

1 and on the basis of need to any other State requesting such
2 funds and making the requisite demonstration.

3 “(c) Before any funds may be made available to a
4 State pursuant to this section, the State highway depart-
5 ment shall enter into an agreement with the Secretary which
6 shall provide (1) for the reimbursement of the costs of such
7 rights-of-way, and (2) for the actual construction of a road
8 on such rights-of-way, both within a period not exceeding
9 seven years following the fiscal year in which such request
10 is made or by the terminal date of the highway trust fund,
11 whichever occurs first.

12 “(d) Federal participation in the cost of right-of-way
13 acquired under subsection (a) of this section shall not exceed
14 the Federal pro rata share applicable to the class of funds
15 from which Federal reimbursement is made except for ad-
16 vance payments that are to be repaid under the provisions
17 of section 124 (c) of this title.”

18 (b) That section 124 of title 23, United States Code,
19 is amended by relettering the first paragraph as subsection
20 “(a)”, substituting the word “subsection” for the word
21 “section” in the third sentence of such subsection “(a)” and
22 adding at the end thereof the following new subsections:

23 “(b) For the purpose of carrying out the provisions of
24 section 108 (b) of this title relating to the allocation of