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OMB FINAL SEQUESTRATION REPORT TO THE PRESIDENT AND CONGRESS FOR FISCAL YEAR 1999

COMMUNICATION

FROM

THE DIRECTOR, THE OFFICE OF MANAGEMENT AND BUDGET

TRANSMITTING

OMB'S FINAL SEQUESTRATION REPORT TO THE PRESIDENT AND CONGRESS FOR FISCAL YEAR 1999, PURSUANT TO PUB. L. 101–508, SEC. 13101(a) (104 STAT. 1388–587)

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EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

December 10, 1998

Honorable Newt Gingrich
Speaker of the House of Representatives
Washington, DC 20515

Dear Mr. Speaker:

Enclosed please find the *OMB Final Sequestration Report to the President and Congress for fiscal year 1999,* as required by the Budget Enforcement Act of 1990, as amended.

The report provides current estimates of the status of discretionary spending and the discretionary limits. It also provides the status of pay-as-you-go legislation based upon reports transmitted to date and a summary of pay-as-you-go reports for enacted legislation affecting direct spending and receipts anticipated to be transmitted subsequent to this sequester report. Comparisons with the estimates provided by the Director of the Congressional Budget Office in her report are also included.

Based on the estimates contained in this report, neither discretionary nor pay-as-you-go sequesters are required.

Sincerely,

Jacob J. Lew
Director

Enclosure

Identical Letters Sent to The President of the United States
and The Honorable Albert Gore

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TABLE OF CONTENTS

	Page
Transmittal Letter	
I. Overview	1
II. Discretionary Sequestration Report	3
III. Pay-As-You-Go Sequestration Report	15

GENERAL NOTES

1. All years referred to are fiscal years unless otherwise noted.
2. Details in the tables and text may not add to totals due to rounding.

I. OVERVIEW

The Budget Enforcement Act of 1990 (BEA of 1990) was enacted as part of the Omnibus Budget Reconciliation Act of 1990. The BEA of 1990 established, through fiscal year 1995, annual limits, or "caps," on discretionary spending, and a pay-as-you-go requirement that legislation affecting direct spending or receipts not increase the deficit. An across-the-board reduction of non-exempt spending, known as "sequestration," enforces compliance with these constraints. The Budget Enforcement Act of 1997 (BEA of 1997), which was enacted as part of the Balanced Budget Act of 1997 (BBA of 1997), extended, through 2002, BEA requirements for discretionary spending and pay-as-you-go legislation.

The BEA requires that OMB issue reports 1) seven working days after enactment of individual bills, and 2) three times a year on the overall status of discretionary and pay-as-you-go legislation. The end-of-session report, which OMB is required to issue after Congress adjourns sine die, determines whether or not a sequester is required. This report, which covers legislation enacted in the second session of the 105th Congress, indicates that no sequester is required for either mandatory or discretionary programs.

II. DISCRETIONARY SEQUESTRATION REPORT

Discretionary programs are funded annually through the appropriations process. The scorekeeping guidelines accompanying the Budget Enforcement Act of 1990, as amended by the Omnibus Budget and Reconciliation Act of 1993 (OBRA) and the Budget Enforcement Act of 1997, identify accounts with discretionary resources. The BEA of 1997, as modified by the Transportation Equity Act for the 21st Century (TEA–21) limits budget authority and outlays available for discretionary programs each year through 2002. For 1999, there are five separate categories of discretionary spending: defense, non-defense (excluding violent crime reduction spending), violent crime reduction spending, and highway and mass transit outlays.

For 2000, the law divides discretionary spending into four categories: violent crime reduction spending, highway outlays, mass transit outlays, and all other discretionary spending. For 2001 and 2002, the violent crime reduction category is eliminated. OMB monitors compliance with the discretionary spending limits throughout the fiscal year. Appropriations that cause a breach in the budget authority or outlay caps trigger a sequester to eliminate that breach. The law, however, does not require that Congress appropriate the full amount available under the discretionary limits. Table 1 summarizes changes to the caps since 1990.

Table 1. HISTORICAL SUMMARY OF CHANGES TO DISCRETIONARY SPENDING LIMITS

(In billions of dollars)

		1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002
TOTAL DISCRETIONARY													
Statutory Caps as set in OBRA 1990 and OBRA 1993	BA	491.7	503.4	511.5	510.8	517.7	519.1	528.1	530.6	N/A	N/A	N/A	N/A
	OL	514.4	524.9	534.0	534.8	540.8	547.3	547.3	547.9	N/A	N/A	N/A	N/A
Adjustments for changes in concepts and definitions	BA	.....	7.7	8.2	8.2	8.8	−0.6	−0.4	3.1	N/A	N/A	N/A	N/A
	OL	.....	1.0	2.4	2.3	3.0	−0.5	−2.6	−2.8	N/A	N/A	N/A	N/A
Adjustments for changes in inflation	BA	.....	−0.5	−5.1	−9.5	−11.8	3.0	2.6	0.0	N/A	N/A	N/A	N/A
	OL	.....	−0.3	−2.5	−5.8	−8.8	1.8	2.3	0.9	N/A	N/A	N/A	N/A
Adjustments for credit reestimates, IRS funding, debt forgiveness, IMF, and CDRs	BA	0.2	0.2	13.0	0.6	0.7	0.1	0.2	0.1	N/A	N/A	N/A	N/A
	OL	0.3	0.3	0.8	0.8	0.9	0.1	0.3	0.1	N/A	N/A	N/A	N/A
Adjustments for emergency requirements	BA	0.9	8.3	4.6	12.2	7.7	5.1	1.6	.....	N/A	N/A	N/A	N/A
	OL	1.1	1.8	5.4	9.0	10.1	6.4	5.4	1.7	N/A	N/A	N/A	N/A
Adjustment pursuant to Sec. 2003 of P.L. 104–19 [1]	BA	.....	.....	.....	.....	−15.0	−0.1	−0.1	.....	N/A	N/A	N/A	N/A
	OL	.....	.....	.....	.....	−1.1	−3.5	−2.4	−1.5	N/A	N/A	N/A	N/A
Adjustments for special allowances: Discretionary new budget authority	BA	.....	3.5	2.9	2.9	2.9	.....	.....	.....	N/A	N/A	N/A	N/A
	OL	.....	1.4	2.2	2.6	2.7	1.1	0.5	0.1	N/A	N/A	N/A	N/A
Outlay allowance	BA	.....	.....	.....	.....	.....	.....	.....	.....	N/A	N/A	N/A	N/A
	OL	2.6	1.7	0.5	1.0	.....	.....	.....	.....	N/A	N/A	N/A	N/A
Subtotal, adjustments excluding Desert Shield/Desert Storm	BA	1.1	19.2	23.6	14.3	−6.7	7.5	4.0	3.1	N/A	N/A	N/A	N/A
	OL	3.9	5.9	8.8	10.0	6.8	5.5	3.7	−1.5	N/A	N/A	N/A	N/A
Adjustments for Operation Desert Shield/Desert Storm	BA	44.2	14.0	0.6	*	*	.....	.....	.....	N/A	N/A	N/A	N/A
	OL	33.3	14.9	7.6	2.8	1.1	.....	.....	.....	N/A	N/A	N/A	N/A
Total adjustments	BA	45.4	33.2	24.2	14.3	−6.7	7.5	4.0	3.1	N/A	N/A	N/A	N/A
	OL	37.2	20.8	16.4	12.8	7.8	5.5	3.7	−1.5	N/A	N/A	N/A	N/A
Spending limits as of 2/6/97 [2]	BA	537.1	536.6	535.7	525.1	511.0	526.7	532.0	533.8	N/A	N/A	N/A	N/A
	OL	551.6	545.7	550.4	547.6	548.6	552.7	551.0	546.4	N/A	N/A	N/A	N/A
Adjustment to reach discretionary spending limits included in the 1997 Balanced Budget Act	BA	N/A	N/A	N/A	N/A	N/A	N/A	N/A	−6.9	N/A	N/A	N/A	N/A
	OL	N/A	N/A	N/A	N/A	N/A	N/A	N/A	6.9	N/A	N/A	N/A	N/A
Statutory Caps as set in 1997 Balanced Budget Act	BA	N/A	N/A	N/A	N/A	N/A	N/A	N/A	526.9	533.0	537.2	542.0	551.1
	OL	N/A	N/A	N/A	N/A	N/A	N/A	N/A	553.3	559.3	564.3	564.4	560.8
Adjustments for changes in concepts and definitions	BA	N/A	N/A	N/A	N/A	N/A	N/A	N/A	.....	−0.2	−0.2	−0.2	−0.2
	OL	N/A	N/A	N/A	N/A	N/A	N/A	N/A	.....	−0.3	−0.4	−0.5	−0.5
Adjustments for emergency requirements	BA	N/A	N/A	N/A	N/A	N/A	N/A	7.7	5.7	14.2	0.1	.....	.....
	OL	N/A	N/A	N/A	N/A	N/A	N/A	2.7	5.2	14.3	3.7	1.3	0.3
Adjustments for CDRs, Arrearages, EITC, IMF	BA	N/A	N/A	N/A	N/A	N/A	N/A	.....	0.9	19.4	.....	.....	.....
	OL	N/A	N/A	N/A	N/A	N/A	N/A	.....	0.5	1.1	0.2	0.1	0.2
Adjustments for special allowances:. Outlay adjustment	BA	N/A	N/A	N/A	N/A	N/A	N/A	.....	.....	.....	.....	.....	.....
	OL	N/A	N/A	N/A	N/A	N/A	N/A	.....	1.2	.....	.....	.....	.....
TEA–21 Adjustment (Net) [4]	BA	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	−0.9	−0.9	−0.9	−0.9
	OL	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	1.1	3.2	5.1	6.0

