

103^D CONGRESS
2^D SESSION

S. 2458

To reform the concept of baseline budgeting, set forth strengthened procedures for the consideration of rescissions, provide a mechanism for dedicating savings from spending cuts to deficit reduction, and ensure that only one emergency is included in any bill containing an emergency designation.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 23 (legislative day, SEPTEMBER 12), 1994

Mr. CRAIG (for himself, Mr. CAMPBELL, Mr. LUGAR, Mr. SHELBY, Mr. GRASSLEY, Mr. SIMPSON, Mr. BROWN, Mr. ROTH, Mr. KEMPTHORNE, Mrs. KASSEBAUM, Mr. BURNS, Mr. GORTON, Mr. LOTT, and Mr. EXON) introduced the following bill; which was read twice and referred jointly pursuant to the order of August 4, 1977, to the Committees on the Budget and Governmental Affairs, with instructions that if one Committee reports, the other Committee have thirty days to report or be discharged

A BILL

To reform the concept of baseline budgeting, set forth strengthened procedures for the consideration of rescissions, provide a mechanism for dedicating savings from spending cuts to deficit reduction, and ensure that only one emergency is included in any bill containing an emergency designation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Common Cents Budget
3 Reform Act of 1994”.

4 **TITLE I—REFORM OF BASELINE**
5 **BUDGETING**

6 **SEC. 100. SHORT TITLE.**

7 This title may be cited as the “Baseline Budgeting
8 Reform Act of 1994”.

9 **SEC. 101. THE BASELINE.**

10 Except for purposes of adjusting the discretionary
11 spending limits set forth in section 601(a)(2) of the Con-
12 gressional Budget Act of 1974, section 257(c) of the Bal-
13 anced Budget and Emergency Deficit Control Act of 1985
14 is amended—

15 (1) in the second sentence of paragraph (1), by
16 striking “sequentially and cumulatively” and by
17 striking “for inflation as specified in paragraph
18 (5),”; and

19 (2) and by redesignating paragraph (6) as
20 paragraph (5).

21 **SEC. 102. THE PRESIDENT’S BUDGET.**

22 (a) Paragraph (5) of section 1105(a) of title 31,
23 United States Code, is amended to read as follows:

24 “(5) except as provided in subsection (b) of this
25 section, estimated expenditures and appropriations
26 for the current year and estimated expenditures and

1 proposed appropriations the President decides are
2 necessary to support the Government in the fiscal
3 year for which the budget is submitted and the 4 fis-
4 cal years following that year;”.

5 (b) Section 1105(a)(6) of title 31, United States
6 Code, is amended by inserting “current fiscal year and
7 the” before “fiscal year”.

8 (c) Section 1105(a)(12) of title 31, United States
9 Code, is amended by striking “and” at the end of subpara-
10 graph (A), by striking the period and inserting “; and”
11 at the end of subparagraph (B), and by adding at the end
12 the following new subparagraph:

13 “(C) the estimated amount for the same activ-
14 ity (if any) in the current fiscal year.”.

15 (d) Section 1105(a)(18) of title 31, United States
16 Code, is amended by inserting “new budget authority
17 and” before “budget outlays”.

18 (e) Section 1105(a) of title 31, United States Code,
19 is amended by adding at the end the following new para-
20 graph:

21 “(30) a comparison of levels of estimated ex-
22 penditures and proposed appropriations for each
23 function and subfunction in the current fiscal year
24 and the fiscal year for which the budget is submit-
25 ted, along with the proposed increase or decrease of

1 spending in percentage terms for each function and
2 subfunction.”.

3 (f) Section 1109(a) of title 31, United States Code,
4 is amended by adding after the first sentence the following
5 new sentence: “These estimates shall not include an ad-
6 justment for inflation for programs and activities subject
7 to discretionary appropriations.”.

