

AMENDMENT TO RULES COMM. PRINT 114-32
OFFERED BY MR. PERRY OF PENNSYLVANIA

At the end of title III of division A, add the following:

1 **SEC. 3024. PROVISION OF PERFORMANCE BASED PUBLIC**
2 **TRANSPORTATION.**

3 (a) PAYMENTS.—Section 5315 of chapter 53 of title
4 49, United States Code, is amended by adding at the end
5 the following:

6 “(d) PAYMENTS.—

7 “(1) CALCULATION OF CAPITAL PAYMENTS.—

8 Data included in the National Transit Database as
9 a result of reporting by a private provider of transit
10 service who meets the definition in section
11 5323(I)(2)(C) or a private commuter bus operator
12 shall be used by the Administrator to calculate cap-
13 ital payments under sections 5307 and 5311. Any
14 funds received by a designated recipient as a result
15 of the calculation shall be transferred to the provider
16 described in section 5335(d) to the extent that the
17 provider may use the funds for capital expenditures
18 to expand services to meet the requirements of para-

1 graph (2), minus an administrative fee not to exceed
2 10 percent.

3 “(2) EXCEPTION.—The requirements to trans-
4 fer funds described in paragraph (1) shall not apply
5 to funds derived from service that—

6 “(A)) consists of trips of 12 or less miles
7 one way;

8 “(B) service that—

9 “(I) overlaps or directly competes with
10 service provided by the designated recipi-
11 ent; and

12 “(ii) has a direct effect on such serv-
13 ice resulting in a reduction of more than 3
14 percent of ridership along a corridor di-
15 rectly attributed to the new service; or

16 “(C) is provided by a service provider that
17 has less than 7 vehicles serving the recipient’s
18 designated area.

19 “(3) LOCAL CONSENT.—The metropolitan plan-
20 ning organization in which the service is being pro-
21 vided has 30 days from the date on which the data
22 is submitted to the designated recipient to signify
23 through a letter to the Secretary its opinion that the
24 service being provided does not meet the guidelines
25 of paragraph (2) or that it does not want the FTA

1 to count the service miles towards the region's allo-
2 cation.”.

3 (b) PROVISION OF PERFORMANCE BASED PUBLIC
4 TRANSPORTATION.—Section 5335 of chapter 53 of title
5 49, United States Code, is amended by adding at the end
6 the following:

7 “(d) DIRECT REPORTING.—A provider of transit
8 service as defined in section 5323(I)(2)(C) and a private
9 commuter bus service provider may directly submit data
10 regarding service it provides to the National Transit Data-
11 base, if the service meets the requirements of section
12 5315(d). The provider shall report the same information
13 to the appropriate designated recipient.”.

