

103^D CONGRESS
2^D SESSION

H. R. 4434

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 HOUSE OF REPRESENTATIVES

MAY 17, 1994

Mr. STENHOLM (for himself, Mr. PENNY, and Mr. KASICH) introduced the following bill; which was referred jointly to the Committees on Government Operations and Rules

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,*

3 **SECTION 1. SHORT TITLE.**

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

1 **TITLE I—ELIMINATION OF**
2 **BASELINE BUDGETING**

3 **SEC. 101. THE BASELINE.**

4 Except for purposes of adjusting the discretionary
5 spending limits set forth in section 601(a)(2) of the Con-
6 gressional Budget Act of 1974, section 257(c) of the Bal-
7 anced Budget and Emergency Deficit Control Act of 1985
8 is amended—

9 (1) in the second sentence of paragraph (1), by
10 striking “sequentially and cumulatively” and by
11 striking “for inflation as specified in paragraph
12 (5),”; and

13 (2) and by redesignating paragraph (6) as
14 paragraph (5).

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

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

18 “(5) except as provided in subsection (b) of this
19 section, estimated expenditures and appropriations
20 for the current year and estimated expenditures and
21 proposed appropriations the President decides are
22 necessary to support the Government in the fiscal
23 year for which the budget is submitted and the 4 fis-
24 cal years following that year;”.

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

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

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

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

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

17 “(30) a comparison of levels of estimated ex-
18 penditures and proposed appropriations for each
19 function and subfunction in the current fiscal year
20 and the fiscal year for which the budget is submit-
21 ted, along with the proposed increase or decrease of
22 spending in percentage terms for each function and
23 subfunction.”.

24 (f) Section 1109(a) of title 31, United States Code,
25 is amended by adding after the first sentence the following

1 new sentence: “These estimates shall not include an ad-
2 justment for inflation for programs and activities subject
3 to discretionary appropriations.”.

4 **SEC. 103. CONGRESSIONAL BUDGET.**

5 Section 301(e) of the Congressional Budget Act of
6 1974 is amended by—

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

16 (2) striking paragraph (8) and redesignating
17 paragraphs (9) and (10) as paragraphs (10) and
18 (11), respectively, and by inserting after paragraph
19 (7) the following new paragraphs:

20 “(8) a comparison of levels for the current fis-
21 cal year with proposed spending and revenue levels
22 for the subsequent fiscal years along with the pro-
23 posed increase or decrease of spending in percentage
24 terms for each function and subfunction; and

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

8 **SEC. 104. CONGRESSIONAL BUDGET OFFICE REPORT TO**
9 **COMMITTEES.**

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

24 (b) Section 202(f)(1) of the Congressional Budget
25 Act of 1974 is amended by inserting after the first sen-

1 tence the following new sentence: “That report shall also
2 include a table on sources of spending growth under cur-
3 rent law in total mandatory spending for the budget year
4 and the ensuing 4 fiscal years, which shall include changes
5 in outlays attributable to the following: cost-of-living ad-
6 justments; changes in the number of program recipients;
7 increases in medical care prices, utilization and intensity
8 of medical care; and residual factors.”.

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

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

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

21 (2) by striking “and” at the end of subpara-
22 graph (C), by striking the period and inserting “;
23 and” at the end of subparagraph (D), and by adding
24 at the end the following new subparagraph:

1 “(E) comparing the levels in existing pro-
2 grams in such measure to the estimated levels
3 for the current fiscal year.”

