

105TH CONGRESS
1ST SESSION

S. 630

To amend the Internal Revenue Code of 1986 to deposit in the Highway Trust Fund the receipts of the 4.3-cent increase in the fuel tax rates enacted by the Omnibus Budget Reconciliation Act of 1993.

IN THE SENATE OF THE UNITED STATES

APRIL 22, 1997

Mr. BYRD introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend the Internal Revenue Code of 1986 to deposit in the Highway Trust Fund the receipts of the 4.3-cent increase in the fuel tax rates enacted by the Omnibus Budget Reconciliation Act of 1993.

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. RECEIPTS OF THE 4.3-CENT FUEL TAX RATE IN-**
4 **CREASE DEPOSITED IN THE HIGHWAY TRUST**
5 **FUND.**

6 (a) IN GENERAL.—Section 9503(f) of the Internal
7 Revenue Code of 1986 (defining Highway Trust Fund fi-
8 nancing rate) is amended—

1 (1) by striking “11.5 cents per gallon (14 cents
 2 per gallon after September 30, 1995)” in paragraph
 3 (1)(A) and inserting “18.3 cents per gallon”, and

4 (2) by striking “17.5 cents per gallon (20 cents
 5 per gallon after September 30, 1995)” in paragraph
 6 (1)(B) and inserting “24.3 cents per gallon”.

7 (b) CONFORMING AMENDMENTS.—

8 (1) Section 9503(f)(2) of the Internal Revenue
 9 Code of 1986 is amended—

10 (A) by striking “3 cents” in subparagraph
 11 (B) and inserting “7.3 cents”,

12 (B) by striking “zero” in subparagraph
 13 (C) and inserting “4.3 cents per gallon”,

14 (C) by striking “zero” in subparagraph
 15 (D) and inserting “48.54 cents per MCF (de-
 16 termined at standard temperature and pres-
 17 sure)”,

18 (D) by striking “11.5 cents” in subpara-
 19 graph (E) and inserting “15.8 cents”, and

20 (E) by striking “17.5 cents” in subpara-
 21 graph (E) and inserting “21.8 cents”.

22 (2) Subparagraph (A) of section 9503(f)(3) of
 23 such Code is amended to read as follows:

24 “(A) IN GENERAL.—If the rate of tax on
 25 any fuel is determined under section

4041(b)(2)(A), 4041(k), or 4081(c), the Highway Trust Fund financing rate is the rate so determined after September 30, 1997. In the case of a rate of tax determined under section 4081(c), the preceding sentence shall be applied by increasing the rate specified by 0.1 cent.”.

(3) Subparagraph (C) of section 9503(f)(3) of such Code is amended to read as follows:

“(C) PARTIALLY EXEMPT METHANOL OR ETHANOL FUEL.—In the case of a rate of tax determined under section 4041(m), the Highway Trust Fund financing rate is the rate so determined after September 30, 1995.”.

(4) Section 9503(f)(4) of such Code is amended by striking “zero” and inserting “4.3 cents per gallon”.

(c) EFFECTIVE DATE; SPECIAL RULES.—

(1) EFFECTIVE DATE.—The amendments made by this section shall apply to fuel removed after September 30, 1997.

(2) SPECIAL RULES.—

(A) Notwithstanding any other provision of law, in calculating amounts under section 157(a) of title 23, United States Code, and sections 1013(c), 1015(a), and 1015(b) of the

1 Intermodal Surface Transportation Efficiency
2 Act of 1991 (Public Law 102–240; 105 Stat.
3 1914), deposits in the Highway Trust Fund re-
4 sulting from the amendments made by this sec-
5 tion shall not be taken into account.

6 (B) Notwithstanding any other provision of
7 law, the amounts described in paragraphs
8 (4)(C) and (5) of section 9503(c) of the Inter-
9 nal Revenue Code of 1986 derived from depos-
10 its in the Highway Trust Fund resulting from
11 the amendments made by this section shall not
12 be available without further appropriation.

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