

AMENDMENT TO RULES COMMITTEE PRINT 116-

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OFFERED BY MR. KEATING OF MASSACHUSETTS

Page 1220, after line 11, insert the following:

1 **TITLE VI—OTHER MATTERS**

2 **SEC. 26001. EVACUATION ROUTE PROGRAM.**

3 (a) DEFINITIONS.—In this section:

4 (1) EVACUATION ROUTE.—

5 (A) IN GENERAL.—The term “evacuation
6 route” means a route that—

7 (i) is owned, operated, or maintained
8 by a Federal, State, or local government or
9 a private entity;

10 (ii) is used—

11 (I) to transport the public away
12 from emergency events (as defined in
13 section 667.3 of title 23, Code of Fed-
14 eral Regulations (or successor regula-
15 tions)); or

16 (II) to transport emergency re-
17 sponders and recovery resources; and

1 (iii) is designated by the State in
2 which the route is located for the purposes
3 described in clause (ii).

4 (B) INCLUSION.—The term “evacuation
5 route” includes an eligible project under sub-
6 section (d).

7 (2) PROGRAM.—The term “program” means
8 the competitive grant program established under
9 subsection (b)(1).

10 (3) RESILIENCE PROJECT.—The term “resil-
11 ience project” means a project—

12 (A) with the ability to anticipate, prepare
13 for, and adapt to changing conditions and with-
14 stand, respond to, and recover rapidly from dis-
15 ruptions; and

16 (B) designed and built to address current
17 and future vulnerabilities to an evacuation
18 route due to—

19 (i) future occurrence or recurrence of
20 emergency events (as defined in section
21 667.3 of title 23, Code of Federal Regula-
22 tions (or successor regulations)) that are
23 likely to occur in the geographic area in
24 which the evacuation route is located; or

1 (ii) projected changes in development
2 patterns, demographics, or extreme weath-
3 er events based on the best available evi-
4 dence and analysis.

5 (4) SECRETARY.—The term “Secretary” means
6 the Secretary of Transportation.

7 (b) ESTABLISHMENT OF PROGRAM.—

8 (1) IN GENERAL.—The Secretary (in consulta-
9 tion with the Administrator of the Federal Emer-
10 gency Management Agency for the purposes de-
11 scribed in paragraph (3)) shall establish a competi-
12 tive grant program to provide grants for resilience
13 projects that strengthen and protect evacuation
14 routes that are essential for providing and sup-
15 porting mass evacuations caused by emergency
16 events (as defined in section 667.3 of title 23, Code
17 of Federal Regulations (or successor regulations)).

18 (2) REQUIREMENTS.—A grant awarded under
19 the program shall address—

20 (A) current and future vulnerabilities to an
21 evacuation route due to future occurrence or re-
22 currence of emergency events (as defined in sec-
23 tion 667.3 of title 23, Code of Federal Regula-
24 tions (or successor regulations)) that are likely

1 to occur in the geographic area in which the
2 evacuation route is located; and

3 (B) projected changes in development pat-
4 terns, demographics, or climate change and ex-
5 tremе weather events based on the best avail-
6 able evidence and analysis.

7 (3) CONSULTATION.—In carrying out the pro-
8 gram, the Administrator of the Federal Emergency
9 Management Agency shall consult with the Secretary
10 to provide technical assistance to the Secretary and
11 to applicants.

12 (c) ELIGIBLE RESILIENCE PROJECTS.—The Sec-
13 retary shall provide grants under this section to resilience
14 projects—

15 (1) that are eligible projects under subsection
16 (d); and

17 (2) that—

18 (A) ensure the ability of the evacuation
19 route to provide safe passage during a mass
20 evacuation and reduce the risk of damage to
21 evacuation routes as a result of future emer-
22 gency events (as defined in section 667.3 of
23 title 23, Code of Federal Regulations (or suc-
24 cessor regulations)), including—

1 (i) restoring or replacing existing
2 mass evacuation routes that are struc-
3 turally deficient or functionally obsolete;

4 (ii) protecting, elevating, or relocating
5 assets that are located in a base floodplain;

6 (iii) protecting assets vulnerable to
7 high winds;

8 (iv) installing mitigation measures
9 that prevent the intrusion of floodwaters
10 into transportation systems;

11 (v) strengthening systems that remove
12 rainwater from transportation facilities or
13 services; or

14 (vi) other resilience projects that ad-
15 dress identified vulnerabilities;

16 (B) if the Secretary determines that exist-
17 ing evacuation routes are not sufficient to ade-
18 quately facilitate mass evacuations, expand the
19 capacity of evacuation routes to swiftly and
20 safely accommodate mass evacuations, including
21 installation of—

22 (i) communications and intelligent
23 transportation system equipment and in-
24 frastructure;

25 (ii) counterflow measures; or

1 (iii) shoulders;

