

116TH CONGRESS
1ST SESSION

H. R. 3648

To amend title 23, United States Code, to improve defense access road resilience, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 9, 2019

Mr. CUNNINGHAM introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend title 23, United States Code, to improve defense access road resilience, 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 “Defense Access Road
5 Enhancement Act”.

6 **SEC. 2. TECHNICAL CORRECTIONS AND IMPROVEMENTS TO**
7 **DEFENSE ACCESS ROAD RESILIENCE.**

8 Section 210 of title 23, United States Code, is
9 amended—

1 (1) in subsection (a), by striking “(a)(1) The
2 Secretary” and all that follows through the end of
3 paragraph (1) and inserting the following:

4 “(a) AUTHORIZATION.—

5 “(1) IN GENERAL.—When defense access roads
6 are certified to the Secretary as important to the na-
7 tional defense by the Secretary of Defense or such
8 other official as the President may designate, the
9 Secretary is authorized, out of the funds appro-
10 priated for defense access roads, to provide for—

11 “(A) the construction and maintenance of
12 defense access roads (including bridges, tubes,
13 tunnels, and culverts or other hydraulic appur-
14 tenances on those roads) to—

15 “(i) military reservations;

16 “(ii) defense industry sites;

17 “(iii) air or sea ports that are nec-
18 essary for or are planned to be used for
19 the deployment or sustainment of members
20 of the Armed Forces, equipment, or sup-
21 plies; or

22 “(iv) sources of raw materials;

23 “(B) the reconstruction or enhancement of,
24 or improvements to, those roads to ensure the
25 continued effective use of the roads, regardless

1 of current or projected increases in mean tides,
2 recurrent flooding, or other weather-related
3 conditions or natural disasters; and

4 “(C) replacing existing highways and high-
5 way connections that are shut off from general
6 public use by necessary closures, closures due to
7 mean sea level fluctuation and flooding, or re-
8 strictions at—

9 “(i) military reservations;

10 “(ii) air or sea ports that are nec-
11 essary for or are planned to be used for
12 the deployment or sustainment of members
13 of the Armed Forces, equipment, or sup-
14 plies; or

15 “(iii) defense industry sites.”;

16 (2) in subsection (b), by striking “the construc-
17 tion and maintenance of” and inserting “construc-
18 tion, reconstruction, resurfacing, restoration, reha-
19 bilitation, and preservation of, or enhancements to,”;

20 (3) in subsection (c)—

21 (A) by striking “him” and inserting “the
22 Secretary”;

23 (B) by striking “construction, mainte-
24 nance, and repair work” and inserting “activi-

1 ties for construction, maintenance, reconstruc-
2 tion, enhancement, improvement, and repair”;

3 (C) by striking “therein” and inserting “in
4 those areas”; and

5 (D) by striking “condition for such train-
6 ing purposes and for repairing the damage
7 caused to such highways by the operations of
8 men and equipment in such training.” and in-
9 serting the following: “condition for—

10 “(1) that training; and

11 “(2) repairing the damage to those highways
12 caused by—

13 “(A) weather-related events, increases in
14 mean high tide levels, recurrent flooding, or
15 natural disasters; or

16 “(B) the operations of men and equipment
17 in such training.”;

18 (4) in subsection (g)—

19 (A) by striking “he” and inserting “the
20 Secretary”;

21 (B) by striking “construction which has
22 been” and inserting “construction and other ac-
23 tivities”; and

24 (C) by striking “upon his demand” and in-
25 serting “upon demand by the Secretary”; and

1 (5) by striking subsection (i) and inserting the
2 following:

3 “(i) REPAIR OF CERTAIN DAMAGES AND INFRA-
4 STRUCTURE.—The funds appropriated to carry out this
5 section may be used to pay the cost of repairing damage
6 caused, or any infrastructure to mitigate a risk posed, to
7 a defense access road by recurrent or projected recurrent
8 flooding, sea level fluctuation, a natural disaster, or any
9 other current or projected change in applicable environ-
10 mental conditions, if the Secretary determines that contin-
11 ued access to a military installation, defense industry site,
12 air or sea port necessary for or planned to be used for
13 the deployment or sustainment of members of the Armed
14 Forces, equipment, or supplies, or to a source of raw mate-
15 rials, has been or is projected to be impacted by those
16 events or conditions.”.

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