

1 ~~SEC. 227.~~ None of the funds in this Act provided to
2 the Department of Housing and Urban Development may
3 be used to make a grant award unless the Secretary noti-
4 fies the House and Senate Committees on Appropriations
5 not less than 3 full business days before any project,
6 State, locality, housing authority, tribe, nonprofit organi-
7 zation, or other entity selected to receive a grant award
8 is announced by the Department or its offices.

9 ~~SEC. 228.~~ None of the funds made available by this
10 Act may be used to require or enforce the Physical Needs
11 Assessment (PNA).

12 ~~SEC. 229.~~ None of the funds made available in this
13 Act shall be used by the Federal Housing Administration,
14 the Government National Mortgage Administration, or the
15 Department of Housing and Urban Development to in-
16 sure, securitize, or establish a Federal guarantee of any
17 mortgage or mortgage backed security that refinances or
18 otherwise replaces a mortgage that has been subject to
19 eminent domain condemnation or seizure, by a State, mu-
20 nicipality, or any other political subdivision of a State.

21 ~~SEC. 230.~~ None of the funds made available by this
22 Act may be used to terminate the status of a unit of gen-
23 eral local government as a metropolitan city (as defined
24 in section 102 of the Housing and Community Develop-

1 ment Act of 1974 (42 U.S.C. 5302)) with respect to
2 grants under section 406 of such Act (42 U.S.C. 5306).

3 Sec. 231. Amounts made available under this Act
4 which are either appropriated, allocated, advanced on a
5 reimbursable basis, or transferred to the Office of Policy
6 Development and Research in the Department of Housing
7 and Urban Development and functions thereof, for re-
8 search, evaluation, or statistical purposes, and which are
9 unexpended at the time of completion of a contract, grant,
10 or cooperative agreement, may be deobligated and shall
11 immediately become available and may be reobligated in
12 that fiscal year or the subsequent fiscal year for the re-
13 search, evaluation, or statistical purposes for which the
14 amounts are made available to that Office subject to re-
15 programming requirements in section 405 of this Act.

16 Sec. 232. None of the funds made available by this
17 Act may be used by the Secretary of Housing and Urban
18 Development to require a recipient or sub-recipient of
19 funding for the purpose of land acquisition, affordable
20 housing construction, or affordable housing rehabilitation
21 to meet Energy Star standards or any other energy effi-
22 ciency standards that exceed the requirements of applica-
23 ble State and local building codes.

24 Sec. 233. Of the unobligated balances, including re-
25 captures and carryover, remaining from funds appro-

1 printed in section 1497(a) of the Dodd-Frank Wall Street
 2 Reform and Consumer Protection Act (Public Law 111–
 3 203; 42 U.S.C. 5301 note) and section 2301(a) of title
 4 III of division B of the Housing and Economic Recovery
 5 Act of 2008 (Public Law 110–289; 42 U.S.C. 5301 note);
 6 \$7,000,000 is hereby rescinded.

7 Sec. 234. (a) All unobligated balances, including re-
 8 captures and carryover, remaining from funds appro-
 9 priated to the Department of Housing and Urban Devel-
 10 opment under the heading “Rural Housing and Economic
 11 Development” are hereby rescinded.

12 (b) Effective October 1, 2015, all unobligated bal-
 13 ances, including recaptures and carryover, remaining from
 14 funds appropriated to the Department of Housing and
 15 Urban Development for accounts under the headings
 16 “Management and Administration” and “Program Office
 17 Salaries and Expenses” in division K of Public Law 113–
 18 235 are rescinded.

19 This title may be cited as the “Department of Hous-
 20 ing and Urban Development Appropriations Act, 2016”.

21 TITLE III—RELATED AGENCIES

22 ACCESS BOARD

23 SALARIES AND EXPENSES

24 For expenses necessary for the Access Board, as au-
 25 thorized by section 502 of the Rehabilitation Act of 1973,

1 as amended, \$7,548,000: *Provided*, That, notwithstanding
2 any other provision of law, there may be credited to this
3 appropriation funds received for publications and training
4 expenses.

5 FEDERAL MARITIME COMMISSION

6 SALARIES AND EXPENSES

7 For necessary expenses of the Federal Maritime
8 Commission as authorized by section 201(d) of the Mer-
9 chant Marine Act, 1936, as amended (46 U.S.C. 307), in-
10 cluding services as authorized by 5 U.S.C. 3109; hire of
11 passenger motor vehicles as authorized by 31 U.S.C.
12 1343(b); and uniforms or allowances therefore, as author-
13 ized by 5 U.S.C. 5901–5902, \$25,660,000: *Provided*, That
14 not to exceed \$2,000 shall be available for official recep-
15 tion and representation expenses.

16 NATIONAL RAILROAD PASSENGER CORPORATION OFFICE

17 OF INSPECTOR GENERAL

18 SALARIES AND EXPENSES

19 For necessary expenses of the Office of Inspector
20 General for the National Railroad Passenger Corporation
21 to carry out the provisions of the Inspector General Act
22 of 1978, as amended, \$23,999,000 (increased by
23 \$500,000): *Provided*, That the Inspector General shall
24 have all necessary authority, in carrying out the duties
25 specified in the Inspector General Act, as amended (5

1 U.S.C. App. 3); to investigate allegations of fraud, includ-
2 ing false statements to the government (18 U.S.C. 1001);
3 by any person or entity that is subject to regulation by
4 the National Railroad Passenger Corporation: *Provided*
5 *further*, That the Inspector General may enter into con-
6 tracts and other arrangements for audits, studies, anal-
7 yses, and other services with public agencies and with pri-
8 vate persons, subject to the applicable laws and regula-
9 tions that govern the obtaining of such services within the
10 National Railroad Passenger Corporation: *Provided fur-*
11 *ther*, That the Inspector General may select, appoint, and
12 employ such officers and employees as may be necessary
13 for carrying out the functions, powers, and duties of the
14 Office of Inspector General, subject to the applicable laws
15 and regulations that govern such selections, appointments,
16 and employment within Amtrak: *Provided further*, That
17 concurrent with the President's budget request for fiscal
18 year 2017, the Inspector General shall submit to the
19 House and Senate Committees on Appropriations a budget
20 request for fiscal year 2017 in similar format and sub-
21 stance to those submitted by executive agencies of the
22 Federal Government.

1 NATIONAL TRANSPORTATION SAFETY BOARD

2 SALARIES AND EXPENSES

3 For necessary expenses of the National Transpor-
 4 tation Safety Board, including hire of passenger motor ve-
 5 hicles and aircraft, services as authorized by ~~5 U.S.C.~~
 6 ~~3109~~, but at rates for individuals not to exceed the per
 7 diem rate equivalent to the rate for a ~~GS-15~~; uniforms;
 8 or allowances therefor, as authorized by law (~~5 U.S.C.~~
 9 ~~5901-5902~~); \$103,981,000, of which not to exceed \$2,000
 10 may be used for official reception and representation ex-
 11 penses. The amounts made available to the National
 12 Transportation Safety Board in this Act include amounts
 13 necessary to make lease payments on an obligation in-
 14 curred in fiscal year 2004 for a capital lease.

15 NEIGHBORHOOD REINVESTMENT CORPORATION

16 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
 17 CORPORATION

18 For payment to the Neighborhood Reinvestment Cor-
 19 poration for use in neighborhood reinvestment activities,
 20 as authorized by the Neighborhood Reinvestment Corpora-
 21 tion Act (~~42 U.S.C. 8101-8107~~), \$135,000,000, of which
 22 \$5,000,000 shall be for a multi-family rental housing pro-
 23 gram: *Provided*, That in addition, \$42,000,000 shall be
 24 made available until expended to the Neighborhood Rein-

1 vestment Corporation for mortgage foreclosure mitigation
2 activities, under the following terms and conditions:

3 (1) The Neighborhood Reinvestment Corpora-
4 tion (NRC) shall make grants to counseling inter-
5 mediaries approved by the Department of Housing
6 and Urban Development (HUD) (with match to be
7 determined by NRC based on affordability and the
8 economic conditions of an area; a match also may be
9 waived by NRC based on the aforementioned condi-
10 tions) to provide mortgage foreclosure mitigation as-
11 sistance primarily to States and areas with high
12 rates of defaults and foreclosures to help eliminate
13 the default and foreclosure of mortgages of owner-
14 occupied single-family homes that are at risk of such
15 foreclosure. Other than areas with high rates of de-
16 faults and foreclosures, grants may also be provided
17 to approved counseling intermediaries based on a ge-
18 ographic analysis of the Nation by NRC which de-
19 termines where there is a prevalence of mortgages
20 that are risky and likely to fail, including any trends
21 for mortgages that are likely to default and face
22 foreclosure. A State Housing Finance Agency may
23 also be eligible where the State Housing Finance
24 Agency meets all the requirements under this para-
25 graph. A HUD-approved counseling intermediary

1 shall meet certain mortgage foreclosure mitigation
2 assistance counseling requirements, as determined
3 by NRC, and shall be approved by HUD or NRC as
4 meeting these requirements.

5 (2) Mortgage foreclosure mitigation assistance
6 shall only be made available to homeowners of
7 owner-occupied homes with mortgages in default or
8 in danger of default. These mortgages shall likely be
9 subject to a foreclosure action and homeowners will
10 be provided such assistance that shall consist of ac-
11 tivities that are likely to prevent foreclosures and re-
12 sult in the long-term affordability of the mortgage
13 retained pursuant to such activity or another posi-
14 tive outcome for the homeowner. No funds made
15 available under this paragraph may be provided di-
16 rectly to lenders or homeowners to discharge out-
17 standing mortgage balances or for any other direct
18 debt reduction payments.

19 (3) The use of mortgage foreclosure mitigation
20 assistance by approved counseling intermediaries
21 and State Housing Finance Agencies shall involve a
22 reasonable analysis of the borrower's financial situa-
23 tion, an evaluation of the current value of the prop-
24 erty that is subject to the mortgage, counseling re-
25 garding the assumption of the mortgage by another

1 non-Federal party; counseling regarding the possible
2 purchase of the mortgage by a non-Federal third
3 party; counseling and advice of all likely restruc-
4 turing and refinancing strategies or the approval of
5 a work-out strategy by all interested parties.

6 (4) NRC may provide up to 15 percent of the
7 total funds under this paragraph to its own charter
8 members with expertise in foreclosure prevention
9 counseling; subject to a certification by NRC that
10 the procedures for selection do not consist of any
11 procedures or activities that could be construed as a
12 conflict of interest or have the appearance of improp-
13 riety.

14 (5) HUD-approved counseling entities and
15 State Housing Finance Agencies receiving funds
16 under this paragraph shall have demonstrated expe-
17 rience in successfully working with financial institu-
18 tions as well as borrowers facing default, delin-
19 quency and foreclosure as well as documented coun-
20 seling capacity, outreach capacity, past successful
21 performance and positive outcomes with documented
22 counseling plans (including post mortgage fore-
23 closure mitigation counseling), loan workout agree-
24 ments and loan modification agreements. NRC may

1 use other criteria to demonstrate capacity in under-
2 served areas.

