AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2187
OFFERED BY MR. BOST OF ILLINOIS

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.
This Act may be cited as the “Truck Parking Safety Improvement Act”.

2 SEC. 2. SENSE OF CONGRESS.
It is the sense of Congress that it should be a national priority to address the shortage of parking for commercial motor vehicles on the Federal-aid highway system to improve highway safety.

3 SEC. 3. PARKING FOR COMMERCIAL MOTOR VEHICLES.
(a) IN GENERAL.—Chapter 1 of title 23, United States Code, is amended by adding at the end the following:

“§ 177. Parking for commercial motor vehicles
“(a) GRANT AUTHORITY.—Subject to the availability of funds, the Secretary shall make grants under this section, on a competitive basis, to eligible entities for projects to provide parking for commercial motor vehicles and improve the safety of commercial motor vehicle operators.
“(b) APPLICATIONS.—To be eligible for a grant under this section, an eligible entity shall submit to the Secretary an application at such time and in such manner as the Secretary may require.

“(c) APPLICATION CONTENTS.—An application submitted under subsection (b) shall contain—

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

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

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

“(1) A State.

“(2) A metropolitan planning organization.

“(3) A unit of local government.

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

“(5) A Tribal government or a consortium of Tribal governments.

“(6) A multistate or multijurisdictional group of entities described in paragraphs (1) through (5).

“(e) PRIVATE SECTOR PARTICIPATION.—An eligible entity that receives a grant under this section may partner with a private entity to carry out an eligible project under this section.
“(f) ELIGIBLE PROJECTS.—

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

“(A) a Federal-aid highway; or

“(B) a facility with reasonable access to—

“(i) a Federal-aid highway; or

“(ii) a freight facility.

“(2) PROJECTS DESCRIBED.—A project described in this paragraph is a project to—

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

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

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

“(ii) within the boundaries of, or adjacent to, a publicly owned freight facility, including a port terminal operated by a public authority; and

“(iii) at existing facilities, including inspection and weigh stations and park-and-ride locations;
“(C) open existing weigh stations, safety rest areas, and park-and-ride facilities to commercial motor vehicle parking;

“(D) construct or make capital improvements to existing public commercial motor vehicle parking facilities to expand parking utilization and availability, including at seasonal facilities;

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

“(F) improve the safety of commercial motor vehicle operators at parking facilities as part of a project described in subparagraphs (A) through (D); or

“(G) improve a parking facility, including through advanced truck stop electrification systems and other improvements determined appropriate by the Secretary, as part of a project described in subparagraphs (A) through (D).

“(3) PUBLICLY ACCESSIBLE PARKING.—Commercial motor vehicle parking constructed or opened
with a grant under this section shall be open and accessible to all commercial motor vehicle operators.

“(g) Use of Funds.—

“(1) In general.—An eligible entity may use a grant under this section for—

“(A) development phase activities, including planning, feasibility analysis, benefit-cost analysis, environmental review, preliminary engineering and design work, and other preconstruction activities necessary to advance a project under this section; and

“(B) construction and operational improvements.

“(2) Limitation.—

“(A) In general.—An eligible entity may use not more than 25 percent of the amount of a grant under this section for activities described in paragraph (1)(A).

“(B) Existing facilities.—Not more than 10 percent of the amounts available for each fiscal year for grants under the program may be used for projects described under subsection (f)(2)(E) that solely identify, promote, and manage the availability of existing commercial motor vehicle parking.
“(h) SELECTION CRITERIA.—In making grants under this subsection, the Secretary shall give priority to applications that demonstrate—

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

“(2) consultation with motor carriers, commercial motor vehicle operators, public safety officials, and private providers of commercial motor vehicle parking;

“(3) that the project will likely—

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

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

“(C) improve highway safety, traffic congestion, and air quality; and

“(4) the ability to provide for the maintenance and operation of the facility.

“(i) FEDERAL SHARE.—Notwithstanding section 120, the Federal share for a project carried out under this subsection shall be up to 100 percent.

“(j) TREATMENT OF PROJECTS.—

“(1) IN GENERAL.—Notwithstanding any other provision of law, projects funded under this section
shall be treated as projects on a Federal-aid highway
under this chapter.

“(2) PERIOD OF AVAILABILITY.—Funds appro-
priated for projects under this section shall remain
available for a period of 3 years after the last day
of the fiscal year in which the funds are made avail-
able.

“(k) PROHIBITION ON CHARGING FEES.—To be eli-
gible for a grant under this section, an eligible entity shall
agree that no fees will be charged to a commercial motor
vehicle to access parking constructed, opened, or improved
with a grant under this section.

“(l) NOTIFICATION OF CONGRESS.—Not less than 3
business days before making a grant for a project under
this section, the Secretary shall notify, in writing, the
Committee on Transportation and Infrastructure of the
House of Representatives and the Committee on the Envi-
ronment and Public Works of the Senate of the intention
to award such a grant.

“(m) SURVEY AND COMPARATIVE ASSESSMENT.—

“(1) IN GENERAL.—Not later than 18 months
after the date of enactment of this subsection, and
every 2 years thereafter, the Secretary, in consulta-
tion with appropriate State motor carrier safety per-
sonnel, motor carriers, State departments of trans-
portation, and private providers of commercial motor
vehicle parking shall submit to the Committee on
Transportation and Infrastructure of the House of
Representatives and the Committee on the Environ-
ment and Public Works of the Senate a report
that—

“(A) evaluates the availability of adequate
parking and rest facilities, taking into account
both private and public facilities, for commer-
cial motor vehicles engaged in interstate trans-
portation;

“(B) evaluates the effectiveness of the
projects funded under this section in improving
access to commercial motor vehicle parking;

“(C) evaluates the ability of entities receiv-
ing a grant under this section to sustain the op-
eration of parking facilities constructed with
funds provided under this section; and

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

“(2) RESULTS.—The Secretary shall make the
report and subsequent updated reports under para-
graph (1) available to the public on the website of
the Department of Transportation.
“(3) ALIGNMENT OF REPORTS.—In carrying out this subsection, the Secretary shall consider the results of the commercial motor vehicle parking facilities assessments of the States under section 70202 of title 49 and seek to align the contents of the report and reporting deadlines under paragraph (1) with the requirements of such section.

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

(b) CLERICAL AMENDMENT.—The analysis for chapter 1 of title 23, United States Code, is amended by adding after the item relating to section 177 the following:

“177. Parking for commercial motor vehicles.”.

SEC. 4. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated out of the general fund of the Treasury for projects for commercial vehicle parking under section 177 of title 23, United States Code (as added by this Act)—

(1) $175,000,000 for fiscal year 2023;

(2) $185,000,000 for fiscal year 2024;

(3) $195,000,000 for fiscal year 2025; and

(4) $200,000,000 for fiscal year 2026.