8 **SEC. 103. CONGRESSIONAL BUDGET.**

9 Section 301(e) of the Congressional Budget Act of
10 1974 is amended by—

11 (1) inserting after the second sentence the fol-
12 lowing: “The starting point for any deliberations in
13 the Committee on the Budget of each House on the
14 concurrent resolution on the budget for the next fis-
15 cal year shall be the estimated level of outlays for
16 the current year in each function and subfunction.
17 Any increases or decreases in the Congressional
18 budget for the next fiscal year shall be from such es-
19 timated levels.”; and

20 (2) striking paragraph (8) and redesignating
21 paragraphs (9) and (10) as paragraphs (10) and
22 (11), respectively, and by inserting after paragraph
23 (7) the following new paragraphs:

24 “(8) a comparison of levels for the current fis-
25 cal year with proposed spending and revenue levels

1 for the subsequent fiscal years along with the pro-
2 posed increase or decrease of spending in percentage
3 terms for each function and subfunction; and

4 “(9) information, data, and comparisons indi-
5 cating the manner in which and the basis on which,
6 the committee determined each of the matters set
7 forth in the concurrent resolution, including infor-
8 mation on outlays for the current fiscal year and the
9 decisions reached to set funding for the subsequent
10 fiscal years;”.

11 **SEC. 104. CONGRESSIONAL BUDGET OFFICE REPORT TO**
12 **COMMITTEES.**

13 (a) The first sentence of section 202(f)(1) of the Con-
14 gressional Budget Act of 1974 is amended to read as fol-
15 lows: “On or before February 15 of each year, the Direc-
16 tor shall submit to the Committees on the Budget of the
17 House of Representatives and the Senate a report for the
18 fiscal year commencing on October 1 of that year with
19 respect to fiscal policy, including (A) alternative levels of
20 total revenues, total new budget authority, and total out-
21 lays (including related surpluses and deficits) compared
22 to comparable levels for the current year and (B) the levels
23 of tax expenditures under existing law, taking into account
24 projected economic factors and any changes in such levels

1 based on proposals in the budget submitted by the Presi-
2 dent for such fiscal year.”.

3 (b) Section 202(f)(1) of the Congressional Budget
4 Act of 1974 is amended by inserting after the first sen-
5 tence the following new sentence: “That report shall also
6 include a table on sources of spending growth under cur-
7 rent law in total mandatory spending for the budget year
8 and the ensuing 4 fiscal years, which shall include changes
9 in outlays attributable to the following: cost-of-living ad-
10 justments; changes in the number of program recipients;
11 increases in medical care prices, utilization and intensity
12 of medical care; and residual factors.”.

13 (c) Section 202(f)(3) of the Congressional Budget
14 Act of 1974 is amended by striking “and” before “(B)”
15 and inserting a comma, and by inserting before the period
16 at the end the following: “, and (C) all programs and ac-
17 tivities with permanent or indefinite spending authority or
18 that fall within section 401(c)(2)(C)”.

19 (d) Section 308(a)(1) of the Congressional Budget
20 Act of 1974 is amended—

21 (1) in subparagraph (C), by inserting “, and
22 shall include a comparison of those levels to com-
23 parable levels for the current fiscal year” before “if
24 timely submitted”; and

1 (2) by striking “and” at the end of subpara-
2 graph (C), by striking the period and inserting “;
3 and” at the end of subparagraph (D), and by adding
4 at the end the following new subparagraph:

5 “(E) comparing the levels in existing pro-
6 grams in such measure to the estimated levels
7 for the current fiscal year.”.

8 **TITLE II—CHANGES IN DISCRE-**
9 **TIONARY SPENDING LIMITS**

10 **SEC. 200. SHORT TITLE.**

11 This title may be cited as the “Guaranteed Spending
12 Cut Act of 1994”.

13 **SEC. 201. DOWNWARD ADJUSTMENTS OF DISCRETIONARY**
14 **SPENDING LIMITS.**

15 (a) **DOWNWARD ADJUSTMENTS.**—The discretionary
16 spending limit for new budget authority for any fiscal year
17 set forth in section 601(a)(2) of the Congressional Budget
18 Act of 1974, as adjusted in strict conformance with sec-
19 tion 251 of the Balanced Budget and Emergency Deficit
20 Control Act of 1985, shall be reduced by the amount in
21 the Deficit Reduction Account set forth in each appropria-
22 tion bill (or changed in the case of a rescission bill pursu-
23 ant to section 1012 of the Congressional Budget Act of
24 1974), as calculated by the Director of the Office of Man-
25 agement and Budget. The adjusted discretionary spending

