

Federal Highway Administration

# Notice

Subject:

REVISED 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 4510.743	December 23,	2011	HCFB-1

- 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 4510.723? Yes, this Notice cancels FHWA Notice 4510.723, Apportionment of Fiscal Year (FY) 2010 Funds Pursuant to the Surface Transportation Extension Act of 2010, Title IV of Public Law 111-147, dated April 20, 2010. The revisions to the apportionments are required based on the revised apportionments for FY 2009, which were changed due to corrected data for the non-highway recreational fuel use factor. United States Comptroller General (Comp. Gen.) Decision B-275490 (December 5, 1996) requires that incorrect apportionments be appropriately adjusted to ensure compliance with the statutory formula for apportioning Federal highway funds enacted by Congress. See also 41 Comp. Gen. 16 (1961). All adjustments made based on the revised apportionments to the Fy 2012 apportionments to the extent possible.

## 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 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 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 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 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 SAFETEA-LU, except that the zero at the end of each program code under 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 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 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 SAFETEA-LU), Pavement Marking Systems Demonstration Projects (section 1907 of SAFETEA-LU), the Road User Fees Study (section 1919 of SAFETEA-LU), and Multimodal Facility Improvements (section 1962 of SAFETEA-LU) are subject to this provision.

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

- 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 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.
  - 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 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

### REVISED CERTIFICATE OF APPORTIONMENT FROM THE SUM OF \$40,159,776,080 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

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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 \$40,159,776,080, 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.

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

#### REVISED APPORTIONMENT OF FISCAL YEAR (FV) 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 reconcililation of funds under section 414)

