

[COMMITTEE PRINT]

NOTICE: This bill is a draft for use of the Committee and its Staff only, in preparation for markup.

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114TH CONGRESS
1ST SESSION

H. R. 2577

[Report No. 114-__ __]

IN THE SENATE OF THE UNITED STATES

JUNE 10, 2015

Received; read twice and referred to the Committee on Appropriations

JUNE ____, 2015

Reported by Ms. COLLINS, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

AN ACT

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2016, and for other purposes.

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

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for the
3 Departments of Transportation, and Housing and Urban
4 Development, and related agencies for the fiscal year end-
5 ing September 30, 2016, and for other purposes, namely:

6 TITLE I

7 DEPARTMENT OF TRANSPORTATION

8 OFFICE OF THE SECRETARY

9 SALARIES AND EXPENSES

10 For necessary expenses of the Office of the Secretary,
11 \$105,000,000 (reduced by \$2,000,000) (reduced by
12 \$500,000) (reduced by \$4,000,000) (reduced by
13 \$4,000,000), of which not to exceed \$2,734,000 shall be
14 available for the immediate Office of the Secretary; not
15 to exceed \$1,025,000 shall be available for the immediate
16 Office of the Deputy Secretary; not to exceed \$20,066,000
17 (reduced by \$2,000,000) shall be available for the Office
18 of the General Counsel; not to exceed \$9,310,000 (reduced
19 by \$1,000,000) (reduced by \$500,000) shall be available
20 for the Office of the Under Secretary of Transportation
21 for Policy; not to exceed \$12,808,000 (reduced by
22 \$4,000,000) (reduced by \$1,000,000) shall be available for
23 the Office of the Assistant Secretary for Budget and Pro-
24 grams; not to exceed \$2,500,000 (reduced by \$250,000)
25 shall be available for the Office of the Assistant Secretary

1 for Governmental Affairs; not to exceed \$26,029,000 (re-
2 duced by \$500,000) (reduced by \$2,000,000) shall be
3 available for the Office of the Assistant Secretary for Ad-
4 ministration; not to exceed \$2,029,000 shall be available
5 for the Office of Public Affairs; not to exceed \$1,769,000
6 (reduced by \$250,000) shall be available for the Office of
7 the Executive Secretariat; not to exceed \$10,793,000 shall
8 be available for the Office of Intelligence, Security, and
9 Emergency Response; and not to exceed \$15,937,000 shall
10 be available for the Office of the Chief Information Offi-
11 cer: *Provided*, That the Secretary of Transportation is au-
12 thorized to transfer funds appropriated for any office of
13 the Office of the Secretary to any other office of the Office
14 of the Secretary: *Provided further*, That no appropriation
15 for any office shall be increased or decreased by more than
16 5 percent by all such transfers: *Provided further*, That no-
17 tice of any change in funding greater than 5 percent shall
18 be submitted for approval to the House and Senate Com-
19 mittees on Appropriations: *Provided further*, That not to
20 exceed \$60,000 shall be for allocation within the Depart-
21 ment for official reception and representation expenses as
22 the Secretary may determine: *Provided further*, That not-
23 withstanding any other provision of law, excluding fees au-
24 thorized in Public Law 107-71, there may be credited to
25 this appropriation up to \$2,500,000 in funds received in

1 user fees: *Provided further*, That none of the funds pro-
2 vided in this Act shall be available for the position of As-
3 sistant Secretary for Public Affairs.

4 RESEARCH AND TECHNOLOGY

5 For necessary expenses related to the Office of the
6 Assistant Secretary for Research and Technology,
7 \$11,386,000, of which \$8,218,000 shall remain available
8 until September 30, 2018: *Provided*, That there may be
9 credited to this appropriation, to be available until ex-
10 pended, funds received from States, counties, municipali-
11 ties, other public authorities, and private sources for ex-
12 penses incurred for training: *Provided further*, That any
13 reference in law, regulation, judicial proceedings, or else-
14 where to the Research and Innovative Technology Admin-
15 istration shall continue to be deemed to be a reference to
16 the Office of the Assistant Secretary for Research and
17 Technology of the Department of Transportation.

18 NATIONAL INFRASTRUCTURE INVESTMENTS

19 (INCLUDING TRANSFER OF FUNDS)

20 For capital investments in surface transportation in-
21 frastructure, \$100,000,000, to remain available through
22 September 30, 2018: *Provided*, That the Secretary of
23 Transportation shall distribute funds provided under this
24 heading as discretionary grants to be awarded to a State,
25 local government, transit agency, or a collaboration among

1 such entities on a competitive basis for projects that will
2 have a significant impact on the Nation, a metropolitan
3 area, or a region: *Provided further*, That projects eligible
4 for funding provided under this heading shall include, but
5 not be limited to, highway or bridge projects eligible under
6 title 23, United States Code; public transportation
7 projects eligible under chapter 53 of title 49, United
8 States Code; passenger and freight rail transportation
9 projects; and port infrastructure investments (including
10 inland port infrastructure and land ports of entry): *Pro-*
11 *vided further*, That the Secretary may use up to 20 per-
12 cent of the funds made available under this heading for
13 the purpose of paying the subsidy and administrative costs
14 of projects eligible for Federal credit assistance under
15 chapter 6 of title 23, United States Code, if the Secretary
16 finds that such use of the funds would advance the pur-
17 poses of this paragraph: *Provided further*, That in distrib-
18 uting funds provided under this heading, the Secretary
19 shall take such measures so as to ensure an equitable geo-
20 graphic distribution of funds, an appropriate balance in
21 addressing the needs of urban and rural areas, and the
22 investment in a variety of transportation modes: *Provided*
23 *further*, That a grant funded under this heading shall be
24 not less than \$2,000,000 and not greater than
25 \$15,000,000: *Provided further*, That not more than 20

1 percent of the funds made available under this heading
2 may be awarded to projects in a single State: *Provided*
3 *further*, That the Federal share of the costs for which an
4 expenditure is made under this heading shall be, at the
5 option of the recipient, up to 50 percent: *Provided further*,
6 That the Secretary shall give priority to projects that re-
7 quire a contribution of Federal funds in order to complete
8 an overall financing package: *Provided further*, That not
9 less than 40 percent of the funds provided under this
10 heading shall be for projects located in rural areas: *Pro-*
11 *vided further*, That for projects located in rural areas, the
12 minimum grant size shall be \$1,000,000 and the Secretary
13 may increase the Federal share of costs above 80 percent:
14 *Provided further*, That projects conducted using funds pro-
15 vided under this heading must comply with the require-
16 ments of subchapter IV of chapter 31 of title 40, United
17 States Code: *Provided further*, That the Secretary shall
18 conduct a new competition to select the grants and credit
19 assistance awarded under this heading: *Provided further*,
20 That the Secretary may retain up to \$5,000,000 of the
21 funds provided under this heading, and may transfer por-
22 tions of those funds to the Administrators of the Federal
23 Highway Administration, the Federal Transit Administra-
24 tion, the Federal Railroad Administration and the Mari-
25 time Administration, to fund the award and oversight of

1 grants and credit assistance made under the National In-
2 frastructure Investments program.

3 FINANCIAL MANAGEMENT CAPITAL

4 For necessary expenses for upgrading and enhancing
5 the Department of Transportation's financial systems and
6 re-engineering business processes, \$1,000,000, to remain
7 available through September 30, 2017.

8 CYBER SECURITY INITIATIVES

9 For necessary expenses for cyber security initiatives,
10 including necessary upgrades to wide area network and
11 information technology infrastructure, improvement of
12 network perimeter controls and identity management,
13 testing and assessment of information technology against
14 business, security, and other requirements, implementa-
15 tion of Federal cyber security initiatives and information
16 infrastructure enhancements, implementation of enhanced
17 security controls on network devices, and enhancement of
18 cyber security workforce training tools, \$7,000,000 to re-
19 main available through September 30, 2017.

20 OFFICE OF CIVIL RIGHTS

21 For necessary expenses of the Office of Civil Rights,
22 \$9,600,000.

1 TRANSPORTATION PLANNING, RESEARCH, AND
2 DEVELOPMENT

3 For necessary expenses for conducting transportation
4 planning, research, systems development, development ac-
5 tivities, and making grants, to remain available until ex-
6 pended, \$5,976,000.

7 WORKING CAPITAL FUND

8 For necessary expenses for operating costs and cap-
9 ital outlays of the Working Capital Fund, not to exceed
10 \$181,500,000 shall be paid from appropriations made
11 available to the Department of Transportation: *Provided,*
12 That such services shall be provided on a competitive basis
13 to entities within the Department of Transportation: *Pro-*
14 *vided further,* That the above limitation on operating ex-
15 penses shall not apply to non-DOT entities: *Provided fur-*
16 *ther,* That no funds appropriated in this Act to an agency
17 of the Department shall be transferred to the Working
18 Capital Fund without majority approval of the Working
19 Capital Fund Steering Committee and approval of the
20 Secretary: *Provided further,* That no assessments may be
21 levied against any program, budget activity, subactivity or
22 project funded by this Act unless notice of such assess-
23 ments and the basis therefor are presented to the House
24 and Senate Committees on Appropriations and are ap-
25 proved by such Committees.

1 MINORITY BUSINESS RESOURCE CENTER PROGRAM

2 For the cost of guaranteed loans, \$336,000, as au-
3 thorized by 49 U.S.C. 332: *Provided*, That such costs, in-
4 cluding the cost of modifying such loans, shall be as de-
5 fined in section 502 of the Congressional Budget Act of
6 1974: *Provided further*, That these funds are available to
7 subsidize total loan principal, any part of which is to be
8 guaranteed, not to exceed \$18,367,000.

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

11 SMALL AND DISADVANTAGED BUSINESS UTILIZATION AND
12 OUTREACH

13 For necessary expenses for small and disadvantaged
14 business utilization and outreach activities, \$4,518,000, to
15 remain available until September 30, 2017: *Provided*,
16 That notwithstanding 49 U.S.C. 332, these funds may be
17 used for business opportunities related to any mode of
18 transportation.

