

111TH CONGRESS
2D SESSION

H. R. 4844

To ensure that amounts credited to the Harbor Maintenance Trust Fund
are used for harbor maintenance.

IN THE HOUSE OF REPRESENTATIVES

MARCH 15, 2010

Mr. BOUSTANY (for himself and Mr. STUPAK) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Rules, 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 ensure that amounts credited to the Harbor Maintenance
Trust Fund are used for harbor maintenance.

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. FUNDING FOR HARBOR MAINTENANCE PRO-**
4 **GRAMS.**

5 (a) HARBOR MAINTENANCE TRUST FUND GUAR-
6 ANTEE.—

7 (1) IN GENERAL.—The total budget resources
8 made available from the Harbor Maintenance Trust
9 Fund each fiscal year pursuant to section 9505(e) of

1 the Internal Revenue Code of 1986 (relating to ex-
2 penditures from the Harbor Maintenance Trust
3 Fund) shall be equal to the level of receipts plus in-
4 terest credited to the Harbor Maintenance Trust
5 Fund for that fiscal year. Such amounts may be
6 used only for harbor maintenance programs de-
7 scribed in section 9505(c) of such Code.

8 (2) GUARANTEE.—No funds may be appro-
9 priated for harbor maintenance programs described
10 in such section unless the amount described in para-
11 graph (1) has been provided.

12 (b) DEFINITIONS.—In this section, the following defi-
13 nitions apply:

14 (1) TOTAL BUDGET RESOURCES.—The term
15 “total budget resources” means the total amount
16 made available by appropriations Acts from the Har-
17 bor Maintenance Trust Fund for a fiscal year for
18 making expenditures under section 9505(c) of the
19 Internal Revenue Code of 1986.

20 (2) LEVEL OF RECEIPTS PLUS INTEREST.—The
21 term “level of receipts plus interest” means the level
22 of taxes and interest credited to the Harbor Mainte-
23 nance Trust Fund under section 9505 of the Inter-
24 nal Revenue Code of 1986 for a fiscal year as set
25 forth in the President’s budget baseline projection as

1 defined in section 257 of the Balanced Budget and
2 Emergency Deficit Control Act of 1985 (Public Law
3 99–177) for that fiscal year submitted pursuant to
4 section 1105 of title 31, United States Code.

5 (c) ENFORCEMENT OF GUARANTEES.—It shall not be
6 in order in the House of Representatives or the Senate
7 to consider any bill, joint resolution, amendment, motion,
8 or conference report that would cause total budget re-
9 sources in a fiscal year for harbor maintenance programs
10 described in subsection (b)(1) for such fiscal year to be
11 less than the amount required by subsection (a)(1) for
12 such fiscal year.

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