

106TH CONGRESS
1ST SESSION

H. R. 1595

To amend title 23, United States Code, to provide for a national standard to prohibit the operation of motor vehicles by individuals under the influence of alcohol.

IN THE HOUSE OF REPRESENTATIVES

APRIL 28, 1999

Mrs. LOWEY (for herself, Mr. WOLF, Mr. CANADY of Florida, Mr. TOWNS, Mr. CASTLE, Mrs. MORELLA, Mr. WEYGAND, Mr. INSLEE, Mr. ROTHMAN, Mr. BROWN of Ohio, Ms. SCHAKOWSKY, Mr. LaFALCE, Ms. DeLauro, Mr. MARKEY, Mr. DEUTSCH, Mr. WAXMAN, Mr. LANTOS, Mr. CAPUANO, Mr. FORBES, Mr. GILMAN, Mr. CUMMINGS, and Mrs. CAPPS) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend title 23, United States Code, to provide for a national standard to prohibit the operation of motor vehicles by individuals under the influence of alcohol.

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 “Safe and Sober Streets
5 Act of 1999”.

1 **SEC. 2. NATIONAL STANDARD TO PROHIBIT OPERATION OF**
2 **MOTOR VEHICLES BY INDIVIDUALS UNDER**
3 **THE INFLUENCE OF ALCOHOL.**

4 (a) IN GENERAL.—Subchapter I of chapter 1 of title
5 23, United States Code, is amended by adding at the end
6 the following:

7 **“§ 165. National standard to prohibit the operation of**
8 **motor vehicles by individuals under the**
9 **influence of alcohol**

10 “(a) WITHHOLDING OF APPORTIONMENTS FOR NON-
11 COMPLIANCE.—

12 “(1) FISCAL YEAR 2003.—The Secretary shall
13 withhold 5 percent of the amount required to be ap-
14 portioned to any State under each of paragraphs
15 (1), (3), and (4) of section 104(b) on October 1,
16 2002, if the State does not meet the requirements
17 of paragraph (3) on such date.

18 “(2) THEREAFTER.—The Secretary shall with-
19 hold 10 percent (including any amounts withheld
20 under paragraph (1)) of the amount required to be
21 apportioned to any State under each of paragraphs
22 (1), (3), and (4) of section 104(b) on October 1,
23 2003, and on October 1 of each fiscal year there-
24 after, if the State does not meet the requirements of
25 paragraph (3) on such date.

1 “(3) REQUIREMENTS.—A State meets the re-
2 quirements of this paragraph if the State has en-
3 acted and is enforcing a law providing that an indi-
4 vidual who has a blood alcohol concentration of 0.08
5 percent or greater while operating a motor vehicle in
6 the State is guilty of driving while intoxicated (or an
7 equivalent offense under the law of the State for op-
8 erating a motor vehicle after having consumed alco-
9 hol).

10 “(b) PERIOD OF AVAILABILITY; EFFECT OF COMPLI-
11 ANCE AND NONCOMPLIANCE.—

12 “(1) PERIOD OF AVAILABILITY OF WITHHELD
13 FUNDS.—

14 “(A) FUNDS WITHHELD ON OR BEFORE
15 SEPTEMBER 30, 2004.—Any funds withheld
16 under subsection (a) from apportionment to any
17 State on or before September 30, 2004, shall
18 remain available until the end of the third fiscal
19 year following the fiscal year for which such
20 funds are authorized to be appropriated.

21 “(B) FUNDS WITHHELD AFTER SEP-
22 TEMBER 30, 2004.—No funds withheld under
23 this section from apportionment to any State
24 after September 30, 2004, shall be available for
25 apportionment to such State.

1 “(2) APPORTIONMENT OF WITHHELD FUNDS
2 AFTER COMPLIANCE.—If, before the last day of the
3 period for which funds withheld under subsection (a)
4 from apportionment are to remain available for ap-
5 portionment to a State under paragraph (1)(A), the
6 State meets the requirement of subsection (a)(3),
7 the Secretary shall, on the first day on which the
8 State meets such requirement, apportion to the
9 State the funds withheld under subsection (a) that
10 remain available for apportionment to the State.

11 “(3) PERIOD OF AVAILABILITY OF SUBSE-
12 QUENTLY APPORTIONED FUNDS.—Any funds appor-
13 tioned pursuant to paragraph (2) shall remain avail-
14 able for expenditure until the end of the third fiscal
15 year following the fiscal year in which such funds
16 are so apportioned.

17 “(4) EFFECT OF NONCOMPLIANCE.—If, at the
18 end of the period for which funds withheld under
19 subsection (a) from apportionment are available for
20 apportionment to a State under paragraph (1), the
21 State does not meet the requirement of subsection
22 (a)(3), such funds shall lapse.”.

23 (b) CLERICAL AMENDMENT.—The analysis for such
24 subchapter is amended by adding at the end the following:

“165. National standard to prohibit the operation of motor vehicles by individuals under the influence of alcohol.”.

