

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 2  
OFFERED BY MS. BROWNLEY OF CALIFORNIA**

Page 202, line 14, after “State” insert “or a metropolitan planning organization within the State”.

Page 202, line 15, after “State” insert “or metropolitan planning organization”.

Page 207, beginning at line 8, strike “2 years after” and insert “on”.

Page 207, beginning at line 21, strike “for fiscal year 2020” and all that follows through line 23 and insert “for fiscal year 2020, less any amounts obligated by a metropolitan planning organization in the State as required by subparagraph (D), for—”.

Page 207, after line 21, insert the following:

- 1                   “(i) in the first fiscal year, for—  
2                               “(I) performing the vulnerable  
3                   user safety assessment as prescribed  
4                   by subsection (l);  
5                               “(II) providing matching funds  
6                   for transportation alternatives safety

1 project as identified in section  
2 133(h)(7)(B); and

3 “(III) projects eligible under sec-  
4 tion 133(h)(3)(A), (B), (C), or (I);  
5 and

6 “(ii) in each fiscal year thereafter, the  
7 program of projects identified in subsection  
8 (1)(2)(C).

Page 208, strike the closing quotation marks and  
semicolon at line 6, and after line 6 insert the following:

9 “(D) METROPOLITAN PLANNING AREA  
10 WITH EXCESSIVE FATALITIES AND SERIOUS IN-  
11 JURIES PER CAPITA.—

12 “(i) ANNUAL DETERMINATION.—Be-  
13 ginning on the date of enactment of the  
14 INVEST in America Act, a metropolitan  
15 planning area organization representing an  
16 area with a population greater than  
17 200,000 shall annually determine the num-  
18 ber of vulnerable user road fatalities and  
19 serious injuries per capita in such area  
20 over the most recent 2-year period

21 “(ii) REQUIREMENT TO OBLIGATE  
22 FUNDS.—If such a metropolitan planning  
23 area organization determines that the

1 number of vulnerable user road fatalities  
2 and serious injuries per capita in such area  
3 over the most recent 2-year period for  
4 which data are available exceeds the me-  
5 dian number of such fatalities and serious  
6 injuries among all urbanized areas with a  
7 population of over 200,000, then that met-  
8 ropolitan planning organization shall obli-  
9 gate over the 2 fiscal years following the  
10 fiscal year in which such determination is  
11 made an amount that is not less than 50  
12 percent of the amount set aside for that  
13 metropolitan area under section 133(h)(2)  
14 for fiscal year 2020 for projects identified  
15 in the program of projects described in  
16 subsection (l)(7)(C).

17 “(E) SOURCE OF FUNDS.—

18 “(i) METROPOLITAN PLANNING ORGA-  
19 NIZATION IN STATE REQUIRED TO OBLI-  
20 GATE FUNDS.—For a metropolitan plan-  
21 ning organization in a State required to  
22 obligate funds to vulnerable user safety  
23 under subparagraph (A), the State shall  
24 provide to the metropolitan planning orga-  
25 nization the required funding and an

1 equivalent amount of obligation authority  
2 out of its vulnerable user funding required  
3 under subparagraph (B);

4 “(ii) OTHER METROPOLITAN PLAN-  
5 NING ORGANIZATIONS.—For a metropoli-  
6 tan planning organization that is not lo-  
7 cated within a State required to obligate  
8 funds to vulnerable user safety under sub-  
9 paragraph (A), the State shall provide to  
10 the metropolitan planning organization the  
11 required funding and an equivalent amount  
12 of obligation authority from amounts ap-  
13 portioned under section 104(b)(3).

14 “(F) RETURN OF FUNDS.—Any amounts  
15 required under subparagraph (D) that are not  
16 obligated over the 2 fiscal years shall be re-  
17 turned to the State, and shall serve as a nega-  
18 tive factor in the Secretary’s selection of high-  
19 performing metropolitan planning organizations  
20 under section 1305(b)(3).”.

Page 208, line 13, strike “2 years” and insert “1 year”.

Page 208, line 25, after “a State” insert “, in co-ordination with local governments, metropolitan planning organizations, and regional transportation planning orga-

nizations that represent a high-risk area identified under paragraph (2)(B),”.

Page 209, line 5, after “subparagraph (B)” insert “, in coordination with local governments, metropolitan planning organizations, and regional transportation planning organizations that represent a high-risk area identified under paragraph (2)(B)”.

Page 209, line 14, strike “consult” and insert “coordinate”.

Page 210, at line 2 strike the closing quotation marks and second period, and after line 2 insert the following:

1           “(7) METROPOLITAN PLANNING AREA ASSESS-  
2           MENTS.—Any metropolitan planning area that is re-  
3           quired to obligate funds in accordance with sub-  
4           section (g)(3)(D) must complete a vulnerable user  
5           safety assessment based on the most recent 5 years  
6           of available data, unless an assessment was com-  
7           pleted in the previous five years, including  
8           “(A) a description of the location within  
9           the urbanized area of each vulnerable road user  
10          fatality and serious injury and the design speed  
11          of the roadway at any such location;

1           “(B) a description of any corridors that  
2           represent a high-risk area identified under  
3           paragraph (2)(B) that pose a high risk of a vul-  
4           nerable road user fatality or serious injury and  
5           the design speeds of such corridors; and

6           “(C) a program of projects or strategies to  
7           reduce safety risks to vulnerable road users in  
8           corridors identified under subparagraph (B).”.

