

Requested by SENATE COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2835**

1 On page 2 of the printed A-engrossed bill, delete lines 32 through 45.

2 On page 3, delete lines 1 through 24 and insert:

3 **“SECTION 2. (1) As used in this section:**

4 **“(a)(A) ‘Project’ means a bridge project proposed for funding under**
5 **a draft Statewide Transportation Improvement Program that consists**
6 **of:**

7 **“(i) Construction of a new bridge that crosses a floatable natural**
8 **waterway; or**

9 **“(ii) Improvements to an existing bridge that crosses a floatable**
10 **natural waterway.**

11 **“(B) ‘Project’ does not mean maintenance of an existing bridge.**

12 **“(b) ‘Public access’ means public access to a floatable natural**
13 **waterway.**

14 **“(2) The Department of Transportation shall notify the Department**
15 **of State Lands, the State Parks and Recreation Department and the**
16 **State Marine Board when the Department of Transportation proposes**
17 **a project for funding under a draft Statewide Transportation Im-**
18 **provement Program, unless:**

19 **“(a) The project is part of a project on a limited access highway or**
20 **ferry terminal; or**

21 **“(b) The Department of Transportation determines that siting pub-**

1 **lic access near the project is not feasible.**

2 **“(3) After receiving notice from the Department of Transportation**
3 **under subsection (2) of this section, the Department of State Lands,**
4 **the State Parks and Recreation Department and the State Marine**
5 **Board may propose changes to the project to enable public access and**
6 **may provide the Department of Transportation with an estimate of:**

7 **“(a) The availability of funding from sources other than the State**
8 **Highway Fund for a public access site near the project;**

9 **“(b) The likelihood and type of any potential public use of a public**
10 **access site near the project; and**

11 **“(c) Any impacts associated with siting public access near the**
12 **project.**

13 **“(4) After receiving proposed changes to a project under subsection**
14 **(3) of this section, the Department of Transportation shall consider:**

15 **“(a) The proposed changes;**

16 **“(b) Whether the proposed changes alter the purpose of or need for**
17 **the project;**

18 **“(c) The availability of funding from sources other than the State**
19 **Highway Fund for a public access site near the project;**

20 **“(d) The likelihood and type of any potential public use of a public**
21 **access site near the project;**

22 **“(e) Any impacts associated with siting public access near the**
23 **project; and**

24 **“(f) Any impacts on traffic, roadways or highway safety from siting**
25 **public access near the project.**

26 **“(5) To the greatest extent practicable, when constructing a project,**
27 **the Department of Transportation may not adversely impact existing,**
28 **lawful public access.”.**

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