

Federal Highway Administration

# Notice

Subject:

APPORTIONMENT OF FISCAL YEAR (FY) 2010 FUNDS PURSUANT TO THE SURFACE TRANSPORTATION EXTENSION ACT OF 2010, TITLE IV OF PUBLIC LAW 111-147

Classification Code	Date	Office of Primary Interest
N 4510.723	April 20, 20	10 <b>HCFB-1</b>

- 1. What is the purpose of this Notice? This Notice transmits the revised certificate of apportionment for apportioned Federal-aid highway program funds pursuant to the Surface Transportation Extension Act of 2010 (Extension Act), title IV of Public Law (Pub. L.) 111-147. The apportionments are effective immediately.
- 2. **Does this Notice cancel FHWA Notice 4510.722?** Yes, this Notice cancels FHWA Notice 4510.722, Revised Apportionment of Fiscal Year (FY) 2010 Funds Under a 179-Day Extension of Surface Transportation Programs Pursuant to Pubic Law 111-68, as Amended by Public Law 111-144. The revision to the apportionment is made pursuant to Pub. L. 111-147, which extends the time period of the extension and changes the calculation methodology.

## 3. What is the background information?

- a. The Extension Act extends the surface transportation programs, including the highway and highway safety programs, under the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), Pub. L. 109-59, through December 31, 2010.
- Section 411(a) of the Extension Act incorporates by reference and continues in effect the requirements, authorities, conditions, eligibilities, limitations, and other provisions authorized under titles I, V, and VI of the SAFETEA-LU; the SAFETEA-LU Technical Corrections Act of 2008; title I and VI of the Intermodal Surface Transportation Efficiency Act of 1991; titles I and V of the Transportation Equity Act for the 21<sup>st</sup> Century; and title 23, United States Code (U.S.C.) (excluding chapter 4 of that title), which would have otherwise expired or ceased to apply after September 30, 2009, or the date specified in section 106(3) of the Continuing Appropriations Resolution, 2010, Pub. L. 111-68.
- c. Pursuant to section 411(b)(1) of the Extension Act, except as provided in section 412 for the administrative expenses of the Federal Highway



Administration, there is authorized to be appropriated out of the Highway Trust Fund (other than the Mass Transit Account) for FY 2010, a sum equal to the total amount authorized to be appropriated out of the Highway Trust Fund for programs, projects, and activities for FY 2009 under titles I, V, and VI of the SAFETEA-LU and title 23, U.S.C. (excluding chapter 4 of that title).

- d. Pursuant to section 411(c)(1) of the Extension Act, except as otherwise expressly provided in the Extension Act, the funds authorized to be appropriated for FY 2010 shall be distributed, administered, limited, and made available for obligation in the same manner and at the same level as funds authorized to be appropriated out of the Highway Trust Fund for FY 2009 to carry out programs, projects, activities, eligibilities, and requirements under the SAFETEA-LU; the SAFETEA-LU Technical Corrections Act of 2008; titles I and VI of the Intermodal Surface Transportation Efficiency Act of 1991; titles I and V of the Transportation Equity Act for the 21st Century; and title 23, U.S.C. (excluding chapter 4 of that title).
- e. Pursuant to section 411(c)(3) of the Extension Act, the amounts authorized to be appropriated under the Extension Act are calculated without regard to any rescission or cancellation of funds or contract authority for FY 2009 under the SAFETEA-LU or any other law.

## 4. What is the availability of these funds?

- a. The funds shall be available for obligation and administered in the same manner as if the funds were apportioned under chapter 1 of title 23, U.S.C.
- b. The funds resulting from this apportionment are available for obligation immediately and will be subject to obligation controls in force at the time of obligation, including a limitation on obligations for Federal-aid highways and highway safety construction programs included in the Department of Transportation Appropriations Act, 2010, division A, title I of Pub. L. 111-117.
- c. The program codes to be used when obligating these funds are similar to those under the SAFETEA-LU, except that the zero at the end of each program code under the SAFETEA-LU is replaced by the letter "E."

## 5. How were the program-by-program and State-by-State amounts determined?

a. The base amount of apportioned funds available for each program and distributed to each State for FY 2010 is equal to the amount for each such program and State in FY 2009.

