

**AMENDMENT TO RULES COMMITTEE PRINT**

**114-32**

**OFFERED BY MR. CAPUANO OF MASSACHUSETTS**

At the end of subtitle D of title I of Division A, add the following:

1 **SEC. \_\_\_\_ . SAFETY ACTION PLAN.**

2 Section 130 of title 23, United States Code, is  
3 amended by striking subsection (g) and inserting the fol-  
4 lowing:

5 “(g) SAFETY ACTION PLAN.—

6 “(1) IN GENERAL.—Not later than 1 year after  
7 the date of enactment of this subsection, each State  
8 shall develop and implement a State grade crossing  
9 safety action plan.

10 “(2) CONTENTS OF PLAN.—A safety action  
11 plan developed under paragraph (1) shall—

12 “(A) describe the State’s railway-highway  
13 crossing program;

14 “(B) identify—

15 “(i) high risk and multiple-accident  
16 crossings; and

17 “(ii) specific short-term, medium-  
18 term, and long-term initiatives the State

1 will take to improve safety at such cross-  
2 ings, including grade crossing closures and  
3 separations, installation of additional pro-  
4 tective devices, education and awareness,  
5 and enforcement; and

6 “(C) identify any impediments to imple-  
7 menting such initiatives.

8 “(3) RECOMMENDATIONS.—A safety action  
9 plan developed under paragraph (1) may provide  
10 recommendations to the Secretary for improving the  
11 railway-highway grade crossing program established  
12 under this section.

13 “(4) UPDATES.—Not later than December 30  
14 of each year, each State shall transmit to the Sec-  
15 retary a report that includes—

16 “(A) any updates to the State’s safety ac-  
17 tion plan;

18 “(B) an evaluation of the progress being  
19 made to implement the railway-highway cross-  
20 ings program authorized by this section and the  
21 initiatives identified pursuant to paragraph  
22 (2)(B)(ii); and

23 “(C) an assessment of subsequent accident  
24 experience at improved crossings.

25 “(5) REPORT.—

1           “(A) IN GENERAL.—Not later than April  
2           1, 2016, and every 2 years thereafter, the Sec-  
3           retary shall transmit to the Committee on Envi-  
4           ronment and Public Works and the Committee  
5           on Commerce, Science, and Transportation of  
6           the Senate and the Committee on Transpor-  
7           tation and Infrastructure of the House of Rep-  
8           resentatives, a report on the progress being  
9           made by each State on—

10                   “(i) implementing the safety action  
11                   plan; and

12                   “(ii) projects to improve high risk and  
13                   multiple-incident crossings.

14           “(B) CONTENTS.—The report shall in-  
15           clude—

16                   “(i) the number of projects under-  
17                   taken;

18                   “(ii) the distribution of such projects  
19                   by—

20                           “(I) cost range;

21                           “(II) road system;

22                           “(III) nature of treatment; and

23                           “(IV) subsequent accident experi-  
24                   ence at improved locations;

1                   “(iii) an analysis and evaluation of  
2                   each State railway-highway crossing pro-  
3                   gram and safety action plan;

4                   “(iv) identify any State found not to  
5                   be in compliance with the schedule of im-  
6                   provements required by subsection (d); and

7                   “(v) include recommendations for im-  
8                   proving the railway-highway crossing pro-  
9                   gram of each State.

10                  “(6) ASSISTANCE.—The Secretary shall provide  
11                  assistance to States in developing and carrying out,  
12                  as appropriate, the safety action plan required under  
13                  paragraph (1).”.

