

**AMENDMENT TO THE RULES COMMITTEE PRINT  
OF H.R. 7  
OFFERED BY MR. CARNAHAN OF MISSOURI**

Page 798, line 8, through page 799, line 2, amend  
section 22907 to read as follows:

1 **“§ 22907. Treatment of railroads for historic preserva-**  
2 **tion**

3       “(a) IN GENERAL.—Except as provided in subsection  
4 (b), and subject to completion of a determination by the  
5 Secretary as provided in subsection (b), any railroad sub-  
6 ject to the safety regulation jurisdiction of the Federal  
7 Railroad Administration, or portion of such railroad, or  
8 property in current use by a railroad, or formerly used  
9 by a railroad and intended to be restored to use by a rail-  
10 road shall not be considered to be a historic site, district,  
11 object, structure, or property of national, State, or local  
12 significance under section 303 of this title or section 106  
13 of the National Historic Preservation Act (16 U.S.C.  
14 470f), unless it is listed on the National Register of His-  
15 toric Places.

16       “(b) INDIVIDUAL ELEMENTS.—Subject to subsection  
17 (c), the Secretary shall determine not later than 2 years  
18 after the date of enactment of the American Energy and

1 Infrastructure Jobs Act of 2012, in consultation with the  
2 Advisory Council on Historic Preservation and through  
3 the administrative process established for creating exemp-  
4 tions from section 106 of the National Historic Preserva-  
5 tion Act (16 U.S.C. § 470f), those individual elements of  
6 property owned by a railroad subject to the safety regula-  
7 tion jurisdiction of the Federal Railroad Administration  
8 that possess national or a high level of historic significance  
9 (such as a station, depot, major bridge, site, or structure).  
10 Such elements shall be considered to be a historic site  
11 under section 303 of this title or section 106 of the Na-  
12 tional Historic Preservation Act (16 U.S.C. 470f), as ap-  
13 plicable. Upon completion of the Secretary’s determination  
14 under this subsection, the provisions in subsection (a)  
15 shall take effect.

16 “(c) CONSTRUCTION, MAINTENANCE, RESTORATION,  
17 AND REHABILITATION ACTIVITIES.—Subsections (a) and  
18 (b) do not prohibit a railroad from carrying out construc-  
19 tion, maintenance, restoration, or rehabilitation activities  
20 upon compliance with section 303 of this title or section  
21 106 of the National Historic Preservation Act (16 U.S.C.  
22 470f) for a portion of its property that is—

23 “(1) referred to in subsection (b); or

24 “(2) listed on the National Register of Historic  
25 Places.

1           “(d) EXCEPTION.—A railroad operated as a historic  
2 site with the purpose of preserving the railroad for listing  
3 in the National Register of Historic Places is considered  
4 to be historically significant under section 303 of this title  
5 and under section 106 of the National Historic Preserva-  
6 tion Act (16 U.S.C. 470f).”.

