

114TH CONGRESS
1ST SESSION

H. R. 1461

To repeal certain provisions of titles 23 and 49, United States Code, and
for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 19, 2015

Mr. MASSIE (for himself, Mr. AMASH, Mr. BRIDENSTINE, Mr. BUCK, and Mr. JORDAN) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Ways and Means, 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 repeal certain provisions of titles 23 and 49, United
States Code, 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 “Developing Roadway
5 Infrastructure for a Vibrant Economy Act of 2015” or
6 the “DRIVE Act of 2015”.

7 **SEC. 2. FINDINGS.**

8 Congress finds the following:

1 (1) A robust national highway system is critical
2 to the Nation’s economy.

3 (2) Diverting user fees, such as the fuel tax,
4 away from funding projects for the construction of
5 roads, bridges, and other critical national infrastruc-
6 ture has jeopardized the solvency of the Highway
7 Trust Fund.

8 (3) Projects for the construction of mass transit
9 facilities, bike paths, and other non-highway infra-
10 structure should be funded from revenue sources
11 other than the Highway Trust Fund.

12 **SEC. 3. REPEAL OF MASS TRANSIT ACCOUNT.**

13 Section 9503(e)(2) of the Internal Revenue Code of
14 1986 is amended—

15 (1) by inserting “, and before October 1, 2015”
16 after “March 31, 1983”; and

17 (2) by adding at the end the following:

18 “(6) TRANSFER TO HIGHWAY ACCOUNT.—On
19 October 1, 2015, the Secretary shall transfer all
20 amounts in the Mass Transit Account to the High-
21 way Account.”.

1 **SEC. 4. REPEAL OF TRANSPORTATION ALTERNATIVES PRO-**
2 **GRAM.**

3 Section 213 of title 23, United States Code, and the
4 item relating to that section in the analysis for chapter
5 2 of that title, are repealed.

6 **SEC. 5. REPEAL OF AUTHORIZATIONS FOR PEDESTRIAN**
7 **AND BICYCLE PROGRAMS.**

8 (a) REPEAL OF PROTECTION OF NONMOTORIZED
9 TRANSPORTATION TRAFFIC REQUIREMENT.—Section
10 109(m) of title 23, United States Code, is repealed.

11 (b) DEFINITION OF TRANSPORTATION ALTER-
12 NATIVES.—Section 101(a)(29) of title 23, United States
13 Code, is amended to read as follows:

14 “(29) TRANSPORTATION ALTERNATIVES.—The
15 term ‘transportation alternatives’ means any of the
16 following activities when carried out as part of any
17 program or project authorized or funded under this
18 title, or as an independent program or project re-
19 lated to surface transportation:

20 “(A) Construction, planning, and design of
21 transportation projects to achieve compliance
22 with the Americans with Disabilities Act of
23 1990 (42 U.S.C. 12101 et seq.).

24 “(B) Construction, planning, and design of
25 infrastructure-related projects and systems that
26 will provide safe routes for nondrivers, includ-

1 ing children, older adults, and individuals with
2 disabilities to access daily needs.”.

3 (c) REPEAL OF BICYCLE TRANSPORTATION AND PE-
4 DESTRIAN WALKWAYS AUTHORIZATIONS AND REQUIRE-
5 MENTS.—Section 217 of title 23, United States Code, and
6 the item relating to that section in the analysis for chapter
7 2 of that title, are repealed.

8 (d) PLANNING REQUIREMENTS.—

9 (1) GENERAL REQUIREMENTS.—Sections
10 134(c)(2) and 135(a)(2) of title 23, United States
11 Code, and sections 5303(c)(2) and 5304(a)(2) of
12 title 49, United States Code, are amended by strik-
13 ing “(including accessible pedestrian walkways and
14 bicycle transportation facilities)”.

15 (2) PARTICIPATION BY INTERESTED PAR-
16 TIES.—Sections 134(i)(6)(A) and 135(f)(3)(A)(ii) of
17 title 23, United States Code, and sections
18 5303(i)(6)(A) and 5304(f)(3)(A)(ii) of title 49,
19 United States Code, are amended by striking “rep-
20 resentatives of users of pedestrian walkways and bi-
21 cycle transportation facilities,”.

1 **SEC. 6. REPEAL OF SET-ASIDE REQUIREMENT FOR FUND-**
2 **ING OF BRIDGES NOT ON FEDERAL-AID HIGH-**
3 **WAYS.**

4 Section 133(g) of title 23, United States Code, is re-
5 pealed.

6 **SEC. 7. APPLICABILITY.**

7 This Act, and the amendments and repeals made by
8 this Act, shall apply to fiscal years beginning after Sep-
9 tember 30, 2015.

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