Table 1. HISTORICAL SUMMARY OF CHANGES TO DISCRETIONARY SPENDING LIMITS—Continued

(In billions of dollars)

		1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002
Update Report spending limits[3]	BA	537.1	536.6	535.7	525.1	511.0	526.7	539.7	533.5	565.5	536.2	541.0	550.0
	OL	551.6	545.7	550.4	547.6	548.6	552.7	553.7	560.2	575.6	570.9	570.4	566.8

* Less than $50 million.

[1] P.L. 104-19, Emergency Supplemental Appropriations for Additional Disaster Assistance, for Anti-Terrorism Initiatives, for Assistance in the Recovery from the Tragedy that Occurred at Oklahoma City, and Rescissions Act, 1995, was signed into law on July 27, 1995. Section 2003 of that bill directed the Director of OMB to make a downward adjustment in the discretionary spending limits for 1995–1998 by the aggregate estimate by the amount of reductions in new budget authority and outlays for discretionary programs resulting from the provisions of the bill, other than emergencies appropriations.

[2] Reflects combined General Purpose Discretionary and Violent Crime Reduction Discretionary spending limits.

[3] Reflects combined Defense Discretionary, Non-Defense Discretionary (Excluding Crime), Violent Crime Reduction, Highway Category, and Mass Transit Category spending limits.

[4] Sec. 8101(a) of P.L. 105–178, the Transportation Equity Act for the 21st Century (TEA–21), which was signed by the President on June 6, 1998, established two new discretionary spending categories: Highway and Mass Transit. Sec. 8101(b) of TEA–21 provided for an offsetting adjustment in the existing discretionary spending limits.

Adjustments to discretionary limits.—Section 251(b)(2) authorizes certain adjustments after the enactment of appropriations. Table 2 includes those adjustments that can be made now due to legislation enacted to date. The section 251(b)(2) adjustments include:

- *Emergency Appropriations.*—Funding for amounts that the President designates as "emergency requirements" and that Congress so designates in law. Since the President submitted the 1999 budget in February, Congress has enacted emergency supplemental appropriations that the President requested to replenish the Department of Defense accounts in connection with U.S. peacekeeping efforts in Bosnia and Southwest Asia, and to assure that the Department can maintain maximum readiness of the troops. Emergency funds were also provided in response to the President's request for funding for emergency expenses arising from the consequences of the bombing of U.S. embassy facilities in Nairobi, Kenya and Dar es Salaam, Tanzania, as well as for emergency requirements necessary to strengthen U.S. security, anti-terrorism, and counter-terrorism efforts.

Other examples of emergency funding made available include funding for the Department of Health and Human Services to support needs arising from extremely hot weather conditions, and to help to address HIV/AIDS prevention and treatment in minority communities; for various agencies to support anti-drug activities and drug interdiction; for agency preparation for the Year 2000 computer conversion; and for the Agriculture Department to help address the crisis gripping our Nation's farm community.

Table 2. DISCRETIONARY SPENDING LIMITS

(In millions of dollars)

		1998	1999	2000	2001	2002
NON-DEFENSE DISCRETIONARY SPENDING, EXCLUDING VIOLENT CRIME REDUCTION SPENDING						
Update Report Non-Defense Discretionary Spending Limits (Excluding Violent Crime Reduction)	**BA**	**256,090**	**254,591**	**N/A**	**N/A**	**N/A**
	OL	**286,302**	**264,952**	**N/A**	**N/A**	**N/A**
Adjustments for the End-of Session Report:						
Emergency Appropriations Enacted in P.L. 105–277, the FY 1999 Omnibus and Supplemental Appropriations Act	BA	.....	1,825	N/A	N/A	N/A
	OL	.....	792	N/A	N/A	N/A
Contingent Emergency Appropriations Released	BA	58	8,282	N/A	N/A	N/A
	OL	23	7,270	N/A	N/A	N/A
EITC Tax Compliance Initiative (Treasury/General Government Act)	BA	.....	143	N/A	N/A	N/A
	OL	.....	143	N/A	N/A	N/A
Continuing Disability Reviews (CDRs) (Labor/HHS/Education Act)	BA	.....	355	N/A	N/A	N/A
	OL	.....	327	N/A	N/A	N/A
MDB Arrearage Payments (Foreign Operations Act)	BA	.....	539	N/A	N/A	N/A
	OL	.....	39	N/A	N/A	N/A
UN Arrearage Payments (Commerce/Justice/State Act)	BA	.....	475	N/A	N/A	N/A
	OL	.....	475	N/A	N/A	N/A
IMF: Increase in the U.S. Quota (Foreign Operations Act)	BA	.....	14,500	N/A	N/A	N/A
	OL	.....	.....	N/A	N/A	N/A
IMF: New Arrangements to Borrow (NAB) (Foreign Operations Act)	BA	.....	3,361	N/A	N/A	N/A
	OL	.....	.....	N/A	N/A	N/A
Adoption Incentive Payments (Labor/HHS/Education Act)	BA	.....	20	N/A	N/A	N/A
	OL	.....	2	N/A	N/A	N/A
Subtotal, Adjustments for the End-of-Session Report	**BA**	**58**	**29,499**	**N/A**	**N/A**	**N/A**
	OL	**23**	**9,047**	**N/A**	**N/A**	**N/A**
End-of-Session Report Spending Limits	**BA**	**256,148**	**284,090**	**N/A**	**N/A**	**N/A**
	OL	**286,325**	**273,999**	**N/A**	**N/A**	**N/A**