4 **TITLE II—CHANGES IN DISCRE-**
5 **TIONARY SPENDING LIMITS**

6 **SEC. 201. DOWNWARD ADJUSTMENTS OF DISCRETIONARY**
7 **SPENDING LIMITS.**

8 (a) DOWNWARD ADJUSTMENTS.—The discretionary
9 spending limit for new budget authority for any fiscal year
10 set forth in section 601(a)(2) of the Congressional Budget
11 Act of 1974, as adjusted in strict conformance with sec-
12 tion 251 of the Balanced Budget and Emergency Deficit
13 Control Act of 1985, shall be reduced by the amount in
14 the Deficit Reduction Account set forth in each appropria-
15 tion bill (or changed in the case of a rescission bill pursu-
16 ant to section 1012 of the Congressional Budget Act of
17 1974), as calculated by the Director of the Office of Man-
18 agement and Budget. The adjusted discretionary spending
19 limit for outlays for that fiscal year and each outyear as
20 set forth in such section 601(a)(2) shall be reduced as a
21 result of the reduction of such budget authority, as cal-
22 culated by the Director of the Office of Management and
23 Budget based upon programmatic and other assumptions
24 set forth in the joint explanatory statement of managers
25 accompanying the conference report on that bill. Reduc-

1 tions (if any) shall occur on the day that each such appro-
2 priation bill is enacted into law. For purposes of the Bal-
3 anced Budget and Emergency Deficit Control Act of 1985
4 and the Congressional Budget Act of 1974, amounts in
5 Deficit Reduction Accounts shall only be used to make the
6 adjustments specified in this subsection.

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

11 **SEC. 202. DEFICIT REDUCTION ACCOUNTS IN APPROPRIA-**
12 **TION MEASURES AND IN RESCISSION BILLS.**

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

16 “DEFICIT REDUCTION ACCOUNTS IN APPROPRIATION
17 BILLS AND RESCISSION BILLS

18 “SEC. 314. (a) Any appropriation bill or rescission
19 bill that is being marked up by the Committee on Appro-
20 priations (or a subcommittee thereof) of either House shall
21 contain a line item entitled ‘Deficit Reduction Account’.

22 “(b) Whenever the Committee on Appropriations of
23 either House reports an appropriation bill, that bill shall
24 contain a line item entitled ‘Deficit Reduction Account’
25 comprised of the following:

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

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

18 “(3) Only in the case of any bill making supple-
19 mental appropriations following enactment of all
20 general appropriation bills for the same fiscal year,
21 an amount not to exceed the amount by which the
22 section 602(a) allocation of new budget authority ex-
23 ceeds the sum of all new budget authority provided
24 by appropriation bills enacted for that fiscal year

1 plus that supplemental appropriation bill (as re-
2 ported by that committee).

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

17 “(2) Whenever any amendment referred to in para-
18 graph (1) is agreed to increasing the amount contained
19 in the Deficit Reduction Account, then the line item enti-
20 tled ‘Deficit Reduction Account’ shall be increased by that
21 amount.

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

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

17 “(2) During consideration of such an amendment to
18 an appropriation bill in the House of Representatives, if
19 the original motion offered by the floor manager proposed
20 to place an amount in the Deficit Reduction Account that
21 is less than the lower of the level in the House or Senate
22 bill, then pending such original motion and before debate
23 thereon, a motion to insist on disagreement to the amend-
24 ment proposed by the Senate shall be preferential to any
25 other motion to dispose of that amendment. Such a pref-

1 preferential motion shall be separately debatable for one hour
2 equally divided between its opponents and the proponents
3 of the original motion. The previous question shall be con-
4 sidered as ordered on such a preferential motion to its
5 adoption without an intervening motion.

6 “(3) The committee report accompanying any appro-
7 priation bill or rescission bill in the House of Representa-
8 tives or Senate and the joint statement of the managers
9 accompanying the conference report on that bill shall set
10 forth—

11 “(A) for any general appropriation bill, the
12 amount of new budget authority and outlays derived
13 from the difference between the section 602(b) allo-
14 cations and the appropriation bills;

15 “(B) for any appropriation bill (except a gen-
16 eral appropriation bill) but only if all 13 general ap-
17 propriation bills have been enacted for that fiscal
18 year, the amount of new budget authority and out-
19 lays to be derived from the difference between the
20 section 602(a) allocations and the sum of appropria-
21 tion bills for the current year and that bill; and

22 “(C) for any amendment described in sub-
23 section (c)(1) changing the amount in a Deficit Re-
24 duction Account, the program, project, or account
25 assumptions;

1 for amounts in the Deficit Reduction Account.

