

AMENDMENT TO RULES COMMITTEE PRINT 116-

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OFFERED BY MR. FOSTER OF ILLINOIS

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

1 “(B) ADJUSTMENT TO AMOUNTS.—

2 “(i) GENERAL RULE.—Except as pro-
3 vided in clause (ii), the initial amounts re-
4 sulting from the calculation under sub-
5 paragraph (A) shall be adjusted to ensure
6 that each State receives an aggregate ap-
7 portionment equal to at least 95 percent of
8 the estimated tax payments attributable to
9 highway users in the State paid into the
10 Highway Trust Fund (other than the Mass
11 Transit Account) in the most recent fiscal
12 year for which data are available.

13 “(ii) SPECIAL RULE FOR FISCAL
14 YEARS 2020 THROUGH 2022.—

15 “(I) IN GENERAL.—Notwith-
16 standing clause (i), for each of fiscal
17 years 2020, 2021, and 2022, the ini-
18 tial amounts resulting from the cal-

1 culation under subparagraph (A) shall
2 be adjusted to ensure that each State
3 receives an aggregate apportionment
4 equal to at least 95 percent, but not
5 more than 105 percent, of the sum
6 of—

7 “(aa) the estimated tax pay-
8 ments attributable to highway
9 users in the State paid into the
10 Highway Trust Fund (other than
11 the Mass Transit Account) in the
12 most recent fiscal year for which
13 data are available; plus

14 “(bb) an amount which
15 bears the same ratio to the Gen-
16 eral Fund transfer amount for
17 the applicable fiscal year as—

18 “(AA) the aggregate of
19 amounts collected in such
20 State under the Federal in-
21 ternal revenue laws (other
22 than the taxes and penalties
23 described in section 9503(b)
24 of the Internal Revenue
25 Code of 1986) in the most

1 recent fiscal year for which
2 data are available; bears to
3 “(BB) the aggregate of
4 amounts collected in all
5 States under such Federal
6 internal revenue laws in
7 such fiscal year.

8 “(II) TOTAL APPORTIONMENT.—
9 After the adjustment described in sub-
10 clause (I), the amount for each State
11 determined under this subsection for
12 each of fiscal years 2022, 2023, and
13 2024 shall be adjusted by a single
14 multiplicative factor to ensure that
15 the total amount apportioned will not
16 be affected by this clause.

17 “(III) GENERAL FUND TRANS-
18 FER AMOUNT DEFINED.—In this
19 clause, the term ‘General Fund trans-
20 fer amount’ means, for a fiscal year,
21 the product obtained by multiplying
22 the amount identified in section
23 9503(f)(8)(A) of the Internal Revenue
24 Code of 1986 by the proportion
25 that—

1 “(aa) the amount authorized
2 for appropriation under section
3 1101(a)(1) of the FAST Act for
4 that fiscal year; bears to

5 “(bb) the aggregate amount
6 authorized for appropriation
7 under section 1101(a)(1) of the
8 FAST Act for fiscal years 2022,
9 2023, and 2024.”.

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