Table 2. DISCRETIONARY SPENDING LIMITS—Continued

(In millions of dollars)

		1998	1999	2000	2001	2002
DEFENSE DISCRETIONARY SPENDING						
Update Report Defense Discretionary Spending Limits	BA	271,832	271,570	N/A	N/A	N/A
	OL	269,079	267,210	N/A	N/A	N/A
Adjustments for the End-of-Session Report:						
Emergency Appropriations Enacted in P.L. 105–277, the FY 1999 Omnibus and Supplemental Appropriations Act	BA	.....	2,084	N/A	N/A	N/A
	OL	.....	1,537	N/A	N/A	N/A
Contingent Emergency Appropriations Released	BA	.....	1,997	N/A	N/A	N/A
	OL	.....	1,460	N/A	N/A	N/A
End-of-Session Report Defense Discretionary Spending Limits	BA	271,832	275,651	N/A	N/A	N/A
	OL	269,079	270,206	N/A	N/A	N/A
VIOLENT CRIME REDUCTION SPENDING						
Update Report Violent Crime Reduction Spending Limits	BA	5,500	5,800	4,500	N/A	N/A
	OL	4,833	4,953	5,554	N/A	N/A
Adjustments for the End-of-Session Report:						
No Adjustments	BA	.....	.....	.....	N/A	N/A
	OL	.....	.....	.....	N/A	N/A
End-of-Session Violent Crime Reduction Spending Limit	BA	5,500	5,800	4,500	N/A	N/A
	OL	4,833	4,953	5,554	N/A	N/A
HIGHWAY CATEGORY						
Update Report Highway Category Spending Limits	BA	N/A	.....	.....	.....	.....
	OL	N/A	21,977	24,472	26,226	26,990
Adjustments for the End-Of-Session Report:						
Contingent Emergency Appropriations Released	BA	N/A	.....	.....	.....	.....
	OL	N/A	14	6	4	2
End-of-Session Report Highway Category Spending Limit	BA	N/A	.....	.....	.....	.....
	OL	N/A	21,991	24,478	26,230	26,992
MASS TRANSIT CATEGORY						
Update Report Mass Transit Category Spending Limits	BA	N/A	.....	.....	.....	.....
	OL	N/A	4,401	4,761	5,190	5,709
Adjustments for the End-Of-Session Report:						
No adjustments	BA	N/A	.....	.....	.....	.....
	OL	N/A	.....	.....	.....	.....
End-of-Session Report Mass Transit Category Spending Limits	BA	N/A	.....	.....	.....	.....
	OL	N/A	4,401	4,761	5,190	5,709
OTHER DISCRETIONARY SPENDING						
Update Report Other Discretionary Spending Limits	BA	N/A	N/A	531,626	540,951	549,981
	OL	N/A	N/A	533,975	538,132	533,697
Adjustments for the End-of-Session Report:						
Emergency Appropriations Enacted in P.L. 105-277, the FY 1999 Omnibus Appropriations and Supplemental Act and Contingent Emergency Appropriations Released	BA	N/A	N/A	68	.....	.....
	OL	N/A	N/A	2,000	759	291
EITC Tax Compliance Initiative	BA	N/A	N/A	.....	.....	.....
	OL	N/A	N/A	.....	.....	.....
Continuing Disability Reviews (CDRs)	BA	N/A	N/A	.....	.....	.....
	OL	N/A	N/A	28	.....	.....
MDB Arrearage Payments (Foreign Operations Act)	BA	N/A	N/A	.....	.....	.....
	OL	N/A	N/A	56	75	93
UN Arrearage Payments (Commerce/Justice/State Act)	BA	N/A	N/A	.....	.....	.....
	OL	N/A	N/A	.....	.....	.....
Adoption Incentive Payments	BA	N/A	N/A	.....	.....	.....
	OL	N/A	N/A	13	5	.....
Subtotal, Adjustments	BA	N/A	N/A	68	.....	.....
	OL	N/A	N/A	2,097	839	384

Table 2. DISCRETIONARY SPENDING LIMITS—Continued
(In millions of dollars)

		1998	1999	2000	2001	2002
End-of Session Sequestration Report Limits	BA	N/A	N/A	531,694	540,951	549,981
	OL	N/A	N/A	536,073	538,970	534,081
TOTAL DISCRETIONARY SPENDING						
Preview Report Total Discretionary Spending Limits	BA	528,006	532,820	536,985	541,810	550,840
	OL	557,643	560,885	564,683	564,073	560,346
Update Report Total Discretionary Spending Limits	BA	533,422	531,961	536,126	540,951	549,981
	OL	560,214	563,493	568,762	569,548	566,396
End-of-Session Total Discretionary Spending Limits	BA	533,480	565,541	536,194	540,951	549,981
	OL	560,237	575,550	570,866	570,390	566,782

- *Continuing Disability Reviews.*—Funding for additional continuing disability reviews (CDRs) under the heading, "Limitation on Administrative Expenses" for the Social Security Administration. The law limits adjustments to the budget authority and outlay estimates authorized in P.L. 105–33, the Balanced Budget Act of 1997. CDRs are conducted to verify that recipients of Social Security disability insurance benefits and Supplemental Security Income benefits for persons with disabilities are still disabled. $355 million was provided for CDRs in the 1999 Labor, Health and Human Services, Education, and Related Agencies Appropriations bill.
- *Allowance for International Monetary Fund (IMF).*—Funding for an increase in the United States quota as part of the IMF Eleventh General Review of Quotas. This allowance also covers any increase in the maximum amount available to the Secretary of the Treasury pursuant to section 17 of the Bretton Woods Agreement Act, which provides for loans to the IMF for emergency purposes under an international agreement, the New Arrangements to Borrow (NAB). A total of $17,861 million in budget authority was provided for the IMF in the 1999 Foreign Operations appropriations bill—$3,361 million for NAB and $14,500 million for the increase in the U.S. quota.
- *Allowance for International Arrearages funding.*—Funding for arrearages for international organizations, international peacekeeping, and multilateral development banks. The amount of the cap adjustment is limited to $1,884 million for 1998 through 2000 in P.L. 105–33. A total of $1,014 million was provided for international arrearage payments in the 1999 appropriations bills.
- *Earned Income Tax Credit (EITC) Compliance Initiative.*—Funding for EITC compliance initiatives, including the detection and enforcement of EITC eligibility in order to reduce the number of erroneous EITC claims. Adjustments are limited to the budget authority and outlay estimates authorized in P.L. 105–33. $143 million was provided for EITC compliance in the 1999 Treasury and General Government Appropriations bill.
- *Adoption Incentive Payments.*—The Adoption and Safe Families Act of 1997 authorizes bonus payments to States that increase the number of adoptions from the foster care system. It provides for a discretionary cap adjustment for appropriations up to $20 million annually in each of the years 1999 through 2003. It is assumed that the cost of adoption bonuses will be offset by reductions in mandatory foster care costs. The $20 million requested was included in the 1999 appropriations bill.

