AMENDMENT TO THE SENATE AMENDMENT TO
H.R. 5376
OFFERED BY MR. GRAVES OF LOUISIANA

Page 715, line 20, strike “MATERIALS”.

Page 716, line 1, strike “materials”.

Page 716, strike line 2 through line 20 on page 719 and insert the following:

“(a) FEDERAL HIGHWAY ADMINISTRATION APPROPRIATION.—In addition to amounts otherwise available, there is appropriated for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, $2,000,000,000, to remain available until September 30, 2026, to the Administrator to reimburse or provide incentives to eligible recipients for infrastructure projects that have substantially lower levels of greenhouse gas emissions associated with all relevant stages of production and use as compared to estimated industry averages of similar projects, as determined by the Administrator of the Environmental Protection Agency, and for the operations and administration of the Federal Highway Administration to carry out this section.
“(b) REIMBURSEMENT OF INCREMENTAL COSTS; INCENTIVES.—

“(1) IN GENERAL.—The Administrator shall, subject to the availability of funds, either reimburse or provide incentives to eligible recipients that construct infrastructure projects that lower greenhouse emissions and are funded under this title.

“(2) REIMBURSEMENT AND INCENTIVE AMOUNTS.—

“(A) INCREMENTAL AMOUNT.—The amount of reimbursement under paragraph (1) shall be equal to the incrementally higher cost of constructing such infrastructure projects relative to the cost of a traditional project, as determined by the eligible recipient and verified by the Administrator.

“(B) INCENTIVE AMOUNT.—The amount of an incentive under paragraph (1) shall be equal to 2 percent of the cost of infrastructure projects that lower greenhouse gas emissions and are funded under this title.

“(3) FEDERAL SHARE.—If a reimbursement or incentive is provided under paragraph (1), the total Federal share payable for the project for which the
reimbursement or incentive is provided shall be up
to 100 percent.

“(4) LIMITATIONS.—Amounts made available
under this section shall not be subject to any restric-
tion or limitation on the total amount of funds avail-
able for implementation or execution of programs
authorized for Federal-aid highways.

“(5) PROJECT IDENTIFICATION.—The Adminis-
trator shall review the lower greenhouse gas emis-
sion projects identified by the Administrator of the
Environmental Protection Agency and shall identify
projects eligible for reimbursement or incentives
under this section.

“(c) DEFINITIONS.—In this section:

“(1) ADMINISTRATOR.—The term ‘Adminis-
trator’ means the Administrator of the Federal
Highway Administration.

“(2) ELIGIBLE RECIPIENT.—The term ‘eligible
recipient’ means—

“(A) a State;

“(B) a unit of local government;

“(C) a political subdivision of a State;

“(D) a territory of the United States;

“(E) an entity described in section

207(m)(1)(E);
“(F) a recipient of funds under section 203;

“(G) a metropolitan planning organization (as defined in section 134(b)(2)); or

“(H) a special purpose district or public authority with a transportation function.

“(3) GREENHOUSE GAS.—The term ‘greenhouse gas’ means the air pollutants carbon dioxide, hydrofluorocarbons, methane, nitrous oxide, perfluorocarbons, and sulfur hexafluoride.”.

Page 719, in the matter following line 23, strike “materials”.

X