

105TH CONGRESS  
1ST SESSION

# H. R. 907

To amend title 23, United States Code, to modify the minimum allocation formula under the Federal-aid highway program, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 3, 1997

Mr. SANFORD (for himself, Mr. CLEMENT, Mr. LARGENT, Mr. BALLENGER, Mr. CALVERT, Mr. CAMPBELL, Mr. CHABOT, Mr. CHAMBLISS, Mr. COBURN, Mr. DEAL of Georgia, Mr. GRAHAM, Mr. HERGER, Mr. HILLEARY, Mr. HOEKSTRA, Mr. HOSTETTLER, Mr. ISTOOK, Mr. JONES, Mr. KINGSTON, Mr. KLUG, Mr. LATOURETTE, Mr. LUCAS of Oklahoma, Mr. MCINTOSH, Mr. MICA, Mrs. MYRICK, Mr. NEY, Mrs. NORTHUP, Mr. NORWOOD, Mr. PICKERING, Mr. SALMON, Mr. SCARBOROUGH, Mr. SENSENBRENNER, Mr. SHADEGG, Mr. SOUDER, Mr. SPENCE, Mr. SPRATT, Mr. TAUZIN, Mr. TAYLOR of North Carolina, Mr. TAYLOR of Mississippi, Mr. THORNBERRY, Mr. WATKINS, Mr. WATTS of Oklahoma, and Mr. WHITFIELD) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To amend title 23, United States Code, to modify the minimum allocation formula under the Federal-aid highway program, 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. MINIMUM ALLOCATION.**

2 (a) FISCAL YEAR 1998 AND THEREAFTER.—Section  
3 157(a) of title 23, United States Code, is amended by add-  
4 ing at the end the following:

5 “(5) THEREAFTER.—In fiscal year 1998 and  
6 each fiscal year thereafter on October 1, or as soon  
7 as possible thereafter, the Secretary shall allocate  
8 among the States amounts sufficient to ensure that  
9 a State’s percentage of the total apportionments in  
10 each such fiscal year and allocations for the prior  
11 fiscal year from funds made available out of the  
12 Highway Trust Fund is not less than 100 percent  
13 of the percentage of estimated tax payments attrib-  
14 utable to highway users in the State paid into the  
15 Highway Trust Fund in the latest fiscal year for  
16 which data are available.”.

17 (b) CONFORMING AMENDMENT.—Section 157(a)(4)  
18 of such title is amended by striking the paragraph des-  
19 ignation and all that follows before “on October 1” and  
20 inserting the following:

21 “(4) FISCAL YEARS 1992–1997.—For fiscal years  
22 1992 through 1997,”.

23 **SEC. 2. REPEAL OF HOLD HARMLESS.**

24 (a) IN GENERAL.—Section 1015(a) of the Intermodal  
25 Surface Transportation Efficiency Act of 1991 (23 U.S.C.  
26 104 note; 105 Stat. 1943–1944) is repealed.

1 (b) EFFECTIVE DATE.—The amendment made by  
2 subsection (a) shall take effect on the first day of fiscal  
3 year 1998.

4 **SEC. 3. 100 PERCENT OF PAYMENT ADJUSTMENTS.**

5 Section 1015(b) of the Intermodal Surface Transpor-  
6 tation Efficiency Act of 1991 (23 U.S.C. 104 note; 105  
7 Stat. 1944) is amended—

8 (1) in the subsection heading by striking “90”;

9 (2) in the paragraph heading for paragraph (1)  
10 by striking “GENERAL RULE” and inserting “FIS-  
11 CAL YEARS 1992–1997”;

12 (3) by redesignating paragraph (2) as para-  
13 graph (3) and inserting after paragraph (1) the fol-  
14 lowing:

15 “(2) THEREAFTER.—In fiscal year 1998 and  
16 each fiscal year thereafter, the Secretary (after mak-  
17 ing the allocation under section 157(a) of this title)  
18 shall allocate among the States amounts sufficient to  
19 ensure that a State’s percentage of the total appor-  
20 tionments in each such fiscal year and allocations  
21 for the prior fiscal year from funds made available  
22 out of the Highway Trust Fund is not less than 100  
23 percent of the estimated tax payments attributable  
24 to highway users in the State paid into the Highway

1 Trust Fund in the latest fiscal year for which data  
2 are available.”; and

3 (4) in paragraph (3), as redesignated by para-  
4 graph (3) of this section, by striking “paragraph  
5 (1)” and inserting “this subsection”.

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