

Union Calendar No. 276

112TH CONGRESS
2^D SESSION

H. R. 3864

[Report No. 112-396, Part I]

To amend the Internal Revenue Code of 1986 to extend authorities relating to the Highway Trust Fund, to provide revenues for highway programs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 1, 2012

Mr. CAMP introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Transportation and Infrastructure, 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

FEBRUARY 9, 2012

Reported from the Committee on Ways and Means

FEBRUARY 9, 2012

The Committee on Transportation and Infrastructure discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To amend the Internal Revenue Code of 1986 to extend authorities relating to the Highway Trust Fund, to provide revenues for highway 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 “American Energy and
5 Infrastructure Jobs Financing Act of 2012”.

6 **SEC. 2. EXTENSION OF TRUST FUND EXPENDITURE AU-**
7 **THORITY.**

8 (a) HIGHWAY TRUST FUND.—Section 9503 of the
9 Internal Revenue Code of 1986 is amended—

10 (1) by striking “April 1, 2012” in subsections
11 (b)(6)(B), (c)(1), and (e)(3) and inserting “October
12 1, 2016”; and

13 (2) by striking “Surface Transportation Exten-
14 sion Act of 2011, Part II” in subsections (c)(1) and
15 (e)(3) and inserting “American Energy and Infra-
16 structure Jobs Act of 2012”.

17 (b) SPORT FISH RESTORATION AND BOATING TRUST
18 FUND.—Section 9504 of such Code is amended—

19 (1) by striking “Surface Transportation Exten-
20 sion Act of 2011, Part II” each place it appears in
21 subsection (b)(2) and inserting “American Energy
22 and Infrastructure Jobs Act of 2012”; and

23 (2) by striking “April 1, 2012” in subsection
24 (d)(2) and inserting “October 1, 2016”.

1 (c) LEAKING UNDERGROUND STORAGE TANK TRUST
 2 FUND.—Paragraph (2) of section 9508(e) of such Code
 3 is amended by striking “April 1, 2012” and inserting “Oc-
 4 tober 1, 2016”.

5 (d) EFFECTIVE DATE.—The amendments made by
 6 this section shall take effect on April 1, 2012.

7 **SEC. 3. EXTENSION OF HIGHWAY-RELATED TAXES.**

8 (a) IN GENERAL.—

9 (1) Each of the following provisions of the In-
 10 ternal Revenue Code of 1986 is amended by striking
 11 “March 31, 2012” and inserting “September 30,
 12 2018”:

13 (A) Section 4041(a)(1)(C)(iii)(I).

14 (B) Section 4041(m)(1)(B).

15 (C) Section 4081(d)(1).

16 (2) Each of the following provisions of such
 17 Code is amended by striking “April 1, 2012” and in-
 18 serting “October 1, 2018”:

19 (A) Section 4041(m)(1)(A).

20 (B) Section 4051(c).

21 (C) Section 4071(d).

22 (D) Section 4081(d)(3).

23 (b) EXTENSION OF TAX, ETC., ON USE OF CERTAIN
 24 HEAVY VEHICLES.—

1 (1) IN GENERAL.—Subsection (f) of section
2 4481 of such Code is amended by striking “2012”
3 and inserting “2018”.

4 (2) TAXABLE PERIOD CONFORMED TO FISCAL
5 YEAR.—Section 4482 of such Code is amended—

6 (A) by striking “any year” and all that fol-
7 lows in subsection (c)(4) and inserting “each
8 annual period beginning on October 1 which be-
9 gins before October 1, 2019.”, and

10 (B) by striking subsection (d).

11 (c) FLOOR STOCKS REFUNDS.—Section 6412(a)(1)
12 of such Code is amended—

13 (1) by striking “April 1, 2012” each place it
14 appears and inserting “October 1, 2018”;

15 (2) by striking “September 30, 2012” each
16 place it appears and inserting “September 30,
17 2018”; and

18 (3) by striking “July 1, 2012” and inserting
19 “January 1, 2019”.

20 (d) EXTENSION OF CERTAIN EXEMPTIONS.—Sec-
21 tions 4221(a) and 4483(i) of such Code are each amended
22 by striking “April 1, 2012” and inserting “October 1,
23 2018”.