2 (C) are for the construction of—

3 (i) new or redundant evacuation
4 routes, if the Secretary determines that ex-
5 isting evacuation routes are not sufficient
6 to adequately facilitate mass evacuations;

7 or

8 (ii) sheltering facilities; or

9 (D) involve planning and acquisition, in-
10 cluding—

11 (i) mass evacuation planning and
12 preparation, such as—

13 (I) coordination with agencies
14 and departments within the State,
15 first responders, and other States;

16 (II) identification of evacuation
17 routes;

18 (III) evacuation route education
19 and awareness campaigns;

20 (IV) traffic analysis and moni-
21 toring; or

22 (V) data sharing;

23 (ii) acquisition of evacuation route
24 and traffic incident management equip-
25 ment and vehicles;

- 1 (iii) evacuation route risk assessment;
- 2 (iv) development of enhanced mass
- 3 evacuation response capabilities;
- 4 (v) evacuation route signage; or
- 5 (vi) equipment for pedestrian move-
- 6 ment.

7 (d) ELIGIBLE PROJECTS.—The Secretary may make
8 a grant under this section only for a project that is—

9 (1) a project eligible for assistance under title
10 23, United States Code;

11 (2) a public transportation facility or service eli-
12 gible for assistance under chapter 53 of title 49,
13 United States Code;

14 (3) a facility or service for intercity rail pas-
15 senger transportation (as defined in section 24102
16 of title 49, United States Code);

17 (4) a port facility, including a facility that—

18 (A) connects a port to other modes of
19 transportation;

20 (B) improves the efficiency of mass evacu-
21 ations and disaster relief; or

22 (C) aids transportation;

23 (5) a public-use airport (as defined in section
24 47102 of title 49, United States Code) that is in-
25 cluded in the national plan of integrated airport sys-

1 tems developed by the Federal Aviation Administra-
2 tion under section 47103 of title 49, United States
3 Code; or

4 (6) a route owned, operated, or maintained by
5 the Corps of Engineers.

6 (e) ELIGIBLE ENTITIES.—The Secretary may award
7 a grant under this section to any of the following:

8 (1) A State.

9 (2) A metropolitan planning organization that
10 serves an urbanized area (as defined by the Bureau
11 of the Census) with a population of more than
12 200,000 individuals.

13 (3) A unit of local government.

14 (4) A political subdivision of a State or local
15 government.

16 (5) A special purpose district or public author-
17 ity with a transportation function, including a port
18 authority.

19 (6) A Federal land management agency that
20 applies jointly with a State or group of States.

21 (7) A Tribal government or a consortium of
22 Tribal governments.

23 (8) A multistate or multijurisdictional group of
24 entities described in paragraphs (1) through (7).

1 (f) APPLICATIONS.—To be eligible to receive a grant
2 under this section, an eligible entity shall submit to the
3 Secretary an application in such form, at such time, and
4 containing such information as the Secretary determines
5 to be necessary.

6 (g) CRITERIA.—In selecting resilience projects to re-
7 ceive grants under the program, the Secretary shall con-
8 sider—

9 (1) the cost of the project compared to the risk
10 of recurring damage and the cost of future repairs,
11 taking into account current and future emergency
12 events (as defined in section 667.3 of title 23, Code
13 of Federal Regulations (or successor regulations))
14 and extreme weather events, to the maximum extent
15 practicable;

16 (2) the extent to which the project reduces the
17 financial risk to the Federal Government; and

18 (3) such other criteria as the Secretary deter-
19 mines to be appropriate.

20 (h) ADMINISTRATION OF PROJECTS.—Responsibility
21 for oversight and administration of a project that receives
22 a grant under this section—

23 (1) may be transferred within the Department
24 of Transportation; and

25 (2) shall be administered in accordance with—

1 (A) title 23 and title 49, United States
2 Code, as applicable;

3 (B) title VI of the Civil Rights Act of 1964
4 (42 U.S.C. 2000d et seq.);

5 (C) the National Environmental Policy Act
6 of 1969 (42 U.S.C. 4321 et seq.); and

7 (D) the Uniform Relocation Assistance and
8 Real Property Acquisition Policies Act of 1970
9 (42 U.S.C. 4601 et seq.).

10 (i) FEDERAL COST SHARE.—

11 (1) IN GENERAL.—The Federal share of the
12 cost of a project carried out under the program shall
13 not exceed 80 percent of the total project cost.

14 (2) NON-FEDERAL SHARE.—The eligible entity
15 may use funds provided from other Federal sources
16 to meet the non-Federal cost share requirement for
17 a project under the program.

18 (j) AUTHORIZATION OF APPROPRIATIONS.—There is
19 authorized to be appropriated to carry out this section for
20 each fiscal year \$1,000,000,000, to remain available until
21 expended.

