

Union Calendar No. 417

112TH CONGRESS
2D SESSION

H. R. 5872

[Report No. 112-577]

To require the President to provide a report detailing the sequester required by the Budget Control Act of 2011 on January 2, 2013.

IN THE HOUSE OF REPRESENTATIVES

MAY 31, 2012

Mr. HENSARLING (for himself, Mr. RYAN of Wisconsin, Mr. CHAFFETZ, Mr. SMITH of Texas, Mr. YOUNG of Indiana, Mr. CRAVAACK, Mr. HUIZENGA of Michigan, Mr. RIGELL, Mrs. BLACK, Mr. AKIN, Mr. QUAYLE, Mr. PRICE of Georgia, Mr. MILLER of Florida, Mr. COLE, Mr. WALSH of Illinois, Mr. CALVERT, Mrs. ADAMS, Mr. LANKFORD, Mr. MCKEON, Mr. FARENTHOLD, Mr. WEST, Mr. ROSS of Florida, Mr. KING of Iowa, Mr. LOBIONDO, Mr. TURNER of Ohio, Mr. THORNBERRY, Mr. OLSON, Mr. CANSECO, Mr. LATTA, Mrs. HARTZLER, Mrs. MYRICK, Mr. BRADY of Texas, Mr. ROKITA, Mr. CASSIDY, Mr. CONAWAY, Mr. RIBBLE, Mr. FRANKS of Arizona, Mr. WILSON of South Carolina, Mr. BROOKS, and Mr. GRIFFIN of Arkansas) introduced the following bill; which was referred to the Committee on the Budget

JULY 2, 2012

Additional sponsors: Mr. SCHILLING, Mr. HARRIS, Mr. COFFMAN of Colorado, Mrs. ROBY, Mr. LAMBORN, Mr. NUNNELEE, Mr. KLINE, Mr. SHUSTER, Mr. WOODALL, Mrs. MILLER of Michigan, Mr. HANNA, Mr. SAM JOHNSON of Texas, Mr. MCCLINTOCK, Mr. WALBERG, Mr. WESTMORELAND, Mr. FORBES, and Mr. SCALISE

JULY 2, 2012

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To require the President to provide a report detailing the sequester required by the Budget Control Act of 2011 on January 2, 2013.

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 “Sequestration Trans-

5 parency Act of 2012”.

6 **SEC. 2. SEQUESTER PREVIEW.**

7 (a) ~~IN GENERAL.~~—On July 9, 2012, the President

8 shall submit to Congress a detailed report on the seques-

9 tration required to be ordered by paragraphs (7)(A) and

10 (8) of section 251A of the Balanced Budget and Emer-

11 gency Deficit Control Act of 1985 (2 U.S.C. 901a) for

12 fiscal year 2013 on January 2, 2013.

13 (b) ~~CONTENTS OF REPORT.~~—The report required by

14 subsection (a) shall include—

15 (1) for discretionary appropriations—

16 (A) an estimate for each category of the

17 sequestration percentages and amounts nec-

18 essary to achieve the required reduction; and

19 (B)(i) for accounts that are funded pursu-

20 ant to an enacted regular appropriation bill for

21 fiscal year 2013, an identification of each ac-

22 count to be sequestered and estimates of the

23 level of sequestrable budgetary resources and

24 resulting outlay reductions at the program,

1 project, and activity level based upon the en-
2 acted level of appropriations; and

3 (ii) for accounts that have not been funded
4 pursuant to an enacted regular appropriation
5 bill for fiscal year 2013, an identification of
6 each account to be sequestered and estimates of
7 the level of sequestrable budgetary resources
8 and resulting outlay reductions at the program,
9 project, and activity level based upon the level
10 of appropriations that would be available under
11 a current rate continuing resolution;

12 ~~(2) for direct spending—~~

13 ~~(A) an estimate for the defense and non-~~
14 ~~defense functions based on current law of the~~
15 ~~sequestration percentages and amount nec-~~
16 ~~essary to achieve the required reduction;~~

17 ~~(B) an identification of the reductions re-~~
18 ~~quired for each nonexempt direct spending ac-~~
19 ~~count at the program, project, and activity~~
20 ~~level; and~~

21 ~~(C) an identification of exempt direct~~
22 ~~spending accounts at the program, project, and~~
23 ~~activity level; and~~

1 ~~(3)~~ any other data and explanations that en-
2 hance public understanding of the sequester and ac-
3 tions to be taken under it.

4 **SECTION 1. SHORT TITLE.**

5 *This Act may be cited as the “Sequestration Trans-*
6 *parency Act of 2012”.*

7 **SEC. 2. SEQUESTER PREVIEW.**

8 *(a) IN GENERAL.—Not later than 30 days after the*
9 *date of enactment of this Act, the President shall submit*
10 *to Congress a detailed report on the sequestration required*
11 *to be ordered by paragraphs (7)(A) and (8) of section 251A*
12 *of the Balanced Budget and Emergency Deficit Control Act*
13 *of 1985 (2 U.S.C. 901a) for fiscal year 2013 on January*
14 *2, 2013.*

15 *(b) CONTENTS OF REPORT.—The report required by*
16 *subsection (a) shall include—*

17 *(1) for discretionary appropriations—*

18 *(A) an estimate for each category of the se-*
19 *questration percentages and amounts necessary*
20 *to achieve the required reduction; and*

21 *(B)(i) for accounts that are funded pursu-*
22 *ant to an enacted regular appropriation bill for*
23 *fiscal year 2013, an identification of each ac-*
24 *count to be sequestered and estimates of the level*
25 *of sequestrable budgetary resources and resulting*

1 *reductions at the program, project, and activity*
2 *level based upon the enacted level of appropria-*
3 *tions; and*

4 *(ii) for accounts that have not been funded*
5 *pursuant to an enacted regular appropriation*
6 *bill for fiscal year 2013, an identification of each*
7 *account to be sequestered and estimates pursuant*
8 *to a continuing resolution at a rate of operations*
9 *as provided in the applicable appropriation Act*
10 *for fiscal year 2012 of the level of sequestrable*
11 *budgetary resources and resulting reductions at*
12 *the program, project, and activity level;*

13 *(2) for direct spending—*

14 *(A) an estimate for the defense and non-*
15 *defense functions based on current law of the se-*
16 *questration percentages and amount necessary to*
17 *achieve the required reduction; and*

18 *(B) an identification of the reductions re-*
19 *quired for each nonexempt direct spending ac-*
20 *count at the program, project, and activity level;*

21 *(3) an identification of all exempt discretionary*
22 *accounts and of all exempt direct spending accounts;*
23 *and*

1 (4) *any other data and explanations that en-*
2 *hance public understanding of the sequester and ac-*
3 *tions to be taken under it.*

4 (c) *AGENCY ASSISTANCE.—(1) Upon the request of the*
5 *Director of the Office of Management and Budget (in assist-*
6 *ing the President in the preparation of the report under*
7 *subsection (a)), the head of each agency, after consultation*
8 *with the chairs and ranking members of the Committees on*
9 *Appropriations of the House of Representatives and the*
10 *Senate, shall promptly provide to the Director information*
11 *at the program, project, and activity level necessary for the*
12 *Director to prepare the report under subsection (a).*

13 (2) *As used in this subsection, the term “agency”*
14 *means any executive agency as defined in section 105 of*
15 *title 5, United States Code.*

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