

war. I also opposed the \$87 billion emergency supplemental because I believed the administration had to explain to those of us in Congress exactly how it planned to spend the money.

The days of handing a blank check to the Bush administration should be over. It is time for Republicans to realize that our Founding Fathers gave Congress oversight responsibilities for a reason. We are not here to be lap dogs to any administration. As we prepare to debate another Iraq supplemental, I would hope congressional Republicans would keep that in mind.

**STATUS REPORT ON CURRENT SPENDING LEVELS OF ON-BUDGET SPENDING AND REVENUES FOR FY 2005 AND THE 5-YEAR PERIOD FY 2005 THROUGH FY 2009**

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Iowa (Mr. NUSSLE) is recognized for 5 minutes.

Mr. NUSSLE. Mr. Speaker, I am transmitting a status report on the current levels of on-budget spending and revenues for fiscal year 2005 and for the 5-year period of fiscal years 2005 through 2009. This report is necessary to facilitate the application of sections 302 and 311 of the Congressional Budget Act and section 401 of the conference report on the concurrent resolution on the budget for fiscal year 2005 (S. Con. Res. 95, which is currently in effect as a concurrent resolution on the budget in the House under H. Res. 5). This status report is current through January 21, 2005.

The term "current level" refers to the amounts of spending and revenues estimated for each fiscal year based on laws enacted or awaiting the President's signature.

The first table in the report compares the current levels of total budget authority, outlays, and revenues with the aggregate levels set

forth by S. Con. Res. 95. This comparison is needed to enforce section 311(a) of the Budget Act, which creates a point of order against measures that would breach the budget resolution's aggregate levels. The table does not show budget authority and outlays for years after fiscal year 2005 because appropriations for those years have not yet been considered.

The second table compares the current levels of budget authority and outlays for discretionary action by each authorizing committee with the "section 302(a)" allocations made under S. Con. Res. 95 for fiscal year 2005 and fiscal years 2005 through 2009. "Discretionary action" refers to legislation enacted after the adoption of the budget resolution. This comparison is needed to enforce section 302(f) of the Budget Act, which creates a point of order against measures that would breach the section 302(a) discretionary action allocation of new budget authority for the committee that reported the measure. It is also needed to implement section 311(b), which exempts committees that comply with their allocations from the point of order under section 311(a).

The third table compares the current levels of discretionary appropriations for fiscal year 2005 with the "section 302(b)" suballocations of discretionary budget authority and outlays among Appropriations subcommittees. The comparison is also needed to enforce section 302(f) of the Budget Act because the point of order under that section equally applies to measures that would breach the applicable section 302(b) suballocation.

The fourth table gives the current level for 2006 of accounts for advance appropriations under section 401 S. Con. Res. 95. This list is needed to enforce section 401 of the budget resolution, which creates a point of order against appropriation bills that contain advance appropriations that are: (i) not identified in the statement of managers or (ii) would cause the aggregate amount of such appropriations to exceed the level specified in the resolution.

**REPORT TO THE SPEAKER FROM THE COMMITTEE ON THE BUDGET—STATUS OF THE FISCAL YEAR 2005 CONGRESSIONAL BUDGET ADOPTED IN S. CON. RES. 95**

[Reflecting Action Completed as of January 21, 2005—on-budget amounts, in millions of dollars]

	Fiscal year 2005	Fiscal year 2005–2009
<b>Appropriate Level:</b>		
Budget Authority .....	2,012,726	n.a.
Outlays .....	2,010,964	n.a.
Revenues .....	1,454,637	8,638,287
<b>Current Level:</b>		
Budget Authority .....	1,966,349	n.a.
Outlays .....	1,989,590	n.a.
Revenues .....	1,450,760	8,565,703
<b>Current Level over (+) / under (–) Appropriate Level:</b>		
Budget Authority .....	–46,377	n.a.
Outlays .....	–21,374	n.a.
Revenues .....	–3,877	–72,584

n.a.—Not applicable because annual appropriations Acts for fiscal years 2006 through 2009 will not be considered until future.

**BUDGET AUTHORITY**

Enactment of measures providing new budget authority for fiscal year 2005 in excess of \$46,377,000,000 (if not already included in the current level estimate) would cause fiscal year 2005 budget authority to exceed the appropriate level set by S. Con. Res. 95

**OUTLAYS**

Enactment of measures providing new outlays for fiscal year 2005 in excess of \$21,374,000,000 (if not already included in the current level estimate) would cause fiscal year 2005 outlays to exceed the appropriate level set by S. Con. Res. 95.

