

116TH CONGRESS  
1ST SESSION

# H. R. 4791

To amend the National Highway System Designation Act of 1995 to permit the construction of certain noise barriers with funds from the Highway Trust Fund, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 22, 2019

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

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## A BILL

To amend the National Highway System Designation Act of 1995 to permit the construction of certain noise barriers with funds from the Highway Trust Fund, 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 “Neighborhood Noise  
5 Barriers Act of 2019”.

1 **SEC. 2. PERMITTING USE OF HIGHWAY TRUST FUND FOR**  
2 **CONSTRUCTION OF CERTAIN NOISE BAR-**  
3 **RIERS.**

4 Section 339(b)(1) of the National Highway System  
5 Designation Act of 1995 (23 U.S.C. 109 note) is amended  
6 to read as follows:

7 “(1) GENERAL RULE.—No funds made avail-  
8 able out of the Highway Trust Fund may be used  
9 to construct a Type II noise barrier (as defined by  
10 section 772.5(I) of title 23, Code of Federal Regula-  
11 tions) pursuant to subsections (h) and (I) of section  
12 109 of title 23, United States Code, unless—

13 “(A) such a barrier is part of a project ap-  
14 proved by the Secretary before November 28,  
15 1995; or

16 “(B) such a barrier separates a highway or  
17 other noise corridor from a group of structures  
18 of which the majority of those closest to the  
19 highway or noise corridor—

20 “(i) are residential in nature; and

21 “(ii) either—

22 “(I) were constructed before the  
23 construction or most recent widening  
24 of the highway or noise corridor; or

25 “(II) are at least 10 years old.”.

1 **SEC. 3. ELIGIBILITY FOR SURFACE TRANSPORTATION**  
2 **BLOCK GRANT FUNDS.**

3 Section 133 of title 23, United States Code, is  
4 amended—

5 (1) in subsection (b) by adding at the end the  
6 following:

7 “(16) Planning, design, or construction of a  
8 Type II noise barrier (as described in section 772.5  
9 of title 23, Code of Federal Regulations).”; and

10 (2) in subsection (e)(2) by inserting “and para-  
11 graph (16)” after “(11)”.

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