

111TH CONGRESS
1ST SESSION

H. R. 249

To direct the head of a Federal department or agency that is carrying out a project involving the construction of a culvert or other enclosed flood or drainage system to ensure that certain child safety measures are included in the project.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 2009

Mr. GENE GREEN of Texas introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To direct the head of a Federal department or agency that is carrying out a project involving the construction of a culvert or other enclosed flood or drainage system to ensure that certain child safety measures are included in the project.

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 “Logan’s Law”.

1 **SEC. 2. CONSTRUCTION OF CULVERTS AND OTHER EN-**
2 **CLOSED FLOOD OR DRAINAGE SYSTEMS.**

3 (a) **SAFETY REQUIREMENTS.**—The head of a Federal
4 department or agency that is carrying out a project involv-
5 ing the construction or modification of a culvert or other
6 enclosed flood or drainage system shall ensure that—

7 (1) the intake to the culvert or other enclosed
8 flood or drainage system is protected by a bar,
9 grate, or other appropriate covering sufficient to en-
10 sure that a child may not be swept into the system;

11 (2) a sign warning of the hazard for a child, in-
12 cluding the danger for injury or drowning, is clearly
13 posted at the intake to the culvert or other enclosed
14 flood or drainage system; and

15 (3) the culvert or other enclosed flood or drain-
16 age system has a hinged opening or other type of
17 opening and closing mechanism to permit emergency
18 services personnel to access the system.

19 (b) **APPLICABILITY.**—Subsection (a) shall apply to—

20 (1) a project carried out after the effective date
21 of this Act directly by the head of a Federal depart-
22 ment or agency; and

23 (2) a project carried out in whole or in part
24 with Federal funds made available by the head of a
25 Federal department or agency after the effective
26 date of this Act.

1 (c) CONDITIONS ON FEDERAL FINANCIAL ASSIST-
2 ANCE.—In the case of a project described in subsection
3 (b)(2), the head of the Federal department or agency pro-
4 viding Federal financial assistance to a State or local gov-
5 ernment or other entity shall require compliance with sub-
6 section (a) as a condition for the award of the financial
7 assistance or any letter of intent.

8 (d) EFFECTIVE DATE.—This Act shall take effect be-
9 ginning 180 days after the date of enactment of this Act.

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