- b. Pursuant to section 411(d)(1) of the Extension Act, the amount that a State received or was authorized to receive for FY 2009 to carry out sections 1301, 1302, 1307, 1702, and 1934 of the SAFETEA-LU, and section 144(f)(1) of title 23, U.S.C., are made available to the State for FY 2010 for the programs apportioned under sections 104(b) and 144 of title 23, U.S.C. The funds are programmatically distributed among the programs apportioned under sections 104(b) and 144 of title 23, U.S.C., in the same proportions that the amount apportioned to the State for each such program for FY 2009 bears to the amount apportioned to the State for FY 2009 for all of the programs apportioned under sections 104(b) and 144 of title 23, U.S.C. The programmatically distributed funds are administered in the same manner and with the same periods of availability as such funding is administered under the programs apportioned under sections 104(b) and 144 of title 23, U.S.C., except that no funds may be used to carry out the project described in section 1307(d)(1) of the SAFETEA-LU.
- Section 411(d)(4) of the Extension Act instructs that no additional funds C. are to be provided for any project or activity that the Secretary of Transportation determines was sufficiently funded before or during FY 2009 to achieve the authorized purpose of the project or activity. Funds for a project or activity subject to this determination are reserved and distributed to each State in the proportion that the total amount of funds made available for FY 2009 for such projects and activities in the State bears to the total amount of funds made available for FY 2009 for such projects and activities in all States (i.e., the FY 2010 funds are made available to the State for which the funds were available in FY 2009). The funds for each State are for use in carrying out other highway projects and activities and have been programmatically distributed to the programs apportioned under sections 104(b) and 144 of title 23, U.S.C. It has been determined that the funds for the Freight Intermodal Distribution Pilot Grant Program (section 1306 of the SAFETEA-LU), Pavement Marking Systems Demonstration Projects (section 1907 of the SAFETEA-LU), the Road User Fees Study (section 1919 of the SAFETEA-LU), and Multimodal Facility Improvements (section 1962 of the SAFETEA-LU) are subject to this provision.
- d. Table 1 shows the program-by-program, State-by-State apportionment amounts (inclusive of the previously allocated amounts that have been programmatically distributed to the programs apportioned under sections 104(b) and 144 of title 23, U.S.C.) available under the Extension Act.

## 6. How will the amounts provided in this extension be reconciled with amounts provided in the previous extensions? Section 414 of the Extension

<sup>&</sup>lt;sup>\*</sup> The Federal Highway Administration Nevada Division Office will implement this restriction.

Act instructs the Secretary of Transportation to reduce the amounts apportioned under the Extension Act by amounts apportioned pursuant to extensions under the Continuing Appropriations Resolution, 2010, Pub. L. 111-68.

7. Are certain States subject to penalty transfer? Yes. Currently, the States that are listed under the following two requirements are subject to transfer of funds. The funds to be transferred will be transferred to the States' 402 Safety Programs. The penalty transfers under section 164 of title 23, U.S.C., for Montana and Washington are subject to an administrative review by the National Highway Traffic Safety Administration and the Federal Highway Administration; the penalty transfer amount for each of the two States will be withheld and reserved from transfer pending the completion of the administrative review and then either transferred to the State's 402 Safety Program or restored to the State's apportionments depending on the outcome of that process. It should also be noted that the following penalty transfer amounts are subject to change based on enactment of additional extension provisions or enactment of a multiyear law authorizing the Federal-aid highway program.

### a. Open Container Requirements – 23 U.S.C. 154 – 3 percent

Funds subject to be transferred: Interstate Maintenance, National Highway System, and Surface Transportation Program.

Alaska, Arkansas, Connecticut, Delaware, Louisiana, Mississippi, Missouri, Tennessee, Virginia, West Virginia, and Wyoming

### b. Minimum Penalties for Repeat Offenders for Driving While Intoxicated or Driving Under the Influence – 23 U.S.C. 164 – 3 percent

Funds subject to be transferred: Interstate Maintenance, National Highway System, and Surface Transportation Program.

#### Alaska, California, Louisiana, Minnesota, Montana, New Mexico, Ohio, Oregon, Rhode Island, South Dakota, Vermont, Washington, and Wyoming

- 8. **How will the funds be transferred?** Funds will be transferred from the Interstate Maintenance, National Highway System, and Surface Transportation Program apportionments (Table 1) to the States' 402 Safety Programs for those States that failed to meet the provisions of section 154 of title 23, U.S.C., the Open Container Requirements (3 percent), and section 164 of title 23, U.S.C., the Minimum Penalties for Repeat Offenders (3 percent). Tables 2 and 3 illustrate the amounts to be transferred subject to a determination by the State under sections 154(c)(5) and 164(b)(5), which allow the States to designate the funds to be transferred.
- 9. What other Notices are related to this Notice? The States will be advised of the restoration of funds rescinded on September 30, 2009, under section 10212 of the SAFETEA-LU in a separate Notice. States will also be notified of the

revised distribution of FY 2010 obligation limitation, which will be recalculated based on the revised apportionment, in a separate Notice.

10. What action is required? Division Administrators should ensure that copies of this Notice are provided to the State departments of transportation.