19 PAYMENTS TO AIR CARRIERS

20 (AIRPORT AND AIRWAY TRUST FUND)

21 In addition to funds made available from any other
22 source to carry out the essential air service program under
23 49 U.S.C. 41731 through 41742, \$155,000,000, to be de-
24 rived from the Airport and Airway Trust Fund, to remain
25 available until expended: *Provided*, That in determining

1 between or among carriers competing to provide service
2 to a community; the Secretary may consider the relative
3 subsidy requirements of the carriers: *Provided further,*
4 that basic essential air service minimum requirements
5 shall not include the 15-passenger capacity requirement
6 under subsection 41732(b)(3) of title 49, United States
7 Code: *Provided further,* That none of the funds in this Act
8 or any other Act shall be used to enter into a new contract
9 with a community located less than 40 miles from the
10 nearest small hub airport before the Secretary has nego-
11 tiated with the community over a local cost share: *Pro-*
12 *vided further,* That amounts authorized to be distributed
13 for the essential air service program under subsection
14 41742(b) of title 49, United States Code; shall be made
15 available immediately from amounts otherwise provided to
16 the Administrator of the Federal Aviation Administration:
17 *Provided further,* That the Administrator may reimburse
18 such amounts from fees credited to the account estab-
19 lished under section 45303 of title 49, United States Code:

20 ADMINISTRATIVE PROVISIONS

21 SEC. 101. None of the funds made available in this
22 Act to the Department of Transportation may be obligated
23 for the Office of the Secretary of Transportation to ap-
24 prove assessments or reimbursable agreements pertaining
25 to funds appropriated to the modal administrations in this

1 Act, except for activities underway on the date of enact-
2 ment of this Act, unless such assessments or agreements
3 have completed the normal reprogramming process for
4 Congressional notification.

5 ~~SEC. 102.~~ Notwithstanding section ~~3324~~ of title ~~31~~,
6 United States Code, in addition to authority provided by
7 section ~~327~~ of title 49, United States Code, the Depart-
8 ment's Working Capital Fund is hereby authorized to pro-
9 vide payments in advance to vendors that are necessary
10 to carry out the Federal transit pass transportation fringe
11 benefit program under Executive Order No. 13150 and
12 section ~~3049~~ of Public Law 109-59: *Provided*, That the
13 Department shall include adequate safeguards in the con-
14 tract with the vendors to ensure timely and high-quality
15 performance under the contract.

16 ~~SEC. 103.~~ The Secretary shall post on the Web site
17 of the Department of Transportation a schedule of all
18 meetings of the Credit Council, including the agenda for
19 each meeting, and require the Credit Council to record the
20 decisions and actions of each meeting.

21 ~~SEC. 104.~~ In addition to authority provided by section
22 ~~327~~ of title 49, United States Code, the Department's
23 Working Capital Fund is hereby authorized to provide
24 partial or full payments in advance and accept subsequent
25 reimbursements from all Federal agencies for transit ben-

1 efit distribution services that are necessary to carry out
2 the Federal transit pass transportation fringe benefit pro-
3 gram under Executive Order No. 13150 and section 3049
4 of Public Law 109-59: *Provided*, That the Department
5 shall maintain a reasonable operating reserve in the Work-
6 ing Capital Fund, to be expended in advance to provide
7 uninterrupted transit benefits to Government employees;
8 provided that such reserve will not exceed one month of
9 benefits payable: *Provided further*, that such reserve may
10 be used only for the purpose of providing for the continu-
11 ation of transit benefits; provided that the Working Cap-
12 ital Fund will be fully reimbursed by each customer agen-
13 cy for the actual cost of the transit benefit.

14 FEDERAL AVIATION ADMINISTRATION

15 OPERATIONS

16 (AIRPORT AND AIRWAY TRUST FUND)

17 For necessary expenses of the Federal Aviation Ad-
18 ministration, not otherwise provided for, including oper-
19 ations and research activities related to commercial space
20 transportation; administrative expenses for research and
21 development; establishment of air navigation facilities; the
22 operation (including leasing) and maintenance of aircraft;
23 subsidizing the cost of aeronautical charts and maps sold
24 to the public; lease or purchase of passenger motor vehi-
25 cles for replacement only; in addition to amounts made

1 available by Public Law 112-95, \$9,847,700,000 (reduced
2 by \$3,000,000) of which \$8,831,250,000 shall be derived
3 from the Airport and Airway Trust Fund, of which not
4 to exceed \$7,505,293,000 shall be available for air traffic
5 organization activities; not to exceed \$1,258,411,000 shall
6 be available for aviation safety activities; not to exceed
7 \$16,605,000 (increased by \$250,000) shall be available for
8 commercial space transportation activities; not to exceed
9 \$725,000,000 (reduced by \$3,000,000) (reduced by
10 \$250,000) shall be available for finance and management
11 activities; not to exceed \$60,089,000 shall be available for
12 NextGen and operations planning activities; and not to ex-
13 ceed \$282,302,000 shall be available for staff offices: *Pro-*
14 *vided*, That not to exceed 2 percent of any budget activity,
15 except for aviation safety budget activity, may be trans-
16 ferred to any budget activity under this heading: *Provided*
17 *further*, That no transfer may increase or decrease any ap-
18 propriation by more than 2 percent: *Provided further*,
19 That any transfer in excess of 2 percent shall be treated
20 as a reprogramming of funds under section 405 of this
21 Act and shall not be available for obligation or expenditure
22 except in compliance with the procedures set forth in that
23 section: *Provided further*, That not later than March 31
24 of each fiscal year hereafter, the Administrator of the Fed-
25 eral Aviation Administration shall transmit to Congress

1 an annual update to the report submitted to Congress in
2 December 2004 pursuant to section 221 of Public Law
3 408–176: *Provided further*, That the amount herein appro-
4 priated shall be reduced by \$100,000 for each day after
5 March 31 that such report has not been submitted to the
6 Congress: *Provided further*, That not later than March 31
7 of each fiscal year hereafter, the Administrator shall
8 transmit to Congress a companion report that describes
9 a comprehensive strategy for staffing, hiring, and training
10 flight standards and aircraft certification staff in a format
11 similar to the one utilized for the controller staffing plan,
12 including stated attrition estimates and numerical hiring
13 goals by fiscal year: *Provided further*, That the amount
14 herein appropriated shall be reduced by \$100,000 per day
15 for each day after March 31 that such report has not been
16 submitted to Congress: *Provided further*, That funds may
17 be used to enter into a grant agreement with a nonprofit
18 standard-setting organization to assist in the development
19 of aviation safety standards: *Provided further*, That none
20 of the funds in this Act shall be available for new appli-
21 cants for the second career training program: *Provided*
22 *further*, That none of the funds in this Act shall be avail-
23 able for the Federal Aviation Administration to finalize
24 or implement any regulation that would promulgate new
25 aviation user fees not specifically authorized by law after

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

18 FACILITIES AND EQUIPMENT

19 (AIRPORT AND AIRWAY TRUST FUND)

20 For necessary expenses, not otherwise provided for,
21 for acquisition, establishment, technical support services,
22 improvement by contract or purchase, and hire of national
23 airspace systems and experimental facilities and equip-
24 ment, as authorized under part A of subtitle VII of title
25 49, United States Code, including initial acquisition of

1 necessary sites by lease or grant; engineering and service
2 testing; including construction of test facilities and acqui-
3 sition of necessary sites by lease or grant; construction
4 and furnishing of quarters and related accommodations
5 for officers and employees of the Federal Aviation Admin-
6 istration stationed at remote localities where such accom-
7 modations are not available; and the purchase, lease, or
8 transfer of aircraft from funds available under this head-
9 ing; including aircraft for aviation regulation and certifi-
10 cation; to be derived from the Airport and Airway Trust
11 Fund, \$2,500,000,000 (increased by \$3,000,000), of
12 which \$460,000,000 shall remain available until Sep-
13 tember 30, 2016, and \$2,040,000,000 (increased by
14 \$3,000,000) shall remain available until September 30,
15 2018: *Provided*, That there may be credited to this appro-
16 priation funds received from States, counties, municipali-
17 ties, other public authorities, and private sources, for ex-
18 penses incurred in the establishment, improvement, and
19 modernization of national airspace systems: *Provided fur-*
20 *ther*, That upon initial submission to the Congress of the
21 fiscal year 2017 President's budget, the Secretary of
22 Transportation shall transmit to the Congress a com-
23 prehensive capital investment plan for the Federal Avia-
24 tion Administration which includes funding for each budg-
25 et line item for fiscal years 2017 through 2021, with total

1 funding for each year of the plan constrained to the fund-
2 ing targets for those years as estimated and approved by
3 the Office of Management and Budget: *Provided further,*
4 That the amount herein appropriated shall be reduced by
5 \$100,000 per day for each day after the initial submission
6 of the fiscal year 2017 President's budget that such report
7 has not been submitted to Congress.

