

**AMENDMENT TO THE SENATE AMENDMENT TO
H.R. 5376
OFFERED BY MR. GRAVES OF LOUISIANA**

Page 715, line 20, strike “**MATERIALS**”.

Page 716, line 1, strike “**materials**”.

Page 716, strike line 2 through line 20 on page 719
and insert the following:

1 “(a) FEDERAL HIGHWAY ADMINISTRATION APPRO-
2 PRIATION.—In addition to amounts otherwise available,
3 there is appropriated for fiscal year 2022, out of any
4 money in the Treasury not otherwise appropriated,
5 \$2,000,000,000, to remain available until September 30,
6 2026, to the Administrator to reimburse or provide incen-
7 tives to eligible recipients for infrastructure projects that
8 have substantially lower levels of greenhouse gas emissions
9 associated with all relevant stages of production and use
10 as compared to estimated industry averages of similar
11 projects, as determined by the Administrator of the Envi-
12 ronmental Protection Agency, and for the operations and
13 administration of the Federal Highway Administration to
14 carry out this section.

1 “(b) REIMBURSEMENT OF INCREMENTAL COSTS; IN-
2 CENTIVES.—

3 “(1) IN GENERAL.—The Administrator shall,
4 subject to the availability of funds, either reimburse
5 or provide incentives to eligible recipients that con-
6 struct infrastructure projects that lower greenhouse
7 emissions and are funded under this title.

8 “(2) REIMBURSEMENT AND INCENTIVE
9 AMOUNTS.—

10 “(A) INCREMENTAL AMOUNT.—The
11 amount of reimbursement under paragraph (1)
12 shall be equal to the incrementally higher cost
13 of constructing such infrastructure projects rel-
14 ative to the cost of a traditional project, as de-
15 termined by the eligible recipient and verified
16 by the Administrator.

17 “(B) INCENTIVE AMOUNT.—The amount
18 of an incentive under paragraph (1) shall be
19 equal to 2 percent of the cost of infrastructure
20 projects that lower greenhouse gas emissions
21 and are funded under this title.

22 “(3) FEDERAL SHARE.—If a reimbursement or
23 incentive is provided under paragraph (1), the total
24 Federal share payable for the project for which the

1 reimbursement or incentive is provided shall be up
2 to 100 percent.

3 “(4) LIMITATIONS.—Amounts made available
4 under this section shall not be subject to any restric-
5 tion or limitation on the total amount of funds avail-
6 able for implementation or execution of programs
7 authorized for Federal-aid highways.

8 “(5) PROJECT IDENTIFICATION.—The Adminis-
9 trator shall review the lower greenhouse gas emis-
10 sion projects identified by the Administrator of the
11 Environmental Protection Agency and shall identify
12 projects eligible for reimbursement or incentives
13 under this section.

14 “(c) DEFINITIONS.—In this section:

15 “(1) ADMINISTRATOR.—The term ‘Adminis-
16 trator’ means the Administrator of the Federal
17 Highway Administration.

18 “(2) ELIGIBLE RECIPIENT.—The term ‘eligible
19 recipient’ means—

20 “(A) a State;

21 “(B) a unit of local government;

22 “(C) a political subdivision of a State;

23 “(D) a territory of the United States;

24 “(E) an entity described in section
25 207(m)(1)(E);

1 “(F) a recipient of funds under section
2 203;

3 “(G) a metropolitan planning organization
4 (as defined in section 134(b)(2)); or

5 “(H) a special purpose district or public
6 authority with a transportation function.

7 “(3) GREENHOUSE GAS.—The term ‘greenhouse
8 gas’ means the air pollutants carbon dioxide,
9 hydrofluorocarbons, methane, nitrous oxide,
10 perfluorocarbons, and sulfur hexafluoride.””.

Page 719, in the matter following line 23, strike
“materials”.

