

112TH CONGRESS
1ST SESSION

H. R. 3662

To amend the Balanced Budget and Emergency Deficit Control Act of 1985 to modify the discretionary spending limits to take into account savings resulting from the reduction in the number of Federal employees.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 14, 2011

Mr. McKEON (for himself, Mr. RUNYAN, Mr. AKIN, Mr. THORNBERRY, Mrs. HARTZLER, Mr. SHUSTER, Mr. AUSTIN SCOTT of Georgia, Mr. ROONEY, Mr. ROGERS of Alabama, Mr. TURNER of Ohio, Mr. PLATTS, Mr. BROOKS, Mr. HUNTER, Mr. WEST, Mr. CONAWAY, Mr. FLEMING, Mr. MILLER of Florida, Mr. LAMBORN, Mr. KLINE, Mr. RIGELL, Mr. WILSON of South Carolina, Mr. YOUNG of Florida, Mr. LOBIONDO, Mr. FRANKS of Arizona, Mr. PALAZZO, and Mrs. BLACKBURN) introduced the following bill; which was referred to the Committee on Oversight and Government Reform, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Balanced Budget and Emergency Deficit Control Act of 1985 to modify the discretionary spending limits to take into account savings resulting from the reduction in the number of Federal employees.

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 “Down Payment to Pro-
3 tect National Security Act of 2011”.

4 **SEC. 2. REDUCTION IN THE NUMBER OF FEDERAL EMPLOY-**
5 **EES.**

6 (a) DEFINITION.—In this section, the term “agency”
7 means an executive agency as defined under section 105
8 of title 5, United States Code.

9 (b) DETERMINATION OF NUMBER OF EMPLOYEES.—
10 Not later than 60 days after the date of enactment of this
11 Act, the Director of the Office of Management and Budget
12 shall determine the number of full-time employees em-
13 ployed in each agency. The head of each agency shall co-
14 operate with the Director of the Office of Management
15 and Budget in making the determinations.

16 (c) REPLACEMENT HIRE RATE.—

17 (1) IN GENERAL.—During the period described
18 under paragraph (2), the head of each agency may
19 hire no more than 1 employee in that agency for
20 every 3 employees who leave employment in that
21 agency.

22 (2) PERIOD OF REPLACEMENT HIRE RATE.—
23 Paragraph (1) shall apply to each agency during the
24 period beginning 60 days after the date of enact-
25 ment of this Act through the date on which the Di-
26 rector of the Office of Management and Budget

1 makes a determination that the number of full-time
2 employees employed in that agency is 10 percent less
3 than the number of full-time employees employed in
4 that agency determined under subsection (a).

5 (d) WAIVERS.—This section may be waived upon a
6 determination by the President that—

7 (1) the existence of a state of war or other na-
8 tional security concern so requires; or

9 (2) the existence of an extraordinary emergency
10 threatening life, health, public safety, property, or
11 the environment so requires.

12 **SEC. 3. REDUCTION OF DISCRETIONARY SPENDING LIMITS**
13 **TO ACHIEVE SAVINGS FROM FEDERAL EM-**
14 **PLOYEE PROVISIONS.**

15 Section 251(c) of the Balanced Budget and Emer-
16 gency Deficit Control Act of 1985 is amended to read as
17 follows:

18 “(c) DISCRETIONARY SPENDING LIMIT.—As used in
19 this part, the term ‘discretionary spending limit’ means—

20 “(1) with respect to fiscal year 2012—

21 “(A) for the security category,
22 \$684,000,000,000 in new budget authority; and

23 “(B) for the nonsecurity category,
24 \$359,000,000,000 in new budget authority;

25 “(2) with respect to fiscal year 2013—

1 “(A) for the security category,
2 \$686,000,000,000 in new budget authority; and

3 “(B) for the nonsecurity category,
4 \$361,000,000,000 in new budget authority;

5 “(3) with respect to fiscal year 2014, for the
6 discretionary category, \$1,051,000,000,000 in new
7 budget authority;

8 “(4) with respect to fiscal year 2015, for the
9 discretionary category, \$1,070,000,000,000 in new
10 budget authority;

11 “(5) with respect to fiscal year 2016, for the
12 discretionary category, \$1,091,000,000,000 in new
13 budget authority;

