§ 5338. Authorizations

(a) Fiscal Year 2005.—

(1) Formula grants.—


(B) General fund.— In addition to the amounts made available under subparagraph (A), there is authorized to be appropriated $499,989,824 for fiscal year 2005 to carry out sections 5307, 5308, 5310, and 5311 and section 3038 of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note ).

(C) Allocation of funds.— Of the amounts made available or appropriated under this paragraph—

(i) $4,811,150 shall be available to the Alaska Railroad for improvements to its passenger operations under section 5307;

(ii) $5,208,000 shall be available to provide over-the-road bus accessibility grants under section 3038 of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note ) to operators of intercity, fixed-route over-the-road buses;

(iii) $1,686,400 shall be available to provide over-the-road bus accessibility grants under section 3038 of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note ) to operators of over-the-road buses providing other than intercity, fixed-route service;

(iv) $94,526,689 shall be available to provide transportation services to elderly individuals and individuals with disabilities under section 5310;

(v) $250,889,588 shall be available to provide financial assistance for other than urbanized areas under section 5311;

(vi) $3,593,195,773 shall be available to provide financial assistance for urbanized areas under section 5307; and

(vii) $49,600,000 shall be available to carry out the clean fuels program under section 5308.

(2) Job access and reverse commute.—


(B) General fund.— In addition to the amounts made available under subparagraph (A), there is authorized to be appropriated $15,500,000 for fiscal year 2005 to carry out section 3037 of the Transportation Equity Act of the 21st Century (49 U.S.C. 5309 note ).

(3) Capital program grants.—

(A) Trust fund.— For fiscal year 2005, $2,898,100,224 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out section 5309.

(B) General fund.— In addition to the amounts made available under subparagraph (A), there is authorized to be appropriated $414,014,176 for fiscal year 2005 to carry out sections 5308, 5309, and 5318 and section 3015(b) of the Transportation Equity Act for the 21st Century (112 Stat. 361).

(C) Allocation of funds.— Of the amounts made available or appropriated under this paragraph—
49 USC 5338

NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see http://www.law.cornell.edu/uscode/uscprint.html).

(i) $49,600,000 shall be available to carry out the clean fuels program under section 5308;
(ii) $669,600,000 shall be available for capital projects to replace, rehabilitate, and purchase bus and related equipment and to construct bus-related facilities under section 5309;
(iii) $1,204,684,800 shall be available for fixed guideway modernization under section 5309;
(iv) $1,437,829,600 shall be available for capital projects for new fixed guideway systems and extensions to existing fixed guideway systems under section 5309;
(v) $10,213,632 shall be available for capital projects in Alaska and Hawaii under section 5309;
(vi) $2,976,000 shall be available to carry out bus testing under section 5318; and
(vii) $4,811,200 shall be available to carry out the fuel cell bus and bus facilities program under section 3015(b) of the Transportation Equity Act for the 21st Century (112 Stat. 361).

(4) Planning.—

(A) Trust fund.— For fiscal year 2005, $63,364,000 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out sections 5303, 5304, 5305, and 5313 (b), as in effect on the day before the date of enactment of the Federal Public Transportation Act of 2005.

(B) General fund.— In addition to the amounts made available under subparagraph (A), there is authorized to be appropriated $9,052,000 for fiscal year 2005 to carry out sections 5303, 5304, 5305, and 5313 (b), as in effect on the day before the date of enactment of the Federal Public Transportation Act of 2005.

(C) Allocation of funds.— Of the amounts made available or appropriated under this paragraph—

(i) 82.72 percent shall be allocated for metropolitan planning under section 5305; and
(ii) 17.28 percent shall be allocated for State planning under section 5305.

(5) Research.—

(A) Trust fund.— For fiscal year 2005, $47,740,000 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out sections 5311 (b)(2), 5312, 5313 (a), 5314, 5315, and 5322.

(B) General fund.— In addition to the amounts made available under subparagraph (A), there is authorized to be appropriated $6,820,000 for fiscal year 2005 to carry out sections 5311 (b)(2), 5312, 5313 (a), 5314, 5315, and 5322.

(C) Allocation of funds.— Of the funds made available or appropriated under this paragraph—

(i) not less than $3,968,000 shall be available to carry out programs under the National Transit Institute under section 5315, of which not more than $992,000 shall be available to carry out section 5315 (a)(16);
(ii) not less than $5,208,000 shall be available to provide rural transportation assistance under section 5311 (b)(2);
(iii) not less than $8,184,000 shall be available to carry out transit cooperative research programs under section 5313 (a);
(iv) not less than $2,976,000 shall be available to carry out Project Action under section 5312; and
(v) the remainder shall be available to carry out national research and technology programs under sections 5312, 5314, and 5322.

(6) University transportation research.—
(A) **Trust fund.**— For fiscal year 2005, $5,208,000 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out section 5505.

(B) **General fund.**— In addition to amounts made available under subparagraph (A), there is authorized to be appropriated $744,000 for fiscal year 2005 to carry out section 5505.

(C) **Allocation of funds.**— Of the amounts made available or appropriated under this paragraph—

(i) $1,984,000 shall be available for grants under section 5505 (d) to the center identified in section 5505 (j)(4)(A), as in effect on the day before the date of enactment of the Federal Public Transportation Act of 2005; and

(ii) $1,984,000 shall be available for grants under section 5505 (d) to the center identified in section 5505 (j)(4)(F), as in effect on the day before the date of enactment of the Federal Public Transportation Act of 2005.

(D) **Special rule.**— Nothing in this paragraph shall be construed to limit the transportation research conducted by the centers receiving financial assistance under this section.

(7) **Administration.**—

(A) **Trust fund.**— For fiscal year 2005, $67,704,000 shall be available from the Mass Transit Account of the Highway Trust Fund to carry out section 5334.

(B) **General fund.**— In addition to amounts made available under subparagraph (A), there is authorized to be appropriated $9,672,000 for fiscal year 2005 to carry out section 5334.

(8) **Availability of amounts.**— Amounts made available or appropriated under paragraphs (1) through (6) shall remain available until expended.

