AMENDMENT TO RULES COMMITTEE PRINT 116–54

OFFERED BY MR. FOSTER OF ILLINOIS

Page 99, strike lines 9 through 18 and insert the following:

“(B) ADJUSTMENT TO AMOUNTS.—

“(i) GENERAL RULE.—Except as pro-

vided in clause (ii), the initial amounts re-

sulting from the calculation under sub-

paragraph (A) shall be adjusted to ensure

that each State receives an aggregate ap-

portionment equal to at least 95 percent of

the estimated tax payments attributable to

highway users in the State paid into the

Highway Trust Fund (other than the Mass

Transit Account) in the most recent fiscal

year for which data are available.

“(ii) SPECIAL RULE FOR FISCAL

YEARS 2020 THROUGH 2022.—

“(I) IN GENERAL.—Notwith-

standing clause (i), for each of fiscal

years 2020, 2021, and 2022, the ini-

tial amounts resulting from the cal-
calculation under subparagraph (A) shall be adjusted to ensure that each State receives an aggregate apportionment equal to at least 95 percent, but not more than 105 percent, of the sum of—

“(aa) the estimated tax payments attributable to highway users in the State paid into the Highway Trust Fund (other than the Mass Transit Account) in the most recent fiscal year for which data are available; plus

“(bb) an amount which bears the same ratio to the General Fund transfer amount for the applicable fiscal year as—

“(AA) the aggregate of amounts collected in such State under the Federal internal revenue laws (other than the taxes and penalties described in section 9503(b) of the Internal Revenue Code of 1986) in the most
recent fiscal year for which
data are available; bears to

“(BB) the aggregate of
amounts collected in all
States under such Federal
internal revenue laws in
such fiscal year.

“(II) TOTAL APPORTIONMENT.—
After the adjustment described in sub-
clause (I), the amount for each State
determined under this subsection for
each of fiscal years 2022, 2023, and
2024 shall be adjusted by a single
multiplicative factor to ensure that
the total amount apportioned will not
be affected by this clause.

“(III) GENERAL FUND TRANS-
FER AMOUNT DEFINED.—In this
clause, the term ‘General Fund trans-
fer amount’ means, for a fiscal year,
the product obtained by multiplying
the amount identified in section
9503(f)(8)(A) of the Internal Revenue
Code of 1986 by the proportion
that—
“(aa) the amount authorized for appropriation under section 1101(a)(1) of the FAST Act for that fiscal year; bears to

“(bb) the aggregate amount authorized for appropriation under section 1101(a)(1) of the FAST Act for fiscal years 2022, 2023, and 2024.”.