**REVENUES**

Enactment of measures that would reduce revenue for fiscal year 2005 (if not already included in the current level estimate) would cause revenues to fall further below the appropriate level set by S. Con. Res. 95.

Enactment of measures resulting in revenue reduction for the period of fiscal years 2005 through 2009 (if not already included in the current level estimate) would cause revenues to fall further below the appropriate levels set by S. Con. Res. 95.

**DIRECT SPENDING LEGISLATION—COMPARISON OF CURRENT LEVEL WITH AUTHORIZING COMMITTEE 302(A) ALLOCATIONS FOR DISCRETIONARY ACTION, REFLECTING ACTION COMPLETED AS OF JANUARY 21, 2005**

[Fiscal years, in millions of dollars]

House committee	2005		2005–2009 total	
	BA	Outlays	BA	Outlays
<b>Agriculture:</b>				
Allocation .....	0	0	0	0
Current Level .....	0	0	0	0
Difference .....	0	0	0	0
<b>Armed Services:</b>				
Allocation .....	0	0	0	0
Current Level .....	–1,530	581	–17	1,659
Difference .....	–1,530	581	–17	1,659
<b>Education and the Workforce:</b>				
Allocation .....	68	56	236	230
Current Level .....	–14	42	230	207
Difference .....	–82	–14	–6	–23
<b>Energy and Commerce:</b>				
Allocation .....	576	483	4,350	3,381
Current Level .....	445	145	2,645	1,333
Difference .....	–131	–338	–1,705	–2,048
<b>Financial Services:</b>				
Allocation .....	1	1	17	17
Current Level .....	–6	–6	–5	–5
Difference .....	–7	–7	–22	–22
<b>Government Reform:</b>				
Allocation .....	1	1	19	19
Current Level .....	22	4	42	32
Difference .....	21	3	23	13
<b>House Administration:</b>				
Allocation .....	0	0	0	0
Current Level .....	0	0	0	0
Difference .....	0	0	0	0
<b>Intelligence:</b>				
Allocation .....	0	0	0	0
Current Level .....	0	0	–1	–1
Difference .....	0	0	–1	–1
<b>International Relations:</b>				
Allocation .....	0	0	0	0
Current Level .....	0	0	0	0
Difference .....	0	0	0	0
<b>Judiciary:</b>				
Allocation .....	15	15	35	35

DIRECT SPENDING LEGISLATION—COMPARISON OF CURRENT LEVEL WITH AUTHORIZING COMMITTEE 302(A) ALLOCATIONS FOR DISCRETIONARY ACTION, REFLECTING ACTION COMPLETED AS OF JANUARY 21, 2005—Continued

[Fiscal years, in millions of dollars]

House committee	2005		2005–2009 total	
	BA	Outlays	BA	Outlays
Current Level .....	5	5	29	29
Difference .....	-10	-10	-6	-6
Resources:				
Allocation .....	2	2	10	10
Current Level .....	2	2	14	14
Difference .....	0	0	4	4
Science:				
Allocation .....	0	0	0	0
Current Level .....	0	0	0	0
Difference .....	0	0	0	0
Small Business:				
Allocation .....	0	0	0	0
Current Level .....	0	0	0	0
Difference .....	0	0	0	0
Transportation and Infrastructure:				
Allocation .....	1,737	4	22,070	12
Current Level .....	4,615	-2	4,623	17
Difference .....	2,878	-6	-17,447	5
Veterans' Affairs:				
Allocation .....	0	0	0	0
Current Level .....	-26	-28	-23	-22
Difference .....	-26	-28	-23	-22
Ways and Means:				
Allocation .....	1,368	804	3,470	3,244
Current Level .....	3,455	3,434	19,949	19,981
Difference .....	2,087	2,630	16,479	16,737
Reconciliation .....	0	0	4,600	4,600
Current Level .....	0	0	0	0
Difference .....	0	0	-4,600	-4,600

DISCRETIONARY APPROPRIATIONS FOR FISCAL YEAR 2005—COMPARISON OF CURRENT LEVEL WITH APPROPRIATIONS COMMITTEE 302(a) ALLOCATION AND APPROPRIATIONS SUBCOMMITTEE 302(b) SUBALLOCATIONS