(b) **Formula and Bus Grants.**—

(1) **In general.**— There shall be available from the Mass Transit Account of the Highway Trust Fund to carry out sections 5305, 5307, 5308, 5309, 5310, 5311, 5316, 5320, 5335, 5339, and 5340 and section 3038 of the Federal Transit Act of 1998 (112 Stat. 387 et seq.)—

(A) $6,979,931,000 for fiscal year 2006;

(B) $7,262,775,000 for fiscal year 2007;

(C) $7,872,893,000 for fiscal year 2008;

(D) $8,360,565,000 for fiscal year 2009;

(E) $8,360,565,000 for fiscal year 2010;

(F) $8,360,565,000 for fiscal year 2011; and

(G) $4,180,282,500 for the period beginning on October 1, 2011, and ending on March 31, 2012.

(2) **Allocation of funds.**— Of the amounts made available under paragraph (1)—

(A) $95,000,000 for fiscal year 2006, $99,000,000 for fiscal year 2007, $107,000,000 for fiscal year 2008, $113,500,000 for each of fiscal years 2009 and 2010, $113,500,000 for fiscal year 2011, and $56,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5305;

(B) $3,466,681,000 for fiscal year 2006, $3,606,175,000 for fiscal year 2007, $3,910,843,000 for fiscal year 2008, $4,160,365,000 for each of fiscal years 2009 and 2010, $4,160,365,000 for fiscal year 2011, and $2,080,182,500 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be allocated in accordance with section 5336 to provide financial assistance for urbanized areas under section 5307;

(C) $43,000,000 for fiscal year 2006, $45,000,000 for fiscal year 2007, $49,000,000 for fiscal year 2008, $51,500,000 for each of fiscal years 2009 and 2010, $51,500,000 for fiscal year 2011, and $25,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5308;
(D) $1,391,000,000 for fiscal year 2006, $1,448,000,000 for fiscal year 2007, $1,570,000,000 for fiscal year 2008, $1,666,500,000 for each of fiscal years 2009 and 2010, $1,666,500,000 for fiscal year 2011, and $833,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be allocated in accordance with section 5337 to provide financial assistance under section 5309 (m)(2)(B);

(E) $822,250,000 for fiscal year 2006, $855,500,000 for fiscal year 2007, $927,750,000 for fiscal year 2008, $984,000,000 for each of fiscal years 2009 and 2010, $984,000,000 for fiscal year 2011, and $492,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5309 (m)(2)(C);

(F) $112,000,000 for fiscal year 2006, $117,000,000 for fiscal year 2007, $127,000,000 for fiscal year 2008, $133,500,000 for each of fiscal years 2009 and 2010, $133,500,000 for fiscal year 2011, and $66,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to provide financial assistance for services for elderly persons and persons with disabilities under section 5310;

(G) $388,000,000 for fiscal year 2006, $404,000,000 for fiscal year 2007, $438,000,000 for fiscal year 2008, $465,000,000 for each of fiscal years 2009 and 2010, $465,000,000 for fiscal year 2011, and $232,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to provide financial assistance for other than urbanized areas under section 5311;

(H) $138,000,000 for fiscal year 2006, $144,000,000 for fiscal year 2007, $156,000,000 for fiscal year 2008, $164,500,000 for each of fiscal years 2009 and 2010, $164,500,000 for fiscal year 2011, and $82,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5316;

(I) $78,000,000 for fiscal year 2006, $81,000,000 for fiscal year 2007, $87,500,000 for fiscal year 2008, $92,500,000 for each of fiscal years 2009 and 2010, $92,500,000 for fiscal year 2011, and $46,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5317;

(J) $22,000,000 for fiscal year 2006, $23,000,000 for fiscal year 2007, $25,000,000 for fiscal year 2008, $26,900,000 for each of fiscal years 2009 and 2010, $26,900,000 for fiscal year 2011, and $13,450,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5320;

(K) $3,500,000 in fiscal year 2006; $3,500,000 in fiscal year 2007; $3,500,000 in fiscal year 2008; $3,500,000 for each of fiscal years 2009 and 2010, $3,500,000 for fiscal year 2011, and $1,750,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5335;

(L) $25,000,000 in fiscal year 2006; $25,000,000 in fiscal year 2007; $25,000,000 in fiscal year 2008; $25,000,000 for each of fiscal years 2009 and 2010, $25,000,000 for fiscal year 2011, and $12,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 5339;

(M) $388,000,000 for fiscal year 2006, $404,000,000 for fiscal year 2007, $438,000,000 for fiscal year 2008, $465,000,000 for each of fiscal years 2009 and 2010, $465,000,000 for fiscal year 2011, and $232,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be allocated in accordance with section 5340 to provide financial assistance for urbanized areas under section 5307 and other than urbanized areas under section 5311; and

(N) $7,500,000 for fiscal year 2006, $7,600,000 for fiscal year 2007, $8,300,000 for fiscal year 2008, $8,800,000 for each of fiscal years 2009 and 2010, $8,800,000 for fiscal year 2011, and $4,400,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, shall be available to carry out section 3038 of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note).
(c) **Capital Investment Grants.**— There are authorized to be appropriated to carry out section 5309 (m)(2)(A)—

1. $1,503,000,000 for fiscal year 2006;
2. $1,566,000,000 for fiscal year 2007;
3. $1,700,000,000 for fiscal year 2008;
4. $1,809,250,000 for fiscal year 2009;
5. $2,000,000,000 for fiscal year 2010;
6. $2,000,000,000 for fiscal year 2011; and
7. $800,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012.

(d) **Research and University Research Centers.**—

1. **In general.**— There is authorized to be appropriated to carry out transit cooperative research programs under section 5313, the National Transit Institute under section 5315, university research centers under section 5506, and national research programs under sections 5312, 5313, 5314, and 5322 $58,000,000 for fiscal year 2006, $61,000,000 for fiscal year 2007, $65,500,000 for fiscal year 2008, $69,750,000 for each of fiscal years 2009 and 2010, $69,750,000 for fiscal year 2011, and $29,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012, of which—

   A. $9,000,000 for fiscal year 2006, $9,300,000 for fiscal year 2007, $9,600,000 for fiscal year 2008, and $10,000,000 for each of fiscal years 2009, 2010, and 2011 shall be allocated to carry out transit cooperative research programs under section 5313;
   B. $4,300,000 shall be allocated for each fiscal year to carry out programs under the National Transit Institute under section 5315, of which not more than $1,000,000 for each fiscal year shall be used to carry out section 5315 (b)(2)(P);
   C. $7,000,000 shall be allocated for each fiscal year to carry out the university centers program under section 5506;
   D. $3,000,000 shall be allocated for each fiscal year to carry out Project Action under section 5314 (a)(2);
   E. $1,000,000 shall be allocated for each fiscal year to carry out the National Technical Assistance Center under section 5314 (c); and
   F. any funds made available under this paragraph that are not allocated under subparagraphs (A) through (E) shall be allocated to carry out national research programs under sections 5312, 5313, 5314, and 5322.

