

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