

**AMENDMENT**  
**OFFERED BY MS. McDONALD RIVET OF**  
**MICHIGAN**

At the end of subtitle C of title I insert the following:

1 **SEC. \_\_\_\_ . BRIDGES AND SAFETY INFRASTRUCTURE FOR**  
2 **COMMUNITY SUCCESS ACT.**

3 (a) **DEFINITIONS.**—In this Act:

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

6 (2) **METROPOLITAN PLANNING ORGANIZA-**  
7 **TION.**—The term “Metropolitan planning organiza-

8 tion” has the meaning given such term in section  
9 134 of title 23, United States Code.

10 (3) **URBANIZED AREA.**—The term “urbanized  
11 area” has the meaning given such term in section  
12 134 of title 23, United States Code.

13 (4) **OFF-SYSTEM BRIDGE.**—The term “off-sys-

14 tem bridge” means a highway bridge or low water  
15 crossing (as defined by the Secretary) located on a  
16 public road, other than a bridge or low water cross-

17 ing (as defined by the Secretary) on a Federal-aid  
18 highway.

1           (5) REGIONAL TRANSPORTATION PLANNING OR-  
2           GANIZATION.—The term “regional transportation  
3           planning organization” means the policy board of an  
4           organization established as the result of a designa-  
5           tion under section 135(m) of title 23, United States  
6           Code.

7           (b) APPORTIONMENT.—Section 104 of title 23,  
8           United States Code, is amended—

9           (1) in subsection (b)(1) by—

10                   (A) striking “paragraphs (4), (5), and (6)”  
11                   and inserting “(paragraphs (4), (5), (9), and  
12                   (10))”; and

13                   (B) striking “59.0771195921461” and in-  
14                   serting “53.71”;

15           (2) in subsection (b)(2) by—

16                   (A) striking “paragraphs (4), (5), and (6)”  
17                   and inserting “(paragraphs (4), (5), (9), and  
18                   (10))”; and

19                   (B) striking “28.7402203421251” and in-  
20                   serting “31.07”;

21           (3) in subsection (b)(3) by—

22                   (A) striking “paragraphs (4), (5), and (6)”  
23                   and inserting “(paragraphs (4), (5), (9), and  
24                   (10))”; and

1 (B) striking “6.70605141316253” and in-  
2 serting “7.61”;

3 (4) in subsection (b)(7) by—

4 (A) striking “paragraphs (4), (5), and (6)”  
5 and inserting “(paragraphs (4), (5), (9), and  
6 (10))”; and

7 (B) striking “2.56266964565637” and in-  
8 serting “2.39”;

9 (5) in subsection (b)(8) by—

10 (A) striking “paragraphs (4), (5), and (6)”  
11 and inserting “(paragraphs (4), (5), (9), and  
12 (10))”; and

13 (B) striking “2.91393900690991” and in-  
14 serting “2.72”;

15 (6) striking subsection (b)(6)(B) and inserting  
16 the following:

17 “(B) The total amount for metropolitan  
18 planning for all States each fiscal year shall be  
19 2.5 percent of the amount remaining after dis-  
20 tributing amounts under paragraphs (4), (5),  
21 (9) and (10).”; and

22 (7) by adding the following at the end:

23 “(9) STRENGTHENING BRIDGES FORMULA PRO-  
24 GRAM.—

1           “(A) IN GENERAL.—For the strengthening  
2 bridges formula program under section 180, the  
3 Secretary shall set aside from the base appor-  
4 tionment determined for a State under sub-  
5 section (c) an amount determined for the State  
6 under subparagraphs (B) and (C).

7           “(B) TOTAL AMOUNT.—The total amount  
8 set aside for the strengthening bridges formula  
9 program for all States shall be \$5,500,000,000  
10 for each fiscal year between 2027 and 2031.

11           “(C) STATE SHARE.—Notwithstanding  
12 subparagraph (D), for each fiscal year, after  
13 the setting aside funds as required by section  
14 180(e), the Secretary shall distribute among the  
15 States the remaining amount for the strength-  
16 ening bridges formula program under subpara-  
17 graph (B) so that each State receives the  
18 amount equal to the proportion that—

19           “(i) the total cost of replacing or re-  
20 habilitating all bridges classified in poor  
21 condition in such State; bears to

22           “(ii) the total cost of replacing or re-  
23 habilitating all bridges classified in poor  
24 condition in all States.