1 limit for outlays for that fiscal year and each outyear as
 2 set forth in such section 601(a)(2) shall be reduced as a
 3 result of the reduction of such budget authority, as cal-
 4 culated by the Director of the Office of Management and
 5 Budget based upon programmatic and other assumptions
 6 set forth in the joint explanatory statement of managers
 7 accompanying the conference report on that bill. Reduc-
 8 tions (if any) shall occur on the day that each such appro-
 9 priation bill is enacted into law. For purposes of the Bal-
 10 anced Budget and Emergency Deficit Control Act of 1985
 11 and the Congressional Budget Act of 1974, amounts in
 12 Deficit Reduction Accounts shall only be used to make the
 13 adjustments specified in this subsection.

14 (b) DEFINITION.—As used in this section, the term
 15 “appropriation bill” means any general or special appro-
 16 priation bill, and any bill or joint resolution making sup-
 17 plemental, deficiency, or continuing appropriations.

18 **SEC. 202. DEFICIT REDUCTION ACCOUNTS IN APPROPRIA-**
 19 **TION MEASURES AND IN RESCISSION BILLS.**

20 (a) DEFICIT REDUCTION ACCOUNTS.—Title III of
 21 the Congressional Budget Act of 1974 is amended by add-
 22 ing at the end the following new section:

23 “DEFICIT REDUCTION ACCOUNTS IN APPROPRIATION
 24 BILLS AND RESCISSION BILLS

25 “SEC. 314. (a) Any appropriation bill or rescission
 26 bill that is being marked up by the Committee on Appro-

1 priations (or a subcommittee thereof) of either House shall
2 contain a line item entitled 'Deficit Reduction Account'.

3 “(b) Whenever the Committee on Appropriations of
4 either House reports an appropriation bill, that bill shall
5 contain a line item entitled 'Deficit Reduction Account'
6 comprised of the following:

7 “(1) Only in the case of any general appropria-
8 tion bill containing the appropriations for Treasury
9 and Postal Service (or resolution making continuing
10 appropriations (if applicable)), an amount equal to
11 the amounts by which the discretionary spending
12 limit for new budget authority and outlays set forth
13 in the most recent OMB sequestration preview re-
14 port pursuant to section 601(a)(2) exceed the sec-
15 tion 602(a) allocation for the fiscal year covered by
16 that bill.

17 “(2) Only in the case of any general appropria-
18 tion bill (or resolution making continuing appropria-
19 tions (if applicable)), an amount not to exceed the
20 amount by which the appropriate section 602(b) al-
21 location of new budget authority exceeds the amount
22 of new budget authority provided by that bill (as re-
23 ported by that committee).

24 “(3) Only in the case of any bill making supple-
25 mental appropriations following enactment of all

1 general appropriation bills for the same fiscal year,
2 an amount not to exceed the amount by which the
3 section 602(a) allocation of new budget authority ex-
4 ceeds the sum of all new budget authority provided
5 by appropriation bills enacted for that fiscal year
6 plus that supplemental appropriation bill (as re-
7 ported by that committee).

8 “(c)(1) Any amendment which is offered to reduce
9 budget authority to an appropriation bill during its consid-
10 eration by the Committee on Appropriations (or any sub-
11 committee thereof) of either House of Congress or by ei-
12 ther House may increase the amount placed in the Deficit
13 Reduction Account by an amount which does not exceed
14 the reduction in budget authority contained in the amend-
15 ment. Any amendment to rescind budget authority during
16 consideration of any bill by the Committee on Appropria-
17 tions (or any subcommittee thereof) of either House of
18 Congress or by either House may increase the amount
19 placed in the Deficit Reduction Account by an amount
20 which does not exceed the increase in the rescission con-
21 tained in the amendment.

22 “(2) Whenever any amendment referred to in para-
23 graph (1) is agreed to increasing the amount contained
24 in the Deficit Reduction Account, then the line item enti-

1 tled 'Deficit Reduction Account' shall be increased by that
2 amount.