3 (6) Of the total amount made available under
4 this paragraph, up to \$2,000,000 may be made
5 available to build the mortgage foreclosure and de-
6 fault mitigation counseling capacity of counseling
7 intermediaries through NRC training courses with
8 HUD-approved counseling intermediaries and their
9 partners, except that private financial institutions
10 that participate in NRC training shall pay market
11 rates for such training.

12 (7) Of the total amount made available under
13 this paragraph, up to 5 percent may be used for as-
14 sociated administrative expenses for NRC to carry
15 out activities provided under this section.

16 (8) Mortgage foreclosure mitigation assistance
17 grants may include a budget for outreach and adver-
18 tising, and training, as determined by NRC.

19 (9) NRC shall continue to report bi-annually to
20 the House and Senate Committees on Appropria-
21 tions as well as the Senate Banking Committee and
22 House Financial Services Committee on its efforts to
23 mitigate mortgage default.

1 UNITED STATES INTERAGENCY COUNCIL ON
2 HOMELESSNESS
3 OPERATING EXPENSES

4 For necessary expenses (including payment of sala-
5 ries; authorized travel; hire of passenger motor vehicles;
6 the rental of conference rooms; and the employment of ex-
7 perts and consultants under section 3109 of title 5, United
8 States Code) of the United States Interagency Council on
9 Homelessness in carrying out the functions pursuant to
10 title II of the McKinney-Vento Homeless Assistance Act,
11 as amended, \$3,530,000.

12 TITLE IV
13 GENERAL PROVISIONS—THIS ACT

14 SEC. 401. 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
18 funded in this Act.

19 SEC. 402. None of the funds appropriated in this Act
20 shall remain available for obligation beyond the current
21 fiscal year, nor may any be transferred to other appropria-
22 tions, unless expressly so provided herein.

23 SEC. 403. The expenditure of any appropriation
24 under this Act for any consulting service through a pro-
25 curement contract pursuant to section 3109 of title 5,

1 United States Code, shall be limited to those contracts
2 where such expenditures are a matter of public record and
3 available for public inspection, except where otherwise pro-
4 vided under existing law, or under existing Executive order
5 issued pursuant to existing law.

6 SEC. 404. (a) None of the funds made available in
7 this Act may be obligated or expended for any employee
8 training that—

9 (1) does not meet identified needs for knowl-
10 edge, skills, and abilities bearing directly upon the
11 performance of official duties;

12 (2) contains elements likely to induce high lev-
13 els of emotional response or psychological stress in
14 some participants;

15 (3) does not require prior employee notification
16 of the content and methods to be used in the train-
17 ing and written end of course evaluation;

18 (4) contains any methods or content associated
19 with religious or quasi-religious belief systems or
20 “new age”²² belief systems as defined in Equal Em-
21 ployment Opportunity Commission Notice N-
22 915.022, dated September 2, 1988; or

23 (5) is offensive to, or designed to change, par-
24 ticipants’ personal values or lifestyle outside the
25 workplace.

1 (b) Nothing in this section shall prohibit, restrict, or
2 otherwise preclude an agency from conducting training
3 bearing directly upon the performance of official duties.

4 ~~Sec. 405.~~ Except as otherwise provided in this Act,
5 none of the funds provided in this Act, provided by pre-
6 vious appropriations Acts to the agencies or entities fund-
7 ed in this Act that remain available for obligation or ex-
8 penditure in fiscal year 2016, or provided from any ac-
9 counts in the Treasury derived by the collection of fees
10 and available to the agencies funded by this Act, shall be
11 available for obligation or expenditure through a re-
12 programming of funds that—

13 (1) creates a new program;

14 (2) eliminates a program, project, or activity;

15 (3) increases funds or personnel for any pro-
16 gram, project, or activity for which funds have been
17 denied or restricted by the Congress;

18 (4) proposes to use funds directed for a specific
19 activity by either the House or Senate Committees
20 on Appropriations for a different purpose;

21 (5) augments existing programs, projects, or ac-
22 tivities in excess of \$5,000,000 or 10 percent, which-
23 ever is less;

1 (6) reduces existing programs, projects, or ac-
2 tivities by \$5,000,000 or 10 percent, whichever is
3 less; or

4 (7) creates, reorganizes, or restructures a
5 branch, division, office, bureau, board, commission,
6 agency, administration, or department different from
7 the budget justifications submitted to the Commit-
8 tees on Appropriations or the table accompanying
9 the explanatory statement accompanying this Act,
10 whichever is more detailed; unless prior approval is
11 received from the House and Senate Committees on
12 Appropriations: *Provided*, That not later than 60
13 days after the date of enactment of this Act, each
14 agency funded by this Act shall submit a report to
15 the Committees on Appropriations of the Senate and
16 of the House of Representatives to establish the
17 baseline for application of reprogramming and trans-
18 fer authorities for the current fiscal year: *Provided*
19 *further*, That the report shall include—

20 (A) a table for each appropriation with a
21 separate column to display the prior year en-
22 acted level, the President's budget request, ad-
23 justments made by Congress, adjustments due
24 to enacted rescissions, if appropriate, and the
25 fiscal year enacted level;

1 ~~(B)~~ a delineation in the table for each ap-
2 appropriation and its respective prior year enacted
3 level by object class and program, project, and
4 activity as detailed in the budget appendix for
5 the respective appropriation; and

6 ~~(C)~~ an identification of items of special
7 congressional interest.

8 ~~SEC. 406.~~ Except as otherwise specifically provided
9 by law, not to exceed 50 percent of unobligated balances
10 remaining available at the end of fiscal year 2016 from
11 appropriations made available for salaries and expenses
12 for fiscal year 2016 in this Act, shall remain available
13 through September 30, 2017, for each such account for
14 the purposes authorized: *Provided*, That a request shall
15 be submitted to the House and Senate Committees on Ap-
16 propriations for approval prior to the expenditure of such
17 funds: *Provided further*, That these requests shall be made
18 in compliance with reprogramming guidelines under sec-
19 tion 405 of this Act.

20 ~~SEC. 407.~~ No funds in this Act may be used to sup-
21 port any Federal, State, or local projects that seek to use
22 the power of eminent domain, unless eminent domain is
23 employed only for a public use: *Provided*, That for pur-
24 poses of this section, public use shall not be construed to
25 include economic development that primarily benefits pri-

1 vate entities: *Provided further*, That any use of funds for
 2 mass transit, railroad, airport, seaport or highway
 3 projects, as well as utility projects which benefit or serve
 4 the general public (including energy-related, communica-
 5 tion-related, water-related and wastewater-related) infra-
 6 structure), other structures designated for use by the gen-
 7 eral public or which have other common-carrier or public-
 8 utility functions that serve the general public and are sub-
 9 ject to regulation and oversight by the government, and
 10 projects for the removal of an immediate threat to public
 11 health and safety or brownfields as defined in the Small
 12 Business Liability Relief and Brownfields Revitalization
 13 Act (Public Law 107-118) shall be considered a public
 14 use for purposes of eminent domain.

15 Sec. 408. None of the funds made available in this
 16 Act may be transferred to any department, agency, or in-
 17 strumentality of the United States Government, except
 18 pursuant to a transfer made by, or transfer authority pro-
 19 vided in, this Act or any other appropriations Act.

20 Sec. 409. No part of any appropriation contained in
 21 this Act shall be available to pay the salary for any person
 22 filling a position, other than a temporary position, for-
 23 merly held by an employee who has left to enter the Armed
 24 Forces of the United States and has satisfactorily com-
 25 pleted his or her period of active military or naval service;

1 and has within 90 days after his or her release from such
2 service or from hospitalization continuing after discharge
3 for a period of not more than 1 year, made application
4 for restoration to his or her former position and has been
5 certified by the Office of Personnel Management as still
6 qualified to perform the duties of his or her former posi-
7 tion and has not been restored thereto.

8 ~~Sec. 410. No funds appropriated pursuant to this~~
9 ~~Act may be expended by an entity unless the entity agrees~~
10 ~~that in expending the assistance the entity will comply~~
11 ~~with sections 2 through 4 of the Act of March 3, 1933~~
12 ~~(41 U.S.C. 10a–10c, popularly known as the “Buy Amer-~~
13 ~~ican Act”).~~

14 ~~Sec. 411. No funds appropriated or otherwise made~~
15 ~~available under this Act shall be made available to any~~
16 ~~person or entity that has been convicted of violating the~~
17 ~~Buy American Act (41 U.S.C. 10a–10c).~~

18 ~~Sec. 412. None of the funds made available in this~~
19 ~~Act may be used for first-class airline accommodations in~~
20 ~~contravention of sections 301–10.122 and 301–10.123 of~~
21 ~~title 41, Code of Federal Regulations.~~

22 ~~Sec. 413. (a) None of the funds made available by~~
23 ~~this Act may be used to approve a new foreign air carrier~~
24 ~~permit under sections 41301 through 41305 of title 49,~~
25 ~~United States Code, or exemption application under sec-~~

tion 40109 of that title of an air carrier already holding an air operators certificate issued by a country that is party to the U.S.-E.U.-Iceland-Norway Air Transport Agreement where such approval would contravene United States law or Article 17 bis of the U.S.-E.U.-Iceland-Norway Air Transport Agreement.

(b) Nothing in this section shall prohibit, restrict or otherwise preclude the Secretary of Transportation from granting a foreign air carrier permit or an exemption to such an air carrier where such authorization is consistent with the U.S.-E.U.-Iceland-Norway Air Transport Agreement and United States law.

~~Sec. 414.~~ None of the funds made available by this Act may be used by the Federal Maritime Commission or the Administrator of the Maritime Administration to issue a license or certificate for a commercial vessel that docked or anchored within the previous 180 days within 7 miles of a port on property that was confiscated, in whole or in part, by the Cuban Government, as the terms confiscated, Cuban Government, and property are defined in paragraphs (4), (5), and (12)(A), respectively, of section 4 of the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996 (22 U.S.C. 6023).

~~Sec. 415.~~ None of the funds made available by this Act may be used by the Federal Transit Administration

1 to implement, administer, or enforce section 18.36(c)(2)
2 of title 49, Code of Federal Regulations, for construction
3 hiring purposes.

4 SPENDING REDUCTION ACCOUNT

5 SEC. 416. The amount by which the applicable allocat-
6 tion of new budget authority made by the Committee on
7 Appropriations of the House of Representatives under
8 Section 302(b) of the Congressional Budget Act of 1974
9 exceeds the amount of proposed new budget authority is
10 \$0.