											Coordinated					
		National	Surface	Bridge	Congestion	Appalachian					Border			Equity Bonus		
	Interstate	Highway	Transportation	Replacement &	Mitigation &	Development	Recreational	Metropolitan		Rall-Hwy	infrastructure	Sale Routes	Subject to	Subject to	Exempt from	
State	Maintenance	System	Program	Rehabilitation	Air Quality	Highway System	Trails	Planning	Safety	Crossings	Program	To School	Formula Limitation	Special Limitation	Limitation	Total
ALABAMA	111,018,257	125,143,890	144,861,619	72,731,371	10,137,908	117,500,000	1,749,787	2,930,666	28,488,605	4,368,664	-	2,738,816	119,981,484	34,512,953	11,026,889	787,190,909
ALASKA	71,447,537	84,249,624	72,641,742	29,098,147	19,691,414	-	1,527,922	1,519,833	12,073,151	1,100,000	1,421,194	1,000,000	144,617,714	41,599,623	13,291,079	495,278,980
ARIZONA	113,000,652	136,757,485	130,023,715	20,561,350	39,552,879		1,934,863	5,900,202	25,777,188	2,671,424	10,157,107	3,612,384	195,133,674	56,130,656	17,933,745	759,147,324
ARKANSAS	85,710,230	106,998,188	110,617,405	69,898,476	10,952,485		1,493,969	1,519,833	20,508,510	3,787,769	-	1,622,447	89,952,381	25,875,012	8,267,066	537,203,771
CALIFORNIA	537,048,909	679,752,503	747,378,745	512,089,290	435,442,777	-	5,756,189	45,321,037	124,993,714	15,617,674	26,560,341	22,580,275	470,751,261	135,412,697	43,264,357	3,801,969,769
COLORADO	97,258,648	130,431,974	122,593,854	38,150,882	39,849,102	-	1,591,652	4,850,668	19,794,504	3,126,071	-	2,659,832	68,516,902	19,709,046	6,297,040	554,830,175
CONNECTICUT	59,371,706	54,744,992	69,867,639	149,194,507	38,455,762	-	962,216	4,300,411	10,475,554	1,301,016	-	2,017,420	94,555,212	27,199,027	8,690,089	521,135,551
DELAWARE	10,197,501	61,322,786	41,410,783	13,756,399	11,225,459	-	905,680	1,519,833	6,882,526	1,100,000	-	1,000,000	18,989,082	5,462,254	1,745,190	175,517,493
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	-	1,000,000	2,355,868	677,671	216,516	165,557,014
FLORIDA	239,400,206	342,586,348	366,031,884	101,509,685	9,734,917	-	2,602,532	20,335,985	62,637,667	8,632,355	-	9,725,359	581,821,123	167,362,202	53,472,224	1,965,852,487
GEORGIA	210,001,850	193,042,087	246,982,072	63,887,851	51,092,143	11,848,888	1,740,137	7,563,836	42,174,662	8,024,372	-	5,631,065	360,787,849	103,781,466	33,158,178	1,339,716,456
HAWAN	11,502,741	56,698,947	39,489,304	35,095,804	10,704,593	•	960,464	1,519,833	6,563,173	1,100,000	-	1,000,000	7,869,670	2,263,729	723,261	175,491,519
IDAHO	45,336,585	60,497,241	47,439,774	21,431,482	10,319,940	-	1,710,560	1,519,833	9,102,912	1,689,626	1,480,994	1,000,000	69,037,112	19,858,686	6,344,850	296,769,595
ILLINOIS	272,893,821	232,687,842	301,280,947	150,554,051	98,841,599	-	1,525,297	14,700,785	46,898,089	10,156,832	-	7,553,851	244,347,244	70,287,054	22,456,714	1,474,184,126
INDIANA	147,898,146	149,583,175	169,617,677	63,915,054	34,792,154	-	1,201,709	5,149,527	23,122,290	7,263,830	-	3,806,398	277,117,772	79,713,573	25,468,487	988,649,792
AWO	85,189,238	123,824,890	118,776,303	69,661,050	10,894,744	-	1,374,817	1,683,012	19,829,908	5,045,409	-	1,693,614	44,434,792	12,781,772	4,083,776	499,273,325
