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(Original Signature of Member)

116TH CONGRESS  
1ST SESSION

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

To direct the Secretary of Transportation to establish a Motorcyclist Advisory Council, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mr. GALLAGHER introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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

To direct the Secretary of Transportation to establish a Motorcyclist Advisory Council, 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 “Motorcyclist Advisory  
5 Council Reauthorization Act”.

6 **SEC. 2. MOTORCYCLIST ADVISORY COUNCIL.**

7 (a) ESTABLISHMENT.—Not later than 90 days after  
8 the date of enactment of this Act, the Secretary of Trans-

1 portation shall establish a Motorcycleist Advisory Council  
2 (in this section referred to as the “Council”).

3 (b) DUTIES.—

4 (1) ADVISING.—The Council shall advise the  
5 Secretary, the Administrator of the National High-  
6 way Traffic Safety Administration, and the Adminis-  
7 trator of the Federal Highway Administration on  
8 transportation issues of concern to motorcycleists, in-  
9 cluding—

10 (A) barrier design;

11 (B) road design, construction, and mainte-  
12 nance practices; and

13 (C) the architecture and implementation of  
14 intelligent transportation system technologies.

15 (2) BIENNIAL COUNCIL REPORT.—

16 (A) IN GENERAL.—The Council shall sub-  
17 mit a report to the Secretary containing the  
18 Council’s recommendations regarding the issues  
19 described in paragraph (1) on which the Coun-  
20 cil provides advice pursuant to such paragraph.

21 (B) TIMING.—Not later than October 31  
22 of the calendar year following the calendar year  
23 in which the Council is established, and by  
24 every 2nd October 31 thereafter, the Council

1           shall submit the report required under this  
2           paragraph.

3           (c) MEMBERSHIP.—

4           (1) IN GENERAL.—The Council shall be com-  
5           prised of 12 members appointed by the Secretary as  
6           follows:

7                   (A) Five experts from State or local gov-  
8                   ernment on highway engineering issues, includ-  
9                   ing—

10                           (i) barrier design;

11                           (ii) road design, construction, and  
12                   maintenance; or

13                           (iii) intelligent transportation systems.

14                   (B) One State or local traffic and safety  
15                   engineer, design engineer, or other transpor-  
16                   tation department official who is a motorcyclist.

17                   (C) One representative from a national as-  
18                   sociation of State transportation officials.

19                   (D) One representative from a national  
20                   motorcyclist association.

21                   (E) One representative from a national  
22                   motorcyclist foundation.

23                   (F) One representative from a national  
24                   motorcycle manufacturing association.

1 (G) One roadway safety data expert on  
2 crash testing and analysis.

3 (H) One member of a national safety orga-  
4 nization that represents the traffic safety sys-  
5 tems industry.

6 (2) DURATION.—

7 (A) TERM.—Subject to subparagraphs (B)  
8 and (C), each member shall serve one term of  
9 2 years.

10 (B) ADDITIONAL TERMS.—If a successor is  
11 not designated for a member before the expira-  
12 tion of the term the member is serving, the  
13 member may serve another term.

14 (C) APPOINTMENT OF REPLACEMENTS.—If  
15 a member resigns before serving a full 2-year  
16 term, the Secretary may appoint a replacement  
17 for such member to serve the remaining portion  
18 such term. A member may continue to serve  
19 after resignation until a successor has been ap-  
20 pointed. A vacancy in the Council shall be filled  
21 in the manner in which the original appoint-  
22 ment was made.

23 (3) COMPENSATION.—Members shall serve  
24 without compensation.

1 (d) TERMINATION.—The Council shall terminate 6  
2 years after the date of its establishment.

3 **SEC. 3. DUTIES OF THE SECRETARY.**

4 (a) ACCEPT OR REJECT RECOMMENDATION.—

5 (1) SECRETARY DETERMINES.—The Secretary  
6 shall determine whether to accept or reject a rec-  
7 ommendation contained in a Council report.

8 (2) TIMING.—

9 (A) MUST ACCEPT OR REJECT.—The Sec-  
10 retary must indicate in each report submitted  
11 under this section the Secretary's acceptance or  
12 rejection of each recommendation listed in such  
13 report.

14 (B) EXCEPTION.—The Secretary may indi-  
15 cate in a report submitted under this section  
16 that a recommendation is under consideration.  
17 If the Secretary does so, the Secretary must ac-  
18 cept or reject the recommendation in the next  
19 report submitted under this section.

20 (b) REPORT.—

21 (1) IN GENERAL.—Not later than 60 days after  
22 the Secretary receives a Council report, the Sec-  
23 retary shall submit a report to the following commit-  
24 tees and subcommittees:

1 (A) The Committee on Transportation and  
2 Infrastructure of the House of Representatives.

3 (B) The Committee on Environment and  
4 Public Works of the Senate.

5 (C) The Committee on Commerce, Science,  
6 and Transportation of the Senate.

7 (D) The Subcommittee on Transportation,  
8 and Housing and Urban Development, and Re-  
9 lated Agencies of the Committee on Appropria-  
10 tions of the House of Representatives.

11 (E) The Subcommittee on Transportation,  
12 and Housing and Urban Development, and Re-  
13 lated Agencies of the Committee on Appropria-  
14 tions of the Senate.

15 (2) CONTENTS.—A report submitted under this  
16 subsection shall include—

17 (A) a list containing—

18 (i) each recommendation contained in  
19 the Council report described in paragraph  
20 (1); and

21 (ii) each recommendation indicated as  
22 under consideration in the previous report  
23 submitted under this subsection; and

1 (B) for each such recommendation, wheth-  
2 er it is accepted, rejected, or under consider-  
3 ation by the Secretary.

4 (c) ADMINISTRATIVE AND TECHNICAL SUPPORT.—

5 The Secretary shall provide such administrative support,  
6 staff, and technical assistance to the Council as the Sec-  
7 retary determines to be necessary for the Council to carry  
8 out its duties.

9 **SEC. 4. DEFINITIONS.**

10 In this Act, the following definitions apply:

11 (1) COUNCIL REPORT.—The term “Council re-  
12 port” means the report described in section 2(b)(2).

13 (2) SECRETARY.—The term “Secretary” means  
14 the Secretary of Transportation.