11 SEC. 417. None of the funds made available in this
12 Act may be used to enter into a contract with any offeror
13 or any of its principals if the offeror certifies, as required
14 by the Federal Acquisition Regulation, that the offeror or
15 any of its principals—

16 (1) within a 3-year period preceding this offer
17 has been convicted of or had a civil judgment ren-
18 dered against it for: commission of fraud or a crimi-
19 nal offense in connection with obtaining, attempting
20 to obtain, or performing a public (Federal, State, or
21 local) contract or subcontract; violation of Federal or
22 State antitrust statutes relating to the submission of
23 offers; or commission of embezzlement, theft, for-
24 gery, bribery, falsification or destruction of records,

1 making false statements; tax evasion; violating Fed-
2 eral criminal tax laws; or receiving stolen property;

3 (2) are presently indicted for; or otherwise
4 criminally or civilly charged by a governmental enti-
5 ty with; commission of any of the offenses enumer-
6 ated in paragraph (1); or

7 (3) within a 3-year period preceding this offer;
8 has been notified of any delinquent Federal taxes in
9 an amount that exceeds \$3,000 for which the liabil-
10 ity remains unsatisfied.

11 SEC. 418. None of the funds made available by th
12 Act may be used in contravention of section 421.584 of
13 title 44, Code of Federal Regulations.

14 SEC. 419. None of the funds made available by this
15 Act may be used to make incentive payments pursuant
16 to 48 CFR 16.4 to contractors for contracts that are be-
17 hind schedule under the terms of the contract as pre-
18 scribed by 48 CFR 52.211 or over the contract amount
19 indicated in Standard Form 33, box 20.

20 SEC. 420. None of the funds made available by this
21 Act may be used in contravention of the 5th or 14th
22 Amendment to the Constitution or title VI of the Civil
23 Rights Act of 1964.

1 ~~SEC. 421. None of the funds made available by this~~
2 ~~Act may be used for the Federal Transit Administration's~~
3 ~~Rapid Growth Area Transit Program.~~

4 ~~SEC. 422. None of these funds made available by this~~
5 ~~Act may be used by the Federal Aviation Administration~~
6 ~~(FAA) to redesign the Phoenix Metroplex regional air-~~
7 ~~space.~~

8 ~~SEC. 423. None of the funds made available by this~~
9 ~~Act may be used to carry out section 210 of this Act with~~
10 ~~respect to the Housing Authority of the county of Los An-~~
11 ~~geles, California.~~

12 ~~SEC. 424. None of the funds made available by this~~
13 ~~Act may be used for the Private Enforcement Initiative~~
14 ~~of the Fair Housing Initiatives Program under section~~
15 ~~561(b) of the Housing and Community Development Act~~
16 ~~of 1987 (42 U.S.C. 3616a(b)) and section 125.401 of the~~
17 ~~regulations of the Secretary of Housing and Urban Devel-~~
18 ~~opment (24 CFR 125.401).~~

19 ~~SEC. 425. None of the funds made available by this~~
20 ~~Act may be used to carry out the rule entitled "Affirma-~~
21 ~~tively Furthering Fair Housing", published by the Depart-~~
22 ~~ment of Housing and Urban Development in the Federal~~
23 ~~Register on July 19, 2013 (78 Fed. Reg. 43710; Docket~~
24 ~~No. FR-5173-P-01) or to carry out the notice entitled~~
25 ~~"Affirmatively Furthering Fair Housing Assessment~~

1 Tool², published by the Department of Housing and
2 Urban Development in the Federal Register on September
3 26, 2014 (79 Fed. Reg. 57949; Docket No. FR-5173-
4 02).

5 ~~Sec. 426.~~ None of the funds made available by this
6 Act may be used in contravention of section 5309 of title
7 49, United States Code.

8 ~~Sec. 427.~~ None of the funds made available by this
9 Act may be used by the Department of Transportation;
10 the Department of Housing and Urban Development; or
11 any other Federal agency to lease or purchase new light
12 duty vehicles for any executive fleet, or for an agency's
13 fleet inventory, except in accordance with Presidential
14 Memorandum—Federal Fleet Performance, dated May
15 24, 2011.

16 ~~Sec. 428.~~ None of the funds made available by this
17 Act may be used to issue, implement, or enforce regula-
18 tions by the Federal Aviation Administration entitled “Op-
19 erations and Certification of Small Unmanned Aircraft
20 Systems” (FAA-2015-0150) in contravention to 14 CFR
21 21.25(b)(1).

22 ~~Sec. 429.~~ None of the funds made available by this
23 Act may be used by the Administrator of the Federal Avia-
24 tion Administration to institute an administrative or civil
25 action (as defined in section 47107 of title 49, United

1 States Code) against the sponsor of the East Hampton
2 Airport in East Hampton, New York.

3 ~~SEC. 430:~~ None of the funds made available by this
4 Act may be used for high-speed rail in the State of Cali-
5 fornia or for the California High-Speed Rail Authority,
6 nor may any be used by the Federal Railroad Administra-
7 tion to administer a grant agreement with the California
8 High-Speed Rail Authority that contains a tapered match-
9 ing requirement.

10 ~~SEC. 431:~~ None of the funds made available by this
11 Act may be used to enforce subpart B of part 750 of title
12 23, Code of Federal Regulations, regarding signs for serv-
13 ice clubs and religious notices as defined in section 153(p)
14 of such part.

15 ~~SEC. 432:~~ None of the funds made available by this
16 Act may be used in contravention of subpart E of part
17 5 of the regulations of the Secretary of Housing and
18 Urban Development (24 CFR part 5, subpart E, relating
19 to restrictions on assistance to noncitizens).

20 ~~SEC. 433:~~ None of the funds made available by this
21 Act may be used to provide financial assistance in con-
22 travention of section 214(d) of the Housing and Commu-
23 nity Development Act of 1980 (42 U.S.C. 1436a(d)).

24 ~~SEC. 434:~~ None of the funds made available by this
25 Act may be used by the Federal Aviation Administration

1 for the bio-data assessment in the hiring of Air Traffic
2 Control Specialists.

3 ~~Sec. 435. None of the funds made available by this~~
4 ~~Act may be used to implement, administer, or enforce the~~
5 ~~final rule entitled “Implementation of the Fair Housing~~
6 ~~Act’s Discriminatory Effects Standard”, published by the~~
7 ~~Department of Housing and Urban Development in the~~
8 ~~Federal Register on February 15, 2013 (78 Fed. Reg.~~
9 ~~44460; Docket No. FR-5508-1-02).~~

10 ~~Sec. 436. None of the funds made available by this~~
11 ~~Act may be used in contravention of Executive Order No.~~
12 ~~41246 (relating to Equal Employment Opportunity).~~

13 ~~Sec. 437. None of the funds made available by this~~
14 ~~Act may be used to acquire a camera for the purpose of~~
15 ~~collecting or storing vehicle license plate numbers.~~

16 ~~This Act may be cited as the “Transportation, Hous-~~
17 ~~ing and Urban Development, and Related Agencies Appro-~~
18 ~~priations Act, 2016”.~~

19 *That the following sums are appropriated, out of any*
20 *money in the Treasury not otherwise appropriated, for the*
21 *Departments of Transportation, and Housing and Urban*
22 *Development, and related agencies for the fiscal year ending*
23 *September 30, 2016, and for other purposes, namely:*

165

1

TITLE I

2

DEPARTMENT OF TRANSPORTATION

3

OFFICE OF THE SECRETARY

4

SALARIES AND EXPENSES

5

*For necessary expenses of the Office of the Secretary,**6 \$110,738,000, of which not to exceed \$2,734,000 shall be**7 available for the immediate Office of the Secretary; not to**8 exceed \$1,025,000 shall be available for the immediate Of-**9 fice of the Deputy Secretary; not to exceed \$20,109,000 shall**10 be available for the Office of the General Counsel; not to**11 exceed \$10,141,000 shall be available for the Office of the**12 Under Secretary of Transportation for Policy; not to exceed**13 \$13,867,000 shall be available for the Office of the Assistant**14 Secretary for Budget and Programs; not to exceed**15 \$2,546,000 shall be available for the Office of the Assistant**16 Secretary for Governmental Affairs; not to exceed**17 \$27,411,000 shall be available for the Office of the Assistant**18 Secretary for Administration; not to exceed \$2,029,000 shall**19 be available for the Office of Public Affairs; not to exceed**20 \$1,769,000 shall be available for the Office of the Executive**21 Secretariat; not to exceed \$1,434,000 shall be available for**22 the Office of Small and Disadvantaged Business Utiliza-**23 tion; not to exceed \$10,793,000 shall be available for the**24 Office of Intelligence, Security, and Emergency Response;**25 and not to exceed \$16,880,000 shall be available for the Of-*

1 *vice of the Chief Information Officer: Provided, That the*
2 *Secretary of Transportation is authorized to transfer funds*
3 *appropriated for any office of the Office of the Secretary*
4 *to any other office of the Office of the Secretary: Provided*
5 *further, That no appropriation for any office shall be in-*
6 *creased or decreased by more than 5 percent by all such*
7 *transfers: Provided further, That notice of any change in*
8 *funding greater than 5 percent shall be submitted for ap-*
9 *proval to the House and Senate Committees on Appropria-*
10 *tions: Provided further, That not to exceed \$60,000 shall*
11 *be for allocation within the Department for official recep-*
12 *tion and representation expenses as the Secretary may de-*
13 *termine: Provided further, That notwithstanding any other*
14 *provision of law, excluding fees authorized in Public Law*
15 *107-71, there may be credited to this appropriation up to*
16 *\$2,500,000 in funds received in user fees: Provided further,*
17 *That none of the funds provided in this Act shall be avail-*
18 *able for the position of Assistant Secretary for Public Af-*
19 *airs: Provided further, That not later than 60 days after*
20 *the date of enactment of this Act, the Secretary of Transpor-*
21 *tation shall transmit to Congress the final Comprehensive*
22 *Truck Size and Weight Limits Study, as required by section*
23 *32801 of Public Law 112-141: Provided further, That the*
24 *amount herein appropriated for the Office of the Under Sec-*
25 *retary for Transportation Policy shall be reduced by*

1 \$100,000 for each day after 60 days after the date of enact-
2 ment of this Act that such report has not been submitted
3 to Congress: Provided further, That the Secretary shall pro-
4 vide the House and Senate Committees on Appropriations
5 quarterly written notification regarding the status of pend-
6 ing reports required to be submitted to the House and Sen-
7 ate Committees on Appropriations: Provided further, That
8 the Secretary shall provide in electronic form all signed re-
9 ports required by Congress.

10 RESEARCH AND TECHNOLOGY

11 For necessary expenses related to the Office of the As-
12 sistant Secretary for Research and Technology,
13 \$13,000,000, of which \$8,218,000 shall remain available
14 until September 30, 2018: Provided, That there may be
15 credited to this appropriation, to be available until ex-
16 pended, funds received from States, counties, municipali-
17 ties, other public authorities, and private sources for ex-
18 penses incurred for training: Provided further, That any
19 reference in law, regulation, judicial proceedings, or else-
20 where to the Research and Innovative Technology Adminis-
21 tration shall continue to be deemed to be a reference to the
22 Office of the Assistant Secretary for Research and Tech-
23 nology of the Department of Transportation.