KANSAS	70,675,986	98,661,304	110,630,676	48,515,940	9,847,322	-	1,384,250	1,823,479	21,132,213	6,158,571	-	1,646,633	15,672,762	4,508,306	1,440,404	392,097,846
KENTUCKY	113,176,507	128,919,160	121,544,615	70,954,437	11,830,313	39,080,829	1,424,395	2,365,357	20,294,030	3,600,390	•	2,356,219	126,020,333	36,250,042	11,581,889	689,398,516
LOUISIANA	112,403,982	104,932,456	127,126,932	209,545,629	10,684,216	•	1,517,643	3,828,048	22,455,542	4,251,621	-	2,588,373	93,434,968	26,876,786	8,587,133	728,233,329
MAINE	35,922,153	39,373,096	42,428,084	37,630,167	11,366,263		1,442,741	1,519,833	6,968,855	1,205,541	12,676,881	1,000,000	-	-		191,533,614
MARYLAND	95,217,319	107,379,830	117,153,985	119,569,892	51,794,088	13,696,458	1,123,620	6,491,921	18,074,649	2,262,428	-	3,147,630	62,242,605	17,904,230	5,720,401	621,779,056
MASSACHUSETTS	88,045,622	89,223,584	111,426,613	203,174,402	64,935,284	-	1,186,729	8,507,425	15,087,783	2,347,040	-	3,455,640	31,004,998	8,918,660	2,849,512	630,163,292
MICHIGAN	153,003,643	191,475,072	243,121,817	113,812,391	66,636,269	-	2,853,955	9,931,760	39,120,514	7,522,228	28,298,156	5,992,442	167,202,395	48,096,159	15,366,723	1,092,433,524
MINNESOTA	107,819,985	133,340,445	167,063,022	38,205,656	28,510,883	-	2,416,048	4,093,963	26,191,181	5,999,928	4,180,895	2,906,875	107,722,805	30,986,716	9,900,256	669,338,658
MISSISSIPPI	79,898,563	116,829,847	113,686,184	61,805,299	_ 10,621,383	5,019,271	1,361,924	1,519,833	23,727,033	3,409,259	-	1,847,720	59,509,970	17,118,181	5,469,259	501,823,726
MISSOURI	158,207,392	177,294,369	191,126,172	134,867,762	20,379,560	-	1,663,399	4,665,984	33,933,217	5,807,066	•	3,317,763	177,415,119	51,033,873	16,305,322	976,016,998
MONTANA	72,579,229	96,549,451	54,467,924	16,262,274	11,561,650	-	1,606,705	1,519,833	10,946,134	1,786,779	7,762,805	1,000,000	96,414,856	27,733,958	8,861,000	409,052,598
NEBRASKA	49,320,412	85,682,843	73,449,359	26,878,236	10,172,000	•	1,217,387	1,519,833	13,006,300	3,451,854	•	1,023,931	24,777,856	7,127,408	2,277,207	299,904,626
NEVADA	72,718,054	80,784,267	74,891,276	16,265,858	29,911,666		1,357,950	2,530,745	13,453,226	1,100,000		1,456,403	59,658,758	17,160,981	5,482,933	376,772,117
NEW HAMPSHIRE	20,659,248	41,116,046	35,768,457	23,620,916	9,695,961	-	1,267,944	1,519,833	5,944,764	1,100,000	332,755	1,000,000	21,315,329	6,131,404	1,958,984	171,431,641
NEW JERSEY	112,374,911	163,190,003	164,872,514	197,416,266	90,098,214	-	1,226,757	11,705,997	22,801,383	3,644,120	-	5,066,315	187,433,376	53,915,647	17,226,049	1,030,971,552
NEW MEXICO	80,520,193	96,845,875	68,921,276	14,230,356	10,019,837	•	1,429,831	1,519,833	12,883,422	1,588,797	1,879,602	1,122,276	65,285,949	18,779,655	6,000,100	381,027,002
NEW YORK	205,627,167	233,361,089	277,385,233	489,284,652	177,533,113	9,398,684	2,204,556	23,407,517	42,100,679	6,341,559	27,536,358	10,322,012	171,877,309	49,440,909	15,796,370	1,741,617,207
NORTH CAROLINA	147,255,628	172,812,224	197,346,394	121,724,828	42,049,629	32,921,949	1,613,560	5,677,834	31,095,616	6,199,544	-	5,034,374	229,346,879	65,972,164	21,078,106	1,080,128,729