1           “(D) DETERMINATION OF COSTS.—For  
2 purposes of subparagraph (C), the Secretary  
3 shall determine replacement and rehabilitation  
4 costs based on the average unit costs of bridges  
5 from 2021 through 2024, as submitted by  
6 States to the Federal Highway Administration  
7 as required by section 144(b)(5).

8           “(E) MINIMUM AMOUNT.—The minimum  
9 amount that the Secretary apportions to a  
10 State in a fiscal year under this program shall  
11 be \$45,000,000.

12           “(10) REGIONAL TRANSPORTATION PLAN-  
13 NING.—

14           “(A) IN GENERAL.—To carry out section  
15 135(n) of this title, an amount determined for  
16 the State under subparagraphs (C) of this sub-  
17 section.

18           “(B) TOTAL AMOUNT.—The total amount  
19 to carry out section 135(n) of this title for all  
20 States shall be \$150,000,000 for each fiscal  
21 year between 2027 and 2031.

22           “(C) DISTRIBUTION AMONG THE  
23 STATES.—For each fiscal year, the Secretary  
24 shall distribute the amounts authorized to carry  
25 out section 135(n) of this title among the

1 States in the same proportion as the amount  
2 distributed to the State share under subsection  
3 (b) of this section.

4 “(D) ADMINISTRATION.—Up to 5 percent  
5 of the amounts provided to each State may be  
6 used by the State to administer this program.”.

7 (c) SURFACE TRANSPORTATION BLOCK GRANT PRO-  
8 GRAM.—Section 133(d)(3) of title 23, United States Code,  
9 is amended by inserting after paragraph (B) the following:

10 “(C) CONSULTATION WITH LOCAL GOV-  
11 ERNMENTS.—For purposes of clauses (iii) and  
12 (iv) of paragraph (1)(A), before obligating  
13 funding attributed to an area with a population  
14 of less than 50,000 that is not represented by  
15 a regional transportation planning organization,  
16 a State shall consult with local governments in  
17 that area and may partner with nonpartisan,  
18 statewide organizations representing local gov-  
19 ernments and their elected leaders in order to  
20 facilitate such consultation.”.

21 (d) BRIDGE FORMULA PROGRAM.—

22 (1) IN GENERAL.—Chapter 1 of title 23, United  
23 States Code, is amended by adding at the end the  
24 following:

1 **“§ 180. Strengthening bridges formula program**

2 “(a) ESTABLISHMENT.—The Secretary shall estab-  
3 lish a program in accordance with this section to provide  
4 funding for bridge projects.

5 “(b) ELIGIBLE USES.—Funds apportioned to a State  
6 under this section may be obligated for the construction,  
7 replacement, rehabilitation, preservation, and protection  
8 of highway bridges on public roads.

9 “(c) SUBALLOCATION OF APPORTIONED FUNDS.—

10 “(1) CALCULATION.—Of the funds apportioned  
11 to a State under section 104(b)(9) (after the set  
12 aside of funds under subsection (e)), the State shall  
13 obligate—

14 “(A) 25 percent in the following areas in  
15 proportion to their relative shares of the popu-  
16 lation of the State—

17 “(i) in urbanized areas of the State  
18 with an urbanized population of over  
19 200,000;

20 “(ii) in urbanized areas of the State  
21 with an urbanized population of not less  
22 than 50,000 and not more than 200,000;

23 “(iii) in urban areas of the State with  
24 a population of not less than 5,000 and  
25 not more than 49,999; and

1                   “(iv) in other areas of the State with  
2                   a population less than 5,000; and

3                   “(B) the remainder may be obligated in  
4                   any area of the State.

5                   “(2) TREATMENT OF FUNDS.—Funds made  
6                   available to carry out this section shall be adminis-  
7                   tered as if apportioned under Section 104(e) and  
8                   Section 104(i) of Title 23, United States Code (as  
9                   amended).

10                  “(3) PROJECT SELECTION.—A State shall only  
11                  obligate funding under this section for—

12                   “(A) in areas of more than 50,000,  
13                   projects that have been included on the Trans-  
14                   portation Improvement Program for the metro-  
15                   politan planning organization representing that  
16                   area;

17                   “(B) in areas under 50,000 that are cov-  
18                   ered by a regional transportation planning or-  
19                   ganization, projects that are identified in co-  
20                   operation with said regional transportation  
21                   planning organization; and

22                   “(C) in areas under 50,000 that are not  
23                   covered by a regional transportation planning  
24                   organization, projects that are selected in con-  
25                   sultation with local governments in that area.