8 RESEARCH, ENGINEERING, AND DEVELOPMENT

9 (AIRPORT AND AIRWAY TRUST FUND)

10 For necessary expenses, not otherwise provided for,
11 for research, engineering, and development, as authorized
12 under part A of subtitle VII of title 49, United States
13 Code, including construction of experimental facilities and
14 acquisition of necessary sites by lease or grant,
15 \$156,750,000, to be derived from the Airport and Airway
16 Trust Fund and to remain available until September 30,
17 2018: *Provided,* That there may be credited to this appro-
18 priation as offsetting collections, funds received from
19 States, counties, municipalities, other public authorities,
20 and private sources, which shall be available for expenses
21 incurred for research, 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 For liquidation of obligations incurred for grants-in-
6 aid for airport planning and development, and noise com-
7 patibility planning and programs as authorized under sub-
8 chapter 1 of chapter 471 and subchapter 1 of chapter 475
9 of title 49, United States Code, and under other law au-
10 thorizing such obligations; for procurement, installation,
11 and commissioning of runway incursion prevention devices
12 and systems at airports of such title; for grants authorized
13 under section 41743 of title 49, United States Code; and
14 for inspection activities and administration of airport safe-
15 ty programs, including those related to airport operating
16 certificates under section 44706 of title 49, United States
17 Code, \$3,600,000,000, to be derived from the Airport and
18 Airway Trust Fund and to remain available until ex-
19 pended: *Provided*, That none of the funds under this head-
20 ing shall be available for the planning or execution of pro-
21 grams the obligations for which are in excess of
22 \$3,350,000,000 in fiscal year 2016, notwithstanding sec-
23 tion 47117(g) of title 49, United States Code: *Provided*
24 *further*, That none of the funds under this heading shall
25 be available for the replacement of baggage conveyor sys-

1 items; reconfiguration of terminal baggage areas; or other
2 airport improvements that are necessary to install bulk ex-
3 plosive detection systems: *Provided further*, That notwith-
4 standing any other provision of law, of funds limited under
5 this heading; not more than \$107,100,000 shall be obli-
6 gated for administration; not less than \$15,000,000 shall
7 be available for the Airport Cooperative Research Pro-
8 gram; and not less than \$31,000,000 shall be available
9 for Airport Technology Research.

10 ADMINISTRATIVE PROVISIONS

11 SEC. 410. 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 dur-
16 ing fiscal year 2016.

17 SEC. 411. 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 pro-
24 hibition of funds in this section does not apply to negotia-
25 tions between the agency and airport sponsors to achieve

1 agreement on below-market rates for these items or to
2 grant assurances that require airport sponsors to provide
3 land without cost to the FAA for air traffic control facili-
4 ties.

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

12 Sec. 113. Amounts collected under section 40113(e)
13 of title 49, United States Code, shall be credited to the
14 appropriation current at the time of collection, to be
15 merged with and available for the same purposes of such
16 appropriation.

17 Sec. 114. None of the funds in this Act shall be avail-
18 able for paying premium pay under subsection 5546(a) of
19 title 5, United States Code, to any Federal Aviation Ad-
20 ministration employee unless such employee actually per-
21 formed work during the time corresponding to such pre-
22 mium pay.

23 Sec. 115. None of the funds in this Act may be obli-
24 gated or expended for an employee of the Federal Aviation

1 Administration to purchase a store gift card or gift certifi-
2 cate through use of a Government-issued credit card.

3 SEC. 116. None of the funds in this Act may be obli-
4 gated or expended for retention bonuses for an employee
5 of the Federal Aviation Administration without the prior
6 written approval of the Assistant Secretary for Adminis-
7 tration of the Department of Transportation.

8 SEC. 117. Notwithstanding any other provision of
9 law, none of the funds made available under this Act or
10 any prior Act may be used to implement or to continue
11 to implement any limitation on the ability of any owner
12 or operator of a private aircraft to obtain, upon a request
13 to the Administrator of the Federal Aviation Administra-
14 tion, a blocking of that owner's or operator's aircraft reg-
15 istration number from any display of the Federal Aviation
16 Administration's Aircraft Situational Display to Industry
17 data that is made available to the public, except data made
18 available to a Government agency, for the noncommercial
19 flights of that owner or operator.

20 SEC. 118. None of the funds in this Act shall be avail-
21 able for salaries and expenses of more than nine political
22 and Presidential appointees in the Federal Aviation Ad-
23 ministration.

24 SEC. 119. None of the funds made available under
25 this Act may be used to increase fees pursuant to section

1 44721 of title 49, United States Code; until the FAA pro-
 2 vides to the House and Senate Committees on Appropri-
 3 ations a report that justifies all fees related to aeronautical
 4 navigation products and explains how such fees are con-
 5 sistent with Executive Order No. 13642.

6 SEC. 119A. None of the funds in this Act may be
 7 used to close a regional operations center of the Federal
 8 Aviation Administration or reduce its services unless the
 9 Administrator notifies the House and Senate Committees
 10 on Appropriations not less than 90 full business days in
 11 advance.

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

16 FEDERAL HIGHWAY ADMINISTRATION
 17 LIMITATION ON ADMINISTRATIVE EXPENSES

18 (HIGHWAY TRUST FUNDS)
 19 (EXCLUDING TRANSFER OF FUNDS)
 20 Contingent upon enactment of authorization legisla-
 21 tion, not to exceed \$426,100,000, together with advances
 22 and reimbursements received by the Federal Highway Ad-
 23 ministration, shall be obligated for necessary expenses for
 24 administration and operation of the Federal Highway Ad-
 25 ministration. In addition, not to exceed \$3,248,000 shall

1 be transferred to the Appalachian Regional Commission
2 in accordance with section 104 of title 23, United States
3 Code.

4 FEDERAL-AID HIGHWAYS
5 (LIMITATION ON OBLIGATIONS)
6 (HIGHWAY TRUST FUND)

7 Contingent upon enactment of authorization legisla-
8 tion, funds available for the implementation or execution
9 of Federal-aid highway and highway safety construction
10 programs authorized under titles 23 and 49, United States
11 Code, and the provisions of such authorization legislation
12 shall not exceed total obligations of \$40,256,000,000 for
13 fiscal year 2016: *Provided*, That the Secretary may collect
14 and spend fees, as authorized by title 23, United States
15 Code, to cover the costs of services of expert firms, includ-
16 ing counsel, in the field of municipal and project finance
17 to assist in the underwriting and servicing of Federal cred-
18 it instruments and all or a portion of the costs to the Fed-
19 eral Government of servicing such credit instruments: *Pro-*
20 *vided further*, That such fees are available until expended
21 to pay for such costs: *Provided further*, That such amounts
22 are in addition to administrative expenses that are also
23 available for such purpose, and are not subject to any obli-
24 gation limitation or the limitation on administrative ex-
25 penses under section 608 of title 23, United States Code.

1 (LIQUIDATION OF CONTRACT AUTHORIZATION)

2 (HIGHWAY TRUST FUND)

3 Contingent upon enactment of authorization legisla-
 4 tion, for the payment of obligations incurred in carrying
 5 out Federal-aid highway and highway safety construction
 6 programs authorized under title 23, United States Code,
 7 \$40,995,000,000 derived from the Highway Trust Fund
 8 (other than the Mass Transit Account), to remain avail-
 9 able until expended.

10 ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

11 ADMINISTRATION

12 Sec. 420. Contingent upon enactment of authoriza-
 13 tion legislation:

14 (a) For fiscal year 2016, the Secretary of Transpor-
 15 tation shall—

16 (1) not distribute from the obligation limitation
 17 for Federal-aid highways—

18 (A) amounts authorized for administrative
 19 expenses and programs by section 104(a) of
 20 title 23, United States Code; and

21 (B) amounts authorized for the Bureau of
 22 Transportation Statistics;

23 (2) not distribute an amount from the obliga-
 24 tion limitation for Federal-aid highways that is equal
 25 to the unobligated balance of amounts—

1 (A) made available from the Highway
2 Trust Fund (other than the Mass Transit Ac-
3 count) for Federal-aid highway and highway
4 safety construction programs for previous fiscal
5 years the funds for which are allocated by the
6 Secretary (or apportioned by the Secretary
7 under sections 202 or 204 of title 23, United
8 States Code); and

9 (B) for which obligation limitation was
10 provided in a previous fiscal year;
11 (3) determine the proportion that—

12 (A) the obligation limitation for Federal-
13 aid highways, less the aggregate of amounts not
14 distributed under paragraphs (1) and (2) of
15 this subsection; bears to

16 (B) the total of the sums authorized to be
17 appropriated for the Federal-aid highway and
18 highway safety construction programs (other
19 than sums authorized to be appropriated for
20 provisions of law described in paragraphs (1)
21 through (11) of subsection (b) and sums au-
22 thorized to be appropriated for section 119 of
23 title 23, United States Code; equal to the
24 amount referred to in subsection (b)(12) for
25 such fiscal year); less the aggregate of the

1 amounts not distributed under paragraphs (1)
2 and (2) of this subsection;

3 (4) distribute the obligation limitation for Fed-
4 eral-aid highways, less the aggregate amounts not
5 distributed under paragraphs (1) and (2), for each
6 of the programs (other than programs to which
7 paragraph (1) applies) that are allocated by the Sec-
8 retary under such authorization legislation and title
9 23, United States Code, or apportioned by the Sec-
10 retary under sections 202 or 204 of that title, by
11 multiplying—

12 (A) the proportion determined under para-
13 graph (3); by

14 (B) the amounts authorized to be appro-
15 priated for each such program for such fiscal
16 year; and

17 (5) distribute the obligation limitation for Fed-
18 eral-aid highways, less the aggregate amounts not
19 distributed under paragraphs (1) and (2) and the
20 amounts distributed under paragraph (4), for Fed-
21 eral-aid highway and highway safety construction
22 programs that are apportioned by the Secretary
23 under such authorization legislation or title 23,
24 United States Code (other than the amounts appor-
25 tioned for the National Highway Performance Pro-

1 gram in section 119 of title 23, United States Code;
2 that are exempt from the limitation under subsection
3 (b)(12) and the amounts apportioned under sections
4 202 and 204 of that title) in the proportion that—

5 (A) amounts authorized to be appropriated
6 for the programs that are apportioned under
7 title 23, United States Code, or such authoriza-
8 tion legislation to each State for such fiscal
9 year; bears to

10 (B) the total of the amounts authorized to
11 be appropriated for the programs that are ap-
12 portioned under title 23, United States Code, or
13 such authorization legislation to all States for
14 such fiscal year.

