



U.S. Department  
of Transportation  
**Federal Highway  
Administration**

# Notice

Subject:

**SEQUESTRATION OF HIGHWAY FUNDS FOR THE PERIOD  
BEGINNING ON OCTOBER 1, 2015, AND ENDING ON  
NOVEMBER 20, 2015**

Classification Code	Date	Office of Primary Interest
<b>N4510.797</b>	November 5, 2015	<b>HCFB-10</b>

1. **What is the purpose of this Notice?** This Notice is to notify the States of the portion of National Highway Performance Program (NHPP) funds impacted by the sequestration order issued on February 2, 2015.
2. **Does this Notice cancel FHWA Notice 4510.794?** Yes, this Notice cancels FHWA Notice N4510.794, Sequestration of Highway Funds for the Period Beginning on October 1, 2015, and Ending on October 29, 2015, dated October 1, 2015. The revision to the Notice is required due to the further extension of the Federal-aid highway program under the Surface Transportation Extension Act of 2015, Public Law (Pub. L.) 114-73.
3. **What is the basis of the sequestration of these funds?**
  - a. The sequestration of funds is required pursuant to sections 251A and 256(k) of the Balanced Budget and Emergency Deficit Control Act (BBEDCA), as amended, and sections 901a and 906(k)(6) of title 2, United States Code (U.S.C.). The order, which the President issued in accordance with the BBEDCA, requires that budgetary resources in each non-exempt budget account be reduced by the amount calculated by the Office of Management and Budget (OMB) in its report to Congress on February 2, 2015, entitled *OMB Report to the Congress on the Joint Committee Reductions for Fiscal Year 2016* (sequestration report).
  - b. The NHPP funds are authorized for the period beginning on October 1, 2015, and ending on November 20, 2015, pursuant to the Highway and Transportation Funding Act of 2014, (Pub. L.) 113-159, as amended by the Highway and Transportation Funding Act of 2015, Pub. L. 114-21, the Surface Transportation and Veterans Health Care Choice Improvement Act of 2015, Pub. L. 114-41, and the Surface Transportation Extension Act of 2015. Pursuant to the sequestration report, those NHPP funds that are exempt from the obligation limitation are subject to the sequestration at a rate of 6.8 percent. Therefore, the \$89,040,984 in NHPP funds exempt from obligation limitation available for the period beginning on October 1, 2015, and ending on November 20, 2015, is reduced by a total of \$6,054,787.

4. **How is the amount of NHPP funds sequestered for each State determined?**  
The total sequester amount of \$6,054,787 is distributed among the States in the same proportions as the funds subject to sequester were apportioned to the States for the period beginning on October 1, 2015, and ending on November 20, 2015. Each State's portion of the total amount to be sequestered is shown in the attached table.
5. **What other highway funds are subject to the sequestration?** Pursuant to the sequestration report, the \$100,000,000 in emergency relief funds authorized from the Highway Trust Fund in 23 U.S.C. 125 is subject to the sequestration at a rate of 6.8 percent (\$6,800,000 sequester amount).
6. **What actions are required?** Division Administrators should ensure that this Notice is provided to the State departments of transportation.



Gregory G. Nadeau  
Administrator

Attachment

U.S. DEPARTMENT OF TRANSPORTATION  
FEDERAL HIGHWAY ADMINISTRATION

N4510.797

**SEQUESTRATION OF NATIONAL HIGHWAY PERFORMANCE PROGRAM (NHPP) FUNDS  
EXEMPT FROM OBLIGATION LIMITATION PURSUANT TO THE BALANCED BUDGET  
AND EMERGENCY DEFICIT CONTROL ACT, AS AMENDED, 2 U.S.C. 901a, 2 U.S.C. 906(k)(6)  
FOR THE PERIOD BEGINNING ON OCTOBER 1, 2015, AND ENDING ON NOVEMBER 20, 2015**

State	<u>Pre-Sequestration NHPP Exempt Funds</u>	<u>Sequestered NHPP Exempt Funds</u>	<u>Post-Sequestration NHPP Exempt Funds</u>
Alabama	\$1,817,924	\$123,619	\$1,694,305
Alaska	1,150,347	78,224	1,072,123
Arizona	1,642,677	111,702	1,530,975
Arkansas	1,230,071	83,645	1,146,426
California	7,673,816	521,819	7,151,997
Colorado	1,186,981	80,715	1,106,266
Connecticut	1,104,344	75,095	1,029,249
Delaware	379,571	25,811	353,760
Dist. of Col.	360,073	24,485	335,588
Florida	4,545,626	309,103	4,236,523
Georgia	2,964,914	201,614	2,763,300
Hawaii	382,889	26,036	356,853
Idaho	662,686	45,063	617,623
Illinois	3,154,530	214,508	2,940,022
Indiana	2,196,859	149,386	2,047,473
Iowa	1,167,755	79,407	1,088,348
Kansas	894,779	60,845	833,934
Kentucky	1,583,088	107,650	1,475,438
Louisiana	1,675,923	113,963	1,561,960
Maine	420,602	28,601	392,001
Maryland	1,315,904	89,481	1,226,423
Massachusetts	1,301,919	88,530	1,213,389
Michigan	2,360,727	160,529	2,200,198
Minnesota	1,501,028	102,070	1,398,958
Mississippi	1,149,544	78,169	1,071,375
Missouri	2,241,448	152,418	2,089,030
Montana	960,745	65,331	895,414
Nebraska	676,365	45,993	630,372
Nevada	797,056	54,200	742,856
New Hampshire	373,767	25,416	348,351
New Jersey	2,146,458	145,959	2,000,499
New Mexico	864,733	58,802	805,931
New York	3,577,837	243,293	3,334,544
North Carolina	2,405,179	163,552	2,241,627
North Dakota	576,065	39,172	536,893
Ohio	3,005,483	204,373	2,801,110
Oklahoma	1,514,023	102,954	1,411,069
Oregon	1,163,689	79,131	1,084,558
Pennsylvania	3,713,989	252,551	3,461,438
Rhode Island	503,583	34,244	469,339
South Carolina	1,595,790	108,514	1,487,276
South Dakota	653,905	44,465	609,440
Tennessee	1,959,869	133,271	1,826,598
Texas	7,960,123	541,288	7,418,835
Utah	808,067	54,949	753,118
Vermont	460,935	31,344	429,591
Virginia	2,329,706	158,420	2,171,286
Washington	1,545,457	105,091	1,440,366
West Virginia	1,027,717	69,885	957,832
Wisconsin	1,758,511	119,579	1,638,932
Wyoming	595,907	40,522	555,385
<b>Total</b>	<b>\$89,040,984</b>	<b>\$6,054,787</b>	<b>\$82,986,197</b>

Program Code

M0E2