

ATTENTION : BRIDGE OWNERS RECEIVING FEDERAL FUNDS

YOU ARE NO LONGER PROHIBITED FROM USING PATENTED OR PROPRIETARY PRODUCTS IN YOUR DESIGNS

PERMANENT SCOUR PREVENTING *scAUR*[™] and *VorGAUR*[™] ARE MORE COST EFFECTIVE THAN PREVIOUS SCOUR COUNTERMEASURES

NOTE THE FEDERAL REGISTER FOR SEPTEMBER 27, 2019 BELOW ; ACTION ALSO DISCUSSED IN CIVIL ENGINEERING, *Vol. 89, Issue 11, pages 16-17, Nov. 2019.*

Federal Register / Vol. 84, No. 188 / Friday, September 27, 2019 / Rules and Regulations 51023

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

23 CFR Part 635

[FHWA Docket No. FHWA-2018-0036]

RIN 2125-AF84

**Construction and Maintenance—
Promoting Innovation in Use of
Patented and Proprietary Products**

AGENCY: Federal Highway
Administration (FHWA), U.S.
Department of Transportation (DOT).

ACTION: Final rule.

SUMMARY: The FHWA is revising its regulations to provide greater flexibility for States to use proprietary or patented materials in Federal-aid highway projects. This final rule rescinds the requirements limiting the use of Federal funds in paying for patented or proprietary materials, specifications, or processes specified in project plans and specifications, thus encouraging innovation in transportation technology and methods.

DATES: This final rule is effective
October 28, 2019.