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Victor M. Mendez Administrator

Attachments

#### CERTIFICATE OF APPORTIONMENT FROM THE SUM OF \$40,161,992,195 AUTHORIZED TO BE APPROPRIATED FOR APPORTIONED FEDERAL-AID HIGHWAY PROGRAMS UNDER THE SURFACE TRANSPORTATION EXTENSION ACT OF 2010, TITLE IV OF PUBLIC LAW 111-147

## то—

The Secretary of the Treasury of the United States and the State departments of transportation:

Pursuant to section 9503 of the Internal Revenue Code of 1986, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users, title 23, United States Code, and the delegation of authority from the Secretary of Transportation to the Federal Highway Administrator, section 1.48 of title 49, Code of Federal Regulations, I certify—

First, that the Secretary of the Treasury has made the estimate required by section 9503(d) of the Internal Revenue Code of 1986 and, based on that estimate, I have determined that the amount that can be apportioned for the Federal-aid highway programs under the Surface Transportation Extension Act of 2010, Public Law 111-147, is \$40,161,992,195, which is 100 percent of the amount authorized to be appropriated from the Highway Trust Fund (other than the Mass Transit Account) for the period ending September 30, 2010.

Second, that except as otherwise expressly provided in the Surface Transportation Extension Act of 2010, the funds authorized to be appropriated for FY 2010 shall be distributed, administered, limited, and made available for obligation in the same manner and at the same level as funds authorized to be appropriated out of the Highway Trust Fund for FY 2009 to carry out programs, projects, activities, eligibilities, and requirements under the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users; the SAFETEA-LU Technical Corrections Act of 2008; titles I and VI of the Intermodal Surface Transportation Efficiency Act of 1991; titles I and V of the Transportation Equity Act for the 21st Century; and title 23, United States Code (excluding chapter 4 of that title).

Third, that in compliance with section 154 of title 23, United States Code, the Open Container Requirements, 3 percent of the amount required to be apportioned to the States of Alaska, Arkansas, Connecticut, Delaware, Louisiana, Mississippi, Missouri, Tennessee, Virginia, West Virginia, and Wyoming will be transferred to the States' 402 Safety Programs.

Fourth, that in compliance with section 164 of title 23, United States Code, the Minimum Penalties for Repeat Offenders for Driving While Intoxicated or Driving Under the Influence, 3 percent of the amount required to be apportioned to the States of Alaska, California, Louisiana, Minnesota, Montana, New Mexico, Ohio, Oregon, Rhode Island, South Dakota, Vermont, Washington, and Wyoming will be transferred to the States' 402 Safety Programs (except that the penalty transfer amounts for Montana and Washington will be withheld and reserved from transfer pending the outcome of the administrative review by the National Highway Traffic Safety Administration and the Federal Highway Administration).

Fifth, that after making the required deductions and transfers, I have computed the apportionments to each State and the District of Columbia of the remainder of the amounts authorized to be appropriated for the apportioned Federal-aid highway programs in the manner provided by law.

Sixth, that subject to the foregoing deductions and transfers, the sums that are hereby apportioned to each State and the District of Columbia, effective immediately, are respectively as follows:

FHWA, HCFB-1

#### U.S. DEPARTMENT OF TRANSPORTATION FEDERAL HIGHWAY ADMINISTRATION

N4510.723 - TABLE 1

## APPORTIONMENT OF FISCAL YEAR (FY) 2010 FUNDS PURSUANT TO THE SURFACE TRANSPORTATION EXTENSION ACT OF 2010, TITLE IV OF PUBLIC LAW 111-147 (inclusive of programmatic distribution of amounts based on certain allocated programs under section 411(d); before reconciliation of funds under section 414)