Status of 1998 discretionary appropriations.—Table 3 summarizes the status of enacted 1998 discretionary appropriations, relative to the discretionary caps. Enacted budget authority and outlays are within the discretionary caps.

Table 3. SUMMARY OF 1998 DISCRETIONARY APPROPRIATIONS

(In millions of dollars)

	BA	Outlays
Non-Defense Discretionary Spending, Excluding Violent Crime Reduction Spending		
Adjusted discretionary spending limits	256,148	286,325
Total enacted	252,259	285,560
Spending over/under (–) limits	–3,889	–765
Violent Crime Reduction Spending		
Adjusted discretionary spending limits	5,500	4,833
Total enacted	5,500	4,833
Spending over/under (–) limits	.....	.....
Defense Discretionary Spending		
Adjusted discretionary spending limits	271,832	269,079
Total enacted	271,753	264,449
Spending over/under (–) limits	–79	–4,630
Total Discretionary Spending—All Categories		
Adjusted discretionary spending limits	533,480	560,237
Total enacted	529,512	554,842
Spending over/under (–) limits	–3,968	–5,395

Status of 1999 discretionary appropriations.—Table 4 summarizes OMB scoring of the 1999 appropriations bills.

Table 4. STATUS OF 1999 APPROPRIATIONS ACTION

(In millions of dollars)

	BA	Outlays
DEFENSE DISCRETIONARY		
Commerce, Justice, State and the Judiciary	386	359
Defense	250,349	243,776
Energy and Water Development	12,019	11,761
Military Construction	8,444	9,066
Transportation	300	300
Veterans Affairs, HUD, Independent Agencies	131	126
Other Funding	–65	–49 [1]
Emergency Appropriations Enacted/Released Since February Budget	4,081	3,572

Table 4. STATUS OF 1999 APPROPRIATIONS ACTION—Continued

(In millions of dollars)

	BA	Outlays	
Total, Defense Discretionary	275,645	268,911	
End-of-Session Defense Discretionary Limits	275,651	270,207	
CONGRESSIONAL ACTION OVER/UNDER(–) LIMITS	–6	–1,296	
NON-DEFENSE DISCRETIONARY, EXCLUDING VIOLENT CRIME REDUCTION			
Agriculture and Rural Development	13,737	13,941	
Commerce, Justice, State and the Judiciary	27,337	26,883	2
Defense	27	27	
District of Columbia	495	483	
Energy and Water Development	8,621	8,701	
Foreign Operations:			
Bill Total (Excluding Funding Listed Below)	13,368	12,587	3
IMF: Increase in the U.S. Quota	14,500	.....	
IMF: New Arrangements to Borrow (NAB)	3,361	.....	
Interior and Related Agencies	13,963	14,261	
Labor, HHS, and Education	83,032	80,852	4
Legislative	2,349	2,372	
Transportation and Related Agencies	11,641	13,302	
Treasury, Postal Service, and General Gov't	13,310	12,633	5
Veterans Affairs, HUD, Independent Agencies	69,941	79,412	
Other Funding	746	328	1
Emergency Appropriations Enacted/Released Since February Budget	10,106	8,860	
Total, Non-Defense Discretionary, EXCLUDING Mandatory Offsets	286,734	274,642	
Mandatory Offsets Included in P.L. 105–277	–2,806	–2,414	
Total, Non-Defense Discretionary, INCLUDING Mandatory Offsets	283,928	272,228	
End-of-Session Non-Defense Discretionary Limits	284,090	273,999	
CONGRESSIONAL ACTION OVER/UNDER(–) LIMITS	–162	–1,771	
VIOLENT CRIME REDUCTION			
Commerce, Justice, State and the Judiciary	5,509	4,684	
Labor, HHS, and Education	156	138	
Treasury, Postal Service, and General Gov't	132	124	
Total, Violent Crime Reduction	5,797	4,946	
End-of-Session Violent Crime Reduction Limits	5,800	4,953	
CONGRESSIONAL ACTION OVER/UNDER(–) LIMITS	–3	–7	

Table 4. STATUS OF 1999 APPROPRIATIONS ACTION—Continued

(In millions of dollars)

	BA	Outlays
HIGHWAY CATEGORY		
Transportation and Related Agencies	.....	21,462
Emergency Appropriations Enacted/Released Since February Budget	.....	106
Total, Highway Category	.....	21,568
End-of-Session Highway Category Limits	.....	21,991
CONGRESSIONAL ACTION OVER/UNDER(–) LIMITS	.....	–423
MASS TRANSIT CATEGORY		
Transportation and Related Agencies	1,113	3,942
Total, Mass Transit Category	1,113	3,942
End-of-Session Mass Transit Category Limits	.....	4,401
CONGRESSIONAL ACTION OVER/UNDER(–) LIMITS	.....	–459

NOTE: For BEA enforcement purposes, budget authority provided in the newly established Transit category is not counted against BEA spending limits.

NOTES:

[1] Additional funding provided in Division B of P.L. 105–277, the FY 1999 Omnibus and Supplemental Appropriations Act.

[2] Estimates include $475 million in BA and outlays for the funding provided for international arrearage payments.

[3] Estimates include $539 million in BA and $37 million outlays for funding provided for international arrearage payments.

[4] Estimates include: $355 million in BA and $327 million in outlays provided for funding for Continuing Disability Reviews (CDRs) and $20 million in BA and $2 million in outlays for adoption incentive payments.

[5] Estimates include $143 million in BA and outlays for the Earned Income Tax Credit Initiative (EITC).

Comparison of OMB and CBO discretionary limits.—Section 254(d)(5) of the BEA requires that this report explain the differences between OMB and CBO estimates for discretionary spending limits. Table 5 compares OMB and CBO limits for 1998 through 2002. CBO uses the discretionary limits from OMB's sequestration update report as a starting point for adjustments in its end-of-session sequestration report.

CBO did not include the following contingent emergency releases in the derivation of its 1998 caps: $50 million for the Low-Income Home Emergency Assistance program (LIHEAP) that was released on August 14, 1998, and $50 million in contingent emergency appropriations that were made available on September 22, 1998 for LIHEAP ($10 million), the Federal Emergency Management Agency ($5 million) and the Federal Highway Administration ($35 million).

