

## Union Calendar No. 299

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5534

[Report No. 109-535]

To establish a grant program whereby moneys collected from violations of the corporate average fuel economy program are used to expand infrastructure necessary to increase the availability of alternative fuels.

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### IN THE HOUSE OF REPRESENTATIVES

JUNE 6, 2006

Mr. ROGERS of Michigan (for himself and Mr. FOSSELLA) introduced the following bill; which was referred to the Committee on Energy and Commerce

JUNE 28, 2006

Additional sponsors: Mr. EHLERS, Mr. SHIMKUS, Mr. GERLACH, Mr. CONAWAY, Mr. KINGSTON, Mr. HAYES, Mr. ROGERS of Alabama, and Mr. SOUDER

JUNE 28, 2006

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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## A BILL

To establish a grant program whereby moneys collected from violations of the corporate average fuel economy program are used to expand infrastructure necessary to increase the availability of alternative fuels.

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. FUEL ECONOMY FUND AND ALTERNATIVE**  
4 **FUEL GRANT PROGRAM.**

5 (a) ESTABLISHMENT OF FUND.—

6 (1) IN GENERAL.—There is established in the  
7 Treasury a Fuel Economy Fund (hereinafter in this  
8 Act referred to as the “Fund”) consisting of  
9 amounts transferred to the Fund under paragraph  
10 (2) and amounts credited to the Fund under para-  
11 graph (3).

12 (2) TRANSFER OF AMOUNTS.—For fiscal year  
13 2007, and each fiscal year thereafter, the Secretary  
14 of the Treasury shall transfer to the Fund an  
15 amount determined by the Secretary to be equal to  
16 the total amount deposited in the general fund of  
17 the Treasury in the preceding fiscal year from fines,  
18 penalties, and other moneys obtained through en-  
19 forcement actions conducted pursuant to section  
20 32912 of title 49, United States Code, including  
21 moneys obtained under consent decrees.

22 (3) INVESTMENT OF AMOUNTS.—The Secretary  
23 of the Treasury shall invest in interest-bearing obli-  
24 gations of the United States such portion of the  
25 Fund as is not, in the Secretary’s judgment, re-

1       quired to meet current withdrawals. Such obligations  
2       shall be acquired and sold and interest on, and the  
3       proceeds from the sale or redemption of, such obliga-  
4       tions shall be credited to the Fund in accordance  
5       with the requirements of section 9602 of the Inter-  
6       nal Revenue Code of 1986.

7               (4) USE OF AMOUNTS IN THE FUND.—Amounts  
8       in the Fund shall be made available to the Secretary  
9       of Energy to carry out the grant program described  
10      in subsection (b).

11      (b) ALTERNATIVE FUELS EXPANSION GRANT PRO-  
12      GRAM.—

13              (1) IN GENERAL.—The Secretary of Energy  
14      shall, through the Clean Cities Program of the De-  
15      partment of Energy, establish and carry out a grant  
16      program to expand the availability to consumers of  
17      alternative fuels. A grant awarded under this section  
18      shall not exceed \$30,000.

19              (2) ELIGIBILITY.—Any entity that is eligible for  
20      assistance through the Clean Cities Program may be  
21      eligible for a grant under this section, except that no  
22      large, vertically integrated oil company may be eligi-  
23      ble for a grant under this section. No entity may be  
24      awarded grants totaling more than \$60,000 in any  
25      fiscal year.

1           (3) USE OF GRANT FUNDS.—Grants provided  
2           under this section shall be used for the construction  
3           or expansion of infrastructure necessary to increase  
4           the availability to consumers of alternative fuels (as  
5           defined in section 32901(a)(1) of title 49, United  
6           States Code). Not more than 3 percent of grant  
7           funds may be used for administrative costs.



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