

119TH CONGRESS
1ST SESSION

S. _____

To amend title 23, United States Code, to improve transportation asset management plans, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. CRAMER (for himself and Mr. KELLY) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend title 23, United States Code, to improve transportation asset management plans, and for other purposes.

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. SHORT TITLE.**

4 This Act may be cited as the “Transportation Asset
5 Management Simplification Act”.

6 **SEC. 2. TRANSPORTATION ASSET MANAGEMENT PLANS.**

7 Section 119(e) of title 23, United States Code, is
8 amended—

9 (1) in paragraph (5)—

10 (A) in subparagraph (A)—

1 (i) by striking “each fiscal year” and
2 inserting “once every 4 years, in conjunc-
3 tion with the recertification under para-
4 graph (6)(B)”; and

5 (ii) by striking “in that fiscal year”;
6 and

7 (B) by striking subparagraph (B) and in-
8 serting the following:

9 “(B) APPLICATION.—

10 “(i) COMPLIANT STATES.—A deter-
11 mination of compliance under subpara-
12 graph (A) shall apply until the next recer-
13 tification date under subparagraph (A) and
14 paragraph (6)(B).

15 “(ii) NONCOMPLIANT STATES.—A de-
16 termination of noncompliance under sub-
17 subparagraph (A) shall apply during the pe-
18 riod beginning on the date of the deter-
19 mination and ending on the date on which
20 the Secretary determines that the State is
21 in compliance.

22 “(C) SUBMISSION.—

23 “(i) IN GENERAL.—A State shall sub-
24 mit to the Secretary information to sup-
25 port a determination under subparagraph

1 (A) in conjunction with a submission with
2 respect to recertification under paragraph
3 (6)(B).

4 “(ii) REQUIREMENTS.—For purposes
5 of subparagraph (A) and paragraph
6 (6)(B), a submission of a State shall—

7 “(I) be considered sufficient with
8 respect to time period if the submis-
9 sion is for the most recent year; and

10 “(II) for applicable years other
11 than the most recent year, include a
12 certification by the State that asset
13 management undertaken in those
14 years by the State meets the require-
15 ments of this subsection.

16 “(D) OPPORTUNITY TO CURE.—

17 “(i) IN GENERAL.—If the Secretary
18 determines that a State is not in compli-
19 ance under subparagraph (A), the Sec-
20 retary shall provide to the State—

21 “(I) a written statement of the
22 specific actions the Secretary deter-
23 mines to be necessary for the State to
24 comply under that subparagraph; and

1 “(II) a period of not less than 90
2 days to cure the deficiencies, during
3 which time period all penalties and
4 other legal impacts of a determination
5 of noncompliance shall be stayed.

6 “(ii) EXTENSION.—The Secretary, on
7 request of the State, may extend the time
8 period provided to cure deficiencies under
9 clause (i)(II), including the stay of all pen-
10 alties and other legal impacts of a deter-
11 mination of noncompliance.”; and

12 (2) in paragraph (6)(C)—

13 (A) by redesignating clauses (i) and (ii) as
14 subclauses (I) and (II), respectively, and in-
15 denting appropriately;

16 (B) in the matter preceding subclause (I)
17 (as so redesignated), by striking “If the” and
18 inserting the following:

19 “(i) IN GENERAL.—If the”; and

20 (C) by adding at the end the following:

21 “(ii) EXTENSION.—The Secretary, on
22 request of the State, may extend the time
23 period provided to cure deficiencies under
24 clause (i)(I), including the stay of all pen-

1 alties and other legal impacts of a denial
2 of certification.”.