[In millions of dollars]

Appropriations Subcommittee	302(b) suballocations as of July 22, 2004 (H. Rpt. 108-633)		Current level reflecting action completed as of January 21, 2005		Current level minus suballocations	
	BA	OT	BA	OT	BA	OT
Agriculture, Rural Development .....	16,841	18,113	16,833	18,378	-8	265
Commerce, Justice, State .....	39,815	40,463	39,826	40,215	11	-248
National Defense .....	390,931	415,987	390,933	415,774	2	-213
District of Columbia .....	560	554	556	538	-4	-16
Energy & Water Development .....	27,993	27,973	28,256	28,027	263	54
Foreign Operations .....	19,386	26,735	19,545	26,740	159	5
Homeland Security .....	32,000	29,873	31,980	29,665	-20	-208
Interior .....	20,039	20,214	19,875	19,927	-164	-287
Labor, HHS & Education .....	142,526	141,117	142,394	141,522	-132	405
Legislative Branch .....	3,575	3,696	3,546	3,688	-29	-8
Military Construction .....	10,003	10,015	10,003	9,975	0	-40
Transportation-Treasury .....	25,320	68,993	25,484	70,152	164	1,159
VH-HUD-Independent Agencies .....	92,930	101,732	93,069	101,744	139	12
Unassigned .....	0	283	0	0	0	-283
Total (Section 302(a) Allocation) .....	821,919	905,748	822,300	906,345	381	597

Statement of FY2006 advance appropriations under section 401 of S. Con. Res. 95 reflecting action completed as of January 21, 2005

[In millions of dollars]

	Budget authority
Appropriate Level .....	23,158
Current Level:	
Interior Subcommittee: Elk Hills .....	36
Labor, Health and Human Services, Education Subcommittee:	
Employment and Training Administration .....	2,463
Education for the Disadvantaged .....	7,383
School Improvement .....	1,435
Children and Family Services (Head Start) .....	1,400
Special Education .....	5,413
Vocational and Adult Education .....	791
Transportation and Treasury Subcommittee: Payment to Postal Service .....	62
Veterans, Housing and Urban Development Subcommittee: Section 8 Renewals .....	4,200
Total .....	23,183
Current Level over (+) / under (-) Appropriate Level .....	25

U.S. CONGRESS, CONGRESSIONAL BUDGET OFFICE, Washington, DC, January 24, 2005.

Hon. JIM NUSSLE, Chairman, Committee on the Budget, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The enclosed report shows the effects of Congressional action on the fiscal year 2005 budget and is current through January 21, 2004. This report is submitted under section 308(b) and in aid of section 311 of the Congressional Budget Act, as amended.

The estimates of budget authority, outlays, and revenues are consistent with the technical and economic assumptions of S. Con. Res. 95, the Concurrent Resolution on the Budget for Fiscal Year 2005. The budget resolution figures incorporate revisions submitted by the Committee on the Budget to the House to reflect funding for wildland fire suppression and for technical reasons. These revisions are authorized by sections 312 and 313 of S. Con. Res. 95. In addition, under section 402 of S. Con. Res. 95, amounts designated as emergency requirements are exempt from enforcement of the budget resolution. As a result, the enclosed current level report excludes these amounts (see footnote 2 of the report).

Since my last letter, dated November 17, the Congress has cleared and the President has signed the following acts that changed budget authority, outlays, or revenues for fiscal year 2005:

The Second Continuing Resolution, 2005 (Public Law 108-416);

The Miscellaneous Trade and Technical Corrections Act (Public Law 108-429);

The Third Continuing Resolution, 2005 (Public Law 108-434);

The Consolidated Appropriations Act, 2005 (Public Law 108-447);

An act to amend title XIX of the Social Security Act (Public Law 108-448);

The Arizona Water Settlements Act (Public Law 108-451);

The Veterans' Benefits Improvement Act of 2004 (Public Law 108-454);

The Thrift Savings Plan Open Elections Act of 2004 (Public Law 108-469);

An act to authorize salary adjustments for Justices and Judges of the United States (Public Law 108-491);

An act to amend to Internal Revenue Code of 1986 (Public Law 108-493);

An act to amend the National Telecommunications and Information Administration Organization Act (Public Law 108-494);

The Federal Employee Dental and Vision Benefits Act of 2004 (Public Law 108-496); and

An act to accelerate the income tax benefits for charitable cash contributions for the relief of victims of the Indian Ocean tsunami (Public Law 109-1).

