

tion of new facilities, equipment, techniques, and methods)", "In carrying out the provisions of this section", "or data as he deems", "public or private", and "contained . . . section 1701d-3 of title 12 or . . . other provision of" are omitted as surplus.

In subsection (b)(1), before clause (A), the words "public and private", "assist in establishing or carrying on comprehensive research in the problems of transportation in urban areas. Such grants shall be used to", and "and qualified" are omitted as surplus. In clause (A), the words "or both" are omitted as surplus.

In subsection (b)(3), the word "appropriate" is added for clarity.

In subsection (c)(1), the words "and agencies thereof" are omitted as surplus.

In subsection (c)(3), before clause (A), the words "public or private training" and "the sum of" are omitted as surplus. In clause (B), the words "in connection with the fellowship" are omitted as surplus.

#### AMENDMENTS

2012—Pub. L. 112-141 amended section generally. Prior to amendment, section related to research, development, demonstration, and deployment projects and consisted of subsecs. (a) to (c).

2008—Subsec. (c). Pub. L. 110-244 substituted "Public Transportation" for "Mass Transportation" in heading.

2005—Pub. L. 109-59, § 3014(e)(1), substituted "deployment" for "training" in section catchline.

Subsec. (a). Pub. L. 109-59, § 3014(a), amended heading and text of subsec. (a) generally. Prior to amendment, text read as follows: "The Secretary of Transportation (or the Secretary of Housing and Urban Development when required by section 5334(i) of this title) may undertake, or make grants or contracts (including agreements with departments, agencies, and instrumentalities of the United States Government) for, research, development, and demonstration projects related to urban mass transportation that the Secretary decides will help reduce urban transportation needs, improve mass transportation service, or help mass transportation service meet the total urban transportation needs at a minimum cost. The Secretary may request and receive appropriate information from any source. This subsection does not limit the authority of the Secretary under another law."

Subsec. (b). Pub. L. 109-59, § 3014(b), redesignated subsec. (d) as (b) and struck out former subsec. (b) which related to grants to nonprofit institutions of higher learning for research, investigations, and training.

Subsec. (c). Pub. L. 109-59, § 3014(b), redesignated subsec. (e) as (c) and struck out former subsec. (c) which related to grants to States, local governmental authorities, and operators of mass transportation systems for training fellowships and grants to State and local governmental authorities for projects that would use innovative techniques and methods in managing and providing mass transportation.

Subsec. (c)(2). Pub. L. 109-59, § 3014(c), substituted "public or private" for "public and private".

Subsec. (c)(3). Pub. L. 109-59, § 3014(d), struck out "shall be accounted for separately within the Mass Transit Account of the Highway Trust Fund and" after "Such revenues".

Subsec. (d). Pub. L. 109-59, § 3014(b), redesignated subsec. (d) as (b).

Subsec. (d)(1)(A), (2). Pub. L. 109-59, § 3002(b)(4), substituted "public transportation" for "mass transportation" wherever appearing.

Subsec. (e). Pub. L. 109-59, § 3014(b), redesignated subsec. (e) as (c).

Subsec. (e)(1). Pub. L. 109-59, § 3002(b)(4), substituted "public transportation" for "mass transportation" wherever appearing.

1998—Subsecs. (d), (e). Pub. L. 105-178 added subsecs. (d) and (e).

#### EFFECTIVE DATE OF 2012 AMENDMENT

Amendment by Pub. L. 112-141 effective Oct. 1, 2012, see section 3(a) of Pub. L. 112-141, set out as an Effect-

tive and Termination Dates of 2012 Amendment note under section 101 of Title 23, Highways.

#### § 5313. Transit cooperative research program

(a) COOPERATIVE RESEARCH PROGRAM.—The amounts made available under section 5338(c) are available for a public transportation cooperative research program. The Secretary shall establish an independent governing board for the program. The board shall recommend public transportation research, development, and technology transfer activities the Secretary considers appropriate.

(b) FEDERAL ASSISTANCE.—The Secretary may make grants to, and cooperative agreements with, the National Academy of Sciences to carry out activities under this subsection that the Secretary decides are appropriate.

