

107TH CONGRESS  
1ST SESSION

# H. R. 2088

To amend title 23, United States Code, to require consideration under the congestion mitigation and air quality improvement program of the extent to which a proposed project or program reduces sulfur or atmospheric carbon emissions, to make renewable fuel projects eligible under that program, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 6, 2001

Mr. SHIMIKUS (for himself, Ms. McCARTHY of Missouri, Mr. JOHNSON of Illinois, Mr. WHITFIELD, Mr. LAHOOD, Mrs. EMERSON, Mr. LEACH, Mr. GUTKNECHT, Mr. MANZULLO, Mr. HILLIARD, Mr. COSTELLO, Mr. HAYES, Mr. STENHOLM, Mr. GANSKE, Mr. EVANS, Mr. WELLER, Mr. TERRY, Mr. BUYER, Mr. PHELPS, and Mr. KENNEDY of Minnesota) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To amend title 23, United States Code, to require consideration under the congestion mitigation and air quality improvement program of the extent to which a proposed project or program reduces sulfur or atmospheric carbon emissions, to make renewable fuel projects eligible under that program, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Biofuels Air Quality  
3 Act”.

4 **SEC. 2. CONSIDERATION OF CERTAIN PROJECT EFFECTS.**

5 Section 149(b) of title 23, United States Code, is  
6 amended by adding at the end the following: “For the pur-  
7 pose of determining eligibility under this section, the Sec-  
8 retary shall consider the extent to which a proposed  
9 project or program reduces sulfur or atmospheric carbon  
10 emissions.”.

11 **SEC. 3. STATES RECEIVING MINIMUM APPORTIONMENT.**

12 Section 149(c) of title 23, United States Code, is  
13 amended in each of paragraphs (1) and (2) by inserting  
14 before the period at the end the following: “or for any  
15 project that will provide for the use of renewable fuel de-  
16 scribed in subsection (e)(4)(A)(i)”.

17 **SEC. 4. RENEWABLE FUEL PROJECTS.**

18 Section 149(e)(4) of title 23, United States Code, is  
19 amended—

20 (1) by inserting “, publicly owned, or nonprofit-  
21 owned” after “privately owned”; and

22 (2) in subparagraph (A) by striking “the costs  
23 of vehicle” and inserting the following: “the costs  
24 of—

25 (i) renewable fuel, consisting of any  
26 fuel produced from grain, oilseeds, or other

1                   biomass (including biodiesel), that is used  
2                   to replace or reduce the quantity of fossil  
3                   fuel present in a fuel mixture used to oper-  
4                   ate motor vehicles;

5                   “(ii) installation of capital equipment  
6                   necessary for the conversion of storage and  
7                   distribution facilities to carry renewable  
8                   fuels or renewable fuel blends; and

9                   “(iii) vehicle”.

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