

Rev  
#95

**AMENDMENT TO H.R. 1**  
**OFFERED BY MR. SHUSTER OF PENNSYLVANIA**

Page 230, beginning on line 22, strike “the date of enactment of this Act” and insert “October 1, 2008”.

In section 12001 of division A of the bill—

- (1) redesignate subsections (b) and (c) as subsections (c) and (d), respectively; and
- (2) insert after subsection (a) the following:

1       (b) FAILURE TO MAINTAIN EFFORT.—If a Governor  
2 is unable to certify that Federal funds will not supplant  
3 non-Federal funds pursuant to subsection (a), then the  
4 Federal funds apportioned to that State under this Act  
5 that will supplant non-Federal funds will be recaptured  
6 by the appropriate Federal agency and redistributed to  
7 States or agencies that can spend the Federal funds with-  
8 out supplanting non-Federal funds.