The effects of the actions listed above are detailed in the accompanying report.

Sincerely,

DOUGLAS HOLTZ-EAKIN,  
Director.

FISCAL YEAR 2005 HOUSE CURRENT LEVEL REPORT AS OF JANUARY 21, 2004  
[In millions of dollars]

	Budget authority	Outlays	Revenues
<b>Enacted in previous sessions:</b>			
Revenues .....	n.a.	n.a.	1,482,831
Permanent and other spending legislation .....	1,175,185	1,129,242	n.a.
Appropriation legislation <sup>1</sup> .....	0	391,841	n.a.
Offsetting receipts .....	-398,008	-398,008	n.a.
<b>Total, enacted in previous sessions .....</b>	<b>777,178</b>	<b>1,123,075</b>	<b>1,482,831</b>
<b>Enacted this session:</b>			
<b>Authorizing Legislation:</b>			
TANF and Related Programs Continuation Act of 2004 (P.L. 108-262) .....	122	138	0
Bunning-Bereuter-Blumenauer Flood Insurance Reform Act of 2004 (P.L. 108-264) .....	-1	-1	0
Child Nutrition and WIC Reauthorization Act of 2004 (P.L. 108-265) .....	66	57	0
GAO Human Capital Reform Act of 2004 (P.L. 108-271) .....	1	1	0
An act to renew import restrictions on Burma (P.L. 108-272) .....	0	0	-10
AGOA Acceleration Act of 2004 (P.L. 108-274) .....	0	0	-30
Surface Transportation Extension Act of 2004 (P.L. 108-280) .....	0	-11	0
United States-Australia Free Trade Implementation Act (P.L. 108-286) .....	0	0	-29
John Marshall Commemorative Coin Act (P.L. 108-290) .....	-2	-2	0
Marine Corps 230th Anniversary Commemorative Coin Act (P.L. 108-291) .....	-3	-3	0
Coast Guard and Maritime Transportation Act (P.L. 108-293) .....	2	2	0
SUTA Dumping Prevention Act of 2004 (P.L. 108-295) .....	-7	-7	0
Morocco Free Trade Agreement (P.L. 108-302) .....	0	0	-5
Welfare Reform Extension Act, Part VIII (P.L. 108-308) .....	416	379	0
First Continuing Resolution, 2005 (P.L. 108-309) <sup>2</sup> .....	143	24	25
Surface Transportation Extension Act of 2004, Part V (P.L. 108-310) .....	4,493	7	0
Working Families Tax Relief Act of 2004 (P.L. 108-310) .....	2,126	2,126	-27,054
An act to amend the Lease Lot Conveyance Act of 2002 (P.L. 108-351) .....	1	1	0
American Jobs Creation Act of 2004 (P.L. 108-357) .....	764	764	-4,927
Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (P.L. 108-375) .....	-1,530	581	0
Provo River Project Transfer Act (P.L. 108-382) .....	-1	-1	0
2004 District of Columbia Omnibus Authorization Act (P.L. 108-386) .....	20	2	0
Taxpayer-Teacher Protection Act of 2004 (P.L. 108-409) .....	-80	-15	0
Second Continuing Resolution, 2005 (P.L. 108-416) .....	12	12	5
Miscellaneous Trade and Technical Corrections Act of 2004 (P.L. 108-429) .....	0	0	-167
Third Continuing Resolution, 2005 (P.L. 108-434) .....	0	0	2
An act to amend title XIX of the Social Security Act (P.L. 108-448) .....	145	145	0
Arizona Water Settlements Act (P.L. 108-451) .....	2	2	0
Veterans' Benefits Improvement Act of 2004 (P.L. 108-454) .....	-26	-28	0
Thrift Savings Plan Open Elections Act of 2004 (P.L. 108-469) .....	0	0	-1
An act to authorize salary adjustments for Justices and Judges of the United States (P.L. 108-491) .....	5	5	0
An act to amend the Internal Revenue Code of 1986 (P.L. 108-493) .....	-1	-1	-1
An act to amend the National Telecommunications and Information Administration Organization Act (P.L. 108-494) .....	300	0	0
Federal Employee Dental and Vision Benefits Enhancement Act of 2004 (P.L. 108-496) .....	1	1	0
An act to accelerate the income tax benefits for charitable cash contributions for the relief of victims of the Indian Ocean tsunami (P.L. 108-1) <sup>3</sup> .....	0	0	-11
<b>Total, authorizing legislation .....</b>	<b>6,968</b>	<b>4,178</b>	<b>-32,203</b>
<b>Appropriations Acts:</b>			
Department of Defense Appropriations Act, 2005 (P.L. 108-287) <sup>2</sup> .....	391,153	266,777	0
Military Construction Appropriations Act, 2005 (P.L. 108-324) <sup>2</sup> .....	10,003	2,447	0
Homeland Security Appropriations Act, 2005 (P.L. 108-334) .....	30,557	18,473	0
District of Columbia Appropriations Act, 2005 (P.L. 108-335) .....	560	481	0
Consolidated Appropriations Act, 2005 (P.L. 108-447) <sup>2</sup> .....	764,621	576,603	131
<b>Total, enacted this session .....</b>	<b>1,203,862</b>	<b>868,959</b>	<b>-32,072</b>
<b>Entitlements and mandates: Difference between enacted levels and budget resolution estimates for appropriated entitlements and other mandatory programs .....</b>			
Total Current Level 1,2 .....	-14,691	-2,444	n.a.
Total Budget Resolution .....	1,966,349	1,989,590	1,450,760
Current Level Over Budget Resolution .....	2,012,726	2,010,964	1,454,637
Current Level Under Budget Resolution .....	n.a.	n.a.	n.a.
Current Level Under Budget Resolution .....	46,377	21,374	3,877
<b>Memorandum:</b>			
<b>Revenues, 2005-2009:</b>			
House Current Level .....	n.a.	n.a.	8,565,703
House Budget Resolution .....	n.a.	n.a.	8,638,287
Current Level Over Budget Resolution .....	n.a.	n.a.	n.a.
Current Level Under Budget Resolution .....	n.a.	n.a.	72,584

