AMENDMENT NO._____ Calendar No._____

Purpose: To provide a complete substitute.

IN THE SENATE OF THE UNITED STATES—110th Cong., 2d Sess.

H. R. 3248

To amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to make technical corrections, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by _____

Viz:

Strike all after the enacting clause and insert the following:

SECTION 1. FEDERAL-AID HIGHWAYS.

(a) PROJECT MODIFICATIONS.—The table contained in section 1702 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (119 Stat. 1256) is amended—

(1) in item number 30 by striking the project description and inserting ''Establish ferry service in New York City region'';

(2) in item number 44 by striking the project description and inserting ''White Heather Street area storm drainage improvements'';

(3) in item number 161 by striking ''$3,000,000'' and inserting ''$1,000,000'';

(4) in item number 163 by inserting '', including up to $5,000,000 for the purchase of a right-of-way for the Missouri portion of the Bella Vista Bypass project'' after ''Bypass'';

(5) in item number 228 by striking the project description and inserting ''DeBary Intermodal Facility enhancements and connectors, Volusia County'';

(6) in item number 273 by striking the project description and inserting ''Improvements to on/off ramp system from I–10 to Ryan Street (LA 385), including installation of an exit ramp for eastbound traffic on I–10, incorporating, as necessary, portions of Front Street and Ann Street, and including repair and realignment of Lakeshore Drive and the expansion of Contraband Bayou Bridge'';

(7) in item number 277 by striking the project description and inserting ''Resurfacing of East

Herrin Avenue from IL Route 148 (Park Ave) East to 5th St., Williamson County'';

(8) in item number 334 by striking ''at intersection of Clinton Street and Keith Avenue'';

(9) in item number 400 by striking the project description and inserting ''Improve roads, sidewalks, and road drainage, City of Unalaska'';

(10) in item number 722 by striking the project description and inserting ''Kane Concourse sidewalk replacement'';

(11) in item number 777 by striking ''$1,500,000'' and inserting ''$3,500,000'';

(12) in item number 1015 by striking the project description and inserting ''Mississippi River Crossing connecting I–94 and US 10 between US 169 and TH 101'';

(13) in item number 1049 by striking the project description and inserting ''Bicycle or pedestrian improvements in New York City'';

(14) in item number 1152 by striking ''Reconstruction'' and inserting ''Preventive maintenance, repair, and reconstruction'';

(15) in item number 1312 by striking the project description and amount and inserting

''Ocmulgee River Corridor Initiative in Pulaski County'' and ''$100,000'', respectively;

(16) in item number 1328 by striking the project description and inserting ''Construct public access roadways and pedestrian safety improvements in and around Montclair State University'';

(17) in item number 1531 by striking the project description and inserting ''Improvement of intersection at Burbank Blvd. and Hayvenhurst Ave.'';

(18) in item number 1573 by striking the project description and inserting ''Central Avenue improvement project, Portage'';

(19) in item number 1726 by striking the project description and inserting ''BNSF main line overpass in the Marion, Arkansas, planning jurisdiction'';

(20) in item number 1845 by striking the project description and inserting ''Any project phase for the purpose of developing the multilaning of U.S. 331 from the south end of Choctawhatchee Bridge to south of I–10'';

(21) in item number 1866 by striking the project description and inserting ''Eastern Boulevard corridor improvements, Hagerstown'';

(22) in item number 1867 by striking the project description and inserting ''Improvement of intersection at Burbank Blvd. and Hayvenhurst Ave.'';

(23) in item number 2025 by striking the project description and inserting ''Resurface Elston Avenue from Milwaukee to Pulaski, Chicago, resurface ramps from Foster Ave. to North Ave. on Lake Shore Drive, traffic signal repairs/construction at Foster and Troy, and other high-priority projects, as designated by the city of Chicago'';

(24) item number 2269 by striking the project description and inserting ''Preconstruction and construction activities of US 67 from 0.5 miles north of IL 101 to 0.2 miles east of Concord/Arenzville Road'';

(25) in item number 2299 by striking the project description and inserting ''Improvement of intersection at Burbank Blvd. and Hayvenhurst Ave.'';

(26) in item number 2406 by striking ''in Fort Worth'' and inserting '', or construct S.H. 199 (Henderson St.) through the Trinity Uptown Project between the West Fork and Clear Fork of the Trinity River, in Fort Worth'';

(27) in item number 2410 by striking the project description and inserting ''Lighting and signalization on S.R. 972, Miami'';

(28) in item number 2441 by striking the project description and inserting ''Study, design, and implement traffic calming measures in the neighborhoods of Park Slope, Prospect Heights, and Clinton Hill in Brooklyn'';

(29) in item number 2565 by striking the project description and inserting ''Bicycle or pedestrian improvements in New York City'';

(30) in item number 2578 by striking the project description and inserting ''For construction of the Grand Avenue underpass, Village of Franklin Park, and for projects identified by the Village of Franklin that are of the highest priority'';

