

106TH CONGRESS
1ST SESSION

S. 93

To improve and strengthen the budget process.

IN THE SENATE OF THE UNITED STATES

JANUARY 19, 1999

Mr. DOMENICI (for himself, Mr. GRASSLEY, Mr. GORTON, Mr. ABRAHAM, Mr. FRIST, Mr. GRAMS, Mr. SMITH of Oregon, Mr. THOMAS, Mr. KYL, Mr. MACK, and Mr. VOINOVICH) introduced the following bill; which was read twice and referred jointly pursuant to the order of August 4, 1977, to the Committees on the Budget and Governmental Affairs, with instructions that if one committee reports, the other committee have thirty days to report or be discharged

A BILL

To improve and strengthen the budget process.

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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Budget Enforcement Act of 1999”.

6 (b) TABLE OF CONTENTS.—The table of con-
7 tents for this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—BIENNIAL BUDGETING AND APPROPRIATIONS

- Sec. 101. Short title.
- Sec. 102. Revision of timetable.
- Sec. 103. Amendments to the Congressional Budget and Impoundment Control Act of 1974.
- Sec. 104. Pay-as-you-go in the Senate.
- Sec. 105. Amendments to title 31, United States Code.
- Sec. 106. Two-year appropriations; title and style of appropriations Acts.
- Sec. 107. Multiyear authorizations.
- Sec. 108. Government plans on a biennial basis.
- Sec. 109. Biennial appropriations bills.
- Sec. 110. Report on two-year fiscal period.
- Sec. 111. Effective date.

TITLE II—EMERGENCY SPENDING REFORMS

- Sec. 201. Emergency designation guidance.

TITLE III—CLARIFYING CHANGES TO PAY-AS-YOU-GO

- Sec. 301. Clarification on the application of section 202 of H. Con. Res. 67.
- Sec. 302. Clarification of pay-as-you-go.
- Sec. 303. Clarifications regarding extraneous matter.

TITLE IV—REFORM OF THE SENATE’S CONSIDERATION OF AP- PROPRIATIONS BILLS, BUDGET RESOLUTIONS, AND RECONCILI- ATION BILLS

- Sec. 401. Short title.
- Sec. 402. Amendment to title 31.
- Sec. 403. Effective date and sunset.

TITLE V—BUDGET ACT AMENDMENTS REGARDING THE SEN- ATE’S CONSIDERATION OF BUDGET RESOLUTION AND REC- ONCILIATION BILLS

- Sec. 501. Consideration of budget measures in the Senate.
- Sec. 502. Definition.
- Sec. 503. Conforming the compensation of the director and deputy director of the Congressional Budget Office with other legislative branch support agencies.

1 **TITLE I—BIENNIAL BUDGETING** 2 **AND APPROPRIATIONS**

3 **SEC. 101. SHORT TITLE.**

4 This title may be cited as the “Biennial Budgeting
5 and Appropriations Act”.

6 **SEC. 102. REVISION OF TIMETABLE.**

7 Section 300 of the Congressional Budget Act of 1974
8 (2 U.S.C. 631) is amended to read as follows:

1 “TIMETABLE

2 “SEC. 300. (a) IN GENERAL.—Except as provided by
 3 subsection (b), the timetable with respect to the congres-
 4 sional budget process for any Congress (beginning with
 5 the One Hundred Seventh Congress) is as follows:

“First Session	
“On or before:	Action to be completed:
First Monday in Feb- ruary.	President submits budget recommendations.
February 15	Congressional Budget Office submits report to Budget Committees.
Not later than 6 weeks after budget submission.	Committees submit views and estimates to Budget Committees.
April 1	Budget Committees report concurrent resolu- tion on the biennial budget.
May 15	Congress completes action on concurrent res- olution on the biennial budget.
May 15	Biennial appropriation bills may be consid- ered in the House.
June 10	House Appropriations Committee reports last biennial appropriation bill.
June 30	House completes action on biennial appro- priation bills.
August 1	Congress completes action on reconciliation legislation.
October 1	Biennium begins.
“Second Session	
“On or before:	Action to be completed:
February 15	President submits budget review.
Not later than 6 weeks after President submits budget review.	Congressional Budget Office submits report to Budget Committees.
The last day of the ses- sion.	Congress completes action on bills and resolu- tions authorizing new budget authority for the succeeding biennium.

6 “(b) SPECIAL RULE.—In the case of any first session
 7 of Congress that begins in any year immediately following
 8 a leap year and during which the term of a President (ex-

cept a President who succeeds himself) begins, the following dates shall supersede those set forth in subsection (a):

“First Session

“On or before:	Action to be completed:
First Monday in April	President submits budget recommendations.
April 20	Committees submit views and estimates to Budget Committees.
May 15	Budget Committees report concurrent resolution on the biennial budget.
June 1	Congress completes action on concurrent resolution on the biennial budget.
July 1	Biennial appropriation bills may be considered in the House.
July 20	House completes action on biennial appropriation bills.
August 1	Congress completes action on reconciliation legislation.
October 1	Biennium begins.”.

