

116TH CONGRESS  
2D SESSION

# H. R. 6104

To amend title 23, United States Code, to direct the Secretary of Transportation to set aside certain funds to provide parking for commercial motor vehicles on the Federal-aid highway system, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 5, 2020

Mr. BOST (for himself and Ms. CRAIG) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To amend title 23, United States Code, to direct the Secretary of Transportation to set aside certain funds to provide parking for commercial motor vehicles on the Federal-aid highway system, 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 “Truck Parking Safety  
5 Improvement Act”.

6 **SEC. 2. PARKING FOR COMMERCIAL VEHICLES.**

7 (a) SENSE OF CONGRESS.—It is the sense of Con-  
8 gress that it should be a national priority to address the

1 shortage of parking for commercial motor vehicles on the  
 2 Federal-aid Highway System to improve highway safety.

3 (b) PARKING FOR COMMERCIAL VEHICLES.—Chapter  
 4 1 of title 23, United States Code, is amended by adding  
 5 at the end the following:

6 **“§ 171. Parking for commercial vehicles**

7 “(a) SET ASIDE.—Before making an apportionment  
 8 for a fiscal year under paragraph (1), (2), (3), or (5) of  
 9 section 104(b), the Secretary shall set aside, from  
 10 amounts made available to carry out the national highway  
 11 performance program under section 119, the surface  
 12 transportation block grant program under section 133, the  
 13 highway safety improvement program under section 148,  
 14 and the national highway freight program under section  
 15 167, for such fiscal year, amounts described in subsection  
 16 (b) of this section for providing parking for commercial  
 17 motor vehicles on Federal-aid highways.

18 “(b) AMOUNTS DESCRIBED.—The amounts referred to  
 19 in this subsection are at least—

20 “(1) \$125,000,000 for fiscal year 2021;

21 “(2) \$140,000,000 for fiscal year 2022;

22 “(3) \$150,000,000 for fiscal year 2023;

23 “(4) \$165,000,000 for fiscal year 2024; and

24 “(5) \$175,000,000 for fiscal year 2025.

1       “(c) DISTRIBUTION AMONG PROGRAMS.—The  
2 amounts described in subsection (b) shall be determined  
3 by multiplying the set aside amount for a fiscal year by  
4 the ratio that—

5               “(1) the total initial apportionment for each  
6 program described in subsection (a) for a fiscal year;  
7 bears to

8               “(2) the total initial apportionment for all pro-  
9 grams described in subsection (a) for such fiscal  
10 year.

11       “(d) DISTRIBUTION AMONG STATES.—The amounts  
12 described in subsection (c) shall be set-aside from the  
13 States as determined by multiplying the set aside amount  
14 for each program by the ratio that—

15               “(1) the initial apportionment for a State for  
16 such program described in subsection (c) for a fiscal  
17 year; bears to

18               “(2) the total initial apportionment for all  
19 States for such program described in subsection (c)  
20 for such fiscal year.

21       “(e) GRANT AUTHORITY.—The Secretary shall pro-  
22 vide grants from funds set aside under subsection (a), on  
23 a competitive basis, for projects to provide parking for  
24 commercial motor vehicles on Federal-aid highways or on  
25 a facility with reasonable access to—

1 “(1) a Federal-aid highway; or

2 “(2) a freight facility.

3 “(f) APPLICATIONS.—To be eligible for a grant under  
4 this subsection, an entity shall submit to the Secretary an  
5 application at such time and in such manner as the Sec-  
6 retary may require.

7 “(g) APPLICATION CONTENTS.—An application  
8 under subsection (f) shall contain—

9 “(1) a description of the proposed project; and

10 “(2) any other information that the Secretary  
11 may require.

12 “(h) ELIGIBLE ENTITIES.—The following entities  
13 shall be eligible to receive amounts under this section:

14 “(1) A State.

15 “(2) Any public agency carrying out responsibil-  
16 ities relating to commercial motor vehicle parking.

17 “(3) A metropolitan planning organization.

18 “(4) A local government.

19 “(i) ELIGIBLE PROJECTS.—

20 “(1) IN GENERAL.—An entity may use funds  
21 provided under this section only for projects de-  
22 scribed in paragraph (2) that are located—

23 “(A) on a Federal-aid highway; or

24 “(B) on a facility with reasonable access  
25 to—

1 “(i) a Federal-aid highway; or

2 “(ii) a freight facility.

3 “(2) PROJECTS DESCRIBED.—A project re-  
4 ferred to in paragraph (1) is a project to—

5 “(A) construct safety rest areas (as such  
6 term is defined in section 120(c)) that include  
7 parking for commercial motor vehicles;

8 “(B) construct commercial motor vehicle  
9 parking facilities—

10 “(i) adjacent to private commercial  
11 truck stops and travel plazas;

12 “(ii) within the boundaries of, or adja-  
13 cent to, a publicly owned freight facility,  
14 including a port terminal operated by a  
15 public authority; and

16 “(iii) at existing facilities, including  
17 inspection and weigh stations and park-  
18 and-ride locations; and

19 “(C) convert existing weigh stations and  
20 rest areas to facilities for the exclusive use of  
21 commercial motor vehicle parking.

