

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2367
OFFERED BY MR. CRAWFORD OF ARKANSAS

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Truck Parking Safety
3 Improvement Act”.

4 SEC. 2. SENSE OF CONGRESS.

5 It is the sense of Congress that it should be a na-
6 tional priority to address the shortage of parking for com-
7 mercial motor vehicles on the Federal-aid highway system
8 to improve highway safety.

9 SEC. 3. PARKING FOR COMMERCIAL MOTOR VEHICLES.

10 (a) IN GENERAL.—Chapter 1 of title 23, United
11 States Code, is amended by adding at the end the fol-
12 lowing:

13 “§ 180. Parking for commercial motor vehicles

14 “(a) DEFINITIONS.—In this section:

15 “(1) COMMERCIAL MOTOR VEHICLE.—The term
16 ‘commercial motor vehicle’ has the meaning given
17 the term in section 31132 of title 49.

1 “(2) SAFETY REST AREA.—The term ‘safety
2 rest area’ has the meaning given the term in section
3 120(c)(1).

4 “(b) GRANT AUTHORITY.—Subject to the availability
5 of funds, the Secretary shall make grants, on a competi-
6 tive basis, to eligible entities for projects to provide public
7 parking for commercial motor vehicles and improve the
8 safety of commercial motor vehicle drivers.

9 “(c) ELIGIBLE ENTITIES.—

10 “(1) IN GENERAL.—An entity eligible to receive
11 a grant under this section is any of the following:

12 “(A) A State.

13 “(B) A metropolitan planning organiza-
14 tion.

15 “(C) A unit of local government.

16 “(D) A political subdivision of a State or
17 local government carrying out responsibilities
18 relating to commercial motor vehicle parking.

19 “(E) A Tribal government or a consortium
20 of Tribal governments.

21 “(F) A multistate or multijurisdictional
22 group of entities described in subparagraphs
23 (A) through (E).

24 “(2) PRIVATE SECTOR PARTICIPATION.—An eli-
25 gible entity that receives a grant under this section

1 may partner with a private entity to carry out an eli-
2 gible project under this section.

3 “(d) ELIGIBLE PROJECTS.—

4 “(1) IN GENERAL.—An entity may use a grant
5 provided under this section for a project described in
6 paragraph (2) that is on—

7 “(A) a Federal-aid highway; or

8 “(B) a facility with reasonable access (as
9 described in section 658.19 of title 23, Code of
10 Federal Regulations (or a successor regulation))
11 to—

12 “(i) a Federal-aid highway; or

13 “(ii) a freight facility.

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

16 “(A) to construct a safety rest area that
17 includes parking for commercial motor vehicles;

18 “(B) to construct additional commercial
19 motor vehicle parking capacity—

20 “(i) adjacent to a private commercial
21 truck stop or travel plaza;

22 “(ii) within the boundaries of, or adja-
23 cent to, a publicly owned freight facility,
24 including a port terminal operated by a
25 public authority;

1 “(iii) at an existing facility, including
2 an inspection or weigh station and a park-
3 and-ride location; or

4 “(iv) at another suitable facility, as
5 determined by the eligible entity, in con-
6 currence with the Secretary;

7 “(C) to reopen an existing weigh station,
8 safety rest area, park-and-ride facility, or other
9 government-owned facility, that is not in use,
10 for commercial motor vehicle parking;

11 “(D) to construct or make capital improve-
12 ments to an existing public commercial motor
13 vehicle parking facility to expand parking use
14 and availability, including at a seasonal facility;

15 “(E) to identify, promote, and manage the
16 availability of publicly and privately provided
17 commercial motor vehicle parking, such as
18 through the use of intelligent transportation
19 systems;

20 “(F) to improve the personal safety of
21 commercial motor vehicle drivers at a parking
22 facility as part of a project described in sub-
23 paragraphs (A) through (D); or

24 “(G) to improve a parking facility, includ-
25 ing through truck stop electrification systems

1 (as defined in section 101(a)), as part of a
2 project described in subparagraphs (A) through
3 (D).

4 “(e) APPLICATION.—To be eligible to receive a grant
5 under this section, an eligible entity shall submit to the
6 Secretary an application at such time, in such manner,
7 and containing such information as the Secretary may re-
8 quire, including—

9 “(1) a description of the proposed project; and
10 “(2) any other information that the Secretary
11 determines to be necessary.

12 “(f) SELECTION CRITERIA.—The Secretary may se-
13 lect a project to receive a grant under this section only
14 if the Secretary determines that—

15 “(1) there is a shortage of commercial motor
16 vehicle parking capacity in the corridor in which the
17 project is located;

18 “(2) the eligible entity has consulted with motor
19 carriers, commercial motor vehicle drivers, public
20 safety officials, and private providers of commercial
21 motor vehicle parking regarding the project;

22 “(3) the project will likely—

23 “(A) increase the availability or utilization
24 of commercial motor vehicle parking;

1 “(B) facilitate the efficient movement of
2 freight; or

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

5 “(4) the eligible entity demonstrates the ability
6 to provide for the maintenance and operation of the
7 facility.

8 “(g) ADDITIONAL CONSIDERATION.—To the max-
9 imum extent practicable, the Secretary shall select
10 projects to receive grants under the program in a manner
11 that maximizes the geographic dispersion of new commer-
12 cial motor vehicle parking capacity across the United
13 States.

