

118TH CONGRESS
1ST SESSION

H. R. 4064

To require that certain aspects of bridge projects be carried out by certified contractors, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 13, 2023

Mr. GARAMENDI (for himself and Mr. FITZPATRICK) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To require that certain aspects of bridge projects be carried out by certified contractors, 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 “Bridge Corrosion Pre-
5 vention and Repair Act of 2023”.

6 **SEC. 2. CORROSION PREVENTION FOR BRIDGES.**

7 (a) DEFINITIONS.—In this section:

8 (1) APPLICABLE BRIDGE PROJECT.—The term
9 “applicable bridge project” means a project for con-
10 struction, replacement, rehabilitation, preservation,

1 or protection, other than de minimis work, as deter-
2 mined by the entity carrying out the project, on—

3 (A) a bridge project that receives financial
4 assistance under title 23, United States Code;
5 or

6 (B) a project for a railroad bridge (as de-
7 fined in section 237.5 of title 49, Code of Fed-
8 eral Regulations (or successor regulations)) that
9 receives financial assistance under title 49,
10 United States Code.

11 (2) CERTIFIED CONTRACTOR.—The term “cer-
12 tified contractor” means a contracting or subcon-
13 tracting firm that has been certified by a third-party
14 organization recognized industry-wide that evaluates
15 the capability of the contractor or subcontractor to
16 properly perform 1 or more specified aspects of an
17 applicable bridge project described in subsection
18 (b)(2).

19 (3) QUALIFIED TRAINING PROGRAM.—The term
20 “qualified training program” means a training pro-
21 gram in corrosion control, mitigation, and prevention
22 that is—

23 (A) offered by an organization that pro-
24 vides trainees with a certification that meets
25 the ANSI/NACE Number 13/SSPC-ACS-1

1 standard (or a successor standard) or another
2 standard approved by the Administrator of the
3 Federal Highway Administration; or

4 (B) an industrial coatings applicator train-
5 ing program—

6 (i) registered under the Act of August
7 16, 1937 (commonly known as the “Na-
8 tional Apprenticeship Act”) (50 Stat. 664,
9 chapter 663; 29 U.S.C. 50 et seq.); and

10 (ii) that meets the standards of sub-
11 part A of part 29 and part 30 of title 29,
12 Code of Federal Regulations (or successor
13 regulations).

14 (b) APPLICABLE BRIDGE PROJECTS.—

15 (1) QUALITY CONTROL.—A certified contractor
16 shall carry out aspects of an applicable bridge
17 project described in paragraph (2).

18 (2) ASPECTS OF APPLICABLE BRIDGE
19 PROJECTS.—Aspects of an applicable bridge project
20 referred to in paragraph (1) include—

21 (A) surface preparation or coating applica-
22 tion on steel, concrete, or rebar of an applicable
23 bridge project;

1 (B) removal of a lead-based or other haz-
2 arduous coating from steel or concrete of an ex-
3 isting applicable bridge project; and

4 (C) shop painting of structural steel or
5 rebar fabricated for installation on an applica-
6 ble bridge project.

7 (3) CORROSION MANAGEMENT SYSTEM.—In
8 carrying out an applicable bridge project, the entity
9 carrying out the project shall—

10 (A) implement a corrosion management
11 system that utilizes industry-recognized stand-
12 ards and corrosion mitigation and prevention
13 methods to address different considerations, in-
14 cluding—

15 (i) surface preparation;

16 (ii) protective coatings;

17 (iii) materials selection;

18 (iv) cathodic protection;

19 (v) corrosion engineering;

20 (vi) personnel training; and

21 (vii) best practices in environmental
22 protection to prevent environmental deg-
23 radation and uphold public health; and

24 (B) require certified contractors, for the
25 purpose of carrying out aspects of applicable

1 bridge projects described in paragraph (2), to
2 employ a substantial number of individuals that
3 are trained and certified by a qualified training
4 program.

5 (4) CERTIFICATION.—For an applicable bridge
6 project that includes an aspect described in para-
7 graph (2), the entity carrying out the project shall
8 only accept bids from a certified contractor that pre-
9 sents written proof that the certification of the con-
10 tractor meets the relevant SSPC–QP standards (or
11 a successor standard).

12 (c) TRAINING PROGRAM.—As a condition of entering
13 into a contract for an applicable bridge project, each cer-
14 tified contractor shall provide training for each individual
15 who is not a certified coating applicator but that the cer-
16 tified contractor employs to carry out aspects of applicable
17 bridge projects described in subsection (b)(2).

18 **SEC. 3. AVAILABILITY OF FEDERAL GRANT FUNDING FOR**
19 **CORROSION CONTROL WORK ON RAIL**
20 **BRIDGES.**

21 Section 22402(b)(1) of title 49, United States Code,
22 is amended—

23 (1) in subparagraph (E), by striking “or” at
24 the end;

1 (2) by redesignating subparagraph (F) as sub-
2 paragraph (G); and

3 (3) by inserting after subparagraph (E) the fol-
4 lowing:

5 “(F) to perform corrosion control work on
6 rail bridges; or”.

7 **SEC. 4. STUDY ON EFFICACY OF WEATHERING STEEL.**

8 (a) FINDINGS.—Congress finds that—

9 (1) weathering steel is often used for bridge
10 construction projects because of its ability to with-
11 stand weather conditions better than other forms of
12 steel;

13 (2) the recent collapse of the Fern Hollow
14 Bridge in Pittsburgh, Pennsylvania, in January
15 2022 highlights the real threat that corrosion poses
16 to the bridges of the United States;

17 (3) more research is needed into the
18 vulnerabilities of weathering steel; and

19 (4) States and units of local government need
20 more information on when and how to address the
21 risk of corrosion to weathering steel.

22 (b) STUDY.—Not later than 18 months after the date
23 of enactment of this Act, the Secretary of Transportation
24 shall—

25 (1) carry out a study on best practices for—

1 (A) the frequency and method of inspect-
2 ing corrosion on weathering steel bridges; and

3 (B) addressing corrosion on weathering
4 steel bridges;

5 (2) submit to the Committee on Environment
6 and Public Works of the Senate, the Committee on
7 Commerce, Science, and Transportation of the Sen-
8 ate, and the Committee on Transportation and In-
9 frastructure of the House of Representatives a re-
10 port on the results of the study under paragraph
11 (1); and

12 (3) make the report under paragraph (2) avail-
13 able to State departments of transportation, metro-
14 politan planning organizations (as defined in section
15 134(b) of title 23, United States Code), regional
16 transportation planning organizations (as defined in
17 that section), and units of local government that
18 own bridge assets.

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