1 NATIONAL INFRASTRUCTURE INVESTMENTS

2 *For capital investments in surface transportation in-*
3 *frastructure, \$500,000,000, to remain available through*
4 *September 30, 2019: Provided, That the Secretary of Trans-*
5 *portation shall distribute funds provided under this heading*
6 *as discretionary grants to be awarded to a State, local gov-*
7 *ernment, transit agency, or a collaboration among such en-*
8 *tities on a competitive basis for projects that will have a*
9 *significant impact on the Nation, a metropolitan area, or*
10 *a region: Provided further, That projects eligible for funding*
11 *provided under this heading shall include, but not be lim-*
12 *ited to, highway or bridge projects eligible under title 23,*
13 *United States Code; public transportation projects eligible*
14 *under chapter 53 of title 49, United States Code; passenger*
15 *and freight rail transportation projects; and port infra-*
16 *structure investments (including inland port infrastruc-*
17 *ture): Provided further, That the Secretary may use up to*
18 *20 percent of the funds made available under this heading*
19 *for the purpose of paying the subsidy and administrative*
20 *costs of projects eligible for Federal credit assistance under*
21 *chapter 6 of title 23, United States Code, if the Secretary*
22 *finds that such use of the funds would advance the purposes*
23 *of this paragraph: Provided further, That in distributing*
24 *funds provided under this heading, the Secretary shall take*
25 *such measures so as to ensure an equitable geographic dis-*

tribution of funds, an appropriate balance in addressing the needs of urban and rural areas, and the investment in a variety of transportation modes: Provided further, That a grant funded under this heading shall be not less than \$10,000,000 and not greater than \$100,000,000: Provided further, That not more than 25 percent of the funds made available under this heading may be awarded to projects in a single State: Provided further, That the Federal share of the costs for which an expenditure is made under this heading shall be, at the option of the recipient, up to 80 percent: Provided further, That the Secretary shall give priority to projects that require a contribution of Federal funds in order to complete an overall financing package: Provided further, That not less than 30 percent of the funds provided under this heading shall be for projects located in rural areas: Provided further, That for projects located in rural areas, the minimum grant size shall be \$1,000,000 and the Secretary may increase the Federal share of costs above 80 percent: Provided further, That of the amount made available under this heading, the Secretary may use an amount not to exceed \$25,000,000 for the planning, preparation or design of projects eligible for funding under this heading: Provided further, That grants awarded under the previous proviso shall not be subject to a minimum grant size: Provided further, That projects conducted using funds provided

1 *under this heading must comply with the requiremen*
2 *subchapter IV of chapter 31 of title 40, United States Co*
3 *Provided further, That the Secretary shall conduct a ne*
4 *competition to select the grants and credit assistance*
5 *awarded under this heading: Provided further, That the*
6 *Secretary may retain up to \$20,000,000 of the funds pro-*
7 *vided under this heading, and may transfer portions of*
8 *those funds to the Administrators of the Federal Highway*
9 *Administration, the Federal Transit Administration, the*
10 *Federal Railroad Administration, and the Maritime Ad-*
11 *ministration, to fund the award and oversight of grants and*
12 *credit assistance made under the National Infrastructure*
13 *Investments program.*

14 *FINANCIAL MANAGEMENT CAPITAL*

15 *For necessary expenses for upgrading and enhancing*
16 *the Department of Transportation's financial systems and*
17 *re-engineering business processes, \$5,000,000, to remain*
18 *available through September 30, 2017.*

19 *CYBER SECURITY INITIATIVES*

20 *For necessary expenses for cyber security initiatives,*
21 *including necessary upgrades to wide area network and in-*
22 *formation technology infrastructure, improvement of net-*
23 *work perimeter controls and identity management, testing*
24 *and assessment of information technology against business,*
25 *security, and other requirements, implementation of Fed-*

eral cyber security initiatives and information infrastruc-
 2 ture enhancements, implementation of enhanced security
 3 controls on network devices, and enhancement of cyber secu-
 4 rity workforce training tools, \$8,000,000, to remain avail-
 5 able through September 30, 2017.

6 OFFICE OF CIVIL RIGHTS

7 For necessary expenses of the Office of Civil Rights,
 8 \$9,678,000.

9 TRANSPORTATION PLANNING, RESEARCH, AND

10 DEVELOPMENT

11 For necessary expenses for conducting transportation
 12 planning, research, systems development, development ac-
 13 tivities, and making grants, to remain available until ex-
 14 pended, \$6,000,000.

15 INTERAGENCY INFRASTRUCTURE PERMITTING

16 IMPROVEMENT CENTER

17 For necessary expenses to establish an Interagency In-
 18 frastructure Permitting Improvement Center (IIPIC) that
 19 will implement reforms to improve interagency coordina-
 20 tion and the expediting of projects related to the permitting
 21 and environmental review of major transportation infra-
 22 structure projects including one-time expenses to develop
 23 and deploy information technology tools to track project
 24 schedules and metrics and improve the transparency and
 25 accountability of the permitting process, \$4,000,000, to re-

1 *main available until expended: Provided, That there n*
2 *be transferred to this appropriation, to remain availab*
3 *until expended, amounts from other Federal agencies for ex-*
4 *penses incurred under this heading for activities not related*
5 *to transportation infrastructure: Provided further, That the*
6 *tools and analysis developed by the IIPIC shall be available*
7 *to other Federal agencies for the permitting and review of*
8 *major infrastructure projects not related to transportation*
9 *only to the extent that other Federal agencies provide fund-*
10 *ing to the Department as provided for under the previous*
11 *proviso.*

12 *WORKING CAPITAL FUND*

13 *For necessary expenses for operating costs and capital*
14 *outlays of the Working Capital Fund, not to exceed*
15 *\$190,039,000 shall be paid from appropriations made*
16 *available to the Department of Transportation: Provided,*
17 *That such services shall be provided on a competitive basis*
18 *to entities within the Department of Transportation: Pro-*
19 *vided further, That the above limitation on operating ex-*
20 *penses shall not apply to non-DOT entities: Provided fur-*
21 *ther, That no funds appropriated in this Act to an agency*
22 *of the Department shall be transferred to the Working Cap-*
23 *ital Fund without majority approval of the Working Cap-*
24 *ital Fund Steering Committee and approval of the Sec-*
25 *retary: Provided further, That no assessments may be levied*

*against any program, budget activity, subactivity or project
funded by this Act unless notice of such assessments and
the basis therefor are presented to the House and Senate
Committees on Appropriations and are approved by such
Committees.*

MINORITY BUSINESS RESOURCE CENTER PROGRAM

*For the cost of guaranteed loans, \$336,000, as author-
ized by 49 U.S.C. 332: Provided, That such costs, including
the cost of modifying such loans, shall be as defined in sec-
tion 502 of the Congressional Budget Act of 1974: Provided
further, That these funds are available to subsidize total
loan principal, any part of which is to be guaranteed, not
to exceed \$18,367,000.*

*In addition, for administrative expenses to carry out
the guaranteed loan program, \$597,000.*

MINORITY BUSINESS OUTREACH

*For necessary expenses of Minority Business Resource
Center outreach activities, \$3,084,000, to remain available
until September 30, 2017: Provided, That notwithstanding
49 U.S.C. 332, these funds may be used for business oppor-
tunities related to any mode of transportation.*

PAYMENTS TO AIR CARRIERS

(AIRPORT AND AIRWAY TRUST FUND)

*In addition to funds made available from any other
source to carry out the essential air service program under*

1 49 U.S.C. 41731 through 41742, \$175,000,000, to be deriv-
2 from the Airport and Airway Trust Fund, to remain avail-
3 able until expended: Provided, That in determining between
4 or among carriers competing to provide service to a commu-
5 nity, the Secretary may consider the relative subsidy re-
6 quirements of the carriers: Provided further, That basic es-
7 sential air service minimum requirements shall not include
8 the 15-passenger capacity requirement under subsection
9 41732(b)(3) of title 49, United States Code: Provided fur-
10 ther, That none of the funds in this Act or any other Act
11 shall be used to enter into a new contract with a community
12 located less than 40 miles from the nearest small hub air-
13 port before the Secretary has negotiated with the commu-
14 nity over a local cost share: Provided further, That amounts
15 authorized to be distributed for the essential air service pro-
16 gram under subsection 41742(b) of title 49, United States
17 Code, shall be made available immediately from amounts
18 otherwise provided to the Administrator of the Federal
19 Aviation Administration: Provided further, That the Ad-
20 ministrator may reimburse such amounts from fees credited
21 to the account established under section 45303 of title 49,
22 United States Code.

1 *ADMINISTRATIVE PROVISIONS—OFFICE OF THE SECRETARY*
2 *OF TRANSPORTATION*

3 *SEC. 101. None of the funds made available in this*
4 *Act to the Department of Transportation may be obligated*
5 *for the Office of the Secretary of Transportation to approve*
6 *assessments or reimbursable agreements pertaining to funds*
7 *appropriated to the modal administrations in this Act, ex-*
8 *cept for activities underway on the date of enactment of*
9 *this Act, unless such assessments or agreements have com-*
10 *pleted the normal reprogramming process for Congressional*
11 *notification.*

12 *SEC. 102. The Secretary or his or her designee may*
13 *engage in activities with States and State legislators to con-*
14 *sider proposals related to the reduction of motorcycle fatali-*
15 *ties.*

16 *SEC. 103. Notwithstanding section 3324 of title 31,*
17 *United States Code, in addition to authority provided by*
18 *section 327 of title 49, United States Code, the Depart-*
19 *ment's Working Capital Fund is hereby authorized to pro-*
20 *vide payments in advance to vendors that are necessary to*
21 *carry out the Federal transit pass transportation fringe*
22 *benefit program under Executive Order 13150 and section*
23 *3049 of Public Law 109–59: Provided, That the Depart-*
24 *ment shall include adequate safeguards in the contract with*

1 *the vendors to ensure timely and high-quality performance*
2 *under the contract.*

3 *SEC. 104. The Secretary shall post on the Web site of*
4 *the Department of Transportation a schedule of all meetings*
5 *of the Credit Council, including the agenda for each meet-*
6 *ing, and require the Credit Council to record the decisions*
7 *and actions of each meeting.*

8 *SEC. 105. Notwithstanding any other provision of law,*
9 *none of the funds appropriated or made available under*
10 *this Act shall be used to finalize or implement sections 256.1*
11 *through 256.5 and 399.80 of the Department of Transpor-*
12 *tation's proposed rulemaking, as published in the Federal*
13 *Register on Friday, May 23, 2011 (79 FR 29969), relating*
14 *to Transparency of Airline Ancillary Fees and Other Con-*
15 *sumer Protection Issues.*

16 *FEDERAL AVIATION ADMINISTRATION*

17 *OPERATIONS*

18 *(AIRPORT AND AIRWAY TRUST FUND)*

19 *For necessary expenses of the Federal Aviation Admin-*
20 *istration, not otherwise provided for, including operations*
21 *and research activities related to commercial space trans-*
22 *portation, administrative expenses for research and develop-*
23 *ment, establishment of air navigation facilities, the oper-*
24 *ation (including leasing) and maintenance of aircraft, sub-*
25 *sidizing the cost of aeronautical charts and maps sold to*