14 “(h) USE OF FUNDS.—

15 “(1) IN GENERAL.—An eligible entity may use
16 a grant under this section for—

17 “(A) development phase activities, includ-
18 ing planning, feasibility analysis, benefit-cost
19 analysis, environmental review, preliminary en-
20 gineering and design work, and other
21 preconstruction activities necessary to advance
22 a project under this section; and

23 “(B) construction and operational improve-
24 ments.

25 “(2) LIMITATIONS.—

1 “(A) IN GENERAL.—An eligible entity may
2 use not more than 25 percent of the amount of
3 a grant under this section for activities de-
4 scribed in paragraph (1)(A).

5 “(B) EXISTING FACILITIES.—

6 “(i) IN GENERAL.—Except as pro-
7 vided in clause (ii), not more than 10 per-
8 cent of the amounts made available for
9 each fiscal year for grants under this sec-
10 tion may be used for projects described in
11 subsection (d)(2)(E) that solely identify,
12 promote, and manage the availability of ex-
13 isting commercial motor vehicle parking.

14 “(ii) EXCEPTION.—Clause (i) shall
15 not apply to a project described in sub-
16 section (d)(2)(E) that is part of a project
17 to expand commercial motor vehicle park-
18 ing capacity.

19 “(3) PROHIBITION.—

20 “(A) IN GENERAL.—Amounts made avail-
21 able to carry out this section shall not be used
22 for the construction, improvement, or develop-
23 ment phase activities directly related to the con-
24 struction, improvement, or reopening of charg-
25 ing or fueling infrastructure for the propulsion

1 of a vehicle, including a commercial motor vehi-
2 cle.

3 “(B) SAVINGS PROVISION.—Nothing in
4 this paragraph limits the use of funds other
5 than funds made available to carry out this sec-
6 tion.

7 “(i) REQUIREMENTS.—

8 “(1) PUBLICLY ACCESSIBLE PARKING.—Com-
9 mercial motor vehicle parking constructed, reopened,
10 or improved with funds from a grant under this sec-
11 tion shall be open and accessible to all commercial
12 motor vehicle drivers.

13 “(2) PROHIBITION ON CHARGING FEES.—No
14 fee may be charged by an eligible entity to a com-
15 mercial motor vehicle driver to gain access to park-
16 ing constructed, reopened, or improved with a grant
17 under this section.

18 “(j) TREATMENT OF PROJECTS.—Notwithstanding
19 any other provision of law, a project carried out under this
20 section shall be treated as a project on a Federal-aid high-
21 way under this chapter.

22 “(k) PERIOD OF AVAILABILITY OF FUNDS.—
23 Amounts made available for projects under this section
24 shall remain available for a period of 3 years after the

1 last day of the fiscal year in which the amounts are made
2 available.”.

3 (b) CLERICAL AMENDMENT.—The analysis for chap-
4 ter 1 of title 23, United States Code, is amended by add-
5 ing at the end the following:

“180. Parking for commercial motor vehicles.”.

6 **SEC. 4. SURVEY AND COMPARATIVE ASSESSMENT.**

7 (a) IN GENERAL.—Not later than 4 years after the
8 date of enactment of this Act, and every 2 years there-
9 after, the Secretary of Transportation, in consultation
10 with appropriate State motor carrier safety personnel,
11 motor carriers, State departments of transportation, and
12 private providers of commercial motor vehicle parking,
13 shall submit to the Committee on Environment and Public
14 Works of the Senate and the Committee on Transpor-
15 tation and Infrastructure of the House of Representatives
16 a report that—

17 (1) evaluates the availability of adequate park-
18 ing and rest facilities, taking into account both pri-
19 vate and public facilities, for commercial motor vehi-
20 cles engaged in interstate transportation;

21 (2) evaluates the effectiveness of the projects
22 funded under section 180 of title 23, United States
23 Code, in improving access to commercial motor vehi-
24 cle parking;

1 (3) evaluates the ability of eligible entities that
2 received a grant under section 180 of title 23,
3 United States Code, to sustain the operation of
4 parking facilities constructed with funds provided
5 under that section; and

6 (4) reports on the progress being made to pro-
7 vide adequate commercial motor vehicle parking fa-
8 cilities.

9 (b) RESULTS.—The Secretary shall make the reports
10 under subsection (a) available to the public on the website
11 of the Department of Transportation.

12 (c) ALIGNMENT OF REPORTS.—In carrying out this
13 section, the Secretary shall—

14 (1) consider the results of the commercial
15 motor vehicle parking facilities assessments of States
16 under subsection (f) of section 70202 of title 49,
17 United States Code; and

18 (2) seek to align the contents of the reports
19 under subsection (a) and the submission and publi-
20 cation of those reports with the State freight plans
21 developed and updated under that section.

22 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

23 There are authorized to be appropriated to the Sec-
24 retary of Transportation for projects for commercial

1 motor vehicle parking under section 180 of title 23, United

2 States Code—

3 (1) \$175,000,000 for fiscal year 2024;

4 (2) \$260,000,000 for fiscal year 2025; and

5 (3) \$320,000,000 for fiscal year 2026.