24 (e) EXTENSION OF TRANSFERS OF CERTAIN
25 TAXES.—

1 (1) IN GENERAL.—Section 9503 of such Code
2 is amended—

3 (A) in subsection (b)—

4 (i) by striking “April 1, 2012” each
5 place it appears in paragraphs (1) and (2)
6 and inserting “October 1, 2018”;

7 (ii) by striking “APRIL 1, 2012” in the
8 heading of paragraph (2) and inserting
9 “OCTOBER 1, 2018”;

10 (iii) by striking “March 31, 2012” in
11 paragraph (2) and inserting “September
12 30, 2018”; and

13 (iv) by striking “January 1, 2013” in
14 paragraph (2) and inserting “July 1,
15 2019”; and

16 (B) in subsection (c)(2), by striking “Jan-
17 uary 1, 2013” and inserting “July 1, 2019”.

18 (2) MOTORBOAT AND SMALL-ENGINE FUEL TAX
19 TRANSFERS.—

20 (A) IN GENERAL.—Paragraphs (3)(A)(i)
21 and (4)(A) of section 9503(c) of such Code are
22 each amended by striking “April 1, 2012” and
23 inserting “October 1, 2018”.

24 (B) CONFORMING AMENDMENTS TO LAND
25 AND WATER CONSERVATION FUND.—Section

1 201(b) of the Land and Water Conservation
 2 Fund Act of 1965 (16 U.S.C. 460l–11(b)) is
 3 amended—

4 (i) by striking “April 1, 2013” each
 5 place it appears and inserting “October 1,
 6 2019”; and

7 (ii) by striking “April 1, 2012” and
 8 inserting “October 1, 2018”.

9 (f) EFFECTIVE DATE.—

10 (1) IN GENERAL.—Except as provided in para-
 11 graph (2), the amendments made by this section
 12 shall take effect on April 1, 2012.

13 (2) SUBSECTION (b)(2).—The amendment
 14 made by subsection (b)(2) shall apply to periods be-
 15 ginning after September 30, 2012.

16 **SEC. 4. REVENUES FROM CERTAIN DOMESTIC ENERGY**
 17 **LEASES APPROPRIATED TO HIGHWAY TRUST**
 18 **FUND.**

19 (a) IN GENERAL.—Subsection (b) of section 9503 of
 20 the Internal Revenue Code of 1986 is amended by insert-
 21 ing after paragraph (2) the following new paragraph:

22 “(3) REVENUES FROM CERTAIN DOMESTIC EN-
 23 ERGY LEASES.—There are hereby appropriated to
 24 the Highway Trust Fund amounts equivalent to the
 25 net increase in Federal revenues from onshore and

1 offshore domestic energy leasing and production gen-
2 erated by reason of the enactment of the Alaskan
3 Energy for American Jobs Act, the PIONEERS
4 Act, and the Energy Security and Transportation
5 Jobs Act.”.

6 (b) EFFECTIVE DATE.—The amendment made by
7 subsection (a) shall apply to amounts received in the
8 Treasury after the date of the enactment of this Act.

9 **SEC. 5. ALTERNATIVE TRANSPORTATION ACCOUNT.**

10 (a) TERMINATION OF FUNDING FROM FUELS TAX
11 RECEIPTS; ONE-TIME APPROPRIATION.—Paragraph (2)
12 of section 9503(e) of the Internal Revenue Code of 1986
13 is amended to read as follows:

14 “(2) APPROPRIATION.—

15 “(A) IN GENERAL.—Out of money in the
16 Treasury not otherwise appropriated, there is
17 hereby appropriated \$40,000,000,000 to the Al-
18 ternative Transportation Account. Any amount
19 appropriated under this paragraph shall remain
20 available without fiscal year limitation.

21 “(B) TRANSFER TO HIGHWAY ACCOUNT OF
22 2012 APPROPRIATED AMOUNTS BASED ON
23 FUELS TAX RECEIPTS.—Amounts transferred
24 on or before the date of the enactment of this
25 paragraph to the Mass Transit Account in the

1 Highway Trust Fund for fiscal year 2012 are
2 hereby transferred to the Highway Account of
3 the Highway Trust Fund (as defined in para-
4 graph (5)(B)).”.

5 (b) RENAMING OF MASS TRANSIT ACCOUNT.—

6 (1) IN GENERAL.—The text of subsection (e) of
7 section 9503 of the Internal Revenue Code of 1986
8 is amended by striking “Mass Transit Account”
9 each place it appears and inserting “Alternative
10 Transportation Account”.

11 (2) CONFORMING AMENDMENT.—The heading
12 for subsection (e) of section 9503 of such Code is
13 amended by striking “MASS TRANSIT ACCOUNT”
14 and inserting “ALTERNATIVE TRANSPORTATION AC-
15 COUNT”.

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