			Surface Transportation <u>Program</u>	Bridge Replacement & <u>Rehabilitation</u>	Congestion Mitigation & <u>Air Quality</u>	Appalachian Development <u>Highway System</u>	Recreational <u>Trails</u>	Metropolitan <u>Planning</u>		Rail-Hwy <u>Crossings</u>	Coordinated Border Infrastructure <u>Program</u>		Equity Bonus			
State	Interstate Maintenance								Safety			Safe Routes <u>To School</u>	Subject to Formula Limitation	Subject to Special Limitation	Exempt from Limitation	Total
ALABAMA	111,018,257	125,143,890	144,861,619	72,731,371	10,137,908	117,500,000	1,489,691	2,930,666	28,488,605	4,368,664	an an an the second	2,738,816	120,212,677	34,568,439	11,044,616	787,235,219
ALASKA	71,447,537	84,249,624	72,641,742	29,098,147	19,691,414		1,931,151	1,519,833	12,073,151	1,100,000	1,421,194	1,000,000	144,356,884	41,511,363	13,262,880	495,304,920
ARIZONA	113,000,652	136,757,485	130,023,715	20,561,350	39,552,879		1,614,741	5,900,202	25,777,188	2,671,424	10,157,107	3,612,384	195,414,284	56,193,464	17,953,812	759,190,687
ARKANSAS	85,710,230	106,998,188	110,617,405	69,898,476	10,952,485	3	1,398,955	1,519,833	20,508,510	3,787,769		1,622,447	90,050,179	25,894,890	8,273,418	537,232,785
CALIFORNIA	537,048,909	679,752,503	747,378,745	512,089,290	435,442,777		4,680,480	45,321,037	124,993,714	15,617,674	26,560,341	22,580,275	471,719,181	135,647,886	43,339,500	3,802,172,312
COLORADO	97,258,648	130,431,974	122,593,854	38,150,882	39,849,102		1,710,150	4,850,668	19,794,504	3,126,071	•	2,659,832	68,459,258	19,686,191	6,289,738	554,860,872
CONNECTICUT	59,371,706	54,744,992	69,867,639	149,194,507	38,455,762		1,036,543	4,300,411	10,475,554	1,301,016		2,017,420	94,509,620	27,177,250	8,683,131	521,135,551
DELAWARE	10,197,501	61,322,786	41,410,783	13,756,399	11,225,459		884,768	1,519,833	6,882,526	1,100,000		1,000,000	19,012,891	5,467,360	1,746,821	175,527,127
DIST. OF COL.	3,011,333	65,602,190	39,727,689	32,148,810	10,769,213		825,098	1,519,833	6,602,793	1,100,000	- T.	1,000,000	2,362,318	679,310	217,039	165,565,626
FLORIDA	239,400,206	342,586,348	366,031,884	101,509,685	9,734,917		2,041,024	20,335,985	62,637,667	8,632,355		9,725,359	582,360,307	167,463,923	53,504,723	1,965,964,383
GEORGIA	210,001,850	193,042,087	246,982,072	63,887,851	51,092,143	11,848,888	1,697,796	7,563,836	42,174,662	8,024,372		5,631,065	360,904,948	103,782,070	33,158,371	1,339,792,011
HAWAII	11,502,741	56,698,947	39,489,304	35,095,804	10,704,593	-	853,153	1,519,833	6,563,173	1,100,000		1,000,000	7,948,153	2,285,576	730,242	175,491,519
IDAHO	45,336,585	60,497,241	47,439,774	21,431,482	10,319,940		1,707,360	1,519,833	9,102,912	1,689,626	1,480,994	1,000,000	69,057,699	19,858,278	6,344,720	296,786,444
ILLINOIS	272,893,821	232,687,842	301,280,947	150,554,051	98,841,599		1,769,046	14,700,785	46,898,089	10,156,832		7,553,851	244,247,458	70,235,964	22,440,390	1,474,260,675
INDIANA	147,898,146	149,583,175	169,617,677	63,915,054	34,792,154		1,409,446	5,149,527	23,122,290	7,263,830		3,806,398	277,032,216	79,663,571	25,452,511	988,705,995
IOWA	85,189,238	123,824,890	118,776,303	69,661,050	10,894,744	2	1,308,061	1,683,012	19,829,908	5,045,409		1,693,614	44,506,396	12,798,289	4,089,053	499,299,967
