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(Original Signature of Member)

116TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend title 23, United States Code, to include a special rule for the dedication of funds under the highway safety improvement program for certain vulnerable users, and for other purposes.

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**IN THE HOUSE OF REPRESENTATIVES**

Ms. BROWNLEY of California introduced the following bill; which was referred to the Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To amend title 23, United States Code, to include a special rule for the dedication of funds under the highway safety improvement program for certain vulnerable users, and for other purposes.

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 “Safe and Friendly for  
5       the Environment Streets Act” or the “SAFE Streets Act”.

1 **SEC. 2. VULNERABLE USER SPECIAL RULE.**

2 Section 148(g) of title 23, United States Code, is  
3 amended by adding at the end the following:

4 “(3) VULNERABLE USERS.—

5 “(A) IN GENERAL.—If a covered planning  
6 area has a vulnerable user fatality rate that ex-  
7 ceeds 1.5 individuals per 100,000 individuals  
8 (as calculated under subparagraph (B)), the  
9 State in which the covered planning area is lo-  
10 cated shall obligate funding amounts (in an  
11 amount described in subparagraph (C)) for the  
12 fiscal year beginning after the 3-year period de-  
13 scribed in subparagraph (B)(i) for projects on  
14 safety improvements for vulnerable users in  
15 such covered planning area.

16 “(B) CALCULATION OF VULNERABLE USER  
17 FATALITY RATES.—Annually, the Secretary  
18 shall—

19 “(i) for each covered planning area,  
20 calculate the vulnerable user fatality rate  
21 for the most recent 3-year period for which  
22 data is available;

23 “(ii) for each covered planning area  
24 for which such rate exceeds 1.5 individuals  
25 per 100,000 individuals, determine the  
26 funding amount that each State in which

1 such covered planning area is located shall  
2 obligate in accordance with subparagraph  
3 (C); and

4 “(iii) publish any rate calculated  
5 under clause (i) and any funding amounts  
6 determined under clause (ii) on the De-  
7 partment of Transportation website.

8 “(C) CALCULATION OF FUNDING  
9 AMOUNTS.—The amount described in this sub-  
10 paragraph is the amount received by a State  
11 under this section in a fiscal year multiplied  
12 by—

13 “(i) the number of vulnerable user fa-  
14 talities in the covered planning area of the  
15 State, divided by

16 “(ii) the total traffic fatalities in the  
17 State.

18 “(D) AUTHORIZED USER OF FUNDS.—

19 “(i) IN GENERAL.—For funds obli-  
20 gated for use in a covered planning area  
21 under this paragraph, and except as pro-  
22 vided under clause (ii), the State in which  
23 such covered planning area is located, in  
24 consultation with the applicable authority

1 of such area, shall carry out projects fund-  
2 ed under this section.

3 “(ii) EXCEPTION.—In the case of a  
4 metropolitan planning area with a popu-  
5 lation of over 200,000, the metropolitan  
6 planning organization shall carry out  
7 projects funded under this section.

8 “(E) DEFINITIONS.—In this paragraph,  
9 the following definitions apply:

10 “(i) COVERED PLANNING AREA.—The  
11 term ‘covered planning area’ means, with  
12 respect to a State—

13 “(I) an area under the jurisdic-  
14 tion of a metropolitan planning orga-  
15 nization;

16 “(II) a Tribal land (as defined in  
17 section 2601(13) of the Energy Policy  
18 Act of 1992 (25 U.S.C. 3501(13)); or

19 “(III) all areas in the State not  
20 described by subclauses (I) and (II).

21 “(iii) VULNERABLE USER.— The term  
22 ‘vulnerable user’ means—

23 “(I) a pedestrian;

24 “(II) an individual on a bicycle,  
25 whether such individual is a

1                   pedalcyclist or riding a low-speed elec-  
2                   tric bicycle;

3                   “(III) an individual with a dis-  
4                   ability; or

5                   “(IV) an individual using a mo-  
6                   bility device (including a wheelchair,  
7                   walker, or scooter, whether motorized  
8                   or non-motorized).

9                   “(iv) VULNERABLE USER FATALITY.—  
10                  The term ‘vulnerable user fatality’ means a  
11                  transportation-related fatality of an indi-  
12                  vidual while such individual is a vulnerable  
13                  user.’’.