

104TH CONGRESS
2D SESSION

S. 2123

To require the calculation of Federal-aid highway apportionments and allocations for fiscal year 1997 to be determined so that States experience no net effect from a credit to the Highway Trust Fund made in correction of an accounting error made in fiscal year 1994, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 25, 1996

Mr. BAUCUS (for himself, Mr. BINGAMAN, Mr. HARKIN, Mr. COHEN, Mr. DOMENICI, Mr. PRESSLER, Mr. GRASSLEY, Mr. LEAHY, Mr. GREGG, Mrs. KASSEBAUM, Mr. AKAKA, Mr. LIEBERMAN, Mr. KENNEDY, Mr. KERRY, Mr. D'AMATO, Mrs. FRAHM, Mr. JEFFORDS, Mr. MOYNIHAN, Mr. THOMAS, Mr. DODD, Mr. DORGAN, Mr. BRADLEY, Mr. CHAFEE, and Mr. LAUTENBERG) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To require the calculation of Federal-aid highway apportionments and allocations for fiscal year 1997 to be determined so that States experience no net effect from a credit to the Highway Trust Fund made in correction of an accounting error made in fiscal year 1994, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Highway Funding
3 Fairness Act of 1996.”

4 **SEC. 2. CALCULATION OF FEDERAL-AID HIGHWAY APPOR-**
5 **TIONMENTS AND ALLOCATIONS.**

6 (a) IN GENERAL.—Except as provided in subsection
7 (b), for fiscal year 1997, the Secretary of Transportation
8 shall determine the Federal-aid highway apportionments
9 and allocations to a State without regard to the approxi-
10 mately \$1,596,000,000 credit to the Highway Trust Fund
11 (other than the Mass Transit Account) of estimated taxes
12 paid by States that was made by the Secretary of the
13 Treasury for fiscal year 1995 in correction of an account-
14 ing error made in fiscal year 1994.

15 (b) ADJUSTMENTS FOR EFFECTS IN 1996.—The
16 Secretary of Transportation shall, for each State—

17 (1) determine whether the State would have
18 been apportioned and allocated an increased or de-
19 creased amount for Federal-aid highways for fiscal
20 year 1996 if the accounting error referred to in sub-
21 section (a) had not been made (which determination
22 shall take into account the effects of section 1003(c)
23 of the Intermodal Surface Transportation Efficiency
24 Act of 1991 (Public Law 102–240; 105 Stat.
25 1921)); and

1 (2) after apportionments and allocations are de-
2 termined in accordance with subsection (a)—

3 (A) adjust the amount apportioned and al-
4 located to the State for Federal-aid highways
5 for fiscal year 1997 by the amount of the in-
6 crease or decrease; and

7 (B) adjust accordingly the obligation limi-
8 tation for Federal-aid highways distributed to
9 the State under section 310 of the Department
10 of Transportation and Related Agencies Appro-
11 priations Act, 1997.

12 (c) NO EFFECT ON 1996 DISTRIBUTIONS.—Nothing
13 in this section shall affect any apportionment, allocation,
14 or distribution of obligation limitation, or reduction there-
15 of, to a State for Federal-aid highways for fiscal year
16 1996.

17 (d) EFFECTIVE DATE.—This section shall take effect
18 on September 30, 1996.

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