

ADVANCE APPROPRIATIONS

An advance appropriation is one made to become available one year or more beyond the year for which the appropriations act is passed. Advance appropriations in 2008 appropriations acts will become available for programs in 2009 or beyond. Since these appropriations are not available until after 2008, the amounts will not be included in 2008 budget totals, but will be reflected in the totals for the year for which they are requested.

The Congressional Budget Act of 1974 (31 U.S.C. 1105(a)(17)) requires inclusion in the budget of “information on estimates of appropriations for the fiscal year following the fiscal year for which the budget is submitted for grants, contracts, and other payments under each program for which there is an authorization of appropriations for that following fiscal year when the appropriations are authorized to be included in an appropriation law for the fiscal year before the fiscal year in which the appropriation is to be available for obligation.” In fulfillment of this requirement, the accompanying table lists those accounts that have either received discretionary or mandatory advance appropriations since 2006 or will request, in 2008, advance appropriations for 2009 and beyond and cites the applicable authorizing statute.

The enacted Continuing Resolution for 2007 (P.L. 109–289, Division B, as amended) does not explicitly address advance appropriations for 2008. If a full year continuing resolution is enacted, this Budget, as illustrated by the accompanying table, assumes that specific legislative anomaly language will be included to make 2008 advance appropriations available. In general, the Budget also assumes that the 2008 level that would be enacted in the legislative anomaly is consistent with the 2008 advance appropriations that were requested in the 2007 Budget. However, for the Department of Education’s Career, Technical, and Adult Education and Special Education accounts, the 2008 level that would be enacted in the legislative anomaly is consistent with the 2007 advance appropriation enacted in the 2006 Department of Education Appropriations Act (P.L. 109–149). This is in order to ensure comparability with annual funding provided under the enacted Continuing Resolution for 2007.

Advance Appropriations by Agency in the 2008 Budget

(Budget authority in millions of dollars)

Agency/Program	Pre-Rescission Levels 2006	2007	2008 Request	2009 Preliminary
Discretionary One-year Advances:				
Department of Education (20 U.S.C. 1223 and 29 U.S.C. 703):				
Education for the Disadvantaged	7,383	7,383	7,383	7,383
Special Education	5,413	5,424	5,424	6,215
Career, Technical, and Adult Education	791	791	791	.....
School Improvement Programs	1,435	1,435	1,435	1,435
Department of Energy:				
Elk Hills School Lands Fund	36	.....	.....	.....
Department of Health and Human Services:				
Children and Families Services Programs (42 U.S.C. 9834)	1,400	1,389	1,389	1,389
Department of Housing and Urban Development:				
Tenant- and Project-Based Rental Assistance	4,200	4,200	4,200	4,200
Department of Labor:				
Training and Employment Services (29 U.S.C. 2801 et seq.)	2,463	2,463	2,463	2,463
Postal Service:				
Payment to Postal Service fund (39 U.S.C. 2401)	62	73	80	89
Discretionary Two-year Advances:				
Corporation for Public Broadcasting (47 U.S.C. 396)	400	400	400	.....
2007 and 2008 Cancellation Proposals .....	.....	– 53	– 50	.....
Subtotal, Discretionary Advance Appropriations	23,583	23,505	23,515	23,174
BioShield Advance:				
Department of Homeland Security:				
Biodefense Countermeasures .....	.....	.....	.....	2,175
Mandatory:				
Department of Health and Human Services:				
Grants to States for Medicaid (42 U.S.C. 1396)	58,517	62,784	65,258	67,293
Payments to States for Child Support Enforcement and Family Support (24 U.S.C. Ch. 9)	1,200	1,200	1,000	1,000
Payments to States for Foster Care and Adoption Assistance (P.L. 96–272)	1,767	1,730	1,810	1,786
Department of Labor:				
Special Benefits for Disabled Coal Miners (30 U.S.C. 921)	81	74	68	62
Social Security Administration:				
Supplemental Security Income Program (42 U.S.C. 1381)	16,810	11,110	16,810	14,800
Total, Advance Appropriations	101,958	100,403	108,461	110,290