expended to operate a
25 manned auxiliary flight service station in the contiguous

1 United States: *Provided further*, That none of the funds
2 derived from the Airport and Airway Trust Fund may be
3 used to support the operations and activities of the Associ-
4 ate Administrator for Commercial Space Transportation.

5 FACILITIES AND EQUIPMENT

6 (AIRPORT AND AIRWAY TRUST FUND)

7 For necessary expenses, not otherwise provided for,
8 for acquisition, establishment, and improvement by con-
9 tract or purchase, and hire of air navigation and experi-
10 mental facilities and equipment as authorized under part
11 A of subtitle VII of title 49, United States Code, including
12 initial acquisition of necessary sites by lease or grant; en-
13 gineering and service testing, including construction of
14 test facilities and acquisition of necessary sites by lease
15 or grant; and construction and furnishing of quarters and
16 related accommodations for officers and employees of the
17 Federal Aviation Administration stationed at remote local-
18 ities where such accommodations are not available; and
19 the purchase, lease, or transfer of aircraft from funds
20 available under this head; to be derived from the Airport
21 and Airway Trust Fund, \$1,875,000,000, of which
22 \$1,655,890,000 shall remain available until September 30,
23 2000, and of which \$219,110,000 shall remain available
24 until September 30, 1998: *Provided*, That there may be
25 credited to this appropriation funds received from States,

1 counties, municipalities, other public authorities, and pri-
 2 vate sources, for expenses incurred in the establishment
 3 and modernization of air navigation facilities.

4 RESEARCH, ENGINEERING, AND DEVELOPMENT

5 (AIRPORT AND AIRWAY TRUST FUND)

6 For necessary expenses, not otherwise provided for,
 7 for research, engineering, and development, as authorized
 8 under part A of subtitle VII of title 49, United States
 9 Code, including construction of experimental facilities and
 10 acquisition of necessary sites by lease or grant,
 11 \$185,000,000, to be derived from the Airport and Airway
 12 Trust Fund and to remain available until September 30,
 13 2000: *Provided*, That there may be credited to this appro-
 14 priation funds received from States, counties, municipali-
 15 ties, other public authorities, and private sources, for ex-
 16 penses incurred for research, engineering, and develop-
 17 ment: *Provided further*, That none of the funds in this Act
 18 may be obligated or expended for the “Flight 2000” Pro-
 19 gram.

20 GRANTS-IN-AID FOR AIRPORTS

21 (LIQUIDATION OF CONTRACT AUTHORIZATION)

22 (AIRPORT AND AIRWAY TRUST FUND)

23 For liquidation of obligations incurred for grants-in-
 24 aid for airport planning and development, and for noise
 25 compatibility planning and programs as authorized under
 26 subchapter I of chapter 471 and subchapter I of chapter

1 475 of title 49, United States Code, and under other law
2 authorizing such obligations, \$1,600,000,000, to be de-
3 rived from the Airport and Airway Trust Fund and to re-
4 main available until expended: *Provided*, That none of the
5 funds in this Act shall be available for the planning or
6 execution of programs the obligations for which are in ex-
7 cess of \$1,700,000,000 in fiscal year 1998 for grants-in-
8 aid for airport planning and development, and noise com-
9 patibility planning and programs, notwithstanding section
10 47117(h) of title 49, United States Code.

11 AVIATION INSURANCE REVOLVING FUND

12 The Secretary of Transportation is hereby authorized
13 to make such expenditures and investments, within the
14 limits of funds available pursuant to 49 U.S.C. 44307, and
15 in accordance with section 104 of the Government Cor-
16 poration Control Act, as amended (31 U.S.C. 9104), as
17 may be necessary in carrying out the program for aviation
18 insurance activities under chapter 443 of title 49, United
19 States Code.

20 AIRCRAFT PURCHASE LOAN GUARANTEE PROGRAM

21 None of the funds in this Act shall be available for
22 activities under this heading during fiscal year 1998.

1 ADMINISTRATIVE SERVICES FRANCHISE FUND

2 None of the funds in this Act shall be available to
3 establish new activities under the Administrative Services
4 Franchise Fund during fiscal year 1998.

5 FEDERAL HIGHWAY ADMINISTRATION

6 LIMITATION ON GENERAL OPERATING EXPENSES

7 Necessary expenses for administration, operation, in-
8 cluding motor carrier safety program operations, and re-
9 search of the Federal Highway Administration not to ex-
10 ceed \$510,313,000 shall be paid in accordance with law
11 from appropriations made available by this Act to the Fed-
12 eral Highway Administration together with advances and
13 reimbursements received by the Federal Highway Admin-
14 istration: *Provided*, That \$202,226,000 of the amount
15 provided herein shall remain available until September 30,
16 2000.

17 FEDERAL AID HIGHWAYS

18 (~~LIMITATION ON OBLIGATIONS~~)19 (~~HIGHWAY TRUST FUND~~)

20 None of the funds in this Act shall be available for
21 the implementation or execution of programs the obliga-
22 tions for which are in excess of \$21,500,000,000 for Fed-
23 eral-aid highways and highway safety construction pro-
24 grams for fiscal year 1998.

1 FEDERAL-AID HIGHWAYS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (HIGHWAY TRUST FUND)

4 For carrying out the provisions of title 23, United
5 States Code, that are attributable to Federal-aid high-
6 ways, including the National Scenic and Recreational
7 Highway as authorized by 23 U.S.C. 148, not otherwise
8 provided, including reimbursements for sums expended
9 pursuant to the provisions of 23 U.S.C. 308,
10 \$20,800,000,000 or so much thereof as may be available
11 in and derived from the Highway Trust Fund, to remain
12 available until expended.

13 RIGHT-OF-WAY REVOLVING FUND
14 (LIMITATION ON DIRECT LOANS)
15 (HIGHWAY TRUST FUND)

16 None of the funds under this head are available for
17 obligations for right-of-way acquisition during fiscal year
18 1998.

19 MOTOR CARRIER SAFETY GRANTS
20 (LIQUIDATION OF CONTRACT AUTHORIZATION)
21 (HIGHWAY TRUST FUND)

22 For payment of obligations incurred in carrying out
23 49 U.S.C. 31102, \$85,000,000, to be derived from the
24 Highway Trust Fund and to remain available until ex-
25 pended: *Provided*, That none of the funds in this Act shall
26 be available for the implementation or execution of pro-

1 grams the obligations for which are in excess of
 2 \$85,325,000 for “Motor Carrier Safety Grants”.

3 NATIONAL HIGHWAY TRAFFIC SAFETY

4 ADMINISTRATION

5 OPERATIONS AND RESEARCH

6 For expenses necessary to discharge the functions of
 7 the Secretary with respect to traffic and highway safety
 8 under part C of subtitle VI of title 49, United States Code,
 9 and chapter 301 of title 49, United States Code,
 10 \$74,492,000, of which \$40,674,000 shall remain available
 11 until September 30, 2000: *Provided*, That none of the
 12 funds appropriated by this Act may be obligated or ex-
 13 pended to plan, finalize, or implement any rulemaking to
 14 add to section 575.104 of title 49 of the Code of Federal
 15 Regulations any requirement pertaining to a grading
 16 standard that is different from the three grading stand-
 17 ards (treadwear, traction, and temperature resistance) al-
 18 ready in effect.

19 OPERATIONS AND RESEARCH

20 (HIGHWAY TRUST FUND)

21 For expenses necessary to discharge the functions of
 22 the Secretary with respect to traffic and highway safety
 23 under 23 U.S.C. 403 and section 2006 of the Intermodal
 24 Surface Transportation Efficiency Act of 1991 (Public
 25 Law 102-240), to be derived from the Highway Trust

1 Fund, \$72,415,000, of which \$49,520,000 shall remain
2 available until September 30, 2000.

3 HIGHWAY TRAFFIC SAFETY GRANTS

4 (LIQUIDATION OF CONTRACT AUTHORIZATION)

5 (LIMITATION ON OBLIGATIONS)

6 (HIGHWAY TRUST FUND)

7 For payment of obligations incurred carrying out the
8 provisions of 23 U.S.C. 153, 402, 408, and 410, and chap-
9 ter 303 of title 49, United States Code, to remain available
10 until expended, \$186,000,000, to be derived from the
11 Highway Trust Fund: *Provided*, That, notwithstanding
12 subsection 2009(b) of the Intermodal Surface Transpor-
13 tation Efficiency Act of 1991, none of the funds in this
14 Act shall be available for the planning or execution of pro-
15 grams the total obligations for which, in fiscal year 1998,
16 are in excess of \$186,500,000 for programs authorized
17 under 23 U.S.C. 402, 410, and chapter 303 of title 49,
18 United States Code, of which \$140,200,000 shall be for
19 "State and community highway safety grants",
20 \$2,300,000 shall be for the "National Driver Register",
21 \$9,000,000 shall be for "Occupant Protection Incentive
22 Grants", subject to authorization, and \$35,000,000 shall
23 be for section 410 "Alcohol-impaired driving counter-
24 measures programs": *Provided further*, That none of these
25 funds shall be used for construction, rehabilitation or re-
26 modeling costs, or for office furnishings and fixtures for

1 State, local, or private buildings or structures: *Provided*
2 *further*, That not to exceed \$5,268,000 of the funds made
3 available for section 402 may be available for administer-
4 ing “State and community highway safety grants”: *Pro-*
5 *vided further*, That not to exceed \$150,000 of the funds
6 made available for section 402 may be available for admin-
7 istering the highway safety grants authorized by section
8 1003(a)(7) of Public Law 102-240: *Provided further*,
9 That not to exceed \$500,000 of the funds made available
10 for section 410 “Alcohol-impaired driving counter-meas-
11 ures programs” shall be available for technical assistance
12 to the States.

13 FEDERAL RAILROAD ADMINISTRATION

14 OFFICE OF THE ADMINISTRATOR

15 For necessary expenses of the Federal Railroad Ad-
16 ministration, not otherwise provided for, \$19,434,000, of
17 which \$1,389,000 shall remain available until expended:
18 *Provided*, That none of the funds in this Act shall be avail-
19 able for the planning or execution of a program making
20 commitments to guarantee new loans under the Emer-
21 gency Rail Services Act of 1970, as amended, and no new
22 commitments to guarantee loans under section 211(a) or
23 211(h) of the Regional Rail Reorganization Act of 1973,
24 as amended, shall be made: *Provided further*, That, as part
25 of the Washington Union Station transaction in which the

1 Secretary assumed the first deed of trust on the property
2 and, where the Union Station Redevelopment Corporation
3 or any successor is obligated to make payments on such
4 deed of trust on the Secretary's behalf, including pay-
5 ments on and after September 30, 1988, the Secretary
6 is authorized to receive such payments directly from the
7 Union Station Redevelopment Corporation, credit them to
8 the appropriation charged for the first deed of trust, and
9 make payments on the first deed of trust with those funds:
10 *Provided further,* That such additional sums as may be
11 necessary for payment on the first deed of trust may be
12 advanced by the Administrator from unobligated balances
13 available to the Federal Railroad Administration, to be re-
14 imbursed from payments received from the Union Station
15 Redevelopment Corporation: *Provided further,* That none
16 of the funds for rental payments to the General Services
17 Administration provided herein shall be used to pay the
18 expenses of headquarters' employees outside of the Nassif
19 building after January 1, 1998.

20 RAILROAD SAFETY

21 For necessary expenses in connection with railroad
22 safety, not otherwise provided for, \$56,967,000, of which
23 \$5,511,000 shall remain available until expended: *Pro-*
24 *vided,* That notwithstanding any other provision of law,
25 funds appropriated under this heading are available for

1 ity to exist as long as any such guaranteed obligation is
2 outstanding: *Provided*, That no new loan guarantee com-
3 mitments shall be made during fiscal year 1998.

4 NEXT GENERATION HIGH-SPEED RAIL

5 For necessary expenses for Next Generation High-
6 Speed Rail studies, corridor planning, development, dem-
7 onstration, and implementation, \$18,395,000, to remain
8 available until expended: *Provided*, That funds under this
9 head may be made available for grants to States for high-
10 speed rail corridor design, feasibility studies, environ-
11 mental analyses, and track and signal improvements.

12 RHODE ISLAND RAIL DEVELOPMENT

13 For the costs associated with construction of a third
14 track on the Northeast Corridor between Davisville and
15 Central Falls, Rhode Island, with sufficient clearance to
16 accommodate double stack freight cars, \$10,000,000, to
17 be matched by the State of Rhode Island or its designee
18 on a dollar for dollar basis and to remain available until
19 expended: *Provided*, That as a condition of accepting such
20 funds, the Providence and Worcester (P&W) Railroad
21 shall enter into an agreement with the Secretary to reim-
22 burse Amtrak and/or the Federal Railroad Administra-
23 tion, on a dollar for dollar basis, up to the first
24 \$23,000,000 in damages resulting from the legal action
25 initiated by the P&W Railroad under its existing contracts

1 with Amtrak relating to the provision of vertical clearances
2 between Davisville and Central Falls in excess of those re-
3 quired for present freight operations.

4 GRANTS TO THE NATIONAL RAILROAD PASSENGER
5 CORPORATION

6 To enable the Secretary of Transportation to make
7 grants to the National Railroad Passenger Corporation
8 authorized by 49 U.S.C. 24104, \$543,000,000, to remain
9 available until expended, of which \$202,000,000 shall be
10 available for operating losses, \$81,000,000 shall be avail-
11 able for mandatory passenger rail service payments, and
12 \$260,000,000 shall be for capital improvements: *Provided,*
13 That none of the funds herein appropriated for mandatory
14 railroad retirement payments shall be used for payments
15 for National Railroad Passenger Corporation employees:
16 *Provided further,* That none of the funds in this Act may
17 be obligated or expended for operating losses in excess of
18 the amounts specifically provided herein: *Provided further,*
19 That none of the funds provided for capital improvements
20 may be transferred to operating losses to pay for debt
21 service interest unless specifically authorized by law after
22 the date of enactment of this Act: *Provided further,* That
23 the incurring of any obligation or commitment by the Cor-
24 poration for the purchase of capital improvements prohib-
25 ited by this Act or not expressly provided for in an appro-

1 priations Act shall be deemed a violation of ~~31~~ U.S.C.
 2 ~~1341: *Provided further,* That funding under this head for~~
 3 ~~capital improvements shall not be made available before~~
 4 ~~July 1, 1998: *Provided further,* That the Administrator~~
 5 ~~of the Federal Railroad Administration shall submit a~~
 6 ~~quarterly report to the House and Senate Committees on~~
 7 ~~Appropriations detailing the financial status of, and future~~
 8 ~~business forecasts for, the National Railroad Passenger~~
 9 ~~Corporation as well as recommendations for reducing op-~~
 10 ~~erating losses in the near-term and Federal financial sup-~~
 11 ~~port in the long-term: *Provided further,* That none of the~~
 12 ~~funds herein appropriated shall be used for lease or pur-~~
 13 ~~chase of passenger motor vehicles or for the hire of vehicle~~
 14 ~~operators for any officer or employee, other than the presi-~~
 15 ~~dent of the Corporation, excluding the lease of passenger~~
 16 ~~motor vehicles for those officers or employees while in offi-~~
 17 ~~cial travel status.~~

18 FEDERAL TRANSIT ADMINISTRATION

19 ADMINISTRATIVE EXPENSES

20 For necessary administrative expenses of the Federal
 21 Transit Administration's programs authorized by chapter
 22 ~~53~~ of title 49, United States Code, \$45,738,000: *Provided,*
 23 That none of the funds in this Act shall be available for
 24 the execution of contracts under section ~~5327(c)~~ of title

1 49, United States Code, in an aggregate amount that ex-
2 ceeds \$15,000,000.