14 “(6) with respect to fiscal year 2017, for the
15 discretionary category, \$1,115,000,000,000 in new
16 budget authority;

17 “(7) with respect to fiscal year 2018, for the
18 discretionary category, \$1,141,000,000,000 in new
19 budget authority;

20 “(8) with respect to fiscal year 2019, for the
21 discretionary category, \$1,166,000,000,000 in new
22 budget authority;

23 “(9) with respect to fiscal year 2020, for the
24 discretionary category, \$1,192,000,000,000 in new
25 budget authority; and

1 “(10) with respect to fiscal year 2021, for the
2 discretionary category, \$1,217,000,000,000 in new
3 budget authority;
4 as adjusted in strict conformance with subsection (b).”.

5 **SEC. 4. REDUCTION OF REVISED DISCRETIONARY SPEND-**
6 **ING LIMITS TO ACHIEVE SAVINGS FROM FED-**
7 **ERAL EMPLOYEE PROVISIONS.**

8 Paragraph (2) of section 251A of the Balanced Budg-
9 et and Emergency Deficit Control Act of 1985 is amended
10 to read as follows:

11 “(2) REVISED DISCRETIONARY SPENDING LIM-
12 ITS.—The discretionary spending limits for fiscal
13 years 2013 through 2021 under section 251(c) shall
14 be replaced with the following:

15 “(A) For fiscal year 2013—

16 “(i) for the security category,
17 \$546,000,000,000 in budget authority; and

18 “(ii) for the nonsecurity category,
19 \$501,000,000,000 in budget authority.

20 “(B) For fiscal year 2014—

21 “(i) for the security category,
22 \$551,000,000,000 in budget authority; and

23 “(ii) for the nonsecurity category,
24 \$500,000,000,000 in budget authority.

25 “(C) For fiscal year 2015—

1 “(i) for the security category,
2 \$560,000,000,000 in budget authority; and

3 “(ii) for the nonsecurity category,
4 \$510,000,000,000 in budget authority.

5 “(D) For fiscal year 2016—

6 “(i) for the security category,
7 \$571,000,000,000 in budget authority; and

8 “(ii) for the nonsecurity category,
9 \$520,000,000,000 in budget authority.

10 “(E) For fiscal year 2017—

11 “(i) for the security category,
12 \$584,000,000,000 in budget authority; and

13 “(ii) for the nonsecurity category,
14 \$531,000,000,000 in budget authority.

15 “(F) For fiscal year 2018—

16 “(i) for the security category,
17 \$598,000,000,000 in budget authority; and

18 “(ii) for the nonsecurity category,
19 \$543,000,000,000 in budget authority.

20 “(G) For fiscal year 2019—

21 “(i) for the security category,
22 \$610,000,000,000 in budget authority; and

23 “(ii) for the nonsecurity category,
24 \$556,000,000,000 in budget authority.

25 “(H) For fiscal year 2020—

1 “(i) for the security category,
2 \$624,000,000,000 in budget authority; and

3 “(ii) for the nonsecurity category,
4 \$568,000,000,000 in budget authority.

5 “(I) For fiscal year 2021—

6 “(i) for the security category,
7 \$638,000,000,000 in budget authority; and

8 “(ii) for the nonsecurity category,
9 \$579,000,000,000 in budget authority.”.

10 **SEC. 5. CALCULATION OF TOTAL DEFICIT REDUCTION.**

11 Section 251A of the Balanced Budget and Emer-
12 gency Deficit Control Act of 1985 is amended—

13 (1) in paragraph (3)(A), by striking
14 “\$1,200,000,000,000” and inserting
15 “\$1,073,000,000,000”;

16 (2) in paragraph (4), by striking “On January
17 2, 2013, for fiscal year 2013, and in” and inserting
18 “In”;

19 (3) in paragraphs (5) and (6), by striking
20 “2013” each place it appears and inserting “2014”;
21 and

22 (4) in paragraph (7), by striking subparagraph
23 (A) and by striking “(B) FISCAL YEARS 2014-2021.—
24 ”, moving the remaining text 2 ems to the left, and

- 1 redesignating clauses (i) and (ii) as subparagraphs
- 2 (A) and (B), respectively.

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