(31) in item number 2634 by striking the project description and inserting ''Improvement of intersection at Burbank Blvd. and Hayvenhurst Ave.'';

(32) in item number 3076 by striking the project description and inserting ''Bicycle or pedestrian improvements in New York City'';

(33) in item number 3243 by striking the project description and inserting ''Preconstruction

and construction activities concerning replacement of I–74 bridge and associated roadway work north of IL 5 in the Quad Cities'';

(34) in item number 3288 by striking the project description and inserting ''Operational improvements on U.S. 319 in Wakulla County'';

(35) in item number 3301 by striking ''Pave'' and inserting ''Improvements to'';

(36) in item number 3414 by striking the project description and inserting ''Improve S.R. 105 (Hecksher Drive) from Drummond Point to August Road, including bridges across the Broward River and Dunns Creek, Jacksonville'';

(37) in item number 3417 by striking the project description and inserting ''Lighting and signalization on S.R. 972, Miami'';

(38) in item number 3438 by striking the project description and inserting ''Study and implement traffic improvements to the area surrounding the Stillwell Avenue train station or study and implement traffic improvements, transportation enhancements, or bike or pedestrian improvements in New York City'';

(39) in item number 3544 by striking the project description and inserting ''Construction of

access road including sidewalks, bike lanes, and railroad crossing from Highway 99W to Cascade View Industrial Properties, and/or construction of transportation improvements for the Airport Industrial Park, Corvallis'';

(40) in item number 3546 by striking the project description and inserting ''Port of Coos Bay to acquire and repair the Coos Bay Line'';

(41) in item number 3612 by striking ''Replace'' and inserting ''Repair'';

(42) in item number 3634 (as amended by section 105(a)(65) of the SAFETEA–LU Technical Corrections Act of 2008) by striking the project description and inserting ''West Avenue Connector Bridge, city of Miami Beach'';

(43) in item number 3654 by striking the matters in the State, project description, and amount columns and inserting ''GA'', ''Planning, design, and construction of pathways, bridges, and boardwalks as part of the Turkey Creek and Yellow River Trail segment of the rails-to-trails project in Newton County'', and ''$220,000'', respectively;

(44) in item number 3735 by striking the project description and inserting ''Widening existing

Highway 226, including a bypass of Cash and a new connection to Highway 49'';

(45) in item number 3744 by striking the project description and inserting ''BNSF main line overpass in the Marion, Arkansas, planning jurisdiction'';

(46) in item number 3890 by striking the project description and inserting ''Replacement of Fixed Route Transit Buses'';

(47) in item number 3909 by striking the project description and inserting ''S.R. 281, the Avalon Boulevard Expansion Project from I–10 to US 90'';

(48) in item number 4497 by inserting '', including lighting, landscaping, and pedestrian enhancements on Cuming Street from 16th Street to 30th Street and on Burt Street from 31st Street to Florence Boulevard (including burial of certain overhead utilities), pedestrian safety improvements on 24th Street from Cuming Street to Davenport Street (including the incorporation of traffic circles at Cass Street and Davenport Street and adjacent lighting, landscaping, and safety enhancements), and reconfiguration of the Dodge Street/Douglas Street tran-

sition curve in conjunction with 30th Street'' after ''Omaha, NE''; and

(49) in item number 4506 by inserting '', including lighting, landscaping, and pedestrian enhancements on Cuming Street from 16th Street to 30th Street and on Burt Street from 31st Street to Florence Boulevard (including burial of certain overhead utilities), pedestrian safety improvements on 24th Street from Cuming Street to Davenport Street (including the incorporation of traffic circles at Cass Street and Davenport Street and adjacent lighting, landscaping, and safety enhancements), and reconfiguration of the Dodge Street/Douglas Street transition curve in conjunction with 30th Street'' after ''in Omaha''.

(b) TRANSPORTATION IMPROVEMENTS.—The table contained in section 1934(c) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (119 Stat. 1486) is amended—

(1) in item number 39 by striking ''$8,500,000'' and inserting ''$6,100,000'';

(2) by inserting after item number 39 the following:

''39A	DE	Reconstructing I–95/S.R. 1 interchange and adding a fifth lane ..	$2,400,000'';

(3) by striking item number 234;

(4) in item number 236 by striking ''10,000,000'' and inserting ''17,000,000''; and

(5) in item number 276 by inserting '', including lighting, landscaping, and pedestrian enhancements on Cuming Street from 16th Street to 30th Street and on Burt Street from 31st Street to Florence Boulevard (including burial of certain overhead utilities), pedestrian safety improvements on 24th Street from Cuming Street to Davenport Street (including the incorporation of traffic circles at Cass Street and Davenport Street and adjacent lighting, landscaping, and safety enhancements), and reconfiguration of the Dodge Street/Douglas Street transition curve in conjunction with 30th Street'' after ''in Omaha''.

SEC. 2. PUBLIC TRANSPORTATION.