22 “(j) ELIGIBLE ACTIVITIES.—

23 “(1) IN GENERAL.—Entities may use alloca-  
24 tions under this subsection for the following activi-  
25 ties of an eligible project:

1           “(A) Development phase activities, includ-  
2           ing planning, feasibility analysis, benefit-cost  
3           analysis, environmental review, preliminary en-  
4           gineering and design work, and other precon-  
5           struction activities.

6           “(B) Construction, reconstruction, rehabili-  
7           tation, acquisition of real property, environ-  
8           mental mitigation, construction contingencies,  
9           acquisition of equipment, and operational im-  
10          provements directly related to expanding com-  
11          mercial motor vehicle parking.

12          “(2) LIMITATION.—An entity may not use more  
13          than 25 percent of a grant under this subsection for  
14          activities described in paragraph (1)(A).

15          “(k) PRIORITY.—In making grants under this sub-  
16          section, the Secretary shall give priority to entities that—

17               “(1) demonstrate a safety need for commercial  
18               motor vehicle parking capacity in the corridor in  
19               which the project described under subsection (d)(1)  
20               is proposed to be carried out;

21               “(2) have consulted with affected State and  
22               local governments, trucking organizations, and pri-  
23               vate providers of commercial motor vehicle parking;

24               “(3) demonstrate that the project described  
25               under subsection (d)(1) will likely—

1                   “(A) increase commercial motor vehicle  
2                   parking capacity;

3                   “(B) facilitate the efficient movement of  
4                   freight; and

5                   “(C) improve highway safety, traffic con-  
6                   gestion, and air quality; and

7                   “(4) demonstrate the ability to provide for the  
8                   maintenance and operation cost necessary to keep  
9                   the facility available for use after completion of con-  
10                  struction.

11               “(l) FEDERAL SHARE.—Notwithstanding any other  
12               provision of law, the Federal share for a project carried  
13               out under this subsection shall be 100 percent.

14               “(m) TREATMENT OF FUNDS.—Notwithstanding sec-  
15               tion 126, funds made available under this subsection shall  
16               remain available until expended and shall not be transfer-  
17               able.

18               “(n) PROHIBITION ON CHARGING FEES.—To be eli-  
19               gible for a grant under this section, an entity shall agree  
20               that no fees will be charged for a commercial motor vehicle  
21               to access and park at any part of the facility constructed  
22               with funds made available under this subsection.

23               “(o) NOTIFICATION OF CONGRESS.—Not less than 3  
24               days before making a grant for a project under this sec-  
25               tion, the Secretary shall notify, in writing, the Committee

1 on Transportation and Infrastructure of the House of  
2 Representatives and the Committee on the Environment  
3 and Public Works of the Senate of the—

4 “(1) the amount of each proposed grant to be  
5 made under this subsection;

6 “(2) evaluation and justification for the project  
7 selection.

8 “(p) SURVEY AND COMPARATIVE ASSESSMENT.—

9 “(1) IN GENERAL.—Not later than 18 months  
10 after the date of enactment of this subsection, and  
11 every 2 years thereafter, the Secretary, in consulta-  
12 tion with appropriate State motor carrier safety per-  
13 sonnel and State departments of transportation,  
14 shall submit to the Committee on Transportation  
15 and Infrastructure of the House of Representatives  
16 and the Committee on the Environment and Public  
17 Works of the Senate a report that—

18 “(A) evaluates the capability of the States  
19 to provide adequate parking and rest facilities  
20 for commercial motor vehicles engaged in inter-  
21 state transportation;

22 “(B) evaluates the effectiveness of the  
23 projects funded under this subsection in im-  
24 proving access to truck parking;



1           “(C) evaluates the ability of entities receiv-  
2           ing a grant under this subsection to sustain the  
3           operation of parking facilities constructed with  
4           funds provided under this subsection; and

5           “(D) reports on the progress being made  
6           to provide adequate commercial motor vehicle  
7           parking facilities in the State.

8           “(2) RESULTS.—The Secretary shall make the  
9           report under paragraph (1) available to the public  
10          on the website of the Department of Transportation.

11          “(q) TREATMENT OF PROJECTS.—Notwithstanding  
12          any other provision of law, a project carried out under this  
13          section shall be treated as if the project is located on a  
14          Federal-aid highway under this chapter.

15          “(r) COMMERCIAL MOTOR VEHICLE DEFINED.—In  
16          this section, the term ‘commercial motor vehicle’ has the  
17          meaning given such term in section 31132 of title 49.”.

18          “(c) CLERICAL AMENDMENT.—The analysis for chap-  
19          ter 1 of title 23, United States Code, is amended by add-  
20          ing after the item relating to section 171 the following:

          “171. Parking for commercial vehicles.”.

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