

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

In section 1112(a)(5) of the bill, in the matter proposed to be added at the end of section 313 of title 23, United States Code, strike subsection (k) and insert the following:

1 “(k) CONSTRUCTION MATERIALS DEFINED.—

2 “(1) IN GENERAL.—In this section, the term
3 ‘construction materials’ means primary materials
4 that are commonly used in highway construction, as
5 determined by the Secretary.

6 “(2) LIMITATION.—Such term shall not include
7 aggregates, such as—

8 “(A) stone, sand, or gravel;

9 “(B) cement and cementitious materials;

10 or

11 “(C) asphalt materials, modifiers, or addi-
12 tives.”.

