

112TH CONGRESS
1ST SESSION

H. R. 1584

To amend title 23, United States Code, to exempt maintenance activities from certain analysis requirements.

IN THE HOUSE OF REPRESENTATIVES

APRIL 15, 2011

Mr. LANKFORD introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committees on Energy and Commerce and Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title 23, United States Code, to exempt maintenance activities from certain analysis requirements.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. EXEMPTION OF MAINTENANCE ACTIVITIES**
4 **FROM CERTAIN ANALYSIS REQUIREMENTS.**

5 Section 116 of title 23, United States Code, is
6 amended by adding at the end the following:

7 “(e) EXEMPTION OF MAINTENANCE ACTIVITIES
8 FROM CERTAIN ANALYSIS REQUIREMENTS.—In main-

1 taining the Federal-aid system to include construction oc-
2 ccurring within existing rights-of-way previously acquired
3 and reserved for transportation purposes pursuant to this
4 section, a State department of transportation shall not be
5 required to secure any permit or conduct any analysis
6 under Federal law (including any permit, review, analysis,
7 clearance, or impact statement under the National Envi-
8 ronmental Policy Act of 1969 (42 U.S.C. 4321 et seq.),
9 the Federal Water Pollution Control Act (33 U.S.C. 1251
10 et seq.), the Clean Air Act (42 U.S.C. 7401 et seq.), the
11 Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.),
12 or the National Historic Preservation Act (16 U.S.C. 470
13 et seq.)).”.

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