

103D CONGRESS  
1ST SESSION

# S. 308

To require the use, in Federal formula grant programs, of adjusted census data, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 3 (legislative day, JANUARY 5), 1993

Mr. MACK introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

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## A BILL

To require the use, in Federal formula grant programs, of adjusted census data, 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 “Fair Share Act of  
5 1993”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds that—

8 (1) there are significant shifts in the United  
9 States population between each decennial census;

1           (2) use of decennial census data in allocating  
2 Federal funds to States unfairly penalizes States  
3 where the population is growing; and

4           (3) because the intent of Federal grant pro-  
5 grams is to distribute funds fairly to States based on  
6 their relative population, it is more appropriate to  
7 use annual population estimates produced by the  
8 Bureau of the Census for these purposes.

9 **SEC. 3. USE OF POPULATION ESTIMATES REQUIRED.**

10 Section 183 of title 13, United States Code, is  
11 amended to read as follows:

12 **“§ 183. Use of most recent population data**

13           “(a) USE OF MOST RECENT DATA.—For the purpose  
14 of administering any law of the United States in which  
15 population or other population characteristics are used to  
16 determine the amount of benefit received by State, county,  
17 or local units of general or special purpose government,  
18 the Secretary shall transmit to the heads of each appro-  
19 priate department and agency of the executive branch of  
20 the Federal Government, and such departments and agen-  
21 cies shall use in administering any such law, the data most  
22 recently produced and published under this title.

23           “(b) REVIEW AND PUBLICATION OF LIST.—Not later  
24 than 4 months after the date of enactment of the Fair  
25 Share Act of 1993, and annually thereafter, the Director

1 of the Office of Management and Budget shall review Fed-  
2 eral programs and publish a list in the Federal Register  
3 of those programs which are subject to the provisions of  
4 subsection (a).

5 “(c) GUIDELINES.—The Director of the Office of  
6 Management and Budget shall prescribe such guidelines  
7 as may be necessary to ensure accurate compliance by  
8 Federal departments and agencies with the requirements  
9 of subsection (a).

10 “(d) WAIVER.—The Director of the Office of Man-  
11 agement and Budget may waive the requirements of sub-  
12 section (a) with respect to a Federal program for a fiscal  
13 year if the Director determines that such a waiver is nec-  
14 essary in the public interest.”.

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