1           “(4) In order to facilitate better consultation  
2 with local governments to identify eligible projects,  
3 the State may work with nonpartisan, statewide or-  
4 ganizations representing units of local government  
5 and their elected officials.

6           “(d) APPLICABILITY OF PLANNING REQUIRE-  
7 MENTS.—Programming and expenditure of funds for  
8 projects under this section shall be consistent with sections  
9 134 and 135 of title 23, United States Code.

10          “(e) SET ASIDES.—The Secretary shall set aside—

11           “(1) 3 percent of the funds available for this  
12 program in each fiscal year to carry out section  
13 202(d) of title 23, United States Code; and

14           “(2) up to one-half of 1 percent of the amounts  
15 made available for this program for the administra-  
16 tion and operations of the Federal Highway Admin-  
17 istration.

18          “(f) COST SHARE.—

19           “(1) IN GENERAL.—For funds made available  
20 from this program, the Federal share shall be deter-  
21 mined in accordance with section 120 of title 23,  
22 United States Code.

23           “(2) LOCAL, OFF-SYSTEM BRIDGE.—For fund-  
24 ing for a project used on an off-system bridge that

1 is owned by a local government or Tribe, the Federal  
2 share shall be 100 percent.”.

3 (2) CLERICAL AMENDMENT.—The analysis for  
4 chapter 1 of title 23, United States Code, is amend-  
5 ed by adding at the end the following:

“180. Strengthening bridges formula program.”.

6 (e) HIGHWAY SAFETY IMPROVEMENT PROGRAM.—

7 (1) LOCAL SAFETY SET-ASIDE.—Section 148 of  
8 title 23, United States Code, is amended by—

9 (A) redesignating subsections (d), (e), (f),  
10 (g), (h), (i), (j), (k), and (l) as subsections (e),  
11 (f), (g), (h), (i), (j), (k), (l), and (m), respec-  
12 tively;

13 (B) inserting after subsection (c) the fol-  
14 lowing:

15 “(d) ALLOCATIONS OF APPORTIONED FUNDS BASED  
16 ON POPULATION.—

17 “(1) CALCULATION.—Of the funds apportioned  
18 to a State under section 104(b)(3)—

19 “(A) 25 percent for each of fiscal years  
20 2027 through 2031 shall be obligated under  
21 this section, in proportion to their relative  
22 shares of the population of the State—

23 “(i) in urbanized areas of the State  
24 with an urbanized area population of over  
25 200,000;

1           “(ii) in urbanized areas of the State  
2           with an urbanized area population of not  
3           less than 50,000 and not more than  
4           200,000;

5           “(iii) in urban areas of the State with  
6           a population not less than 5,000 and not  
7           more than 49,999; and

8           “(iv) in other areas of the State with  
9           a population less than 5,000; and

10          “(B) the remainder may be obligated in  
11          any area of the State.

12          “(2) PROJECT SELECTION.—A State shall only  
13          obligate funding under this section for—

14               “(A) in areas of more than 50,000,  
15               projects that have been included on the Trans-  
16               portation Improvement Program for the metro-  
17               politan planning organization representing that  
18               area;

19               “(B) in areas under 50,000 that are cov-  
20               ered by a regional transportation planning or-  
21               ganization, projects that are identified in co-  
22               operation with said regional transportation  
23               planning organization; and

24               “(C) in areas under 50,000 that are not  
25               covered by a regional transportation planning

1 organization, projects that are selected in con-  
2 sultation with local governments in that area.

3 “(3) CONSULTATION.—In order to facilitate  
4 better consultation with local governments to iden-  
5 tify eligible projects, the State may work with non-  
6 partisan, statewide organizations representing units  
7 of local government and their elected officials.

8 “(4) APPLICABILITY OF PLANNING REQUIRE-  
9 MENTS.—Programming and expenditure of funds for  
10 projects under this section shall be consistent with  
11 sections 134 and 135 of title 23, United States  
12 Code.”;

13 (C) in subsection (f)(1)(B), as so redesign-  
14 ated, by striking “subsection (g)” and insert-  
15 ing “subsection (h)”; and

16 (D) in subsection (h)(1), as so redesign-  
17 ated, by striking “subsection (f)” and insert-  
18 ing “subsection (g)”.