15 (b) EXCEPTIONS FROM OBLIGATION LIMITATION.—
16 The obligation limitation for Federal-aid highways shall
17 not apply to obligations under or for—

18 (1) section 125 of title 23, United States Code;

19 (2) section 147 of the Surface Transportation
20 Assistance Act of 1978 (23 U.S.C. 144 note; 92
21 Stat. 2714);

22 (3) section 9 of the Federal-Aid Highway Act
23 of 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 Inter-
8 modal Surface Transportation Efficiency Act of
9 1991 (105 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
15 of those fiscal years);

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

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

9 ~~(12) section 119 of title 23, United States Code~~
10 ~~(but, for each of fiscal years 2013 through 2016,~~
11 ~~only 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~~
20 ~~States able to obligate amounts in addition to those~~
21 ~~previously distributed during that fiscal year, giving~~
22 ~~priority 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~~

1 Public Law 112—141) and 104 of title 23, United
 2 States 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) the transportation research programs
 12 sections of such authorization legislation.

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

15 (A) remain available for a period of 4 fis-
 16 cal years; and

17 (B) be in addition to the amount of any
 18 limitation imposed on obligations for Federal-
 19 aid highway 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
 25 under subsection (a), the Secretary shall distribute

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

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

7 (B) the Secretary determines will not be
8 allocated to the States (or will not be appor-
9 tioned to the States under section 204 of title
10 23, United States Code); and will not be avail-
11 able for obligation; for such fiscal year because
12 of the imposition of any obligation limitation for
13 such fiscal year.

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

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

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

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

6 ~~SEC. 122.~~ Not less than 15 days prior to waiving,
7 under his or her statutory authority, any Buy America re-
8 quirement for Federal-aid highways projects, the Sec-
9 retary of Transportation shall make an informal public no-
10 tice and comment opportunity on the intent to issue such
11 waiver and the reasons therefor. *Provided*, That the Sec-
12 retary shall provide an annual report to the House and
13 Senate Committees on Appropriations on any waivers
14 granted under the Buy America requirements.

15 ~~SEC. 123.~~ None of the funds in this Act to the De-
16 partment of Transportation may be used to provide credit
17 assistance unless not less than 30 days before any applica-
18 tion approval to provide credit assistance under sections
19 603 and 604 of title 23, United States Code, the Secretary
20 of Transportation provides notification in writing to the
21 following committees: the House and Senate Committees
22 on Appropriations; the Committee on Environment and
23 Public Works and the Committee on Banking, Housing
24 and Urban Affairs of the Senate; and the Committee on
25 Transportation and Infrastructure of the House of Rep-

1 representatives: *Provided*, That such notification shall in-
2 clude, but not be limited to, the name of the project spon-
3 sor; a description of the project; whether credit assistance
4 will be provided as a direct loan, loan guarantee, or line
5 of credit; and the amount of credit assistance.

6 ~~SEC. 124.~~ Section 127 of title 23, United States
7 Code, is amended by adding at the end the following:

8 “(m) LONGER COMBINATION VEHICLES IN IDAHO.—
9 No limit or other prohibition under this section, except
10 as provided in this subsection, applies to a longer combina-
11 tion vehicle operating on a segment of the Interstate Sys-
12 tem in the State of Idaho if such vehicle—

13 “(1) has a gross vehicle weight of 129,000
14 pounds or less;

15 “(2) complies with the single axle, tandem axle,
16 and bridge formula limits set forth in subsection (a);
17 and

18 “(3) is authorized to operate on such segment
19 under Idaho State Law.”.

20 ~~SEC. 125.~~ Section 3111(b)(1)(A) of title 49, United
21 States Code, is amended by striking “or of less than 28
22 feet on a semitrailer or trailer operating in a truck tractor-
23 semitrailer-trailer combination,” and inserting “or, not-
24 withstanding section 31112, of less than 33 feet on a

1 semitrailer or trailer operating in a truck tractor-
2 semitrailer-trailer combination.”;

3 ~~SEC. 126. EXEMPTION.—~~

4 (a) ~~IN GENERAL.—~~Section 31112(c)(5) of title 49,
5 United States Code, is amended—

6 (1) by striking “Nebraska may” and inserting
7 “Nebraska and Kansas may”; and

8 (2) by striking “the State of Nebraska” and in-
9 serting “the relevant state”.

10 (b) ~~CONFORMING AND TECHNICAL AMENDMENTS.—~~

11 Section 31112(c) of such title is amended—

12 (1) by striking the subsection designation and
13 heading and inserting the following:

14 “(c) ~~SPECIAL RULES FOR WYOMING, OHIO, ALASKA,~~
15 ~~IOWA, NEBRASKA, AND KANSAS.—~~”;

16 (2) by striking “; and” at the end of paragraph
17 (3) and inserting a semicolon; and

18 (3) by striking the period at the end of para-
19 graph (4) and inserting “; and”.

20 ~~SEC. 127.~~ Section 130(c)(1) of title 23, United States
21 Code, is amended by striking “\$220,000,000” and insert-
22 ing “\$350,000,000”.

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 Contingent upon enactment of authorization legisla-
7 tion, for payment of obligations incurred in the implemen-
8 tation, execution and administration of motor carrier safe-
9 ty operations and programs pursuant to section 31104(i)
10 of title 49, United States Code, and sections 4127 and
11 4134 of Public Law 109-59, as amended by Public Law
12 112-141, and as extended by Public Law 113-159,
13 \$259,000,000, to be derived from the Highway Trust
14 Fund (other than the Mass Transit Account), together
15 with advances and reimbursements received by the Fed-
16 eral Motor Carrier Safety Administration, the sum of
17 which shall remain available until expended: *Provided,*
18 That funds available for implementation, execution or ad-
19 ministration of motor carrier safety operations and pro-
20 grams authorized under title 49, United States Code, and
21 sections 4127 and 4134 of Public Law 109-59, as amend-
22 ed by Public Law 112-141, and as extended by Public
23 Law 113-159, shall not exceed total obligations of
24 \$259,000,000 for "Motor Carrier Safety Operations and
25 Programs" for fiscal year 2016, of which \$9,000,000, to

1 remain available for obligation until September 30, 2018;
2 is for the research and technology program; and of which
3 \$34,545,000, to remain available for obligation until Sep-
4 tember 30, 2018; is for information management. *Pro-*
5 *vided further,* That \$1,000,000 shall be made available for
6 commercial motor vehicle operator grants to carry out sec-
7 tion 4134 of Public Law 109–59, as amended by Public
8 Law 112–141, and as extended by Public Law 113–159.

9 MOTOR CARRIER SAFETY GRANTS

10 (LIQUIDATION OF CONTRACT AUTHORIZATION)

11 (LIMITATION ON OBLIGATIONS)

12 (HIGHWAY TRUST FUND)

13 Contingent upon enactment of authorization legisla-
14 tion; for payment of obligations incurred in carrying out
15 sections 31102, 31104(a), 31106, 31107, 31109, 31309,
16 31313 of title 49, United States Code, and sections 4126
17 and 4128 of Public Law 109–59, as amended by Public
18 Law 112–141, as extended by Public Law 113–159,
19 \$313,000,000, to be derived from the Highway Trust
20 Fund (other than the Mass Transit Account) and to re-
21 main available until expended. *Provided,* That funds avail-
22 able for the implementation or execution of motor carrier
23 safety programs shall not exceed total obligations of
24 \$313,000,000 in fiscal year 2016 for “Motor Carrier Safe-
25 ty Grants”; of which \$218,000,000 shall be available for

1 the motor carrier safety assistance program, \$30,000,000
2 shall be available for commercial driver's license program
3 improvement grants, \$32,000,000 shall be available for
4 border enforcement grants, \$5,000,000 shall be available
5 for performance and registration information system man-
6 agement grants, \$25,000,000 shall be available for the
7 commercial vehicle information systems and networks de-
8 ployment program, and \$3,000,000 shall be available for
9 safety data improvement grants: *Provided further*, That,
10 of the funds made available herein for the motor carrier
11 safety assistance program, \$32,000,000 shall be available
12 for audits of new entrant motor carriers.

13 ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR

14 CARRIER SAFETY ADMINISTRATION

15 ~~SEC. 130.~~ Funds appropriated or limited in this Act
16 shall be subject to the terms and conditions stipulated in
17 section 350 of Public Law 107–87 and section 6901 of
18 Public Law 110–28.

19 ~~SEC. 131.~~ The Federal Motor Carrier Safety Admin-
20 istration shall send notice of 49 CFR section 385.308 vio-
21 lations by certified mail, registered mail, or another man-
22 ner of delivery, which records the receipt of the notice by
23 the persons responsible for the violations.

24 ~~SEC. 132.~~ None of the funds appropriated or other-
25 wise made available by this Act or any other Act may be

1 used to implement, administer, or enforce sections
 2 395-3(c) and 395-3(d) of title 49, Code of Federal Regula-
 3 tions; and such section shall have no force or effect on
 4 submission of the final report issued by the Secretary, as
 5 required by section 133 of division K of Public Law 113-
 6 255, unless the Secretary and the Inspector General of
 7 the Department of Transportation each review and deter-
 8 mine that the final report—
 9 (1) meets the statutory requirements set forth
 10 in such section; and
 11 (2) establishes that commercial motor vehicle
 12 drivers who operated under the restart provisions in
 13 effect between July 1, 2012, and the day before the
 14 date of enactment of such Public Law demonstrated
 15 statistically significant improvement in all outcomes
 16 related to safety, operator fatigue, driver health and
 17 longevity, and work schedules, in comparison to
 18 commercial motor vehicle drivers who operated
 19 under the restart provisions in effect on June 30,
 20 2012.
 21 Sec. 133. None of the funds limited or otherwise
 22 made available under the heading “Motor Carrier Safety
 23 Operations and Programs” may be used to deny an appli-
 24 cation to renew a Hazardous Materials Safety Program
 25 permit for a motor carrier based on that carrier’s Haz-

1 arduous Hazardous Materials Out-of-Service rate, unless the carrier
2 has the opportunity to submit a written description of cor-
3 rective actions taken, and other documentation the carrier
4 wishes the Secretary to consider, including submitting a
5 corrective action plan, and the Secretary determines the
6 actions or plan is insufficient to address the safety con-
7 cerns that resulted in that Hazardous Materials Out-of-
8 Service rate.

