AMENDMENT TO THE SENATE AMENDMENT TO
H.R. 5376
OFFERED BY ________________________________

In section 13601(a), add at the end the following:

(3) NO FEE DURING PERIODS OF HIGH GASOLINE PRICES OR HIGH INFLATION.—Section 4611(c) is amended by adding at the end the following new paragraph:

“(3) SUSPENSION OF HAZARDOUS SUBSTANCE SUPERFUND FINANCING RATE DURING PERIODS OF HIGH GASOLINE PRICES OR HIGH INFLATIONS.—Notwithstanding paragraph (2), the Hazardous Substance Superfund financing rate shall be 0 cents a barrel during—

“(A) any period beginning on a date on which the Administrator of the United States Energy Information Administration reports that weekly regular retail gasoline prices are at or above $3 per gallon and ending on the later of—

“(i) 180 days after such date, or

“(ii) the date on which such Administrator reports that weekly regular retail
gasoline prices are below $3 per gallon,

and

“(B) any period beginning on a date on which the Secretary of Labor determines that the unadjusted 12-month percent change for the Consumer Price Index for all-urban consumers for the preceding 12-month period exceeds 3 percent and ending on the later of—

“(i) 180 days after such date, or

“(ii) the date on which the Secretary of Labor determines that the unadjusted 12-month percent change for the Consumer Price Index for all-urban consumers for the preceding 12-month period is less than 3 percent.”.