Table 5. COMPARISON OF OMB AND CBO DISCRETIONARY SPENDING LIMITS

(In millions of dollars)

	1998	1999	2000	2001	2002
Non-Defense Discretionary, Excluding Violent Crime Reduction					
CBO End-of-Session Report limits:					
BA	256,048	287,107	N/A	N/A	N/A
OL	286,265	274,377	N/A	N/A	N/A
OMB End-of-Session Report limits:					
BA	256,148	284,090	N/A	N/A	N/A
OL	286,325	273,999	N/A	N/A	N/A
Difference:					
BA	100	−3,017	N/A	N/A	N/A
OL	60	−378	N/A	N/A	N/A
Defense Discretionary					
CBO End-of-Session Report limits:					
BA	271,832	279,891	N/A	N/A	N/A
OL	269,079	271,978	N/A	N/A	N/A
OMB End-of-Session Report limits:					
BA	271,832	275,651	N/A	N/A	N/A
OL	269,079	270,206	N/A	N/A	N/A
Difference:					
BA	.....	−4,240	N/A	N/A	N/A
OL	.....	−1,770	N/A	N/A	N/A
Violent Crime Reduction					
CBO End-of-Session Report limits:					
BA	5,500	5,800	4,500	N/A	N/A
OL	4,833	4,953	5,554	N/A	N/A
OMB End-of-Session Report limits:					
BA	5,500	5,800	4,500	N/A	N/A
OL	4,833	4,953	5,554	N/A	N/A
Difference:					
BA	.....	.....	.....	N/A	N/A
OL	.....	.....	.....	N/A	N/A
Highways					
CBO End-of-Session Report limits:					
BA	N/A	.....	.....	.....	.....
OL	N/A	21,977	24,472	26,226	26,990
OMB End-of-Session Report limits:					
BA	N/A	.....	.....	.....	.....
OL	N/A	21,991	24,478	26,230	26,992
Difference:					
BA	N/A	.....	.....	.....	.....
OL	N/A	14	6	4	2
Mass Transit					
CBO End-of-Session Report limits:					
BA	N/A	.....	.....	.....	.....
OL	N/A	4,401	4,761	5,190	5,709
OMB End-of-Session Report limits:					
BA	N/A	.....	.....	.....	.....
OL	N/A	4,401	4,761	5,190	5,709
Difference:					
BA	N/A	.....	.....	.....	.....
OL	N/A	.....	.....	.....	.....

Table 5. COMPARISON OF OMB AND CBO DISCRETIONARY SPENDING LIMITS—Continued

(In millions of dollars)

	1998	1999	2000	2001	2002
Discretionary, Excluding Categorical Limits					
CBO End-of-Session Report limits:					
BA	N/A	N/A	531,626	540,951	549,981
OL	N/A	N/A	538,731	539,894	534,762
OMB End-of-Session Report limits:					
BA	N/A	N/A	531,694	540,951	549,981
OL	N/A	N/A	536,073	538,970	534,081
Difference:					
BA	N/A	N/A	68	.....	.....
OL	N/A	N/A	−2,659	−923	−681
Total Discretionary Spending Limits					
CBO End-of-Session Report limits:					
BA	533,380	572,798	536,126	540,951	549,981
OL	560,177	577,686	573,518	571,310	567,461
OMB End-of-Session Report limits:					
BA	533,480	565,541	536,194	540,951	549,981
OL	560,237	575,550	570,866	570,390	566,782
Difference:					
BA	100	−7,257	68	.....	.....
OL	60	−2,136	−2,653	−919	−679

On October 21, 1998, the President signed the FY 1999 Omnibus Consolidated and Emergency Supplemental Appropriations Act (P.L. 105–277) into law. It provided over $21 billion in emergency appropriations. Approximately $8.3 billion of the funding was for defense-related activities, and the remainder for non-defense discretionary activities, including $5.9 billion for agriculture-related disasters. The bill contained both emergency appropriations that required no further action by the President and contingent emergency appropriations that would not become available until the President designated them as emergency funding.

OMB and CBO have different estimates of budget authority for emergency funding enacted since February. For budget authority in 1999, the difference reflects the fact that CBO scores budget authority for contingent emergency appropriations in the fiscal year in which it is appropriated; OMB, by contrast, scores budget authority only for those contingent appropriations officially released by the President and designated by the President as emergency requirements. For example, of the $8.3 billion provided for defense, approximately $4.1 billion has been made available to date.

In addition, the 1999 Labor, Health and Human Services, Education and Related Agencies Appropriations portion of the omnibus bill includes a $300 million contingent emergency appropriation for the Low-Income Home Energy Assistance Program (LIHEAP) and the 1999 Interior and Related Agencies Appropriations portion of the omnibus bill includes a $102 million contingent emergency appropriation for wildland firefighting. CBO includes this funding in its adjustment; OMB will adjust the caps upward when these contingent funds are released.

Discretionary Outlays Flowing from Obligations Assumed in TEA-21.—Section 8103 of TEA–21 specified obligation limitations for both the highway and mass transit categories of discretionary spending. Section 251(b)(1)(D)(I) of the BEA requires CBO and OMB to present a current estimate of the outlays for each category that would flow from those obligation limitations in their final sequestration reports for 1999. Differences in technical assumptions result in higher CBO outlays compared to OMB outlays. Table 6 displays these estimates.

Mandatory Offsets to Discretionary Spending.—Under scorekeeping rule #3 of

the Budget Enforcement Act, mandatory and receipts provisions enacted in appropriations bills are scored as discretionary. The 1999 Omnibus Consolidated and Emergency Supplemental Appropriations Act contained such provisions, including a provision increasing receipts, that offset discretionary budget authority. Pursuant to scorekeeping rule #3, these receipts and other savings have been recorded as negative budget authority in the amount of $2.8 billion. After recording these offsets, OMB estimates, as indicated in Table 4, that the limits in the nondefense discretionary spending category were not exceeded. Spending in all other categories was also within the limits for those categories. Thus, no discretionary sequester is indicated for FY 1999.

Table 6. ESTIMATES OF DISCRETIONARY OUTLAYS FLOWING FROM OBLIGATIONS ASSUMED IN THE TRANSPORTATION EQUITY ACT FOR THE 21ST CENTURY

(Outlays, in millions of dollars)

	1998	1999	2000	2001	2002	2003
CBO ESTIMATES:						
Highway Category	19,955	21,910	24,445	26,207	26,978	27,729
Mass Transit Category	4,396	4,405	4,757	5,162	5,652	6,184
Total	24,351	26,315	29,202	31,369	32,630	33,913
OMB ESTIMATES:						
Highway Category	19,666	21,598	23,902	25,412	26,308	27,019
Mass Transit Category	4,150	3,943	4,509	4,938	5,587	6,108
Total	23,816	25,541	28,411	30,350	31,895	33,127
OMB LESS CBO ESTIMATES:						
Highway Category	–289	–312	–543	–795	–670	–710
Mass Transit Category	–246	–462	–248	–224	–65	–76
Total	–535	–774	–791	–1,019	–735	–786

NOTE: OMB estimates include outlays from $259 million in emergency appropriations enacted subsequent to TEA–21; CBO estimates do not.

III. PAY-AS-YOU-GO SEQUESTRATION REPORT

Pay-as-you-go enforcement covers all direct spending and receipts legislation. The BEA defines direct spending as entitlement authority, the food stamp program, and budget authority provided by law other than in appropriations acts. The following are exempt from pay-as-you-go enforcement: Social Security, the Postal Service, legislation specifically designated as an emergency requirement, and legislation fully funding the Federal Government's commitment to protect insured deposits.

