

AMENDMENT NO. _____ Calendar No. _____

Purpose: To expand eligibility for railroad crossing elimination grants to include commuter rail, while maintaining existing labor protections.

IN THE SENATE OF THE UNITED STATES—117th Cong., 1st Sess.

S. 2016

To authorize elements of the Department of Transportation, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. MARKEY

Viz:

1 On page 185, line 3, strike “(j)” and insert the following:
2

3 “(j) COMMUTER RAIL ELIGIBILITY AND GRANT CON-
4 DITIONS.—

5 “(1) IN GENERAL.—Section 22905(f) shall not
6 apply to grants awarded under this section for commuter rail passenger transportation projects.
7

8 “(2) ADMINISTRATION OF FUNDS.—The Secretary of Transportation shall transfer amounts
9 awarded under this section for commuter rail passenger transportation projects to the Federal Tran-
10
11

1 sit Administration, which shall administer such
2 funds in accordance with chapter 53.

3 “(3) PROTECTIVE ARRANGEMENTS.—

4 “(A) IN GENERAL.—Notwithstanding para-
5 graph (2) and section 22905(e)(1), as a condi-
6 tion of receiving a grant under this section, any
7 employee covered by the Railway Labor Act (45
8 U.S.C. 151 et seq.) and the Railroad Retire-
9 ment Act of 1974 (45 U.S.C. 231 et seq.) who
10 is adversely affected by actions taken in connec-
11 tion with the project financed in whole or in
12 part by such grant shall be covered by employee
13 protective arrangements required to be estab-
14 lished under section 22905(c)(2)(B).

15 “(B) IMPLEMENTATION.—A grant recipi-
16 ent under this section, and the successors, as-
17 signs, and contractors of such grant recipient—

18 “(i) shall be bound by the employee
19 protective arrangements required under
20 subparagraph (A); and

21 “(ii) shall be responsible for the im-
22 plementation of such arrangements and for
23 the obligations under such arrangements,
24 but may arrange for another entity to take

1 initial responsibility for compliance with
2 the conditions of such arrangement.

3 “(k)