

Union Calendar No. 113

104TH CONGRESS
1ST SESSION

H. R. 2017

[Report No. 104-217, Part I]

To authorize an increased Federal share of the costs of certain transportation projects in the District of Columbia for fiscal years 1995 and 1996, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 12, 1995

Ms. NORTON (for herself, Mr. DAVIS, Mr. WOLF, Mrs. MORELLA, Mr. MORAN, and Mr. DIXON) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Government Reform and Oversight, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

JULY 31, 1995

Reported from the Committee on Transportation and Infrastructure with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

JULY 31, 1995

Referral to the Committee on Government Reform and Oversight extended for a period ending not later than July 31, 1995

JULY 31, 1995

Additional sponsor: Mr. WYNN

JULY 31, 1995

Committee on Government Reform and Oversight discharged, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on July 12, 1995]

A BILL

To authorize an increased Federal share of the costs of certain transportation projects in the District of Columbia for fiscal years 1995 and 1996, and for other purposes.

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 “District of Columbia*
5 *Emergency Highway Relief Act”.*

6 **SEC. 2. DISTRICT OF COLUMBIA EMERGENCY HIGHWAY**
7 **RELIEF.**

8 (a) *TEMPORARY WAIVER OF NON-FEDERAL SHARE.—*
9 *Notwithstanding any other law, during fiscal years 1995*
10 *and 1996, the Federal share of the costs of an eligible project*
11 *shall be a percentage requested by the District of Columbia,*
12 *but not to exceed 100 percent of the costs of the project.*

13 (b) *ELIGIBLE PROJECTS.—In this section, the term*
14 *“eligible project” means a highway project in the District*
15 *of Columbia—*

16 (1) *for which the United States—*

17 (A) *is obligated to pay the Federal share of*
18 *the costs of the project under title 23, United*
19 *States Code, on the date of enactment of this Act;*

20 *or*

1 (B) becomes obligated to pay the Federal
2 share of the costs of the project under title 23,
3 United States Code, during the period beginning
4 on the date of the enactment of this Act and end-
5 ing September 30, 1996;

6 (2) which is—

7 (A) for a route proposed for inclusion on or
8 designated as part of the National Highway Sys-
9 tem; or

10 (B) of regional significance (as determined
11 by the Secretary of Transportation); and

12 (3) with respect to which the District of Colum-
13 bia certifies that sufficient funds are not available to
14 pay the non-Federal share of the costs of the project.

15 **SEC. 3. DEDICATED HIGHWAY FUND AND REPAYMENT OF**
16 **TEMPORARY WAIVER AMOUNTS.**

17 (a) *ESTABLISHMENT OF FUND.*—Not later than De-
18 cember 31, 1995, the District of Columbia shall establish
19 a dedicated highway fund to be comprised, at a minimum,
20 of amounts equivalent to receipts from motor fuel taxes and,
21 if necessary, motor vehicle taxes and fees collected by the
22 District of Columbia to pay in accordance with this section
23 the cost-sharing requirements established under title 23,
24 United States Code, and to repay the United States for in-
25 creased Federal shares of eligible projects paid pursuant to

1 *section 2(a). The fund shall be separate from the general*
2 *fund of the District of Columbia.*

3 *(b) PAYMENT OF NON-FEDERAL SHARE.—For fiscal*
4 *year 1997 and each fiscal year thereafter, amounts in the*
5 *fund shall be sufficient to pay, at a minimum, the cost-*
6 *sharing requirements established under title 23, United*
7 *States Code, for such fiscal year.*

8 *(c) REPAYMENT REQUIREMENTS.—*

9 *(1) FISCAL YEAR 1996.—By September 30, 1996,*
10 *the District of Columbia shall pay to the United*
11 *States from amounts in the fund established under*
12 *subsection (a), with respect to each project for which*
13 *an increased Federal share is paid in fiscal year 1995*
14 *pursuant to section 2(a), an amount equal to 50 per-*
15 *cent of the difference between—*

16 *(A) the amount of the costs of the project*
17 *paid by the United States in such fiscal year*
18 *pursuant to section 2(a); and*

19 *(B) the amount of the costs of the project*
20 *that would have been paid by the United States*
21 *but for section 2(a).*

