

16 AN AMENDMENT TO BE OFFERED BY  
REPRESENTATIVE CROWLEY OF  
NEW YORK, OR HIS DESIGNEE,  
DEBATABLE FOR 10 MINUTES.

26

**AMENDMENT TO H.R. 3550, AS REPORTED  
OFFERED BY MR. CROWLEY OF NEW YORK**

At the end of title III, add the following (and conform the table of contents accordingly):

1 **SEC. 3045. AIRPORT BUS REPLACEMENT AND FLEET EX-**  
2 **PANSION PILOT PROGRAMS.**

3 (a) **ESTABLISHMENT.**—The Secretary shall establish  
4 a pilot program for awarding grants on a competitive basis  
5 to eligible entities for facilitating the use of natural gas  
6 buses at public airports through airport bus replacement  
7 and fleet expansion programs under this section.

8 (b) **REQUIREMENTS.**—Not later than 3 months after  
9 the date of enactment of this Act, the Secretary shall es-  
10 tablish and publish in the Federal Register grant require-  
11 ments on eligibility for assistance, and on management,  
12 transfer, and ultimate disposition of buses, including cer-  
13 tification requirements to ensure compliance with this sec-  
14 tion.

15 (c) **SOLICITATION.**—Not later than 6 months after  
16 the date of enactment of this Act, the Secretary shall so-  
17 licit proposals for grants under this section.

18 (d) **ELIGIBLE RECIPIENTS.**—A grant shall be award-  
19 ed under this section only to a public agency responsible  
20 for bus service at a public airport.

1 (e) TYPES OF GRANTS.—

2 (1) IN GENERAL.—Grants under this section  
3 may be for the purposes described in paragraph (2),  
4 paragraph (3), or both.

5 (2) REPLACEMENT BUS GRANTS.—A grant  
6 under this section may be used for the acquisition of  
7 replacement buses pursuant to subsection (f).

8 (3) FLEET EXPANSION BUS GRANTS.—A grant  
9 under this section may be used for the acquisition of  
10 not more than 10 buses to expand a fleet of airport  
11 buses at any single airport.

12 (f) REPLACEMENT BUS GRANTS.—

13 (1) REPLACEMENT.—For each bus acquired  
14 under a replacement bus grant, 1 older model year  
15 bus shall be retired from active service and crushed  
16 as provided in paragraph (2).

17 (2) BUS ACQUISITION.—Buses acquired under a  
18 replacement bus grant shall be acquired in the fol-  
19 lowing order:

20 (A) First, new buses will replace buses  
21 manufactured before model year 1977, and the  
22 older buses replaced shall be crushed.

23 (B) If all buses manufactured before model  
24 year 1977 owned or operated by the grant re-  
25 cipient have been replaced, additional new buses

1 will replace diesel-powered buses manufactured  
2 before model year 1991, which shall either—

3 (i) be crushed; or

4 (ii) be exchanged by the grant recipi-  
5 ent for buses manufactured before model  
6 year 1977 from another bus fleet, with  
7 that bus then being crushed.

8 Exchanges made under subparagraph (B)(ii)  
9 shall be made without profit or other economic  
10 benefit to the grant recipient.

11 (3) PRIORITY OF GRANT APPLICATIONS.—The  
12 Secretary shall give priority to awarding grants to  
13 applicants emphasizing the replacement of buses  
14 manufactured before model year 1977.

15 (g) CONDITIONS OF GRANT.—A grant provided under  
16 this section shall include the following conditions:

17 (1) All buses acquired with funds provided  
18 under the grant shall be operated as part of the air-  
19 port bus fleet for which the grant was made for a  
20 minimum of 5 years.

