



U.S. Department
of Transportation

**Federal Highway
Administration**

Notice

Subject:

SEQUESTRATION OF HIGHWAY FUNDS FOR FISCAL YEAR (FY) 2021

Classification Code

Date

Office of Primary Interest

N4510.848

October 9, 2020

HCFB-10

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 10, 2020.
2. **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 10, 2020, entitled *OMB Report to the Congress on the Joint Committee Reductions for Fiscal Year 2021* (sequestration report).
 - b. The NHPP funds are authorized for FY 2021 pursuant to the Continuing Appropriations Act, 2021 and Other Extensions Act. Pursuant to the sequestration report, those NHPP funds that are exempt from the obligation limitation are subject to the sequestration at a rate of 5.7 percent. Therefore, the \$639,000,000 in NHPP funds exempt from obligation limitation available for FY 2021 is reduced by a total of \$36,423,000, resulting in a post-sequestration amount of \$602,577,000.
3. **How is the amount of NHPP funds sequestered for each State determined?** The total sequester amount of \$36,423,000 is distributed among the States in the same proportions as the funds subject to sequester were apportioned to the States for FY 2021. Each State's portion of the total amount to be sequestered is shown in the attached table.
4. **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 5.7 percent (\$5,700,000 sequester amount).

5. **What actions are required?** Division Administrators should ensure that this Notice is provided to the State departments of transportation.

A handwritten signature in black ink, appearing to read 'N. R. Nason', with a stylized flourish at the end.

Nicole R. Nason
Administrator

Attachment

U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION

N4510.848

**FY 2021 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, AND 2 U.S.C. 906(k)(6)**

State	<u>Pre-Sequestration NHPP Exempt Funds</u>	<u>Sequestered NHPP Exempt Funds</u>	<u>Post-Sequestration NHPP Exempt Funds</u>
ALABAMA	12,892,539	734,875	12,157,664
ALASKA	8,159,095	465,068	7,694,027
ARIZONA	11,651,752	664,150	10,987,602
ARKANSAS	8,723,737	497,253	8,226,484
CALIFORNIA	54,442,721	3,103,235	51,339,486
COLORADO	8,515,859	485,404	8,030,455
CONNECTICUT	7,833,738	446,523	7,387,215
DELAWARE	2,692,360	153,464	2,538,896
DIST. OF COL.	2,554,012	145,579	2,408,433
FLORIDA	32,237,029	1,837,511	30,399,518
GEORGIA	21,029,270	1,198,668	19,830,602
HAWAII	2,715,826	154,802	2,561,024
IDAHO	4,700,127	267,907	4,432,220
ILLINOIS	22,376,296	1,275,449	21,100,847
INDIANA	15,581,513	888,146	14,693,367
IOWA	8,281,785	472,062	7,809,723
KANSAS	6,345,887	361,715	5,984,172
KENTUCKY	11,227,273	639,955	10,587,318
LOUISIANA	11,885,589	677,479	11,208,110
MAINE	2,983,268	170,046	2,813,222
MARYLAND	9,334,558	532,070	8,802,488
MASSACHUSETTS	9,235,923	526,448	8,709,475
MICHIGAN	16,745,050	954,468	15,790,582
MINNESOTA	10,646,283	606,838	10,039,445
MISSISSIPPI	8,152,628	464,700	7,687,928
MISSOURI	15,896,634	906,108	14,990,526
MONTANA	6,813,926	388,394	6,425,532
NEBRASKA	4,797,016	273,430	4,523,586
NEVADA	5,653,999	322,278	5,331,721
NEW HAMPSHIRE	2,651,133	151,115	2,500,018
NEW JERSEY	15,227,032	867,941	14,359,091
NEW MEXICO	6,132,885	349,574	5,783,311
NEW YORK	25,381,903	1,446,768	23,935,135
NORTH CAROLINA	17,059,037	972,365	16,086,672
NORTH DAKOTA	4,085,745	232,887	3,852,858
OHIO	21,318,420	1,215,150	20,103,270
OKLAHOMA	10,737,412	612,032	10,125,380
OREGON	8,253,398	470,444	7,782,954
PENNSYLVANIA	26,343,282	1,501,567	24,841,715
RHODE ISLAND	3,571,741	203,589	3,368,152
SOUTH CAROLINA	11,317,349	645,089	10,672,260
SOUTH DAKOTA	4,637,837	264,357	4,373,480
TENNESSEE	13,900,404	792,323	13,108,081
TEXAS	63,803,125	3,636,778	60,166,347
UTAH	5,731,178	326,677	5,404,501
VERMONT	3,269,379	186,355	3,083,024
VIRGINIA	16,524,061	941,871	15,582,190
WASHINGTON	10,961,696	624,817	10,336,879
WEST VIRGINIA	7,288,829	415,463	6,873,366
WISCONSIN	12,472,011	710,905	11,761,106
WYOMING	4,226,450	240,908	3,985,542
Total	639,000,000	36,423,000	602,577,000

Program Code

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