

103^D CONGRESS
1ST SESSION

H. R. 3489

To improve economic productivity and create thousands of jobs by establishing an infrastructure reinvestment fund which will provide immediate, upfront funding of intermodal surface transportation programs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 10, 1993

Mr. BORSKI (for himself and Mr. WISE) introduced the following bill; which was referred jointly to the Committees on Public Works and Transportation, Government Operations, Rules, and Ways and Means

A BILL

To improve economic productivity and create thousands of jobs by establishing an infrastructure reinvestment fund which will provide immediate, upfront funding of intermodal surface transportation programs, 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 “Infrastructure Rein-
5 vestment and Economic Revitalization Act of 1993”.

6 **SEC. 2. FINDINGS AND PURPOSES.**

7 (a) FINDINGS.—Congress finds that—

1 (1) the quality of our Nation's transportation
2 infrastructure and the efficient movement of people
3 and goods are directly linked to our Nation's eco-
4 nomic productivity and competitiveness;

5 (2) our Nation's trading partners, with whom
6 we compete in the global economy, have invested
7 substantial amounts of their resources into capital
8 infrastructure investment and currently enjoy pro-
9 ductivity growth rates that are more than triple the
10 United States growth rate;

11 (3) to compete in the global marketplace of the
12 1990's, the United States must substantially in-
13 crease its level of infrastructure investment as soon
14 as possible;

15 (4) by allowing infrastructure investment to
16 drop from 2.4 percent of the gross national product
17 in the late 1960's to less than 0.3 percent in the
18 1980's, our Nation has neglected the foundation of
19 economic growth; and

20 (5) without a substantial influx of new capital,
21 infrastructure investment will not be able to keep
22 pace with the rapid rate of infrastructure decay that
23 will result in crumbling roads, increasing traffic con-
24 gestion, higher costs, and inadequate transit sys-
25 tems.

1 (b) PURPOSES.—The purposes of this Act are as fol-
2 lows:

3 (1) Issuance of bonds to finance massive capital
4 infrastructure reinvestment immediately.

5 (2) Creation of thousands of productive new
6 jobs by initiating new rehabilitation and construction
7 projects.

8 (3) Stimulation of the economy and creation of
9 economic growth by increasing the efficiency of our
10 Nation's infrastructure and investment in its long-
11 term maintenance.

12 (4) Complementing the purposes of the Inter-
13 modal Surface Transportation Efficiency Act of
14 1991 by creating a new financing mechanism to pro-
15 vide a more immediate source of funds.

16 **SEC. 3. INFRASTRUCTURE REINVESTMENT FUND.**

17 (a) REVENUES FROM HIGHWAY TRUST FUND.—
18 Subsection (c) of section 9503 of the Internal Revenue
19 Code of 1986 (relating to Highway Trust Fund) is amend-
20 ed by adding at the end thereof the following new para-
21 graph:

22 “(7) INFRASTRUCTURE REINVESTMENT
23 FUND.—The Secretary shall pay from time to time
24 from the Highway Trust Fund into the Infrastruc-
25 ture Reinvestment Fund amounts (as determined by

1 him) equivalent to 2.5 cents per gallon of the taxes
2 imposed by sections 4041(a) and 4081 which are re-
3 ceived after September 30, 1994, and before October
4 1, 2024.”.

5 (b) INFRASTRUCTURE REINVESTMENT FUND.—

6 (1) IN GENERAL.—Subchapter A of chapter 98
7 of such Code (relating to trust fund code) is amend-
8 ed by adding at the end thereof the following new
9 section:

10 **“SEC. 9512. INFRASTRUCTURE REINVESTMENT FUND.**

11 “(a) CREATION OF FUND.—There is established in
12 the Treasury of the United States a trust fund to be
13 known as the ‘Infrastructure Reinvestment Fund’, consist-
14 ing of such amounts as may be appropriated or credited
15 to such Fund as provided in this section, section
16 9503(c)(7), or section 9602(b).

17 “(b) TRANSFERS TO FUND.—In addition to the
18 amounts transferred under section 9503(c)(7), there are
19 hereby appropriated to the Infrastructure Reinvestment
20 Fund amounts equivalent to 2.5 cents per gallon of the
21 taxes imposed by sections 4041(a) and 4081 which are
22 received after September 30, 1994, and before October 1,
23 2024.

24 “(c) EXPENDITURES FROM FUND.—Amounts in the
25 Infrastructure Reinvestment Fund shall be available, as

1 provided in appropriation Acts, only for purposes of carry-
2 ing out section 5 of the Infrastructure Reinvestment and
3 Economic Revitalization Act of 1993.

