

- (ii) a certification that—
 - (I) the State has satisfied the requirements of subparagraph (A); and
 - (II) the designations referred to in clause (i) address the factors for designation described in this subsection.

(E) **CONDITION FOR ACCEPTANCE.**—The Secretary shall accept from a State a designation under subparagraph (D) only if the Secretary determines that the designation meets the applicable requirements of subparagraph (A).

(C) **REDESIGNATION OF NATIONAL MULTIMODAL FREIGHT NETWORK.**—Not later than 5 years after the initial designation under subsection (b), and every 5 years thereafter, the Assistant Secretary, using the designation factors described in subsection (b), shall redesignate the National Multimodal Freight Network.

(Added Pub. L. 114-94, div. A, title VIII, §8001(a), Dec. 4, 2015, 129 Stat. 1607; amended Pub. L. 117-58, div. B, title I, §§21101(d)(3), 21103, Nov. 15, 2021, 135 Stat. 656, 657.)

Editorial Notes

PRIOR PROVISIONS

A prior section 70103 was transferred and renumbered as section 50903 of Title 51, National and Commercial Space Programs.

Prior sections 70104 to 70121 were transferred and renumbered as sections 50904 to 50923 of Title 51, National and Commercial Space Programs.

AMENDMENTS

2021—Subsec. (a). Pub. L. 117-58, §21101(d)(3)(A), substituted “Assistant Secretary for Multimodal Freight (referred to in this section as the ‘Assistant Secretary’)” for “Under Secretary of Transportation for Policy” in introductory provisions.

Subsec. (b). Pub. L. 117-58, §21101(d)(3)(D)(i), substituted “Designation of National Multimodal Freight Network” for “Final Network” in heading.

Pub. L. 117-58, §21101(d)(3)(B), (C), redesignated subsec. (c) as (b) and struck out former subsec. (b) which required the establishment of an interim National Multimodal Freight Network no later than 180 days after Dec. 4, 2015.

Subsec. (b)(1). Pub. L. 117-58, §21101(d)(3)(D)(ii), substituted “The Assistant Secretary” for “Not later than 1 year after the date of enactment of this section, the Under Secretary” in introductory provisions.

Subsec. (b)(2), (3). Pub. L. 117-58, §21101(d)(3)(D)(iii), (iv), substituted “Assistant Secretary” for “Under Secretary” in introductory provisions.

Subsec. (b)(3)(C). Pub. L. 117-58, §21103(1), added subpar. (C) and struck out former subpar. (C) which read as follows: “provide the States with an opportunity to submit proposed designations in accordance with paragraph (4).”

Subsec. (b)(4)(C)(i). Pub. L. 117-58, §21103(2)(A), substituted “30 percent” for “20 percent”.

Subsec. (b)(4)(E). Pub. L. 117-58, §21103(2)(B), added subpar. (E).

Subsecs. (c), (d). Pub. L. 117-58, §21101(d)(3)(C), (E), redesignated subsec. (d) as (c), substituted “subsection (b)” for “subsection (c)” in two places, and substituted “Assistant Secretary” for “Under Secretary”. Former subsec. (c) redesignated (b).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Oct. 1, 2015, see section 1003 of Pub. L. 114-94, set out as an Effective Date of 2015 Amend-

ment note under section 5313 of Title 5, Government Organization and Employees.

CHAPTER 702—MULTIMODAL FREIGHT TRANSPORTATION PLANNING AND INFORMATION

Sec.

- 70201. State freight advisory committees.
- 70202. State freight plans.
- 70203. Transportation investment data and planning tools.
- 70204. Multi-State freight corridor planning.
- 70205. National multimodal cooperative freight research program.
- 70206. Savings provision.

Editorial Notes

AMENDMENTS

2021—Pub. L. 117-58, div. B, title I, §§21106(b), 21204(b), Nov. 15, 2021, 135 Stat. 662, 679, added items 70204 to 70206 and struck out former item 70204 “Savings provision”.

§ 70201. State freight advisory committees

(a) **IN GENERAL.**—The Secretary of Transportation shall encourage each State to establish a freight advisory committee consisting of a representative cross-section of public and private sector freight stakeholders, including representatives of—

- (1) ports, if applicable;
- (2) freight railroads, if applicable;
- (3) shippers;
- (4) carriers;
- (5) freight-related associations;
- (6) third-party logistics providers;
- (7) the freight industry workforce;
- (8) the transportation department of the State;
- (9) metropolitan planning organizations;
- (10) local governments;
- (11) the environmental protection department of the State, if applicable;
- (12) the air resources board of the State, if applicable;
- (13) economic development agencies of the State; and
- (14) not-for-profit organizations or community organizations.

(b) **QUALIFICATIONS.**—Each member of a freight advisory committee established under subsection (a) shall have qualifications sufficient to serve on a freight advisory committee, including, as applicable—

- (1) general business and financial experience;
- (2) experience or qualifications in the areas of freight transportation and logistics;
- (3) experience in transportation planning;
- (4) experience representing employees of the freight industry;
- (5) experience representing a State, local government, or metropolitan planning organization; or
- (6) experience representing the views of a community group or not-for-profit organization.

(c) **ROLE OF COMMITTEE.**—A freight advisory committee of a State described in subsection (a) shall—

- (1) advise the State on freight-related priorities, issues, projects, and funding needs;