1 the public, lease or purchase of passenger motor vehicles for
2 replacement only, in addition to amounts made available
3 by Public Law 112–95, \$9,897,818,000 of which
4 \$8,180,000,000 shall be derived from the Airport and Air-
5 way Trust Fund, of which not to exceed \$7,505,293,000
6 shall be available for air traffic organization activities; not
7 to exceed \$1,258,411,000 shall be available for aviation safe-
8 ty activities; not to exceed \$17,425,000 shall be available
9 for commercial space transportation activities; not to exceed
10 \$748,969,000 shall be available for finance and manage-
11 ment activities; not to exceed \$60,089,000 shall be available
12 for NextGen and operations planning activities; not to ex-
13 ceed \$100,880,000 shall be available for security and haz-
14 ardous materials safety; and not to exceed \$206,751,000
15 shall be available for staff offices: Provided, That not to ex-
16 ceed 2 percent of any budget activity, except for aviation
17 safety budget activity, may be transferred to any budget
18 activity under this heading: Provided further, That no
19 transfer may increase or decrease any appropriation by
20 more than 2 percent: Provided further, That any transfer
21 in excess of 2 percent shall be treated as a reprogramming
22 of funds under section 405 of this Act and shall not be avail-
23 able for obligation or expenditure except in compliance with
24 the procedures set forth in that section: Provided further,
25 That not later than March 31 of each fiscal year hereafter,

1 *the Administrator of the Federal Aviation Administration*
2 *shall transmit to Congress an annual update to the report*
3 *submitted to Congress in December 2004 pursuant to sec-*
4 *tion 221 of Public Law 108–176: Provided further, That*
5 *the amount herein appropriated shall be reduced by*
6 *\$100,000 for each day after March 31 that such report has*
7 *not been submitted to the Congress: Provided further, That*
8 *not later than March 31 of each fiscal year hereafter, the*
9 *Administrator shall transmit to Congress a companion re-*
10 *port that describes a comprehensive strategy for staffing,*
11 *hiring, and training flight standards and aircraft certifi-*
12 *cation staff in a format similar to the one utilized for the*
13 *controller staffing plan, including stated attrition estimates*
14 *and numerical hiring goals by fiscal year: Provided further,*
15 *That the amount herein appropriated shall be reduced by*
16 *\$100,000 per day for each day after March 31 that such*
17 *report has not been submitted to Congress: Provided further,*
18 *That funds may be used to enter into a grant agreement*
19 *with a nonprofit standard-setting organization to assist in*
20 *the development of aviation safety standards: Provided fur-*
21 *ther, That none of the funds in this Act shall be available*
22 *for new applicants for the second career training program:*
23 *Provided further, That none of the funds in this Act shall*
24 *be available for the Federal Aviation Administration to fi-*
25 *nalize or implement any regulation that would promulgate*

1 *new aviation user fees not specifically authorized by law*
2 *after the date of the enactment of this Act: Provided further,*
3 *That there may be credited to this appropriation, as offset-*
4 *ting collections, funds received from States, counties, mu-*
5 *nicipalities, foreign authorities, other public authorities,*
6 *and private sources for expenses incurred in the provision*
7 *of agency services, including receipts for the maintenance*
8 *and operation of air navigation facilities, and for issuance,*
9 *renewal or modification of certificates, including airman,*
10 *aircraft, and repair station certificates, or for tests related*
11 *thereto, or for processing major repair or alteration forms:*
12 *Provided further, That of the funds appropriated under this*
13 *heading, not less than \$154,400,000 shall be for the contract*
14 *tower program, including the contract tower cost share pro-*
15 *gram: Provided further, That none of the funds in this Act*
16 *for aeronautical charting and cartography are available for*
17 *activities conducted by, or coordinated through, the Work-*
18 *ing Capital Fund.*

19 *FACILITIES AND EQUIPMENT*

20 *(AIRPORT AND AIRWAY TRUST FUND)*

21 *For necessary expenses, not otherwise provided for, for*
22 *acquisition, establishment, technical support services, im-*
23 *provement by contract or purchase, and hire of national*
24 *airspace systems and experimental facilities and equip-*
25 *ment, as authorized under part A of subtitle VII of title*

1 49, United States Code, including initial acquisition of nec-
2 cessary sites by lease or grant; engineering and service test-
3 ing, including construction of test facilities and acquisition
4 of necessary sites by lease or grant; construction and fur-
5 nishing of quarters and related accommodations for officers
6 and employees of the Federal Aviation Administration sta-
7 tioned at remote localities where such accommodations are
8 not available; and the purchase, lease, or transfer of aircraft
9 from funds available under this heading, including aircraft
10 for aviation regulation and certification; to be derived from
11 the Airport and Airway Trust Fund, \$2,600,000,000, of
12 which \$167,000,000 shall remain available until September
13 30, 2016, and \$2,133,000,000 shall remain available until
14 September 30, 2018; Provided, That there may be credited
15 to this appropriation funds received from States, counties,
16 municipalities, other public authorities, and private
17 sources, for expenses incurred in the establishment, im-
18 provement, and modernization of national airspace sys-
19 tems: Provided further, That no later than March 31, the
20 Secretary of Transportation shall transmit to the Congress
21 an investment plan for the Federal Aviation Administra-
22 tion which includes funding for each budget line item for
23 fiscal years 2017 through 2021, with total funding for each
24 year of the plan constrained to the funding targets for those
25 years as estimated and approved by the Office of Manage-

1 *ment and Budget: Provided further, That the amount herein*
2 *appropriated shall be reduced by \$100,000 per day for each*
3 *day after March 31 that such report has not been submitted*
4 *to Congress.*

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, \$163,325,000, to*
12 *be derived from the Airport and Airway Trust Fund and*
13 *to remain available until September 30, 2018: Provided,*
14 *That there may be credited to this appropriation as offset-*
15 *ting collections, funds received from States, counties, mu-*
16 *nicipalities, other public authorities, and private sources,*
17 *which shall be available for expenses incurred for research,*
18 *engineering, and development.*

1 GRANTS-IN-AID FOR AIRPORTS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (AIRPORT AND AIRWAY TRUST FUND)
5 (INCLUDING TRANSFER OF FUNDS)
6 (INCLUDING RESCISSION)
7 *For liquidation of obligations incurred for grants-in-*
8 *aid for airport planning and development, and noise com-*
9 *patibility planning and programs as authorized under sub-*
10 *chapter I of chapter 171 and subchapter I of chapter 175*
11 *of title 49, United States Code, and under other law author-*
12 *izing such obligations; for procurement, installation, and*
13 *commissioning of runway incursion prevention devices and*
14 *systems at airports of such title; for grants authorized under*
15 *section 41743 of title 49, United States Code; and for in-*
16 *spection activities and administration of airport safety pro-*
17 *grams, including those related to airport operating certifi-*
18 *cates under section 44706 of title 49, United States Code,*
19 *\$3,600,000,000, to be derived from the Airport and Airway*
20 *Trust Fund and to remain available until expended: Pro-*
21 *vided, That none of the funds under this heading shall be*
22 *available for the planning or execution of programs the obli-*
23 *gations for which are in excess of \$3,350,000,000 in fiscal*
24 *year 2016, notwithstanding section 47117(g) of title 49,*
25 *United States Code: Provided further, That none of the*

1 *funds under this heading shall be available for the replace-*
2 *ment of baggage conveyor systems, reconfiguration of ter-*
3 *минаl baggage areas, or other airport improvements that*
4 *are necessary to install bulk explosive detection systems:*
5 *Provided further, That notwithstanding section 47109(a) of*
6 *title 49, United States Code, the Government's share of al-*
7 *lowable project costs under paragraph (2) for subgrants or*
8 *paragraph (3) of that section shall be 95 percent for a*
9 *project at other than a large or medium hub airport that*
10 *is a successive phase of a multi-phased construction project*
11 *for which the project sponsor received a grant in fiscal year*
12 *2011 for the construction project: Provided further, That*
13 *notwithstanding any other provision of law, of funds lim-*
14 *ited under this heading, not more than \$107,100,000 shall*
15 *be obligated for administration, not less than \$15,000,000*
16 *shall be available for the Airport Cooperative Research Pro-*
17 *gram, not less than \$31,000,000 shall be available for Air-*
18 *port Technology Research, and \$10,000,000, to remain*
19 *available until expended, shall be available and transferred*
20 *to "Office of the Secretary, Salaries and Expenses" to carry*
21 *out the Small Community Air Service Development Pro-*
22 *gram: Provided further, That in addition to airports eligi-*
23 *ble under section 41743 of title 49, such program may in-*
24 *clude the participation of an airport that serves a commu-*
25 *nity or consortium that is not larger than a small hub air-*

1 port, according to FAA hub classifications effective at the
2 time the Office of the Secretary issues a request for pro-
3 posals.

4 (DISCUSSION)

5 (Of the amounts authorized for the fiscal year ending
6 September 30, 2016, under section 48112 of title 49, United
7 States Code, all unobligated balances are permanently re-
8 scinded.

9 ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION

10 ADMINISTRATION

11 SEC. 110. None of the funds in this Act may be used
12 to compensate in excess of 600 technical staff-years under
13 the federally funded research and development center con-
14 tract between the Federal Aviation Administration and the
15 Center for Advanced Aviation Systems Development during
16 fiscal year 2016.

17 SEC. 111. None of the funds in this Act shall be used
18 to pursue or adopt guidelines or regulations requiring air-
19 port sponsors to provide to the Federal Aviation Adminis-
20 tration without cost building construction, maintenance,
21 utilities and expenses, or space in airport sponsor-owned
22 buildings for services relating to air traffic control, air-
23 navigation, or weather reporting: Provided, That the prohi-
24 bition of funds in this section does not apply to negotiations
25 between the agency and airport sponsors to achieve agree-

1 *ment on “below-market” rates for these items or to grant*
2 *assurances that require airport sponsors to provide land*
3 *without cost to the FAA for air traffic control facilities.*

4 *SEC. 112. The Administrator of the Federal Aviation*
5 *Administration may reimburse amounts made available to*
6 *satisfy 49 U.S.C. 41742(a)(1) from fees credited under 49*
7 *U.S.C. 45303 and any amount remaining in such account*
8 *at the close of that fiscal year may be made available to*
9 *satisfy section 41742(a)(1) for the subsequent fiscal year.*

10 *SEC. 113. Amounts collected under section 40113(e) of*
11 *title 49, United States Code, shall be credited to the appro-*
12 *priation current at the time of collection, to be merged with*
13 *and available for the same purposes of such appropriation.*

14 *SEC. 114. None of the funds in this Act shall be avail-*
15 *able for paying premium pay under subsection 5546(a) of*
16 *title 5, United States Code, to any Federal Aviation Admin-*
17 *istration employee unless such employee actually performed*
18 *work during the time corresponding to such premium pay.*

19 *SEC. 115. None of the funds in this Act may be obli-*
20 *gated or expended for an employee of the Federal Aviation*
21 *Administration to purchase a store gift card or gift certifi-*
22 *cate through use of a Government-issued credit card.*

23 *SEC. 116. The Secretary shall apportion to the sponsor*
24 *of an airport that received scheduled or unscheduled air*
25 *service from a large certified air carrier (as defined in part*

1 241 of title 14 Code of Federal Regulations, or such other
2 regulations as may be issued by the Secretary under the
3 authority of section 41709) an amount equal to the min-
4 imum apportionment specified in 49 U.S.C. 47111(c), if
5 the Secretary determines that airport had more than 10,000
6 passenger boardings in the preceding calendar year, based
7 on data submitted to the Secretary under part 241 of title
8 14, Code of Federal Regulations.