19 (2) INCLUDED PROJECT.—Section 148(a)(4) of  
20 title 23, United States Code, is amended by insert-  
21 ing after subparagraph (xxix) the following:

22 “(xxx) Any project that was eligible  
23 for funding under section 24112 of the In-  
24 frastructure Investment and Jobs Act (23  
25 U.S.C. 402 note).”.

1 (f) TRANSFERABILITY.—Section 126 of title 23,  
2 United States Code, is amended—

3 (1) in paragraph (a) by replacing “subject to  
4 subsection (b)” with “subject to subsections (b) and  
5 (c)”;

6 (2) in paragraph (b)(1) by replacing “104(d)  
7 and 133(d)(1)(A)” with “104(d), 133(d)(1)(A),  
8 135(n), 148(d)(1)(A), 175(e)(1)(A), and  
9 180(c)(1)(A)”;

10 (3) by inserting after paragraph (b) the fol-  
11 lowing—

12 “(c) SAFETY FUNDING.—Before transferring any  
13 funding apportioned under section 104(b)(3), a State shall  
14 make those funds available to local governments and re-  
15 gional planning organizations through a competitive proc-  
16 ess.

17 “(1) IN GENERAL.—Projects funded through  
18 this process must meet the requirements for funding  
19 under Section 104(b)(3) as outlined in section 148  
20 of title 23, United States Code.

21 “(2) OPEN AND FAIR COMPETITION.—Only  
22 after the Secretary has certified that the State has  
23 held an open and fair competition for the funds  
24 under 104(b)(3) shall a State be able to transfer  
25 them under subsection (a) of this section.”.

1 (g) PROJECT SELECTION.—It is the sense of Con-  
2 gress that—

3 (1) States should obligate all funds appro-  
4 priated under section 133(d)(1)(A), section  
5 148(d)(1)(A), section 175(e), and section  
6 180(c)(1)(A) of title 23, United States Code, of this  
7 Act to locally selected projects; and

8 (2) the Secretary, in partnership with the Ad-  
9 ministrator of the Federal Highway Administration,  
10 should work with States to ensure that the local con-  
11 sultation and coordination processes established  
12 under title 23, United States Code, are followed.

13 (h) METROPOLITAN PLANNING.—

14 (1) ELIMINATING LOCAL MATCH.—Section  
15 120(c) of title 23, United States Code, is amended  
16 by adding at the end the following:

17 “(5) METROPOLITAN PLANNING FUNDS.—The  
18 Federal share payable for activities authorized by  
19 section 134 of title 23 and apportioned under section  
20 104(b)(6) of title 23 shall be 100 percent.”.

21 (2) ENHANCED PLANNING FOR FASTER  
22 PROJECT DELIVERY.—Section 134 of title 23,  
23 United States Code, is amended by—

24 (A) inserting at the end:

1           “(s) ADDITIONAL USES OF METROPOLITAN PLAN-  
2 NING FUNDING.—In addition to carrying out the purposes  
3 of this section, funds provided to States and metropolitan  
4 planning organizations as apportioned under section 104  
5 may be used for—

6           “(1) fiscal administration of local projects;

7           “(2) preliminary design;

8           “(3) administrative and overhead costs, general  
9 operating expenses, and facilities and infrastructure  
10 costs;

11           “(4) local technical assistance;

12           “(5) housing studies directly linked to transpor-  
13 tation;

14           “(6) economic development studies directly  
15 linked to transportation; and

16           “(7) critical data procurement.”;

17           (B) striking subsection (p) and inserting  
18 the following:

19           “(p) FUNDING.—

20           “(1) IN GENERAL.—Funds apportioned under  
21 section 104(b)(6) or section 5305(g) of title 49 shall  
22 be available to carry out this section.

23           “(2) DIRECT RECIPIENT STATUS.—Not less  
24 than 180 days after the passage of this Act, the Sec-  
25 retary shall establish a process whereby a metropoli-

1 tan planning agency may qualify to become direct  
2 recipient of Federal funding, such process shall—

3 “(A) be restricted to determining the tech-  
4 nical and financial capabilities for an metropoli-  
5 tan planning organization to receive and be able  
6 to appropriately manage Federal funding and  
7 funding requirements; and

8 “(B) occur concurrently to the recertifi-  
9 cation process through which metropolitan plan-  
10 ning organizations have their abilities recon-  
11 firmed under this section.