2. **University centers program.**—

   A. **Allocation.**— Of the amounts allocated under paragraph (1)(C), the following amounts shall be available to provide transportation research, training, and curriculum development:

   i. $2,000,000 for each of fiscal years 2006 through 2012 for the University of Tennessee—Knoxville National Transportation Research Center.
   ii. $1,500,000 for each of fiscal years 2006 through 2012 for Texas A&M University—Texas Transportation Institute.
   iii. $1,000,000 for each of fiscal years 2006 through 2012 for Morgan State University.
   iv. $400,000 for each of fiscal years 2006 and 2007 for the Small Urban and Rural Transit Center at North Dakota State University.
   v. $550,000 for each of fiscal years 2006 and 2007 and $650,000 for each of fiscal years 2008 through 2012 for the University Transportation Center at the University of Alabama.
   vi. $450,000 for each of fiscal years 2006 and 2007 and $550,000 for each of fiscal years 2008 through 2012 for the Injury Control Research Center at the University of Alabama Birmingham.
(vii) $550,000 for each of fiscal years 2006 and 2007 and $650,000 for each of fiscal years 2008 through 2012 for the Jackson State University Intermodal Transportation Institute at the Jackson State University.

(viii) $550,000 for each of fiscal years 2006 and 2007 and $650,000 for each of fiscal years 2008 through 2012 for the University Transportation Center at the University of Denver/Mississippi State University.

(B) Requirements.— The universities specified in subparagraph (A) shall be considered to be university transportation centers under section 5506 and shall be subject to the requirements of subsections (b), (h), (i), (k), (l), and (m) of such section.

(3) Additional authorizations.—

(A) October 1, 2011, through March 31, 2012.— Of amounts authorized to be appropriated for the period beginning on October 1, 2011, and ending on March 31, 2012, under paragraph (1), the Secretary shall allocate for each of the activities and projects described in subparagraphs (A) through (F) of paragraph (1) an amount equal to 50 percent of 85 percent of the amount allocated for fiscal year 2009 under each such subparagraph.

(B) University centers program.—

(i) October 1, 2011, through March 31, 2012.— Of the amounts allocated under subparagraph (A)(i) for the university centers program under section 5506 for the period beginning on October 1, 2011, and ending on March 31, 2012, the Secretary shall allocate for each program described in clauses (i) through (iii) and (v) through (viii) of paragraph (2)(A) an amount equal to 50 percent of 85 percent of the amount allocated for fiscal year 2009 under each such clause.

(ii) Funding.— If the Secretary determines that a project or activity described in paragraph (2) received sufficient funds in fiscal year 2011, or a previous fiscal year, to carry out the purpose for which the project or activity was authorized, the Secretary may not allocate any amounts under clause (i) for the project or activity for fiscal year 2012, or any subsequent fiscal year.

(e) Administration.— There is authorized to be appropriated to carry out section 5334—

(1) $82,000,000 for fiscal year 2006;
(2) $85,000,000 for fiscal year 2007;
(3) $92,500,000 for fiscal year 2008;
(4) $98,500,000 for fiscal year 2009;
(5) $98,911,000 for fiscal year 2010;
(6) $98,911,000 for fiscal year 2011; and
(7) $49,455,500 for the period beginning on October 1, 2011, and ending on March 31, 2012.

(f) Grants as Contractual Obligations.—

(1) Grants financed from highway trust fund.— A grant or contract that is approved by the Secretary and financed with amounts made available from the Mass Transit Account of the Highway Trust Fund pursuant to this section is a contractual obligation of the Government to pay the Federal share of the cost of the project.

(2) Grants financed from general fund.— A grant or contract that is approved by the Secretary and financed with amounts appropriated in advance from the General Fund of the Treasury pursuant to this section is a contractual obligation of the Government to pay the Federal share of the cost of the project only to the extent that amounts are appropriated for such purpose by an Act of Congress.

(g) Availability of Amounts.— Amounts made available by or appropriated under subsections (b), (c), and (d) shall remain available until expended.
Historical and Revision Notes

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In this section, references to fiscal year 1992 are omitted as obsolete.

In subsections (a)(1) and (b)(1), before each clause (A), the word “only” is omitted as surplus.

In subsection (a)(1), before clause (A), the words “for the Secretary of Transportation” are added or clarity and consistency.

In subsections (a)(2) and (b)(2), before each clause (A), and (d), before clause (1), the words “to the Secretary” are added for clarity and consistency.

In subsections (b)(1), before clause (A), and (e)(1), the words “for the Secretary” are added for clarity and consistency.

In subsection (d), the text of 49 App.:1607c(c)(6) (last sentence) is omitted as obsolete.

In subsection (e)(1), the word “section” in the source provision is translated as if it were “subsection” to reflect the apparent intent of Congress.

In subsection (h)(3), the words “relating to university transportation centers” are omitted as surplus.

In subsection (j)(2), the words “set aside and” and “exclusively” are omitted as surplus. The word “mass” is added for consistency in this chapter.

In subsection (k)(1), the words “Notwithstanding any other provision of law” in 49 App.:1607c(b)(13) (last sentence) and 1625(d) (last sentence) are omitted as surplus. The words “financed with” are added for clarity.

In subsection (k)(2), the words “that is financed with” are added for clarity.
In subsection (l)(3)(A), the words “for obligation by the recipient”, “a period of”, and “the close of” are omitted as surplus.

**Pub. L. 104–287**

This amends 49:5338(g)(2) to correct an erroneous cross-reference.

**References in Text**

Section 3038 of the Transportation Equity Act for the 21st Century, referred to in subsecs. (a)(1) and (b)(2)(N), is section 3038 of Pub. L. 105–178, which is set out as a note under section 5310 of this title.


The date of enactment of the Federal Public Transportation Act of 2005, referred to in subsec. (a)(4)(A), (B), (6)(C), is the date of enactment of title III of Pub. L. 109–59, which was approved Aug. 10, 2005.