22 *(2) FISCAL YEAR 1997.—By September 30, 1997,*
23 *the District of Columbia shall pay to the United*
24 *States from amounts in the fund established under*
25 *subsection (a), with respect to each project for which*

1 *an increased Federal share is paid in fiscal year 1995*
2 *pursuant to section 2(a) and with respect to each*
3 *project for which an increased Federal share is paid*
4 *in fiscal year 1996 pursuant to section 2(a), an*
5 *amount equal to 50 percent of the difference be-*
6 *tween—*

7 *(A) the amount of the costs of the project*
8 *paid in such fiscal year by the United States*
9 *pursuant to section 2(a); and*

10 *(B) the amount of the costs of the project*
11 *that would have been paid by the United States*
12 *but for section 2(a).*

13 *(3) FISCAL YEAR 1998.—By September 30, 1998,*
14 *the District of Columbia shall pay to the United*
15 *States from amounts in the fund established under*
16 *subsection (a), with respect to each project for which*
17 *an increased Federal share is paid in fiscal year 1996*
18 *pursuant to section 2(a), an amount equal to 50 per-*
19 *cent of the difference between—*

20 *(A) the amount of the costs of the project*
21 *paid in such fiscal year by the United States*
22 *pursuant to section 2(a); and*

23 *(B) the amount of the costs of the project*
24 *that would have been paid by the United States*
25 *but for section 2(a).*

1 (4) *DEPOSIT OF REPAID FUNDS.*—Repayments
2 made under paragraphs (1), (2), and (3) with respect
3 to a project shall be—

4 (A) deposited in the Highway Trust Fund
5 established by section 9503 of the Internal Reve-
6 nue Code of 1986; and

7 (B) credited to the appropriate account of
8 the District of Columbia for the category of the
9 project.

10 (d) *ENFORCEMENT.*—If the District of Columbia does
11 not meet any requirement established by subsection (a), (b),
12 or (c) and applicable in a fiscal year, the Secretary of
13 Transportation shall not approve any highway project in
14 the District of Columbia under title 23, United States Code,
15 until the requirement is met.

16 (e) *GAO AUDIT.*—Not later than December 31, 1996,
17 and each December 31 thereafter, the Comptroller General
18 of the United States shall audit the financial condition and
19 the operations of the fund established under this section and
20 shall submit to Congress a report on the results of such
21 audit and on the financial condition and the results of the
22 operation of the fund during the preceding fiscal year and
23 on the expected condition and operations of the fund during
24 the next 5 fiscal years.

1 **SEC. 4. ADDITIONAL REQUIREMENTS.**

2 (a) *EXPEDITIOUS PROCESSING AND EXECUTION OF*
3 *CONTRACTS.*—*The District of Columbia shall expeditiously*
4 *process and execute contracts to implement the Federal-aid*
5 *highway program in the District of Columbia.*

6 (b) *REVOLVING FUND ACCOUNT.*—*The District of Co-*
7 *lumbia shall establish an independent revolving fund ac-*
8 *count for Federal-aid highway projects. The account shall*
9 *be separate from the capital account of the Department of*
10 *Public Works of the District of Columbia and shall be re-*
11 *served for the prompt payment of contractors completing*
12 *highway projects in the District of Columbia under title*
13 *23, United States Code.*

14 (c) *HIGHWAY PROJECT EXPERTISE AND RE-*
15 *SOURCES.*—*The District of Columbia shall ensure that nec-*
16 *essary expertise and resources are available for planning,*
17 *design, and construction of Federal-aid highway projects in*
18 *the District of Columbia.*

19 (d) *PROGRAMMATIC REFORMS.*—*The Secretary of*
20 *Transportation, in consultation with the District of Colum-*
21 *bia Financial Responsibility and Management Assistance*
22 *Authority, may require administrative and programmatic*
23 *reforms by the District of Columbia to ensure efficient man-*
24 *agement of the Federal-aid highway program in the District*
25 *of Columbia.*

1 (e) *GAO AUDIT.*—*The Comptroller General of the*
2 *United States shall review implementation of the require-*
3 *ments of this section (including requirements imposed*
4 *under subsection (d)) and report to Congress on the results*
5 *of such review not later than July 1, 1996.*

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