9 Sec. 134. None of the funds made available by this
10 Act may be used to develop, issue, or implement any regu-
11 lation that increases levels of minimum financial responsi-
12 bility for transporting passengers or property as in effect
13 on January 1, 2014, under regulations issued pursuant
14 to sections 31138 and 31139 of title 49, United States
15 Code.

16 Sec. 135. None of the funds made available by this
17 Act or previous appropriations Acts under the heading
18 “Motor Carrier Safety Operations and Programs” shall be
19 used to pay for costs associated with design, development,
20 testing, or implementation of a wireless roadside inspec-
21 tion program until 180 days after the Secretary of Trans-
22 portation certifies to the House and Senate Committees
23 on Appropriations that such program does not conflict
24 with existing non-Federal electronic screening systems;
25 create capabilities already available, or require additional

1 statutory authority to incorporate generated inspection
 2 data into safety determinations or databases; and has re-
 3 strictions to specifically address privacy concerns of af-
 4 fected motor carriers and operators: *Provided*, That noth-
 5 ing in this section shall be construed as affecting the De-
 6 partment's ongoing research efforts in this area.

7 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION
 8 OPERATIONS AND RESEARCH

9 For expenses necessary to discharge the functions of
 10 the Secretary, with respect to traffic and highway safety
 11 authorized under chapter 304 and part C of subtitle VI
 12 of title 49, United States Code, \$150,000,000 (increased
 13 by \$4,000,000) (reduced by \$1,200,000), of which
 14 \$20,000,000 shall remain available through September
 15 30, 2017.

16 OPERATIONS AND RESEARCH
 17 (LIQUIDATION OF CONTRACT AUTHORIZATION)
 18 (LIMITATION ON OBLIGATIONS)
 19 (HIGHWAY TRUST FUND)

20 Contingent upon enactment of authorization legisla-
 21 tion, for payment of obligations incurred in carrying out
 22 the provisions of 23 U.S.C. 403, and chapter 303 of title
 23 49, United States Code, \$125,000,000, to be derived from
 24 the Highway Trust Fund (other than the Mass Transit
 25 Account) and to remain available until expended: *Pro-*

1 *videt*, That none of the funds in this Act shall be available
2 for the planning or execution of programs the total obliga-
3 tions for which, in fiscal year 2016, are in excess of
4 \$125,000,000, of which \$120,000,000 shall be for pro-
5 grams authorized under ~~23 U.S.C. 403~~ and \$5,000,000
6 shall be for the National Driver Register authorized under
7 chapter ~~303~~ of title 49, United States Code: *Provided fur-*
8 *ther*, That within the \$120,000,000 obligation limitation
9 for operations and research, \$20,000,000 shall remain
10 available until September 30, 2017, and shall be in addi-
11 tion to the amount of any limitation imposed on obliga-
12 tions for future years: *Provided further*, That \$6,500,000
13 of the total obligation limitation for operations and re-
14 search in fiscal year 2016 shall be applied toward unobli-
15 gated balances of contract authority provided in prior Acts
16 for carrying out the provisions of ~~23 U.S.C. 403~~, and
17 chapter ~~303~~ of title 49, United States Code:

18 HIGHWAY TRAFFIC SAFETY GRANTS

19 (LIQUIDATION OF CONTRACT AUTHORIZATION)

20 (LIMITATION ON OBLIGATIONS)

21 (HIGHWAY TRUST FUND)

22 Contingent on the enactment of authorization legisla-
23 tion, for payment of obligations incurred in carrying out
24 provisions of ~~23 U.S.C. 402 and 405~~, section 2009 of Pub-
25 lic Law ~~109–59~~, as amended by Public Law ~~112–141~~, and

1 section ~~31101(a)(6)~~ of Public Law ~~112-141~~, to remain
2 available until expended; \$561,500,000, to be derived from
3 the Highway Trust Fund (other than the Mass Transit
4 Account): *Provided*, That none of the funds in this Act
5 shall be available for the planning or execution of pro-
6 grams the total obligations for which, in fiscal year 2016,
7 are in excess of \$561,500,000 for programs authorized
8 under ~~23 U.S.C. 402 and 405~~; section 2009 of Public Law
9 ~~109-59~~, as amended by Public Law ~~112-141~~, and section
10 ~~31101(a)(6)~~ of Public Law ~~112-141~~, of which
11 \$235,000,000 shall be for “Highway Safety Programs”
12 under ~~23 U.S.C. 402~~; \$272,000,000 shall be for “National
13 Priority Safety Programs” under ~~23 U.S.C. 405~~;
14 \$29,000,000 shall be for the “High Visibility Enforcement
15 Program” under section 2009 of Public Law ~~109-59~~, as
16 amended by Public Law ~~112-141~~; \$25,500,000 shall be
17 for “Administrative Expenses” under section ~~31101(a)(6)~~
18 of Public Law ~~112-141~~: *Provided further*, That none of
19 these funds shall be used for construction, rehabilitation,
20 or remodeling costs; or for office furnishings and fixtures
21 for State, local or private buildings or structures: *Provided*
22 *further*, That not to exceed \$500,000 of the funds made
23 available for “National Priority Safety Programs” under
24 ~~23 U.S.C. 405~~ for “Impaired Driving Countermeasures”
25 (as described in subsection (d) of that section) shall be

1 available for technical assistance to the States: *Provided*
2 *further*, That with respect to the “Transfers” provision
3 under 23 U.S.C. 405(a)(1)(G), any amounts transferred
4 to increase the amounts made available under section 402
5 shall include the obligation authority for such amounts:
6 *Provided further*, That the Administrator shall notify the
7 House and Senate Committees on Appropriations of any
8 exercise of the authority granted under the previous pro-
9 viso or under 23 U.S.C. 405(a)(1)(G) within 60 days.

10 ADMINISTRATIVE PROVISIONS—NATIONAL HIGHWAY

11 TRAFFIC SAFETY ADMINISTRATION

12 SEC. 140. An additional \$130,000 shall be made
13 available to the National Highway Traffic Safety Adminis-
14 tration, out of the amount limited for section 402 of title
15 23, United States Code, to pay for travel and related ex-
16 penses for State management reviews and to pay for core
17 competency development training and related expenses for
18 highway safety staff.

19 SEC. 141. The limitations on obligations for the pro-
20 grams of the National Highway Traffic Safety Adminis-
21 tration set in this Act shall not apply to obligations for
22 which obligation authority was made available in previous
23 public laws but only to the extent that the obligation au-
24 thority has not lapsed or been used.

1 ~~Sec. 142.~~ None of the funds in this Act shall be used
2 to implement section 404 of title 23, United States Code.

3 ~~Sec. 143.~~ None of the funds made available by this
4 Act may be used to obligate or award funds for the Na-
5 tional Highway Traffic Safety Administration's National
6 Roadside Survey.

7 ~~Sec. 144.~~ None of the funds made available by this
8 Act may be used to mandate global positioning system
9 (GPS) tracking in private passenger motor vehicles with-
10 out providing full and appropriate consideration of privacy
11 concerns under 5 U.S.C. chapter 5, subchapter II.

12 FEDERAL RAILROAD ADMINISTRATION

13 SAFETY AND OPERATIONS

14 For necessary expenses of the Federal Railroad Ad-
15 ministration, not otherwise provided for, \$186,870,000
16 (increased by \$3,500,000), of which \$15,400,000 shall re-
17 main available until expended.

18 RAILROAD RESEARCH AND DEVELOPMENT

19 For necessary expenses for railroad research and de-
20 velopment, \$29,100,000, to remain available until ex-
21 pended.

22 RAILROAD REHABILITATION AND IMPROVEMENT

23 FINANCING PROGRAM

24 The Secretary of Transportation is authorized to
25 issue direct loans and loan guarantees pursuant to sec-

1 tions 501 through 504 of the Railroad Revitalization and
2 Regulatory Reform Act of 1976 (Public Law 94–210), as
3 amended, such authority to exist as long as any such di-
4 rect loan or loan guarantee is outstanding. *Provided*, That
5 pursuant to section 502 of such Act, as amended, no new
6 direct loans or loan guarantee commitments shall be made
7 using Federal funds for the credit risk premium during
8 fiscal year 2016.

9 OPERATING GRANTS TO THE NATIONAL RAILROAD
10 PASSENGER CORPORATION

11 To enable the Secretary of Transportation to make
12 quarterly grants to the National Railroad Passenger Cor-
13 poration, in amounts based on the Secretary's assessment
14 of the Corporation's seasonal cash flow requirements, for
15 the operation of intercity passenger rail, as authorized by
16 section 101 of the Passenger Rail Investment and Im-
17 provement Act of 2008 (division B of Public Law 110–
18 432), \$288,500,000 (reduced by \$1,000,000) (increased
19 by \$1,000,000), to remain available until expended. *Pro-*
20 *vided*, That the amounts available under this paragraph
21 shall be available for the Secretary to approve funding to
22 cover operating losses for the Corporation only after re-
23 ceiving and reviewing a grant request for each specific
24 train route. *Provided further*, That each such grant re-
25 quest shall be accompanied by a detailed financial anal-

1 ysis; revenue projection; and capital expenditure projection
2 justifying the Federal support to the Secretary's satisfac-
3 tion: *Provided further*, That not later than 60 days after
4 enactment of this Act, the Corporation shall transmit, in
5 electronic format, to the Secretary and the House and
6 Senate Committees on Appropriations the annual budget,
7 business plan, the 5-Year Financial Plan for fiscal year
8 2016 required under section 204 of the Passenger Rail
9 Investment and Improvement Act of 2008 and the com-
10 prehensive fleet plan for all Amtrak rolling stock: *Provided*
11 *further*, That the budget, business plan and the 5-Year
12 Financial Plan shall include annual information on the
13 maintenance, refurbishment, replacement, and expansion
14 for all Amtrak rolling stock consistent with the com-
15 prehensive fleet plan: *Provided further*, That the Corpora-
16 tion shall provide monthly performance reports in an elec-
17 tronic format which shall describe the work completed to
18 date, any changes to the business plan, and the reasons
19 for such changes as well as progress against the milestones
20 and target dates of the 2012 performance improvement
21 plan: *Provided further*, That the Corporation's budget,
22 business plan, 5-Year Financial Plan, semiannual reports,
23 monthly reports, comprehensive fleet plan and all supple-
24 mental reports or plans comply with requirements in Pub-
25 lic Law 112-55: *Provided further*, That none of the funds

1 provided in this Act may be used to support any route
2 on which Amtrak offers a discounted fare of more than
3 50 percent off the normal peak fare: *Provided further,*
4 That the preceding proviso does not apply to routes where
5 the operating loss as a result of the discount is covered
6 by a State and the State participates in the setting of
7 fares.