(c) GOVERNMENT'S SHARE.—If there would be a clear and direct financial benefit to an entity under a grant or contract financed under this section, the Secretary shall establish a Government share consistent with that benefit.

(Pub. L. 103-272, § 1(d), July 5, 1994, 108 Stat. 812; Pub. L. 105-178, title III, § 3029(b)(4), (5), June 9, 1998, 112 Stat. 372; Pub. L. 109-59, title III, §§ 3002(b)(4), 3015(a), (b)(1), Aug. 10, 2005, 119 Stat. 1545, 1597; Pub. L. 112-141, div. B, § 20030(b), July 6, 2012, 126 Stat. 730.)

#### HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
5313(a) .....	49 App.:1622(a)(1).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, § 26(a); added Dec. 18, 1991, Pub. L. 102-240, § 3030, 105 Stat. 2117; Oct. 6, 1992, Pub. L. 102-388, § 502(r), 106 Stat. 1567.
5313(b) .....	49 App.:1622(a)(2).	July 9, 1964, Pub. L. 88-365, 78 Stat. 302, § 26(b)(8) (related to subsection (a)(1)); added Dec. 18, 1991, Pub. L. 102-240, § 3030, 103 Stat. 2119.
5313(c) .....	49 App.:1622(b)(8) (related to subsection (a)(1)).	

In subsection (b)(1), the word "total" is omitted as surplus.

In subsection (b)(2), the word "subsection" in the source provision is translated as if it were "paragraph" to reflect the apparent intent of Congress.

In subsection (b)(3)(A), the words "for obligation", "a period of", and "the close of" are omitted as surplus.

#### AMENDMENTS

2012—Subsec. (a). Pub. L. 112-141, § 20030(b)(2), struck out "of Transportation" after "The Secretary".

Pub. L. 112-141, § 20030(b)(1), which directed striking out "subsections (a)(5)(C)(iii) and (d)(1) of section 5338" and inserting section "5338(c)", was executed by making the strike out and inserting "section 5338(c)" to reflect the probable intent of Congress.

2005—Pub. L. 109-59, § 3015(b)(1), substituted "Transit cooperative research program" for "State planning and research programs" in section catchline.

Subsec. (a). Pub. L. 109-59, § 3015(a)(2), redesignated par. (2) as subsec. (b) and directed amendment of subsec. (a) by substituting "The amounts made available under subsections (a)(5)(C)(iii) and (d)(1) of section 5338" for "(1) The amounts made available under paragraphs (1) and (2)(C)(ii) of section 5338(c) of this title", which was executed by making the substitution for "(1) The amounts made available under paragraphs (1) and (2)(C)(ii) of section 5338(d) of this title", to reflect the probable intent of Congress.

Subsec. (a)(1). Pub. L. 109-59, § 3002(b)(4), substituted "public transportation" for "mass transportation" in two places.

Subsec. (b). Pub. L. 109–59, §3015(a)(1), (2)(B), redesignated subsec. (a)(2) as (b), inserted heading, and struck out former subsec. (b) which related to apportionment of amounts made available under paragraphs (1) and (2)(C)(ii) of section 5338(c) of this title to States for grants and contracts consistent with the purposes of sections 5303–5306, 5312, 5315, 5317, and 5322 of this title.

Subsec. (c). Pub. L. 109–59, §3015(a)(3), reenacted heading without change and amended text of subsec. (c) generally. Prior to amendment, text read as follows: “When there would be a clear and direct financial benefit to an entity under a grant or contract financed under subsection (a) of this section, the Secretary shall establish a United States Government share consistent with the benefit.”

1998—Subsec. (a)(1). Pub. L. 105–178, §3029(b)(4), substituted “The amounts made available under paragraphs (1) and (2)(C)(ii) of section 5338(d)” for “Fifty percent of the amounts made available under section 5338(g)(3)”.

