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119TH CONGRESS
2D SESSION

# S. 3673

To amend title 23, United States Code, to improve and reauthorize the pollinator-friendly practices on roadside highways and rights-of-way program, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JANUARY 15, 2026

Mr. MERKLEY (for himself and Mr. ROUNDS) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

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# A BILL

To amend title 23, United States Code, to improve and reauthorize the pollinator-friendly practices on roadside highways and rights-of-way program, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the ''Roadside Pollinator Program Amendments Act''.

**SEC. 2. POLLINATOR-FRIENDLY PRACTICES ON ROADSIDES AND HIGHWAY RIGHTS-OF-WAY.**

Section 332 of title 23, United States Code, is amended—

(1) in subsection (b)—

(A) in paragraph (2), by striking ''; or'' and inserting ''included on the list published by the Secretary of the Interior under section 104 of the Federally Recognized Indian Tribe List Act of 1994 (25 U.S.C. 5131);'';

(B) in paragraph (3), by striking the period at the end and inserting ''; or''; and

(C) by adding at the end the following:

''(4) a nonprofit organization that is—

''(A) described in section 501(c)(3) of the Internal Revenue Code of 1986; and

''(B) exempt from taxation under section 501(a) of that Code.''; and

(2) in subsection (d)—

(A) in paragraph (1)(F), by inserting ''after consultation with the Director of the United States Fish and Wildlife Service'' before the period at the end;

(B) in paragraph (2), by striking ''that is a State department of transportation or a Federal land management agency'' and inserting

"described in paragraph (1), (3), or (4) of subsection (b)"; and

(C) in paragraph (3)—

(i) by redesignating subparagraphs (A) and (B) as clauses (i) and (ii), respectively, and indenting appropriately;

(ii) in the matter preceding clause (i) (as so redesignated), by striking "In developing" and inserting the following:

"(A) IN GENERAL.—In developing";

(iii) in subparagraph (A) (as so redesignated)—

(I) in clause (i) (as so redesignated)—

(aa) by striking "that is a State department of transportation or a Federal land management agency" and inserting "described in paragraph (1), (3), or (4) of subsection (b)"; and

(bb) by striking "affected or interested Indian Tribes" and inserting "Indian Tribes described in subsection (b)(2), the Tribal land of which is located 50 miles

or less from a project or practice proposed to be included in the plan''; and

(II) in clause (ii) (as so redesignated), by striking ''any eligible entity'' and inserting ''an eligible entity described in paragraph (1), (2), or (3) of subsection (b)''; and

(iv) by adding at the end the following:

''(B) CLARIFICATION.—Nothing in this paragraph requires additional consultation beyond consultation during the development of a plan under paragraph (1).'';

(3) in subsection (e)(2)(B), by striking ''$150,000'' and inserting ''$500,000''; and

(4) in subsection (l)(1), by striking ''$2,000,000 for each of fiscal years 2022 through 2026'' and inserting ''$5,000,000 for each of fiscal years 2026 through 2031''.

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