

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3999
OFFERED BY MR. FLAKE OF ARIZONA**

At the end of the bill, add the following:

1 **SEC. 7. FLEXIBILITY FOR STATES WITH STRUCTURALLY DE-**
2 **FICIENT BRIDGES.**

3 Section 117 of title 23, United States Code, is
4 amended—

5 (1) by redesignating the second subsection (c)
6 and subsections (d), (e), (f), (g), and (h) as sub-
7 sections (d), (e), (f), (g), (h), and (i), respectively
8 and

9 (2) by adding at the end the following:

10 “(j) SPECIAL RULE FOR STATES WITH STRUC-
11 TURALLY DEFICIENT BRIDGES.—Notwithstanding any
12 other provision of this section, if, on the date of enactment
13 of this subsection, a State has within its boundaries a
14 structurally deficient bridge, that State may obligate all
15 or any portion of the funds made available, before, on,
16 or after such date of enactment and any associated obliga-
17 tion limitation, to carry out a project described in section
18 1702 of Safe, Accountable, Flexible, Efficient Transpor-
19 tation Equity: A Legacy for Users (119 Stat. 1256), a

1 transportation project described in title I of division K of
2 the Consolidated Appropriations Act, 2008 (Public Law
3 110-161), or for any other project to repair or replace
4 a structurally deficient bridge in such State.”.