Subsec. (b)(1). Pub. L. 105–178, §3029(b)(5), substituted “The amounts made available under paragraphs (1) and (2)(C)(ii) of section 5338(c)” for “Fifty percent of the amounts made available under section 5338(g)(3)”.

#### EFFECTIVE DATE OF 2012 AMENDMENT

Amendment by Pub. L. 112–141 effective Oct. 1, 2012, see section 3(a) of Pub. L. 112–141, set out as an Effective and Termination Dates of 2012 Amendment note under section 101 of Title 23, Highways.

### § 5314. Technical assistance and standards development

#### (a) TECHNICAL ASSISTANCE AND STANDARDS DEVELOPMENT.—

(1) IN GENERAL.—The Secretary may make grants and enter into contracts, cooperative agreements, and other agreements (including agreements with departments, agencies, and instrumentalities of the Government) to carry out activities that the Secretary determines will assist recipients of assistance under this chapter to—

- (A) more effectively and efficiently provide public transportation service;
- (B) administer funds received under this chapter in compliance with Federal law; and
- (C) improve public transportation.

(2) ELIGIBLE ACTIVITIES.—The activities carried out under paragraph (1) may include—

- (A) technical assistance; and
- (B) the development of voluntary and consensus-based standards and best practices by the public transportation industry, including standards and best practices for safety, fare collection, Intelligent Transportation Systems, accessibility, procurement, security, asset management to maintain a state of good repair, operations, maintenance, vehicle propulsion, communications, and vehicle electronics.

(b) TECHNICAL ASSISTANCE.—The Secretary, through a competitive bid process, may enter into contracts, cooperative agreements, and other agreements with national nonprofit organizations that have the appropriate demonstrated capacity to provide public transportation-related technical assistance under this section. The Secretary may enter into such contracts, cooperative agreements, and other agreements to assist providers of public transportation to—

- (1) comply with the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.)

through technical assistance, demonstration programs, research, public education, and other activities related to complying with such Act;

(2) comply with human services transportation coordination requirements and to enhance the coordination of Federal resources for human services transportation with those of the Department of Transportation through technical assistance, training, and support services related to complying with such requirements;

(3) meet the transportation needs of elderly individuals;

(4) increase transit ridership in coordination with metropolitan planning organizations and other entities through development around public transportation stations through technical assistance and the development of tools, guidance, and analysis related to market-based development around transit stations;

(5) address transportation equity with regard to the effect that transportation planning, investment and operations have for low-income and minority individuals; and

(6) any other technical assistance activity that the Secretary determines is necessary to advance the interests of public transportation.

(c) ANNUAL REPORT ON TECHNICAL ASSISTANCE.—Not later than the first Monday in February of each year, the Secretary shall submit to the Committee on Banking, Housing, and Urban Affairs and the Committee on Appropriations of the Senate and the Committee on Transportation and Infrastructure, the Committee on Science, Space, and Technology, and the Committee on Appropriations of the House of Representatives a report that includes—

- (1) a description of each project that received assistance under this section during the preceding fiscal year;
- (2) an evaluation of the activities carried out by each organization that received assistance under this section during the preceding fiscal year; and
- (3) a proposal for allocations of amounts for assistance under this section for the subsequent fiscal year.

#### (d) GOVERNMENT SHARE OF COSTS.—

(1) IN GENERAL.—The Government share of the cost of an activity carried out using a grant under this section may not exceed 80 percent.

(2) NON-GOVERNMENT SHARE.—The non-Government share of the cost of an activity carried out using a grant under this section may be derived from in-kind contributions.

(Pub. L. 103–272, §1(d), July 5, 1994, 108 Stat. 812; Pub. L. 105–178, title III, §§3016, 3029(b)(6), June 9, 1998, 112 Stat. 361, 372; Pub. L. 109–59, title III, §§3002(b)(4), 3016(a), (b), Aug. 10, 2005, 119 Stat. 1545, 1598, 1599; Pub. L. 110–244, title II, §201(g), June 6, 2008, 122 Stat. 1610; Pub. L. 112–141, div. B, §20012, July 6, 2012, 126 Stat. 690.)