2 “(e) As used in this section—

3 “(1) the term ‘appropriation bill’ means any
4 general or special appropriation bill, and any bill or
5 joint resolution making supplemental, deficiency, or
6 continuing appropriations; and

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

10 (b) CONFORMING AMENDMENT.—The table of con-
11 tents set forth in section 1(b) of the Congressional Budget
12 and Impoundment Control Act of 1974 is amended by in-
13 serting after the item relating to section 313 the following
14 new item:

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

15 **TITLE III—EXPEDITED RESCIS-**
16 **SIONS AND TARGETED TAX**
17 **BENEFITS**

18 **SEC. 301. EXPEDITED CONSIDERATION OF CERTAIN PRO-**
19 **POSED RESCISSIONS AND TARGETED TAX**
20 **BENEFITS.**

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

1 “EXPEDITED CONSIDERATION OF CERTAIN PROPOSED
2 RESCISSIONS

3 “SEC. 1012. (a) PROPOSED RESCISSION OF BUDGET
4 AUTHORITY OR REPEAL OF TARGETED TAX BENEFITS.—
5 The President may propose, at the time and in the manner
6 provided in subsection (b), the rescission of any budget
7 authority provided in an appropriation Act or repeal of
8 any targeted tax benefit provided in any revenue Act.
9 Funds made available for obligation under this procedure
10 may not be proposed for rescission again under this sec-
11 tion.

12 “(b) TRANSMITTAL OF SPECIAL MESSAGE.—

13 “(1) The President may transmit to Congress a
14 special message proposing to rescind amounts of
15 budget authority or to repeal any targeted tax bene-
16 fit and include with that special message a draft bill
17 that, if enacted, would only rescind that budget au-
18 thority or repeal that targeted tax benefit. That bill
19 shall clearly identify the amount of budget authority
20 that is proposed to be rescinded for each program,
21 project, or activity to which that budget authority
22 relates or the targeted tax benefit proposed to be re-
23 pealed, as the case may be. It shall include a Deficit
24 Reduction Account. The President may place in the
25 Deficit Reduction Account an amount not to exceed

1 the total rescissions in that bill. A targeted tax bene-
2 fit may only be proposed to be repealed under this
3 section during the 10-calendar-day period (excluding
4 Saturdays, Sundays, and legal holidays) commencing
5 on the day after the date of enactment of the provi-
6 sion proposed to be repealed.

7 “(2) In the case of an appropriation Act that
8 includes accounts within the jurisdiction of more
9 than one subcommittee of the Committee on Appro-
10 priations, the President in proposing to rescind
11 budget authority under this section shall send a sep-
12 arate special message and accompanying draft bill
13 for accounts within the jurisdiction of each such sub-
14 committee.

15 “(3) Each special message shall specify, with
16 respect to the budget authority proposed to be re-
17 scinded, the following:

18 “(A) The amount of budget authority
19 which he proposes to be rescinded.

20 “(B) Any account, department, or estab-
21 lishment of the Government to which such
22 budget authority is available for obligation, and
23 the specific project or governmental functions
24 involved.

1 “(C) The reasons why the budget authority
2 should be rescinded.

3 “(D) To the maximum extent practicable,
4 the estimated fiscal, economic, and budgetary
5 effect (including the effect on outlays in each
6 fiscal year) of the proposed rescission.

7 “(E) All facts, circumstances, and consid-
8 erations relating to or bearing upon the pro-
9 posed rescission and the decision to effect the
10 proposed rescission, and to the maximum extent
11 practicable, the estimated effect of the proposed
12 rescission upon the objects, purposes, and pro-
13 grams for which the budget authority is pro-
14 vided.