3 **FORMULA GRANTS**

4 For necessary expenses to carry out 49 U.S.C. 5307,
5 5310(a)(2), 5311, and 5336, to remain available until ex-
6 pended, \$290,000,000: *Provided*, That no more than
7 \$2,500,000,000 of budget authority shall be available for
8 these purposes: *Provided further*, That of the funds pro-
9 vided under this head for formula grants, no more than
10 \$200,000,000 may be used for operating assistance under
11 49 U.S.C. 5336(d): *Provided further*, That the limitation
12 on operating assistance provided under this heading shall,
13 for urbanized areas of less than 200,000 in population,
14 be no less than seventy-five percent of the amount of oper-
15 ating assistance such areas are eligible to receive under
16 Public Law 103-331: *Provided further*, That in the dis-
17 tribution of the limitation provided under this heading to
18 urbanized areas that had a population under the 1990
19 census of 1,000,000 or more, the Secretary shall direct
20 each such area to give priority consideration to the impact
21 of reductions in operating assistance on smaller transit au-
22 thorities operating within the area and to consider the
23 needs and resources of such transit authorities when the
24 limitation is distributed among all transit authorities oper-
25 ating in the area.

1 UNIVERSITY TRANSPORTATION CENTERS

2 For necessary expenses for university transportation
3 centers as authorized by 49 U.S.C. 5317(b), to remain
4 available until expended, \$6,000,000.

5 TRANSIT PLANNING AND RESEARCH

6 For necessary expenses for transit planning and re-
7 search as authorized by 49 U.S.C. 5303, 5311, 5313,
8 5314, and 5315, to remain available until expended,
9 \$86,000,000, of which \$39,500,000 shall be for activities
10 under Metropolitan Planning (49 U.S.C. 5303);
11 \$4,500,000 for activities under Rural Transit Assistance
12 (49 U.S.C. 5311(b)(2)); \$8,250,000 for activities under
13 State Planning and Research (49 U.S.C. 5313(b));
14 \$22,500,000 for activities under National Planning and
15 Research (49 U.S.C. 5314); \$8,250,000 for activities
16 under Transit Cooperative Research (49 U.S.C. 5313(a));
17 and \$3,000,000 for National Transit Institute (49 U.S.C.
18 5315).

19 TRUST FUND SHARE OF EXPENSES

20 (LIQUIDATION OF CONTRACT AUTHORIZATION)

21 (HIGHWAY TRUST FUND)

22 For payment of obligations incurred in carrying out
23 49 U.S.C. 5338(a), \$2,210,000,000, to remain available
24 until expended and to be derived from the Highway Trust
25 Fund: *Provided*, That \$2,210,000,000 shall be paid from
26 the Mass Transit Account of the Highway Trust Fund to

1 the Federal Transit Administration's formula grants ac-
 2 count.

3 DISCRETIONARY GRANTS

4 (LIMITATION ON OBLIGATIONS)

5 (HIGHWAY TRUST FUND)

6 None of the funds in this Act shall be available for
 7 the implementation or execution of programs the obliga-
 8 tions for which are in excess of \$2,000,000,000 in fiscal
 9 year 1998 for grants under the contract authority in 49
 10 U.S.C. 5338(b): *Provided*, That there shall be available
 11 for fixed guideway modernization, \$800,000,000; there
 12 shall be available for the replacement, rehabilitation, and
 13 purchase of buses and related equipment and the con-
 14 struction of bus-related facilities, \$400,000,000; and there
 15 shall be available for new fixed guideway systems
 16 \$800,000,000, to be available as follows:

17 \$44,600,000 for the Atlanta-North Springs
 18 project (subject to authorization);

19 \$46,300,000 for the Boston Piers MOS-2
 20 project (subject to authorization);

21 \$2,300,000 for the Canton-Akron-Cleveland
 22 commuter rail project (subject to authorization);

23 \$1,000,000 for the Charlotte South corridor
 24 transitway project (subject to authorization);

1 \$500,000 for the Cincinnati Northeast/North-
2 ern Kentucky rail line project (subject to authoriza-
3 tion);

4 \$5,000,000 for the Clark County, Nevada fixed
5 guideway project (subject to authorization);

6 \$800,000 for the Cleveland Blue Line extension
7 to Highland Hills project (subject to authorization);

8 \$700,000 for the Cleveland Berea Red Line ex-
9 tension to Hopkins International Airport (subject to
10 authorization);

11 \$1,200,000 for the Cleveland Waterfront Line
12 extension project (subject to authorization);

13 \$14,000,000 for the Dallas-Fort Worth
14 RAILTRAN project (subject to authorization);

15 \$8,000,000 for the DART North Central light
16 rail extension project (subject to authorization);

17 \$1,500,000 for the DeKalb County, Georgia
18 light rail project (subject to authorization);

19 \$21,400,000 for the Denver Southwest Corridor
20 project (subject to authorization);

21 \$7,000,000 for the Florida Tri-County com-
22 muter rail project (subject to authorization);

23 \$1,000,000 for the Galveston, Texas rail trolley
24 system project (subject to authorization);

1 \$1,000,000 for the Houston Advanced Regional
2 Bus Plan project (subject to authorization);

3 \$51,100,000 for the Houston Regional Bus
4 project (subject to authorization);

5 \$1,000,000 for the Indianapolis Northeast cor-
6 ridor project (subject to authorization);

7 \$4,000,000 for the Jackson, Mississippi inter-
8 modal corridor project (subject to authorization);

9 \$76,000,000 for the Los Angeles MOS-3
10 project (subject to authorization);

11 \$27,000,000 for MARC commuter rail improve-
12 ments (subject to authorization);

13 \$1,000,000 for the Memphis, Tennessee re-
14 gional rail project (subject to authorization);

15 \$9,000,000 for the Metro-Dade Transit east-
16 west corridor project (subject to authorization);

17 \$9,000,000 for the Miami-North 27th Avenue
18 project (subject to authorization);

19 \$1,000,000 for the Mission Valley East corridor
20 project (subject to authorization);

21 \$54,800,000 for the New Jersey-Hudson-Ber-
22 gen project (subject to authorization);

23 \$27,000,000 for the New Jersey Secaucus
24 project (subject to authorization);

- 1 \$8,000,000 for the New Orleans Canal Street
2 corridor project (subject to authorization);
- 3 \$2,000,000 for the New Orleans Desire Street-
4 car project (subject to authorization);
- 5 \$6,000,000 for the North Carolina Research
6 Triangle Park project (subject to authorization);
- 7 \$2,000,000 for the Northern Indiana South
8 Shore commuter rail project (subject to authoriza-
9 tion);
- 10 \$5,000,000 for the Oceanside-Escondido light
11 rail project (subject to authorization);
- 12 \$1,600,000 for the Oklahoma City MAPS cor-
13 ridor transit project (subject to authorization);
- 14 \$4,000,000 for the Orange County transitway
15 project (subject to authorization);
- 16 \$31,800,000 for the Orlando Lynx light rail
17 project (subject to authorization);
- 18 \$500,000 for the Pennsylvania Strawberry Hill/
19 Diamond Branch rail project (subject to authoriza-
20 tion);
- 21 \$8,000,000 for the Phoenix metropolitan area
22 transit project (subject to authorization);
- 23 \$3,000,000 for the Pittsburgh airport busway
24 project (subject to authorization);

1 \$63,400,000 for the Portland-Westside/Hills-
2 boro project (subject to authorization);

3 \$20,300,000 for the Sacramento LRT project
4 (subject to authorization);

5 \$42,800,000 for the Salt Lake City South LRT
6 project (subject to authorization);

7 \$1,000,000 for the San Bernardino Metrolink
8 project (subject to authorization);

9 \$3,000,000 for the San Diego Mid-Coast cor-
10 ridor project (subject to authorization);

11 \$54,800,000 for the San Francisco BART ex-
12 tension to the airport project (subject to authoriza-
13 tion);

14 \$25,700,000 for the San Juan Tren Urbano
15 (subject to authorization);

16 \$21,400,000 for the San Jose Tasman LRT
17 project (subject to authorization);

18 \$4,000,000 for the Seattle-Tacoma commuter
19 rail project (subject to authorization);

20 \$2,000,000 for the Seattle-Tacoma light rail
21 project (subject to authorization);

22 \$30,000,000 for the St. Louis-St. Clair LRT
23 extension project (subject to authorization);

24 \$5,000,000 for the St. George Ferry terminal
25 project (subject to authorization);

1 \$2,000,000 for the Tampa Bay regional rail
2 project (subject to authorization);

3 \$2,000,000 for the Tidewater, Virginia rail
4 project (subject to authorization);

5 \$1,000,000 for the Toledo, Ohio rail project
6 (subject to authorization);

7 \$20,000,000 for the Twin Cities transitways
8 projects (subject to authorization);

9 \$2,500,000 for the Virginia Rail Express Fred-
10 ericksburg to Washington commuter rail project
11 (subject to authorization);

12 \$5,000,000 for the Whitehall ferry terminal
13 project (subject to authorization); and

14 \$5,000,000 for the Wisconsin central commuter
15 rail project (subject to authorization).

16 **MASS TRANSIT CAPITAL FUND**

17 (LIQUIDATION OF CONTRACT AUTHORIZATION)

18 (HIGHWAY TRUST FUND)

19 For payment of obligations incurred in carrying out
20 49 U.S.C. 5338(b) administered by the Federal Transit
21 Administration, \$2,350,000,000, to be derived from the
22 Highway Trust Fund and to remain available until ex-
23 pended.

1 tation, \$11,200,000, to be derived from the Harbor Main-
 2 tenance Trust Fund, pursuant to Public Law 99-662.

3 RESEARCH AND SPECIAL PROGRAMS

4 ADMINISTRATION

5 RESEARCH AND SPECIAL PROGRAMS

6 For expenses necessary to discharge the functions of
 7 the Research and Special Programs Administration,
 8 \$27,934,000, of which \$574,000 shall be derived from the
 9 Pipeline Safety Fund, and of which \$4,950,000 shall re-
 10 main available until September 30, 2000: *Provided*, That
 11 up to \$1,200,000 in fees collected under 49 U.S.C.
 12 5108(g) shall be deposited in the general fund of the
 13 Treasury as offsetting receipts: *Provided further*, That
 14 there may be credited to this appropriation, to be available
 15 until expended, funds received from States, counties, mu-
 16 nicipalities, other public authorities, and private sources
 17 for expenses incurred for training, for reports publication
 18 and dissemination, and for travel expenses incurred in per-
 19 formance of hazardous materials exemptions and approv-
 20 als functions.

21 PIPELINE SAFETY

22 (PIPELINE SAFETY FUND)

23 For expenses necessary to conduct the functions of
 24 the pipeline safety program, for grants-in-aid to carry out
 25 a pipeline safety program, as authorized by 49 U.S.C.

1 60107, and to discharge the pipeline program responsibil-
2 ities of the Oil Pollution Act of 1990, \$31,486,000, of
3 which \$3,300,000 shall be derived from the Oil Spill Li-
4 ability Trust Fund and shall remain available until Sep-
5 tember 30, 2000; and of which \$28,186,000 shall be de-
6 rived from the Pipeline Safety Fund, of which
7 \$14,839,000 shall remain available until September 30,
8 2000: *Provided*, That in addition to amounts made avail-
9 able for the Pipeline Safety Fund, \$1,000,000 shall be
10 available for grants to States for the development and es-
11 tablishment of one-call notification systems and shall be
12 derived from amounts previously collected under section
13 7005 of the Consolidated Omnibus Budget Reconciliation
14 Act of 1985.

15 EMERGENCY PREPAREDNESS GRANTS

16 (EMERGENCY PREPAREDNESS FUND)

17 For necessary expenses to carry out 49 U.S.C.
18 5127(e), \$200,000, to be derived from the Emergency
19 Preparedness Fund, to remain available until September
20 30, 2000: *Provided*, That none of the funds made available
21 by 49 U.S.C. 5116(i) and 5127(d) shall be made available
22 for obligation by individuals other than the Secretary of
23 Transportation, or his designee.

1 OFFICE OF INSPECTOR GENERAL

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Inspector
4 General to carry out the provisions of the Inspector Gen-
5 eral Act of 1978, as amended, \$42,000,000: *Provided,*
6 That none of the funds under this heading shall be for
7 the conduct of contract audits.

8 SURFACE TRANSPORTATION BOARD

9 SALARIES AND EXPENSES

10 For necessary expenses of the Surface Transpor-
11 tation Board, including services authorized by 5 U.S.C.
12 3109, \$15,853,000: *Provided,* That notwithstanding any
13 other provision of law, not to exceed \$2,000,000 from fees
14 established by the Chairman of the Surface Transpor-
15 tation Board shall be credited to this appropriation as off-
16 setting collections and used for necessary and authorized
17 expenses under this heading: *Provided further,* That the
18 sum herein appropriated for the general fund shall be re-
19 duced on a dollar for dollar basis as such offsetting collec-
20 tions are received during fiscal year 1998, to result in a
21 final appropriation from the general fund estimated at no
22 more than \$13,853,000: *Provided further,* That any fees
23 received in excess of \$2,000,000 in fiscal year 1998 shall
24 remain available until expended, but shall not be available
25 for obligation until October 1, 1998.

1 TITLE II
2 RELATED AGENCIES
3 ARCHITECTURAL AND TRANSPORTATION
4 BARRIERS COMPLIANCE BOARD
5 SALARIES AND EXPENSES

6 For expenses necessary for the Architectural and
7 Transportation Barriers Compliance Board, as authorized
8 by section 502 of the Rehabilitation Act of 1973, as
9 amended, \$3,640,000: *Provided*, That, notwithstanding
10 any other provision of law, there may be credited to this
11 appropriation funds received for publications and training
12 expenses.

13 NATIONAL TRANSPORTATION SAFETY BOARD
14 SALARIES AND EXPENSES

15 For necessary expenses of the National Transpor-
16 tation Safety Board, including hire of passenger motor ve-
17 hicles and aircraft; services as authorized by 5 U.S.C.
18 3109, but at rates for individuals not to exceed the per
19 diem rate equivalent to the rate for a GS-18; uniforms,
20 or allowances therefor, as authorized by law (5 U.S.C.
21 5901-5902) \$46,000,000, of which not to exceed \$2,000
22 may be used for official reception and representation ex-
23 penses.

