

AMENDMENT TO RULES COMMITTEE PRINT

114-32

OFFERED BY MR. HUNTER OF CALIFORNIA

Page 225, strike lines 4 through 20 and insert the following:

1 (a) IN GENERAL.—The Secretary shall establish a
2 program to permit the acknowledgment of roadside main-
3 tenance with the use of live plant materials.

4 (b) TERM.—The Secretary shall carry out the pro-
5 gram for a 10-year period. Upon the request of a State,
6 the Secretary may continue to carry out the program for
7 that State for an additional 10-year period.

8 (c) PARTICIPATING STATES.—The Secretary shall se-
9 lect 10 States to participate in the program.

10 (d) GUIDELINES FOR SELECTION OF STATES.—

11 (1) IN GENERAL.—The Secretary shall establish
12 guidelines for selecting States to participate in the
13 program.

14 (2) DISCRETION OF STATES.—The guidelines
15 shall not limit the discretion under subsection (e) of
16 any State participating in the program. Any other
17 guidelines relating to the participation of a State in

1 the program shall be established by that State, sub-
2 ject to subsection (e).

3 (3) PRIORITY.—In selecting States to partici-
4 pate in the program, the Secretary shall give priority
5 to any State that can provide documentation dem-
6 onstrating that the State, or its agents, prior to No-
7 vember 2015, actively reviewed, or stated an interest
8 in, innovative approaches using live plant materials
9 for acknowledging a substantial contribution to
10 roadside maintenance.

11 (e) INCONSISTENT LAWS, REGULATIONS, OR MANU-
12 ALS.—Notwithstanding any other provision of law, States
13 participating in the program may permit acknowledgment
14 of roadside maintenance through the use of live plant ma-
15 terials without being limited by any Federal, State, or
16 other law, regulation, or manual that limits or regulates
17 procurement actions, acknowledgment signs, advertising,
18 landscaping, or other uses of, or actions relating to, high-
19 way rights-of-way or areas adjacent to highway rights-of-
20 way.

21 (f) FUNDS EXCLUSIVELY FOR ROADSIDE MAINTENANCE.—Any funds paid to a State under the program
22 shall be considered to be State funds (as defined in section
23 101(a) of title 23, United States Code), and shall be made
24 available for expenditure under the direct control of the
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1 State transportation department (as defined in that sec-
2 tion) exclusively for roadside maintenance.

3 (g) REPORT.—Before the expiration of the first 10-
4 year period referred to in subsection (b), the Secretary
5 shall submit to the Committee on Transportation and In-
6 frastructure of the House of Representatives and the Com-
7 mittee on Environment and Public Works of the Senate
8 a report on the results of the program.

