

118TH CONGRESS
2D SESSION

H. R. 6964

To establish limitations on advanced payments for bus rolling stock, and
for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 11, 2024

Mrs. FISCHBACH (for herself, Mr. STAUBER, Mr. ROGERS of Alabama, and
Ms. CRAIG) introduced the following bill; which was referred to the Com-
mittee on Transportation and Infrastructure

A BILL

To establish limitations on advanced payments for bus rolling
stock, 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. LIMITATIONS ON ADVANCED PAYMENTS FOR**
4 **BUS ROLLING STOCK.**

5 Section 5323 of title 49, United States Code, is
6 amended by adding at the end the following:

7 “(w) LIMITATIONS ON ADVANCED PAYMENTS FOR
8 BUS ROLLING STOCK.—

9 “(1) IN GENERAL.—Notwithstanding any provi-
10 sion of this chapter or part 200 of title 2, Code of

1 Federal Regulations, or any successor regulation, a
2 recipient may use assistance made available under
3 this chapter to make an advance payment on a bus
4 rolling stock vehicle without the transit vehicle man-
5 ufacturer obtaining a performance bond or similar
6 financial arrangement.

7 “(2) LIMITATIONS.— A recipient making an ad-
8 vance payment under paragraph (1)—

9 “(A) shall have—

10 “(i) a signed purchase order and exe-
11 cuted contract with a transit vehicle manu-
12 facturer that includes advance payment
13 provisions;

14 “(ii) preaward authority; and

15 “(iii) met the requirements under sub-
16 section (m) and section 5318(e) of this
17 title; and

18 “(B) shall not provide an advanced pay-
19 ment that is more than 20 percent of the total
20 purchase order value.”.

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