1 ~~SEC. 303.~~ Funds appropriated under this Act for ex-
2 penditures by the Federal Aviation Administration shall
3 be available ~~(1)~~ except as otherwise authorized by title
4 VIII of the Elementary and Secondary Education Act of
5 1965 ~~(20 U.S.C. 7701 et seq.)~~ for expenses of primary
6 and secondary schooling for dependents of Federal Avia-
7 tion Administration personnel stationed outside the con-
8 tinental United States at costs for any given area not in
9 excess of those of the Department of Defense for the same
10 area, when it is determined by the Secretary that the
11 schools, if any, available in the locality are unable to pro-
12 vide adequately for the education of such dependents, and
13 ~~(2)~~ for transportation of said dependents between schools
14 serving the area that they attend and their places of resi-
15 dence when the Secretary, under such regulations as may
16 be prescribed, determines that such schools are not acces-
17 sible by public means of transportation on a regular basis.

18 ~~SEC. 304.~~ Appropriations contained in this Act for
19 the Department of Transportation shall be available for
20 services as authorized by ~~5 U.S.C. 3109~~, but at rates for
21 individuals not to exceed the per diem rate equivalent to
22 the rate for an Executive Level IV.

23 ~~SEC. 305.~~ None of the funds in this Act shall be avail-
24 able for salaries and expenses of more than one hundred
25 seven political and Presidential appointees in the Depart-

1 ment of Transportation: *Provided*, That none of the per-
2 sonnel covered by this provision may be assigned on tem-
3 porary detail outside the Department of Transportation.

4 SEC. 306. None of the funds in this Act shall be used
5 for the planning or execution of any program to pay the
6 expenses of, or otherwise compensate, non-Federal parties
7 intervening in regulatory or adjudicatory proceedings
8 funded in this Act.

9 SEC. 307. None of the funds appropriated in this Act
10 shall remain available for obligation beyond the current
11 fiscal year, nor may any be transferred to other appropria-
12 tions, unless expressly so provided herein.

13 SEC. 308. The Secretary of Transportation may enter
14 into grants, cooperative agreements, and other trans-
15 actions with any person, agency, or instrumentality of the
16 United States, any unit of State or local government, any
17 educational institution, and any other entity in execution
18 of the Technology Reinvestment Project authorized under
19 the Defense Conversion, Reinvestment and Transition As-
20 sistance Act of 1992 and related legislation: *Provided*,
21 That the authority provided in this section may be exer-
22 cised without regard to section 3324 of title 31, United
23 States Code.

24 SEC. 309. The expenditure of any appropriation
25 under this Act for any consulting service through procure-

1 ment contract pursuant to section 3109 of title 5, United
2 States Code, shall be limited to those contracts where such
3 expenditures are a matter of public record and available
4 for public inspection, except where otherwise provided
5 under existing law, or under existing Executive Order is-
6 sued pursuant to existing law.

7 SEC. 310. (a) For fiscal year 1998 the Secretary of
8 Transportation shall distribute the obligation limitation
9 for Federal-aid highways by allocation in the ratio which
10 sums authorized to be appropriated for Federal-aid high-
11 ways that are apportioned or allocated to each State for
12 such fiscal year bear to the total of the sums authorized
13 to be appropriated for Federal-aid highways that are ap-
14 portioned or allocated to all the States for such fiscal year.

15 (b) During the period October 1 through December
16 31, 1997, no State shall obligate more than 25 per centum
17 of the amount distributed to such State under subsection
18 (a), and the total of all State obligations during such pe-
19 riod shall not exceed 12 per centum of the total amount
20 distributed to all States under such subsection.

21 (c) Notwithstanding subsections (a) and (b), the Sec-
22 retary shall—

23 (1) provide all States with authority sufficient
24 to prevent lapses of sums authorized to be appro-

1 apriated for Federal-aid highways that have been ap-
2 portioned to a State;

3 ~~(2)~~ after August 1, 1998, revise a distribution
4 of the funds made available under subsection (a) if
5 a State will not obligate the amount distributed dur-
6 ing that fiscal year and redistribute sufficient
7 amounts to those States able to obligate amounts in
8 addition to those previously distributed during that
9 fiscal year giving priority to those States having
10 large unobligated balances of funds apportioned
11 under sections ~~103(e)(4)~~, 104, and 144 of title 23,
12 United States Code, and under sections ~~1013(e)~~ and
13 ~~1015~~ of Public Law ~~102-240~~; and

14 ~~(3)~~ not distribute amounts authorized for ad-
15 ministrative expenses and funded from the adminis-
16 trative takedown authorized by section ~~104(a)~~ of
17 title 23, United States Code, the Federal lands high-
18 way program, the intelligent transportation systems
19 program, and amounts made available under sec-
20 tions ~~1040~~, ~~1047~~, ~~1064~~, ~~6001~~, ~~6005~~, ~~6006~~, ~~6023~~,
21 and ~~6024~~ of Public Law ~~102-240~~, and 49 U.S.C.
22 ~~5316~~, ~~5317~~, and ~~5338~~: *Provided*, That amounts
23 made available under section ~~6005~~ of Public Law
24 ~~102-240~~ shall be subject to the obligation limitation
25 for Federal-aid highways and highway safety con-

1 construction programs under the head “Federal-Aid
2 Highways” in this Act.

3 (d) During the period October 1 through December
4 31, 1997, the aggregate amount of obligations under sec-
5 tion 157 of title 23, United States Code, for projects cov-
6 ered under section 147 of the Surface Transportation As-
7 sistance Act of 1978, section 9 of the Federal-Aid High-
8 way Act of 1981, sections 131(b), 131(j), and 404 of Pub-
9 lic Law 97-424, sections 1061, 1103-1108, 4008,
10 6023(b)(8), and 6023(b)(10) of Public Law 102-240, and
11 for projects authorized by Public Law 99-500 and Public
12 Law 100-17, shall not exceed \$277,431,840.

13 (e) During the period August 2 through September
14 30, 1998, the aggregate amount which may be obligated
15 by all States shall not exceed 2.5 percent of the aggregate
16 amount of funds apportioned or allocated to all States—

17 (1) under sections 104 and 144 of title 23,
18 United States Code, and under sections 1013(e) and
19 1015 of Public Law 102-240, and

20 (2) for highway assistance projects under sec-
21 tion 103(e)(4) of title 23, United States Code, which
22 would not be obligated in fiscal year 1998 if the
23 total amount of the obligation limitation provided for
24 such fiscal year in this Act were utilized.

1 (f) Paragraph (e) shall not apply to any State which
2 on or after August 1, 1998, has the amount distributed
3 to such State under paragraph (a) for fiscal year 1998
4 reduced under paragraph (e)(2).

5 SEC. 311. The limitation on obligations for the pro-
6 grams of the Federal Transit Administration shall not
7 apply to any authority under 49 U.S.C. 5338, previously
8 made available for obligation, or to any other authority
9 previously made available for obligation under the discre-
10 tionary grants program.

11 SEC. 312. None of the funds in this Act shall be used
12 to implement section 404 of title 23, United States Code.

13 SEC. 313. None of the funds in this Act shall be avail-
14 able to plan, finalize, or implement regulations that would
15 establish a vessel traffic safety fairway less than five miles
16 wide between the Santa Barbara Traffic Separation
17 Scheme and the San Francisco Traffic Separation
18 Scheme.

19 SEC. 314. Notwithstanding any other provision of
20 law, airports may transfer, without consideration, to the
21 Federal Aviation Administration (FAA) instrument land-
22 ing systems (along with associated approach lighting
23 equipment and runway visual range equipment) which
24 conform to FAA design and performance specifications,
25 the purchase of which was assisted by a Federal airport-

1 aid program, airport development aid program or airport
2 improvement program grant. The FAA shall accept such
3 equipment, which shall thereafter be operated and main-
4 tained by the FAA in accordance with agency criteria.

5 SEC. 315. None of the funds in this Act shall be avail-
6 able to award a multiyear contract for production end
7 items that: (1) includes economic order quantity or long
8 lead time material procurement in excess of \$10,000,000
9 in any one year of the contract; or (2) includes a cancella-
10 tion charge greater than \$10,000,000 which at the time
11 of obligation has not been appropriated to the limits of
12 the Government's liability; or (3) includes a requirement
13 that permits performance under the contract during the
14 second and subsequent years of the contract without con-
15 ditioning such performance upon the appropriation of
16 funds: *Provided*, That this limitation does not apply to a
17 contract in which the Federal Government incurs no fi-
18 nancial liability from not buying additional systems, sub-
19 systems, or components beyond the basic contract require-
20 ments.

21 SEC. 316. Notwithstanding any other provision of
22 law, and except for fixed guideway modernization projects,
23 funds made available by this Act under "Federal Transit
24 Administration, Discretionary grants" for projects speci-
25 fied in this Act or identified in reports accompanying this

1 Act not obligated by September 30, 2000, shall be made
2 available for other projects under 49 U.S.C. 5309.

3 SEC. 317. Notwithstanding any other provision of
4 law, any funds appropriated before October 1, 1993, under
5 any section of chapter 53 of title 49, United States Code,
6 that remain available for expenditure may be transferred
7 to and administered under the most recent appropriation
8 heading for any such section.

9 SEC. 318. None of the funds in this Act may be used
10 to compensate in excess of 350 technical staff years under
11 the federally-funded research and development center con-
12 tract between the Federal Aviation Administration and the
13 Center for Advanced Aviation Systems Development dur-
14 ing fiscal year 1998.

15 SEC. 319. Funds provided in this Act for the Trans-
16 portation Administrative Service Center (TASC) shall be
17 reduced by \$25,000,000, which limits fiscal year 1998
18 TASC obligational authority for elements of the Depart-
19 ment of Transportation funded in this Act to no more
20 than \$96,800,000: *Provided,* That such reductions from
21 the budget request shall be allocated by the Department
22 of Transportation to each appropriations account in pro-
23 portion to the amount included in each account for the
24 Transportation Administrative Service Center.

1 SEC. 320. Funds received by the Federal Highway
2 Administration, Federal Transit Administration, and Fed-
3 eral Railroad Administration from States, counties, mu-
4 nicipalities, other public authorities, and private sources
5 for expenses incurred for training may be credited respec-
6 tively to the Federal Highway Administration's "Limita-
7 tion on General Operating Expenses" account, the Federal
8 Transit Administration's "Transit Planning and Re-
9 search" account, and to the Federal Railroad Administra-
10 tion's "Railroad Safety" account, except for State rail
11 safety inspectors participating in training pursuant to 49
12 U.S.C. 20105.

13 SEC. 321. None of the funds in this Act shall be avail-
14 able to prepare, propose, or promulgate any regulations
15 pursuant to title V of the Motor Vehicle Information and
16 Cost Savings Act (49 U.S.C. 32901 et seq.) prescribing
17 corporate average fuel economy standards for automobiles,
18 as defined in such title, in any model year that differs
19 from standards promulgated for such automobiles prior to
20 enactment of this section.

21 SEC. 322. None of the funds in this Act may be used
22 for planning, engineering, design, or construction of a
23 sixth runway at the Denver International Airport, Denver,
24 Colorado: *Provided*, That this provision shall not apply in
25 any case where the Administrator of the Federal Aviation

1 Administration determines, in writing, that safety condi-
2 tions warrant obligation of such funds: *Provided further,*
3 That funds may be used for activities related to planning
4 or analysis of airport noise issues related to the sixth run-
5 way project.

6 SEC. 323. Notwithstanding 31 U.S.C. 3302, funds re-
7 ceived by the Bureau of Transportation Statistics from the
8 sale of data products, for necessary expenses incurred pur-
9 suant to the provisions of section 6006 of the Intermodal
10 Surface Transportation Efficiency Act of 1991, may be
11 credited to the Federal-aid highways account for the pur-
12 pose of reimbursing the Bureau for such expenses: *Pro-*
13 *vided,* That such funds shall not be subject to the obliga-
14 tion limitation for Federal-aid highways and highway safe-
15 ty construction.

16 SEC. 324. None of the funds in this Act may be obli-
17 gated or expended for employee training which: (a) does
18 not meet identified needs for knowledge, skills and abilities
19 bearing directly upon the performance of official duties;
20 (b) contains elements likely to induce high levels of emo-
21 tional response or psychological stress in some partici-
22 pants; (c) does not require prior employee notification of
23 the content and methods to be used in the training and
24 written end of course evaluations; (d) contains any meth-
25 ods or content associated with religious or quasi-religious

1 belief systems or “new age” belief systems as defined in
2 Equal Employment Opportunity Commission Notice N-
3 915.022, dated September 2, 1988; (e) is offensive to, or
4 designed to change, participants’ personal values or life-
5 style outside the workplace; or (f) includes content related
6 to human immunodeficiency virus/acquired immune defi-
7 ciency syndrome (HIV/AIDS) other than that necessary
8 to make employees more aware of the medical ramifica-
9 tions of HIV/AIDS and the workplace rights of HIV-posi-
10 tive employees.

11 SEC. 325. None of the funds in this Act shall, in the
12 absence of express authorization by Congress, be used di-
13 rectly or indirectly to pay for any personal service, adver-
14 tisement, telegram, telephone, letter, printed or written
15 matter, or other device, intended or designed to influence
16 in any manner a Member of Congress, to favor or oppose,
17 by vote or otherwise, any legislation or appropriation by
18 Congress, whether before or after the introduction of any
19 bill or resolution proposing such legislation or appropria-
20 tion: *Provided*, That this shall not prevent officers or em-
21 ployees of the Department of Transportation or related
22 agencies funded in this Act from communicating to Mem-
23 bers of Congress on the request of any Member or to Con-
24 gress, through the proper official channels, requests for

1 legislation or appropriations which they deem necessary
2 for the efficient conduct of the public business.

3 SEC. 326. None of the funds in this Act may be used
4 to support Federal Transit Administration's field oper-
5 ations and oversight of the Washington Metropolitan Area
6 Transit Authority in any location other than from the
7 Washington, D.C. metropolitan area.

8 SEC. 327. Notwithstanding any other provision of
9 law, the Secretary may use funds appropriated under this
10 Act, or any subsequent Act, to administer and implement
11 the exemption provisions of 49 CFR 580.6 and to adopt
12 or amend exemptions from the disclosure requirements of
13 49 CFR part 580 for any class or category of vehicles
14 that the Secretary deems appropriate.

15 SEC. 328. No funds other than those appropriated
16 to the Surface Transportation Board shall be used for con-
17 ducting the activities of the Board.

18 SEC. 329. (a) COMPLIANCE WITH BUY AMERICAN
19 ACT.—None of the funds made available in this Act may
20 be expended by an entity unless the entity agrees that in
21 expending the funds the entity will comply with the Buy
22 American Act (41 U.S.C. 10a–10e).