NORTH DAKOTA	34,733,704	96,429,711	46,966,009	12,786,616	10,434,100	•	1,131,881	1,519,833	8,939,676	3,479,155	10,495,293	1,000,000	21,515,571	6,189,004	1,977,387	257,597,940
OHIO	232,639,560	203,898,255	255,095,492	171,593,474	82,044,746	22,703,303	1,671,851	11,037,950	37,432,412	8,565,935	•	6,577,188	259,158,296	74,547,488	23,817,922	1,390,783,872
OKLAHOMA	108,061,530	140,081,875	154,843,595	88,120,256	11,070,742	-	1,787,083	2,239,867	28,650,119	5,121,318	•	2,096,583	84,070,270	24,183,009	7,726,471	658,052,718
OREGON	88,911,125	113,091,116	111,110,729	101,478,960	19,359,106		1,610,153	2,983,379	19,134,517	3,091,407	-	1,963,103	40,510,819	11,653,032	3,723,144	518,620,590
PENNSYLVANIA	206,876,774	218,330,087	246,870,831	481,825,812	98,804,463	111,768,068	1,991,266	12,396,227	38,616,482	7,067,949	•	6,720,350	196,528,387	56,531,849	18,061,926	1,702,390,471
RHODE ISLAND	13,406,640	58,017,826	41,355,329	91,517,589	11,264,414	•	865,034	1,519,833	6,873,309	1,100,000	•	1,000,000			•	226,919,974
SOUTH CAROLINA	102,475,475	102,930,134	134,668,327	53,719,547	9,972,008	7,174,268	1,211,220	2,828,931	27,292,533	4,160,407	•	2,433,802	146,819,738	42,233,040	13,493,456	651,412,886
SOUTH DAKOTA	45,735,578	88,376,604	57,624,054	13,821,011	11,278,184	-	1,137,193	1,519,833	11,656,132	2,306,128	•	1,000,000	42,156,628	12,126,452	3,874,401	292,612,198
TENNESSEE	153,627,416	156,568,071	168,198,401	57,161,912	31,136,521	24,658,362	1,640,613	4,475,878	29,956,862	4,615,389		3,404,845	174,942,628	50,322,655	16,078,088	876,787,641
TEXAS	445,786,263	562,072,121	596,688,113	146,177,478	112,885,875	-	3,994,822	22,337,498	93,484,147	16,975,461	55,859,492	15,219,488	871,874,601	250,796,761	80,129,565	3,274,281,685
UTAH	92,147,459	63,485,224	68,473,982	13,476,757	10,997,267	-	1,561,852	2,639,098	9,973,965	1,533,360	•	1,718,219	49,491.264	14,236,278	4,548,491	334,283,216
VERMONT	24,732,675	58,252,549	48,049,174	43,453,882	13,024,966	-	1,028,010	1,519,833	7,985,835	1,100,000	8,484,673	1,000,000	1,417,907	407,865	130,313	210,587,682
VIRGINIA	166,940,890	163,251,141	199,963,189	112,236,912	46,546,346	38,090,868	1,527,161	7,115,731	31,000,359	4,487,023	-	4,290,965	203,257,786	58,467,576	18,680,390	1,055,856,337
WASHINGTON	112,701,034	128,893,717	144,560,902	173,858,862	37,672,142	-	1,886,270	6,497,505	22,338,630	4,022,753	12,873,454	3,576,977	35,888,150	10,323,310	3,298,298	698,392,004
WEST VIRGINIA	58,299,624	58,764,029	63,588,776	65,344,855	11,524,565	36,139,052	1,311,075	1,519,833	12,650,464	1,974,953	-	1,000,000	102,441,486	29,467,532	9,414,877	453,441,121
WISCONSIN	93,996,117	160,227,409	153,346,755	21,353,533	20,673,827	•	2,167,754	4,291,349	25,953,228	5,436,995	-	3,072,413	202,916,048	58,369,274	18,648,983	770,453,685
WYOMING	56,058,587	95,533,858	35,723,134	11,866,998	9,683,675	-	1,474,476	1,519,833	5,988,806	1,100,000	-	1,000,000	33,242,822	9,562,375	3,065,179	265,809,743
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	6,952,837,808	2,000,000,000	639,000,000	40,159,776,080



