

111TH CONGRESS  
1ST SESSION

# H. R. 249

To direct the head of a Federal department or agency that is carrying out a project involving the construction of a culvert or other enclosed flood or drainage system to ensure that certain child safety measures are included in the project.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 2009

Mr. GENE GREEN of Texas introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To direct the head of a Federal department or agency that is carrying out a project involving the construction of a culvert or other enclosed flood or drainage system to ensure that certain child safety measures are included in the project.

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 “Logan’s Law”.

1 **SEC. 2. CONSTRUCTION OF CULVERTS AND OTHER EN-**  
2 **CLOSED FLOOD OR DRAINAGE SYSTEMS.**

3 (a) **SAFETY REQUIREMENTS.**—The head of a Federal  
4 department or agency that is carrying out a project involv-  
5 ing the construction or modification of a culvert or other  
6 enclosed flood or drainage system shall ensure that—

7 (1) the intake to the culvert or other enclosed  
8 flood or drainage system is protected by a bar,  
9 grate, or other appropriate covering sufficient to en-  
10 sure that a child may not be swept into the system;

11 (2) a sign warning of the hazard for a child, in-  
12 cluding the danger for injury or drowning, is clearly  
13 posted at the intake to the culvert or other enclosed  
14 flood or drainage system; and

15 (3) the culvert or other enclosed flood or drain-  
16 age system has a hinged opening or other type of  
17 opening and closing mechanism to permit emergency  
18 services personnel to access the system.

19 (b) **APPLICABILITY.**—Subsection (a) shall apply to—

20 (1) a project carried out after the effective date  
21 of this Act directly by the head of a Federal depart-  
22 ment or agency; and

23 (2) a project carried out in whole or in part  
24 with Federal funds made available by the head of a  
25 Federal department or agency after the effective  
26 date of this Act.

1           (c) CONDITIONS ON FEDERAL FINANCIAL ASSIST-  
2 ANCE.—In the case of a project described in subsection  
3 (b)(2), the head of the Federal department or agency pro-  
4 viding Federal financial assistance to a State or local gov-  
5 ernment or other entity shall require compliance with sub-  
6 section (a) as a condition for the award of the financial  
7 assistance or any letter of intent.

8           (d) EFFECTIVE DATE.—This Act shall take effect be-  
9 ginning 180 days after the date of enactment of this Act.

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