3 “(3) Any amendment referred to in paragraph (1)
4 shall identify the program, project, or account which is
5 to be reduced in order to increase the Deficit Reduction
6 Account by the amount set forth in that amendment.

7 “(d)(1) Any amendment pursuant to subsection
8 (c)(1) shall be in order even if amending portions of the
9 bill not yet read for amendment with respect to the Deficit
10 Reduction Account and shall not be subject to a demand
11 for a division of the question in the House of Representa-
12 tives (or in the Committee of the Whole) or in the Senate.
13 It shall be in order to further amend the amount placed
14 in the Deficit Reduction Account after that amount has
15 been changed by amendment. It shall not be in order to
16 reduce the amount placed in the Deficit Reduction Ac-
17 count unless it is pursuant to a motion to strike any pro-
18 posed rescission under section 1012(c)(1)(C) or section
19 1012(c)(3)(B). It shall not be in order to offer an amend-
20 ment increasing a Deficit Reduction Account unless the
21 amendment increases rescissions or reduces appropria-
22 tions by an equivalent amount.

23 “(2) During consideration of such an amendment to
24 an appropriation bill in the House of Representatives, if
25 the original motion offered by the floor manager proposed

1 to place an amount in the Deficit Reduction Account that
2 is less than the lower of the level in the House or Senate
3 bill, then pending such original motion and before debate
4 thereon, a motion to insist on disagreement to the amend-
5 ment proposed by the Senate shall be preferential to any
6 other motion to dispose of that amendment. Such a pref-
7 erential motion shall be separately debatable for one hour
8 equally divided between its opponents and the proponents
9 of the original motion. The previous question shall be con-
10 sidered as ordered on such a preferential motion to its
11 adoption without an intervening motion.

12 “(3) The committee report accompanying any appro-
13 priation bill or rescission bill in the House of Representa-
14 tives or Senate and the joint statement of the managers
15 accompanying the conference report on that bill shall set
16 forth—

17 “(A) for any general appropriation bill, the
18 amount of new budget authority and outlays derived
19 from the difference between the section 602(b) allo-
20 cations and the appropriation bills;

21 “(B) for any appropriation bill (except a gen-
22 eral appropriation bill) but only if all 13 general ap-
23 propriation bills have been enacted for that fiscal
24 year, the amount of new budget authority and out-
25 lays to be derived from the difference between the

1 section 602(a) allocations and the sum of appropria-
2 tion bills for the current year and that bill; and

3 “(C) for any amendment described in sub-
4 section (c)(1) changing the amount in a Deficit Re-
5 duction Account, the program, project, or account
6 assumptions;

7 for amounts in the Deficit Reduction Account.

8 “(e) As used in this section—

9 “(1) the term ‘appropriation bill’ means any
10 general or special appropriation bill, and any bill or
11 joint resolution making supplemental, deficiency, or
12 continuing appropriations; and

13 “(2) the term ‘rescission bill’ means any bill
14 which rescinds budget authority, including a bill re-
15 ferred to by section 1012.”.

16 (b) CONFORMING AMENDMENT.—The table of con-
17 tents set forth in section 1(b) of the Congressional Budget
18 and Impoundment Control Act of 1974 is amended by in-
19 serting after the item relating to section 313 the following
20 new item:

“Sec. 314. Deficit reduction accounts in appropriation bills and rescission bills.”.

1 **TITLE III—EXPEDITED RESCIS-**
2 **SIONS AND TARGETED TAX**
3 **BENEFITS**

4 **SEC. 300. SHORT TITLE.**

5 This title may be cited as the “Modified Line Item
6 Veto/Expedited Rescission Act of 1994”.

7 **SEC. 301. EXPEDITED CONSIDERATION OF CERTAIN PRO-**
8 **POSED RESCISSIONS AND TARGETED TAX**
9 **BENEFITS.**

10 (a) IN GENERAL.—Section 1012 of the Congressional
11 Budget and Impoundment Control Act of 1974 (2 U.S.C.
12 683) is amended to read as follows:

13 “EXPEDITED CONSIDERATION OF CERTAIN PROPOSED
14 RESCISSIONS

15 “SEC. 1012. (a) PROPOSED RESCISSION OF BUDGET
16 AUTHORITY OR REPEAL OF TARGETED TAX BENEFITS.—
17 The President may propose, at the time and in the manner
18 provided in subsection (b), the rescission of any budget
19 authority provided in an appropriation Act or repeal of
20 any targeted tax benefit provided in any revenue Act.
21 Funds made available for obligation under this procedure
22 may not be proposed for rescission again under this sec-
23 tion.

