

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3684
OFFERED BY MR. GARCÍA OF ILLINOIS**

At the end of subtitle A of title I of division B add the following:

**1 SEC. 112_. UPDATES TO MANUAL ON UNIFORM TRAFFIC
2 CONTROL DEVICES.**

3 (a) IN GENERAL.—The Secretary of Transportation
4 shall revise the proposed rule set forth beginning on page
5 80898 of volume 85 of the Federal Register related to the
6 Manual on Uniform Traffic Control Devices (referred to
7 in this section as “MUTCD”) after consulting the stake-
8 holders listed in subsection (b) and addressing the prior-
9 ities in subsection (c). Such proposed rule shall not take
10 effect until the Secretary carries out this subsection.

11 (b) TIMING OF UPDATE.—The proposed rule referred
12 to in subsection (a) shall not take effect until the Sec-
13 retary carries out this subsection. The Secretary shall
14 complete the required revision in subsection (a) not more
15 than 1 year after the enactment of this Act.

16 (c) CONSULTING STAKEHOLDERS.—In carrying out
17 the update required under subsection (a), the Secretary

1 shall consult a wide range of stakeholders including the
2 following:

3 (1) City or local departments of transportation.

4 (2) Entities or advocates representing vulner-
5 able road users such as pedestrians, cyclists and mo-
6 torecyclists.

7 (3) Road safety entities or advocates.

8 (4) Transportation equity entities or advocates.

9 (5) Public transportation entities or advocates.

10 (6) Entities or advocates representing socio-eco-
11 nomic marginalized communities, including commu-
12 nities of color.

13 (7) Public health experts or advocates.

14 (8) Accessibility experts or advocates.

15 (9) Transportation engineers, planners and de-
16 signers in current practice.

17 (10) State departments of transportation.

18 (d) PRIORITIES.—In carrying out the update re-
19 quired under subsection (a), the Secretary shall address
20 the following priorities:

21 (1) Protection of vulnerable road users (as de-
22 fined in section 148(a) of title 23, United States
23 Code).

24 (2) Prioritization of the safety of road users
25 over traffic speed or the free flow of traffic.

1 (3) Promotion of cycling, walking, and use of
2 public transportation.

3 (4) Incorporation of safety and sustainability
4 elements, including—

5 (A) protected, buffered, and counterflow
6 bike lanes, including green bike lanes;

7 (B) devices or markings used to protect
8 bike lanes, including delineator posts, bumps,
9 bollards, planters and curbs;

10 (C) bus lanes, including red bus lanes;

11 (D) marked crosswalks, regardless of traf-
12 fic volumes;

13 (E) walk signals, regardless of the number
14 of injuries or deaths at a given intersection;

15 (F) pedestrian Hybrid Beacons; and

16 (G) protected or “Dutch” intersections.

17 (5) Replacing the 85th percentile speed on all
18 streets or roads that are not part of the National
19 Highway System with the complete and context sen-
20 sitive street design required under section 1107 of
21 this Act.

22 (6) Providing approved alternatives to level of
23 service for motor vehicles only to facilitate the better
24 measurement of the performance of a facility cov-
25 ered by the MUTCD.

1 (e) APPLICABILITY OF MUTCD.—Pursuant to the
2 authority granted in section 109(c)(2) of title 23, United
3 States Code, and section 1107 of this Act, the Secretary
4 shall review the appropriateness of State design standards
5 being applied to city or municipal owned streets on the
6 National Highway System. As part of this review, the Sec-
7 retary shall consider—

8 (1) relieving States of their duty to separately
9 conduct design review of projects funded through the
10 Federal Highway Administration on city or munic-
11 ipal owned roads that have already received local ap-
12 proval;

13 (2) requiring that States defer to locally-adopt-
14 ed design standards in reviewing projects on all city-
15 owned streets;

16 (3) expediting interim approval for devices that
17 have succeeded in at least one experiment;

18 (4) allowing new uses of existing devices unless
19 explicitly prohibited elsewhere; and

20 (5) providing a vulnerable-user signal warrant
21 to cover all scenarios in which the Federal Highway
22 Administration has proposed to prohibit uncontrolled
23 crosswalks.

24 (f) TIMING OF REGULAR UPDATES.—Pursuant to
25 section 109 of title 23, United States Code, the Secretary

1 shall review its existing guidance for when updates to the
2 Manual on Uniform Traffic Control Devices occur and
3 make any adjustments to that guidance needed to ensure
4 the Secretary is timely updating the MUTCD to take into
5 account advances in design standards, road markings, and
6 traffic devices. The Secretary shall consider requiring that
7 the MUTCD be reviewed at least once every 4 years for
8 any necessary updates.

