

118TH CONGRESS  
2D SESSION

# S. 4989

To amend title 23, United States Code, to permit the use of certain electric vehicle charging stations at rest areas, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2024

Mr. MERKLEY (for himself, Mr. VAN HOLLEN, and Mr. WYDEN) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

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## A BILL

To amend title 23, United States Code, to permit the use of certain electric vehicle charging stations at rest areas, and for other purposes.

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 “Recharge your Electric  
5 Car on the Highway to Alleviate Range Gaps Effectively  
6 Act” or the “RECHARGE Act”.

1 **SEC. 2. ELECTRIC VEHICLE CHARGING STATIONS AT REST**  
 2 **AREAS.**

3 (a) IN GENERAL.—Section 111(b)(2) of title 23,  
 4 United States Code, is amended—

5 (1) in subparagraph (D), by striking “and” at  
 6 the end;

7 (2) in subparagraph (E), by striking the period  
 8 at the end and inserting “; and”; and

9 (3) by adding at the end the following:

10 “(F) electric vehicle charging stations for  
 11 light-duty vehicles (as defined in section 803 of  
 12 the Energy Policy Act of 2005 (42 U.S.C.  
 13 16152)).”.

14 (b) CONFORMING AMENDMENTS.—

15 (1) CONGESTION MITIGATION AND AIR QUALITY  
 16 IMPROVEMENT PROGRAM.—Section 149(c)(2) of title  
 17 23, United States Code, is amended by striking “ex-  
 18 cept that such stations may not be established or  
 19 supported where commercial establishments serving  
 20 motor vehicle users are prohibited by section 111 of  
 21 title 23, United States Code”.

22 (2) JASON’S LAW.—Section 1401(d) of the  
 23 Moving Ahead for Progress in the 21st Century Act  
 24 (23 U.S.C. 137 note; Public Law 112–141) is  
 25 amended—

1                   (A) in paragraph (1), by striking “Except  
2                   as provided in paragraph (2), a State” and in-  
3                   serting “A State”;

4                   (B) by striking paragraph (2); and

5                   (C) by redesignating paragraph (3) as  
6                   paragraph (2).

7           (c) CONGRESSIONAL INTENT.—Nothing in this Act  
8           or an amendment made by this Act is intended as a state-  
9           ment of congressional intent with respect to the existing  
10          authority of the President or any other Federal agency  
11          under section 111 of title 23, United States Code.

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