8 CAPITAL AND DEBT SERVICE GRANTS TO THE NATIONAL
9 RAILROAD PASSENGER CORPORATION

10 To enable the Secretary of Transportation to make
11 grants to the National Railroad Passenger Corporation for
12 capital investments as authorized by sections 101(c), 102,
13 and 219(b) of the Passenger Rail Investment and Im-
14 provement Act of 2008 (division B of Public Law 110-
15 432); \$850,000,000 (increased by \$9,000,000); to remain
16 available until expended, of which not to exceed
17 \$160,200,000 shall be for debt service obligations as au-
18 thorized by section 102 of such Act: *Provided,* That of the
19 amounts made available under this heading, not less than
20 \$50,000,000 shall be made available to bring Amtrak-
21 served facilities and stations into compliance with the
22 Americans with Disabilities Act: *Provided further,* That
23 after an initial distribution of up to \$200,000,000, which
24 shall be used by the Corporation as a working capital ac-
25 count, all remaining funds shall be provided to the Cor-

1 poration only on a reimbursable basis: *Provided further,*
2 That of the amounts made available under this heading;
3 up to \$20,000,000 may be used by the Secretary to sub-
4 sidize operating losses of the Corporation should the funds
5 provided under the heading “Operating Grants to the Na-
6 tional Railroad Passenger Corporation” be insufficient to
7 meet operational costs for fiscal year 2016: *Provided fur-*
8 *ther,* That the Secretary may retain up to one-half of 1
9 percent of the funds provided under this heading to fund
10 the costs of project management and oversight of activities
11 authorized by subsections 101(a) and 101(c) of division
12 B of Public Law 110-432: *Provided further,* That the Sec-
13 retary shall approve funding for capital expenditures, in-
14 cluding advance purchase orders of materials, for the Cor-
15 poration only after receiving and reviewing a grant request
16 for each specific capital project justifying the Federal sup-
17 port to the Secretary’s satisfaction: *Provided further,* That
18 except as otherwise provided herein, none of the funds
19 under this heading may be used to subsidize operating
20 losses of the Corporation: *Provided further,* That none of
21 the funds under this heading may be used for capital
22 projects not approved by the Secretary of Transportation
23 or on the Corporation’s fiscal year 2016 business plan:
24 *Provided further,* That in addition to the project manage-
25 ment oversight funds authorized under section 101(d) of

1 division B of Public Law 110-432, the Secretary may re-
2 tain up to an additional \$3,000,000 of the funds provided
3 under this heading to fund expenses associated with imple-
4 menting section 212 of division B of Public Law 110-432,
5 including the amendments made by section 212 to section
6 24905 of title 49, United States Code: *Provided further,*
7 That Amtrak shall conduct a business case analysis on
8 capital investments that exceed \$10,000,000 in life-cycle
9 costs: *Provided further,* That each contract for a capital
10 acquisition that exceeds \$10,000,000 in life cycle costs
11 shall state that funding is subject to the availability of
12 appropriated funds provided by an appropriations Act.

13 ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD

14 ADMINISTRATION

15 SEC. 150. The Secretary of Transportation may re-
16 ceive and expend cash, or receive and utilize spare parts
17 and similar items, from non-United States Government
18 sources to repair damages to or replace United States
19 Government owned automated track inspection cars and
20 equipment as a result of third-party liability for such dam-
21 ages, and any amounts collected under this section shall
22 be credited directly to the Safety and Operations account
23 of the Federal Railroad Administration, and shall remain
24 available until expended for the repair, operation and
25 maintenance of automated track inspection cars and

1 equipment in connection with the automated track inspec-
2 tion program:

3 SEC. 151. None of the funds provided to the National
4 Railroad Passenger Corporation may be used to fund any
5 overtime costs in excess of \$35,000 for any individual em-
6 ployee: *Provided*, That the President of Amtrak may waive
7 the cap set in the previous proviso for specific employees
8 when the President of Amtrak determines such a cap
9 poses a risk to the safety and operational efficiency of the
10 system: *Provided further*, That Amtrak shall report to the
11 House and Senate Committees on Appropriations each
12 quarter of the calendar year on waivers granted to employ-
13 ees and amounts paid above the cap for each month within
14 such quarter and delineate the reasons each waiver was
15 granted: *Provided further*, That the President of Amtrak
16 shall report to the House and Senate Committees on Ap-
17 propriations by March 1, 2016, a summary of all overtime
18 payments incurred by the Corporation for 2015 and the
19 three prior calendar years: *Provided further*, That such
20 summary shall include the total number of employees that
21 received waivers and the total overtime payments the Cor-
22 poration paid to those employees receiving waivers for
23 each month for 2015 and for the three prior calendar
24 years:

1 FEDERAL TRANSIT ADMINISTRATION
2 ADMINISTRATIVE EXPENSES
3 For necessary administrative expenses of the Federal
4 Transit Administration's programs authorized by chapter
5 53 of title 49, United States Code, \$102,933,000 (reduced
6 by \$3,000,000) (reduced by \$2,000,000), of which not
7 more than \$4,000,000 shall be available to carry out the
8 provisions of 49 U.S.C. 5329 and not less than \$750,000
9 shall be available to carry out the provisions of 49 U.S.C.
10 5326: *Provided*, That none of the funds provided or lim-
11 ited in this Act may be used to create a permanent office
12 of transit security under this heading: *Provided further*,
13 That upon submission to the Congress of the fiscal year
14 2017 President's budget, the Secretary of Transportation
15 shall transmit to Congress the annual report on New
16 Starts, including proposed allocations for fiscal year 2017.

17 TRANSIT FORMULA GRANTS
18 (LIQUIDATION OF CONTRACT AUTHORIZATION)
19 (LIMITATION ON OBLIGATIONS)
20 (HIGHWAY TRUST FUND)

21 Contingent upon enactment of authorization legisla-
22 tion, for payment of obligations incurred in the Federal
23 Public Transportation Assistance Program in this ac-
24 count, and for payment of obligations incurred in carrying
25 out the provisions of 49 U.S.C. 5305, 5307, 5310, 5311,

1 5318, 5322(d), 5329(e)(6), 5335, 5337, 5339, and 5340,
2 as amended by Public Law 112-141, and section
3 20005(b) of Public Law 112-141, \$9,500,000,000, to be
4 derived from the Mass Transit Account of the Highway
5 Trust Fund and to remain available until expended: *Pro-*
6 *vided*, That funds available for the implementation or exe-
7 cution of programs authorized under 49 U.S.C. 5305,
8 5307, 5310, 5311, 5318, 5322(d), 5329(e)(6), 5335,
9 5337, 5339, and 5340, as amended by Public Law 112-
10 141, and section 20005(b) of Public Law 112-141, shall
11 not exceed total obligations of \$8,595,000,000 in fiscal
12 year 2016.

13 TRANSIT RESEARCH

14 For necessary expenses to carry out 49 U.S.C. 5312,
15 \$26,000,000.

16 TECHNICAL ASSISTANCE AND TRAINING

17 For necessary expenses to carry out 49 U.S.C. 5314
18 \$3,000,000 (increased by \$2,000,000).

19 CAPITAL INVESTMENT GRANTS

20 For necessary expenses to carry out 49 U.S.C. 5309,
21 \$1,921,395,000, to remain available until expended.

22 GRANTS TO THE WASHINGTON METROPOLITAN AREA

23 TRANSIT AUTHORITY

24 For grants to the Washington Metropolitan Area
25 Transit Authority as authorized under section 601 of divi-

1 sion B of Public Law 110–432, \$100,000,000, to remain
2 available until expended: *Provided*, That the Secretary
3 shall approve grants for capital and preventive mainte-
4 nance expenditures for the Washington Metropolitan Area
5 Transit Authority only after receiving and reviewing a re-
6 quest for each specific project: *Provided further*, That
7 prior to approving such grants, the Secretary shall certify
8 that the Washington Metropolitan Area Transit Authority
9 is making significant progress in eliminating the material
10 weaknesses, significant deficiencies, and minor control de-
11 ficiencies identified in the most recent Financial Manage-
12 ment Oversight Review: *Provided further*, That the Sec-
13 retary shall determine that the Washington Metropolitan
14 Area Transit Authority has placed the highest priority on
15 those investments that will improve the safety of the sys-
16 tem before approving such grants: *Provided further*, That
17 the Secretary, in order to ensure safety throughout the
18 rail system, may waive the requirements of section
19 601(e)(1) of title VI of Public Law 110–432 (112 Stat.
20 4968).

21 ADMINISTRATIVE PROVISIONS—FEDERAL TRANSIT

22 ADMINISTRATION

23 SEC. 160. The limitations on obligations for the pro-
24 grams of the Federal Transit Administration shall not
25 apply to any authority under 49 U.S.C. 5338, previously

1 made available for obligation, or to any other authority
2 previously made available for obligation.

3 Sec. 161. Notwithstanding any other provision of
4 law, funds appropriated or limited by this Act under the
5 heading Fixed Guideway Capital Investment of the Fed-
6 eral Transit Administration for projects specified in this
7 Act or identified in reports accompanying this Act not ob-
8 ligated by September 30, 2020, and other recoveries, shall
9 be directed to projects eligible to use the funds for the
10 purposes for which they were originally provided.

