

AMENDMENT TO RULES COMMITTEE PRINT 116-

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OFFERED BY MR. LEWIS OF GEORGIA

Page 268, after line 14, insert the following:

1 **SEC. 1217. NOISE BARRIERS.**

2 (a) PERMITTING USE OF HIGHWAY TRUST FUND
3 FOR CONSTRUCTION OF CERTAIN NOISE BARRIERS.—

4 Section 339(b)(1) of the National Highway System Des-
5 igation Act of 1995 (23 U.S.C. 109 note) is amended
6 to read as follows:

7 “(1) GENERAL RULE.—No funds made avail-
8 able out of the Highway Trust Fund may be used
9 to construct a Type II noise barrier (as defined by
10 section 772.5(I) of title 23, Code of Federal Regula-
11 tions) pursuant to subsections (h) and (I) of section
12 109 of title 23, United States Code, unless—

13 “(A) such a barrier is part of a project ap-
14 proved by the Secretary before November 28,
15 1995; or

16 “(B) such a barrier separates a highway or
17 other noise corridor from a group of structures
18 of which the majority of those closest to the
19 highway or noise corridor—

1 “(i) are residential in nature; and
2 “(ii) either—
3 “(I) were constructed before the
4 construction or most recent widening
5 of the highway or noise corridor; or
6 “(II) are at least 10 years old.”.

7 (b) ELIGIBILITY FOR SURFACE TRANSPORTATION
8 BLOCK GRANT FUNDS.—Section 133 of title 23, United
9 States Code, is amended—

10 (1) in subsection (b) by adding at the end the
11 following:

12 “(20) Planning, design, or construction of a
13 Type II noise barrier (as described in section 772.5
14 of title 23, Code of Federal Regulations).”; and

15 (2) in subsection (c)(2) by inserting “and para-
16 graph (20)” after “(11)”.

