

117TH CONGRESS
1ST SESSION

S. 2309

To improve the Consolidated Rail Infrastructure and Safety Improvements Program, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 12, 2021

Mr. WARNOCK introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To improve the Consolidated Rail Infrastructure and Safety Improvements Program, 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. CONSOLIDATED RAIL INFRASTRUCTURE AND**
4 **SAFETY IMPROVEMENTS.**

5 (a) IN GENERAL.—Section 22907 of title 49, United
6 States Code, is amended—

7 (1) in subsection (b)—

8 (A) in paragraph (1), by inserting “(in-
9 cluding the District of Columbia)” after
10 “State”;

1 (B) by redesignating paragraphs (8)
2 through (11) as paragraphs (10) through (13),
3 respectively; and

4 (C) by inserting after paragraph (7), the
5 following:

6 “(8) An association representing 1 or more rail-
7 roads described in paragraph (7).”;

8 “(9) A federally recognized Indian tribe.”;
9 (2) in subsection (c)—

10 (A) by redesignating paragraphs (11) and
11 (12) as paragraphs (13) and (14), respectively;

12 (B) by inserting after paragraph (10) the
13 following:

14 “(11) The development and implementation of
15 measures to prevent trespassing and reduce associ-
16 ated injuries and fatalities.”;

17 “(12) Rehabilitating, remanufacturing, pro-
18 curing, or overhauling one or more rail locomotives,
19 provided that such activities result in a significant
20 reduction of emissions.”; and

21 (C) by inserting after paragraph (14), as
22 redesignated, the following:

23 “(15) Research, development, and testing to ad-
24 vance and facilitate innovative rail projects, includ-

ing projects using electromagnetic guideways in an enclosure in a very low-pressure environment.”; and

(3) in subsection (e)—

(A) in paragraph (1), by striking “shall—” and all that follows and inserting “shall select projects that will maximize the net benefits of the funds appropriated for use under this section, considering the cost-benefit analysis of the proposed project, including anticipated private and public benefits relative to the costs of the proposed project and factoring in the other considerations described in paragraph (2).”; and

(B) in paragraph (3), by striking “(B)”; and

and

(4) in subsection (h), by adding at the end the following:

“(4) GRADE CROSSING AND TRESPASSING PROJECTS.—Applicants may use costs incurred for preliminary engineering associated with highway-rail grade crossing improvement projects under subsection (c)(5) and trespassing prevention projects under subsection (c)(11) to satisfy the non-Federal share requirements.”.

(b) RULE OF CONSTRUCTION.—The amendments made by subsection (a) may not be construed to affect

1 any grant, including any application for a grant, made
2 under section 22907 of title 49, United States Code, be-
3 fore the date of the enactment of this Act.

