

116TH CONGRESS
2D SESSION

S. 4150

To require the Secretary of the Treasury to provide assistance to certain providers of transportation services affected by the novel coronavirus.

IN THE SENATE OF THE UNITED STATES

JULY 2, 2020

Mr. REED (for himself and Ms. COLLINS) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To require the Secretary of the Treasury to provide assistance to certain providers of transportation services affected by the novel coronavirus.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Coronavirus Economic
5 Relief for Transportation Services Act”.

6 **SEC. 2. ASSISTANCE FOR PROVIDERS OF TRANSPORTATION**

7 **SERVICES AFFECTED BY COVID-19.**

8 (a) DEFINITIONS.—In this section:

1 (1) PROVIDER OF TRANSPORTATION SERV-
2 ICES.—The term “provider of transportation serv-
3 ices” means an entity that—

4 (A) is established or organized—

5 (i) in the United States; or

6 (ii) pursuant to Federal law;

7 (B) has significant operations, and a ma-
8 jority of employees based, in the United States;

9 (C) was in operation on March 1, 2020;

10 and

11 (D) is the operator of—

12 (i) a vessel of the United States (as
13 defined in section 116 of title 46, United
14 States Code) that is—

15 (I) a passenger vessel (as defined
16 in section 2101 of title 46, United
17 States Code) carrying fewer than
18 2,400 passengers; or

19 (II) a small passenger vessel (as
20 defined in section 2101 of title 46,
21 United States Code);

22 (ii) a company providing transpor-
23 tation services using a bus characterized
24 by an elevated passenger deck located over
25 a baggage compartment (commonly known

as an “over-the-road bus”), including local and intercity fixed-route service, commuter service, and charter or tour service (including tour or excursion service that includes features in addition to bus transportation, such as meals, lodging, admission to points of interest or special attractions, or the services of a guide);

(iii) a company providing transportation services using a school bus (as defined in section 571.3 of title 49, Code of Federal Regulations (or successor regulations)); or

(iv) any other transportation service company subject to regulation by the Department of Transportation as the Secretary, in consultation with the Secretary of Transportation, determines to be appropriate.

(2) SECRETARY.—The term “Secretary” means the Secretary of the Treasury.

(b) FUNDING.—

(1) IN GENERAL.—Out of any funds in the Treasury not otherwise appropriated, there are appropriated to provide grants and other forms of

1 emergency assistance to eligible providers of trans-
2 portation services under this section,
3 \$10,000,000,000 for fiscal year 2020.

4 (2) EMERGENCY DESIGNATION.—

5 (A) IN GENERAL.—The amounts provided
6 by this section are designated as an emergency
7 requirement pursuant to section 4(g) of the
8 Statutory Pay-As-You-Go Act of 2010 (2
9 U.S.C. 933(g)).

10 (B) DESIGNATION IN SENATE.—In the
11 Senate, this section is designated as an emer-
12 gency requirement pursuant to section 4112(a)
13 of H. Con. Res. 71 (115th Congress), the con-
14 current resolution on the budget for fiscal year
15 2018.

16 (c) PROVISION OF ASSISTANCE.—

17 (1) IN GENERAL.—The Secretary, in consulta-
18 tion with the Secretary of Transportation, shall use
19 the amounts made available under subsection (b) to
20 provide grants and other forms of emergency assist-
21 ance to eligible providers of transportation services
22 described in paragraph (2) that have experienced a
23 significant revenue loss as direct or indirect result of
24 the novel coronavirus (COVID–19).

1 (2) DESCRIPTION OF ELIGIBLE PROVIDERS OF
2 TRANSPORTATION SERVICES.—An eligible provider
3 of transportation services referred to in paragraph
4 (1) is—

5 (A) a provider of transportation services
6 that, on March 1, 2020—

7 (i) had 500 or fewer employees; and

8 (ii) was not a subsidiary of, or con-
9 trolled by, another entity with a combined
10 total full-time workforce of more than 500
11 employees; or

12 (B) a provider of transportation services
13 that—

14 (i) on March 1, 2020, had more than
15 500 employees; and

16 (ii) has not received assistance under
17 paragraph (1), (2), or (3) of section
18 4003(b), or subtitle B of title IV, of the
19 Coronavirus Aid, Relief, and Economic Se-
20 curity Act (Public Law 116–136; 134 Stat.
21 281).

22 (3) AMOUNT.—

23 (A) FACTORS FOR CONSIDERATION.—In
24 determining the amount of assistance to be pro-
25 vided to an eligible provider of transportation

1 services under this subsection, the Secretary
2 shall take into consideration—

3 (i) the estimated revenue and cash
4 flow of the provider of transportation serv-
5 ices during the 12-month period beginning
6 on the date of receipt of the assistance;

7 (ii) the amount of debt owed by the
8 provider of transportation services on
9 major equipment, if any; and

10 (iii) other sources of Federal assist-
11 ance provided to the provider of transpor-
12 tation services, if any.

13 (B) LIMITATION.—The Secretary shall en-
14 sure that the amount of assistance provided to
15 a provider of transportation services under this
16 subsection, when combined with any other Fed-
17 eral assistance provided in response to COVID-
18 19 under the Coronavirus Aid, Relief, and Eco-
19 nomic Security Act (Public Law 116–136; 134
20 Stat. 281), the Paycheck Protection Program
21 and Health Care Enhancement Act (Public Law
22 116–139; 134 Stat. 620), or any other provi-
23 sion of law, does not exceed the total amount
24 of revenue earned by the provider of transpor-
25 tation services during calendar year 2019.

1 (4) TYPE OF ASSISTANCE.—The Secretary shall
 2 ensure that not less than 50 percent of the amounts
 3 made available under subsection (b) are used to pro-
 4 vide grants.

5 (5) EQUAL ACCESS.—The Secretary shall en-
 6 sure equal access to the assistance provided under
 7 this section to eligible providers of transportation
 8 services that are small, minority-owned, and women-
 9 owned businesses.

10 (6) CONDITION OF RECEIPT.—As a condition of
 11 receipt of assistance under this subsection, the Sec-
 12 retary shall require that a provider of transportation
 13 services shall agree—

14 (A) to use the funds, on a priority basis
 15 and to the extent available, to maintain through
 16 December 31, 2020, pay, paid administrative
 17 leave, and benefits to all employees as of the
 18 date of enactment of this Act, after making any
 19 adjustments required for—

20 (i) retirement; or

21 (ii) voluntary employee separation;

22 and

23 (B) to recall or rehire any employee laid
 24 off, furloughed, or terminated because of re-
 25 duced service as a result of COVID-19 or the

1 effects of COVID–19, to the extent warranted
2 by increased service levels.

3 (d) ELIGIBLE ACTIVITIES.—A provider of transpor-
4 tation services shall use assistance provided under sub-
5 section (c) only for—

6 (1) activities to ensure the preservation of jobs
7 based in the United States;

8 (2) the acquisition of services, equipment, in-
9 cluding personal protective equipment, and other
10 measures needed to protect workers and customers
11 from COVID–19; or

12 (3) continued operations and maintenance of
13 existing capital equipment and facilities (including
14 rent, leases, insurance, and debt service) during the
15 period of economic distress caused by the outbreak
16 of COVID–19.

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