

112TH CONGRESS  
1ST SESSION

# H. R. 3347

To exempt any road, highway, or bridge damaged by a natural disaster, including a flood, from duplicative environmental document reviews if the road, highway, or bridge is reconstructed in the same location.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 3, 2011

Mr. FORTENBERRY introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Transportation and Infrastructure, 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

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## A BILL

To exempt any road, highway, or bridge damaged by a natural disaster, including a flood, from duplicative environmental document reviews if the road, highway, or bridge is reconstructed in the same location.

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.**

4 The reconstruction process of any road, highway, or  
5 bridge that is in operation or under construction when  
6 damaged by a natural disaster, including a flood, and re-

1 constructed in the same location shall be exempt from any  
2 environmental review under—

3 (1) the National Environmental Policy Act of  
4 1969 (42 U.S.C. 4321 et seq.);

5 (2) sections 402 and 404 of the Federal Water  
6 Pollution Control Act (33 U.S.C. 1342, 1344);

7 (3) the National Historic Preservation Act (16  
8 U.S.C. 470 et seq.);

9 (4) the Migratory Bird Treaty Act (16 U.S.C.  
10 703 et seq.);

11 (5) the Wild and Scenic Rivers Act (16 U.S.C.  
12 1271 et seq.);

13 (6) the Fish and Wildlife Coordination Act (16  
14 U.S.C. 661 et seq.);

15 (7) the Endangered Species Act of 1973 (16  
16 U.S.C. 1531 et seq.), except when the reconstruction  
17 occurs in designated critical habitat for threatened  
18 and endangered species;

19 (8) Executive Order 11990 (42 U.S.C. 4321  
20 note; relating to the protection of wetlands); and

21 (9) any Federal law (including regulations) re-  
22 quiring no net loss of wetlands.

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