

118TH CONGRESS  
2D SESSION

# H. R. 8170

To amend title 40, United States Code, to provide for certain exceptions to the mileage limitation for Appalachian development highway system projects.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 30, 2024

Mr. EDWARDS (for himself, Mr. TRONE, and Mr. THOMPSON of Pennsylvania) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To amend title 40, United States Code, to provide for certain exceptions to the mileage limitation for Appalachian development highway system projects.

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 “Appalachian Regional  
5 Continuing Development Act of 2024” or the “ARC De-  
6 velopment Act of 2024”.

1 **SEC. 2. MILEAGE LIMITATION EXEMPTION FOR CERTAIN**  
2 **APPALACHIAN DEVELOPMENT HIGHWAY SYS-**  
3 **TEM PROJECTS.**

4 Section 14501 of title 40, United States Code, is  
5 amended—

6 (1) by redesignating subsections (c) through (g)  
7 as subsections (f) through (j), respectively;

8 (2) by redesignating subsection (b) as sub-  
9 section (d);

10 (3) in subsection (a)—

11 (A) by striking “There shall not” and in-  
12 serting “(c) LOCAL ACCESS ROAD MILEAGE.—  
13 There shall not”; and

14 (B) by striking “Construction on the devel-  
15 opment” and inserting “(b) LIMITATION ON  
16 TOTAL MILEAGE.—Except as provided in sub-  
17 section (e), construction on the development”;

18 (4) by inserting after subsection (d), as redesi-  
19 gnated by this section, the following:

20 “(e) APPLICATION FOR ALTERNATIVE ROUTE.—

21 “(1) EXEMPTION FROM MILEAGE LIMITA-  
22 TION.—The Appalachian Regional Commission may  
23 approve a waiver of the limitation in subsection (b)  
24 for a construction project under this section if the  
25 final alignment as determined through the National  
26 Environmental Policy Act documentation process of

1 a route approved for assistance under this section  
2 exceeds such limitation.

3 “(2) TREATMENT OF PROJECT MILEAGE.—Any  
4 mileage in excess of the limitation in subsection (b)  
5 that is approved under paragraph (1) shall be added  
6 to the mileage limitation in such subsection and  
7 shall be considered eligible development highway sys-  
8 tem miles under this section.

9 “(3) APPLICATION.—To be eligible for a waiver  
10 under paragraph (1), a participating State shall sub-  
11 mit to the Commission an application in such man-  
12 ner, and containing such information, as the Com-  
13 mission may require.”.

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