9 SEC. 117. None of the funds in this Act may be obli-
10 gated or expended for retention bonuses for an employee of
11 the Federal Aviation Administration without the prior
12 written approval of the Assistant Secretary for Administra-
13 tion of the Department of Transportation.

14 SEC. 118. Notwithstanding any other provision of law,
15 none of the funds made available under this Act or any
16 prior Act may be used to implement or to continue to im-
17 plement any limitation on the ability of any owner or oper-
18 ator of a private aircraft to obtain, upon a request to the
19 Administrator of the Federal Aviation Administration, a
20 blocking of that owner's or operator's aircraft registration
21 number from any display of the Federal Aviation Adminis-
22 tration's Aircraft Situational Display to Industry data
23 that is made available to the public, except data made
24 available to a Government agency, for the noncommercial
25 flights of that owner or operator.

1 *SEC. 119. None of the funds in this Act shall be avail-*
2 *able for salaries and expenses of more than 9 political and*
3 *Presidential appointees in the Federal Aviation Adminis-*
4 *tration.*

5 *SEC. 119A. None of the funds made available under*
6 *this Act may be used to increase fees pursuant to section*
7 *44721 of title 49, United States Code, until the FAA pro-*
8 *vides to the House and Senate Committees on Appropria-*
9 *tions a report that justifies all fees related to aeronautical*
10 *navigation products and explains how such fees are con-*
11 *sistent with Executive Order 13642.*

12 *SEC. 119B. None of the funds appropriated or limited*
13 *by this Act may be used to change weight restrictions or*
14 *prior permission rules at Teterboro airport in Teterboro,*
15 *New Jersey.*

16 *SEC. 119C. None of the funds in this Act may be used*
17 *to close a regional operations center of the Federal Aviation*
18 *Administration or reduce its services unless the Adminis-*
19 *trator notifies the House and Senate Committees on Appro-*
20 *priations not less than 90 full business days in advance.*

1 *FEDERAL HIGHWAY ADMINISTRATION*
2 *LIMITATION ON ADMINISTRATIVE EXPENSES*
3 *(HIGHWAY TRUST FUND)*
4 *(INCLUDING TRANSFER OF FUNDS)*
5 *Not to exceed \$429,348,000, together with advances*
6 *and reimbursements received by the Federal Highway Ad-*
7 *ministration, shall be obligated for necessary expenses for*
8 *administration and operation of the Federal Highway Ad-*
9 *ministration or transferred to the Appalachian Regional*
10 *Commission in accordance with section 104 of title 23,*
11 *United States Code.*

12 *FEDERAL-AID HIGHWAYS*
13 *(LIMITATION ON OBLIGATIONS)*
14 *(HIGHWAY TRUST FUND)*
15 *Funds available for the implementation or execution*
16 *of Federal-aid highways and highway safety construction*
17 *programs authorized under titles 23 and 49, United States*
18 *Code, and the provisions of Public Law 112-141 shall not*
19 *exceed total obligations of \$40,256,000,000 for fiscal year*
20 *2016: Provided, That the Secretary may collect and spend*
21 *fees, as authorized by title 23, United States Code, to cover*
22 *the costs of services of expert firms, including counsel, in*
23 *the field of municipal and project finance to assist in the*
24 *underwriting and servicing of Federal credit instruments*
25 *and all or a portion of the costs to the Federal Government*

1 *of servicing such credit instruments: Provided further, That*
2 *such fees are available until expended to pay for such costs:*
3 *Provided further, That such amounts are in addition to ad-*
4 *ministrative expenses that are also available for such pur-*
5 *pose, and are not subject to any obligation limitation or*
6 *the limitation on administrative expenses under section 608*
7 *of title 23, United States Code.*

8 (LIQUIDATION OF CONTRACT AUTHORIZATION)

9 (HIGHWAY TRUST FUND)

10 *For the payment of obligations incurred in carrying*
11 *out Federal-aid highways and highway safety construction*
12 *programs authorized under title 23, United States Code,*
13 *\$40,995,000,000 derived from the Highway Trust Fund*
14 *(other than the Mass Transit Account), to remain available*
15 *until expended.*

16 ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

17 ADMINISTRATION

18 SEC. 120. (a) *For fiscal year 2016, the Secretary of*
19 *Transportation shall—*

20 (1) *not distribute from the obligation limitation*
21 *for Federal-aid highways—*

22 (A) *amounts authorized for administrative*
23 *expenses and programs by section 104(a) of title*
24 *23, United States Code; and*

1 (B) amounts authorized for the Bureau of
2 Transportation Statistics;

3 (2) not distribute an amount from the obligation
4 limitation for Federal-aid highways that is equal to
5 the unobligated balance of amounts—

6 (A) made available from the Highway Trust
7 Fund (other than the Mass Transit Account) for
8 Federal-aid highways and highway safety con-
9 struction programs for previous fiscal years the
10 funds for which are allocated by the Secretary
11 (or apportioned by the Secretary under section
12 202 or 204 of title 23, United States Code); and

13 (B) for which obligation limitation was
14 provided in a previous fiscal year;

15 (3) determine the proportion that—

16 (A) the obligation limitation for Federal-aid
17 highways, less the aggregate of amounts not dis-
18 tributed under paragraphs (1) and (2) of this
19 subsection; bears to

20 (B) the total of the sums authorized to be
21 appropriated for the Federal-aid highways and
22 highway safety construction programs (other
23 than sums authorized to be appropriated for pro-
24 visions of law described in paragraphs (1)
25 through (11) of subsection (b) and sums author-

1 *ized to be appropriated for section 119 of title*
2 *23, United States Code, equal to the amount re-*
3 *ferred to in subsection (b)(12) for such fiscal*
4 *year), less the aggregate of the amounts not dis-*
5 *tributed under paragraphs (1) and (2) of this*
6 *subsection;*

7 *(4) distribute the obligation limitation for Fed-*
8 *eral-aid highways, less the aggregate amounts not dis-*
9 *tributed under paragraphs (1) and (2), for each of the*
10 *programs (other than programs to which paragraph*
11 *(1) applies) that are allocated by the Secretary under*
12 *the Moving Ahead for Progress in the 21st Century*
13 *Act and title 23, United States Code, or apportioned*
14 *by the Secretary under sections 202 or 204 of that*
15 *title, by multiplying—*

16 *(A) the proportion determined under para-*
17 *graph (3); by*

18 *(B) the amounts authorized to be appro-*
19 *priated for each such program for such fiscal*
20 *year; and*

21 *(5) distribute the obligation limitation for Fed-*
22 *eral-aid highways, less the aggregate amounts not dis-*
23 *tributed under paragraphs (1) and (2) and the*
24 *amounts distributed under paragraph (4), for Fed-*
25 *eral-aid highways and highway safety construction*

1 programs that are apportioned by the Secretary
2 under title 23, United States Code (other than the
3 amounts apportioned for the National Highway Per-
4 formance Program in section 119 of title 23, United
5 States Code, that are exempt from the limitation
6 under subsection (b)(12) and the amounts appor-
7 tioned under sections 202 and 204 of that title) in the
8 proportion that—
9 (A) amounts authorized to be appropriated
10 for the programs that are apportioned under title
11 23, United States Code, to each State for such
12 fiscal year; bears to
13 (B) the total of the amounts authorized to
14 be appropriated for the programs that are ap-
15 portioned under title 23, United States Code, to
16 all States for such fiscal year;
17 (b) EXEMPTIONS FROM OBLIGATION LIMITATION.—
18 The obligation limitation for Federal-aid highways shall
19 not apply to obligations under or for—
20 (1) section 125 of title 23, United States Code;
21 (2) section 147 of the Surface Transportation As-
22 sistance Act of 1978 (23 U.S.C. 144 note; 92 Stat.
23 2714);
24 (3) section 9 of the Federal-Aid Highway Act of
25 1981 (95 Stat. 1701);

1 (4) subsections (b) and (j) of section 131 of the
2 *Surface Transportation Assistance Act of 1982* (96
3 *Stat. 2119*);

4 (5) subsections (b) and (c) of section 149 of the
5 *Surface Transportation and Uniform Relocation As-*
6 *sistance Act of 1987* (101 *Stat. 198*);

7 (6) sections 1103 through 1108 of the *Intermodal*
8 *Surface Transportation Efficiency Act of 1991* (105
9 *Stat. 2027*);

10 (7) section 157 of title 23, *United States Code*
11 *(as in effect on June 8, 1998)*;

12 (8) section 105 of title 23, *United States Code*
13 *(as in effect for fiscal years 1998 through 2004, but*
14 *only in an amount equal to \$639,000,000 for each of*
15 *those fiscal years)*;

16 (9) *Federal-aid highways programs for which ob-*
17 *ligation authority was made available under the*
18 *Transportation Equity Act for the 21st Century* (112
19 *Stat. 107) or subsequent Acts for multiple years or to*
20 *remain available until expended, but only to the ex-*
21 *tent that the obligation authority has not lapsed or*
22 *been used*;

23 (10) section 105 of title 23, *United States Code*
24 *(as in effect for fiscal years 2005 through 2012, but*

1 *only in an amount equal to \$639,000,000 for each of*
2 *those fiscal years);*

3 *(11) section 1603 of SAFETEA-LU (23 U.S.C.*
4 *118 note; 119 Stat. 1248), to the extent that funds ob-*
5 *ligated in accordance with that section were not sub-*
6 *ject to a limitation on obligations at the time at*
7 *which the funds were initially made available for ob-*
8 *ligation; and*

9 *(12) section 119 of title 23, United States Code*
10 *(but, for each of fiscal years 2013 through 2016, only*
11 *in an amount equal to \$639,000,000).*

12 *(c) REDISTRIBUTION OF UNUSED OBLIGATION AU-*
13 *THORITY.—Notwithstanding subsection (a), the Secretary*
14 *shall, after August 1 of such fiscal year—*

15 *(1) revise a distribution of the obligation limita-*
16 *tion made available under subsection (a) if an*
17 *amount distributed cannot be obligated during that*
18 *fiscal year; and*