KANSAS	70,675,986	98,661,304	110,630,676	48,515,940	9,847,322		1,147,640	1,823,479	21,132,213	6,158,571		1,646,633	15,845,663	4,556,589	1,455,830	392,097,846
KENTUCKY	113,176,507	128,919,160	121,544,615	70,954,437	11,830,313	39,080,829	1,451,545	2,365,357	20,294,030	3,600,390	1.5	2,356,219	126,039,630	36,244,041	11,579,971	689,437,044
LOUISIANA	112,403,982	104,932,456	127,126,932	209,545,629	10,684,216		1,447,358	3,828,048	22,455,542	4,251,621		2,588,373	93,522,250	26,893,321	8,592,416	728,272,144
MAINE	35,922,153	39,373,096	42,428,084	37,630,167	11,366,263		1,816,530	1,519,833	6,968,855	1,205,541	12,676,881	1,000,000				191,907,403
MARYLAND	95,217,319	107,379,830	117,153,985	119,569,892	51,794,088	13,696,458	1,158,618	6,491,921	18,074,649	2,262,428		3,147,630	62,248,241	17,900,146	5,719,097	621,814,302
MASSACHUSETTS	88,045,622	89,223,584	111,426,613	203,174,402	64,935,284		1,237,853	8,507,425	15,087,783	2,347,040		3,455,640	30,970,654	8,905,942	2,845,449	630,163,291
MICHIGAN	153,003,643	191,475,072	243,121,817	113,812,391	66,636,269	-	3,907,866	9,931,760	39,120,514	7,522,228	28,298,156	5,992,442	166,453,039	47,865,348	15,292,979	1,092,433,524
MINNESOTA	107,819,985	133,340,445	167,063,022	38,205,656	28,510,883		3,151,056	4,093,963	26,191,181	5,999,928	4,180,895	2,906,875	107,226,197	30,834,038	9,851,475	669,375,599
MISSISSIPPI	79,898,563	116,829,847	113,686,184	61,805,299	10,621,383	5,019,271	1,311,319	1,519,833	23,727,033	3,409,259		1,847,720	59,571,826	17,130,515	5,473,200	501,851,252
MISSOURI	158,207,392	177,294,369	191,126,172	134,867,762	20,379,560		1,544,878	4,665,984	33,933,217	5,807,066	7 7 60 005	3,317,763	177,554,662	51,057,739	16,312,948	976,069,512
MONTANA	72,579,229	96,549,451	54,467,924	16,262,274	11,561,650	3	1,521,033	1,519,833	10,946,134	1,786,779	7,762,805	1,000,000	96,501,092	27,749,919	8,866,099	409,074,222
NEBRASKA	49,320,412	85,682,843	73,449,359	26,878,236	10,172,000		1,050,592	1,519,833	13,006,300	3,451,854		1,023,931	24,913,211	7,164,060	2,288,917	299,921,548
NEVADA	72,718,054	80,784,267	74,891,276	16,265,858	29,911,666		1,307,760	2,530,745	13,453,226	1,100,000		1,456,403	59,713,708	17,171,314	5,486,235	376,790,512
NEW HAMPSHIRE	20,659,248	41,116,046	35,768,457	23,620,916	9,695,961		1,460,261	1,519,833	5,944,764	1,100,000	332,755	1,000,000	21,177,781	6,089,897	1,945,722	171,431,641
NEW JERSEY NEW MEXICO	112,374,911	163,190,003	164,872,514	197,416,266	90,098,214		1,279,737	11,705,997	22,801,383	3,644,120	1 070 000	5,066,315	187,453,014	53,904,115	17,222,365	1,031,028,954
NEW YORK	80,520,193	96,845,875 233,361,089	68,921,276 277,385,233	14,230,356 489,284,652	10,019,837 177,533,113	9,398,684	1,166,877 2,888,165	1,519,833 23,407,517	12,883,422 42,100,679	1,588,797 6,341,559	1,879,602 27,536,358	1,122,276 10,322,012	65,497,891	18,834,618	6,017,660	381,048,513
NORTH CAROLINA	205,627,167		197,346,394	121,724,828	42,049,629	32,921,949	1,719,240	5,677,834	31,095,616	6,199,544	27,030,308	5.034.374	171,396,807	49,286,981	15,747,191	1,741,617,207
NORTH DAKOTA	147,255,628	172,812,224	46,966,009	12,786,616	10,434,100	32,921,949	1,119,936	1,519,833	8,939,676	3,479,155	10,495,293	1,000,000	229,334,890 21,536,462	65,947,696	21,070,289	1,080,190,135
