

**AMENDMENT TO H.R. 7****OFFERED BY MR. DEFAZIO OF OREGON**

At the end of subtitle G of title I of the bill, insert the following:

1 **SEC. 17** \_\_\_\_ . **LOCAL COMMUNITY INVESTMENTS.**

2 (a) **IN GENERAL.**—Five percent of the sums appor-  
3 tioned to a State for fiscal year 2013 and each fiscal year  
4 thereafter under section 104 (b)(1) and (3) of title 23,  
5 United States Code shall be made available for expendi-  
6 ture by the State only to carry out projects designated  
7 as local community investment projects designated under  
8 subsection (i).

9 (b) **PROJECT SELECTION.**—A State shall select  
10 projects to receive funding made available under this sec-  
11 tion that are—

12 (1) located within that State; and

13 (2) designated as a local community investment  
14 project under subsection (i).

15 (c) **ELIGIBILITY.**—

16 (1) **IN GENERAL.**—Subject to the requirements  
17 of this section and except as provided in paragraph  
18 (2) of this subsection, a State may obligate funds  
19 made available under this section to any project eli-

1       gible to receive Federal assistance under title 23,  
2       United States Code.

3               (2) EXCEPTION.—No project shall receive fund-  
4       ing made available under this section for activities  
5       described in subparagraphs (C), (F), (G), and (L) of  
6       section 101(a)(35) of title 23, United States Code.

7       (d) ADDITIONAL REQUIREMENTS FOR PROJECT DES-  
8       IGNATIONS.—Notwithstanding any other provision of law,  
9       in order for a project to receive funding under this sec-  
10      tion—

11              (1) A State, local government, or public author-  
12      ity carrying out a project designated in subsection  
13      (i) shall submit to the Committee on Transportation  
14      and Infrastructure of the House of representatives a  
15      written letter in support of the project. The letter  
16      shall identify an amount of funding available to  
17      carry out the project, including amounts the State  
18      may allocate to the project under this section, that  
19      is equal to or greater than 80 percent of the total  
20      project cost.

21              (2) A Member of Congress who wishes to re-  
22      quest the a project shall submit to the Committee on  
23      Transportation and Infrastructure of the House of  
24      Representatives a written certification that the  
25      Member and his or her spouse have no financial in-

1       terest in such project. Such certifications shall be  
2       made publicly available on the Committee on Trans-  
3       portation and Infrastructure's Web site.

4       (e) TREATMENT OF PROJECTS.—Notwithstanding  
5       any other provision of law, a project funded under this  
6       section shall be treated as a project on a Federal-aid sys-  
7       tem under chapter 1 of title 23, United States Code.

8       (f) INCLUSION IN TRANSPORTATION PLANS AND  
9       PROGRAMS.—All projects receiving Federal assistance  
10      under this section shall satisfy the applicable planning and  
11      programming requirements of sections 134 and 135 of  
12      such title.

13      (g) CONTRACT AUTHORITY.—Funds made available  
14      under this section shall be available for obligation in the  
15      same manner as if such funds were apportioned under  
16      chapter 1 of title 23, United States Code, except that such  
17      funds shall not be transferable to any other apportionment  
18      of the State and shall remain available until expended, and  
19      the Federal share of the cost of any project carried out  
20      with funds made available to carry out this section shall  
21      be up to 80 percent at the discretion of the recipient.

22      (h) AVAILABILITY OF OBLIGATION LIMITATION.—A  
23      State shall make available an amount of obligation author-  
24      ity equal to the amount of funds made available to carry  
25      out this section. Obligation authority made available under

1 this section shall remain available until obligated, and is  
2 in addition to the amount of any limitation imposed on  
3 an obligation for Federal-aid highway and highway safety  
4 construction programs in future fiscal years.

5 (i) LOCAL COMMUNITY INVESTMENT DESIGNA-  
6 TIONS.—The following projects are designed as local com-  
7 munity investment projects authorized to receive Federal  
8 assistance under this section: **【To Be Supplied】**