23 (b) SENSE OF CONGRESS: REQUIREMENT REGARD-
24 ING NOTICE.—

1 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
2 AND PRODUCTS.—In the case of any equipment or
3 product that may be authorized to be purchased
4 with financial assistance provided using funds made
5 available in this Act, it is the sense of the Congress
6 that entities receiving the assistance should, in ex-
7 pending the assistance, purchase only American-
8 made equipment and products to the greatest extent
9 practicable.

10 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
11 In providing financial assistance using funds made
12 available in this Act, the head of each Federal agen-
13 cy shall provide to each recipient of the assistance
14 a notice describing the statement made in paragraph
15 (1) by the Congress.

16 (c) PROHIBITION OF CONTRACTS WITH PERSONS
17 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
18 If it has been finally determined by a court or Federal
19 agency that any person intentionally affixed a label bear-
20 ing a “Made in America” inscription, or any inscription
21 with the same meaning, to any product sold in or shipped
22 to the United States that is not made in the United
23 States, the person shall be ineligible to receive any con-
24 tract or subcontract made with funds made available in
25 this Act, pursuant to the debarment, suspension, and ineli-

1 gibility procedures described in sections 9.400 through
2 9.409 of title 48, Code of Federal Regulations.

3 ~~SEC. 330.~~ Notwithstanding any other provision of
4 law, receipts, in amounts determined by the Secretary, col-
5 lected from users of fitness centers operated by or for the
6 Department of Transportation shall be available to sup-
7 port the operation and maintenance of those facilities.

8 ~~SEC. 331.~~ None of the funds made available in this
9 Act may be used for improvements to the Miller Highway
10 in New York City, New York.

11 ~~SEC. 332.~~ None of the funds in this Act shall be avail-
12 able to implement or enforce regulations that would result
13 in the withdrawal of a slot from an air carrier at O'Hare
14 International Airport under section ~~93.223~~ of title 14 of
15 the Code of Federal Regulations in excess of the total slots
16 withdrawn from that air carrier as of October 31, 1993
17 if such additional slot is to be allocated to an air carrier
18 or foreign air carrier under section ~~93.217~~ of title 14 of
19 the Code of Federal Regulations.

20 This Act may be cited as the “Department of Trans-
21 portation and Related Agencies Appropriations Act,
22 1998”.

23 *That the following sums are appropriated, out of any*
24 *money in the Treasury not otherwise appropriated, for the*
25 *Department of Transportation and Related Agencies for the*

1 *fiscal year ending September 30, 1998, and for other pur-*
2 *poses, namely:*

3 *TITLE I*

4 *DEPARTMENT OF TRANSPORTATION*

5 *OFFICE OF THE SECRETARY*

6 *SALARIES AND EXPENSES*

7 *For necessary expenses of the Office of the Secretary,*
8 *\$66,703,000, of which not to exceed \$40,000 shall be avail-*
9 *able as the Secretary may determine for allocation within*
10 *the Department for official reception and representation ex-*
11 *penses and not to exceed \$10,567,000 shall be available for*
12 *rental of headquarters space, related services assessed by the*
13 *General Services Administration, and for department wide*
14 *facility security enhancements: Provided, That notwith-*
15 *standing any other provision of law, there may be credited*
16 *to this appropriation up to \$1,000,000 in funds received*
17 *in user fees: Provided further, That none of the funds appro-*
18 *priated in this Act or otherwise made available may be used*
19 *to maintain custody of airline tariffs that are already*
20 *available for public and departmental access at no cost; to*
21 *secure them against detection, alteration, or tampering; and*
22 *open to inspection by the Department.*

23 *OFFICE OF CIVIL RIGHTS*

24 *For necessary expenses of the Office of Civil Rights,*
25 *\$5,574,000.*

1 *used for business opportunities related to any mode of*
2 *transportation.*

3 **COAST GUARD**

4 **OPERATING EXPENSES**

5 *For necessary expenses for the operation and mainte-*
6 *nance of the Coast Guard, not otherwise provided for; pur-*
7 *chase of not to exceed five passenger motor vehicles for re-*
8 *placement only; payments pursuant to section 156 of Public*
9 *Law 97-377, as amended (42 U.S.C. 402 note), and section*
10 *229(b) of the Social Security Act (42 U.S.C. 429(b)); and*
11 *recreation and welfare; \$2,435,400,000, of which*
12 *\$25,000,000 shall be derived from the Oil Spill Liability*
13 *Trust Fund: Provided, That the number of aircraft on hand*
14 *at any one time shall not exceed 221, exclusive of aircraft*
15 *and parts stored to meet future attrition: Provided further,*
16 *That none of the funds appropriated in this or any other*
17 *Act shall be available for pay or administrative expenses*
18 *in connection with shipping commissioners in the United*
19 *States: Provided further, That none of the funds provided*
20 *in this Act shall be available for expenses incurred for yacht*
21 *documentation under 46 U.S.C. 12109, except to the extent*
22 *fees are collected from yacht owners and credited to this*
23 *appropriation: Provided further, That the Commandant*
24 *shall reduce both military and civilian employment levels*
25 *for the purpose of complying with Executive Order No.*

1 12839: *Provided further, That notwithstanding any other*
2 *provision of law, none of the funds appropriated by this*
3 *Act or any other Act for the Coast Guard shall be used for*
4 *protection and maintenance of Governors Island, New York.*

5 *ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS*

6 *For necessary expenses of acquisition, construction,*
7 *renovation, and improvement of aids to navigation, shore*
8 *facilities, vessels, and aircraft, including equipment related*
9 *thereto, \$412,300,000, of which \$20,000,000 shall be derived*
10 *from the Oil Spill Liability Trust Fund; of which*
11 *\$214,700,000 shall be available to acquire, repair, renovate*
12 *or improve vessels, small boats and related equipment, to*
13 *remain available until September 30, 2002; \$26,400,000*
14 *shall be available to acquire new aircraft and increase avia-*
15 *tion capability, to remain available until September 30,*
16 *2000; \$51,200,000 shall be available for other equipment,*
17 *to remain available until September 30, 2000; \$73,000,000*
18 *shall be available for shore facilities and aids to navigation*
19 *facilities, to remain available until September 30, 2000;*
20 *and \$47,000,000 shall be available for personnel compensa-*
21 *tion and benefits and related costs, to remain available*
22 *until September 30, 1999: Provided, That funds received*
23 *from the sale of HU-25 aircraft shall be credited to this*
24 *appropriation for the purpose of acquiring new aircraft*
25 *and increasing aviation capacity: Provided further, That*

1 *the Commandant may dispose of surplus real property by*
2 *sale or lease and the proceeds of such sale or lease shall*
3 *be credited to this appropriation: Provided further, That*
4 *not more than \$9,000,000 shall be credited as offsetting col-*
5 *lections to this account, to be available for the purposes of*
6 *this account: Provided further, That the amount herein ap-*
7 *propriated from the General Fund shall be reduced by such*
8 *amount: Provided further, That any proceeds from the sale*
9 *or lease of Coast Guard surplus real property in excess of*
10 *\$9,000,000 shall be retained and remain available until ex-*
11 *pended, but shall not be available for obligation until Octo-*
12 *ber 1, 1998: Provided further, That the Secretary, acting*
13 *through the Commandant, may enter into a long-term Use*
14 *Agreement with the City of Unalaska for dedicated pier*
15 *space on the municipal dock necessary to support Coast*
16 *Guard enforcement vessels when such vessels call on the Port*
17 *of Dutch Harbor, Alaska.*

18 *ENVIRONMENTAL COMPLIANCE AND RESTORATION*

19 *For necessary expenses to carry out the Coast Guard's*
20 *environmental compliance and restoration functions under*
21 *chapter 19 of title 14, United States Code, \$21,000,000, to*
22 *remain available until expended.*

1 *funds received from State and local governments, other pub-*
2 *lic authorities, private sources, and foreign countries, for*
3 *expenses incurred for research, development, testing, and*
4 *evaluation.*

5 *BOAT SAFETY*

6 *(AQUATIC RESOURCES TRUST FUND)*

7 *For payment of necessary expenses incurred for rec-*
8 *reational boating safety assistance under Public Law 92–*
9 *75, as amended, \$35,000,000, to be derived from the Boat*
10 *Safety Account and to remain available until expended.*

11 *FEDERAL AVIATION ADMINISTRATION*

12 *OPERATIONS*

13 *For necessary expenses of the Federal Aviation Admin-*
14 *istration, not otherwise provided for, including operations*
15 *and research activities related to commercial space trans-*
16 *portation, administrative expenses for research and develop-*
17 *ment, establishment of air navigation facilities and the op-*
18 *eration (including leasing) and maintenance of aircraft,*
19 *and carrying out the provisions of subchapter I of chapter*
20 *471 of title 49, United States Code, or other provisions of*
21 *law authorizing the obligation of funds for similar pro-*
22 *grams of airport and airway development or improvement,*
23 *lease or purchase of passenger motor vehicles for replace-*
24 *ment only, in addition to amounts made available by Pub-*
25 *lic Law 104–264, \$5,325,900,000, of which \$1,901,628,000*

1 *shall be derived from the Airport and Airway Trust Fund:*
2 *Provided, That there may be credited to this appropriation*
3 *funds received from States, counties, municipalities, foreign*
4 *authorities, other public authorities, and private sources,*
5 *for expenses incurred in the provision of agency services,*
6 *including receipts for the maintenance and operation of air*
7 *navigation facilities, and for issuance, renewal or modifica-*
8 *tion of certificates, including airman, aircraft, and repair*
9 *station certificates, or for tests related thereto, or for proc-*
10 *essing major repair or alteration forms: Provided further,*
11 *That funds may be used to enter into a grant agreement*
12 *with a nonprofit standard-setting organization to assist in*
13 *the development of aviation safety standards: Provided fur-*
14 *ther, That none of the funds in this Act shall be available*
15 *for new applicants for the second career training program:*
16 *Provided further, That none of the funds in this Act shall*
17 *be available for paying premium pay under 5 U.S.C.*
18 *5546(a) to any Federal Aviation Administration employee*
19 *unless such employee actually performed work during the*
20 *time corresponding to such premium pay: Provided further,*
21 *That none of the funds in this Act may be obligated or ex-*
22 *pended to operate a manned auxiliary flight service station*
23 *in the contiguous United States: Provided further, That*
24 *none of the funds derived from the Airport and Airway*
25 *Trust Fund may be used to support the operations and ac-*

1 *tivities of the Associate Administrator for Commercial*
2 *Space Transportation: Provided further, That up to \$5,000*
3 *of funds appropriated under this heading may be used for*
4 *activities under the Aircraft Purchase Loan Guarantee Pro-*
5 *gram.*

6 *FACILITIES AND EQUIPMENT*

7 *(AIRPORT AND AIRWAY TRUST FUND)*

8 *For necessary expenses, not otherwise provided for, for*
9 *acquisition, establishment, and improvement by contract or*
10 *purchase, and hire of air navigation and experimental fa-*
11 *cilities and equipment as authorized under part A of sub-*
12 *title VII of title 49, United States Code, including initial*
13 *acquisition of necessary sites by lease or grant; engineering*
14 *and service testing, including construction of test facilities*
15 *and acquisition of necessary sites by lease or grant; and*
16 *construction and furnishing of quarters and related accom-*
17 *modations for officers and employees of the Federal Avia-*
18 *tion Administration stationed at remote localities where*
19 *such accommodations are not available; and the purchase,*
20 *lease, or transfer of aircraft from funds available under this*
21 *head; to be derived from the Airport and Airway Trust*
22 *Fund, \$1,889,004,883, of which \$1,669,894,883 shall re-*
23 *main available until September 30, 2000, and of which*
24 *\$219,110,000 shall remain available until September 30,*
25 *1998: Provided, That there may be credited to this appro-*

1 *priation funds received from States, counties, municipali-*
2 *ties, other public authorities, and private sources, for ex-*
3 *penses incurred in the establishment and modernization of*
4 *air navigation facilities.*

5 *RESEARCH, ENGINEERING, AND DEVELOPMENT*

6 *(AIRPORT AND AIRWAY TRUST FUND)*

7 *For necessary expenses, not otherwise provided for, for*
8 *research, engineering, and development, as authorized*
9 *under part A of subtitle VII of title 49, United States Code,*
10 *including construction of experimental facilities and acqui-*
11 *sition of necessary sites by lease or grant, \$214,250,000, to*
12 *be derived from the Airport and Airway Trust Fund and*
13 *to remain available until September 30, 2000: Provided,*
14 *That there may be credited to this appropriation funds re-*
15 *ceived from States, counties, municipalities, other public*
16 *authorities, and private sources, for expenses incurred for*
17 *research, engineering, and development.*

18 *GRANTS-IN-AID FOR AIRPORTS*

19 *(LIQUIDATION OF CONTRACT AUTHORIZATION)*

20 *(AIRPORT AND AIRWAY TRUST FUND)*

21 *For liquidation of obligations incurred for grants-in-*
22 *aid for airport planning and development, and for noise*
23 *compatibility planning and programs as authorized under*
24 *subchapter I of chapter 471 and subchapter I of chapter*
25 *475 of title 49, United States Code, and under other law*
26 *authorizing such obligations, \$1,600,000,000, to be derived*

1 *from the Airport and Airway Trust Fund and to remain*
2 *available until expended: Provided, That none of the funds*
3 *in this Act shall be available for the planning or execution*
4 *of programs the obligations for which are in excess of*
5 *\$1,700,000,000 in fiscal year 1998 for grants-in-aid for air-*
6 *port planning and development, and noise compatibility*
7 *planning and programs, notwithstanding section 47117(h)*
8 *of title 49, United States Code: Provided further, That dis-*
9 *cretionary funds available for noise planning and mitiga-*
10 *tion shall not exceed \$200,000,000 and discretionary funds*
11 *available for the military airport program shall not exceed*
12 *\$26,000,000.*

13 *GRANTS-IN-AID FOR AIRPORTS*

14 *(AIRPORT AND AIRWAY TRUST FUND)*

15 *(RESCISSION OF CONTRACT AUTHORIZATION)*

16 *Of the unobligated balances authorized under 49*
17 *U.S.C. 48103 as amended, \$190,000,000 are rescinded.*

18 *AVIATION INSURANCE REVOLVING FUND*

19 *The Secretary of Transportation is hereby authorized*
20 *to make such expenditures and investments, within the lim-*
21 *its of funds available pursuant to 49 U.S.C. 44307, and*
22 *in accordance with section 104 of the Government Corpora-*
23 *tion Control Act, as amended (31 U.S.C. 9104), as may*
24 *be necessary in carrying out the program for aviation in-*
25 *surance activities under chapter 443 of title 49, United*
26 *States Code.*

1 *AIRCRAFT PURCHASE LOAN GUARANTEE PROGRAM*

2 *Except as specifically provided elsewhere in this Act,*
3 *none of the funds in this Act shall be available for activities*
4 *under this heading during fiscal year 1998.*

