Suspend the Rules and Pass the Bill, H.R. 2440, With an Amendment

(The amendment strikes all after the enacting clause and inserts a new text)

116TH CONGRESS 1ST SESSION

H. R. 2440

To provide for the use of funds in the Harbor Maintenance Trust Fund for the purposes for which the funds were collected and to ensure that funds credited to the Harbor Maintenance Trust Fund are used to support navigation, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2019

Mr. DeFazio (for himself, Mr. Graves of Missouri, Mrs. Napolitano, Mr. Westerman, and Mr. Kelly of Pennsylvania) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on the Budget, 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

A BILL

To provide for the use of funds in the Harbor Maintenance Trust Fund for the purposes for which the funds were collected and to ensure that funds credited to the Harbor Maintenance Trust Fund are used to support navigation, and for other purposes.

1. Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,
SECTION 1. SHORT TITLE.

This Act may be cited as the “Full Utilization of the Harbor Maintenance Trust Fund Act”.

SEC. 2. USE OF HARBOR MAINTENANCE TRUST FUND TO SUPPORT NAVIGATION.

Section 210 of the Water Resources Development Act of 1986 (33 U.S.C. 2238) is amended—

(1) in the section heading, by striking “AUTHORIZATION OF APPROPRIATIONS” and inserting “FUNDING FOR NAVIGATION”; and

(2) by adding at the end the following:

“(g) ADJUSTMENTS TO DISCRETIONARY SPENDING LIMITS.—Amounts made available from the Harbor Maintenance Trust Fund under this section or section 9505 of the Internal Revenue Code of 1986 shall be made available in accordance with section 251(b)(2)(H) of the Balanced Budget and Emergency Deficit Control Act of 1985.”.

SEC. 3. ANNUAL REPORT TO CONGRESS.


(1) in subsection (a)—

(A) by striking “and annually thereafter,”

and inserting “and annually thereafter concur-
rent with the submission of the President’s annual budget request to Congress,’”; and

(B) by striking “Public Works and Transportation” and inserting “Transportation and Infrastructure”; and

(2) in subsection (b)(1) by adding at the end the following:

“(D) A description of the expected expenditures from the trust fund to meet the needs of navigation for the fiscal year of the budget request.”.

SEC. 4. HARBOR MAINTENANCE TRUST FUND DISCRETIONARY SPENDING LIMIT ADJUSTMENT.

Section 251(b)(2) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)) is amended by adding at the end the following:

“(H) HARBOR MAINTENANCE TRUST FUND.—

“(i) IN GENERAL.—If a bill or joint resolution making appropriations for a fiscal year is enacted that specifies an amount for harbor maintenance activities, then the adjustments for that fiscal year shall be the total of such amount in that Act for such purpose for that fiscal year,
but may not exceed the total amount within the Harbor Maintenance Trust Fund under subsection (a) of section 9505 of the Internal Revenue Code of 1986 on the last day of the fiscal year that is two years prior to that fiscal year.

“(ii) LIMITATION.—The adjustment under clause (i) with respect to an amount made available for harbor maintenance activities may only be made if such amount—

“(I) is derived solely from funds in such Trust Fund; and

“(II) is made available for expenditures described under subsection (c) of such section 9505.”.