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

19 “(c) PROCEDURES FOR EXPEDITED CONSIDER-
20 ATION.—

21 “(1)(A) Before the close of the second legisla-
22 tive day of the House of Representatives after the
23 date of receipt of a special message transmitted to
24 Congress under subsection (b), the majority leader
25 or minority leader of the House of Representatives

1 shall introduce (by request) the draft bill accom-
2 panying that special message. If the bill is not intro-
3 duced as provided in the preceding sentence, then,
4 on the third legislative day of the House of Rep-
5 resentatives after the date of receipt of that special
6 message, any Member of that House may introduce
7 the bill.

8 “(B) The bill shall be referred to the Commit-
9 tee on Appropriations or the Committee on Ways
10 and Means of the House of Representatives, as ap-
11 plicable. The committee shall report the bill without
12 substantive revision and with or without rec-
13 ommendation. The bill shall be reported not later
14 than the seventh legislative day of that House after
15 the date of receipt of that special message. If that
16 committee fails to report the bill within that period,
17 that committee shall be automatically discharged
18 from consideration of the bill, and the bill shall be
19 placed on the appropriate calendar.

20 “(C)(i) During consideration under this para-
21 graph, any Member of the House of Representatives
22 may move to strike any proposed rescission or re-
23 scissions of budget authority or any proposed repeal
24 of a targeted tax benefit, as applicable, if supported
25 by 49 other Members.

1 “(ii) It shall not be in order for a Member of
2 the House of Representatives to move to strike any
3 proposed rescission under clause (i) unless the
4 amendment reduces the appropriate Deficit Reduc-
5 tion Account (pursuant to section 314) if the pro-
6 gram, project, or account to which the proposed re-
7 scission applies was identified in the Deficit Reduc-
8 tion Account in the special message under subsection
9 (b).

10 “(D) A vote on final passage of the bill shall be
11 taken in the House of Representatives on or before
12 the close of the 10th legislative day of that House
13 after the date of the introduction of the bill in that
14 House. If the bill is passed, the Clerk of the House
15 of Representatives shall cause the bill to be en-
16 grossed, certified, and transmitted to the Senate
17 within one calendar day of the day on which the bill
18 is passed.

19 “(2)(A) A motion in the House of Representa-
20 tives to proceed to the consideration of a bill under
21 this section shall be highly privileged and not debat-
22 able. An amendment to the motion shall not be in
23 order, nor shall it be in order to move to reconsider
24 the vote by which the motion is agreed to or dis-
25 agreed to.

1 “(B) Debate in the House of Representatives
2 on a bill under this section shall not exceed 4 hours,
3 which shall be divided equally between those favoring
4 and those opposing the bill. A motion further to
5 limit debate shall not be debatable. It shall not be
6 in order to move to recommit a bill under this sec-
7 tion or to move to reconsider the vote by which the
8 bill is agreed to or disagreed to.

9 “(C) Appeals from decisions of the Chair relat-
10 ing to the application of the Rules of the House of
11 Representatives to the procedure relating to a bill
12 under this section shall be decided without debate.

13 “(D) Except to the extent specifically provided
14 in the preceding provisions of this subsection, con-
15 sideration of a bill under this section shall be gov-
16 erned by the Rules of the House of Representatives.

17 “(3)(A) A bill transmitted to the Senate pursu-
18 ant to paragraph (1)(D) shall be referred to its
19 Committee on Appropriations or Committee on Fi-
20 nance, as applicable. That committee shall report
21 the bill without substantive revision and with or
22 without recommendation. The bill shall be reported
23 not later than the seventh legislative day of the Sen-
24 ate after it receives the bill. A committee failing to
25 report the bill within such period shall be automati-

1 cally discharged from consideration of the bill, and
2 the bill shall be placed upon the appropriate cal-
3 endar.

4 “(B)(i) During consideration under this para-
5 graph, any Member of the Senate may move to
6 strike any proposed rescission or rescissions of budg-
7 et authority or any proposed repeal of a targeted tax
8 benefit, as applicable, if supported by 14 other Mem-
9 bers.