24 “(b) TRANSMITTAL OF SPECIAL MESSAGE.—

1 “(1) The President may transmit to Congress a
2 special message proposing to rescind amounts of
3 budget authority or to repeal any targeted tax bene-
4 fit and include with that special message a draft bill
5 that, if enacted, would only rescind that budget au-
6 thority or repeal that targeted tax benefit. That bill
7 shall clearly identify the amount of budget authority
8 that is proposed to be rescinded for each program,
9 project, or activity to which that budget authority
10 relates or the targeted tax benefit proposed to be re-
11 pealed, as the case may be. It shall include a Deficit
12 Reduction Account. The President may place in the
13 Deficit Reduction Account an amount not to exceed
14 the total rescissions in that bill. A targeted tax bene-
15 fit may only be proposed to be repealed under this
16 section during the 20-legislative-day period (exclud-
17 ing Saturdays, Sundays, and legal holidays) com-
18 mencing on the day after the date of enactment of
19 the provision proposed to be repealed.

20 “(2) In the case of an appropriation Act that
21 includes accounts within the jurisdiction of more
22 than one subcommittee of the Committee on Appro-
23 priations, the President in proposing to rescind
24 budget authority under this section shall send a sep-
25 arate special message and accompanying draft bill

1 for accounts within the jurisdiction of each such sub-
2 committee.

3 “(3) Each special message shall specify, with
4 respect to the budget authority proposed to be re-
5 scinded, the following—

6 “(A) the amount of budget authority which
7 he proposes to be rescinded;

8 “(B) any account, department, or estab-
9 lishment of the Government to which such
10 budget authority is available for obligation, and
11 the specific project or governmental functions
12 involved;

13 “(C) the reasons why the budget authority
14 should be rescinded;

15 “(D) to the maximum extent practicable,
16 the estimated fiscal, economic, and budgetary
17 effect (including the effect on outlays and re-
18 cepts in each fiscal year) of the proposed re-
19 scission; and

20 “(E) all facts, circumstances, and consider-
21 ations relating to or bearing upon the proposed
22 rescission and the decision to effect the pro-
23 posed rescission, and to the maximum extent
24 practicable, the estimated effect of the proposed
25 rescission upon the objects, purposes, and pro-

1 grams for which the budget authority is pro-
2 vided.

3 Each special message shall specify, with respect to
4 the proposed repeal of targeted tax benefits, the in-
5 formation required by subparagraphs (C), (D), and
6 (E), as it relates to the proposed repeal.

7 “(c) PROCEDURES FOR EXPEDITED CONSIDER-
8 ATION.—

9 “(1)(A) Before the close of the second legisla-
10 tive day of the House of Representatives after the
11 date of receipt of a special message transmitted to
12 Congress under subsection (b), the majority leader
13 or minority leader of the House of Representatives
14 shall introduce (by request) the draft bill accom-
15 panying that special message. If the bill is not intro-
16 duced as provided in the preceding sentence, then,
17 on the third legislative day of the House of Rep-
18 resentatives after the date of receipt of that special
19 message, any Member of that House may introduce
20 the bill.

21 “(B) The bill shall be referred to the Commit-
22 tee on Appropriations or the Committee on Ways
23 and Means of the House of Representatives, as ap-
24 plicable. The committee shall report the bill without
25 substantive revision and with or without rec-

1 ommendation. The bill shall be reported not later
2 than the seventh legislative day of that House after
3 the date of receipt of that special message. If that
4 committee fails to report the bill within that period,
5 that committee shall be automatically discharged
6 from consideration of the bill, and the bill shall be
7 placed on the appropriate calendar.