**SEC. 103. AMENDMENTS TO THE CONGRESSIONAL BUDGET
AND IMPOUNDMENT CONTROL ACT OF 1974.**

(a) DECLARATION OF PURPOSE.—Section 2(2) of the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 621(2)) is amended by striking “each year” and inserting “biennially”.

(b) DEFINITIONS.—

(1) BUDGET RESOLUTION.—Section 3(4) of such Act (2 U.S.C. 622(4)) is amended by striking “fiscal year” each place it appears and inserting “biennium”.

(2) BIENNIUM.—Section 3 of such Act (2 U.S.C. 622) is further amended by adding at the end the following new paragraph:

1 “(11) The term ‘biennium’ means the period of
 2 2 consecutive fiscal years beginning on October 1 of
 3 any odd-numbered year.”.

4 (c) BIENNIAL CONCURRENT RESOLUTION ON THE
 5 BUDGET.—

6 (1) CONTENTS OF RESOLUTION.—Section
 7 301(a) of such Act (2 U.S.C. 632(a)) is amended—

8 (A) in the matter preceding paragraph (1)
 9 by—

10 (i) striking “April 15 of each year”
 11 and inserting “May 15 of each odd-num-
 12 bered year”;

13 (ii) striking “the fiscal year beginning
 14 on October 1 of such year” the first place
 15 it appears and inserting “the biennium be-
 16 ginning on October 1 of such year”; and

17 (iii) striking “the fiscal year beginning
 18 on October 1 of such year” the second
 19 place it appears and inserting “each fiscal
 20 year in such period”;

21 (B) in paragraph (6), by striking “for the
 22 fiscal year” and inserting “for each fiscal year
 23 in the biennium”; and

1 (C) in paragraph (7), by striking “for the
 2 first fiscal year” and inserting “for each fiscal
 3 year in the biennium”.

4 (2) ADDITIONAL MATTERS.—Section 301(b)(3)
 5 of such Act (2 U.S.C. 632(b)) is amended by strik-
 6 ing “for such fiscal year” and inserting “for either
 7 fiscal year in such biennium”.

8 (3) VIEWS OF OTHER COMMITTEES.—Section
 9 301(d) of such Act (2 U.S.C. 632(d)) is amended by
 10 inserting “(or, if applicable, as provided by section
 11 300(b))” after “United States Code”.

12 (4) HEARINGS.—Section 301(e)(1) of such Act
 13 (2 U.S.C. 632(e)) is amended by—

14 (A) striking “fiscal year” and inserting
 15 “biennium”; and

16 (B) inserting after the second sentence the
 17 following: “On or before April 1 of each odd-
 18 numbered year (or, if applicable, as provided by
 19 section 300(b)), the Committee on the Budget
 20 of each House shall report to its House the con-
 21 current resolution on the budget referred to in
 22 subsection (a) for the biennium beginning on
 23 October 1 of that year.”.

24 (5) GOALS FOR REDUCING UNEMPLOYMENT.—
 25 Section 301(f) of such Act (2 U.S.C. 632(f)) is

1 amended by striking “fiscal year” each place it ap-
 2 pears and inserting “biennium”.

3 (6) ECONOMIC ASSUMPTIONS.—Section
 4 301(g)(1) of such Act (2 U.S.C. 632(g)(1)) is
 5 amended by striking “for a fiscal year” and insert-
 6 ing “for a biennium”.

7 (7) SECTION HEADING.—The section heading of
 8 section 301 of such Act is amended by striking “**AN-**
 9 **NUAL**” and inserting “**BIENNIAL**”.

10 (8) TABLE OF CONTENTS.—The item relating
 11 to section 301 in the table of contents set forth in
 12 section 1(b) of such Act is amended by striking “An-
 13 nual” and inserting “Biennial”.

14 (d) COMMITTEE ALLOCATIONS.—Section 302 is
 15 amended—

16 (1) in subsection (a)(1) by striking “for the
 17 first fiscal year of the resolution,” and inserting “for
 18 each fiscal year in the biennium, for at least each of
 19 4 ensuing fiscal years,”;

20 (2) in subsection (f)(1), by striking “for a fiscal
 21 year” and inserting “for a biennium”;

22 (3) in subsection (f)(1), by striking “first fiscal
 23 year” and inserting “each fiscal year of the
 24 biennium”;

1 (4) in subsection (f)(2)(A), by striking “first
2 fiscal year” and inserting “each fiscal year of the bi-
3 ennium”; and

4 (5) in subsection (g)(1)(A), by striking “April”
5 and inserting “May”.

6 (e) SECTION 303 POINT OF ORDER.—

7 (1) IN GENERAL.—Section 303(a) of such Act
8 (2 U.S.C. 634(a)) is amended by striking “first fis-
9 cal year” and inserting “each fiscal year of the bien-
10 nium”.