12/23/2011

N4510.743 - TABLE 1

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

#### REVISED 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

]			TRANSFERS ASSESSED	TOTAL								
	PURSU	ANT TO TITLE 23 U.S.C. 10	()	PURSUAN	NT TO TITLE 23 U.S.C. 105	( )	PURSUA	PURSUANT TO TITLE 23 U.S.C. 154				
		National	Surface		National	Surface		National	Surface			
	Interstate	Highway	Transportation	Interstate	Highway	Transportation	Interstate	Highway	Transportation			
State	Maintenance	<u>System</u>	Program	Maintenance	<u>System</u>	Program	Maintenance	System	Program	Total		
ALABAMA	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0		
ALASKA	2,143,426	2,527,489	2,179,252	1,049,439	1,237,479	1,066,979	3,192,865	3,764,968	3,246,231	10,204,064		
ARIZONA	0	0	0	0	0	0	0	0	0	0		
ARKANSAS	2,571,307	3,209,946	3,318,522	562,757	702,529	726,293	3,134,064	3,912,475	4,044,815	11,091,354		
CALIFORNIA	0	0	0	0	0	0	0	0	0	0		
COLORADO	0	0	0	0	0	0	0	0	0	0		
CONNECTICUT	1,781,151	1,642,350	2,096,029	430,439	396,896	506,533	2,211,590	2,039,246	2,602,562	6,853,398		
DELAWARE	305,925	1,839,684	1,242,323	39,540	237,777	160,569	345,465	2,077,461	1,402,892	3,825,818		
DIST. OF COL. FLORIDA	0	0	0	0	0	0	0	0	0	0		
GEORGIA	0	0	0	0	0	0	0	0	0	0		
HAWAII	0	0	0	0	0	0	0	0	0	0		
IDAHO	0	0	0	0	0	0	0	0	0	0		
ILLINOIS	0	0	0	0	0	0	0	0	0	0		
INDIANA	0	0	0	0	0	0	0	0	0	0		
IOWA	0	0	0	0	0	0	0	0	0	0		
KANSAS	0	0	0	0	0	0	0	0	0	0		
KENTUCKY	0	0	0	0	0	0	0	0	0	0		
LOUISIANA	3,372,119	3,147,974	3,813,808	518,773	484,290	586,724	3,890,892	3,632,264	4,400,532	11,923,688		
MAINE	0	0	0	0	0	0	0	0	0	0		
MARYLAND	0	0	0	0	0	0	0	0	0	0		
MASSACHUSETTS	0	0	0	0	0	0	0	0	0	0		
MICHIGAN	0	0	0	0	0	0	0	0	0	0		
MINNESOTA MISSISSIPPI	2,396,957	0 3,504,895	0 3,410,586	345,600	0 505,346	0 491,748	0 2,742,557	4,010,241	0 3,902,334	0 10,655,132		
MISSOURI	4,746,222	5,318,831	5,733,785	1,157,788	1,297,470	1,398,694	5,904,010	6,616,301	7,132,479	19,652,790		
MONTANA	4,740,222	0,010,001	0,700,700	1,107,700	1,237,470	1,000,004	0,004,010	0,010,001	1,102,410	13,032,730		
NEBRASKA	0	0	0	0	0	0	0	0	0	0		
NEVADA	0	0	0	0	0	0	0	0	0	0		
NEW HAMPSHIRE	0	0	0	0	0	0	0	0	0	0		
NEW JERSEY	0	0	0	0	0	0	0	0	0	0		
NEW MEXICO	0	0	0	0	0	0	0	0	0	0		
NEW YORK	0	0	0	0	0	0	0	0	0	0		
NORTH CAROLINA	0	0	0	0	0	0	0	0	0	0		
NORTH DAKOTA	0	0	0	0	0	0	0	0	0	0		
OHIO	0	0	0	0	0	0	0	0	0	0		
OKLAHOMA OREGON	0	0	0	0	0	0	0	0	0	0		
PENNSYLVANIA	0	0	0	0	0	0	0	0	0	0		
RHODE ISLAND	0	0	0	0	0	0	0	0	0	0		
SOUTH CAROLINA	0	0	ů O	0	0	0	0	0	0	o		
SOUTH DAKOTA	0	0	0	0	0	0	0	0	0	0		
TENNESSEE	4,608,822	4,697,042	5,045,952	1,332,709	1,358,219	1,459,112	5,941,531	6,055,261	6,505,064	18,501,856		
TEXAS	0	0	0	0	0	0	0	0	0	о		
UTAH	0	0	0	0	0	0	0	0	0	0		
VERMONT	0	0	0	0	0	0	0	0	0	0		
VIRGINIA	5,008,227	4,897,534	5,998,896	1,391,656	1,360,898	1,666,938	6,399,883	6,258,432	7,665,834	20,324,149		
WASHINGTON	0	0	0	0	0	0	0	0	0	0		
	1,748,989	1,762,921	1,907,663	651,354	656,542	710,447	2,400,343	2,419,463	2,618,110	7,437,916		
WISCONSIN WYOMING	0 1,681,758	0 2,866,016	0 1,071,694	0 256,094	0 436,430	0 163,195	0 1,937,852	0 3,302,446	0 1,234,889	0 6,475,187		
-						· · · ·						
Total	\$30,364,903	\$35,414,682	\$35,818,510	\$7,736,149	\$8,673,876	\$8,937,232	\$38,101,052	\$44,088,558	\$44,755,742	\$126,945,352		