**Amendments**

2011—Subsec. (b)(1)(F). Pub. L. 112–5, § 306(a)(1), added subpar. (F) and struck out former subpar. (F) which read as follows: “$3,550,376,000 for the period beginning October 1, 2010, and ending March 4, 2011.”


Pub. L. 112–5, § 306(a)(2)(A), substituted “$113,500,000 for fiscal year 2011” for “$48,198,000 for the period beginning October 1, 2010 and ending March 4, 2011.”.


Pub. L. 112–5, § 306(a)(2)(C), substituted “$51,500,000 for fiscal year 2011” for “$21,869,000 for the period beginning October 1, 2010 and ending March 4, 2011.”.

Subsec. (b)(2)(D). Pub. L. 112–30, § 136(a)(2)(D), substituted “$1,666,500,000 for fiscal year 2011, and $833,250,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and $1,666,500,000 for fiscal year 2011”.

Pub. L. 112–5, § 306(a)(2)(D), substituted “$1,666,500,000 for fiscal year 2011” for “$707,691,000 for the period beginning October 1, 2010, and ending March 4, 2011.”.

Subsec. (b)(2)(E). Pub. L. 112–30, § 136(a)(2)(E), substituted “$984,000,000 for fiscal year 2011, and $492,000,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and $984,000,000 for fiscal year 2011”.

Pub. L. 112–5, § 306(a)(2)(E), substituted “$984,000,000 for fiscal year 2011” for “$417,863,000 for the period beginning October 1, 2010 and ending March 4, 2011.”.


Pub. L. 112–5, § 306(a)(2)(F), substituted “$133,500,000 for fiscal year 2011” for “$56,691,000 for the period beginning October 1, 2010 and ending March 4, 2011.”.

Pub. L. 112–5, § 306(a)(2)(G), substituted “$465,000,000 for fiscal year 2011” for “$197,465,000 for the period beginning October 1, 2010 and ending March 4, 2011.”


Pub. L. 112–5, § 306(a)(2)(H), substituted “$164,500,000 for fiscal year 2011” for “$69,856,000 for the period beginning October 1, 2010 and ending March 4, 2011.”


Pub. L. 112–5, § 306(a)(2)(I), substituted “$92,500,000 for fiscal year 2011” for “$39,280,000 for the period beginning October 1, 2010 and ending March 4, 2011.”


Pub. L. 112–5, § 306(a)(2)(J), substituted “$26,900,000 for fiscal year 2011” for “$11,423,000 for the period beginning October 1, 2010 and ending March 4, 2011.”


Pub. L. 112–5, § 303(a)(2)(K), substituted “$3,500,000 for fiscal year 2011” for “$1,486,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(L). Pub. L. 112–30, § 136(a)(2)(L), substituted “$25,000,000 for fiscal year 2011, and $12,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and $25,000,000 for fiscal year 2011”.

Pub. L. 112–5, § 303(a)(2)(L), substituted “$25,000,000 for fiscal year 2011” for “$10,616,000 for the period beginning October 1, 2010 and ending March 4, 2011.”


Pub. L. 112–5, § 303(a)(2)(M), substituted “$465,000,000 for fiscal year 2011” for “$197,465,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (b)(2)(N). Pub. L. 112–30, § 136(a)(2)(N), substituted “$8,800,000 for fiscal year 2011, and $4,400,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and $8,800,000 for fiscal year 2011”.

Pub. L. 112–5, § 303(a)(2)(N), substituted “$8,800,000 for fiscal year 2011” for “$3,736,000 for the period beginning October 1, 2010 and ending March 4, 2011.”

Subsec. (c)(6). Pub. L. 112–5, § 306(b), amended par. (6) generally. Prior to amendment, par. (6) read as follows: “$849,315,000 for the period of October 1, 2010 through March 4, 2011.”


Subsec. (d)(1). Pub. L. 112–30, § 136(c)(1), in introductory provisions, substituted “$69,750,000 for fiscal year 2011, and $29,500,000 for the period beginning on October 1, 2011, and ending on March 31, 2012,” for “and $69,750,000 for fiscal year 2011”.

Pub. L. 112–5, § 306(c)(1)(A), substituted “$69,750,000 for fiscal year 2011” for “$29,619,000 for the period beginning October 1, 2010 and ending March 4, 2011,” in introductory provisions.


Subsec. (d)(3). Pub. L. 112–30, § 136(c)(3), added par. (3) and struck out former par. (3). Prior to amendment, text read as follows: “If the Secretary determines that a project or activity described in paragraph (2) received sufficient funds in fiscal year 2010, or a previous fiscal year, to carry out the purpose for which the project or activity was
authorized, the Secretary may not allocate any amounts under paragraph (2) for the project or activity for fiscal year 2011, or any subsequent fiscal year.”

Pub. L. 112–5, § 306(c)(3), added par. (3) and struck out former par. (3) which provided additional authorizations for certain activities and projects.

Subsec. (e)(6). Pub. L. 112–5, § 306(d), amended par. (6) generally. Prior to amendment, text read as follows: “$42,003,000 for the period of October 1, 2010 through March 4, 2011.”


Pub. L. 111–147, § 436(a)(2)(A), substituted “$41,500,000 for each of fiscal years 2009 and 2010, and $28,375,000 for the period beginning October 1, 2010, and ending December 31, 2010,” for “$28,375,000 for the period beginning October 1, 2010, and ending December 31, 2010”.


Pub. L. 111–147, § 436(a)(2)(B), substituted “$4,160,365,000 for each of fiscal years 2009 and 2010, and $1,040,091,250 for the period beginning October 1, 2010, and ending December 31, 2010,” for “and $1,040,091,250 for the period beginning October 1, 2010, and ending December 31, 2010”.

Subsec. (b)(2)(C). Pub. L. 111–322, § 2306(a)(2)(C), substituted “$21,869,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “$12,875,000 for the period beginning October 1, 2010, and ending December 31, 2010”.

Pub. L. 111–147, § 436(a)(2)(C), substituted “$51,500,000 for each of fiscal years 2009 and 2010, and $12,875,000 for the period beginning October 1, 2010, and ending December 31, 2010,” for “and $12,875,000 for the period beginning October 1, 2010, and ending December 31, 2010”.

Subsec. (b)(2)(D). Pub. L. 111–322, § 2306(a)(2)(D), substituted “$707,691,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “$416,625,000 for the period beginning October 1, 2010, and ending December 31, 2010”.