(a) ALTERNATIVES ANALYSIS.—Section 3037(c)(15) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (119 Stat. 1636) is amended by striking ''South Carolina Department of Transportation Light Rail study'' and inserting ''South Carolina department of transportation corridor study''.

(b) PRELIMINARY ENGINEERING.—Section 3043(c)(69) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (119 Stat.

1644) is amended by striking ''Center City Loop'' and inserting ''Transit Options for Growth''.

(c) BUS AND BUS FACILITIES.—The table contained in section 3044(a) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (119 Stat. 1653; 122 Stat. 1614) is amended—

(1) in item number 6 by striking the project description and inserting the following: ''Los Angeles, CA, Construction of a Hydrogen Fueling Station at California State University Los Angeles'';

(2) in item number 17 by striking the amount in the column for fiscal year 2006;

(3) in item number 67 by striking the project description and inserting the following: ''Union Passenger Terminal Planning and Master Plan and Infrastructure Improvements in Orleans Parish, Louisiana'';

(4) in item number 137 by striking the project description and inserting ''Delaware River Port Authority, RiverLink Ferry System Improvement, allowing for ferry dock design and construction along the Delaware River'';

(5) in item number 160 by striking the project description and inserting the following: ''Nebraska

statewide transit bus, bus facilities, and related equipment'';

(6) in item number 190 by striking the project description and inserting the following: ''City of Imperial, CA, to construct a downtown bus transit park'';

(7) in item number 201 by striking the project description and inserting ''Design and construction of Americans with Disabilities Act-compliant elevators at the 9th/10th and Locust Street Port Authority Transit Corporation Station, Philadelphia, PA, serving Thomas Jefferson University Hospital, Wills Eye Hospital and Pennsylvania Hospital'';

(8) in item number 232 by striking the project description and inserting the following: ''WMATA environmental assessment, preliminary engineering, design, and construction related to the transfer of WMATA buses from the Alexandria, Virginia Royal Street Bus Garage to an alternate WMATA facility'';

(9) in item number 364 by striking the project description and inserting ''Santa Monica, CA, Santa Monica's Big Blue Bus/Santa Monica College Transit Stop Improvements'';

(10) in item number 422 by striking the project description and inserting the following: ''People Mover Public Transportation System buses and bus facilities, Anchorage, Alaska'';

(11) in item number 494 by striking the project description and inserting the following: ''WMATA environmental assessment, preliminary engineering, design, and construction related to the transfer of WMATA buses from the Alexandria, Virginia Royal Street Bus Garage to an alternate WMATA facility'';

(12) in item number 586 by striking the project description and inserting the following: ''Nebraska Department of Roads/Bus, Bus Facilities, and Related Equipment Statewide'';

(13) in item number 598 by striking the project description and inserting the following: ''OATS, Inc. – Bus and Bus Facilities''; and

(14) by adding at the end the following:

''670. Davis, CA, Purchase new buses for use by Unitrans	$192,280	0	0	0''.

(d) AVAILABILITY OF AMOUNTS.—Section 3044 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (119 Stat. 1652) is amended by adding at the end the following:

''(d) AVAILABILITY OF AMOUNTS.—Amounts made available for a project for fiscal year 2006 pursuant to subsection (a) shall be available for that project for obligation until September 30, 2009.''.

SEC. 3. UNIFIED CARRIER REGISTRATION SYSTEM DEFINITION CORRECTIONS.

Section 14504a of title 49, United States Code, is amended—

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by inserting ''(except as provided in paragraph (5))'' after ''14506'';

(B) in paragraph (1), by striking subparagraph (A) and inserting the following:

''(A) IN GENERAL.—Except as provided in subparagraph (B), the term 'commercial motor vehicle'—

''(i) for calendar years 2008 and 2009, has the meaning given the term in section 31101; and

''(ii) for years beginning after December 31, 2009, means a self-propelled vehicle described in section 31101.''; and

(C) by striking paragraph (5) and inserting the following:

''(5) MOTOR CARRIER.—

''(A) THIS SECTION.—In this section:

''(i) IN GENERAL.—The term 'motor carrier' includes all carriers that are otherwise exempt from this part—

''(I) under subchapter I of chapter 135; or

''(II) through exemption actions by the former Interstate Commerce Commission under this title.

''(ii) EXCLUSIONS.—In this section, the term 'motor carrier' does not include—

''(I) any carrier subject to section 13504; or

''(II) any other carrier that the board of directors of the unified carrier registration plan determines to be appropriate pursuant to subsection (d)(4)(C).

''(B) SECTION 14506.—In section 14506, the term 'motor carrier' includes all carriers that are otherwise exempt from this part—

''(i) under subchapter I of chapter 135; or

"(ii) through exemption actions by the former Interstate Commerce Commission under this title."; and

(2) in subsection (d)(4)(C), by inserting before the period at the end the following: ", except that a decision to approve the exclusion of carriers from the definition of the term 'motor carrier' under subsection (a)(5) shall require an affirmative vote of ¾ of all such directors.".