11 Sec. 162. Notwithstanding any other provision of
12 law, any funds appropriated before October 1, 2015, under
13 any section of chapter 53 of title 49, United States Code,
14 that remain available for expenditure, may be transferred
15 to and administered under the most recent appropriation
16 heading for any such section.

17 Sec. 163. Notwithstanding any other provision of
18 law, none of the funds made available in this Act shall
19 be used to enter into a full funding grant agreement for
20 a project with a New Starts share greater than 50 percent.

21 Sec. 164. (a) LOSS OF ELIGIBILITY.—Except as pro-
22 vided in subsection (b), none of the funds in this or any
23 other Act may be available to advance in any way a new
24 light or heavy rail project towards a full funding grant
25 agreement as defined by 49 U.S.C. 5309 for the Metro-

1 politan Transit Authority of Harris County, Texas if the
2 proposed capital project is constructed on or planned to
3 be constructed on Richmond Avenue west of South Shep-
4 herd Drive or on Post Oak Boulevard north of Richmond
5 Avenue in Houston, Texas.

6 (b) EXCEPTION FOR A NEW ELECTION.—The Metro-
7 politan Transit Authority of Harris County, Texas, may
8 attempt to construct or construct a new fixed guideway
9 capital project, including light rail, in the locations re-
10 ferred to in subsection (a) if—

11 (1) voters in the jurisdiction that includes such
12 locations approve a ballot proposition that specifies
13 routes on Richmond Avenue west of South Shepherd
14 Drive or on Post Oak Boulevard north of Richmond
15 Avenue in Houston, Texas; and

16 (2) the proposed construction of such routes is
17 part of a comprehensive, multi-modal, service-area
18 wide transportation plan that includes multiple addi-
19 tional segments of fixed guideway capital projects,
20 including light rail for the jurisdiction set forth in
21 the ballot proposition. The ballot language shall in-
22 clude reasonable cost estimates, sources of revenue
23 to be used and the total amount of bonded indebted-
24 ness to be incurred as well as a description of each

1 route and the beginning and end point of each pro-
2 posed transit project.

3 SAINT LAWRENCE SEAWAY DEVELOPMENT
4 CORPORATION

5 The Saint Lawrence Seaway Development Corpora-
6 tion is hereby authorized to make such expenditures, with-
7 in the limits of funds and borrowing authority available
8 to the Corporation, and in accord with law, and to make
9 such contracts and commitments without regard to fiscal
10 year limitations as provided by section 404 of the Govern-
11 ment Corporation Control Act, as amended, as may be
12 necessary in carrying out the programs set forth in the
13 Corporation's budget for the current fiscal year.

14 OPERATIONS AND MAINTENANCE
15 (HARBOR MAINTENANCE TRUST FUND)

16 For necessary expenses to conduct the operations,
17 maintenance, and capital asset renewal activities of those
18 portions of the Saint Lawrence Seaway owned, operated,
19 and maintained by the Saint Lawrence Seaway Develop-
20 ment Corporation, ~~\$22,042,000~~ (reduced by ~~\$3,000,000~~),
21 to be derived from the Harbor Maintenance Trust Fund,
22 pursuant to Public Law 99-662.

1 MARITIME ADMINISTRATION

2 MARITIME SECURITY PROGRAM

3 For necessary expenses to maintain and preserve a
4 U.S.-flag merchant fleet to serve the national security
5 needs of the United States, \$186,000,000, to remain avail-
6 able until expended.

7 OPERATIONS AND TRAINING

8 For necessary expenses of operations and training ac-
9 tivities authorized by law, \$164,158,000, of which
10 \$22,000,000 shall remain available until expended for
11 maintenance and repair of training ships at State Mari-
12 time Academies, and of which \$5,000,000 shall remain
13 available until expended for National Security Multi-Mis-
14 sion Vessel design for State Maritime Academies and Na-
15 tional Security, and of which \$2,400,000 shall remain
16 available through September 30, 2017, for the Student In-
17 centive Program at State Maritime Academies, and of
18 which \$1,200,000 shall remain available until expended
19 for training ship fuel assistance payments, and of which
20 \$19,700,000 shall remain available until expended for fu-
21 cilities maintenance and repair, equipment, and capital
22 improvements at the United States Merchant Marine
23 Academy, and of which \$3,000,000 shall remain available
24 through September 30, 2017, for Maritime Environment
25 and Technology Assistance grants, contracts, and coopera-

1 five agreement: *Provided*, That amounts apportioned for
2 the United States Merchant Marine Academy shall be
3 available only upon allotments made personally by the Sec-
4 retary of Transportation or the Assistant Secretary for
5 Budget and Programs: *Provided further*, That the Super-
6 intendent, Deputy Superintendent and the Director of the
7 Office of Resource Management of the United States Mer-
8 chant Marine Academy may not be allotment holders for
9 the United States Merchant Marine Academy, and the Ad-
10 ministrator of the Maritime Administration shall hold all
11 allotments made by the Secretary of Transportation or the
12 Assistant Secretary for Budget and Programs under the
13 previous proviso: *Provided further*, That 50 percent of the
14 funding made available for the United States Merchant
15 Marine Academy under this heading shall be available only
16 after the Secretary, in consultation with the Super-
17 intendent and the Maritime Administrator, completes a
18 plan detailing by program or activity how such funding
19 will be expended at the Academy, and this plan is sub-
20 mitted to the House and Senate Committees on Appro-
21 priations:

22 SHIP DISPOSAL

23 For necessary expenses related to the disposal of ob-
24solete vessels in the National Defense Reserve Fleet of the

1 Maritime Administration, \$4,000,000, to remain available
2 until expended.

3 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM
4 ACCOUNT
5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary administrative expenses of the mari-
7 time guaranteed loan program, \$3,135,000 shall be paid
8 to the appropriations for “Maritime Administration—Op-
9 erations and Training”.

10 ADMINISTRATIVE PROVISIONS—MARITIME
11 ADMINISTRATION

12 SEC. 170. Notwithstanding any other provision of
13 this Act, in addition to any existing authority, the Mari-
14 time Administration is authorized to furnish utilities and
15 services and make necessary repairs in connection with
16 any lease, contract, or occupancy involving Government
17 property under control of the Maritime Administration:
18 *Provided*, That payments received therefor shall be cred-
19 ited to the appropriation charged with the cost thereof and
20 shall remain available until expended: *Provided further*,
21 That rental payments under any such lease, contract, or
22 occupancy for items other than such utilities, services, or
23 repairs shall be covered into the Treasury as miscellaneous
24 receipts.

1 Sec. 171. None of the funds available or appro-
2 priated in this Act shall be used by the United States De-
3 partment of Transportation or the United States Maritime
4 Administration to negotiate or otherwise execute, enter
5 into, facilitate or perform fee-for-service contracts for ves-
6 sel disposal, scrapping or recycling, unless there is no
7 qualified domestic ship recycler that will pay any sum of
8 money to purchase and scrap or recycle a vessel owned,
9 operated or managed by the Maritime Administration or
10 that is part of the National Defense Reserve Fleet: *Pro-*
11 *vided,* That such sales offers must be consistent with the
12 solicitation and provide that the work will be performed
13 in a timely manner at a facility qualified within the mean-
14 ing of section 3502 of Public Law 106-398: *Provided fur-*
15 *ther,* That nothing contained herein shall affect the Mari-
16 time Administration's authority to award contracts at
17 least cost to the Federal Government and consistent with
18 the requirements of 54 U.S.C. 308704, section 3502, or
19 otherwise authorized under the Federal Acquisition Regu-
20 lation.

1 PIPELINE AND HAZARDOUS MATERIALS SAFETY

2 ADMINISTRATION

3 OPERATIONAL EXPENSES

4 For necessary operational expenses of the Pipeline
5 and Hazardous Materials Safety Administration,
6 \$20,725,000 (increased by \$500,000).

7 HAZARDOUS MATERIALS SAFETY

8 For expenses necessary to discharge the hazardous
9 materials safety functions of the Pipeline and Hazardous
10 Materials Safety Administration, \$60,500,000, of which
11 \$7,570,000 shall remain available until September 30,
12 2018: *Provided*, That up to \$800,000 in fees collected
13 under 49 U.S.C. 5108(g) shall be deposited in the general
14 fund of the Treasury as offsetting receipts: *Provided fur-*
15 *ther*, That there may be credited to this appropriation, to
16 be available until expended, funds received from States,
17 counties, municipalities, other public authorities, and pri-
18 vate sources for expenses incurred for training, for reports
19 publication and dissemination, and for travel expenses in-
20 curred in performance of hazardous materials exemptions
21 and approvals functions.

1 PIPELINE SAFETY
2 (PIPELINE SAFETY FUND)
3 (OIL SPILL LIABILITY TRUST FUND)

4 For expenses necessary to conduct the functions of
5 the pipeline safety program, for grants-in-aid to carry out
6 a pipeline safety program, as authorized by 49 U.S.C.
7 60107, and to discharge the pipeline program responsibil-
8 ities of the Oil Pollution Act of 1990, \$145,870,000, of
9 which \$19,500,000 shall be derived from the Oil Spill Li-
10 ability Trust Fund and shall remain available until Sep-
11 tember 30, 2018; and of which \$124,500,000 shall be de-
12 rived from the Pipeline Safety Fund, of which
13 \$66,309,000 shall remain available until September 30,
14 2018: *Provided*, That not less than \$1,000,000 of the
15 funds provided under this heading shall be for the One-
16 Call state grant program: *Provided further*, That not less
17 than \$1,000,000 of the funds provided under this heading
18 shall be for the finalization and implementation of rules
19 required under section 60102(n) of title 49, United States
20 Code, and section 8(b)(3) of the Pipeline Safety, Regu-
21 latory Certainty, and Job Creation Act of 2011 (49 U.S.C.
22 60108 note, 125 Stat. 1911).

