

115TH CONGRESS
2D SESSION

H. R. 6569

To require a waiver if the installation of differently colored tiles in certain tunnel projects is expected to create additional costs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2018

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

A BILL

To require a waiver if the installation of differently colored tiles in certain tunnel projects is expected to create additional costs, 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 “Removing Extra
5 Transportation Infrastructure Luxury Expenses Act” or
6 the “RETILE Act”.

7 **SEC. 2. DIFFERENTLY COLORED TILES IN PROJECTS.**

8 (a) PROJECTS FOR A PUBLIC FACILITY DAMAGED OR
9 DESTROYED BY A MAJOR DISASTER.—

1 (1) IN GENERAL.—Notwithstanding any other
2 provision of law, a State or local government, for
3 purposes of a covered project, may not install dif-
4 ferently colored tiles in a tunnel if—

5 (A) the installation of such tiles is reason-
6 ably expected to incur a higher cost than the in-
7 stallation of same-color tiles; and

8 (B) such government has not obtained a
9 waiver from the Secretary of Homeland Secu-
10 rity.

11 (2) WAIVER.—

12 (A) IN GENERAL.—A State or local gov-
13 ernment may apply for a waiver from this re-
14 quirement.

15 (B) GRANTING OF WAIVER.—The Sec-
16 retary may grant a waiver based on safety fac-
17 tors, historical preservation factors, or any
18 other factor the Secretary considers relevant.

19 (3) COVERED PROJECT.—In this subsection, the
20 term “covered project” means a project for which a
21 State or local government receives a public assist-
22 ance grant under section 406 or 428 of the Robert
23 T. Stafford Disaster Relief and Emergency Assist-
24 ance Act (42 U.S.C. 5172 or 5189f).

1 (4) REGULATIONS.—Not later than 180 days
2 after the date of enactment of this section, the Sec-
3 retary shall issue regulations to carry out this sub-
4 section.

5 (b) PROJECTS UNDER TITLE 23, UNITED STATES
6 CODE.—

7 (1) IN GENERAL.—Chapter 1 of title 23, United
8 States Code, is amended by adding at the end the
9 following:

10 **“§ 171. Use of tiles in initial construction, replace-**
11 **ment, or repair in tunnel projects**

12 “(a) WITHHOLDING OF FUNDS FOR NONCOMPLI-
13 ANCE.—

14 “(1) IN GENERAL.—The Secretary shall with-
15 hold any funding for any project under this chapter
16 if such project uses differently colored tiles in a tun-
17 nel and—

18 “(A) the installation of such tiles is rea-
19 sonably expected to incur a higher cost than the
20 installation of same-color tiles; and

21 “(B) the Secretary has not issued a waiver
22 under this section.

23 “(2) AVAILABILITY OF WAIVER.—

24 “(A) IN GENERAL.—A State may apply for
25 a waiver from this requirement.

1 “(B) GRANTING OF WAIVER.—The Sec-
2 retary may grant a waiver based on safety fac-
3 tors, historical preservation factors, or any
4 other factor the Secretary considers relevant.

5 “(3) REGULATIONS.—Not later than 180 days
6 after the date of enactment of this section, the Sec-
7 retary shall issue regulations to carry out this sec-
8 tion.”.

9 (2) CLERICAL AMENDMENT.—The table of sec-
10 tions for chapter 1 of title 23, United States Code,
11 is amended by inserting after the item relating to
12 section 170 the following new item:

“171. Use of tiles in initial construction, replacement, or repair in tunnel
projects.”.

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