The BEA requires that, in total, receipts and direct spending legislation not increase the deficit. If such legislation does increase the deficit, and if the President and Congress do not fully offset it by other legislative savings, the law requires that a sequester of non-exempt direct spending programs offset the increase.

The BEA requires that, within seven working days of the enactment of direct spending or receipts legislation, OMB submit a report to Congress that estimates the resulting change in outlays or receipts for the current year, the budget year, and the following four fiscal years. The estimates, which must rely on the economic and technical assumptions underlying the most recent President's budget, determine whether the pay-as-you-go requirement is met. The pay-as-you-go process requires that OMB maintain a "scorecard" that shows the cumulative deficit impact of such legislation.

Table 7 presents OMB estimates of pay-as-you-go legislation included in the individual bill reports. In total, these bills have saved $271 million for FY 1998 and $872 million for FY 1999. Therefore, no sequestration of direct spending programs is required for FY 1999. The pay-as-you-go legislation enacted this year but not covered in this report will be included in the Preview Report issued in conjunction with the FY 2000 budget and in next year's end of session report. The $872 million of savings for FY 1999 will, in effect, be removed from the pay-as-you-go scorecard and the 1999 impact of bills not included in this report will be combined with the totals for 2000 in determining the need for a sequester after next year's Congressional session. The table also shows the CBO estimate for each Act as it was reported in CBO's pay-as-you-go bill reports.

Comparison with CBO estimates.—The BEA requires that OMB explain differences with CBO estimates of enacted pay-as-you-go legislation. Table 7 shows the CBO estimate for each Act as it was reported in CBO's pay-as-you-go bill reports. For FY 1998 to FY 2003, OMB estimates savings of $6.2 billion, whereas CBO estimates a cost of $3.9 billion for the same period.

The largest difference, by far, is associated with the Omnibus Consolidated and Emergency Supplemental Appropriations Act, FY 1999 (P.L. 105–277). OMB estimates that this Act will result in $7.6 billion in savings for FY 1999 to FY 2003, while CBO estimates a net cost of $25 million over the same period. OMB and CBO estimates differ primarily as a result of different baseline assumptions used for estimating the tax provision that closed a loophole relating to corporate real estate investment trust (REIT) transactions. Over five years, OMB estimates receipt increases of $15 billion from this provision, while CBO estimates receipt increases of $5.6 billion for the same period. There are also scoring differences for the provision affecting benefits for Gulf War veterans. Due to different assumptions regarding veterans behavior and the processing and granting of benefit claims by the Department of Veterans Affairs, OMB estimates outlays of $502 million for FY 2001 to FY 2003, while CBO estimates outlays of $40 million over the same three years.

There are also significant differences between OMB and CBO estimates for the Internal Revenue Service Restructuring and

Reform Act of 1998 (P.L. 105–206), the Higher Education Amendments of 1998 (P.L. 105–244), and the Transportation Equity Act for the 21st Century (P.L. 105–178). OMB and CBO estimate differences for the Internal Revenue Service Restructuring and Reform Act are primarily related to the mark-to-market and Schmidt Baking provisions contained in the Act. OMB sees mark-to-market as a one-time revenue raiser, whereas CBO anticipates continuing additional receipts. OMB also assumes $0.2 billion less in savings than CBO for overruling the Schmidt Baking decision.

The difference between OMB and CBO estimates for the Higher Education Amendments is primarily due to conceptual differences related to the use of probabilistic scoring. Probabilistic scoring increases CBO's net outlays, but the difference is partially offset by baseline estimating differences, as OMB uses a higher discount rate than CBO in its baseline.

Differences in the pricing of the Transportation Equity Act resulted from differing OMB and CBO baseline assumptions for highway and related taxes. CBO included the extension of these taxes in the baseline, while OMB did not. As a result, OMB scores savings from extension of these provisions and CBO does not. More detail on these differences, as well as smaller differences in other bills, is available in the separate reports issued subsequent to enactment of each bill.

Table 7. DEFICIT IMPACT OF PAY-AS-YOU-GO LEGISLATION

(In millions of dollars)

Report Number	Act Number	Act Title	1998	1999	2000	2001	2002	2003	1998–2003
Pay-as-you-go balances in FY 1999 Preview Report:									
		OMB estimate	–153	11	16	14	10	9	–93
		CBO estimate	–156	68	95	96	22	–68	57
Legislation enacted in 2nd session—105th Congress:									
440	P.L. 105–171	George Washington National Forest/Jefferson National Forest Land Conveyance Act:.							
	H.R. 3226	OMB estimate	0	–1	–1	0	0	0	–2
		CBO estimate	0	–1	–1	0	0	0	–2
443	P.L. 105–178	Transportation Equity Act for the 21st Century (TEA–21):							
	H.R.2400	OMB estimate	–421	–306	–93	–91	–275	–362	–1,548
		CBO estimate	–440	–392	249	320	194	133	64
444	P.L. 105–180	Care for Police Survivors Act of 1998:							
	H.R. 3565	OMB estimate	1	1	1	1	1	1	6
		CBO estimate	1	1	1	1	1	1	6
446	P.L. 105–185	Agriculture Research, Extension, and Education Reform Act of 1998:							
	S. 1150	OMB estimate	0	–107	–136	–63	–45	–16	–367
		CBO estimate	0	5	24	–50	–53	–33	–107
449	P.L. 105–194	Agriculture Export Relief Act of 1998:							
	S. 2282	OMB estimate	0	0	0	0	0	0	0
		CBO estimate	7	24	11	0	0	0	42
451	P.L. 105–200	Child Support Performance and Incentive Act of 1998:							
	H.R. 3130	OMB estimate	–36	–48	–91	–121	–181	129	–348
		CBO estimate	0	–100	–55	–65	10	210	0
452	P.L. 105–206	Internal Revenue Service Restructuring and Reform Act of 1998:							
	H.R. 2676	OMB estimate	338	82	–33	543	1,018	1,234	3,182
		CBO estimate	–168	–659	–519	241	806	1,157	858
455	P.L. 105–216	Homeowners Protection Act of 1998:							
	S. 318	OMB estimate	0	0	0	0	0	0	0
		CBO estimate	2	2	0	0	0	0	4
456	P.L. 105–219	Credit Union Membership Access Act:							
	H.R. 1151	OMB estimate	OMB believes that all changes are covered by the deposit insurance exemptiom						
		CBO estimate	0	6	16	27	40	54	143
461	P.L. 105–241	Postal Employees Safety Enhancement Act:							
	S. 2112	OMB estimate	0	–*	–*	–*	–*	–*	–*
		CBO estimate	0	–1	–1	–1	–1	–1	–5
462	P.L. 105–244	Higher Education Amendments of 1998:							
	H.R. 6	OMB estimate	0	–635	349	382	343	284	723
		CBO estimate	0	–220	655	710	700	700	2,545
463	P.L. 105–248	Mammography Quality Standards Reauthorization Act of 1998:							
	H.R. 4382	OMB estimate	0	*	*	*	*	*	*

Table 7. DEFICIT IMPACT OF PAY-AS-YOU-GO LEGISLATION—Continued

(In millions of dollars)