8 “(C)(i) During consideration under this para-
9 graph, any Member of the House of Representatives
10 may move to strike any proposed rescission or re-
11 scissions of budget authority or any proposed repeal
12 of a targeted tax benefit, as applicable, if supported
13 by 49 other Members.

14 “(ii) It shall not be in order for a Member of
15 the House of Representatives to move to strike any
16 proposed rescission under clause (i) unless the
17 amendment reduces the appropriate Deficit Reduc-
18 tion Account if the program, project, or account to
19 which the proposed rescission applies was identified
20 in the Deficit Reduction Account in the special mes-
21 sage under subsection (b).

22 “(D) A vote on final passage of the bill shall be
23 taken in the House of Representatives on or before
24 the close of the 10th legislative day of that House
25 after the date of the introduction of the bill in that

1 House. If the bill is passed, the Clerk of the House
2 of Representatives shall cause the bill to be en-
3 grossed, certified, and transmitted to the Senate
4 within one calendar day of the day on which the bill
5 is passed.

6 “(2)(A) A motion in the House of Representa-
7 tives to proceed to the consideration of a bill under
8 this section shall be highly privileged and not debat-
9 able. An amendment to the motion shall not be in
10 order, nor shall it be in order to move to reconsider
11 the vote by which the motion is agreed to or dis-
12 agreed to.

13 “(B) Debate in the House of Representatives
14 on a bill under this section shall not exceed 4 hours,
15 which shall be divided equally between those favoring
16 and those opposing the bill. A motion further to
17 limit debate shall not be debatable. It shall not be
18 in order to move to recommit a bill under this sec-
19 tion or to move to reconsider the vote by which the
20 bill is agreed to or disagreed to.

21 “(C) Appeals from decisions of the Chair relat-
22 ing to the application of the Rules of the House of
23 Representatives to the procedure relating to a bill
24 under this section shall be decided without debate.

1 “(D) Except to the extent specifically provided
2 in the preceding provisions of this subsection, con-
3 sideration of a bill under this section shall be gov-
4 erned by the Rules of the House of Representatives.
5 It shall not be in order in the House of Representa-
6 tives to consider any rescission bill introduced pursu-
7 ant to the provisions of this section under a suspen-
8 sion of the rules or under a special rule.

9 “(3)(A) A bill transmitted to the Senate pursu-
10 ant to paragraph (1)(D) shall be referred to its
11 Committee on Appropriations or Committee on Fi-
12 nance, as applicable. That committee shall report
13 the bill without substantive revision and with or
14 without recommendation. The bill shall be reported
15 not later than the seventh legislative day of the Sen-
16 ate after it receives the bill. A committee failing to
17 report the bill within such period shall be automati-
18 cally discharged from consideration of the bill, and
19 the bill shall be placed upon the appropriate cal-
20 endar.

21 “(B)(i) During consideration under this para-
22 graph, any Member of the Senate may move to
23 strike any proposed rescission or rescissions of budg-
24 et authority or any proposed repeal of a targeted tax

1 benefit, as applicable, if supported by 14 other Mem-
2 bers.

3 “(ii) It shall not be in order for a Member of
4 the House of Senate to move to strike any proposed
5 rescission under clause (i) unless the amendment re-
6 duces the appropriate Deficit Reduction Account if
7 the program, project, or account to which the pro-
8 posed rescission applies was identified in the Deficit
9 Reduction Account in the special message under
10 subsection (b).

11 “(4)(A) A motion in the Senate to proceed to
12 the consideration of a bill under this section shall be
13 privileged and not debatable. An amendment to the
14 motion shall not be in order, nor shall it be in order
15 to move to reconsider the vote by which the motion
16 is agreed to or disagreed to.

17 “(B) Debate in the Senate on a bill under this
18 section, and all debatable motions and appeals in
19 connection therewith (including debate pursuant to
20 subparagraph (C)), shall not exceed 10 hours. The
21 time shall be equally divided between, and controlled
22 by, the majority leader and the minority leader or
23 their designees.