5 *FEDERAL HIGHWAY ADMINISTRATION*

6 *LIMITATION ON GENERAL OPERATING EXPENSES*

7 *Necessary expenses for administration, operation, in-*
8 *cluding motor carrier safety program operations, and re-*
9 *search of the Federal Highway Administration not to exceed*
10 *\$558,440,000 shall be paid in accordance with law from*
11 *appropriations made available by this Act to the Federal*
12 *Highway Administration together with advances and reim-*
13 *bursements received by the Federal Highway Administra-*
14 *tion: Provided, That \$245,687,000 of the amount provided*
15 *herein shall remain available until September 30, 2000.*

16 *HIGHWAY-RELATED SAFETY GRANTS*

17 *(LIQUIDATION OF CONTRACT AUTHORIZATION)*

18 *(HIGHWAY TRUST FUND)*

19 *For payment of obligations incurred in carrying out*
20 *the provisions of title 23, United States Code, section 402*
21 *administered by the Federal Highway Administration, to*
22 *remain available until expended, \$4,000,000 to be derived*
23 *from the Highway Trust Fund.*

1 *APPALACHIAN DEVELOPMENT HIGHWAY SYSTEM*

2 *For carrying out the provisions of section 1069(y) of*
3 *Public Law 102-240, relating to construction of, and im-*
4 *provements to, corridors of the Appalachian Development*
5 *Highway System, \$300,000,000 to remain available until*
6 *expended.*

7 *FEDERAL-AID HIGHWAYS*

8 *(LIMITATION ON OBLIGATIONS)*

9 *(HIGHWAY TRUST FUND)*

10 *None of the funds in this Act shall be available for*
11 *the implementation or execution of programs the obligations*
12 *for which are in excess of \$21,800,000,000 for Federal-aid*
13 *highways and highway safety construction programs for fis-*
14 *cal year 1998.*

15 *FEDERAL-AID HIGHWAYS*

16 *(LIQUIDATION OF CONTRACT AUTHORIZATION)*

17 *(HIGHWAY TRUST FUND)*

18 *For carrying out the provisions of title 23, United*
19 *States Code, that are attributable to Federal-aid highways,*
20 *including the National Scenic and Recreational Highway*
21 *as authorized by 23 U.S.C. 148, not otherwise provided, in-*
22 *cluding reimbursements for sums expended pursuant to the*
23 *provisions of 23 U.S.C. 308, \$20,850,000,000 or so much*
24 *thereof as may be available in and derived from the High-*
25 *way Trust Fund, to remain available until expended.*

1 *RIGHT-OF-WAY REVOLVING FUND*2 *(LIMITATION ON DIRECT LOANS)*3 *(HIGHWAY TRUST FUND)*

4 *For the cost of direct loans to be repaid with other*
5 *than Federal funds, \$8,000,000 as authorized by section 108*
6 *of title 23, United States Code.*

7 *MOTOR CARRIER SAFETY GRANTS*8 *(LIQUIDATION OF CONTRACT AUTHORIZATION)*9 *(HIGHWAY TRUST FUND)*

10 *For payment of obligations incurred in carrying out*
11 *49 U.S.C. 31102, \$85,000,000, to be derived from the High-*
12 *way Trust Fund and to remain available until expended:*
13 *Provided, That none of the funds in this Act shall be avail-*
14 *able for the implementation or execution of programs the*
15 *obligations for which are in excess of \$84,300,000 for*
16 *“Motor Carrier Safety Grants”.*

17 *NATIONAL HIGHWAY TRAFFIC SAFETY*18 *ADMINISTRATION*19 *OPERATIONS AND RESEARCH*

20 *For expenses necessary to discharge the functions of the*
21 *Secretary with respect to traffic and highway safety under*
22 *part C of subtitle VI of title 49, United States Code, and*
23 *chapter 301 of title 49, United States Code, \$74,760,000,*
24 *to remain available until September 30, 1999: Provided,*
25 *That none of the funds appropriated by this Act may be*
26 *obligated or expended to plan, finalize, or implement any*

1 *rulemaking to add to section 575.104 of title 49 of the Code*
2 *of Federal Regulations any requirement pertaining to a*
3 *grading standard that is different from the three grading*
4 *standards (treadwear, traction, and temperature resistance)*
5 *already in effect.*

6 *OPERATIONS AND RESEARCH*

7 *(HIGHWAY TRUST FUND)*

8 *For expenses necessary to discharge the functions of the*
9 *Secretary with respect to traffic and highway safety under*
10 *23 U.S.C. 403 and section 2006 of the Intermodal Surface*
11 *Transportation Efficiency Act of 1991 (Public Law 102–*
12 *240), to be derived from the Highway Trust Fund,*
13 *\$71,740,000, to remain available until September 30, 1999.*

14 *HIGHWAY TRAFFIC SAFETY GRANTS*

15 *(LIQUIDATION OF CONTRACT AUTHORIZATION)*

16 *(LIMITATION ON OBLIGATIONS)*

17 *(HIGHWAY TRUST FUND)*

18 *For payment of obligations incurred carrying out the*
19 *provisions of 23 U.S.C. 153, 402, 408, and 410, and chapter*
20 *303 of title 49, United States Code, to remain available*
21 *until expended, \$186,000,000, to be derived from the High-*
22 *way Trust Fund: Provided, That, notwithstanding sub-*
23 *section 2009(b) of the Intermodal Surface Transportation*
24 *Efficiency Act of 1991, none of the funds in this Act shall*
25 *be available for the planning or execution of programs the*
26 *total obligations for which, in fiscal year 1998, are in excess*

1 of \$187,000,000 for programs authorized under 23 U.S.C.
2 402, 410, and chapter 303 of title 49, U.S.C., of which
3 \$150,700,000 shall be for “State and community highway
4 safety grants”, \$2,300,000 shall be for the “National Driver
5 Register”, and \$34,000,000 shall be for section 410 “Alco-
6 hol-impaired driving counter-measures programs”: Pro-
7 vided further, That none of these funds shall be used for
8 construction, rehabilitation or remodeling costs, or for office
9 furnishings and fixtures for State, local, or private build-
10 ings or structures: Provided further, That not to exceed
11 \$4,948,000 of the funds made available for section 402 may
12 be available for administering “State and community high-
13 way safety grants”: Provided further, That not to exceed
14 \$150,000 of the funds made available for section 402 may
15 be available for administering the highway safety grants
16 authorized by section 1003(a)(7) of Public Law 102–240:
17 Provided further, That not to exceed \$500,000 of the funds
18 made available for section 410 “Alcohol-impaired driving
19 counter-measures programs” shall be available for technical
20 assistance to the States.

21 *FEDERAL RAILROAD ADMINISTRATION*

22 *OFFICE OF THE ADMINISTRATOR*

23 *For necessary expenses of the Federal Railroad Admin-*
24 *istration, not otherwise provided for, \$19,800,000, of which*
25 *\$1,339,000 shall remain available until expended: Provided,*

1 *That none of the funds in this Act shall be available for*
2 *the planning or execution of a program making commit-*
3 *ments to guarantee new loans under the Emergency Rail*
4 *Services Act of 1970, as amended, and no new commitments*
5 *to guarantee loans under section 211(a) or 211(h) of the*
6 *Regional Rail Reorganization Act of 1973, as amended,*
7 *shall be made: Provided further, That, as part of the Wash-*
8 *ington Union Station transaction in which the Secretary*
9 *assumed the first deed of trust on the property and, where*
10 *the Union Station Redevelopment Corporation or any suc-*
11 *cessor is obligated to make payments on such deed of trust*
12 *on the Secretary's behalf, including payments on and after*
13 *September 30, 1988, the Secretary is authorized to receive*
14 *such payments directly from the Union Station Redevelop-*
15 *ment Corporation, credit them to the appropriation charged*
16 *for the first deed of trust, and make payments on the first*
17 *deed of trust with those funds: Provided further, That such*
18 *additional sums as may be necessary for payment on the*
19 *first deed of trust may be advanced by the Administrator*
20 *from unobligated balances available to the Federal Railroad*
21 *Administration, to be reimbursed from payments received*
22 *from the Union Station Redevelopment Corporation.*

23

RAILROAD SAFETY

24 *For necessary expenses in connection with railroad*
25 *safety, not otherwise provided for, \$57,067,000, of which*

1 \$5,400,000 shall remain available until expended: Provided,
2 That notwithstanding any other provision of law, funds ap-
3 propriated under this heading are available for the reim-
4 bursement of out-of-state travel and per diem costs incurred
5 by employees of State governments directly supporting the
6 Federal railroad safety program, including regulatory de-
7 velopment and compliance-related activities.

8 *RAILROAD RESEARCH AND DEVELOPMENT*

9 *For necessary expenses for railroad research and devel-*
10 *opment, \$24,906,000, to remain available until expended.*

11 *NORTHEAST CORRIDOR IMPROVEMENT PROGRAM*

12 *For necessary expenses related to Northeast Corridor*
13 *improvements authorized by title VII of the Railroad Revi-*
14 *talization and Regulatory Reform Act of 1976, as amended*
15 *(45 U.S.C. 851 et seq.) and 49 U.S.C. 24909, \$273,450,000,*
16 *to remain available until September 30, 1999, of which*
17 *\$23,450,000 shall be for the Pennsylvania Station Redevel-*
18 *opment Project.*

19 *RAILROAD REHABILITATION AND IMPROVEMENT PROGRAM*

20 *The Secretary of Transportation is authorized to issue*
21 *to the Secretary of the Treasury notes or other obligations*
22 *pursuant to section 512 of the Railroad Revitalization and*
23 *Regulatory Reform Act of 1976 (Public Law 94-210), as*
24 *amended, in such amounts and at such times as may be*
25 *necessary to pay any amounts required pursuant to the*

1 *guarantee of the principal amount of obligations under sec-*
2 *tions 511 through 513 of such Act, such authority to exist*
3 *as long as any such guaranteed obligation is outstanding:*
4 *Provided, That no new loan guarantee commitments shall*
5 *be made during fiscal year 1998.*

6 *NEXT GENERATION HIGH-SPEED RAIL*

7 *For necessary expenses for Next Generation High-*
8 *Speed Rail studies, corridor planning, development, dem-*
9 *onstration, and implementation, \$26,000,000, to remain*
10 *available until expended: Provided, That funds under this*
11 *head may be made available for grants to States for high-*
12 *speed rail corridor design, feasibility studies, environmental*
13 *analyses, and track and signal improvements.*

14 *ALASKA RAILROAD REHABILITATION*

15 *To enable the Secretary of Transportation to make*
16 *grants to the Alaska Railroad, \$17,000,000 shall be for cap-*
17 *ital rehabilitation and improvements benefiting its pas-*
18 *senger operations.*

19 *RHODE ISLAND RAIL DEVELOPMENT*

20 *For the costs associated with construction of a third*
21 *track on the Northeast Corridor between Davisville and*
22 *Central Falls, Rhode Island, with sufficient clearance to ac-*
23 *commodate double stack freight cars, \$10,000,000, to be*
24 *matched by the State of Rhode Island or its designee on*
25 *a dollar-for-dollar basis and to remain available until ex-*

1 *pended: Provided, That as a condition of accepting such*
2 *funds, the Providence and Worcester (P&W) Railroad shall*
3 *enter into an agreement with the Secretary to reimburse*
4 *Amtrak and/or the Federal Railroad Administration, on a*
5 *dollar-for-dollar basis, up to the first \$13,000,000 in dam-*
6 *ages resulting from the legal action initiated by the P&W*
7 *Railroad under its existing contracts with Amtrak relating*
8 *to the provision of vertical clearances between Davisville*
9 *and Central Falls in excess of those required for present*
10 *freight operations.*

11 *GRANTS TO THE NATIONAL RAILROAD PASSENGER*

12 *CORPORATION*

13 *To enable the Secretary of Transportation to make*
14 *grants to the National Railroad Passenger Corporation au-*
15 *thorized by 49 U.S.C. 24104, \$344,000,000, to remain*
16 *available until expended, to be available for operating losses*
17 *and for mandatory passenger rail service payments: Pro-*
18 *vided, That none of the funds herein appropriated shall be*
19 *used for lease or purchase of passenger motor vehicles or*
20 *for the hire of vehicle operators for any officer or employee,*
21 *other than the president of the Corporation, excluding the*
22 *lease of passenger motor vehicles for those officers or employ-*
23 *ees while in official travel status: Provided further, That,*
24 *subject to the enactment of the Revenue Reconciliation Act*
25 *of 1997, and the adjustment of the discretionary limit as*

1 *provided in section 1653(b)(2)(F) to enable appropriations*
2 *to be made from the Intercity Passenger Rail Fund in ac-*
3 *cordance with section 9901(c) of the Internal Revenue Code,*
4 *\$641,000,000, to remain available until expended, to fi-*
5 *nance qualified expenses of the National Railroad Passenger*
6 *Corporation and each non-Amtrak State, as defined in sec-*
7 *tion 9901(d) of such Code: Provided further, That amounts*
8 *available for obligation from the Intercity Passenger Rail*
9 *Fund shall be withheld until the enactment of a subsequent*
10 *appropriations Act releasing such funds for obligation.*

11 *FEDERAL TRANSIT ADMINISTRATION*

12 *ADMINISTRATIVE EXPENSES*

13 *For necessary administrative expenses of the Federal*
14 *Transit Administration for carrying out programs author-*
15 *ized by chapter 53 of title 49, United States Code,*
16 *\$41,497,000, together with advances and reimbursements*
17 *received by the Federal Transit Administration: Provided,*
18 *That none of the funds in this Act shall be available for*
19 *the execution of contracts under section 5327(c) of title 49,*
20 *United States Code, in an aggregate amount that exceeds*
21 *\$15,000,000.*

22 *FORMULA GRANTS*

23 *For necessary expenses to carry out 49 U.S.C. 5307,*
24 *5310(a)(2), 5311, and 5336, to remain available until ex-*
25 *pended, \$190,000,000: Provided, That no more than*

1 \$2,400,000,000 of budget authority shall be available for
2 these purposes.