12 “(3) SUBALLOCATION OF FEDERAL PLANNING  
13 FUNDS.—When the Secretary annually apportions  
14 funds to States under section 104(b)(6), the Sec-  
15 retary shall directly sub-allocate obligation authority  
16 and all associated responsibilities to metropolitan  
17 planning organizations that have become direct re-  
18 cipients for funding allocated under 104(b)(6) of  
19 this title or section 5305(g) of title 49, United  
20 States Code.”.

21 (3) FEDERAL TRANSPARENCY.—The Secretary  
22 shall give the same access to Federal-aid financial  
23 management systems to metropolitan planning orga-  
24 nizations that it provides to State Departments of  
25 Transportation.

1 (i) RURAL TRANSPORTATION PLANNING.—Section  
2 135 of title 23, United States Code, is amended by adding  
3 at the end the following:

4 “(n) REGIONAL TRANSPORTATION PLANNING FUND-  
5 ING.—

6 “(1) IN GENERAL.—Not later than 180 days  
7 after the date of enactment of this Act, the Sec-  
8 retary shall establish a program to provide assist-  
9 ance to States to support regional transportation  
10 planning organizations and regional entities respon-  
11 sible for transportation planning or economic devel-  
12 opment planning in nonmetropolitan areas of the  
13 State in carrying out the duties contained in sub-  
14 section (m) of this section.

15 “(2) USE OF FUNDS.—Funds made available to  
16 States under section 104(b)(9) of this title shall be  
17 utilized to—

18 “(A) provide direct funding to federally  
19 designated regional transportation planning or-  
20 ganizations to enable them to carry out the du-  
21 ties contained in paragraph (m)(4) of this sec-  
22 tion; and

23 “(B) undertake activities, including the es-  
24 tablishment of State-based pilot programs, to  
25 provide assistance to regional entities respon-

1           sible for transportation planning or economic  
2           development planning in nonmetropolitan areas  
3           of the State to—

4                   “(i) increase the organizations under-  
5                   standing of statewide transportation plan-  
6                   ning requirements;

7                   “(ii) provide technical assistance in  
8                   building organizational capacity and devel-  
9                   oping transportation planning expertise  
10                  necessary to develop multimodal long-range  
11                  transportation plans;

12                  “(iii) strengthening rural partnerships  
13                  and collaboration;

14                  “(iv) enhance project prioritization  
15                  and delivery;

16                  “(v) improve the overall statewide  
17                  transportation planning process and re-  
18                  spond to nonmetropolitan needs; and

19                  “(vi) secure Federal designation of re-  
20                  gional transportation planning organiza-  
21                  tions.

22                  “(3) ELIGIBLE RECIPIENTS.—Funding made  
23                  available to States under section 104(b)(9) of this  
24                  title shall be made available to—

1           “(A) regional transportation planning or-  
2           ganization organizations as defined under sec-  
3           tion 134 (b)(5); and

4           “(B) regional entities responsible for trans-  
5           portation planning or economic development  
6           planning in nonmetropolitan areas of the State.

7           “(4) DISTRIBUTION OF FUNDS WITHIN  
8           STATES.—

9           “(A) IN GENERAL.—The amounts made  
10          available to States to carry out this program  
11          under section 104(b)(9) of this title shall be  
12          distributed within the State—

13               “(i) among all federally designated re-  
14               gional transportation planning organization  
15               through a formula developed by the State;  
16               and

17               “(ii) to non-federally designated re-  
18               gional entities responsible for transpor-  
19               tation planning or economic development  
20               planning in nonmetropolitan areas of the  
21               State through a grant process allowing re-  
22               gional entities to submit proposals for  
23               funding that achieve the objectives of this  
24               subsection.

1           “(B) SECRETARIAL APPROVAL.—Both the  
2           formula distribution developed by a State under  
3           clause (i) of this paragraph and the grant proc-  
4           ess undertaken by a State under clause (ii) of  
5           this paragraph shall be approved by the Sec-  
6           retary.

7           “(C) MINIMUM ALLOCATION.—States re-  
8           ceiving funding under this paragraph shall pro-  
9           vide each federally designated regional trans-  
10          portation planning organization not less than  
11          \$300,000 in fiscal years 2027 through 2031 to  
12          carry out this subsection.

13          “(5) FEDERAL SHARE.—The Federal share  
14          payable on activities carried out with funds provided  
15          under this program shall be 100 percent.”.

