

117TH CONGRESS
1ST SESSION

S. 1836

To amend title 23, United States Code, to provide eligibility for certain emergency maintenance projects under the emergency relief program, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 26, 2021

Mr. CORNYN (for himself and Mr. KELLY) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend title 23, United States Code, to provide eligibility for certain emergency maintenance projects under the emergency relief 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. SHORT TITLE.**

4 This Act may be cited as the “Fixing Infrastructure
5 Damaged by Disasters Act”.

6 **SEC. 2. EMERGENCY RELIEF.**

7 Section 125 of title 23, United States Code, is
8 amended—

1 (1) in subsection (a)(1), by inserting “blizzard,
2 ice storm, wildfire,” before “flood”;

3 (2) in subsection (d), by inserting after para-
4 graph (3) the following:

5 “(4) EMERGENCY MAINTENANCE.—Notwith-
6 standing any other provision of this section, on the
7 request of a Governor of a State and with the ap-
8 proval of the Secretary, the cost of an emergency
9 maintenance project that is necessary due to an
10 event described in subsection (a), including mainte-
11 nance that would be considered heavy or routine
12 maintenance, but for the event, shall be an eligible
13 expense under this section.”; and

14 (3) in subsection (g)—

15 (A) by striking “The Secretary” and in-
16 serting the following:

17 “(1) IN GENERAL.—Except as provided in para-
18 graph (2), the Secretary”; and

19 (B) by adding at the end the following:

20 “(2) WAIVER.—On the request of a Governor of
21 a State, the Secretary may increase the amount
22 under paragraph (1) to not more than 25 percent.”.

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