Report Number	Act Number	Act Title	1998	1999	2000	2001	2002	2003	1998–2003
		CBO estimate	0	2	2	2	2	2	10
464	P.L. 105–256	Miscellaneous Amendments to Laws Relating to Native Americans:							
	H.R. 4068	OMB estimate	0	2	0	6	0	–8	0
		CBO estimate	0	8	0	6	0	0	14
465	P.L. 105–258	Ocean Shipping Reform Act of 1998:							
	S. 414	OMB estimate	0	1	1	1	1	1	5
		CBO estimate	0	–1	1	1	1	1	3
466	P.L. 105–262	Strom Thurmond National Defense Authorization Act for Fiscal Year 1999:							
	H.R. 3616	OMB estimate	0	–43	–78	–28	45	–30	–134
		CBO estimate	0	–17	–34	24	106	–27	54
467	P.L. 105–263	Southern Nevada Public Land Management Act of 1998:							
	H.R. 449	OMB estimate	0	–50	–20	0	3	4	–63
		CBO estimate	0	–50	–20	0	3	4	–63
468	P.L. 105–264	Travel and Transportation Reform Act of 1998:							
	H.R. 930	OMB estimate	0	0	1	3	3	3	10
		CBO estimate	0	0	1	3	3	3	10
469	P.L. 105–268	Federal Employees Health Care Protection Act of 1998:							
	H.R. 1836	OMB estimate	0	–1	–1	–1	–1	–1	–5
		CBO estimate	0	0	0	0	0	0	0
470	P.L. 105–268	Library of Congress Bicentennial Commemorative Coin Act:							
	H.R. 3790	OMB estimate	0	0	0	0	0	0	0
		CBO estimate	0	0	–6	5	0	0	–1
N.A.	P.L. 105–276	VA, HUD and Independent Agencies Appropriations Act, FY 1999:							
	H.R. 4194	OMB estimate	OMB does not believe this bill is subject to pay-as-you-go						
		CBO estimate	0	4	23	57	78	98	260
471	P.L. 105–277	Omnibus Consolidated and Emergency Supplemental Appropriations Act, FY 1999:							
	H.R. 4328	OMB estimate	0	250	–2,880	–1,506	–1,118	–2,394	–7,648
		CBO estimate	0	–80	120	–1,051	836	200	25
472	P.L. 105–279	Mt. St. Helens National Volcanic Monument Completion Act:							
	H.R. 1659	OMB estimate	0	4	0	0	0	0	4
		CBO estimate	0	4	0	0	0	0	4
473	P.L. 105–282	Rogue River National Forest, Oregon, Administrative Site Conveyance:							
	H.R. 3796	OMB estimate	0	–2	1	1	0	0	0
		CBO estimate	0	–2	1	1	0	0	0
474	P.L. 105–306	Noncitizen Benefit Clarification and Other Technical Amendments Act of 1998:							
	H.R. 4558	OMB estimate	0	–12	–17	–10	–9	–11	–59
		CBO estimate	0	–26	–18	–18	–15	–16	–93
475	P.L. 105–311	Federal Employees Life Insurance Improvement Act:							
	H.R. 2675	OMB estimate	0	–6	–6	–6	–6	–6	–30
		CBO estimate	0	–7	–11	–12	–17	–21	–68

Table 7. DEFICIT IMPACT OF PAY-AS-YOU-GO LEGISLATION—Continued

(In millions of dollars)

Report Number	Act Number	Act Title	1998	1999	2000	2001	2002	2003	1998–2003
476	P.L. 105–316	Canadian River Project Prepayment Act:							
	H.R. 3687	OMB estimate	0	–35	0	3	3	3	–26
		CBO estimate	0	–35	0	3	3	3	–26
477	P.L. 105–327	An Act to amend the Land and Water Conservation Act of 1965:							
	S. 1333	OMB estimate	0	0	0	0	*	1	1
		CBO estimate	0	0	0	0	0	1	1
478	P.L. 105–333	Alaska Native Claims Settlement Act (ANCSA) Land Bank Protection Act							
	H.R. 2000	of 1998:							
		OMB estimate	0	–5	5	5	5	5	15
		CBO estimate	0	–5	5	5	5	5	15
479	P.L. 105–336	William F. Goodling Child Nutrition Reauthorization Act of 1998:							
	H.R. 3874	OMB estimate	0	3	13	10	3	42	71
		CBO estimate	0	11	–8	–2	–2	–1	–2
480	P.L. 105–363	Weir Farm National Historic Site Establishment Act Amendment:							
	S. 1718	OMB estimate	0	5	0	0	0	0	5
		CBO estimate	0	5	0	0	0	0	5
481	P.L. 105–368	Veterans Programs Enhancement Act of 1998:							
	H.R. 4110	OMB estimate	0	11	16	16	26	26	95
		CBO estimate	0	10	5	5	5	5	30
482	P.L. 105–369	Ricky Ray Hemophilia Relief Fund Act of 1998:							
	H.R. 1023	OMB estimate	0	5	4	3	3	2	17
		CBO estimate	0	5	4	3	3	2	17
483	P.L. 105–379	Preventing the Issuance of Food Stamps to Deceased Individuals:							
	S. 1733	OMB estimate	0	1	0	–3	–3	–3	–8
		CBO estimate	0	1	3	–1	–2	–2	–1
484	P.L. 105–382	Department of State Special Agents Retirement Act of 1998:							
	H.R. 633	OMB estimate	0	0	0	0	1	1	2
		CBO estimate	0	0	1	1	1	1	4
485	P.L. 105–385	Africa: Seeds of Hope Act of 1998:							
	H.R. 4283	OMB estimate	0	0	0	0	0	0	0
		CBO estimate	0	0	17	18	20	3	58
486	P.L. 105–387	Mississippi Sioux Tribes Judgement Fund Distribution Act of 1998:							
	S. 391	OMB estimate	0	0	17	0	0	–17	0
		CBO estimate	0	0	17	0	0	0	17
NA	P.L. 105–390	Public Safety Officers Educational Assistance Act:							
	S. 1525	OMB estimate	OMB does not believe this bill is subject to pay-as-you-go						
		CBO estimate	0	1	1	1	0	0	3
487	P.L. 105–391	National Parks Omnibus Management Act of 1998:							
	S. 1693	OMB estimate	0	3	5	8	9	11	36
		CBO estimate	0	8	5	7	8	12	40

Table 7. DEFICIT IMPACT OF PAY-AS-YOU-GO LEGISLATION—Continued

(In millions of dollars)

Report Number	Act Number	Act Title	1998	1999	2000	2001	2002	2003	1998–2003
488	P.L. 105–393 S. 2364	Economic Development Administration and Appalachian Regional Development Reform Act:							
		OMB estimate	0	0	0	0	0	0	0
		CBO estimate	0	0	3	0	0	0	3
		Subtotal, legislation enacted in 2nd session—105th Congress:							
		OMB estimate	−118	−883	−2,943	−847	−174	−1,101	−6,066
		CBO estimate	−598	−1,499	492	241	2,737	2,494	3,867
		Total, balances:							
		OMB estimate	−271	−872	−2,927	−833	−164	−1,092	−6,159
		CBO estimate	−754	−1,431	587	337	2,759	2,426	3,924
Memorandum:									
CBO end of session estimate[1]			−271	−763	435	63	2,290	1,996	3,750

* Net costs or savings of $500,000 or less.