Pub. L. 111–147, § 436(a)(2)(D), substituted “$1,666,500,000 for each of fiscal years 2009 and 2010, and $416,625,000 for the period beginning October 1, 2010, and ending December 31, 2010,” for “and $416,625,000 for fiscal year 2009”.

Subsec. (b)(2)(E). Pub. L. 111–322, § 2306(a)(2)(E), substituted “$417,863,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “$246,000,000 for the period beginning October 1, 2010, and ending December 31, 2010”.

Pub. L. 111–147, § 436(a)(2)(E), substituted “$984,000,000 for each of fiscal years 2009 and 2010, and $246,000,000 for the period beginning October 1, 2010, and ending December 31, 2010,” for “and $984,000,000 for fiscal year 2009”.

Subsec. (b)(2)(F). Pub. L. 111–322, § 2306(a)(2)(F), substituted “$56,691,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “$33,375,000 for the period beginning October 1, 2010, and ending December 31, 2010”.

Pub. L. 111–147, § 436(a)(2)(F), substituted “$133,500,000 for each of fiscal years 2009 and 2010, and $33,375,000 for the period beginning October 1, 2010, and ending December 31, 2010,” for “and $133,500,000 for fiscal year 2009”.


Pub. L. 111–147, § 436(a)(2)(G), substituted “$465,000,000 for each of fiscal years 2009 and 2010, and $116,250,000 for the period beginning October 1, 2010, and ending December 31, 2010,” for “and $465,000,000 for fiscal year 2009”.

Subsec. (b)(2)(H). Pub. L. 111–322, § 2306(a)(2)(H), substituted “$69,856,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “$41,125,000 for the period beginning October 1, 2010, and ending December 31, 2010”.

Subsec. (b)(3)(A). Pub. L. 111–147, § 436(a)(3)(A), made minor correction in subpar. (A) and struck out former subpar. (A) which provided an additional authorization for certain activities and projects.
Subsec. (b)(2)(J). Pub. L. 111–322, § 2306(a)(2)(J), substituted “$11,423,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “$6,725,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111–147, § 436(a)(2)(J), substituted “$26,900,000 for each of fiscal years 2009 and 2010, and $6,725,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and $26,900,000 for fiscal year 2009”.

Subsec. (b)(2)(K). Pub. L. 111–322, § 2306(a)(2)(K), substituted “$1,486,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “$875,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111–147, § 436(a)(2)(K), which directed substitution of “$3,500,000 for each of fiscal years 2009 and 2010, and $875,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and $3,500,000 for fiscal year 2009,” was executed by making the substitution for “and $3,500,000 in fiscal year 2009”, to reflect the probable intent of Congress.

Subsec. (b)(2)(L). Pub. L. 111–322, § 2306(a)(2)(L), substituted “$10,616,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “$6,250,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111–147, § 436(a)(2)(L), substituted “$25,000,000 for each of fiscal years 2009 and 2010, and $6,250,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and $25,000,000 in fiscal year 2009”, to reflect the probable intent of Congress.


Pub. L. 111–147, § 436(a)(2)(M), substituted “$465,000,000 for each of fiscal years 2009 and 2010, and $116,250,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and $465,000,000 for fiscal year 2009”.

Subsec. (b)(2)(N). Pub. L. 111–322, § 2306(a)(2)(N), substituted “$3,736,000 for the period beginning October 1, 2010 and ending March 4, 2011” for “$2,200,000 for the period beginning October 1, 2010 and ending December 31, 2010”.

Pub. L. 111–147, § 436(a)(2)(N), substituted “$8,800,000 for each of fiscal years 2009 and 2010, and $2,200,000 for the period beginning October 1, 2010 and ending December 31, 2010,” for “and $8,800,000 in fiscal year 2009”, to reflect the probable intent of Congress.

Subsec. (c)(5). Pub. L. 111–147, § 436(b), added par. (5).

Subsec. (c)(6). Pub. L. 111–322, § 2306(b), amended par. (6) generally. Prior to amendment, par. (6) read as follows: “$500,000,000 for the period of October 1, 2010 through December 31, 2010.”

Pub. L. 111–147, § 436(b), added par. (6).
Pub. L. 111–147, § 436(d), added par. (6).
Pub. L. 109–37, § 7(b)(2), substituted “$2,795,000,000” for “$2,793,483,000” and “July 27, 2005” for “July 21, 2005”.
Pub. L. 109–35, § 7(b)(2), substituted “$2,793,483,000” for “$2,675,300,000” and “July 21, 2005” for “June 30, 2005”.
Pub. L. 109–20, § 7(b)(2), substituted “$2,675,300,000” for “$2,545,785,000” and “June 30, 2005” for “May 31, 2005”.
Pub. L. 109–14, § 7(b)(2), substituted “$2,545,785,000” for “$2,201,760,000” and “May 31, 2005” for “July 30, 2005”.
Pub. L. 109–20, § 7(d)(2), substituted “$2,235,820,000” for “$2,012,985,000” and “July 19, 2005” for “June 30, 2005”.
Pub. L. 109–14, § 7(d)(2), substituted “$2,012,985,000” for “$1,740,960,000” and “June 30, 2005” for “May 31, 2005”.

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NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see http://www.law.cornell.edu/uscode/uscprint.html).


Pub. L. 109–14, § 7(e)(2), substituted “$48,346,668” for “$41,813,334” and “June 30, 2005” for “May 31, 2005”.


Pub. L. 109–37, § 7(h)(2), substituted “$4,131,508” for “$4,060,000” and “July 27, 2005” for “July 21, 2005”.

Pub. L. 109–35, § 7(h)(2), substituted “$4,060,000” for “$4,000,000” and “July 21, 2005” for “July 19, 2005”.

Pub. L. 109–20, § 7(h)(2), substituted “$4,000,000” for “$3,700,000” and “July 19, 2005” for “June 30, 2005”.

Pub. L. 109–14, § 7(h)(2), substituted “$3,700,000” for “$3,200,000” and “June 30, 2005” for “May 31, 2005”.


Pub. L. 109–35, § 7(j)(2), substituted “$52,780,000” for “$52,000,000” and “July 21, 2005” for “July 19, 2005”.

Pub. L. 109–20, § 7(j)(2), substituted “$52,000,000” for “$48,100,000” and “July 19, 2005” for “June 30, 2005”.

