

1 of title 5, United States Code, including distribution of  
2 transit benefits by various paper and electronic media.

3       SEC. 192. The Department of Transportation may  
4 use funds provided by this Act, or any other Act, to assist  
5 a contract under title 49 U.S.C. or title 23 U.S.C. utilizing  
6 geographic, economic, or any other hiring preference not  
7 otherwise authorized by law, except for such preferences  
8 authorized in this Act, or to amend a rule, regulation, pol-  
9 icy or other measure that forbids a recipient of a Federal  
10 Highway Administration or Federal Transit Administra-  
11 tion grant from imposing such hiring preference on a con-  
12 tract or construction project with which the Department  
13 of Transportation is assisting, only if the grant recipient  
14 certifies the following:

15           (1) that except with respect to apprentices or  
16 trainees, a pool of readily available but unemployed  
17 individuals possessing the knowledge, skill, and abil-  
18 ity to perform the work that the contract requires  
19 resides in the jurisdiction;

20           (2) that the grant recipient will include appro-  
21 priate provisions in its bid document ensuring that  
22 the contractor does not displace any of its existing  
23 employees in order to satisfy such hiring preference;  
24 and