AMENDMENT TO RULES COMMITTEE PRINT 116–54

OFFERED BY MR. BOST OF ILLINOIS

Page 210, strike lines 13 through page 213, line 5 and insert the following:

“(3) ELIGIBLE PROJECTS.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), funds set aside under this subsection may be obligated for any of the following projects or activities:

“(i) Construction, planning, and design of on-road and off-road trail facilities for pedestrians, bicyclists, and other non-motorized forms of transportation, including sidewalks, bicycle infrastructure, pedestrian and bicycle signals, traffic calming techniques, lighting and other safety-related infrastructure, and transportation projects to achieve compliance with the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.).

“(ii) Construction, planning, and design of infrastructure-related projects and
systems that will provide safe routes for
nondrivers, including children, older adults,
and individuals with disabilities to access
daily needs.

“(iii) Conversion and use of aban-
donated railroad corridors for trails for pe-
destrians, bicyclists, or other nonmotorized
transportation users.

“(iv) Construction of turnouts, over-
looks, and viewing areas.

“(v) Community improvement activi-
ties, including—

“(I) inventory, control, or re-
moval of outdoor advertising;

“(II) historic preservation and
rehabilitation of historic transpor-
tation facilities;

“(III) vegetation management
practices in transportation rights-of-
way to improve roadway safety, pre-
vent against invasive species, and pro-
vide erosion control; and

“(IV) archaeological activities re-
lating to impacts from implementation
of a transportation project eligible under this title.

“(vi) Any environmental mitigation activity, including pollution prevention and pollution abatement activities and mitigation to address stormwater management, control, and water pollution prevention or abatement related to highway construction or due to highway runoff, including activities described in sections 328(a) and 329.

“(vii) Projects and strategies to reduce vehicle-caused wildlife mortality related to, or to restore and maintain connectivity among terrestrial or aquatic habitats affected by, a transportation facility otherwise eligible for assistance under this subsection.

“(viii) The recreational trails program under section 206.

“(ix) The safe routes to school program under section 211.

“(x) Activities in furtherance of a vulnerable road user assessment described in section 148.
“(xi) Any other projects or activities described in section 101(a)(29) or section 213, as such sections were in effect on the day before the date of enactment of the FAST Act (Public Law 114–94).

“(B) Prohibition against eminent domain.—

“(i) In general.—Funds set aside under this subsection may not be obligated for any project or activity that includes the exercise of eminent domain authority to carry out such project or activity.

“(ii) Exception.—Notwithstanding clause (i), funds reserved under this subsection may be obligated for a project or activity that includes the exercise of eminent domain authority if such project or activity is—

“(I) described in section 101(a)(29)(B), as in effect on the day before the date of enactment of the FAST Act (Public Law 114–94);

“(II) an acquisition necessary to achieve compliance with the Ameri-
cans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq); or

“(III) described in the safe routes to school program under section 211.”