Pub. L. 109–14, § 7(j)(2), substituted “$48,100,000” for “$41,600,000” and “June 30, 2005” for “May 31, 2005”.


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Pub. L. 108–224, § 7(c)(2), substituted “$2,289,809,940” for “$1,780,963,287” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108–202, § 9(c)(2), substituted “$1,780,963,287” for “$1,292,948,344” and “April 30, 2004” for “February 29, 2004”.


Pub. L. 108–263, § 7(e)(2), substituted “$2,079,325,834” for “$1,871,393,250” and “July 31, 2004” for “June 30, 2004”.

Pub. L. 108–224, § 7(e)(2), substituted “$1,871,393,250” for “$1,819,410,104” and “June 30, 2004” for “April 30, 2004”.

Pub. L. 108–202, § 9(e)(2), substituted “$1,819,410,104” for “$1,022,503,342” and “April 30, 2004” for “February 29, 2004”.


Pub. L. 108–263, § 7(e)(3), substituted “$519,831,458” for “$467,848,313” and “July 31, 2004” for “June 30, 2004.”


Pub. L. 108–202, § 9(g)(2), substituted “$8,946,900” for “$8,052,210” and “July 31, 2004” for “June 30, 2004.”


Pub. L. 108–224, § 7(g)(3), substituted “$8,052,210” for “$6,262,830” and “June 30, 2004” for “April 30, 2004”.
Pub. L. 108–202, § 9(g)(3), substituted “$6,262,830” for “$4,095,000” and “April 30, 2004” for “February 29, 2004”.
Pub. L. 108–280, § 7(g)(4), struck out “(other than for the period of October 1, 2003, through July 31, 2004)” after “a fiscal year”.
Pub. L. 108–263, § 7(i)(2), substituted “$3,976,400” for “$3,578,760” and “July 31, 2004” for “June 30, 2004”.
Pub. L. 108–224, § 7(i)(2), substituted “$3,578,760” for “$2,783,480” and “June 30, 2004” for “April 30, 2004”.
Pub. L. 108–263, § 7(i)(3), substituted “$994,100” for “$894,690” and “July 31, 2004” for “June 30, 2004”.
Pub. L. 108–224, § 7(i)(3), substituted “$894,690” for “$695,870” and “June 30, 2004” for “April 30, 2004”.


Subsec. (c)(2). Pub. L. 108–88, § 8(f), which directed the amendment of section 5338 (c)(2) by inserting “and for the period of October 1, 2003, through February 29, 2004” after “2003” in heading, by adding cl. (vi) to subpars. (A) and (B), and by inserting “or any portion of a fiscal year” after “fiscal year” in introductory provisions of subpar. (C), without specifying that title 49 of the United States Code was to be amended, was executed by making the amendments to this section, to reflect the probable intent of Congress.


Subsec. (c)(2)(A). Pub. L. 105–178, § 3029(c)(1)–(5), as added by Pub. L. 105–206, substituted “$42,200,000” for “$43,200,000”, “$48,400,000” for “$46,400,000”, “$50,200,000” for “$51,200,000”, “$53,800,000” for “$52,800,000”, and “$58,600,000” for “$57,600,000” in cls. (i) to (v), respectively.

Subsec. (d)(2)(C)(iii). Pub. L. 105–178, § 3029(c)(6), as added by Pub. L. 105–206, inserted “, including not more than $1,000,000 shall be available to carry out section 5315 (a)(16)” before semicolon.

Subsec. (e)(1). Pub. L. 105–178, § 3029(c)(7)(A), (B), as added by Pub. L. 105–206, substituted “Subject to paragraph (2)(C), there are” for “There are” and “5505” for “5317(b)”.


Subsec. (h)(5)(A) to (E). Pub. L. 105–178, § 3029(c)(10), as added by Pub. L. 105–206, added subpars. (A) to (E) and struck out former subpars. (A) to (E) which read as follows:

“(A) for fiscal year 1999, $600,000,000;”
“(B) for fiscal year 2000, $610,000,000;”
“(C) for fiscal year 2001, $620,000,000;”
“(D) for fiscal year 2002, $630,000,000; and”
“(E) for fiscal year 2003, $630,000,000;”.


Subsec. (e). Pub. L. 102–240, § 3049(c)(4), as added by Pub. L. 105–130, inserted “and not more than $3,000,000 is available from the Fund (except the Account) for the Secretary for the period of October 1, 1997, through March 31, 1998,” after “1997,”.

Subsec. (h)(3). Pub. L. 102–240, § 3049(c)(5), as added by Pub. L. 105–130, inserted before period at end “and $3,000,000 is available for section 5317 for the period of October 1, 1997, through March 31, 1998”.


Subsec. (k). Pub. L. 102–240, § 3049(c)(7), as added by Pub. L. 105–130, substituted “(e), or (m) of this section” for “or (e) of this section”.


**Effective Date of 1998 Amendment**

Effective Date of 1996 Amendment

Amendment by Pub. L. 104–287 effective July 5, 1994, see section 8(1) of Pub. L. 104–287, set out as a note under section 5303 of this title.

Allocations for National Research and Technology Programs


“(a) In General.—Amounts appropriated pursuant to section 5338 (d) of title 49, United States Code, for national research and technology programs under sections 5312, 5314, and 5322 of such title shall be allocated by the Secretary of Transportation as follows:

“(1) Public transportation national security study.—

“(A) In general.—Not later than 6 months after the date of enactment of this Act [Aug. 10, 2005], the Secretary shall enter into an agreement with the National Academy of Sciences to conduct a study and evaluation of the value major public transportation systems in the United States serving the 38 urbanized areas that have a population of more than 1,000,000 individuals provide to the Nation’s security and the ability of such systems to accommodate the evacuation, egress or ingress of people to or from critical locations in times of emergency.

“(B) Alternative routes.—For each system described in subparagraph (A) the study shall identify—

“(i) potential alternative routes for evacuation using other transportation modes such as highway, air, marine, and pedestrian activities; and

“(ii) transit routes that, if disrupted, do not have sufficient transit alternatives available.

“(C) Report.—Not later than 24 months after the date of entry into the agreement, the Academy shall submit to the Secretary and the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Banking, Housing and Urban Affairs of the Senate a final report on the results of the study and evaluation, together with such recommendations as the Academy considers appropriate.

