

AMENDMENT TO THE AMERICAN RESCUE PLAN
ACT OF 2021
OFFERED BY MR. BOST OF ILLINOIS

Page 371, after line 22, insert the following:

1 **SECTION 7008. PARKING FOR COMMERCIAL VEHICLES.**

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

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

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

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

19 “(1) \$125,000,000 for fiscal year 2021;

1 “(2) \$140,000,000 for fiscal year 2022;

2 “(3) \$150,000,000 for fiscal year 2023;

3 “(4) \$165,000,000 for fiscal year 2024; and

4 “(5) \$175,000,000 for fiscal year 2025.

5 “(c) DISTRIBUTION AMONG PROGRAMS.—The
6 amounts described in subsection (b) shall be determined
7 by multiplying the set aside amount for a fiscal year by
8 the ratio that—

9 “(1) the total initial apportionment for each
10 program described in subsection (a) for a fiscal year;
11 bears to

12 “(2) the total initial apportionment for all pro-
13 grams described in subsection (a) for such fiscal
14 year.

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

19 “(1) the initial apportionment for a State for
20 such program described in subsection (c) for a fiscal
21 year; bears to

22 “(2) the total initial apportionment for all
23 States for such program described in subsection (c)
24 for such fiscal year.

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

6 “(1) a Federal-aid highway; or

7 “(2) a freight facility.

8 “(f) APPLICATIONS.—To be eligible for a grant under
9 this section, an entity shall submit to the Secretary an
10 application at such time and in such manner as the Sec-
11 retary may require.

12 “(g) APPLICATION CONTENTS.—An application
13 under subsection (f) shall contain—

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

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

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

19 “(1) A State.

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

22 “(3) A metropolitan planning organization.

23 “(4) A local government.

24 “(i) ELIGIBLE PROJECTS.—

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

4 “(A) on a Federal-aid highway; or

5 “(B) on a facility with reasonable access
6 to—

7 “(i) a Federal-aid highway; or

8 “(ii) a freight facility.

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

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

14 “(B) construct commercial motor vehicle
15 parking facilities—

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

18 “(ii) within the boundaries of, or adja-
19 cent to, a publicly owned freight facility,
20 including a port terminal operated by a
21 public authority; and

22 “(iii) at existing facilities, including
23 inspection and weigh stations and park-
24 and-ride locations; and

1 “(C) convert existing weigh stations and
2 rest areas to facilities for the exclusive use of
3 commercial motor vehicle parking.

4 “(j) ELIGIBLE ACTIVITIES.—

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

8 “(A) Development phase activities, includ-
9 ing planning, feasibility analysis, benefit-cost
10 analysis, environmental review, preliminary en-
11 gineering and design work, and other pre-
12 construction activities.

13 “(B) Construction, reconstruction, rehabili-
14 tation, acquisition of real property, environ-
15 mental mitigation, construction contingencies,
16 acquisition of equipment, and operational im-
17 provements directly related to expanding com-
18 mercial motor vehicle parking.

19 “(2) LIMITATION.—An entity may not use more
20 than 25 percent of a grant under this section for ac-
21 tivities described in paragraph (1)(A).

22 “(k) PRIORITY.—In making grants under this sec-
23 tion, the Secretary shall give priority to entities that—

24 “(1) demonstrate a safety need for commercial
25 motor vehicle parking capacity in the corridor in

1 which the project described under subsection (d)(1)
2 is proposed to be carried out;

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

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

8 “(A) increase commercial motor vehicle
9 parking capacity;

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

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

14 “(4) demonstrate the ability to provide for the
15 maintenance and operation cost necessary to keep
16 the facility available for use after completion of con-
17 struction.

18 “(l) FEDERAL SHARE.—Notwithstanding any other
19 provision of law, the Federal share for a project carried
20 out under this section shall be 100 percent.

21 “(m) TREATMENT OF FUNDS.—Notwithstanding sec-
22 tion 126, funds made available under this section shall re-
23 main available until expended and shall not be transfer-
24 able.

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

6 “(o) NOTIFICATION OF CONGRESS.—Not less than 3
7 days before making a grant for a project under this sec-
8 tion, the Secretary shall notify, in writing, the Committee
9 on Transportation and Infrastructure of the House of
10 Representatives and the Committee on the Environment
11 and Public Works of the Senate of the—

12 “(1) the amount of each proposed grant to be
13 made under this section; and

14 “(2) evaluation and justification for the project
15 selection.

16 “(p) SURVEY AND COMPARATIVE ASSESSMENT.—

17 “(1) IN GENERAL.—Not later than 18 months
18 after the date of enactment of this section, and every
19 2 years thereafter, the Secretary, in consultation
20 with appropriate State motor carrier safety per-
21 sonnel and State departments of transportation,
22 shall submit to the Committee on Transportation
23 and Infrastructure of the House of Representatives
24 and the Committee on the Environment and Public
25 Works of the Senate a report that—

1 “(A) evaluates the capability of the States
2 to provide adequate parking and rest facilities
3 for commercial motor vehicles engaged in inter-
4 state transportation;

5 “(B) evaluates the effectiveness of the
6 projects funded under this section in improving
7 access to truck parking;

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

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

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

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

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

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

“171. Parking for commercial vehicles.”.

