

- (1) a State;
- (2) a unit of local government; or
- (3) an Indian Tribe.

(d) GRANT SELECTION PROCESS.—The Secretary, in consultation with the Undersecretary and the Director, shall establish a process for determining criteria for awarding grants under the program, subject to subsection (e).

(e) PRIORITIZATION.—The Secretary, in consultation with the Undersecretary and the Director, shall establish procedures to prioritize awarding grants under the program to—

(1) projects that would improve fish passage for—

(A) anadromous fish stocks listed as an endangered species or a threatened species under section 4 of the Endangered Species Act of 1973 (16 U.S.C. 1533);

(B) anadromous fish stocks identified by the Undersecretary or the Director that could reasonably become listed as an endangered species or a threatened species under that section;

(C) anadromous fish stocks identified by the Undersecretary or the Director as prey for endangered species, threatened species, or protected species, including Southern resident orcas (*Orcinus orcas*); or

(D) anadromous fish stocks identified by the Undersecretary or the Director as climate resilient stocks; and

(2) projects that would open up more than 200 meters of upstream habitat before the end of the natural habitat.

(f) FEDERAL SHARE.—The Federal share of the cost of a project carried out with a grant to a State or a unit of local government under the program shall be not more than 80 percent.

(g) TECHNICAL ASSISTANCE.—The Secretary, in consultation with the Undersecretary and the Director, shall develop a process to provide technical assistance to Indian Tribes and underserved communities to assist in the project design and grant process and procedures.

(h) ADMINISTRATIVE EXPENSES.—Of the amounts made available for each fiscal year to carry out the program, the Secretary, the Undersecretary, and the Director may use not more than 2 percent to pay the administrative expenses necessary to carry out this section.

(i) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out the program \$800,000,000 for each of fiscal years 2022 through 2026.

(Added Pub. L. 117–58, div. B, title I, §21203(a), Nov. 15, 2021, 135 Stat. 676.)

**SUBTITLE IV—INTERSTATE  
TRANSPORTATION**

**PART A—RAIL**

Chapter	Sec.
<b>101. GENERAL PROVISIONS .....</b>	<b>10101</b>
<b>105. JURISDICTION .....</b>	<b>10501</b>
<b>107. RATES .....</b>	<b>10701</b>
<b>109. LICENSING .....</b>	<b>10901</b>
<b>111. OPERATIONS .....</b>	<b>11101</b>
<b>113. FINANCE .....</b>	<b>11301</b>
<b>115. FEDERAL-STATE RELATIONS .....</b>	<b>11501</b>

Chapter	Sec.
<b>117. ENFORCEMENT: INVESTIGATIONS, RIGHTS, AND REMEDIES .....</b>	<b>11701</b>
<b>119. CIVIL AND CRIMINAL PENALTIES .....</b>	<b>11901</b>

**PART B—MOTOR CARRIERS, WATER CARRIERS, BROKERS, AND FREIGHT FORWARDERS**

Chapter	Sec.
<b>131. GENERAL PROVISIONS .....</b>	<b>13101</b>
<b>133. ADMINISTRATIVE PROVISIONS ...</b>	<b>13301</b>
<b>135. JURISDICTION .....</b>	<b>13501</b>
<b>137. RATES AND THROUGH ROUTES ..</b>	<b>13701</b>
<b>139. REGISTRATION .....</b>	<b>13901</b>
<b>141. OPERATIONS OF CARRIERS .....</b>	<b>14101</b>
<b>143. FINANCE .....</b>	<b>14301</b>
<b>145. FEDERAL-STATE RELATIONS .....</b>	<b>14501</b>
<b>147. ENFORCEMENT; INVESTIGATIONS; RIGHTS; REMEDIES .....</b>	<b>14701</b>
<b>149. CIVIL AND CRIMINAL PENALTIES .....</b>	<b>14901</b>

**PART C—PIPELINE CARRIERS**

Chapter	Sec.
<b>151. GENERAL PROVISIONS .....</b>	<b>15101</b>
<b>153. JURISDICTION .....</b>	<b>15301</b>
<b>155. RATES .....</b>	<b>15501</b>
<b>157. OPERATIONS OF CARRIERS .....</b>	<b>15701</b>
<b>159. ENFORCEMENT: INVESTIGATIONS, RIGHTS, AND REMEDIES .....</b>	<b>15901</b>
<b>161. CIVIL AND CRIMINAL PENALTIES .....</b>	<b>16101</b>

**PRIOR PROVISIONS**

A prior subtitle IV, consisting of chapters 101 to 119, related to interstate commerce, prior to the general amendment of this subtitle by Pub. L. 104–88, §102(a).

**Editorial Notes**

**AMENDMENTS**

1997—Pub. L. 105–102, §2(5), Nov. 20, 1997, 111 Stat. 2204, struck out “AND TARIFFS” after “RATES” in item for chapter 155.

**PART A—RAIL**

**CHAPTER 101—GENERAL PROVISIONS**

Sec.	
10101.	Rail transportation policy.
10102.	Definitions.

**§ 10101. Rail transportation policy**

In regulating the railroad industry, it is the policy of the United States Government—

(1) to allow, to the maximum extent possible, competition and the demand for services to establish reasonable rates for transportation by rail;

(2) to minimize the need for Federal regulatory control over the rail transportation system and to require fair and expeditious regulatory decisions when regulation is required;

(3) to promote a safe and efficient rail transportation system by allowing rail carriers to earn adequate revenues, as determined by the Board;

(4) to ensure the development and continuation of a sound rail transportation system with effective competition among rail carriers