24 “(C) Debate in the Senate on any debatable
25 motion or appeal in connection with a bill under this

1 section shall be limited to not more than 1 hour, to
2 be equally divided between, and controlled by, the
3 mover and the manager of the bill, except that in
4 the event the manager of the bill is in favor of any
5 such motion or appeal, the time in opposition there-
6 to, shall be controlled by the minority leader or his
7 designee. Such leaders, or either of them, may, from
8 time under their control on the passage of a bill,
9 allot additional time to any Senator during the con-
10 sideration of any debatable motion or appeal.

11 “(D) A motion in the Senate to further limit
12 debate on a bill under this section is not debatable.
13 A motion to recommit a bill under this section is not
14 in order.

15 “(d) AMENDMENTS AND DIVISIONS PROHIBITED.—
16 Except as otherwise provided by this section, no amend-
17 ment to a bill considered under this section shall be in
18 order in either the House of Representatives or the Sen-
19 ate. It shall not be in order to demand a division of the
20 question in the House of Representatives (or in a Commit-
21 tee of the Whole) or in the Senate. No motion to suspend
22 the application of this subsection shall be in order in either
23 House, nor shall it be in order in either House to suspend
24 the application of this subsection by unanimous consent.

1 “(e) REQUIREMENT TO MAKE AVAILABLE FOR OBLI-
2 GATION.—(1) Any amount of budget authority proposed
3 to be rescinded in a special message transmitted to Con-
4 gress under subsection (b) shall be made available for obli-
5 gation on the day after the date on which either House
6 rejects the bill transmitted with that special message.

7 “(2) Any targeted tax benefit proposed to be repealed
8 under this section as set forth in a special message trans-
9 mitted to Congress under subsection (b) shall be deemed
10 repealed, unless either House rejects the bill transmitted
11 with that special message.

12 “(f) DEFINITIONS.—For purposes of this section—

13 “(1) the term ‘appropriation Act’ means any
14 general or special appropriation Act, and any Act or
15 joint resolution making supplemental, deficiency, or
16 continuing appropriations;

17 “(2) the term ‘legislative day’ means, with re-
18 spect to either House of Congress, any day of ses-
19 sion; and

20 “(3) The term “targeted tax benefit” means
21 any provision which has the practical effect of pro-
22 viding a benefit in the form of a differential treat-
23 ment to a particular taxpayer or a limited class of
24 taxpayers, whether or not such provision is limited
25 by its terms to a particular taxpayer or a class of

1 taxpayers. Such term does not include any benefit
2 provided to a class of taxpayers distinguished on the
3 basis of general demographic conditions such as in-
4 come, number of dependents, or marital status.”.

5 (b) EXERCISE OF RULEMAKING POWERS.—Section
6 904 of the Congressional Budget Act of 1974 (2 U.S.C.
7 621 note) is amended—

8 (1) in subsection (a), by striking “and 1017”
9 and inserting “1012, and 1017”; and

10 (2) in subsection (d), by striking “section
11 1017” and inserting “sections 1012 and 1017”; and

12 (c) CONFORMING AMENDMENTS.—

13 (1) Section 1011 of the Congressional Budget
14 Act of 1974 (2 U.S.C. 682(5)) is amended by re-
15 pealing paragraphs (3) and (5) and by redesignating
16 paragraph (4) as paragraph (3).

17 (2) Section 1014 of such Act (2 U.S.C. 685) is
18 amended—

19 (A) in subsection (b)(1), by striking “or
20 the reservation”; and

21 (B) in subsection (e)(1), by striking “or a
22 reservation” and by striking “or each such res-
23 ervation”.

24 (3) Section 1015(a) of such Act (2 U.S.C. 686)
25 is amended by striking “is to establish a reserve or”,

1 by striking “the establishment of such a reserve or”,
2 and by striking “reserve or” each other place it ap-
3 pears.