3 *UNIVERSITY TRANSPORTATION CENTERS*

4 *For necessary expenses for university transportation*
5 *centers as authorized by 49 U.S.C. 5317(b), to remain*
6 *available until expended, \$6,000,000.*

7 *TRANSIT PLANNING AND RESEARCH*

8 *For necessary expenses for transit planning and re-*
9 *search as authorized by 49 U.S.C. 5303, 5311, 5313, 5314,*
10 *and 5315, to remain available until expended, \$77,250,000,*
11 *of which \$39,500,000 shall be for activities under Metropoli-*
12 *tan Planning (49 U.S.C. 5303); \$4,500,000 for activities*
13 *under Rural Transit Assistance (49 U.S.C. 5311(b)(2));*
14 *\$8,250,000 for activities under State Planning and Re-*
15 *search (49 U.S.C. 5313(b)); \$22,000,000 for activities under*
16 *National Planning and Research (49 U.S.C. 5314);*
17 *\$3,000,000 for National Transit Institute (49 U.S.C. 5315):*
18 *Provided, That within the funds made available under this*
19 *heading, \$500,000 may be made available to the Colorado*
20 *Department of Transportation to study the metropolitan*
21 *planning process and organization in the Denver metropoli-*
22 *tan area. The study shall be based on a scope of work agreed*
23 *to by Douglas County (on behalf of selected Denver regional*
24 *county governments and municipal governments), the Den-*
25 *ver Regional Council of Governments, and the Colorado De-*

1 *partment of Transportation. Within 24 months of enact-*
 2 *ment of this Act, the recommendations of this study will*
 3 *be transmitted to the Senate and House Committees on Ap-*
 4 *propriations.*

5 *TRUST FUND SHARE OF EXPENSES*

6 *(LIQUIDATION OF CONTRACT AUTHORIZATION)*

7 *(HIGHWAY TRUST FUND)*

8 *For payment of obligations incurred in carrying out*
 9 *49 U.S.C. 5338(a), \$2,210,000,000, to remain available*
 10 *until expended and to be derived from the Highway Trust*
 11 *Fund: Provided, That \$2,210,000,000 shall be paid from the*
 12 *Mass Transit Account of the Highway Trust Fund to the*
 13 *Federal Transit Administration's formula grants account.*

14 *DISCRETIONARY GRANTS*

15 *(LIMITATION ON OBLIGATIONS)*

16 *(HIGHWAY TRUST FUND)*

17 *None of the funds in this Act shall be available for*
 18 *the implementation or execution of programs the obligations*
 19 *for which are in excess of \$2,008,000,000 in fiscal year 1998*
 20 *for grants under the contract authority in 49 U.S.C.*
 21 *5338(b): Provided, That there shall be available for fixed*
 22 *guideway modernization, \$780,000,000; there shall be avail-*
 23 *able for the replacement, rehabilitation, and purchase of*
 24 *buses and related equipment and the construction of bus-*
 25 *related facilities, \$440,000,000; and, notwithstanding any*
 26 *other provision of law, except for fixed guideway mod-*

1 *ernization projects, \$6,345,000 made available under Public*
2 *Law 104–205 under “Federal Transit Administration, Dis-*
3 *cretionary Grants”, for the Alaska-Hollis to Ketchikan ferry*
4 *project shall be made available for new fixed guideway sys-*
5 *tems together with the \$788,000,000 made available for new*
6 *fixed guideway systems in this Act, to be available as fol-*
7 *lows:*

8 *\$44,600,000 for the Atlanta-North Springs*
9 *project;*

10 *\$1,000,000 for the Austin Capital metro project;*

11 *\$34,500,000 for the BART San Francisco Air-*
12 *port and San Jose Tasman extension projects;*

13 *\$46,200,000 for the Boston Piers-MOS–2 project;*

14 *\$2,000,000 for the Boston urban ring project;*

15 *\$8,000,000 for the Burlington-Essex, Vermont*
16 *commuter rail project;*

17 *\$800,000 for the Canton-Akron-Cleveland com-*
18 *muter rail project;*

19 *\$3,000,000, for the Charleston monobeam rail*
20 *project;*

21 *\$500,000 for the Cincinnati Northeast/Northern*
22 *Kentucky rail line project;*

23 *\$5,000,000 for the Clark County Nevada RTC*
24 *fixed guideway project;*

- 1 \$14,000,000 for the *DART North Central light*
2 *rail extension project;*
- 3 \$30,000,000 for the *Denver Southwest Corridor*
4 *project;*
- 5 \$50,000,000 for the *New York East Side access*
6 *project;*
- 7 \$12,000,000 for the *Florida Tri-County com-*
8 *muter rail project;*
- 9 \$4,000,000 for the *Galveston rail trolley system*
10 *project;*
- 11 \$2,000,000 for the *Griffin light rail project;*
- 12 \$51,100,000 for the *Houston Regional Bus*
13 *project;*
- 14 \$1,500,000 for the *Indianapolis northeast cor-*
15 *ridor project;*
- 16 \$3,000,000 for the *Jackson, Mississippi Inter-*
17 *modal Corridor;*
- 18 \$4,645,000 for the *Little Rock, Arkansas Junc-*
19 *tion Bridge project;*
- 20 \$51,000,000 for the *Los Angeles MOS-3 project;*
- 21 \$35,000,000 for the *MARC Commuter Rail Im-*
22 *provements project;*
- 23 \$1,000,000 for the *Memphis, Tennessee Regional*
24 *Rail Plan;*

1 \$500,000 for the Nassau Hub rail link EIS
2 project;

3 \$64,000,000 for the New Jersey Urban Core/
4 Hudson-Bergen LRT project;

5 \$27,000,000 for the New Jersey Urban Core/
6 Secaucus project;

7 \$4,000,000 for the New Orleans Canal Street
8 Corridor project;

9 \$14,000,000 for the North Carolina Research
10 Triangle Park project;

11 \$6,000,000 for the Northern Indiana commuter
12 rail project;

13 \$2,000,000 for the Oklahoma City, MAPS cor-
14 ridor transit system;

15 \$31,800,000 for the Orlando Lynx light rail
16 project;

17 \$8,000,000 for the Pittsburgh Airport busway
18 project;

19 \$63,400,000 for the Portland-Westside/Hillsboro
20 Extension project;

21 \$2,000,000 for the Roaring Fork Valley rail
22 project;

23 \$20,300,000 for the Sacramento LRT Extension
24 project;

1 \$84,000,000 for the Salt Lake City South LRT
2 project;

3 \$8,000,000 for the Salt Lake City regional com-
4 muter system project;

5 \$24,000,000 for the Seattle-Tacoma light rail
6 and commuter rail project;

7 \$500,000 for the Springfield-Branson, MO com-
8 muter rail project;

9 \$30,000,000 for the St. Louis-St. Clair Extension
10 project.

11 *MASS TRANSIT CAPITAL FUND*

12 *(LIQUIDATION OF CONTRACT AUTHORIZATION)*

13 *(HIGHWAY TRUST FUND)*

14 *For payment of obligations incurred in carrying out*
15 *49 U.S.C. 5338(b) administered by the Federal Transit Ad-*
16 *ministration, \$2,350,000,000, to be derived from the High-*
17 *way Trust Fund and to remain available until expended.*

18 *WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY*

19 *For necessary expenses to carry out section 14 of Pub-*
20 *lic Law 96-184 and Public Law 101-551, \$160,000,000,*
21 *to remain available until expended.*

22 *RESEARCH AND SPECIAL PROGRAMS*

23 *ADMINISTRATION*

24 *RESEARCH AND SPECIAL PROGRAMS*

25 *For expenses necessary to discharge the functions of the*
26 *Research and Special Programs Administration,*

1 \$28,450,000, of which \$574,000 shall be derived from the
2 Pipeline Safety Fund, and of which \$4,950,000 shall re-
3 main available until September 30, 2000: Provided, That
4 up to \$1,200,000 in fees collected under 49 U.S.C. 5108(g)
5 shall be deposited in the general fund of the Treasury as
6 offsetting receipts: Provided further, That there may be
7 credited to this appropriation, to be available until ex-
8 pended, funds received from States, counties, municipali-
9 ties, other public authorities, and private sources for ex-
10 penses incurred for training, for reports publication and
11 dissemination, and for expenses incurred in performance of
12 hazardous materials exemptions and approvals functions.

13 *PIPELINE SAFETY*

14 *(PIPELINE SAFETY FUND)*

15 *For expenses necessary to conduct the functions of the*
16 *pipeline safety program, for grants-in-aid to carry out a*
17 *pipeline safety program, as authorized by 49 U.S.C. 60107,*
18 *and to discharge the pipeline program responsibilities of*
19 *the Oil Pollution Act of 1990, \$33,000,000, of which*
20 *\$3,000,000 shall be derived from the Oil Spill Liability*
21 *Trust Fund and shall remain available until September 30,*
22 *2000; and of which \$30,000,000 shall be derived from the*
23 *Pipeline Safety Fund, of which \$14,839,000 shall remain*
24 *available until September 30, 2000: Provided, That of these*
25 *amounts, \$1,500,000 shall be available for grants to States*

1 *for the development and establishment of one-call notifica-*
2 *tion systems and shall be derived from amounts previously*
3 *collected under 49 U.S.C. 60301, and that an additional*
4 *\$500,000 in amounts previously collected under 49 U.S.C.*
5 *60301 is available to conduct general functions of the pipe-*
6 *line safety program.*

7 *EMERGENCY PREPAREDNESS GRANTS*

8 *(EMERGENCY PREPAREDNESS FUND)*

9 *For necessary expenses to carry out 49 U.S.C. 5127(c),*
10 *\$200,000, to be derived from the Emergency Preparedness*
11 *Fund, to remain available until September 30, 2000: Pro-*
12 *vided, That none of the funds made available by 49 U.S.C.*
13 *5116(i) and 5127(d) shall be made available for obligation*
14 *by individuals other than the Secretary of Transportation,*
15 *or his designee.*

16 *OFFICE OF INSPECTOR GENERAL*

17 *SALARIES AND EXPENSES*

18 *For necessary expenses of the Office of Inspector Gen-*
19 *eral to carry out the provisions of the Inspector General*
20 *Act of 1978, as amended, \$38,900,000: Provided, That none*
21 *of the funds under this heading shall be for the conduct of*
22 *contract audits.*

1 *SURFACE TRANSPORTATION BOARD*2 *SALARIES AND EXPENSES*

3 *For necessary expenses of the Surface Transportation*
4 *Board, including services authorized by 5 U.S.C. 3109,*
5 *\$12,300,000: Provided, That \$3,100,000 in fees collected in*
6 *fiscal year 1998 by the Surface Transportation Board pur-*
7 *suant to 31 U.S.C. 9701 shall be made available to this*
8 *appropriation in fiscal year 1998: Provided further, That*
9 *any fees received in excess of \$3,100,000 in fiscal year 1998*
10 *shall remain available until expended, but shall not be*
11 *available for obligation until October 1, 1998.*

12 *TITLE II*13 *RELATED AGENCIES*14 *ARCHITECTURAL AND TRANSPORTATION*15 *BARRIERS COMPLIANCE BOARD*16 *SALARIES AND EXPENSES*

17 *For expenses necessary for the Architectural and*
18 *Transportation Barriers Compliance Board, as authorized*
19 *by section 502 of the Rehabilitation Act of 1973, as amend-*
20 *ed, \$3,640,000: Provided, That, notwithstanding any other*
21 *provision of law, there may be credited to this appropria-*
22 *tion funds received for publications and training expenses.*

1 *NATIONAL TRANSPORTATION SAFETY BOARD*2 *SALARIES AND EXPENSES*

3 *For necessary expenses of the National Transportation*
4 *Safety Board, including hire of passenger motor vehicles*
5 *and aircraft; services as authorized by 5 U.S.C. 3109, but*
6 *at rates for individuals not to exceed the per diem rate*
7 *equivalent to the rate for a GS-18; uniforms, or allowances*
8 *therefor, as authorized by law (5 U.S.C. 5901-5902)*
9 *\$49,700,000, of which not to exceed \$2,000 may be used for*
10 *official reception and representation expenses.*

11 *EMERGENCY FUND*

12 *For necessary expenses of the National Transportation*
13 *Safety Board for accident investigations, including hire of*
14 *passenger motor vehicles and aircraft; services as authorized*
15 *by 5 U.S.C. 3109, but at rates for individuals not to exceed*
16 *the per diem rate equivalent to the rate for a GS-18; uni-*
17 *forms, or allowances therefor, as authorized by law (5*
18 *U.S.C. 5901-5902), \$1,000,000 to remain available until*
19 *expended.*

20 *TITLE III*21 *GENERAL PROVISIONS*22 *(INCLUDING TRANSFERS OF FUNDS)*

23 *SEC. 301. During the current fiscal year applicable*
24 *appropriations to the Department of Transportation shall*
25 *be available for maintenance and operation of aircraft; hire*

1 *of passenger motor vehicles and aircraft; purchase of liabil-*
2 *ity insurance for motor vehicles operating in foreign coun-*
3 *tries on official department business; and uniforms, or al-*
4 *lowances therefor, as authorized by law (5 U.S.C. 5901–*
5 *5902).*

6 *SEC. 302. Such sums as may be necessary for fiscal*
7 *year 1998 pay raises for programs funded in this Act shall*
8 *be absorbed within the levels appropriated in this Act or*
9 *previous appropriations Acts.*

10 *SEC. 303. Funds appropriated under this Act for ex-*
11 *penditures by the Federal Aviation Administration shall be*
12 *available (1) except as otherwise authorized by title VIII*
13 *of the Elementary and Secondary Education Act of 1965,*
14 *20 U.S.C. 7701, et seq., for expenses of primary and second-*
15 *ary schooling for dependents of Federal Aviation Adminis-*
16 *tration personnel stationed outside the continental United*
17 *States at costs for any given area not in excess of those*
18 *of the Department of Defense for the same area, when it*
19 *is determined by the Secretary that the schools, if any,*
20 *available in the locality are unable to provide adequately*
21 *for the education of such dependents, and (2) for transpor-*
22 *tation of said dependents between schools serving the area*
23 *that they attend and their places of residence when the Sec-*
24 *retary, under such regulations as may be prescribed, deter-*

1 *mines that such schools are not accessible by public means*
2 *of transportation on a regular basis.*

3 *SEC. 304. Appropriations contained in this Act for the*
4 *Department of Transportation shall be available for services*
5 *as authorized by 5 U.S.C. 3109, but at rates for individuals*
6 *not to exceed the per diem rate equivalent to the rate for*
7 *an Executive Level IV.*

8 *SEC. 305. None of the funds in this Act shall be avail-*
9 *able for salaries and expenses of more than one hundred*
10 *seven political and Presidential appointees in the Depart-*
11 *ment of Transportation: Provided, That none of the person-*
12 *nel covered by this provision may be assigned on temporary*
13 *detail outside the Department of Transportation.*

14 *SEC. 306. None of the funds in this Act shall be used*
15 *for the planning or execution of any program to pay the*
16 *expenses of, or otherwise compensate, non-Federal parties*
17 *intervening in regulatory or adjudicatory proceedings fund-*
18 *ed in this Act.*

19 *SEC. 307. None of the funds appropriated in this Act*
20 *shall remain available for obligation beyond the current fis-*
21 *cal year, nor may any be transferred to other appropria-*
22 *tions, unless expressly so provided herein.*

23 *SEC. 308. The Secretary of Transportation may enter*
24 *into grants, cooperative agreements, and other transactions*
25 *with any person, agency, or instrumentality of the United*

1 *States, any unit of State or local government, any edu-*
2 *cational institution, and any other entity in execution of*
3 *the Technology Reinvestment Project authorized under the*
4 *Defense Conversion, Reinvestment and Transition Assist-*
5 *ance Act of 1992 and related legislation: Provided, That*
6 *the authority provided in this section may be exercised*
7 *without regard to section 3324 of title 31, United States*
8 *Code.*