10 “(ii) It shall not be in order for a Member of
11 the House or Senate to move to strike any proposed
12 rescission under clause (i) unless the amendment re-
13 duces the appropriate Deficit Reduction Account
14 (pursuant to section 314) if the program, project, or
15 account to which the proposed rescission applies was
16 identified in the Deficit Reduction Account in the
17 special message under subsection (b).

18 “(4)(A) A motion in the Senate to proceed to
19 the consideration of a bill under this section shall be
20 privileged and not debatable. An amendment to the
21 motion shall not be in order, nor shall it be in order
22 to move to reconsider the vote by which the motion
23 is agreed to or disagreed to.

24 “(B) Debate in the Senate on a bill under this
25 section, and all debatable motions and appeals in

1 connection therewith (including debate pursuant to
2 subparagraph (C)), shall not exceed 10 hours. The
3 time shall be equally divided between, and controlled
4 by, the majority leader and the minority leader or
5 their designees.

6 “(C) Debate in the Senate on any debatable
7 motion or appeal in connection with a bill under this
8 section shall be limited to not more than 1 hour, to
9 be equally divided between, and controlled by, the
10 mover and the manager of the bill, except that in
11 the event the manager of the bill is in favor of any
12 such motion or appeal, the time in opposition there-
13 to, shall be controlled by the minority leader or his
14 designee. Such leaders, or either of them, may, from
15 time under their control on the passage of a bill,
16 allot additional time to any Senator during the con-
17 sideration of any debatable motion or appeal.

18 “(D) A motion in the Senate to further limit
19 debate on a bill under this section is not debatable.
20 A motion to recommit a bill under this section is not
21 in order.

22 “(d) AMENDMENTS AND DIVISIONS PROHIBITED.—
23 Except as otherwise provided by this section, no amend-
24 ment to a bill considered under this section shall be in
25 order in either the House of Representatives or the Sen-

1 ate. It shall not be in order to demand a division of the
2 question in the House of Representatives (or in a Commit-
3 tee of the Whole) or in the Senate. No motion to suspend
4 the application of this subsection shall be in order in either
5 House, nor shall it be in order in either House to suspend
6 the application of this subsection by unanimous consent.

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

13 “(2) Any targeted tax benefit proposed to be repealed
14 under this section as set forth in a special message trans-
15 mitted to Congress under subsection (b) shall be deemed
16 repealed unless, during the period described in that sub-
17 section, either House rejects the bill transmitted with that
18 special message.

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

20 “(1) the term ‘appropriation Act’ means any
21 general or special appropriation Act, and any Act or
22 joint resolution making supplemental, deficiency, or
23 continuing appropriations;

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

4 “(3) The term ‘targeted tax benefit’ means any
5 provision which has the practical effect of providing
6 a benefit in the form of a differential treatment to
7 a particular taxpayer or a limited class of taxpayers,
8 whether or not such provision is limited by its terms
9 to a particular taxpayer or a class of taxpayers.
10 Such term does not include any benefit provided to
11 a class of taxpayers distinguished on the basis of
12 general demographic conditions such as income,
13 number of dependents, or marital status.”.

14 (b) EXERCISE OF RULEMAKING POWERS.—Section
15 904 of the Congressional Budget Act of 1974 (2 U.S.C.
16 621 note) is amended—

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

19 (2) in subsection (d), by striking “section
20 1017” and inserting “sections 1012 and 1017”; and

21 (c) CONFORMING AMENDMENTS.—

22 (1) Section 1011 of the Congressional Budget
23 Act of 1974 (2 U.S.C. 682(5)) is amended by re-
24 pealing paragraphs (3) and (5) and by redesignating
25 paragraph (4) as paragraph (3).

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

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

5 (B) in subsection (e)(1), by striking “or a
6 reservation” and by striking “or each such res-
7 ervation”.

8 (3) Section 1015(a) of such Act (2 U.S.C. 686)
9 is amended by striking “is to establish a reserve or”,
10 by striking “the establishment of such a reserve or”,
11 and by striking “reserve or” each other place it ap-
12 pears.

