

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

At the end of subtitle F of title I of division B of the bill, add the following:

1 **SEC. \_\_\_\_ . PENALTY FOR CAUSING DEFECT OR DAMAGE**  
2 **IN INFRASTRUCTURE UNDER CONSTRUCTION.**  
3

4 (a) IN GENERAL.—A person knowingly and willfully  
5 causing defect or damage to an infrastructure project  
6 under construction, or equipment intended to be used in  
7 the construction of such project, shall be fined under title  
8 18, imprisoned for not more than 5 years, or both.

9 (b) INFRASTRUCTURE PROJECT DEFINED.—In this  
10 section, the term “infrastructure project” means an infra-  
11 structure project that is pending or has been approved for  
12 a permit pursuant to the National Environmental Policy  
13 Act of 1969 (42 U.S.C. 4321 et seq.).

14 (c) RULE OF STATUTORY CONSTRUCTION.—Nothing  
15 in the section abridges the exercise of rights guaranteed  
16 under the First Amendment to the Constitution of the  
17 United States.