“(D) Funding.—For each of fiscal year 2006 and 2007 $250,000 shall be available to carry out this paragraph.

“(2) Center for transit-oriented development.—For each of fiscal years 2006 through 2009, not less than $1,000,000 shall be made available by the Secretary for establishment and operation of the Center for Transit-Oriented Development—

“(A) to develop standards and definitions for transit-oriented development adjacent to public transportation facilities; and

“(B) to develop system planning guidance, performance criteria, and modeling techniques for metropolitan planning agencies and public transportation agencies to maximize ridership through land use planning and adjacent development; and

“(C) to provide research support and technical assistance to public transportation agencies, metropolitan planning agencies, and other persons regarding transit-oriented development.

“(3) Transportation equity research program.—For each of fiscal years 2006 through 2009, not less than $1,000,000 shall be made available by the Secretary for research and demonstration activities that focus on the impacts that transportation planning, investment, and operations have on low-income and minority populations that are transit dependent. Such activities shall include the development of strategies to advance economic and community development in low-income and minority communities and the development of training programs that promote the employment of low-income and minority community residents on Federal-aid transportation projects constructed in their communities.

“(4) Cognitive impairment study.—For fiscal year 2006, $1,000,000 shall be made available by the Secretary for research and demonstration activities that focus on the capacity and resources of Oregon public transportation systems to address the needs, barriers, and desires for travel of people with cognitive impairments.

“(5) Transit career ladder training program.—For each of fiscal years 2006 through 2009, not less than $1,000,000 shall be available for a nationwide career ladder job training partnership program for public transportation employees to respond to technological changes in the public transportation industry, especially in the area of maintenance. Such program shall be carried out by the Secretary through a contract with a national nonprofit organization with a demonstrated capacity to develop and provide such programs.

“(6) Pilot program for remote infrared audible signs.—
“(A) In general.—For each of fiscal years 2006 through 2009, not less than $500,000 shall be made available by the Secretary to carry out a pilot program to determine the benefits of remote infrared audible signage technology for provision of wayfinding and information to people who are visually, cognitively, or learning disabled.

“(B) Report.—

“(i) In general.—Not later than September 30, 2009, the Secretary shall transmit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate a report on the pilot program carried out under this section.

“(ii) Contents.—The report—

“(I) shall include—

“(aa) an evaluation of the effect of the pilot program on multimodal accessibility in public transportation;

“(bb) an evaluation of the effect of the program on operators of public transportation and their passengers;

“(cc) an evaluation of the effect of making public transportation accessible to people with visual, cognitive, and learning disabilities on ridership of public transportation and use of paratransit; and

“(dd) an evaluation of the effect of the program on the education, community integration, work life, and general quality of life of the targeted populations.

“(7) Hydrogen fuel cell shuttle deployment demonstration project.—To demonstrate the utility of hydrogen fueled vehicles in daily shuttle service, $800,000 in each of fiscal years 2006 and 2007 shall be provided for hydrogen fueled employee shuttle vans, related equipment, operations, public education and outreach to the DaVinci [probably should be “Da Vinci”) Center in Allentown, Pennsylvania.

“(8) Wisconsin supplemental transportation rural assistance program (strap).—

“(A) In general.—For capital projects, operations, purchase or lease of vehicles, and integration, planning and coordination of public transportation services in the State of Wisconsin that will supplement and expand existing rural and special public transportation services in that State, $2,000,000 in each of fiscal years 2006, 2007, 2008, and 2009 shall be provided to the State of Wisconsin Department of Transportation.

“(B) Purpose.—Funds received under this program may be used to supplement public transportation programs for rural populations for activities authorized under sections 5310, 5311, and 5316 of title 49, United States Code. Funds made available under this program are subject to the requirements of section 5311 of title 49, United States Code, except that funds may be made available for up to 80 percent of net operating costs. In awarding grants made available under this program, the State shall consider—

“(i) rural population in the area to be served by the applicant;

“(ii) extent to which the applicant demonstrates coordination of existing transportation services or proposed public transportation services;

“(iii) need for additional services in the area being serviced by the applicant and the extent to which the proposed services will address those needs and provide accessibility for non-ambulatory recipients;

“(iv) extent to which the applicant demonstrates an innovative approach that is responsive to the identified service needs of the rural population; and

“(v) extent to which the applicant demonstrates that the communities being served have been consulted in the planning process.

“(9) Human services transportation coordination.—

“(A) In general.—For the management of a program to improve and enhance the coordination of Federal resources for human services transportation with those of the Department of Transportation, $1,600,000 in each of fiscal years 2006, 2007, 2008, and 2009 shall be provided to a national non-profit organization that is competitively selected by the Secretary. Such organization shall have demonstrated expertise in issues of transportation coordination and in providing technical assistance to local transportation organizations.

“(B) Eligible activities.—Under this program, the organization selected by the Secretary shall—

“(i) establish an advisory panel consisting of Federal, State, and local officials and organizations;

“(ii) prepare an inventory of human service transportation agencies operating in the United States;

“(iii) prepare an inventory of Federal transportation spending;

“(iv) develop a program of technical assistance and training for human services transportation organizations that shall include on-site technical assistance, a resource clearinghouse, and preparation of technical manuals;
“(v) prepare an annual report for the Secretary on activities under this program and make recommendations for improving coordination.

“(10) Portland, Oregon streetcar prototype purchase and deployment.—Not less than $1,000,000 shall be made available in each of fiscal years 2006, 2007, 2008, and 2009 by the Secretary to TriMet for the purchase and deployment of a domestically manufactured streetcar.

“(11) Public transportation participation pilot program.—

“(A) In general.—Of the funds allocated under this section for each of fiscal years 2006 through 2009, $1,000,000 for each fiscal year shall be made available by the Secretary to establish a pilot program to support planning and public participation activities related to public transportation projects.

“(B) Eligible activities.—Activities eligible to be carried out under the pilot program may include the following:

“(i) Improving data collection analysis and transportation access for all users of the public transportation systems.

“(ii) Supporting public participation through the project development phases.

“(iii) Using innovative techniques to improve the coordination of transportation alternatives.

“(iv) Enhancing the coordination of public transportation benefits and services.

“(v) Contracting with stakeholders to focus on the delivery of transportation plans and programs.

“(vi) Measuring and reporting on the annual performance of the transportation systems.