Notes: n.a. = not applicable; P.L. = Public Law. Numbers may not sum to totals because of rounding.

1. For purposes of enforcing section 311 of the Congressional Budget Act in the House, the budget resolution does not include Social Security administrative expenses, which are off-budget. As a result, the current level excludes these items.

2. Per section 402 of S. Con. Res. 95, the Concurrent Resolution on the Budget for Fiscal Year 2005, provisions designated as emergency requirements are exempt from enforcement of the budget resolution. As a result, current level excludes the following amounts: outlays of \$19,902 million from 2004 budget authority provided in the Defense Appropriations Act, 2005 (P.L. 108-287); outlays of \$622 million from funds provided in the Emergency Supplemental Appropriations for Disaster Relief Act, 2004 (P.L. 108-303); outlays of \$444 million from funds provided in the Continuing Resolution, 2005 (P.L. 108-309); budget authority of \$14,528 million and outlays of \$6,995 million from the Military Construction Appropriations Act, 2005 (P.L. 108-324); and budget authority of \$396 million and outlays of \$167 million from the Consolidated Appropriations Act, 2005 (P.L. 108-447).

3. Legislation to aid victims of the tsunami (P.L. 109-1) was enacted in the 109th Congress. All other legislation listed in this section was enacted in the 108th Congress.

Source: Congressional Budget Office.

SUPPORTING OUR TROOPS

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Texas (Mr. GOHMERT) is recognized for 5 minutes.

Mr. GOHMERT. Mr. Speaker, there has been wide political discussion recently on the imperative nature of support for our troops. Yesterday, unexpectedly, Senators from the Democrat Party used strong rhetoric in discussing the needed support for both our military and our veterans. These are wonderful comments of support, but

they must not stop as mere comments. This should be a matter of bipartisan support.

I was in the United States Army on active duty from 1978 to 1982. I personally believe President Carter was one of the most honest, caring, and decent Presidents we have ever had; but his administration was exceedingly weak in its support for the military and for its veterans. Terrorists were sent a clear message when his administration failed to respond in any meaningful way after U.S. soil was attacked and

terrorists took U.S. hostages who were held for over a year. The U.S. appeared to be a toothless, hapless, spineless paper tiger.

At Fort Benning, Georgia, we in the United States Army saw the dawn of a new day with the Reagan administration. We began to see supply requests met, improved conditions, and, yes, much better morale. We had a President who meant what he said and he