21 (2) Funds provided under the grant may only  
22 be used—

23 (A) to pay the cost, except as provided in  
24 paragraph (3), of new natural gas airport

1 buses, including State taxes and contract fees;  
2 and

3 (B) to provide—

4 (i) up to 10 percent of the price of the  
5 natural gas buses acquired, for necessary  
6 natural gas infrastructure if the infrastruc-  
7 ture will only be available to the grant re-  
8 cipient; and

9 (ii) up to 15 percent of the price of  
10 the natural gas buses acquired, for nec-  
11 essary natural gas infrastructure if the in-  
12 frastructure will be available to the grant  
13 recipient and to other bus fleets.

14 (3) The grant recipient shall be required to  
15 provide—

16 (A) in the case of a replacement bus ac-  
17 quired as described in subsection (f)(2)(A) to  
18 replace a bus manufactured before model year  
19 1977, 10 percent of the total cost of the bus,  
20 but not more than \$10,000;

21 (B) in the case of a replacement bus ac-  
22 quired as described in subsection (f)(2)(B)(ii)  
23 to replace a diesel-powered bus manufactured  
24 before model year 1991 for exchange for a bus  
25 manufactured before model year 1977, 10 per-

1 cent of the total cost of the bus, but not more  
2 than \$10,000; and

3 (C) in the case of a replacement bus ac-  
4 quired as described in subsection (f)(2)(B)(i) to  
5 replace a diesel-powered bus manufactured be-  
6 fore model year 1991, 25 percent of the total  
7 cost of the bus, but not more than \$25,000.

8 (h) BUSES.—Funding under a grant made under this  
9 section may be used to acquire only new airport buses—  
10 (1) with a gross vehicle weight of greater than  
11 14,000 pounds;

12 (2) that are powered by a heavy duty engine;

13 (3) that emit not more than—

14 (A) for buses manufactured in model years  
15 2001 and 2002, 2.5 grams per brake horse-  
16 power-hour of nonmethane hydrocarbons and  
17 oxides of nitrogen and .01 grams per brake  
18 horsepower-hour of particulate matter; and

19 (B) for buses manufactured in model years  
20 2003 through 2006, 1.8 grams per brake horse-  
21 power-hour of nonmethane hydrocarbons and  
22 oxides of nitrogen and .01 grams per brake  
23 horsepower-hour of particulate matter; and

24 (4) that are powered substantially by electricity  
25 (including electricity supplied by a fuel cell), or by

1 liquefied natural gas, compressed natural gas, lique-  
2 fied petroleum gas, hydrogen, propane, or methanol  
3 or ethanol at no less than 85 percent by volume.

4 (i) DEPLOYMENT AND DISTRIBUTION.—The Sec-  
5 retary shall seek to the maximum extent practicable to  
6 achieve nationwide deployment of natural gas airport  
7 buses through the program under this section, and shall  
8 ensure a broad geographic distribution of grant awards,  
9 with a goal of no State receiving more than 10 percent  
10 of the grant funding made available under this section for  
11 a fiscal year.

12 (j) DEFINITIONS.—In this section, the following defi-  
13 nitions apply:

14 (1) AIRPORT BUS.—The term “airport bus”  
15 means a bus operated by a public agency to provide  
16 transportation between the facilities of a public air-  
17 port.

18 (2) ELIGIBLE ENTITIES.—The term “eligible  
19 entities” means the owners and operators of the 25  
20 public airports in the United States with the most  
21 passenger boardings in the prior calendar year.

22 (3) PUBLIC AIRPORT.—The term “public air-  
23 port” has the meaning such term has under section  
24 47102 of title 49, United States Code.

1 (k) AUTHORIZATION OF APPROPRIATIONS.—There  
2 are authorized to be appropriated to the Secretary for car-  
3 rying out this section—

4 (1) \$40,000,000 for fiscal year 2004;

5 (2) \$50,000,000 for fiscal year 2005;

6 (3) \$60,000,000 for fiscal year 2006;

7 (4) \$70,000,000 for fiscal year 2007; and

8 (5) \$80,000,000 for each of fiscal years 2008

9 and 2009.