“(12) Transportation hybrid electric vehicle and fuel cell research.—$500,000 in each of fiscal years 2006 through 2009 for a transportation hybrid electric vehicle and fuel cell research program at the University of Alabama.

“(13) Trauma care system research and development.—$500,000 in each of fiscal years 2006 through 2009 for trauma care system research and development at the University of Alabama in Birmingham.

“(14) Transportation infrastructure and logistics research.—$500,000 in each of fiscal years 2006 through 2009 for transportation infrastructure and logistics research at the University of Alabama in Huntsville.

“(15) National bus rapid transit institute.—$1,750,000 in each of fiscal years 2006 through 2009 for the National Bus Rapid Transit Institute at the University of South Florida.

“(16) Application of information technology to transportation logistics and security.—$400,000 in each of fiscal years 2006 through 2009 for research on the application of information technology to transportation logistics and security at the Northern Kentucky University.

“(17) Intelligent transportation system pilot project.—$465,000 in each of fiscal years 2006 through 2009 for an intelligent transportation system pilot project with the National Consortium on Remote Sensing in Transportation Flows at the Ohio State University.

“(18) Regional public safety training center.—$500,000 in each of fiscal years 2006 through 2009 for a regional public safety training center at the Lehigh-Carbon Community College.

“(19) Transit security training facility.—$750,000 in each of fiscal years 2006 through 2009 for a transit security training facility in Chester County, Pennsylvania.

“(20) Small urban and rural transit center.—$800,000 in fiscal year 2006, $800,000 in fiscal year 2007, $1,200,000 in fiscal year 2008, and $1,200,000 in fiscal year 2009 for the Small Urban and Rural Transit Center at North Dakota State University.

“(21) Advanced technology bus rapid transit project.—$500,000 in fiscal year 2006, $540,000 in fiscal year 2007, $550,000 in fiscal year 2008, and $625,000 in fiscal year 2009 for the Southeastern Connecticut Advanced Technology Bus Rapid Transit Project.

“(22) Greater new haven transit district fuel cell-powered bus research.—$500,000 in fiscal year 2006, $540,000 in fiscal year 2007, $550,000 in fiscal year 2008, and $625,000 in fiscal year 2009 for the Greater New Haven Transit District Fuel Cell-Powered Bus Research.

“(23) Center for advanced transportation initiatives.—$500,000 in fiscal year 2006, $540,000 in fiscal year 2007, $540,000 in fiscal year 2008, and $625,000 in fiscal year 2009 for the Rutgers Center for Advanced Transportation Initiatives (CAIT).

“(24) Institute of technology’s transportation, economic, and land use system.—$500,000 in fiscal year 2006, $540,000 in fiscal year 2007, $540,000 in fiscal year 2008, and $625,000 in fiscal year 2009 for the New Jersey Institute of Technology’s Transportation, Economic, and Land Use System program (TELUS).
“(25) Regional transit training consortium pilot program.—$270,000 in fiscal year 2006, $380,000 in fiscal year 2007, $380,000 in fiscal year 2008, and $450,000 in fiscal year 2009 for the Southern California Regional Transit Training Consortium Pilot Program.

“(b) Remainder.—After making allocations under subsection (a), the remainder of funds made available by section 5338 (d) of title 49, United States Code, for national research and technology programs under sections 5312, 5314, and 5322 for a fiscal year or period shall be allocated at the discretion of the Secretary to other transit research, development, demonstration and deployment projects authorized by sections 5312, 5314, and 5322 of such title.

“(c) Additional Appropriations.—The Secretary shall allocate amounts appropriated pursuant to section 5338 (d) of title 49, United States Code, for national research and technology programs under sections 5312, 5314, and 5322 of such title—

“(1) for each of fiscal years 2010 and 2011, in amounts equal to the amounts allocated for fiscal year 2009 under each of paragraphs (2), (3), (5), (6), and (8) through (25) of subsection (a); and

“(2) for the period beginning on October 1, 2011, and ending on March 31, 2012, in amounts equal to 50 percent of 85 percent of the amounts allocated for fiscal year 2009 under each of paragraphs (2), (3), (5), (6), and (8) through (25) of subsection (a).

“(d) Funding.—If the Secretary determines that a project or activity described in subsection (a) received sufficient funds in fiscal year 2011, or a previous fiscal year, to carry out the purpose for which the project or activity was authorized, the Secretary may not allocate any amounts under subsection (c) for the project or activity for fiscal year 2012, or any subsequent fiscal year.”

Adjustments for Surface Transportation Extension Act of 1997

Pub. L. 105–178, title III, § 3041, June 9, 1998, 112 Stat. 394, provided that the Secretary of Transportation ensure that the total apportionments and allocations made to a designated grant recipient under this section for fiscal year 1998 be reduced by the amount apportioned to such designated recipient pursuant to section 8 of Pub. L. 105–130 (amending sections 5309, 5337, and 5338 of this title) and in making the apportionments, the Secretary adjust the amount apportioned to each urbanized area for fixed guideway modernization for fiscal year 1998 to reflect the method of apportioning funds in section 5337 (a) of this title.

Training and Curriculum Development


“(1) In general.—Any funds made available by section 5338 (e)(2)(C)(iii) of title 49, United States Code, shall be available in equal amounts for transportation research, training, and curriculum development at institutions identified in subparagraphs (E) and (F) of section 5505(j)(3) of such title.

“(2) Special rule.—If the institutions identified in paragraph (1) are selected pursuant to [section] 5505(i)(3)(B) of such title in fiscal year 2002, 2003, or 2004 or in the period October 1, 2004, through July 30, 2005, the funds made available to carry out this subsection shall be available to those institutions to carry out the activities required pursuant to section 5505(i)(3)(B) of such title for that fiscal year.”

Programs of Federal Transit Administration; Limitation on Obligations

Pub. L. 109–115, div. A, title I, § 140, Nov. 30, 2005, 119 Stat. 2420, which provided that the limitations on obligations for the programs of the Federal Transit Administration were not to apply to any authority under this section previously made available for obligation, or to any other authority previously made available for obligation, was from the Transportation, Treasury, Housing and Urban Development, the Judiciary, and Independent Agencies Appropriations Act, 2006 and was repeated in provisions of subsequent appropriations acts which are not set out in the Code.

Similar provisions were contained in the following prior appropriation acts:


