

119TH CONGRESS
2D SESSION

S. 3871

To amend title 23, United States Code, and the Infrastructure Investment and Jobs Act with respect to vehicle roadside crashes and work zone safety, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 12, 2026

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

A BILL

To amend title 23, United States Code, and the Infrastructure Investment and Jobs Act with respect to vehicle roadside crashes and work zone safety, 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 “Preventing Roadside
5 and Work Zone Deaths Act of 2026”.

1 **SEC. 2. VEHICLE AND WORK ZONE ROADSIDE ACCIDENTS.**

2 (a) HIGHWAY SAFETY IMPROVEMENT PROGRAM.—

3 Section 148(c)(2) of title 23, United States Code, is
4 amended—

5 (1) in subparagraph (A)(vi), by striking “and
6 pedestrians,” and inserting “pedestrians, and occu-
7 pants of and pedestrians associated with disabled ve-
8 hicles”;

9 (2) in subparagraph (B)(i), by inserting “, and
10 occupants of and pedestrians associated with dis-
11 abled vehicles” after “pedestrians”; and

12 (3) in subparagraph (D)(vi), by striking “and
13 pedestrians” and inserting “pedestrians, and occu-
14 pants of and pedestrians associated with disabled ve-
15 hicles”.

16 (b) INJURY HEALTH DATA.—Section 24108(c)(2) of
17 the Infrastructure Investment and Jobs Act (23 U.S.C.
18 405 note; Public Law 117–58) is amended by inserting
19 “, including roadside deaths and work zone deaths” after
20 “fatalities”.

21 (c) REVIEW OF MOVE OVER OR SLOW DOWN LAW
22 PUBLIC AWARENESS.—Section 24109(a) of the Infra-
23 structure Investment and Jobs Act (Public Law 117–58;
24 135 Stat. 809) is amended by inserting “or motorist, dis-
25 abled vehicle, worker, vehicle, or machinery in a work
26 zone” after “authorized emergency vehicle”.

1 (d) DISABLED VEHICLE CRASH WORKING GROUP.—

2 (1) IN GENERAL.—The Secretary of Transpor-
3 tation, in conjunction with the Occupational Safety
4 and Health Administration and other relevant agen-
5 cies, shall convene a working group of industry and
6 other nongovernment entities, including representa-
7 tives of high-risk communities, high traffic risk pro-
8 fessions, such as truckers, traffic incident respond-
9 ers, and first responders, and other relevant stake-
10 holders, including State and local highway safety ex-
11 perts, insurers, medical and public health experts,
12 law enforcement and other first responders, and
13 technology and automobile manufacturers.

14 (2) DUTIES.—The working group convened
15 under paragraph (1) shall collect, analyze, compile,
16 and publish accurate, detailed data on disabled road-
17 side vehicle crashes, along with a strategic plan to
18 identify and implement solutions for fatal and non-
19 fatal injury crashes, adoption of better data sharing
20 with the National Highway Traffic Safety Adminis-
21 tration, including local adoption of the Model Min-
22 imum Uniform Crash Criteria, and annual updates
23 on awareness and intervention activities and results.

24 (e) WORK ZONE CRASH WORKING GROUP.—

1 (1) IN GENERAL.—The Secretary of Transpor-
2 tation, in conjunction with the Occupational Safety
3 and Health Administration, Federal Highway Ad-
4 ministration, and other relevant agencies, shall con-
5 vene a working group of industry and other non-
6 government entities, including contractors, pavers,
7 engineers, construction labor unions, traffic safety
8 industry professionals, State transportation officials,
9 and others in the road building community.

10 (2) DUTIES.—The working group convened
11 under paragraph (1) shall collect, analyze, compile,
12 and publish accurate, detailed data on work zone
13 crashes, along with a strategic plan to identify and
14 implement solutions for fatal and non-fatal injury
15 crashes, increased use and effectiveness of work zone
16 safety contingency funds, adoption of better data
17 sharing with the National Highway Traffic Safety
18 Administration, including local adoption of the
19 Model Minimum Uniform Crash Criteria, and an-
20 nual updates on awareness and intervention activi-
21 ties and results.

22 (f) REVIEW OF USE AND EFFECTIVENESS OF WORK
23 ZONE SAFETY CONTINGENCY FUNDS.—The Adminis-
24 trator of the Federal Highway Administration shall sub-
25 mit to Congress an annual report on the use and effective-

1 ness of work zone safety contingency funds described in
2 section 120(c)(3)(B)(vi) of title 23, United States Code,
3 that includes the following:

4 (1) How many and which States have utilized
5 the authority to use such funds.

6 (2) How much funding each State dedicated to
7 such funds.

8 (3) Any other pertinent information about such
9 funds and recommendations to improve the use of
10 such funds nationwide.

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