

AMENDMENT NO. _____ Calendar No. _____

Purpose: To improve local community access to transportation enhancement funding.

IN THE SENATE OF THE UNITED STATES—112th Cong., 1st Sess.

S. 1813

To reauthorize Federal-aid highway and highway safety construction programs, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by Mr. CARDIN (for himself and Mr. COCHRAN)

Viz:

1 On page 161, between lines 10 and 11, insert the following:
2

3 “(3) DISTRIBUTION OF FUNDS.—

4 “(A) SUBALLOCATION TO TIER I METROPOLITAN PLANNING ORGANIZATIONS.—

5
6 “(i) IN GENERAL.—If a State has 1
7 or more Tier I metropolitan planning organizations, of the funds reserved under
8 paragraph (1) (minus the deductions required under subparagraph (C)), the State
9 shall allocate to each Tier 1 metropolitan
10
11

1 planning organization an amount that is
2 equal to the proportion that—

3 “(I) the population living in the
4 metropolitan planning areas served by
5 the Tier I metropolitan planning orga-
6 nization; bears to

7 “(II) the total population of the
8 State.

9 “(ii) USE.—Amounts allocated under
10 clause (i) shall be used for projects to be
11 carried out within the boundaries of the
12 applicable metropolitan planning areas
13 served by the Tier I metropolitan planning
14 organization.

15 “(B) LOCAL ACCESS TO FUNDS.—

16 “(i) DEFINITION OF ELIGIBLE ENTI-
17 TY.—In this subparagraph, the term ‘eligi-
18 ble entity’ means—

19 “(I) a local government;

20 “(II) a regional transportation
21 authority;

22 “(III) a transit agency;

23 “(IV) a natural resource or pub-
24 lic land agency;

1 “(V) a school district, local edu-
2 cation agency, or school; and

3 “(VI) any other local or regional
4 governmental entity with responsi-
5 bility for or oversight of transpor-
6 tation or recreational trails (other
7 than a Tier 1 metropolitan planning
8 organization or a State agency) that
9 the State determines to be eligible,
10 consistent with the goals of this sub-
11 section.

12 “(ii) AWARDS.—

13 “(I) IN GENERAL.—Of the funds
14 reserved under paragraph (1) not sub-
15 ject to subparagraph (A), a State
16 shall provide annually to eligible enti-
17 ties, on a competitive basis, awards to
18 carry out this subsection.

19 “(II) APPLICATION.—To receive
20 a grant under this subparagraph, an
21 eligible entity shall submit to the
22 State an application at such time, in
23 such form, and in such manner as the
24 State determines to be necessary.

1 “(III) STATE RECAPTURE OF
2 FUNDING.—If all eligible applications
3 are not sufficient to use all funding
4 allocated under this subparagraph, the
5 State may use the remaining funds
6 for State projects and priorities eligi-
7 ble under this subsection.

8 “(iii) CONDITIONS.—As a condition of
9 receiving funds under the MAP-21, a
10 State—

11 “(I) shall establish reasonable
12 timelines for the review of applications
13 received under clause (ii) and notifica-
14 tion to applicants of the acceptance or
15 denial of the applications; and

16 “(II) shall not withhold a grant
17 from an eligible entity that has sub-
18 mitted an application under clause (ii)
19 if—

20 “(aa) funds remain available
21 to be obligated under this sub-
22 section; and

23 “(bb) the project for which
24 the application is submitted is an

1 eligible project under this sub-
2 section .

3 “(iv) PETITION.—An eligible entity
4 may submit to the Secretary a petition for
5 assistance if the eligible entity determines
6 that the State has an established pattern
7 of not making funds available to eligible
8 entities in accordance with this subpara-
9 graph.

10 “(C) ADMINISTRATIVE PRIORITIES.—Of
11 the funds reserved under paragraph (1) for
12 each year, a State may use not more than 10
13 percent for administration and State priorities
14 in accordance with this subsection.

15 On page 161, line 11, strike “(3)” and insert “(4)”.

16 On page 162, line 1, strike “(4)” and “insert (5)”.

17 On page 162, line 10, strike “(5)” and insert “(6)”.