

AMENDMENTS ADOPTED TO THE  
TRANSPORTATION/HUD APPROPRIATIONS BILL  
FOR FY 2013

Full Committee Markup  
House Appropriations Committee  
Tuesday, June 19, 2012

(#1)

## Managers' Amendment to the Fiscal Year 2013 Transportation, Housing and Urban Development, and Related Agencies Act

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In the bill:

Page 4 – strike lines 3 through 25 and amend the report accordingly.

Page 5 – strike lines 1 and 2.

Page 37, line 7 – strike “derived from” and insert “applied toward”, insert “of contract authority” after “balances”.

Page 37, line 8 – strike “appropriation”.

Page 37, lines 8 and 9, strike “payment of obligations incurred in”.

Page 51, line 19 – insert before the period:

*“Provided further, That the Secretary, in order to ensure safety throughout the rail system, may waive the requirements of section 601(e)(1) of title VI of Public Law 110-432 (112 Stat. 4968) for fiscal year 2013.”*

Page 53, line 22 – strike section 168 and insert:

“SEC. 168. The Secretary shall conduct a formal adjudication in accordance with section 554 of title 5, United States Code, requiring any transit agency that during fiscal year 2008 was both initially granted a 60-day period to come into compliance with part 604, and then granted an exception from such part in this fiscal year to present evidence why it cannot come into compliance with such part: *Provided*, That any determination arising from the adjudication shall be sent to the House and Senate Committees on Appropriations for consideration: *Provided further*, That this section shall be obviated if there is an arrangement between such transit agency and charter bus providers that the Secretary considers appropriate in accordance with section 5323(d) of title 49, United States Code.”

Page 58, line 4 – strike “\$11,100,000” and insert “\$11,500,000”.

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Page 63, line 13 – insert:

RESEARCH AND INNOVATIVE TECHNOLOGY ADMINISTRATION

RESEARCH AND DEVELOPMENT

For necessary expenses of the Research and Innovative Technology Administration, \$13,500,000: *Provided*, That there may be credited to this appropriation, to be available until expended, funds received from States, counties, municipalities, other public authorities, and private sources for expenses incurred for training.

Page 64, line 19 – after “information;” insert “(4) The Inspector General shall be permitted to observe closed executive sessions of the MWAA Board of Directors;”, and strike the next “(4)” and insert “(5)”.

Page 64, line 23 – strike “(5)” and insert “(6)”.

Page 74, line 9 – strike “mission area;”.

Page 77, lines 6 through 10 – strike “Provided further, That the Secretary shall use any offset referred to in the previous two provisos to first avoid or reduce the proration of renewal funding allocations and then on the basis of need, as established by the Secretary:”

Page 82, lines 8 through 15 – strike “: Provided, That administrative and other expenses of public housing agencies in administering the special purpose vouchers in this paragraph shall be funded under the same terms and be subject to the same pro rata reduction as the percent decrease for administrative and other expenses to public housing agencies under paragraph (3) of this heading”.

Page 87, line 2 – strike “shall” and insert “may, contingent on authorization;”.

Page 99, line 24 – after “For” insert “capital advances, including”.

Page 151, line 1 – insert the following new section and amend the report accordingly:

“SEC. 418. The amount by which the applicable allocation of new budget authority made by the Committee on Appropriations of the House of Representatives under section 302(b) of the Congressional Budget Act of 1974 exceeds the amount of proposed new budget authority is \$0.”

In the report:

Page 29, in the second to last full paragraph, last sentence, strike “public release of a”.

Page 55, in the third line from the bottom of the page, strike “fiscal year 2013” and insert “2012”.

Page 67, before the header “Office of Inspector General”, insert the following:

RESEARCH AND INNOVATIVE TECHNOLOGY ADMINISTRATION  
RESEARCH AND DEVELOPMENT

Appropriation, fiscal year 2012 .....	\$15,981,000
Budget request, fiscal year 2013 .....	13,670,000
Recommended in the bill .....	13,500,000
Bill compared with:	
Appropriation, fiscal year 2012 .....	-2,487,000
Budget request, fiscal year 2013 .....	-170,000

The Research and Innovative Technology Administration (RITA) was established as an administration within the Department of Transportation (DOT) effective November 30, 2004, pursuant to the Norman Y. Mineta Research and Special Programs Improvement Act, Public Law 108-426. The mission of RITA is to provide strategic clarity to DOT’s multi-modal and intermodal research efforts, while coordinating the multifaceted research agenda of the Department. RITA coordinates, facilitates, and reviews the following research and development programs and activities: advancement and research and development of innovative technologies, including intelligent transportation systems; education and training in transportation and transportation-related fields, including the University Transportation Centers and the Transportation Safety Institute; and activities of the Volpe National Transportation Center. Further, RITA includes the Bureau of Transportation Statistics, which is funded from the Federal Highway Administration’s federal-aid highway account.

COMMITTEE RECOMMENDATION

The Committee recommendation provides \$13,500,000 for fiscal year 2013, which is \$2,487,000 below the fiscal year 2012 appropriation provided for RITA and \$170,000 below the fiscal year 2013 budget request.

While the Committee endorses the Administration's proposal to bring RITA's functions under the Office of the Secretary, the authorizing committees of jurisdiction have not had a chance to examine the issue, or consider legislation authorizing the change. The Committee encourages the Secretary to find additional salaries and expenses savings in anticipation of the proposed realignment and directs the \$170,000 reduction to come from this activity.

Page 87, after the last paragraph, insert:

"The Committee strongly urges the Department to include in such best practices a focus on how integrating housing and transportation options can meet the special safety needs of elderly individuals and individuals with disabilities."

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**AMENDMENT TO TRANSPORTATION & HUD  
APPROPRIATIONS BILL  
OFFERED BY MR. PRICE OF NORTH CAROLINA**

At the appropriate place in the bill, insert the following:

1        SEC. \_\_\_\_\_. The unobligated balance of funds pro-  
2 vided under sections 1101(a)(18) and 1307 of Public Law  
3 109-59 shall be used for the elimination of hazards at rail-  
4 way-highway crossings described in section 104(d)(2) of  
5 title 23, United States Code, to remain available until ex-  
6 pended.

#6

DENT-THVD

Amendment to  
the report

#1

AGREE TO  
VV

**AMENDMENT TO THE COMMITTEE REPORT OF  
THE TRANSPORTATION & HUD APPROPRIA-  
TIONS BILL**

**OFFERED BY MR. DENT OF PENNSYLVANIA**

At the appropriate place in the Committee Report,  
insert the following:

1 The Committee is concerned with the length of time the  
2 FAA is taking to process manufacturers' petitions to be  
3 included on the list of approved Portable Oxygen Con-  
4 centrators (POCs) under the Special Federal Aviation  
5 Regulation 106 (SFAR 106). SFAR 106 permits pas-  
6 sengers to carry on and use certain POCs on board air-  
7 craft if the devices are determined to be acceptable by es-  
8 tablished safety standards and aircraft operators ensure  
9 certain safety conditions are met. Delays in the current  
10 process threaten to dissuade the investment of manufac-  
11 turing companies in the United States in the development  
12 of innovative new technologies. The Committee urges the  
13 FAA to follow through on its 2005 commitment to pro-  
14 mulgate a performance-based standard for all POCs so  
15 specific manufacturers do not have to pursue formal rule-  
16 making for each device model. In the interim, the Com-  
17 mittee urges the FAA to establish a procedure by which

- 1 SFAR 106 petitions are reviewed and processed not later
- 2 than 6 months after the initial submission.

