

integration of proven technologies for commercial application in high-speed rail service in the United States.

(b) **ELIGIBLE RECIPIENTS.**—In carrying out activities authorized by subsection (a), the Secretary may provide financial assistance to any United States private business, educational institution located in the United States, State or local government or public authority, or agency of the Federal Government.

(c) **CONSULTATION WITH OTHER AGENCIES.**—In carrying out activities authorized by subsection (a), the Secretary shall consult with such other governmental agencies as may be necessary concerning the availability of appropriate technologies for commercial application in high-speed rail service in the United States.

(Added Pub. L. 103-440, title I, § 103(a)(2), Nov. 2, 1994, 108 Stat. 4617.)

#### PRIOR PROVISIONS

A prior section 26102 was renumbered section 28102 of this title.

### § 26103. Safety regulations

The Secretary shall promulgate such safety regulations as may be necessary for high-speed rail services.

(Added Pub. L. 103-440, title I, § 103(a)(2), Nov. 2, 1994, 108 Stat. 4618.)

### § 26104. Authorization of appropriations

(a) **FISCAL YEARS 2006 THROUGH 2013.**—There are authorized to be appropriated to the Secretary—

- (1) \$30,000,000 for carrying out section 26101; and
- (2) \$30,000,000 for carrying out section 26102,

for each of the fiscal years 2006 through 2013.

(b) **FUNDS TO REMAIN AVAILABLE.**—Funds made available under this section shall remain available until expended.

(Added Pub. L. 103-440, title I, § 103(a)(2), Nov. 2, 1994, 108 Stat. 4618; amended Pub. L. 105-178, title VII, § 7201(a), June 9, 1998, 112 Stat. 469; Pub. L. 109-59, title IX, § 9001(b), Aug. 10, 2005, 119 Stat. 1919; Pub. L. 110-432, div. B, title V, § 501(b), Oct. 16, 2008, 122 Stat. 4960.)

#### AMENDMENTS

2008—Subsec. (a)(1). Pub. L. 110-432 substituted “\$30,000,000” for “\$70,000,000”.

2005—Pub. L. 109-59 amended heading and text of section generally. Prior to amendment, text consisted of subsecs. (a) to (h) relating to authorization of appropriations for fiscal years 1995 through 2001 and availability of funds.

1998—Subsecs. (d) to (h). Pub. L. 105-178 added subsecs. (d) to (g) and redesignated former subsec. (d) as (h).

### § 26105. Definitions

For purposes of this chapter—

(1) the term “financial assistance” includes grants, contracts,<sup>1</sup> cooperative agreements, and other transactions;

(2) the term “high-speed rail” means all forms of nonhighway ground transportation

that run on rails or electromagnetic guideways providing transportation service which is—

- (A) reasonably expected to reach sustained speeds of more than 125 miles per hour; and
- (B) made available to members of the general public as passengers,

but does not include rapid transit operations within an urban area that are not connected to the general rail system of transportation;

(3) the term “publicly financed costs” means the costs funded after April 29, 1993, by Federal, State, and local governments;

(4) the term “Secretary” means the Secretary of Transportation;

(5) the term “State” means any of the several States, the District of Columbia, Puerto Rico, the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, and any other territory or possession of the United States; and

(6) the term “United States private business” means a business entity organized under the laws of the United States, or of a State, and conducting substantial business operations in the United States.

(Added Pub. L. 103-440, title I, § 103(a)(2), Nov. 2, 1994, 108 Stat. 4618; amended Pub. L. 105-178, title VII, § 7201(b), June 9, 1998, 112 Stat. 470; Pub. L. 109-59, title IX, § 9001(c), Aug. 10, 2005, 119 Stat. 1919.)

#### AMENDMENTS

2005—Par. (1). Pub. L. 109-59 substituted “cooperative agreements, and other transactions” for “and cooperative agreements”.

1998—Par. (2). Pub. L. 105-178 amended par. (2) generally. Prior to amendment, par. (2) read as follows: “the term ‘high-speed rail’ has the meaning given such term under section 511(n) of the Railroad Revitalization and Regulatory Reform Act of 1976;”.

### § 26106. High-speed rail corridor development

(a) **IN GENERAL.**—The Secretary of Transportation shall establish and implement a high-speed rail corridor development program.

(b) **DEFINITIONS.**—In this section, the following definitions apply:

(1) **APPLICANT.**—The term “applicant” means a State, a group of States, an Interstate Compact, a public agency established by one or more States and having responsibility for providing high-speed rail service, or Amtrak.

(2) **CORRIDOR.**—The term “corridor” means a corridor designated by the Secretary pursuant to section 104(d)(2)<sup>1</sup> of title 23.

(3) **CAPITAL PROJECT.**—The term “capital project” means a project or program in a State rail plan developed under chapter 227 of this title for acquiring, constructing, improving, or inspecting equipment, track, and track structures, or a facility of use in or for the primary benefit of high-speed rail service, expenses incidental to the acquisition or construction (including designing, engineering, location surveying, mapping, environmental studies, and acquiring rights-of-way), payments for the capital portions of rail trackage rights agreements, highway-rail grade cross-

<sup>1</sup> So in original.

<sup>1</sup> See References in Text note below.