

117TH CONGRESS  
1ST SESSION

# H. R. 3690

To accommodate certain facilities within the right-of-way on any Federal-aid highway.

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IN THE HOUSE OF REPRESENTATIVES

JUNE 4, 2021

Ms. BOURDEAUX introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To accommodate certain facilities within the right-of-way on any Federal-aid highway.

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 “Solar Use Network  
5 Act” or the “SUN Act”.

6 **SEC. 2. ACCOMMODATION OF CERTAIN FACILITIES WITHIN**  
7 **THE RIGHT-OF-WAY ON ANY FEDERAL-AID**  
8 **HIGHWAY.**

9 (a) IN GENERAL.—Notwithstanding any other State  
10 or Federal law, including regulations, electric vehicle

1 charging infrastructure, renewable energy generation fa-  
2 cilities, electrical transmission and distribution infrastruc-  
3 ture, and broadband infrastructure and conduit shall be  
4 treated as a facility covered under part 645 of title 23,  
5 Code of Federal Regulations (or successor regulations),  
6 for purposes of section 109(l) of title 23, United States  
7 Code, for purposes of being accommodated under such sec-  
8 tion.

9 (b) STATE APPROVAL.—A State, on behalf of the  
10 Secretary of Transportation, may approve accommodating  
11 the infrastructure and facilities described in subsection (a)  
12 within any right-of-way on a Federal-aid highway pursu-  
13 ant to section 109(l) of title 23, United States Code.

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