

109TH CONGRESS  
1ST SESSION

# H. R. 3946

To provide a temporary waiver from certain transportation conformity requirements and metropolitan transportation planning requirements under the Clean Air Act and under other laws for certain areas in Louisiana affected by Hurricane Katrina, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 29, 2005

Mr. BAKER (for himself, Mr. McCRERY, Mr. JEFFERSON, Mr. ALEXANDER, Mr. JINDAL, Mr. BOUSTANY, and Mr. MELANCON) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

---

## A BILL

To provide a temporary waiver from certain transportation conformity requirements and metropolitan transportation planning requirements under the Clean Air Act and under other laws for certain areas in Louisiana affected by Hurricane Katrina, 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,*

1 **SECTION 1. CLEAN AIR TRANSPORTATION CONFORMITY;**  
2 **TEMPORARY WAIVER FOR LOUISIANA.**

3       Notwithstanding any other provision of law, until  
4 September 30, 2010, the provisions of section 176(c) of  
5 the Clean Air Act, and the regulations promulgated there-  
6 under, shall not apply to transportation projects, pro-  
7 grams, and plans (as defined in 40 C.F.R. Part 93, Sub-  
8 part A) for the parishes of East Baton Rouge, West Baton  
9 Rouge, Livingston, Ascension, and Iberville, Louisiana.  
10 The preceding sentence shall not apply to the regulations  
11 under section 176(c)(4)(B)(i) of such Act relating to Fed-  
12 eral and State interagency consultation procedures.

13 **SEC. 2. METROPOLITAN PLANNING REQUIREMENTS; TEM-**  
14 **PORARY WAIVER FOR LOUISIANA AREAS.**

15       Notwithstanding any other provision of law, until  
16 September 30, 2010, the provisions of sections  
17 134(h)(1)(D), 134(i)(3), 134(i)(5), and 134(l)(1) of title  
18 23 of the United States Code, and sections 5304(a)(1),  
19 5305(c), and 5305(e)(1) of title 49 of the United States  
20 Code and the regulations promulgated thereunder, shall  
21 not apply to the Louisiana Capital Region Planning Com-  
22 mission.

○