OHIO	34,733,704	96,429,711		171,593,474	82,044,746	22,703,303	1,880,374	11,037,950	37,432,412	8,565,935	10,495,293	6,577,188		6,193,040	1,978,676	257,612,211
OKLAHOMA	232,639,560 108,061,530	203,898,255 140,081,875	255,095,492 154,843,595	88,120,256	11,070,742	22,703,303	1,362,262	2,239,867	28,650,119	5,121,318		2,096,583	259,086,409 84,410,045	74,503,062 24,273,010	23,803,728 7,755,227	1,390,861,888 658,086,429
OREGON	88,911,125	113.091,116	111,110,729	101,478,960	19,359,106		1,548,209	2,983,379	19,134,517	3,091,407		1,963,103	40,578,827	11,668,875	3,728,206	518,647,559
PENNSYLVANIA	206.876.774	218,330,087	246,870,831	481,825,812	98,804,463	111,768,068	2,211,317	12,396,227	38,616,482	7,067,949		6,720,350	196,386,096	56,472,918	18,043,097	1,702,390,471
RHODE ISLAND	13,406,640	58,017,826	41,355,329	91,517,589	11,264,414	111,700,000	874,689	1,519,833	6,873,309	1,100,000		1,000,000	130,380,096	30,472,910	10,043,097	226,929,629
SOUTH CAROLINA	102,475,475	102,930,134	134,668,327	53,719,547	9,972,008	7,174,268	1,222,269	2,828,931	27,292,533	4,160,407		2,433,802	146,851,181	42,228,625	13,492,046	651,449,553
SOUTH DAKOTA	45,735,578	88,376,604	57,624,054	13,821,011	11,278,184	1,114,200	1,056,286	1,519,833	11,656,132	2,306,128		1,000,000	42,230,482	12,143,826	3,879,952	292,628,070
TENNESSEE	153,627,416	156,568,071	168,198,401	57,161,912	31,136,521	24,658,362	1,516,127	4,475,878	29,956,862	4,615,389		3,404,845	175,083,513	50,347,133	16.085,909	876,836,339
TEXAS	445,786,263	562,072,121	596,688,113	146,177,478	112,885,875	24,000,002	2,997,268	22,337,498	93,484,147	16,975,461	55,859,492	15,219,488	872,809,825	250,985,782	80,189,957	3,274,468,768
UTAH	92,147,459	63,485,224	68,473,982	13,476,757	10,997,267	2	1,591,208	2,639,098	9,973,965	1,533,360	55,658,482	1,718,219	49,487,697	14,230,715	4,546,714	334,301,755
VERMONT	24,732,675	58,252,549	48,049,174	43,453,882	13,024,966	3	1,166,433	1,519,833	7,985,835	1,100,000	8,484,673	1,000,000	1,324,901	380,990	121,726	210,597,637
VIRGINIA	166,940,890	163,251,141	199,963,189	112,236,912	46,546,346	38,090,868	1,414,677	7,115,731	31,000,359	4,487,023	0,404,073	4,290,965	203,398,960	58,489,542	18,687,409	1,055,914,012
WASHINGTON	112,701,034	128,893,717	144,560,902	173,858,862	37,672,142	50,055,000	1,823,645	6,497,505	22,338,630	4,022,753	12,873,454	3,576,977	35,963,826	10,341,782	3,304,199	698,429,428
WEST VIRGINIA	58,299,624	58,764,029	63,588,776	65,344,855	11,524,565	36,139,052	1,279,974	1,519,833	12,650,464	1,974,953	12,010,404	1,000,000	102,490,848	29,472,337	9,416,412	453,465,722
WISCONSIN	93,996,117	160,227,409	153,346,755	21,353,533	20,673,827	00,100,002	2,792,117	4,291,349	25,953,228	5,436,995		3,072,413	202,512,645	58,234,673	18,605,978	770,497,039
WYOMING	56,058,587	95,533,858	35,723,134	11,866,998	9,683,675		1,377,328	1,519,833	5,988,806	1,100,000	5.15	1,000,000	33,327,181	9,583,587	3,061,956	265,824,943
TOTAL APPORTIONED	5,912,843,805	7,229,898,850	7,588,278,477	5,047,243,624	2,058,477,687	470,000,000	84,160,000	303,966,566	1,263,069,263	220,000,000	210,000,000	180,000,000	6,955,053,923	2,000,000,000	639,000,000	40,161,992,195

