

- (E) The Assistant Secretary for Transportation Policy.
- (F) The Administrator of the Federal Highway Administration.
- (G) The Administrator of the Federal Transit Administration.
- (H) The Administrator of the Federal Railroad Administration.

(2) **ADDITIONAL MEMBERS.**—The Secretary may designate up to 3 additional officials of the Department to serve as at-large members of the Council.

(3) **CHAIRPERSON AND VICE CHAIRPERSON.**—

(A) **CHAIRPERSON.**—The Deputy Secretary of Transportation shall serve as the chairperson of the Council.

(B) **VICE CHAIRPERSON.**—The Chief Financial Officer and Assistant Secretary for Budget and Programs shall serve as the vice chairperson of the Council.

(4) **EXECUTIVE DIRECTOR.**—The Executive Director of the National Surface Transportation and Innovative Finance Bureau shall serve as a nonvoting member of the Council.

(c) **DUTIES.**—The Council shall—

(1) review applications for assistance submitted under the programs referred to in subparagraphs (A), (B), and (C) of section 116(d)(1);

(2) review applications for assistance submitted under the program referred to in section 116(d)(1)(D), as determined appropriate by the Secretary;

(3) make recommendations to the Secretary regarding the selection of projects to receive assistance under such programs;

(4) review, on a regular basis, projects that received assistance under such programs; and

(5) carry out such additional duties as the Secretary may prescribe.

(Added Pub. L. 114-94, div. A, title IX, §9002(a), Dec. 4, 2015, 129 Stat. 1618.)

**EFFECTIVE DATE**

Section effective Oct. 1, 2015, see section 1003 of Pub. L. 114-94, set out as an Effective Date of 2015 Amendment note under section 5313 of Title 5, Government Organization and Employees.

**CHAPTER 3—GENERAL DUTIES AND POWERS**

**SUBCHAPTER I—DUTIES OF THE SECRETARY OF TRANSPORTATION**

- Sec. Leadership, consultation, and cooperation.
- 301. Policy standards for transportation.
- 302. Policy on lands, wildlife and waterfowl refuges, and historic sites.
- 303. Development of water transportation.
- 303a. Application of categorical exclusions for multimodal projects.
- 304. Accelerated decisionmaking in environmental reviews.
- 304a. Transportation investment standards and criteria.
- 305. Prohibited discrimination.
- 306. Improving State and Federal agency engagement in environmental reviews.
- 307. Reports.
- 308. High-speed ground transportation.
- 309. Aligning Federal environmental reviews.
- 310. Congressional notification requirements.
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- Sec. Alternative timing system.
- 312. SUBCHAPTER II—ADMINISTRATIVE
- 321. Definitions.
- 322. General powers.
- 323. Personnel.
- 324. Members of the armed forces.
- 325. Advisory committees.
- 326. Gifts.
- 327. Administrative working capital fund.
- 328. Transportation Systems Center working capital fund.
- 329. Transportation information.
- 330. Research activities.
- 331. Service, supplies, and facilities at remote places.
- 332. Minority Resource Center.
- 333. Responsibility for rail transportation unification and coordination projects.
- [334, 335. Repealed.]
- 336. Civil penalty procedures.
- 337. Budget request for the Director of Intelligence and Security.

**SUBCHAPTER III—MISCELLANEOUS**

- 351. Judicial review of actions in carrying out certain transferred duties and powers.
- 352. Authority to carry out certain transferred duties and powers.
- 353. Toxicological testing of officers and employees.
- 354. Investigative authority of Inspector General.

**AMENDMENTS**

2018—Pub. L. 115-282, title V, §514(c), Dec. 4, 2018, 132 Stat. 4278, which directed amendment of the analysis for this chapter by adding item 312 at the end, was executed by adding item 312 at the end of the item for subchapter I, to reflect the probable intent of Congress.

2016—Pub. L. 114-322, title IV, §5001(b), Dec. 16, 2016, 130 Stat. 1885, added item 311.

2015—Pub. L. 114-94, div. A, title I, §§1311(b), 1312(b), 1313(b), title VI, §6011(c), Dec. 4, 2015, 129 Stat. 1399, 1400, 1402, 1569, added items 304a, 307, and 310 and substituted “Research activities” for “Research contracts” in item 330.

Pub. L. 114-94, div. A, title I, §1446(d)(4), Dec. 4, 2015, 129 Stat. 1438, amended section 1314(b) of Pub. L. 112-141, effective July 6, 2012, as if included in Pub. L. 112-141 as enacted. See 2012 Amendment note below.

2012—Pub. L. 112-141, div. A, title I, §1314(b), div. C, title II, §32932(a)(2), July 6, 2012, 126 Stat. 549, 829, as amended by Pub. L. 114-94, div. A, title I, §1446(d)(4), Dec. 4, 2015, 129 Stat. 1438, substituted “Application of categorical exclusions for multimodal projects” for “Joint activities with the Secretary of Housing and Urban Development” in item 304 and struck out item 307 “Safety information and intervention in Interstate Commerce Commission proceedings”.

2003—Pub. L. 108-168, §8(b)(2), Dec. 6, 2003, 117 Stat. 2035, added item 354.

1994—Pub. L. 103-272, §4(j)(6)(B), (9)(B), (10)(B), July 5, 1994, 108 Stat. 1366-1368, added item 303a, struck out items 334 “Limit on aviation charges” and 335 “Authorization of appropriations”, and added item 337, subchapter III heading, and items 351 to 353.

1991—Pub. L. 102-240, title I, §1036(c)(2), Dec. 18, 1991, 105 Stat. 1985, added item 309.

1989—Pub. L. 101-225, title III, §305(2), Dec. 12, 1989, 103 Stat. 1925, added item 336.

1984—Pub. L. 98-216, §2(1)(B), Feb. 14, 1984, 98 Stat. 5, substituted “Reports” for “Annual reports” in item 308.

**SUBCHAPTER I—DUTIES OF THE SECRETARY OF TRANSPORTATION**

**§ 301. Leadership, consultation, and cooperation**

The Secretary of Transportation shall—