1 EMERGENCY PREPAREDNESS GRANTS

2 (EMERGENCY PREPAREDNESS FUND)

3 For necessary expenses to carry out ~~49 U.S.C.~~
4 ~~5128(b)~~, ~~\$188,000~~, to be derived from the Emergency
5 Preparedness Fund, to remain available until September
6 ~~30, 2017~~: *Provided*, That notwithstanding the fiscal year
7 limitation specified in ~~49 U.S.C. 5116~~, not more than
8 ~~\$28,318,000~~ shall be made available for obligation in fis-
9 cal year 2016 from amounts made available by ~~49 U.S.C.~~
10 ~~5116(i)~~, and ~~5128 (b) and (c)~~: *Provided further*, That not-
11 withstanding ~~49 U.S.C. 5116(i)(4)~~, not more than 4 per-
12 cent of the amounts made available from this account shall
13 be available to pay administrative costs: *Provided further*,
14 That none of the funds made available by ~~49 U.S.C.~~
15 ~~5116(i)~~, ~~5128(b)~~, or ~~5128(c)~~ shall be made available for
16 obligation by individuals other than the Secretary of
17 Transportation, or his or her designee.

18 OFFICE OF INSPECTOR GENERAL

19 SALARIES AND EXPENSES

20 For necessary expenses of the Office of the Inspector
21 General to carry out the provisions of the Inspector Gen-
22 eral Act of 1978, as amended, ~~\$86,223,000~~: *Provided*,
23 That the Inspector General shall have all necessary au-
24 thority, in carrying out the duties specified in the Inspec-
25 tor General Act, as amended (~~5 U.S.C. App. 3~~), to inves-

1 ficate allegations of fraud, including false statements to
 2 the government (18 U.S.C. 1001), by any person or entity
 3 that is subject to regulation by the Department: *Provided*
 4 *further*, That the funds made available under this heading
 5 may be used to investigate, pursuant to section 41712 of
 6 title 49, United States Code: (1) unfair or deceptive prac-
 7 tices and unfair methods of competition by domestic and
 8 foreign air carriers and ticket agents; and (2) the compli-
 9 ance of domestic and foreign air carriers with respect to
 10 item (1) of this proviso: *Provided further*, That hereafter
 11 funds transferred to the Office of the Inspector General
 12 through forfeiture proceedings or from the Department of
 13 Justice Assets Forfeiture Fund or the Department of the
 14 Treasury Forfeiture Fund, as a participating agency, as
 15 an equitable share from the forfeiture of property in inves-
 16 tigation in which the Office of Inspector General partici-
 17 pates, or through the granting of a Petition for Remission
 18 or Mitigation, shall be deposited to the credit of this ac-
 19 count for law enforcement activities authorized under the
 20 Inspector General Act of 1978, as amended, to remain
 21 available until expended.

22 SURFACE TRANSPORTATION BOARD

23 SALARIES AND EXPENSES

24 For necessary expenses of the Surface Transporta-
 25 tion Board, including services authorized by 5 U.S.C.

1 3109, \$31,375,000: *Provided*, That notwithstanding any
2 other provision of law, not to exceed \$1,250,000 from fees
3 established by the Chairman of the Surface Transpor-
4 tation Board shall be credited to this appropriation as off-
5 setting collections and used for necessary and authorized
6 expenses under this heading: *Provided further*, That the
7 sum herein appropriated from the general fund shall be
8 reduced on a dollar-for-dollar basis as such offsetting col-
9 lections are received during fiscal year 2016, to result in
10 a final appropriation from the general fund estimated at
11 no more than \$30,125,000.

12 GENERAL PROVISIONS—DEPARTMENT OF
13 TRANSPORTATION

14 SEC. 180. During the current fiscal year, applicable
15 appropriations to the Department of Transportation shall
16 be available for maintenance and operation of aircraft;
17 hire of passenger motor vehicles and aircraft; purchase of
18 liability insurance for motor vehicles operating in foreign
19 countries on official department business; and uniforms or
20 allowances therefor, as authorized by law (5 U.S.C. 5901–
21 5902).

22 SEC. 181. Appropriations contained in this Act for
23 the Department of Transportation shall be available for
24 services as authorized by 5 U.S.C. 3109, but at rates for

1 individuals not to exceed the per diem rate equivalent to
2 the rate for an Executive Level IV.

3 Sec. 182. None of the funds in this Act shall be avail-
4 able for salaries and expenses of more than 110 political
5 and Presidential appointees in the Department of Trans-
6 portation: *Provided*, That none of the personnel covered
7 by this provision may be assigned on temporary detail out-
8 side the Department of Transportation.

9 Sec. 183. (a) No recipient of funds made available
10 in this Act shall disseminate personal information (as de-
11 fined in 18 U.S.C. 2725(3)) obtained by a State depart-
12 ment of motor vehicles in connection with a motor vehicle
13 record as defined in 18 U.S.C. 2725(1), except as provided
14 in 18 U.S.C. 2724 for a use permitted under 18 U.S.C.
15 2724.

16 (b) Notwithstanding subsection (a), the Secretary
17 shall not withhold funds provided in this Act for any
18 grantee if a State is in noncompliance with this provision.

19 Sec. 184. Funds received by the Federal Highway
20 Administration, Federal Transit Administration, and Fed-
21 eral Railroad Administration from States, counties, mu-
22 nicipalities, other public authorities, and private sources
23 for expenses incurred for training may be credited respec-
24 tively to the Federal Highway Administration's "Federal-
25 Aid Highways" account, the Federal Transit Administra-

1 tion's "Technical Assistance and Training" account, and
2 to the Federal Railroad Administration's "Safety and Op-
3 erations" account, except for State rail safety inspectors
4 participating in training pursuant to 49 U.S.C. 20105.

5 Sec. 185. None of the funds in this Act to the De-
6 partment of Transportation may be used to make a loan,
7 loan guarantee, line of credit, or grant unless the Sec-
8 retary of Transportation notifies the House and Senate
9 Committees on Appropriations not less than 3 full busi-
10 ness days before any project competitively selected to re-
11 ceive a discretionary grant award, any discretionary grant
12 award, letter of intent, loan commitment, loan guarantee
13 commitment, line of credit commitment, or full funding
14 grant agreement totaling \$750,000 or more is announced
15 by the department or its modal administrations from—

16 (1) any discretionary grant or federal credit
17 program of the Federal Highway Administration in-
18 cluding the emergency relief program;

19 (2) the airport improvement program of the
20 Federal Aviation Administration;

21 (3) any program of the Federal Railroad Ad-
22 ministration;

23 (4) any program of the Federal Transit Admin-
24 istration other than the formula grants and fixed
25 guideway modernization programs;

1 (5) any program of the Maritime Administra-
2 tion; or

3 (6) any funding provided under the headings
4 “National Infrastructure Investments” in this Act:

5 *Provided*, That the Secretary gives concurrent notifi-
6 cation to the House and Senate Committees on Appropria-
7 tions for any “quick release” of funds from the emergency
8 relief program: *Provided further*, That no notification shall
9 involve funds that are not available for obligation:

10 Sec. 486. Rebates, refunds, incentive payments,
11 minor fees and other funds received by the Department
12 of Transportation from travel management centers,
13 charge card programs, the subleasing of building space,
14 and miscellaneous sources are to be credited to appropria-
15 tions of the Department of Transportation and allocated
16 to elements of the Department of Transportation using
17 fair and equitable criteria and such funds shall be avail-
18 able until expended:

19 Sec. 487. Amounts made available in this or any
20 other Act that the Secretary determines represent im-
21 proper payments by the Department of Transportation to
22 a third-party contractor under a financial assistance
23 award, which are recovered pursuant to law, shall be avail-
24 able—

1 (1) to reimburse the actual expenses incurred
2 by the Department of Transportation in recovering
3 improper payments; and

4 (2) to pay contractors for services provided in
5 recovering improper payments or contractor support
6 in the implementation of the Improper Payments In-
7 formation Act of 2002: *Provided*, That amounts in
8 excess of that required for paragraphs (1) and (2)—

9 (A) shall be credited to and merged with
10 the appropriation from which the improper pay-
11 ments were made; and shall be available for the
12 purposes and period for which such appropria-
13 tions are available: *Provided further*, That
14 where specific project or accounting information
15 associated with the improper payment or pay-
16 ments is not readily available, the Secretary
17 may credit an appropriate account, which shall
18 be available for the purposes and period associ-
19 ated with the account so credited; or

20 (B) if no such appropriation remains avail-
21 able, shall be deposited in the Treasury as mis-
22 cellaneous receipts: *Provided further*, That prior
23 to the transfer of any such recovery to an ap-
24 propriations account, the Secretary shall notify
25 the House and Senate Committees on Appro-

1 priations of the amount and reasons for such
2 transfer. *Provided further,* That for purposes of
3 this section, the term “improper payments” has
4 the same meaning as that provided in section
5 2(d)(2) of Public Law 107-300.

6 **Sec. 188.** Notwithstanding any other provision of
7 law, if any funds provided in or limited by this Act are
8 subject to a reprogramming action that requires notice to
9 be provided to the House and Senate Committees on Ap-
10 propriations, transmission of said reprogramming notice
11 shall be provided solely to the Committees on Appropria-
12 tions, and said reprogramming action shall be approved
13 or denied solely by the Committees on Appropriations.
14 *Provided,* That the Secretary may provide notice to other
15 congressional committees of the action of the Committees
16 on Appropriations on such reprogramming but not sooner
17 than 30 days following the date on which the reprogram-
18 ming action has been approved or denied by the House
19 and Senate Committees on Appropriations.

20 **Sec. 189.** None of the funds appropriated or other-
21 wise made available under this Act may be used by the
22 Surface Transportation Board of the Department of
23 Transportation to charge or collect any filing fee for rate
24 or practice complaints filed with the Board in an amount
25 in excess of the amount authorized for district court civil