APPROVED EFFECTIVE PEDERAL HIGHWAY ADMINISTRATOR April 20, 2010

#### U.S. DEPARTMENT OF TRANSPORTATION FEDERAL HIGHWAY ADMINISTRATION

#### TRANSFERS ASSESSED PURSUANT TO TITLE 23 U.S.C. 154 (Open Container Requirements) FOR THE INTERSTATE MAINTENANCE, NATIONAL HIGHWAY SYSTEM, AND SURFACE TRANSPORTATION PROGRAMS UNDER THE SURFACE TRANSPORTATION EXTENSION ACT OF 2010, TITLE IV OF PUBLIC LAW 111-147

	DUDQUAL	IT TO TITLE 23 U.S.C. 104	TRANSFERS ASSESSED O	TOTAL						
State	Interstate Maintenance	National Highway <u>System</u>	Surface Transportation <u>Program</u>	Interstate Maintenance	IT TO TITLE 23 U.S.C. 105 National Highway <u>System</u>	Surface Transportation <u>Program</u>	Interstate <u>Maintenance</u>	National Highway System	Surface Transportation <u>Program</u>	Total
CHULSCHUP						100-000 (00-000) (00-				
ALABAMA	\$0	\$0 2,527,489	\$0 2,179,252	\$0 1,047,549	\$0 1,235,250	\$0 1,065,058	\$0 3,190,975	\$0 3,762,739	\$0 3,244,310	\$0 10,198,024
ALASKA ARIZONA	2,143,426	2,527,469	2,179,202	1,047,048	1,200,200	1,000,000	0,100,070	0,702,700	0,244,010	10,100,02
ARKANSAS	2,571,307	3,209,946	3,318,522	563,370	703,295	727,084	3,134,677	3,913,241	4,045,606	11,093,524
CALIFORNIA	0	0	o	0	0	o	0	0	0	(
COLORADO	0	0	o	0	0	0	0	0	0	
CONNECTICUT	1,781,151	1,642,350	2,096,029	430,232	396,705	506,290	2,211,383	2,039,055	2,602,319	6,852,75
DELAWARE	305,925	1,839,684	1,242,323	39,590	238,075	160,770	345,515	2,077,759	1,403,093	3,826,36
DIST. OF COL.	0	0	0	0	0	0	0	0	0	
FLORIDA GEORGIA	0	0	0	0	0	0	0	0	0	
HAWAII	0	0	0	0	0	0	0	0	0	
IDAHO	0	0	0	0	0	o	0	o	o	(
ILLINOIS	0	0	o	0	0	0	0	0	o	
INDIANA	0	0	0	0	0	0	0	0	o	(
IOWA	0	0	0	0	0	0	0	0	0	0
KANSAS	0	0	0	0	0	0	0	0	0	
KENTUCKY LOUISIANA	3,372,119	3,147,974	3,813,808	519,259	484,744	587,273	3,891,378	3,632,718	4,401,081	11,925,177
MAINE	3,372,119	0,147,974	5,515,600	010,200	0	007,270	0,001,010	0,002,110	0	(1,020,177
MARYLAND	0	0	0	0	0	0	0	0	0	(
MASSACHUSETTS	0	0	0	0	0	0	0	0	0	(
MICHIGAN	0	0	0	0	0	0	0	0	0	c
MINNESOTA	0	0	o	0	0	0	0	0	0	c
MISSISSIPPI	2,396,957	3,504,895	3,410,586	345,960	505,873	492,261	2,742,917	4,010,768	3,902,847	10,656,532
MISSOURI	4,746,222	5,318,831	5,733,785	1,158,702	1,298,494	1,399,797	5,904,924	6,617,325	7,133,582	19,655,831
MONTANA NEBRASKA	0	0	0	0	0	0	0	0	0	
NEVADA	0	0	0	0	0	0	0	0	0	,
NEW HAMPSHIRE	0	0	0	0	0	0	0	0	0	c
NEW JERSEY	0	0	o	0	0	0	0	0	0	c
NEW MEXICO	0	0	o	0	0	0	0	0	0	0
NEW YORK	0	0	o	0	0	0	0	0	0	c
NORTH CAROLINA	0	0	0	0	0	0	0	0	0	0
NORTH DAKOTA	0	0	0	0	0	0	0	0	0	
OHIO OKLAHOMA	0	0	0	0	0	0	0	0	0	
OREGON	0	0	0	0	0	ŏ	0	0	0	- -
PENNSYLVANIA	0	0	0	0	0	0	0	0	0	c
RHODE ISLAND	0	0	0	0	0	0	0	0	0	c
SOUTH CAROLINA	0	0	0	0	0	0	0	0	0	c
SOUTH DAKOTA	0	0	0	0	0	0	0	0	0	C
TENNESSEE	4,608,822	4,697,042	5,045,952	1,333,786	1,359,316	1,460,290	5,942,608	6,056,358	6,506,242	18,505,208
TEXAS	0	0	0	0	0	0	0	0	0	0
UTAH VERMONT	0	0	0	0	0	0	0	0	0	
VIRGINIA	5,008,227	4,897,534	5,998,896	1,392,626	1,361,846	1,668,099	6,400,853	6,259,380	7,666,995	20,327,228
WASHINGTON	5,008,227	4,697,534	0,000,000	1,352,020	1,501,640	0	0,400,000	0	0	0
WEST VIRGINIA	1,748,989	1,762,921	1,907,663	651,669	656,860	710,791	2,400,658	2,419,781	2,618,454	7,438,893
WISCONSIN	0	0	0	0	0	0	0	0	0	C
WYOMING	1,681,758	2,866,016	1,071,694	256,745	437,539	163,610	1,938,503	3,303,555	1,235,304	6,477,362
Total	\$30,364,903	\$35,414,682	\$35,818,510	\$7,739,488	\$8,677,997	\$8,941,323	\$38,104,391	\$44,092,679	\$44,759,833	\$126,956,903