9 *SEC. 309. The expenditure of any appropriation under*
10 *this Act for any consulting service through procurement*
11 *contract pursuant to section 3109 of title 5, United States*
12 *Code, shall be limited to those contracts where such expendi-*
13 *tures are a matter of public record and available for public*
14 *inspection, except where otherwise provided under existing*
15 *law, or under existing Executive Order issued pursuant to*
16 *existing law.*

17 *SEC. 310. (a) For fiscal year 1998 the Secretary of*
18 *Transportation shall distribute the obligation limitation for*
19 *Federal-aid highways by allocation in the ratio which sums*
20 *authorized to be appropriated for Federal-aid highways*
21 *that are apportioned or allocated to each State for such fis-*
22 *cal year bear to the total of the sums authorized to be appro-*
23 *priated for Federal-aid highways that are apportioned or*
24 *allocated to all the States for such fiscal year.*

1 **(b)** *Notwithstanding subsection (a), the Secretary*
2 *shall—*

3 **(1)** *provide all States with authority sufficient to*
4 *prevent lapses of sums authorized to be appropriated*
5 *for Federal-aid highways that have been apportioned*
6 *to a State;*

7 **(2)** *after August 1, 1998, revise a distribution of*
8 *the funds made available under subsection (a) if a*
9 *State will not obligate the amount distributed during*
10 *that fiscal year and redistribute sufficient amounts to*
11 *those States able to obligate amounts in addition to*
12 *those previously distributed during that fiscal year*
13 *giving priority to those States having large unobli-*
14 *gated balances of funds apportioned under sections*
15 *103(e)(4), 104, and 144 of title 23, United States*
16 *Code, and under sections 1013(c) and 1015 of Public*
17 *Law 102–240; and*

18 **(3)** *not distribute amounts authorized for admin-*
19 *istrative expenses and funded from the administrative*
20 *takedown authorized by section 104(a) of title 23,*
21 *United States Code, the Federal lands highway pro-*
22 *gram, the intelligent transportation systems program,*
23 *and amounts made available under sections 1040,*
24 *1047, 1064, 6001, 6005, 6006, 6023, and 6024 of*
25 *Public Law 102–240, and 49 U.S.C. 5316, 5317, and*

1 5338: *Provided, That amounts made available under*
2 *section 6005 of Public Law 102–240 shall be subject*
3 *to the obligation limitation for Federal-aid highways*
4 *and highway safety construction programs under the*
5 *head “Federal-Aid Highways” in this Act.*

6 (c) *During the period August 2 through September 30,*
7 *1998, the aggregate amount which may be obligated by all*
8 *States shall not exceed 2.5 percent of the aggregate amount*
9 *of funds apportioned or allocated to all States—*

10 (1) *under sections 104 and 144 of title 23, Unit-*
11 *ed States Code, and 1013(c) and 1015 of Public Law*
12 *102–240, and*

13 (2) *for highway assistance projects under section*
14 *103(e)(4) of title 23, United States Code, which would*
15 *not be obligated in fiscal year 1998 if the total*
16 *amount of the obligation limitation provided for such*
17 *fiscal year in this Act were utilized.*

18 (d) *Paragraph (c) shall not apply to any State which*
19 *on or after August 1, 1998, has the amount distributed to*
20 *such State under paragraph (a) for fiscal year 1998 reduced*
21 *under paragraph (c)(2).*

22 SEC. 311. *The limitations on obligations for the pro-*
23 *grams of the Federal Transit Administration shall not*
24 *apply to any authority under 49 U.S.C. 5338, previously*
25 *made available for obligation, or to any other authority pre-*

1 *viously made available for obligation under the discre-*
2 *tionary grants program.*

3 *SEC. 312. None of the funds in this Act shall be used*
4 *to implement section 404 of title 23, United States Code.*

5 *SEC. 313. None of the funds in this Act shall be avail-*
6 *able to plan, finalize, or implement regulations that would*
7 *establish a vessel traffic safety fairway less than five miles*
8 *wide between the Santa Barbara Traffic Separation*
9 *Scheme and the San Francisco Traffic Separation Scheme.*

10 *SEC. 314. Notwithstanding any other provision of law,*
11 *airports may transfer, without consideration, to the Federal*
12 *Aviation Administration (FAA) instrument landing sys-*
13 *tems (along with associated approach lighting equipment*
14 *and runway visual range equipment) which conform to*
15 *FAA design and performance specifications, the purchase*
16 *of which was assisted by a Federal airport-aid program,*
17 *airport development aid program or airport improvement*
18 *program grant. The FAA shall accept such equipment,*
19 *which shall thereafter be operated and maintained by the*
20 *FAA in accordance with agency criteria.*

21 *SEC. 315. None of the funds in this Act shall be avail-*
22 *able to award a multiyear contract for production end*
23 *items that (1) includes economic order quantity or long lead*
24 *time material procurement in excess of \$10,000,000 in any*
25 *one year of the contract or (2) includes a cancellation*

1 *charge greater than \$10,000,000 which at the time of obliga-*
2 *tion has not been appropriated to the limits of the Govern-*
3 *ment's liability or (3) includes a requirement that permits*
4 *performance under the contract during the second and sub-*
5 *sequent years of the contract without conditioning such per-*
6 *formance upon the appropriation of funds: Provided, That*
7 *this limitation does not apply to a contract in which the*
8 *Federal Government incurs no financial liability from not*
9 *buying additional systems, subsystems, or components be-*
10 *yond the basic contract requirements.*

11 *SEC. 316. For the purposes of funds made available*
12 *under the heading, Formula Grants, the term "Capital*
13 *Project" includes a project for—*

14 *(A)(i) acquisition, construction, supervision, or*
15 *inspection of a facility or equipment, including in-*
16 *spection thereof, for use in mass transportation; and*

17 *(ii) expenses incidental to the acquisition or con-*
18 *struction (including designing, engineering, location*
19 *survey, mapping, acquiring rights of way, associated*
20 *pre-revenue startup costs, and environmental mitiga-*
21 *tion), payments for rail trackage rights, Intelligent*
22 *Transportation Systems, relocation assistance, acquir-*
23 *ing replacement housing sites, and acquiring, con-*
24 *structing, relocating, and rehabilitating replacement*
25 *housing;*

- 1 (B) *rehabilitating a bus;*
2 (C) *remanufacturing a bus;*
3 (D) *overhauling rail rolling stock;*
4 (E) *preventive maintenance; and*
5 (F) *financing the operating costs of equipment*
6 *and facilities used in mass transportation in urban-*
7 *ized areas with a population of less than 200,000.*

8 *SEC. 317. Notwithstanding any other provision of law,*
9 *and except for fixed guideway modernization projects, funds*
10 *made available by this Act under “Federal Transit Admin-*
11 *istration, Discretionary grants” for projects specified in*
12 *this Act or identified in reports accompanying this Act not*
13 *obligated by September 30, 2000, shall be made available*
14 *for other projects under 49 U.S.C. 5309.*

15 *SEC. 318. Notwithstanding any other provision of law,*
16 *any funds appropriated before October 1, 1993, under any*
17 *section of chapter 53 of title 49, United States Code, that*
18 *remain available for expenditure may be transferred to and*
19 *administered under the most recent appropriation heading*
20 *for any such section.*

21 *SEC. 319. Funds received by the Federal Highway Ad-*
22 *ministration, Federal Transit Administration, and Federal*
23 *Railroad Administration from States, counties, municipali-*
24 *ties, other public authorities, and private sources for ex-*
25 *penses incurred for training may be credited respectively*

1 to the Federal Highway Administration’s “Limitation on
2 General Operating Expenses” account, the Federal Transit
3 Administration’s “Transit Planning and Research” ac-
4 count, and to the Federal Railroad Administration’s “Rail-
5 road Safety” account, except for State rail safety inspectors
6 participating in training pursuant to 49 U.S.C. 20105.

7 SEC. 320. Notwithstanding 31 U.S.C. 3302, funds re-
8 ceived by the Bureau of Transportation Statistics from the
9 sale of data products, for necessary expenses incurred pur-
10 suant to 49 U.S.C. 111 may be credited to the Federal-aid
11 highways account for the purpose of reimbursing the Bu-
12 reau for such expenses: Provided, That such funds shall not
13 be subject to the obligation limitation for Federal-aid high-
14 ways and highway safety construction.

15 SEC. 321. The Secretary of Transportation is author-
16 ized to transfer funds appropriated in this Act to make
17 rental payments to the General Services Administration in
18 excess of the amounts provided in this Act: Provided, That
19 prior to any such transfer, notification shall be provided
20 to the House and Senate Committees on Appropriations.

21 SEC. 322. None of the funds in this Act shall, in the
22 absence of express authorization by Congress, be used di-
23 rectly or indirectly to pay for any personal service, adver-
24 tisement, telegram, telephone, letter, printed or written mat-
25 ter, or other device, intended or designed to influence in

1 *any manner a Member of Congress, to favor or oppose, by*
2 *vote or otherwise, any legislation or appropriation by Con-*
3 *gress, whether before or after the introduction of any bill*
4 *or resolution proposing such legislation or appropriation:*
5 *Provided, That this shall not prevent officers or employees*
6 *of the Department of Transportation or related agencies*
7 *funded in this Act from communicating to Members of Con-*
8 *gress on the request of any Member or to Congress, through*
9 *the proper official channels, requests for legislation or ap-*
10 *propriations which they deem necessary for the efficient*
11 *conduct of the public business.*

12 *SEC. 323. Not to exceed \$1,000,000 of the funds pro-*
13 *vided in this Act for the Department of Transportation*
14 *shall be available for the necessary expenses of advisory*
15 *committees.*

16 *SEC. 324. Notwithstanding any other provision of law,*
17 *the Secretary may use funds appropriated under this Act,*
18 *or any subsequent Act, to administer and implement the*
19 *exemption provisions of 49 CFR 580.6 and to adopt or*
20 *amend exemptions from the disclosure requirements of 49*
21 *CFR part 580 for any class or category of vehicles that the*
22 *Secretary deems appropriate.*

23 *SEC. 325. No funds other than those appropriated to*
24 *the Surface Transportation Board or fees collected by the*

1 *Board shall be used for conducting the activities of the*
2 *Board.*

3 *SEC. 326. (a) COMPLIANCE WITH BUY AMERICAN*
4 *ACT.—None of the funds made available in this Act may*
5 *be expended by an entity unless the entity agrees that in*
6 *expending the funds the entity will comply with the Buy*
7 *American Act (41 U.S.C. 10a–10c).*

8 *(b) SENSE OF CONGRESS; REQUIREMENT REGARDING*
9 *NOTICE.—*

10 *(1) PURCHASE OF AMERICAN-MADE EQUIPMENT*
11 *AND PRODUCTS.—In the case of any equipment or*
12 *product that may be authorized to be purchased with*
13 *financial assistance provided using funds made avail-*
14 *able in this Act, it is the sense of the Congress that*
15 *entities receiving the assistance should, in expending*
16 *the assistance, purchase only American-made equip-*
17 *ment and products to the greatest extent practicable.*

18 *(2) NOTICE TO RECIPIENTS OF ASSISTANCE.—In*
19 *providing financial assistance using funds made*
20 *available in this Act, the head of each Federal agency*
21 *shall provide to each recipient of the assistance a no-*
22 *tice describing the statement made in paragraph (1)*
23 *by the Congress.*

24 *(c) PROHIBITION OF CONTRACTS WITH PERSONS*
25 *FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—*

1 *If it has been finally determined by a court or Federal agen-*
2 *cy that any person intentionally affixed a label bearing a*
3 *“Made in America” inscription, or any inscription with*
4 *the same meaning, to any product sold in or shipped to*
5 *the United States that is not made in the United States,*
6 *the person shall be ineligible to receive any contract or sub-*
7 *contract made with funds made available in this Act, pur-*
8 *suant to the debarment, suspension, and ineligibility proce-*
9 *dures described in sections 9.400 through 9.409 of title 48,*
10 *Code of Federal Regulations.*

11 *SEC. 327. Notwithstanding any other provision of law,*
12 *receipts, in amounts determined by the Secretary, collected*
13 *from users of fitness centers operated by or for the Depart-*
14 *ment of Transportation shall be available to support the*
15 *operation and maintenance of those facilities.*

16 *SEC. 328. Notwithstanding any other provision of law,*
17 *of amounts made available under Federal Aviation Admin-*
18 *istration “Operations”, the FAA shall provide personnel at*
19 *Dutch Harbor, Alaska to provide real-time weather and*
20 *runway observation and other such functions to help ensure*
21 *the safety of aviation operations.*

22 *SEC. 329. Notwithstanding any other provision of law,*
23 *an amount not to exceed 5 per centum of any discretionary*
24 *appropriation (pursuant to the Balanced Budget and*
25 *Emergency Deficit Control Act, as amended) which is avail-*

1 able in this Act for the current fiscal year for the Depart-
2 ment of Transportation may be transferred between such
3 appropriations: Provided, That no such appropriation, ex-
4 cept as otherwise specifically provided, shall be increased
5 by more than 10 per centum by any such transfers: Pro-
6 vided further, That any transfer pursuant to this section
7 shall be treated as a reprogramming of funds.