N.A. Not applicable. CBO scored this Act for pay-as-you-go purposes. OMB did not.

[1] Sum of OMB estimates through the August 1998 OMB Sequestration Update Report (through report number 455) and CBO estimates for subsequent Acts. Because OMB has the statutory responsibility for determining the need for sequestration, CBO adopts the estimates in OMB's most recent report as the starting point for its current report. These CBO estimates differ from those shown in CBO's Final Sequestration Report because they reflect changes in scoring subsequent to the release of the CBO report for two bills (Postal Employees Safety Enhancement Act (S. 2112) and Omnibus Consolidated and Emergency Supplemental Appropriations Act, FY 1999 (H.R. 1659)).

Table 8. PAY AS YOU GO LEGISLATION WITH IMPACT OF $500,000 OR LESS

Act Number	Act Title
P.L. 105–156 (H.R. 3042)	Environmental Policy and Conflict Resolution Act of 1998
P.L. 105–167 (S. 750)	Little Missouri National Grasslands Mineral Interests Exchange Act
P.L. 105–172 (S. 493)	Wireless Telephone Protection Act
P.L. 105–173 (S. 1178)	Visa Waiver Pilot Program Reauthorization Act
P.L. 105–184 (H.R. 1847)	Telemarketing Fraud Prevention Act of 1998
P.L. 105–186 (S. 1900)	U.S. Holocaust Assets Commission Act of 1998
P.L. 105–187 (H.R. 3811)	Deadbeat Parents Punishment Act of 1998
P.L. 105–195 (H.R. 960)	Land Conveyance Validation Act, Tulare County, California [1]
P.L. 105–199 (H.R. 3035)	National Drought Policy Act of 1998
P.L. 105–210 (H.R. 1779)	Mark Twain National Forest Boundary Adjustment
P.L. 105–215 (H.R. 3156)	Congressional Gold Medal for Nelson Mandela
P.L. 105–220 (H.R. 1385)	Workforce Investment Act of 1998
P.L. 105–223 (H.R. 4354)	United States Capitol Police Memorial Fund
P.L. 105–224 (H.R. 434)	Santa Fe National Forest Land Conveyance Act
P.L. 105–228 (S. 2344)	Emergency Farm Financial Relief Act
P.L. 105–242 (H.R. 1856)	National Wildlife Refuge System Volunteer and Community Partnership Enhancement Act of 1998
P.L. 105–246 (S. 1379)	Nazi War Crimes Disclosure Act [1]
P.L. 105–247 (H.R. 3096)	Federal Employees' Compensation Act Technical Correction
P.L. 105–267 (H.R. 3381)	Gallatin Land Consolidation Act of 1998
P.L. 105–269 (H.R. 4248)	Migratory Bird Hunting and Conservation Stamp Promotion Act [1]
P.L. 105–274 (H.R. 4566)	District of Columbia Courts and Justice Technical Corrections Act of 1998 [1]
P.L. 105–281 (H.R. 2886)	Granite Watershed Enhancement and Protection Act of 1998
P.L. 105–286 (H.R. 8)	Border Smog Reduction Act of 1998
P.L. 105–288 (H.R. 1021)	Miles Land Exchange Act of 1998
P.L. 105–289 (H.R. 1197)	Plant Patent Amendments Act of 1998 [2]
P.L. 105–290 (H.R. 2186)	National Historic Trails Interpretive Center, Casper, Wyoming
P.L. 105–294 (H.R. 3069)	Advisory Council on California Indian Policy Extension Act of 1998
P.L. 105–303 (H.R. 1702)	Commercial Space Act of 1998
P.L. 105–304 (H.R. 2281)	Digital Millennium Copyright Act
P.L. 105–310 (H.R. 1756)	Money Laundering and Financial Crimes Strategy Act of 1998 [1]
P.L. 105–312 (H.R. 2807)	Rhino and Tiger Product Labeling Act
P.L. 105–314 (H.R. 3494)	Child Protection and Sexual Predator Punishment Act of 1998
P.L. 105–318 (H.R. 4151)	Identity Theft and Assumption Deterrence Act of 1998
P.L. 105–319 (H.R. 4293)	Irish Peace Process Cultural and Training Program Act of 1998
P.L. 105–321 (H.R. 4326)	Oregon Public Land Transfer and Protection Act of 1998
P.L. 105–325 (S. 231)	National Cave and Karst Research Institute Act of 1998
P.L. 105–326 (S. 890)	Dutch John Federal Property Disposition and Assistance Act of 1998
P.L. 105–328 (S. 2094)	Fish and Wildlife Revenue Enhancement Act of 1998
P.L. 105–329 (S. 2106)	Arches National Park Expansion of 1998
P.L. 105–331 (H.R. 678)	Thomas Alva Edison Sesquicentennial Commemorative Coin Act
P.L. 105–334 (H.R. 2327)	Drive for Teen Employment Act
P.L. 105–335 (H.R. 3830)	Utah Schools and Lands Exchange Act of 1998
P.L. 105–338 (H.R. 4655)	Iraq Liberation Act of 1998 [1]
P.L. 105–339 (S. 1021)	Veterans Employment Opportunities Act of 1998 [1]
P.L. 105–341 (S. 2285)	Women's Progress Commemoration Act
P.L. 105–344 (S. 2413)	Woodland Lake Park Management Act [1]
P.L. 105–355 (H.R. 3910)	Automobile National Heritage Area Act of 1998
P.L. 105–360 (H.R. 4821)	To Extend into FY 1999 the Visa Processing Period for Diversity
P.L. 105–366 (S. 2375)	International Anti-Bribery and Fair Competition Act of 1998
P.L. 105–367 (S. 2500)	An Act to Protect the Sanctity of Contract and Leases Entered Into by Surface Patent Holders with Respect to Coalbed Methane Gas [1]
Pvt. L. 105–7 (H.R. 1794)	An Act for the Relief of Mai Hoa "Jasmin" Salehi [1]
Pvt. L. 105–8 (H.R. 1834)	An Act for the Relief of Mercedes Del Carmen Quiroz Martinez Cruz [1]
Pvt. L. 105–9 (H.R. 1949)	An Act for the Relief of Nuratu Olarewaju Abeke Kadiri [1]
P.L. 105–373 (H.R. 4083)	To Make Available to the Ukranian Museum and Archives the USIA Television Program "Window on America"
P.L. 105–383 (H.R. 2204)	Coast Guard Authorization Act

Table 8. PAY AS YOU GO LEGISLATION WITH IMPACT OF $500,000 OR LESS—Continued

Act Number	Act Title
P.L. 105–384 (H.R. 3461)	International Fishery Agreement Between the United States and the Republic of Poland
P.L. 105–388 (S. 417)	Energy Conservation Reauthorization Act of 1998 [1]
P.L. 105–389 (S. 1397)	Centennial of Flight Commemoration Act

[1] CBO scored this Act for pay-as-you-go purposes. OMB did not.
[2] OMB scored this Act for pay-as-you-go purposes. CBO did not.