

AMENDMENT TO H.R. 7**OFFERED BY MR. NADLER OF NEW YORK**

At the end of title X add the following:

1 **SEC. ____ . APPLICABILITY TO PORT FACILITIES.**

2 Section 14501(c) of title 49, United States Code, is
3 amended—

4 (1) in paragraph (2)(A)—

5 (A) by striking “or” after “cargo,”; and

6 (B) by inserting before the semicolon the
7 following: “, or the authority of a State, polit-
8 ical subdivision of a State, or political authority
9 of 2 or more States to adopt requirements for
10 motor carriers and commercial motor vehicles
11 providing services at port facilities that are rea-
12 sonably related to the reduction of environ-
13 mental pollution, traffic congestion, the im-
14 provement of highway safety, or the efficient
15 utilization of port facilities, if adoption or en-
16 forcement of such requirements does not con-
17 flict with any other applicable Federal law or
18 regulation”; and

19 (2) by adding at the end the following:

20 “(6) CLARIFICATION FOR PARAGRAPH (2).—

1 “(A) DEFINITION OF PORT FACILITIES.—

2 For purposes of paragraph (2)(A), the term
3 ‘port facilities’ means all port facilities for
4 coastwise, intercoastal, inland waterways, and
5 Great Lakes shipping and overseas shipping, in-
6 cluding, wharves, piers, sheds, warehouses, ter-
7 minals, yards, docks, control towers, container
8 equipment, maintenance buildings, container
9 freight stations and port equipment, including
10 harbor craft, cranes, and straddle carriers.

11 “(B) APPLICABILITY OF CLEAN AIR ACT.—

12 Nothing in paragraph (1) shall limit the rights
13 reserved to any State or a political subdivision
14 thereof under the Clean Air Act (42 U.S.C.
15 7401 et. seq).”.