19 *(2) redistribute sufficient amounts to those States*
20 *able to obligate amounts in addition to those pre-*
21 *viously distributed during that fiscal year, giving pri-*
22 *ority to those States having large unobligated bal-*
23 *ances of funds apportioned under sections 144 (as in*
24 *effect on the day before the date of enactment of Pub-*

1 *lic Law 112–141) and 104 of title 23, United States*
2 *Code.*

3 *(d) APPLICABILITY OF OBLIGATION LIMITATIONS TO*
4 *TRANSPORTATION RESEARCH PROGRAMS.—*

5 *(1) IN GENERAL.—Except as provided in para-*
6 *graph (2), the obligation limitation for Federal-aid*
7 *highways shall apply to contract authority for trans-*
8 *portation research programs carried out under—*

9 *(A) chapter 5 of title 23, United States*
10 *Code; and*

11 *(B) division E of the Moving Ahead for*
12 *Progress in the 21st Century Act.*

13 *(2) EXCEPTION.—Obligation authority made*
14 *available under paragraph (1) shall—*

15 *(A) remain available for a period of 4 fiscal*
16 *years; and*

17 *(B) be in addition to the amount of any*
18 *limitation imposed on obligations for Federal-*
19 *aid highways and highway safety construction*
20 *programs for future fiscal years.*

21 *(e) REDISTRIBUTION OF CERTAIN AUTHORIZED*
22 *FUNDS.—*

23 *(1) IN GENERAL.—Not later than 30 days after*
24 *the date of distribution of obligation limitation under*
25 *subsection (a), the Secretary shall distribute to the*

1 *States any funds (excluding funds authorized for the*
2 *program under section 202 of title 23, United States*
3 *Code) that—*

4 *(A) are authorized to be appropriated for*
5 *such fiscal year for Federal-aid highways pro-*
6 *grams; and*

7 *(B) the Secretary determines will not be al-*
8 *located to the States (or will not be apportioned*
9 *to the States under section 201 of title 23,*
10 *United States Code), and will not be available*
11 *for obligation, for such fiscal year because of the*
12 *imposition of any obligation limitation for such*
13 *fiscal year.*

14 *(2) RATIO.—Funds shall be distributed under*
15 *paragraph (1) in the same proportion as the distribu-*
16 *tion of obligation authority under subsection (a)(5).*

17 *(3) AVAILABILITY.—Funds distributed to each*
18 *State under paragraph (1) shall be available for any*
19 *purpose described in section 133(b) of title 23, United*
20 *States Code.*

21 *SEC. 121. Notwithstanding 31 U.S.C. 3302, funds re-*
22 *ceived by the Bureau of Transportation Statistics from the*
23 *sale of data products, for necessary expenses incurred pur-*
24 *suant to chapter 63 of title 49, United States Code, may*
25 *be credited to the Federal-aid highways account for the pur-*

1 *pose of reimbursing the Bureau for such expenses: Provided,*
2 *That such funds shall be subject to the obligation limitation*
3 *for Federal-aid highways and highway safety construction*
4 *programs.*

5 *SEC. 122. Not less than 15 days prior to waiving,*
6 *under his or her statutory authority, any Buy America re-*
7 *quirement for Federal-aid highways projects, the Secretary*
8 *of Transportation shall make an informal public notice and*
9 *comment opportunity on the intent to issue such waiver and*
10 *the reasons therefor: Provided, That the Secretary shall pro-*
11 *vide an annual report to the House and Senate Committees*
12 *on Appropriations on any waivers granted under the Buy*
13 *America requirements.*

14 *SEC. 123. None of the funds in this Act to the Depart-*
15 *ment of Transportation may be used to provide credit as-*
16 *sistance unless not less than 3 days before any application*
17 *approval to provide credit assistance under sections 603*
18 *and 604 of title 23, United States Code, the Secretary of*
19 *Transportation provides notification in writing to the fol-*
20 *lowing committees: the House and Senate Committees on*
21 *Appropriations; the Committee on Environment and Public*
22 *Works and the Committee on Banking, Housing and Urban*
23 *Affairs of the Senate; and the Committee on Transportation*
24 *and Infrastructure of the House of Representatives: Pro-*
25 *vided, That such notification shall include, but not be lim-*

1 *ited to, the name of the project sponsor; a description of*
2 *the project; whether credit assistance will be provided as*
3 *a direct loan, loan guarantee, or line of credit; and the*
4 *amount of credit assistance.*

5 *SEC. 124. From the unobligated balances of funds ap-*
6 *portioned among the States prior to October 1, 2012, under*
7 *sections 104(b) of title 23, United States Code (as in effect*
8 *on the day before the date of enactment of Public Law 112–*
9 *141), the amount of \$22,348,000 shall be made available*
10 *in fiscal year 2016 for the administrative expenses of the*
11 *Federal Highway Administration: Provided, That this pro-*
12 *vision shall not apply to funds distributed in accordance*
13 *with section 104(b)(5) of title 23, United States Code (as*
14 *in effect on the day before the date of enactment of Public*
15 *Law 112–141); section 133(d)(1) of such title (as in effect*
16 *on the day before the date of enactment of Public Law 109–*
17 *59); and the first sentence of section 133(d)(3)(A) of such*
18 *title (as in effect on the day before the date of enactment*
19 *of Public Law 112–141): Provided further, That such*
20 *amount shall be derived on a proportional basis from the*
21 *unobligated balances of apportioned funds to which this*
22 *provision applies: Provided further, That the amount made*
23 *available by this provision in fiscal year 2016 for the ad-*
24 *ministrative expenses of the Federal Highway Administra-*
25 *tion shall be in addition to the amount made available in*

1 *fiscal year 2016 for such purposes under section 104(a) of*
2 *title 23, United States Code.*

3 *SEC. 125. Section 127 of title 23, United States Code,*
4 *is amended by adding at the end the following:*

5 *“(m) OPERATION OF CERTAIN SPECIALIZED HAULING*
6 *VEHICLES ON CERTAIN TEXAS HIGHWAYS.—*

7 *“(1) IN GENERAL.—If any segment of United*
8 *States Route 59, United States Route 77, United*
9 *States Route 281, United States Route 84, or routes*
10 *otherwise made eligible for designation as Interstate*
11 *Route 69, is designated as Interstate Route 69, a ve-*
12 *hicle that could operate legally on that segment before*
13 *the date of such designation may continue to operate*
14 *on that segment, without regard to any requirement*
15 *under subsection (a).*

16 *“(2) DESCRIPTION OF HIGHWAY SEGMENTS.—*
17 *The highway segments referred to in paragraph (1)*
18 *are any segment of United States Route 59, United*
19 *States Route 77, United States Route 281, United*
20 *States Route 84, and routes otherwise made eligible*
21 *for designation as Interstate Route 69 in Texas.”.*

22 *SEC. 126. (a) A State or territory, as defined in section*
23 *165 of title 23, United States Code, may use for any project*
24 *eligible under section 133(b) of title 23 or section 165 of*
25 *title 23 and located within the boundary of the State or*

1 *territory any earmarked amount, and any associated obli-*
 2 *gation limitation, provided that the Department of Trans-*
 3 *portation for the State or territory for which the earmarked*
 4 *amount was originally designated or directed notifies the*
 5 *Secretary of Transportation of its intent to use its authority*
 6 *under this section and submits a quarterly report to the*
 7 *Secretary identifying the projects to which the funding*
 8 *would be applied. Notwithstanding the original period of*
 9 *availability of funds to be obligated under this section, such*
 10 *funds and associated obligation limitation shall remain*
 11 *available for obligation for a period of 3 fiscal years after*
 12 *the fiscal year in which the Secretary of Transportation*
 13 *is notified. The Federal share of the cost of a project carried*
 14 *out with funds made available under this section shall be*
 15 *the same as associated with the earmark.*

16 (b) *In this section, the term “earmarked amount”*
 17 *means—*

18 (1) *congressionally directed spending, as defined*
 19 *in rule XLIV of the Standing Rules of the Senate,*
 20 *identified in a prior law, report, or joint explanatory*
 21 *statement, which was authorized to be appropriated*
 22 *or appropriated more than 10 fiscal years prior to*
 23 *the fiscal year in which this Act becomes effective, and*
 24 *administered by the Federal Highway Administra-*
 25 *tion; or*

1 (2) *a congressional earmark, as defined in rule*
2 *XXI of the Rules of the House of Representatives iden-*
3 *tified in a prior law, report, or joint explanatory*
4 *statement, which was authorized to be appropriated*
5 *or appropriated more than 10 fiscal years prior to*
6 *the fiscal year in which this Act becomes effective, and*
7 *administered by the Federal Highway Administra-*
8 *tion.*

9 (c) *The authority under subsection (a) may be exer-*
10 *cised only for those projects or activities that have obligated*
11 *less than 10 percent of the amount made available for obli-*
12 *gation as of the effective date of this Act, and shall be ap-*
13 *plied to projects within the same general geographic area*
14 *within 50 miles for which the funding was designated, ex-*
15 *cept that a State or territory may apply such authority*
16 *to unexpended balances of funds from projects or activities*
17 *the State or territory certifies have been closed and for*
18 *which payments have been made under a final voucher.*

19 (d) *The Secretary shall submit consolidated reports of*
20 *the information provided by the States and territories each*
21 *quarter to the House and Senate Committees on Appropria-*
22 *tions.*

1 *FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION*

2 *MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS*

3 *(LIQUIDATION OF CONTRACT AUTHORIZATION)*

4 *(LIMITATION ON OBLIGATIONS)*

5 *(HIGHWAY TRUST FUND)*

6 *For payment of obligations incurred in the implemen-*
 7 *tation, execution and administration of motor carrier safe-*
 8 *ty operations and programs pursuant to section 31104(i)*
 9 *of title 49, United States Code, and sections 1127 and 1134*
 10 *of Public Law 109–59, as amended by Public Law 112–*
 11 *111, \$259,000,000, to be derived from the Highway Trust*
 12 *Fund (other than the Mass Transit Account), together with*
 13 *advances and reimbursements received by the Federal Motor*
 14 *Carrier Safety Administration, the sum of which shall re-*
 15 *main available until expended: Provided, That funds avail-*
 16 *able for implementation, execution or administration of*
 17 *motor carrier safety operations and programs authorized*
 18 *under title 49, United States Code, shall not exceed total*
 19 *obligations of \$259,000,000 for “Motor Carrier Safety Oper-*
 20 *ations and Programs” for fiscal year 2016, of which*
 21 *\$9,000,000, to remain available for obligation until Sep-*
 22 *tember 30, 2018, is for the research and technology pro-*
 23 *gram, and of which \$34,545,000, to remain available for*
 24 *obligation until September 30, 2018, is for information*
 25 *management: Provided further, That \$1,000,000 shall be*

1 *made available for commercial motor vehicle operator*
2 *grants to carry out section 4134 of Public Law 109–59, as*
3 *amended by Public Law 112–141.*