4 “(d) INFRASTRUCTURE BONDS.—

5 “(1) IN GENERAL.—There are authorized to be
6 appropriated to the Infrastructure Reinvestment
7 Fund, as repayable advances, the maximum amount
8 (less an appropriate reserve) which the Secretary es-
9 timates may be fully amortized before October 1,
10 2024—

11 “(A) based on an amortization schedule
12 comparable to a 30-year bond issued as part of
13 the public debt, and

14 “(B) using only amounts appropriated to
15 such Fund under subsection (b) (and interest
16 thereon) with respect to infrastructure reinvest-
17 ment taxes received in the Treasury before such
18 date.

19 “(2) REPAYMENT OF ADVANCES.—Advances
20 made to the Infrastructure Reinvestment Fund shall
21 be repaid, and interest on such advances shall be
22 paid, under such terms and conditions as the Sec-
23 retary shall prescribe.

24 “(3) FINAL REPAYMENT.—No advance shall be
25 made to the Infrastructure Reinvestment Fund after

1 September 30, 2024, and all advances made to such
2 Fund shall be repaid on or before such date.

3 “(4) RATE OF INTEREST.—Interest on ad-
4 vances made pursuant to this subsection shall be de-
5 termined in accordance with section
6 9509(d)(3)(C).”.

7 (2) CLERICAL AMENDMENT.—The table of sec-
8 tions for such subchapter A is amended by adding
9 at the end thereof the following new item:

“Sec. 9512. Infrastructure Reinvestment Fund.”.

10 **SEC. 4. OFF-BUDGET STATUS OF FUND.**

11 Notwithstanding any other provision of law, the re-
12 ceipts and disbursements of the Infrastructure Reinvest-
13 ment Fund shall not be counted as new budget authority,
14 outlays, receipts, or deficit or surplus for purposes of—

15 (1) the budget of the United States Govern-
16 ment as submitted by the President,

17 (2) the congressional budget, or

18 (3) the Balanced Budget and Emergency Defi-
19 cit Control Act of 1985.

20 **SEC. 5. INFRASTRUCTURE REINVESTMENT PROGRAM.**

21 (a) AUTHORIZATION OF APPROPRIATIONS.—There
22 shall be available, out of the Infrastructure Reinvestment
23 Fund, for fiscal year 1995 to the Secretary for carrying
24 out surface transportation programs an amount equal to
25 the aggregate amount advanced to such Fund under sec-

1 tion 9512(d) of the Internal Revenue Code of 1986 plus
2 interest thereon. Such sums shall remain available until
3 expended.

4 (b) ALLOCATION OF FUNDS AMONG PROGRAMS.—

5 From the funds made available by subsection (a), the Sec-
6 retary shall make available to carry out a surface trans-
7 portation program an amount determined by multiply-
8 ing—

9 (1) the amount of funds made available by sub-
10 section (a), and

11 (2) the quotient of the amount of funds made
12 available for such program for fiscal year 1993 di-
13 vided by the aggregate of all funds made available
14 for all such programs for fiscal year 1993.

15 (c) APPLICABILITY OF APPORTIONMENT FORMULAS
16 AND OTHER PROVISIONS.—

17 (1) IN GENERAL.—Except as otherwise pro-
18 vided by this Act, funds made available to a surface
19 transportation program under subsection (b) shall be
20 subject to apportionment, Federal share, planning,
21 design, period of availability, and other requirements
22 in the same manner and to the same extent as if
23 such funds were made available, out of the Highway
24 Trust Fund, for such program.

1 (2) OBLIGATION LIMITATION.—Funds made
2 available by subsection (a) shall not be subject to
3 any obligation limitation.

4 (d) CONTRACT AUTHORITY.—Approval by the Sec-
5 retary of a grant, project, or contract with funds made
6 available by subsection (a) shall be deemed a contractual
7 obligation of the United States for payment of the Federal
8 share of the cost of the grant, project, or contract.

9 **SEC. 6. DEFINITIONS.**

10 In this Act, the following definitions apply:

11 (1) SECRETARY.—The term “Secretary” means
12 the Secretary of Transportation.

13 (2) SURFACE TRANSPORTATION PROGRAM.—
14 The term “surface transportation program” means
15 any program or project for which funds are made
16 available for fiscal year 1993 by or under the Inter-
17 modal Surface Transportation Efficiency Act of
18 1991 and any Act amended by the Intermodal Sur-
19 face Transportation Efficiency Act of 1991, includ-
20 ing title 23, United States Code, the Federal Transit
21 Act, and the Surface Transportation Assistance Act
22 of 1982. Such term shall not include—

23 (A) any project described in section 1103,
24 1104, 1105, 1106, 1107, or 1108 of the Inter-

1 modal Surface Transportation Efficiency Act of
2 1991; and

3 (B) the national recreation trails funding
4 program under part B of title I of such Act.

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