

SA 185. Mr. SCHUMER (for himself, Mr. SPECTER, Mr. LAUTENBERG, Mr. MENENDEZ, and Mrs. GILLIBRAND) submitted an amendment intended to be proposed to amendment SA 98 proposed by Mr. INOUE (for himself and Mr. BAUCUS) to the bill H.R. 1, making supplemental appropriations for job preservation and creation, infrastructure investment, energy efficiency and science, assistance to the unemployed, and State and local fiscal stabilization, for fiscal year ending September 30, 2009, and for other purposes; which was ordered to lie on the table; as follows:

1. On page 239, line 24, strike ``\$8,400,000,000" and insert ``\$10,400,000,000".

On page 240, line 15, after ``promptly:" insert ``

Provided further, That the Secretary of Transportation shall make such funds available to pay for operating expenses to the extent that a transit authority demonstrates to his or her satisfaction that such funds are necessary to continue current services or expand such services to meet increased ridership:".

On page 242, after line 10, insert the following:

CAPITAL INVESTMENT GRANTS

For an additional amount for ``Capital Investment Grants", as authorized under section 5338(c)(4) of title 49, United States Code, and allocated under section 5309(m)(2)(A) of such title, to enable the Secretary of Transportation to make discretionary grants as authorized by section 5309 (d) and (e) of such title, \$2,500,000,000: *Provided*, That such amount shall be allocated without regard to the limitation under section 5309(m)(2)(A)(i): *Provided further*, That in selecting projects to be funded, priority shall be given to projects that are able to obligate 50 percent of the appropriated funds within 180 days of enactment of this Act: *Provided further*, That the provisions of section 1101(b) of Public Law 109-59 shall apply to funds made available under this heading: *Provided further*, That applicable chapter 53 requirements shall apply, except that notwithstanding any other provision of law, up to 1 percent of the funds under this heading shall remain available for administrative expenses and program management oversight and shall remain available for obligation until September 30, 2012: *Provided further*, That the preceding proviso shall apply in lieu of the provisions in section 1106 of this Act.

FIXED GUIDEWAY INFRASTRUCTURE INVESTMENT

For an additional amount for capital expenditures authorized under section 5309(b)(2) of title 49, United States Code, \$2,000,000,000 to remain available through September 30, 2010: *Provided*, That the Secretary of Transportation shall apportion the funding provided under this heading using the formula set forth in subsection 5337 of such Act: *Provided further*, That the Federal share of the costs for which a grant is made under this heading shall be at the option of the recipient, and may be up to 100 percent: *Provided further*, That the funds appropriated under this heading shall not be commingled with funds available under the Formula and Bus Grants account.