4 (4) Section 1017 of such Act (2 U.S.C. 687) is
5 amended—

6 (A) in subsection (a), by striking “rescis-
7 sion bill introduced with respect to a special
8 message or”;

9 (B) in subsection (b)(1), by striking “re-
10 scission bill or”, by striking “bill or” the second
11 place it appears, by striking “rescission bill with
12 respect to the same special message or”, and by
13 striking “, and the case may be,”;

14 (C) in subsection (b)(2), by striking “bill
15 or” each place it appears;

16 (D) in subsection (c), by striking “rescis-
17 sion” each place it appears and by striking “bill
18 or” each place it appears;

19 (E) in subsection (d)(1), by striking “re-
20 scission bill or” and by striking “, and all
21 amendments thereto (in the case of a rescission
22 bill)”;

23 (F) in subsection (d)(2)—

24 (i) by striking the first sentence;

1 (ii) by amending the second sentence
2 to read as follows: “Debate on any debat-
3 able motion or appeal in connection with
4 an impoundment resolution shall be limited
5 to 1 hour, to be equally divided between,
6 and controlled by, the mover and the man-
7 ager of the resolution, except that in the
8 event that the manager of the resolution is
9 in favor of any such motion or appeal, the
10 time in opposition thereto shall be con-
11 trolled by the minority leader or his des-
12 ignee.”;

13 (iii) by striking the third sentence;
14 and

15 (iv) in the fourth sentence, by striking
16 “rescission bill or” and by striking
17 “amendment, debatable motion,” and by
18 inserting “debatable motion”;

19 (G) in paragraph (d)(3), by striking the
20 second and third sentences; and

21 (H) by striking paragraphs (4), (5), (6),
22 and (7) of paragraph (d).

23 (d) CLERICAL AMENDMENTS.—The item relating to
24 section 1012 in the table of sections for subpart B of title

1 X of the Congressional Budget and Impoundment Control
2 Act of 1974 is amended to read as follows:

“Sec. 1012. Expedited consideration of certain proposed rescissions.”.

3 **TITLE IV—TREATMENT OF**
4 **EMERGENCY SPENDING**

5 **SEC. 400. SHORT TITLE.**

6 This title may be cited as the “Emergency Appropria-
7 tions Integrity Act of 1994”.

8 **SEC. 401. TREATMENT OF EMERGENCY SPENDING.**

9 (a) EMERGENCY APPROPRIATIONS.—Section
10 251(b)(2)(D)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985 is amended by adding at the
12 end the following new sentence: “However, OMB shall not
13 adjust any discretionary spending limit under this clause
14 for any statute that designates appropriations as emer-
15 gency requirements if that statute contains an appropria-
16 tion for any other matter, event, or occurrence, but that
17 statute may contain rescissions of budget authority.”.

18 (b) EMERGENCY LEGISLATION.—Section 252(e) of
19 the Balanced Budget and Emergency Deficit Control Act
20 of 1985 is amended by adding at the end the following
21 new sentence: “However, OMB shall not designate any
22 such amounts of new budget authority, outlays, or receipts
23 as emergency requirements in the report required under
24 subsection (d) if that statute contains any other provisions

1 that are not so designated, but that statute may contain
2 provisions that reduce direct spending.”.

3 (c) NEW POINT OF ORDER.—Title IV of the Congres-
4 sional Budget Act of 1974 is amended by adding at the
5 end the following new section:

6 “POINT OF ORDER REGARDING EMERGENCIES

7 “SEC. 408. It shall not be in order in the House of
8 Representatives or the Senate to consider any bill or joint
9 resolution, or amendment thereto or conference report
10 thereon, containing an emergency designation for purposes
11 of section 251(b)(2)(D) or 252(e) of the Balanced Budget
12 and Emergency Deficit Control Act of 1985 if it also pro-
13 vides an appropriation or direct spending for any other
14 item or contains any other matter, but that bill or joint
15 resolution, amendment, or conference report may contain
16 rescissions of budget authority or reductions of direct
17 spending, or that amendment may reduce amounts for
18 that emergency.”.

19 (d) CONFORMING AMENDMENT.—The table of con-
20 tents set forth in section 1(b) of the Congressional Budget
21 and Impoundment Control Act of 1974 is amended by in-
22 serting after the item relating to section 313 the following
23 new item:

“Sec. 408. Point of order regarding emergencies.”.



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