N4510.723 - TABLE 2

#### U.S. DEPARTMENT OF TRANSPORTATION FEDERAL HIGHWAY ADMINISTRATION

#### AMOUNT WITHHELD FROM APPORTIONMENTS TOTAL TRANSFERS ASSESSED PURSUANT TO TITLE 23 U.S.C. 104(b) PURSUANT TO TITLE 23 U.S.C. 105(d) PURSUANT TO TITLE 23 U.S.C. 164 National Surface National Surface National Surface Interstate Highway Transportation Interstate Highway Transportation Highway Interstate Transportation State Maintenance System Program Maintenance System Program Maintenance System Program Total ALABAMA \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 ALASKA 2,143,426 2,527,489 2,179,252 1,047,549 1,235,250 1,065,058 3,190,975 10,198,024 3,762,739 3,244,310 ARIZONA 0 0 0 0 0 0 ARKANSAS 0 0 CALIFORNIA 16,111,467 20,392,575 22,421,362 2,456,527 3,109,271 3,418,602 18,567,994 23,501,846 25,839,964 67,909,804 COLORADO 0 0 0 0 0 0 CONNECTICUT 0 0 0 0 0 0 DEL AWARE 0 0 0 0 0 0 DIST. OF COL. 0 0 0 0 0 0 FLORIDA 0 0 0 0 0 0 GEORGIA 0 0 0 0 0 HAWAII 0 0 0 0 0 0 IDAHO 0 0 0 0 0 0 ILLINOIS 0 0 0 0 0 0 INDIANA 0 0 0 0 0 0 IOWA 0 0 0 0 0 0 KANSAS 0 0 0 0 0 KENTUCKY 0 0 0 LOUISIANA 3,372,119 3,147,974 3,813,808 519,259 484,744 587.273 3,891,378 3,632,718 4,401,081 11,925,177 MAINE 0 0 0 0 0 0 MARYLAND 0 0 0 0 0 0 MASSACHUSETTS 0 0 0 0 0 MICHIGAN 0 0 0 0 0 0 MINNESOTA 3,234,600 4,000,213 1,058,015 5,011,891 682,827 844,449 3,917,427 4,844,662 6,069,906 14,831,995 MISSISSIPPI 0 0 0 0 0 MISSOURI 0 0 0 0 MONTANA 2,177,377 2,896,484 1,634,038 791,044 1,052,297 593,648 2,968,421 3,948,781 2,227,686 9,144,888 NEBRASKA 0 0 0 0 0 0 NEVADA 0 0 0 0 0 NEW HAMPSHIRE 0 0 0 0 0 0 NEW JERSEY 0 0 0 NEW MEXICO 2,415,606 2,905,376 2,067,638 551,682 663,537 472,213 2,967,288 3,568,913 2,539,851 9,076,052 NEW YORK 0 0 0 0 0 0 NORTH CAROLINA 0 0 0 0 0 0 NORTH DAKOTA 0 0 0 0 0 OHIO 6,979,187 6,116,948 7,652,865 1,809,216 1,585,697 1,983,853 8,788,403 7,702,645 9,636,718 26,127,766 OKLAHOMA 0 0 0 0 0 0 OREGON 2,667,334 3,392,733 3,333,322 234,796 298,650 293,421 2,902,130 3,691,383 3,626,743 10,220,256 PENNSYLVANIA 0 0 0 0 0 n RHODE ISLAND 402,199 1,740,535 1,240,660 0 402,199 1,740,535 1,240,660 3,383,394 SOUTH CAROLINA 0 0 0 0 0 SOUTH DAKOTA 1,372,067 2,651,298 1,728,722 250,380 483,819 315,464 1,622,447 3,135,117 2,044,186 6,801,750 TENNESSEE 0 0 0 0 0 0 TEXAS 0 0 0 0 0 0 UTAH 0 0 0 0 0 VERMONT 1,747,576 741,980 1,441,475 4,939 11,633 9,595 746,919 1,759,209 1,451,070 3,957,198 VIRGINIA 0 0 0 0 WASHINGTON 3,381,031 3.866.812 4,336,827 246,726 192.350 219,987 3,573,381 4,583,553 4,086,799 12,243,733 WEST VIRGINIA 0 0 0 0 0 0 WISCONSIN 0 0 0 0 0 0 WYOMING 1,681,758 2,866,016 1,071,694 256,745 437,539 163,610 1,938,503 3,303,555 1,235,304 6,477,362

\$10,426,873

\$10,207,478

\$55,477,465

\$68,678,902

\$68,141,032

\$192,297,399

#### TRANSFERS ASSESSED PURSUANT TO TITLE 23 U.S.C. 164 (Minimum Penalties for Repeat Offenders for Driving While Intoxicated or Driving Under the Influence) FOR THE INTERSTATE MAINTENANCE, NATIONAL HIGHWAY SYSTEM, AND SURFACE TRANSPORTATION PROGRAMS UNDER THE SURFACE TRANSPORTATION EXTENSION ACT OF 2010, TITLE IV OF PUBLIC LAW 111-147

Total

\$46,680,151

\$58,252,029

\$57,933,554

\$8,797,314

N4510.723 - TABLE 3