4 *MOTOR CARRIER SAFETY GRANTS*

5 *(LIQUIDATION OF CONTRACT AUTHORIZATION)*

6 *(LIMITATION ON OBLIGATIONS)*

7 *(HIGHWAY TRUST FUND)*

8 *For payment of obligations incurred in carrying out*
9 *sections 31102, 31104(a), 31106, 31107, 31109, 31309,*
10 *31313 of title 49, United States Code, and sections 4126*
11 *and 4128 of Public Law 109–59, as amended by Public*
12 *Law 112–141, \$313,000,000, to be derived from the High-*
13 *way Trust Fund (other than the Mass Transit Account) and*
14 *to remain available until expended: Provided, That funds*
15 *available for the implementation or execution of motor car-*
16 *rier safety programs shall not exceed total obligations of*
17 *\$313,000,000 in fiscal year 2016 for “Motor Carrier Safety*
18 *Grants”; of which \$218,000,000 shall be available for the*
19 *motor carrier safety assistance program, \$30,000,000 shall*
20 *be available for commercial driver’s license program im-*
21 *provement grants, \$32,000,000 shall be available for border*
22 *enforcement grants, \$5,000,000 shall be available for per-*
23 *formance and registration information system management*
24 *grants, \$25,000,000 shall be available for the commercial*
25 *vehicle information systems and networks deployment pro-*

1 *gram, and \$3,000,000 shall be available for safety data im-*
 2 *provement grants: Provided further, That, of the funds*
 3 *made available herein for the motor carrier safety assist-*
 4 *ance program, \$32,000,000 shall be available for audits of*
 5 *new entrant motor carriers.*

6 *ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR CARRIER*
 7 *SAFETY ADMINISTRATION*

8 *SEC. 130. (a) Funds appropriated or limited in this*
 9 *Act shall be subject to the terms and conditions stipulated*
 10 *in section 350 of Public Law 107–87 and section 6901 of*
 11 *Public Law 110–28.*

12 *(b) Section 350(d) of the Department of Transpor-*
 13 *tation and Related Agencies Appropriation Act, 2002 (Pub-*
 14 *lic Law 107–87) is hereby repealed.*

15 *SEC. 131. The Federal Motor Carrier Safety Adminis-*
 16 *tration shall send notice of 49 CFR section 385.308 viola-*
 17 *tions by certified mail, registered mail, or another manner*
 18 *of delivery which records the receipt of the notice by the*
 19 *persons responsible for the violations.*

20 *SEC. 132. None of the funds limited or otherwise made*
 21 *available under this Act, or any other Act, hereafter, shall*
 22 *be used by the Secretary to enforce any regulation prohib-*
 23 *iting a State from issuing a commercial learner’s permit*
 24 *to individuals under the age of eighteen if the State had*
 25 *a law authorizing the issuance of commercial learner’s per-*

1 mits to individuals under eighteen years of age as of May
2 9, 2011.

3 *SEC. 133. None of the funds limited or otherwise made*
4 *available under the heading “Motor Carrier Safety Oper-*
5 *ations and Programs” may be used to deny an application*
6 *to renew a Hazardous Materials Safety Program permit for*
7 *a motor carrier based on that carrier’s Hazardous Mate-*
8 *rials Out-of-Service rate, unless the carrier has the oppor-*
9 *tunity to submit a written description of corrective actions*
10 *taken, and other documentation the carrier wishes the Sec-*
11 *retary to consider, including submitting a corrective action*
12 *plan, and the Secretary determines the actions or plan is*
13 *insufficient to address the safety concerns that resulted in*
14 *that Hazardous Materials Out-of-Service rate.*

15 *SEC. 134. Funds appropriated or otherwise made*
16 *available by this Act or any other Act shall be used hereafter*
17 *to enforce sections 395.3(c) and 395.3(d) of title 49, Code*
18 *of Federal Regulations, only if the final report issued by*
19 *the Secretary required by section 133 of division K of Pub-*
20 *lic Law 113–235 finds that the July 1, 2013 restart provi-*
21 *sions resulted in statistically significant net safety benefits*
22 *and the Inspector General certifies that the final report*
23 *meets the statutory requirements of Public Law 113–235.*

24 *SEC. 135. Funds made available by this Act or any*
25 *other Act may be used to develop, issue, or implement any*

1 *regulation that increases levels of minimum financial re-*
2 *sponsibility for transporting passengers or property as in*
3 *effect on January 1, 2014, under regulations issued pursu-*
4 *ant to sections 31138 and 31139 of title 49, United States*
5 *Code, only 60 days after the Secretary provides a report*
6 *to the House and Senate Committees on Appropriations,*
7 *the House Committee on Transportation and Infrastruc-*
8 *ture, and the Senate Committee on Commerce, Science, and*
9 *Transportation on the impact of raising the minimum fi-*
10 *nancial responsibility for transporting passengers or prop-*
11 *erty. The report shall include an assessment of catastrophic*
12 *crashes in which damages exceeded the insurance limits, the*
13 *impact of higher insurance premiums on carriers, and the*
14 *capacity of the insurance industry to underwrite increases*
15 *in current minimum financial responsibility limits.*

16 *SEC. 136. Section 13506(a) of title 49, United States*
17 *Code, is amended:*

- 18 *(1) in subsection (14) by striking “or”;*
19 *(2) in subsection (15) by striking “.” and insert-*
20 *ing “; or”; and*
21 *(3) by inserting at the end, “(16) the transpor-*
22 *tation of passengers by motor vehicles operated by*
23 *youth or family camps that provide overnight accom-*
24 *modations and recreational or educational activities*
25 *at fixed locations.”.*

1 *NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION*2 *OPERATIONS AND RESEARCH*

3 *For expenses necessary to discharge the functions of the*
4 *Secretary, with respect to traffic and highway safety au-*
5 *thorized under chapter 301 and part C of subtitle VI of*
6 *title 49, United States Code, \$130,500,000, of which*
7 *\$20,000,000 shall remain available through September 30,*
8 *2017.*

9 *OPERATIONS AND RESEARCH*10 *(LIQUIDATION OF CONTRACT AUTHORIZATION)*11 *(LIMITATION ON OBLIGATIONS)*12 *(HIGHWAY TRUST FUND)*

13 *For payment of obligations incurred in carrying out*
14 *the provisions of 23 U.S.C. 403, and chapter 303 of title*
15 *49, United States Code, \$118,500,000, to be derived from*
16 *the Highway Trust Fund (other than the Mass Transit Ac-*
17 *count) and to remain available until expended: Provided,*
18 *That none of the funds under this heading shall be available*
19 *for the planning or execution of programs the total obliga-*
20 *tions for which, in fiscal year 2016, are in excess of*
21 *\$118,500,000, of which \$113,500,000 shall be for programs*
22 *authorized under 23 U.S.C. 403 and \$5,000,000 shall be*
23 *for the National Driver Register authorized under chapter*
24 *303 of title 49, United States Code: Provided further, That*
25 *within the \$118,500,000 obligation limitation for oper-*

1 actions and research, \$20,000,000 shall remain available
2 until September 30, 2017, and shall be in addition to the
3 amount of any limitation imposed on obligations for future
4 years.

5 HIGHWAY TRAFFIC SAFETY GRANTS AND OTHER PURPOSES
(LIMITATION OF CONTRACT AUTHORIZATION)
6
(LIMITATION ON OBLIGATIONS)
7
(HIGHWAY TRUST FUND)
8

9 For payment of obligations incurred in carrying out
10 provisions of 23 U.S.C. 402, 403, and 405, section 2009
11 of Public Law 109-59, as amended by Public Law 112-
12 141, section 31101(a)(6) of Public Law 112-141, chapter
13 301 of title 49, United States Code, and part C of subtitle
14 VI of title 49, United States Code, to remain available until
15 expended, \$575,500,000, to be derived from the Highway
16 Trust Fund (other than the Mass Transit Account): Pro-
17 vided, That none of the funds in this Act shall be available
18 for the planning or execution of programs the total obliga-
19 tions for which, in fiscal year 2016, are in excess of
20 \$575,500,000 for programs authorized under 23 U.S.C. 402,
21 403, and 405, section 2009 of Public Law 109-59, as
22 amended by Public Law 112-141, section 31101(a)(6) of
23 Public Law 112-141, chapter 301 of title 49, United States
24 Code, and part C of subtitle VI of title 49, United States
25 Code, of which \$235,000,000 shall be for "Highway Safety

1 *Programs” under 23 U.S.C. 402; \$272,000,000 shall be for*
2 *“National Priority Safety Programs” under 23 U.S.C. 405;*
3 *\$29,000,000 shall be for “High Visibility Enforcement Pro-*
4 *gram” under section 2009 of Public Law 109–59, as*
5 *amended by Public Law 112–141; \$25,500,000 shall be for*
6 *“Administrative Expenses” under section 31101(a)(6) of*
7 *Public Law 112–141: Provided further, That none of these*
8 *funds shall be used for construction, rehabilitation, or re-*
9 *modeling costs, or for office furnishings and fixtures for*
10 *State, local or private buildings or structures: Provided fur-*
11 *ther, That not to exceed \$500,000 of the funds made avail-*
12 *able for “National Priority Safety Programs” under 23*
13 *U.S.C. 405 for “Impaired Driving Countermeasures” (as*
14 *described in subsection (d) of that section) shall be available*
15 *for technical assistance to the States: Provided further, That*
16 *with respect to the “Transfers” provision under 23 U.S.C.*
17 *405(a)(1)(G), any amounts transferred to increase the*
18 *amounts made available under section 402 shall include the*
19 *obligation authority for such amounts: Provided further,*
20 *That the Administrator shall notify the House and Senate*
21 *Committees on Appropriations of any exercise of the au-*
22 *thority granted under the previous proviso or under 23*
23 *U.S.C. 405(a)(1)(G) within 5 days: Provided further, That*
24 *\$10,000,000 of the total obligation limitation made avail-*
25 *able shall be applied toward unobligated balances of con-*

1 *tract authority under the program for which funds were au-*
2 *thorized in section 2005 of Public Law 109–59, as amended,*
3 *and shall be used for programs authorized under 23 U.S.C.*
4 *403: Provided further, That \$4,000,000 of the total obliga-*
5 *tion limitation made available shall be applied toward un-*
6 *obligated balances of contract authority under the program*
7 *for which funds were authorized in section 2005 of Public*
8 *Law 109–59, as amended, and shall be used to cover the*
9 *expenses necessary to discharge the functions of the Sec-*
10 *retary, with respect to traffic and highway safety under*
11 *chapter 301 of title 49, United States Code, and part C*
12 *of subtitle VI of title 49, United States Code: Provided fur-*
13 *ther, That the additional \$14,000,000 made available for*
14 *obligation from unobligated balances of contract authority*
15 *under section 2005 of Public Law 109–59, as amended,*
16 *shall be available in the same manner as though such funds*
17 *were apportioned under chapter 1 of title 23, United States*
18 *Code, except that the Federal share payable on account of*
19 *any program, project, or activity carried out with such*
20 *funds made available under this heading shall be 100 per-*
21 *cent and such funds shall remain available for obligation*
22 *until expended.*