

**AMENDMENT**

**OFFERED BY MR. JOHNSON OF SOUTH DAKOTA**

At the end of section 1302 of the bill, add the following:

1           (i) SAFETY DATA COLLECTION PROGRAM FOR CER-  
2 TAIN 6-AXLE VEHICLES.—Section 127 of title 23, United  
3 States Code, is amended by adding at the end the fol-  
4 lowing:

5           “(dd) PILOT PROGRAM FOR SAFETY DATA COLLEC-  
6 TION ON CERTAIN 6-AXLE VEHICLES.—

7           “(1) GENERAL AUTHORITY.—Not later than 30  
8 days after the date of enactment of this subsection,  
9 the Secretary shall establish a pilot program (re-  
10 ferred to in this subsection as the ‘pilot program’)  
11 under which States admitted by the Secretary under  
12 paragraph (2) may allow covered 6-axle vehicles to  
13 be operated on the Interstate System in the State.

14           “(2) ADMISSION TO PILOT PROGRAM.—

15           “(A) INITIAL APPLICATION.—Beginning on  
16 the date that is 30 days after the date of enact-  
17 ment of this subsection, a State seeking to par-  
18 ticipate in the pilot program shall submit an  
19 application to the Secretary in electronic form,

1 containing such administrative information as  
2 the Secretary may require, including a certifi-  
3 cation that the State has or will have the au-  
4 thority pursuant to State law to implement the  
5 pilot program.

6 “(B) ADMISSION.—The Secretary shall  
7 admit to the pilot program, on a rolling basis,  
8 States that submit a completed application  
9 under subparagraph (A).

10 “(C) ELECTION TO NO LONGER PARTICI-  
11 PATE.—If a State elects to no longer partici-  
12 pate in the pilot program, the State shall notify  
13 the Secretary of such election.

14 “(3) MEANS OF IMPLEMENTATION.—

15 “(A) IN GENERAL.—To be eligible to par-  
16 ticipate in the pilot program, a State shall  
17 agree to implement the pilot program through  
18 the issuance of permits per vehicle or group of  
19 vehicles with respect to covered 6-axle vehicles.

20 “(B) PERMIT.—A permit described in sub-  
21 paragraph (A) shall—

22 “(i) describe the Interstate System  
23 routes that may be used while operating at  
24 greater than 80,000 pounds gross vehicle  
25 weight in a covered 6-axle vehicle; and

1           “(ii) require the permit holder to re-  
2           port to the State, with respect to each cov-  
3           ered 6-axle vehicle for which such permit  
4           was issued—

5                   “(I) each accident (as such term  
6                   is defined in section 390.5 of title 49,  
7                   Code of Federal Regulations, as in ef-  
8                   fect on the date of enactment of this  
9                   subsection) that occurred in the State  
10                  involving the covered 6-axle vehicle on  
11                  the Interstate System in the State;

12                   “(II) the estimated gross vehicle  
13                   weight of each covered 6-axle vehicle  
14                   at the time of an accident described in  
15                   subclause (I); and

16                   “(III) the estimated miles trav-  
17                   eled by the covered 6-axle vehicle on  
18                   the Interstate System in the State an-  
19                   nually.

20           “(C) SAFETY EQUIPMENT INCENTIVE.—

21                   “(i) FEE REDUCTION.—With respect  
22                   to any fee associated with a permit under  
23                   this paragraph, the State may reduce the  
24                   fee otherwise applicable to a vehicle by 67  
25                   percent if the vehicle is equipped with an

1           automatic emergency braking system, in-  
2           cluding such systems in use on the date of  
3           enactment of this subsection.

4           “(ii) GROUP OF VEHICLES.—As ap-  
5           plied to a permit for a group of vehicles,  
6           the reduction under clause (i) shall only  
7           apply with respect to individual vehicles in  
8           the group that are equipped with an auto-  
9           matic emergency breaking system, includ-  
10          ing such systems in use on the date of en-  
11          actment of this subsection.

12          “(4) OTHER AUTHORIZATIONS NOT AF-  
13          FECTED.—This subsection shall not restrict—

14               “(A) a vehicle that may operate under any  
15               other provision of this section or another Fed-  
16               eral law; or

17               “(B) a State’s authority with respect to a  
18               vehicle that may operate under any other provi-  
19               sion of this section or another Federal law.

20          “(5) NO HIGHWAY FUNDING REDUCTION.—Not-  
21          withstanding subsection (a), funds apportioned to a  
22          State under section 104 for any period may not be  
23          reduced because the State authorizes the operation  
24          of covered 6-axle vehicles within such State in ac-  
25          cordance with this subsection.

1           “(6) ANNUAL REPORT.—Not later than the  
2 first March 1 after the date of enactment of this  
3 subsection, and annually thereafter, a State partici-  
4 pating in the pilot program shall submit to the Sec-  
5 retary with respect to the previous calendar year, a  
6 report on—

7           “(A) the number of accidents (as such  
8 term is defined in section 390.5 of title 49,  
9 Code of Federal Regulations (as in effect on the  
10 date of enactment of this subsection)) that oc-  
11 curred on the Interstate System in the State in-  
12 volving a covered 6-axle vehicle for which a per-  
13 mit was issued under the pilot program;

14           “(B) the estimated gross vehicle weight of  
15 each such vehicle at the time of the accident in  
16 the State described in subparagraph (A); and

17           “(C) the estimated miles traveled by such  
18 vehicle on the Interstate System in the State.

19           “(7) TERMINATION OF PILOT PROGRAM.—

20           “(A) IN GENERAL.—Except as provided in  
21 subparagraph (B), the pilot program shall ter-  
22minate on the date that is 5 years after the  
23 date of enactment of this subsection.

24           “(B) ADDITIONAL APPLICATION; CONTINU-  
25 ATION OF AUTHORITY.—For a period of 5 years

1 beginning on the date described in subpara-  
2 graph (A), the Secretary may continue the pilot  
3 program with respect to each State in the pro-  
4 gram, upon the application of a State and after  
5 consideration of—

6 “(i) the actual experience of the State  
7 under the pilot program; and

8 “(ii) any documents or other material  
9 submitted by the State in support of such  
10 an application.

11 “(8) COVERED 6-AXLE VEHICLE DEFINED.—In  
12 this subsection, the term ‘covered 6-axle vehicle’  
13 means a vehicle—

14 “(A) equipped with 6 or more axles;

15 “(B) for which the weight—

16 “(i) on any single axle of the vehicle  
17 does not exceed 20,000 pounds, including  
18 enforcement tolerances;

19 “(ii) on any tandem axle of the vehicle  
20 does not exceed 34,000 pounds, including  
21 enforcement tolerances; and

22 “(iii) on any group of three or more  
23 axles of the vehicle does not exceed 45,000  
24 pounds, including enforcement tolerances;

1                   “(C) for which the gross weight does not  
2                   exceed the lesser of—

3                   “(i) 91,000 pounds, including enforce-  
4                   ment tolerances; and

5                   “(ii) the maximum permitted by the  
6                   bridge formula under subsection (a); and

7                   “(D) that is not a longer combination vehi-  
8                   cle, as such term is defined in subsection (d)(4).

9                   “(9) RULE OF CONSTRUCTION.—Nothing in  
10                  this subsection may be construed to require a driver  
11                  to drive a covered 6-axle vehicle.”.