N4510.743 - TABLE 2

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

#### REVISED 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

[				OM APPORTIONMENTS	TOTA	TOTAL TRANSFERS ASSESSED					
	PURSUAN	IT TO TITLE 23 U.S.C. 10	. /	PURSUANT TO TITLE 23 U.S.C. 105(d)			PURSU				
		National Surface		National		Surface		National	Surface		
	Interstate	Highway	Transportation	Interstate	Highway	Transportation	Interstate	Highway	Transportation		
State	Maintenance	System	Program	Maintenance	<u>System</u>	Program	Maintenance	<u>System</u>	Program	<u>Total</u>	
ALABAMA	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
ALASKA	2,143,426	2,527,489	2,179,252	1,049,439	1,237,479	1,066,979	3,192,865	3,764,968	3,246,231	10,204,064	
ARIZONA	0	0	0	0	0	0	0	0	0	0	
ARKANSAS	0	0	0	0	0	0	0	0	0	0	
CALIFORNIA	16,111,467	20,392,575	22,421,362	2,451,481	3,102,883	3,411,578	18,562,948	23,495,458	25,832,940	67,891,346	
COLORADO	0	0	0	0	0	0	0	0	0	0	
CONNECTICUT	0	0	0	0	0	0	0	0	0	0	
DELAWARE	0	0	0	0	0	0	0	0	0	0	
DIST. OF COL.	0	0	0	0	0	0	0	0	0	0	
FLORIDA	0	0	0	0	0	0	0	0	0	0	
GEORGIA	0	0	0	0	0	0	0	0	0	0	
HAWAII IDAHO	0	0	0	0	0	0	0	0	0	0	
ILLINOIS	0	0	0	0	0	0	0	0	0	0	
INDIANA	0	0	0	0	0	0	0	0	0	0	
IOWA	0	0	0	0	0	0	0	0	0	0	
KANSAS	0	0	0	0	0	0	0	0	0	0	
KENTUCKY	0	0	0	0	0	0	0	0	0	0	
LOUISIANA	3,372,119	3,147,974	3,813,808	518,773	484,290	586,724	3,890,892	3,632,264	4,400,532	11,923,688	
MAINE	0,572,119	3,147,374	3,013,000	0	404,290	000,724	3,030,032	0,052,204	4,400,332	11,923,000	
MARYLAND	0	0	0	0	0	0	0	0	0	0	
MASSACHUSETTS	0	0	0	0	0	0	0	0	0	0	
MICHIGAN	0	0	0	0	0	0	0	0	0	0	
MINNESOTA	3,234,600	4,000,213	5,011,891	685,988	848,358	1,062,913	3,920,588	4,848,571	6,074,804	14,843,963	
MISSISSIPPI	0	0	0	0	0	0	0	0	0	0	
MISSOURI	0	0	0	0	0	0	0	0	0	0	
MONTANA	2,177,377	2,896,484	1,634,038	790,335	1,051,354	593,116	2,967,712	3,947,838	2,227,154	9,142,704	
NEBRASKA	0	0	0	0	0	0	0	0	0	0	
NEVADA	0	0	0	0	0	0	0	0	0	0	
NEW HAMPSHIRE	0	0	0	0	0	0	0	0	0	0	
NEW JERSEY	0	0	0	0	0	0	0	0	0	0	
NEW MEXICO	2,415,606	2,905,376	2,067,638	549,896	661,389	470,683	2,965,502	3,566,765	2,538,321	9,070,588	
NEW YORK	0	0	0	0	0	0	0	0	0	0	
NORTH CAROLINA	0	0	0	0	0	0	0	0	0	0	
NORTH DAKOTA	0	0	0	0	0	0	0	0	0	0	
OHIO	6,979,187	6,116,948	7,652,865	1,809,713	1,586,133	1,984,399	8,788,900	7,703,081	9,637,264	26,129,245	
OKLAHOMA	0	0	0	0	0	0	0	0	0	0	
OREGON	2,667,334	3,392,733	3,333,322	234,402	298,149	292,928	2,901,736	3,690,882	3,626,250	10,218,868	
	0	0	0	0	0	0	0	0	0	0	
RHODE ISLAND	402,199	1,740,535	1,240,660	0	0	0	402,199	1,740,535	1,240,660	3,383,394	
SOUTH CAROLINA	1 373 067	0	4 700 700	0	0 482,972	0	0	0	0	0	
SOUTH DAKOTA TENNESSEE	1,372,067 0	2,651,298 0	1,728,722	249,942 0	482,972	314,911	1,622,009	3,134,270 0	2,043,633	6,799,912	
TEXAS	0	0	0	0	0	0	0	0	0	0	
UTAH	0	0	0	0	0	0	0	0	0	0	
VERMONT	741.980	1,747,576	0 1,441,475	5.286	12,450	10,269	747,266	1,760,026	1,451,744	3,959,036	
VIRGINIA	741,980	1,747,578	1,441,475	5,200	12,450	10,209	141,200	1,760,028	1,401,744	3,339,030 N	
WASHINGTON	3,381,031	3,866,812	4,336,827	191,945	219,523	246,207	3,572,976	4,086,335	4,583,034	12,242,345	
WEST VIRGINIA	0	3,000,012	-,000,027	131,343	219,525	2-0,207	3,372,370	4,000,535	4,000,004	12,242,343	
WISCONSIN	0	0	0	0	0	0	0	0	0	0	
WYOMING	1,681,758	2,866,016	1,071,694	256,094	436,430	163,195	1,937,852	3,302,446	1,234,889	6,475,187	
Total	\$46,680,151	\$58,252,029	\$57,933,554	\$8,793,294	\$10,421,410	\$10,203,902	\$55,473,445	\$68,673,439	\$68,137,456	\$192,284,340	

N4510.743 - TABLE 3