

115TH CONGRESS
1ST SESSION

H. R. 2714

To facilitate the use of outcome-based performance standards by the
Department of Transportation, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 25, 2017

Mr. MEADOWS (for himself, Mr. MASSIE, Mr. LABRADOR, Mr. SANFORD, Mr. SENSENBRENNER, Mr. GOHMERT, Mr. LEWIS of Minnesota, Mr. BUDD, Mr. BRAT, and Mr. PALMER) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To facilitate the use of outcome-based performance standards
by the Department of Transportation, and for other pur-
poses.

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 “Revamping American
5 Infrastructure Act of 2017”.

6 **SEC. 2. USE OF OUTCOME-BASED PERFORMANCE STAND-**
7 **ARDS.**

8 (a) COMPREHENSIVE REVIEW.—The Secretary of
9 Transportation shall conduct a comprehensive review of

1 the regulations, guidance, and policies of the Department
2 to identify those regulations, guidance, and policies that—

3 (1) in current form, establish prescriptive re-
4 quirements for regulated entities; and

5 (2) are able to be replaced, consistent with Fed-
6 eral law, with outcome-based performance standards.

7 (b) REPORT AND PLAN.—Not later than 120 days
8 after the date of enactment of this Act, the Secretary shall
9 submit to Congress a report on the results of the com-
10 prehensive review conducted under subsection (a) that in-
11 cludes—

12 (1) a list identifying each prescriptive regula-
13 tion, guidance document, and policy that was deter-
14 mined by the Secretary to be able to be replaced
15 with an outcome-based performance standard;

16 (2) a detailed plan to replace the regulations,
17 guidance, and policies identified under paragraph
18 (1) with outcome-based performance standards;

19 (3) a justification for omitting the regulations,
20 guidance, and policies not identified under para-
21 graph (1); and

22 (4) legislative recommendations to facilitate ad-
23 ditional replacement opportunities.

24 (c) PLAN IMPLEMENTATION.—Not later than 2 years
25 after the date on which the report required under sub-

1 section (b) is submitted to Congress, the Secretary shall
2 complete implementation of the plan described in that sub-
3 section.

4 (d) RULEMAKING REQUIREMENT.—

5 (1) IN GENERAL.—To the maximum extent pos-
6 sible, the Secretary shall ensure that regulations,
7 guidance, and policies issued by the Department on
8 and after the date of enactment of this Act are
9 issued in the form of outcome-based performance
10 standards and not as prescriptive requirements for
11 regulated entities.

12 (2) JUSTIFICATIONS.—The Secretary shall
13 make available to the public a justification for each
14 regulation, guidance document, and policy issued by
15 the Department on and after the date of enactment
16 of this Act that is not issued in the form of an out-
17 come-based performance standard.

18 (e) DEPARTMENT DEFINED.—In this section, the
19 term “Department” means the Department of Transpor-
20 tation, including each modal administration thereof.

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