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

15 (A) in subsection (a), by striking “rescis-
16 sion bill introduced with respect to a special
17 message or”;

18 (B) in subsection (b)(1), by striking “re-
19 scission bill or”, by striking “bill or” the second
20 place it appears, by striking “rescission bill with
21 respect to the same special message or”, and by
22 striking “, and the case may be,”;

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

1 (D) in subsection (c), by striking “rescis-
2 sion” each place it appears and by striking “bill
3 or” each place it appears;

4 (E) in subsection (d)(1), by striking “re-
5 scission bill or” and by striking “, and all
6 amendments thereto (in the case of a rescission
7 bill)”;

8 (F) in subsection (d)(2)—

9 (i) by striking the first sentence;

10 (ii) by amending the second sentence
11 to read as follows: “Debate on any debat-
12 able motion or appeal in connection with
13 an impoundment resolution shall be limited
14 to 1 hour, to be equally divided between,
15 and controlled by, the mover and the man-
16 ager of the resolution, except that in the
17 event that the manager of the resolution is
18 in favor of any such motion or appeal, the
19 time in opposition thereto shall be con-
20 trolled by the minority leader or his des-
21 ignee.”;

22 (iii) by striking the third sentence;

23 and

24 (iv) in the fourth sentence, by striking
25 “rescission bill or” and by striking

1 “amendment, debatable motion,” and by
2 inserting “debatable motion”;

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

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

7 (d) CLERICAL AMENDMENTS.—The item relating to
8 section 1012 in the table of sections for subpart B of title
9 X of the Congressional Budget and Impoundment Control
10 Act of 1974 is amended to read as follows:

“Sec. 1012. Expedited consideration of certain proposed rescissions and targeted tax benefits.”.

11 **TITLE IV—TREATMENT OF**
12 **EMERGENCY SPENDING**

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

14 (a) EMERGENCY APPROPRIATIONS.—Section
15 251(b)(2)(D)(i) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985 is amended—

17 (1) by inserting “(which statute contains no
18 other appropriation for any other matter, including
19 another emergency)” after “statute”; and

20 (2) by adding at the end the following new sen-
21 tence: “However, OMB shall not adjust any discre-
22 tionary spending limit under this clause for any stat-
23 ute that designates appropriations as emergency re-
24 quirements if that statute contains an appropriation

1 for any other matter, event, or occurrence, including
2 another emergency, but that statute may contain
3 other offsetting provisions that reduce spending or
4 nonemergency appropriations for the designated
5 emergency.”.

6 (b) EMERGENCY LEGISLATION.—Section 252(e) of
7 the Balanced Budget and Emergency Deficit Control Act
8 of 1985 is amended—

9 (1) in its first sentence by inserting “(which
10 statute contains no other appropriation for any other
11 matter, including another emergency)” after “stat-
12 ute”; and

13 (2) by adding at the end the following new sen-
14 tence: “However, OMB shall not designate any such
15 amounts of new budget authority, outlays, or re-
16 cepts as emergency requirements in the report re-
17 quired under subsection (d) if that statute contains
18 any other matter, event, or occurrence, including an-
19 other emergency, but that statute may contain other
20 offsetting provisions that reduce spending or non-
21 emergency appropriations for the designated emer-
22 gency.”.

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

1 “POINT OF ORDER REGARDING EMERGENCIES

2 “SEC. 408. It shall not be in order in the House of
3 Representatives or the Senate to consider any bill or joint
4 resolution containing an emergency designation for pur-
5 poses of section 251(b)(2)(D) or 252(e) of the Balanced
6 Budget and Emergency Deficit Control Act of 1985 if it
7 also provides an appropriation for any other item (includ-
8 ing another emergency) or contains any other matter (in-
9 cluding another emergency).”.

10 (d) CONFORMING AMENDMENT.—The table of con-
11 tents set forth in section 1(b) of the Congressional Budget
12 and Impoundment Control Act of 1974 is amended by in-
13 serting after the item relating to section 313 the following
14 new item:

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

○

HR 4434 IH——2