8 *SEC. 330. In addition to funds provided in this or any*
9 *other Act, the Department of Transportation is authorized*
10 *to receive and use funds resulting from fees charged to pro-*
11 *viders of telecommunications services for using Federal*
12 *property for the siting of mobile service antennas: Provided,*
13 *That, in fiscal year 1998 and thereafter, all such payments*
14 *received by the Department shall be credited to appropriate*
15 *accounts contained in this Act for operations, salaries and*
16 *other expenses.*

17 *SEC. 331. Notwithstanding 49 U.S.C. 41742, no essen-*
18 *tial air service shall be provided to communities in the*
19 *forty-eight contiguous States that are located fewer than*
20 *seventy highway miles from the nearest large and medium*
21 *hub airport, or that require a rate of subsidy per passenger*
22 *in excess of \$200 unless such point is greater than two hun-*
23 *dred and ten miles from the nearest large or medium hub*
24 *airport.*

1 *SEC. 332. (a) IN GENERAL.—For purposes of the ex-*
2 *ception set forth in section 29(a)(2) of the International Air*
3 *Transportation Competition Act of 1979 (Public Law 96–*
4 *192; 94 Stat. 35) and subsection (b) of this section, the term*
5 *“passenger capacity of 56 passengers or less”, includes any*
6 *aircraft, except aircraft exceeding gross aircraft weight of*
7 *300,000 pounds, reconfigured to accommodate 56 or fewer*
8 *passengers if the total number of passenger seats installed*
9 *on the aircraft does not exceed 56.*

10 *(b) CITY OF DALLAS MAY PROHIBIT CERTAIN*
11 *FLIGHTS USING RECONFIGURED AIRCRAFT.—If the city of*
12 *Dallas, Texas, by a majority vote of all city council mem-*
13 *bers, as owner of Love Field, approves within 60 days after*
14 *the date of enactment of this Act a prohibition on any oper-*
15 *ator from reconfiguring an aircraft, originally designed to*
16 *contain more than 56 seats, to contain seats for 56 or fewer*
17 *passengers in order to meet the passenger capacity require-*
18 *ment for the exception provided by section 29(a)(2) of the*
19 *International Air Transportation Competition Act of 1979*
20 *(Public Law 96–192; 94 Stat. 35), then no such operator*
21 *operating such an aircraft may conduct commercial pas-*
22 *senger aircraft operations from Love Field, Texas, to a des-*
23 *tination in a State that is not contiguous to the State of*
24 *Texas. In no event shall the total number of passenger seats*

1 *installed on the aircraft exceed 56. In no event shall this*
2 *section affect any other provision of law.*

3 *SEC. 333. Rebates, refunds, incentive payments, minor*
4 *fees and other funds received by the Department from travel*
5 *management centers, charge card programs, the subleasing*
6 *of building space, and miscellaneous sources are to be cred-*
7 *ited to appropriations of the Department and allocated to*
8 *elements of the Department using fair and equitable criteria*
9 *and such funds shall be available until December 31 of the*
10 *next fiscal year.*

11 *SEC. 334. Notwithstanding any other provision of law,*
12 *the Department of the Navy is directed to transfer the*
13 *USNS EDENTON (ATS-1), currently in Inactive Ship*
14 *status, to the United States Coast Guard.*

15 *SEC. 335. (a) FINDINGS.—The Congress finds that—*

16 *(1) Congress has the authority under article I,*
17 *section 8 of the Constitution to regulate the air com-*
18 *merce of the United States;*

19 *(2) section 47107 of title 49, United States Code,*
20 *prohibits the diversion of certain revenue generated by*
21 *a public airport as a condition of receiving a project*
22 *grant;*

23 *(3) a grant recipient that uses airport revenues*
24 *for purposes that are not airport related in a manner*

1 *inconsistent with chapter 471 of title 49, United*
2 *States Code, illegally diverts airport revenues;*

3 *(4) illegal diversion of airport revenues under-*
4 *mines the interest of the United States in promoting*
5 *a strong national air transportation system;*

6 *(5) the policy of the United States that airports*
7 *should be as self-sustaining as possible and that reve-*
8 *nuces generated at airports should not be diverted from*
9 *airport purposes was stated by Congress in 1982 and*
10 *reaffirmed and strengthened in 1987, 1994, and 1996;*

11 *(6) certain airports are constructed on lands*
12 *that may have belonged, at one time, to native Ameri-*
13 *cans, native Hawaiians, or Alaskan natives;*

14 *(7) contrary to the prohibition against diverting*
15 *airport revenues from airport purposes under section*
16 *47107 of title 49, United States Code, certain pay-*
17 *ments from airport revenues may have been made for*
18 *the betterment of native Americans, native Hawai-*
19 *ians, or Alaskan natives based upon the claims relat-*
20 *ed to lands ceded to the United States;*

21 *(8) Federal law prohibits diversions of airport*
22 *revenues obtained from any source whatsoever to*
23 *occur in the future whether related to claims for peri-*
24 *ods of time prior to or after the date of enactment of*
25 *this Act; and*

1 (9) *because of the special circumstances sur-*
2 *rounding such past diversions of airport revenues for*
3 *the betterment of native Americans, native Hawai-*
4 *ians, or Alaskan natives, it is in the national interest*
5 *that amounts from airport revenues previously re-*
6 *ceived by any entity for the betterment of native*
7 *Americans, native Hawaiians, or Alaskan natives, as*
8 *specified in subsection (b) of this section, should not*
9 *be subject to repayment.*

10 **(b) TERMINATION OF REPAYMENT RESPONSIBILITY.—**
11 *Notwithstanding the provisions of 47107 of title 49, United*
12 *States Code, or any other provision of law, monies paid*
13 *for claims related to ceded lands and diverted from airport*
14 *revenues and received prior to April 1, 1996, by any entity*
15 *for the betterment of native Americans, native Hawaiians,*
16 *or Alaskan natives, shall not be subject to repayment.*

17 **(c) PROHIBITION ON FURTHER DIVERSION.—***There*
18 *shall be no further payment of airport revenues for claims*
19 *related to ceded lands, whether characterized as operating*
20 *expenses, rent, or otherwise, and whether related to claims*
21 *for periods of time prior to or after the date of enactment*
22 *of this Act.*

23 **(d) CLARIFICATION.—***Nothing in this Act shall be con-*
24 *strued to affect any existing statutes of the several States*
25 *that define the obligations of such States to native Hawai-*

1 *ians, native Americans, or Alaskan natives in connection*
2 *with ceded lands, except to make clear that airport revenues*
3 *may not be used to satisfy any such obligations.*

4 *SEC. 336. LIMITATION ON FUNDS USED TO ENFORCE*
5 *REGULATIONS REGARDING ANIMAL FATS AND VEGETABLE*
6 *OILS.—None of the funds made available in this Act may*
7 *be used by the Coast Guard to issue, implement, or enforce*
8 *a regulation or to establish an interpretation or guideline*
9 *under the Edible Oil Regulatory Reform Act (Public Law*
10 *104–55) or the amendments made by that Act that does not*
11 *recognize and provide for, with respect to fats, oils, and*
12 *greases (as described in that Act, or the amendments made*
13 *by that Act) differences in—*

14 *(1) physical, chemical, biological, and other rel-*
15 *evant properties; and*

16 *(2) environmental effects.*

17 *SEC. 337. Notwithstanding the provisions of any other*
18 *law, rule or regulation, the Secretary of Transportation is*
19 *authorized to allow the issuer of any preferred stock here-*
20 *tofore sold to the Department to redeem or repurchase such*
21 *stock upon the payment to the Department of an amount*
22 *determined by the Secretary.*

23 *SEC. 338. Notwithstanding any provision of current*
24 *law, requirement or agreement, for purposes of the redev-*
25 *opment for non-aeronautical use of the Richards-Gebaur*

1 *Memorial Airport located in Kansas City, Missouri, and*
2 *Bader Field in Atlantic City, New Jersey, the Federal Avia-*
3 *tion Administration may grant the requests of Kansas City*
4 *to close Richards-Gebaur and Atlantic City to close Bader*
5 *Field as public airports; and may release those cities from*
6 *the terms, conditions, reservations, or restrictions in sur-*
7 *plus property conveyance/transfer documents and from con-*
8 *ditions or assurances contained in FAA grant agreements*
9 *or orders applicable to the airports that would otherwise*
10 *prevent the closure of those airports and redevelopment of*
11 *the facilities to non-aeronautical uses, unless the FAA deter-*
12 *mines that the closure would adversely affect safety in air*
13 *commerce, and is subject to the FAA and Kansas City and*
14 *Atlantic City reaching satisfactory resolution of issues re-*
15 *garding the Federal investments in the Richards-Gebaur*
16 *Memorial Airport and Bader Field, respectively, and the*
17 *treatment of the proceeds related to the disposition of the*
18 *airport property.*

19 *SEC. 339. Out of the funds made available under this*
20 *Act to the New York Metropolitan Transportation Authority*
21 *through the Federal Transit Administration, the New York*
22 *Metropolitan Transportation Authority shall perform a*
23 *study to ascertain the costs and benefits of instituting an*
24 *integrated fare system for commuters who use both the*
25 *Metro North Railroad or the Long Island Rail Road and*

1 *New York City subway or bus systems. This study shall ex-*
2 *amine creative proposals for improving the flow of pas-*
3 *sengers between city transit systems and commuter rail sys-*
4 *tems, including free transfers, discounts, congestion-pricing*
5 *and other positive inducements. The study also must in-*
6 *clude estimates of potential benefits to the environment, to*
7 *energy conservation and to revenue enhancement through*
8 *increased commuter rail and transit ridership, as well as*
9 *other tangible benefits. A report describing the results of this*
10 *study shall be submitted to the Senate Appropriations Com-*
11 *mittee within 45 days of enactment of this Act.*

12 *SEC. 340. Subsection (d)(4) of 49 U.S.C. 31112 is*
13 *amended by striking “September 30, 1997” and inserting*
14 *“February 28, 1998”.*

15 *SEC. 341. Of funds made available under this Act for*
16 *discretionary grants for replacement, rehabilitation, and*
17 *purchase of buses and related equipment and the construc-*
18 *tion of bus-related facilities, up to \$20,000,000 may be pro-*
19 *vided to the State of Michigan and \$12,000,000 to the State*
20 *of Illinois.*

21 *SEC. 342. PILOT RECORD SHARING. The Adminis-*
22 *trator of the Federal Aviation Administration shall—*

23 *(1) work with air carriers conducting non-sched-*
24 *uled operations under part 135 of the Federal Avia-*
25 *tion Administration’s regulations (14 C.F.R. 135.1 et*

1 *seq.) to implement the requirements of section*
2 *44936(f) of title 49, United States Code, effectively*
3 *and expeditiously; and*

4 *(2) implement those requirements with respect to*
5 *such air carriers not later than February 1, 1998, or*
6 *sooner if, in working with such air carriers, the Ad-*
7 *ministrator determines that the provisions of that sec-*
8 *tion can be effectively implemented for such air car-*
9 *riers.*

10 *SEC. 343. EXEMPTION AUTHORITY FOR AIR SERVICE*
11 *TO SLOT-CONTROLLED AIRPORTS. Section 41714 of title 49,*
12 *United States Code, is amended by adding at the end there-*
13 *of the following:*

14 *“(i) EXPEDITIOUS CONSIDERATION OF CERTAIN EX-*
15 *EMPTION REQUESTS.—Within 120 days after receiving an*
16 *application for an exemption under subsection (a)(2) to im-*
17 *prove air service between a nonhub airport (as defined in*
18 *section 41731(a)(4)) and a high density airport subject to*
19 *the exemption authority under subsection (a), the Secretary*
20 *shall grant or deny the exemption. The Secretary shall no-*
21 *tify the United States Senate Committee on Commerce,*
22 *Science, and Transportation and the United States House*
23 *of Representatives Committee on Transportation and Infra-*
24 *structure of the grant or denial within 14 calendar days*

1 *after the determination and state the reasons for the deter-*
2 *mination.”.*

3 *SEC. 344. SENSE OF THE SENATE CONCERNING REAU-*
4 *THORIZATION OF HIGHWAY AND MASS TRANSIT PRO-*
5 *GRAMS. (a) FINDINGS.—The Senate finds that—*

6 *(1) on October 1, 1997, authorization for most of*
7 *the programs authorized by the Intermodal Surface*
8 *Transportation Efficiency Act of 1991 (Public Law*
9 *102–240), including mass transit programs, will ex-*
10 *pire;*

11 *(2) States, local governments, and the national*
12 *economy depend on Federal investment in the trans-*
13 *portation infrastructure of the United States;*

14 *(3) it is the duty of Congress to reauthorize the*
15 *programs to ensure that the investment continues to*
16 *flow and that there is no interruption of critical*
17 *transportation services or construction; and*

18 *(4) the public and Congress should have a sub-*
19 *stantial opportunity to review, comment on, and com-*
20 *prehensively debate committee-reported proposals to*
21 *reauthorize the programs well in advance of their ex-*
22 *piration to ensure that the programs adequately re-*
23 *fect the needs of the United States and the contribu-*
24 *tions of the States.*

1 **(b) SENSE OF THE SENATE.**—*It is the sense of the Sen-*
2 *ate that this Act should not be considered to be a substitute*
3 *for a comprehensive measure reauthorizing highway and*
4 *mass transit spending programs and should not be inter-*
5 *preted to authorize or otherwise direct the distribution of*
6 *funds to the States under expiring formulas under title 23*
7 *or 49, United States Code, in fiscal year 1998.*

8 **SEC. 345. (a)** *As soon as practicable after the date of*
9 *enactment of this Act, the Secretary of Transportation, act-*
10 *ing for the Department of Transportation, may take receipt*
11 *of such equipment and sites of the Ground Wave Emergency*
12 *Network (referred to in this section as “GWEN”) as the Sec-*
13 *retary of Transportation determines to be necessary for the*
14 *establishment of a nationwide system to be known as the*
15 *“Nationwide Differential Global Positioning System” (re-*
16 *ferred to in this section as “NDGPS”).*

17 **(b)** *As soon as practicable after the date of enactment*
18 *of this Act, the Secretary of Transportation may establish*
19 *the NDGPS. In establishing the NDGPS, the Secretary of*
20 *Transportation may—*

21 **(1)** *if feasible, reuse GWEN equipment and sites*
22 *transferred to the Department of Transportation*
23 *under subsection (a);*

24 **(2)** *to the maximum extent practicable, use con-*
25 *tractor services to install the NDGPS;*

1 (3) *modify the positioning system operated by*
2 *the Coast Guard at the time of the establishment of*
3 *the NDGPS to integrate the reference stations made*
4 *available pursuant to subsection (a);*

5 (4) *in cooperation with the Secretary of Com-*
6 *merce, ensure that the reference stations referred to in*
7 *paragraph (3) are compatible with, and integrated*
8 *into, the Continuously Operating Reference Station*
9 *(commonly referred to as “CORS”) system of the Na-*
10 *tional Geodetic Survey of the Department of Com-*
11 *merce; and*

12 (5) *in cooperation with the Secretary of Com-*
13 *merce, investigate the use of the NDGPS reference sta-*
14 *tions for the Global Positioning System Integrated*
15 *Precipitable Water Vapor System of the National Oce-*
16 *anic and Atmospheric Administration.*

17 *(c) The Secretary of Transportation may—*

18 (1) *manage and operate the NDGPS;*

19 (2) *ensure that the service of the NDGPS is pro-*
20 *vided without the assessment of any user fee; and*

21 (3) *in cooperation with the Secretary of Defense,*
22 *ensure that the use of the NDGPS is denied to any*
23 *enemy of the United States.*

24 (d) *In any case in which the Secretary of Transpor-*
25 *tation determines that contracting for the maintenance of*

1 *1 or more NDGPS reference stations is cost-effective, the*
 2 *Secretary of Transportation may enter into a contract to*
 3 *provide for that maintenance.*

4 *(e) The Secretary of Transportation may—*

5 *(1) in cooperation with appropriate representa-*
 6 *tives of private industries and universities and offi-*
 7 *cial of State governments—*

8 *(A) investigate improvements (including po-*
 9 *tential improvements) to the NDGPS;*

10 *(B) develop standards for the NDGPS; and*

11 *(C) sponsor the development of new applica-*
 12 *tions for the NDGPS; and*

13 *(2) provide for the continual upgrading of the*
 14 *NDGPS to improve performance and address the*
 15 *needs of—*

16 *(A) the Federal Government;*

17 *(B) State and local governments; and*

18 *(C) the general public.*

19 *This Act may be cited as the “Department of Trans-*
 20 *portation and Related Agencies Appropriations Act, 1998”.*

Passed the House of Representatives July 23, 1997.

Attest: ROBIN H. CARLE,
Clerk.

Passed the Senate July 30, 1997.

Attest: GARY SISCO,
Secretary.