11 (2) EXCEPTIONS IN THE HOUSE.—Section
12 303(b)(1) of such Act (2 U.S.C. 634(b)) is
13 amended—

14 (A) in subparagraph (A), by striking “the
15 budget year” and inserting “the biennium”;
16 and

17 (B) in subparagraph (B), by striking “the
18 fiscal year” and inserting “the biennium”.

19 (3) APPLICATION TO THE SENATE.—Section
20 303(c)(1) of such Act (2 U.S.C. 634(c)) is amended
21 by—

22 (A) striking “fiscal year” and inserting
23 “biennium”; and

24 (B) striking “that year” and inserting
25 “each fiscal year of that biennium”.

1 (f) PERMISSIBLE REVISIONS OF CONCURRENT RESO-
 2 LUTIONS ON THE BUDGET.—Section 304(a) of such Act
 3 (2 U.S.C. 635) is amended—

4 (1) by striking “fiscal year” the first two places
 5 it appears and inserting “biennium”;

6 (2) by striking “for such fiscal year”; and

7 (3) by inserting before the period “for such bi-
 8 ennium”.

9 (g) PROCEDURES FOR CONSIDERATION OF BUDGET
 10 RESOLUTIONS.—Section 305(a)(3) of such Act (2 U.S.C.
 11 636(b)(3)) is amended by striking “fiscal year” and in-
 12 serting “biennium”.

13 (h) COMPLETION OF HOUSE ACTION ON APPROPRIA-
 14 TION BILLS.—Section 307 of such Act (2 U.S.C. 638) is
 15 amended—

16 (1) by striking “each year” and inserting “each
 17 odd-numbered year”;

18 (2) by striking “annual” and inserting “bien-
 19 nial”;

20 (3) by striking “fiscal year” and inserting “bi-
 21 ennium”; and

22 (4) by striking “that year” and inserting “each
 23 odd-numbered year”.

1 (i) COMPLETION OF ACTION ON REGULAR APPRO-
 2 PRIATION BILLS.—Section 309 of such Act (2 U.S.C.
 3 640) is amended—

4 (1) by inserting “of any odd-numbered calendar
 5 year” after “July”;

6 (2) by striking “annual” and inserting “bien-
 7 nial”; and

8 (3) by striking “fiscal year” and inserting “bi-
 9 ennium”.

10 (j) RECONCILIATION PROCESS.—Section 310(a) of
 11 such Act (2 U.S.C. 641(a)) is amended—

12 (1) in the matter preceding paragraph (1), by
 13 striking “any fiscal year” and inserting “any bien-
 14 nium”; and

15 (2) in paragraph (1) by striking “such fiscal
 16 year” each place it appears and inserting “any fiscal
 17 year covered by such resolution”.

18 (k) SECTION 311 POINT OF ORDER.—

19 (1) IN THE HOUSE.—Section 311(a)(1) of such
 20 Act (2 U.S.C. 642(a)) is amended—

21 (A) by striking “for a fiscal year” and in-
 22 serting “for a biennium”;

23 (B) by striking “the first fiscal year” each
 24 place it appears and inserting “either fiscal
 25 year of the biennium”; and

1 (C) by striking “that first fiscal year” and
 2 inserting “each fiscal year in the biennium”.

3 (2) IN THE SENATE.—Section 311(a)(2) of
 4 such Act is amended—

5 (A) by striking “for the first fiscal year”
 6 and inserting “for either fiscal year of the bien-
 7 nium”; and

8 (B) by striking “that first fiscal year” each
 9 place it appears and inserting “each fiscal year
 10 in the biennium”.

11 (3) SOCIAL SECURITY LEVELS.—Section
 12 311(a)(3) of such Act is amended by—

13 (A) striking “for the first fiscal year” and
 14 inserting “each fiscal year in the biennium”;
 15 and

16 (B) striking “that fiscal year” and insert-
 17 ing “each fiscal year in the biennium”.

18 (l) MDA POINT OF ORDER.—Section 312(c) of the
 19 Congressional Budget Act of 1974 (2 U.S.C. 643) is
 20 amended—

21 (1) by striking “for a fiscal year” and inserting
 22 “for a biennium”;

23 (2) in paragraph (1), by striking “first fiscal
 24 year” and inserting “either fiscal year in the bien-
 25 nium”;

1 (3) in paragraph (2), by striking “that fiscal
2 year” and inserting “either fiscal year in the bien-
3 nium”; and

4 (4) in the matter following paragraph (2), by
5 striking “that fiscal year” and inserting “the appli-
6 cable fiscal year”.

7 **SEC. 104. PAY-AS-YOU-GO IN THE SENATE.**

8 Subparagraphs (A), (B), and (C) of section 202(b)(2)
9 of House Concurrent Resolution 67 (104th Congress) are
10 amended to read as follows:

11 “(A) The period of the biennium covered
12 by the most recently adopted concurrent resolu-
13 tion on the budget.

14 “(B) The period of the first six fiscal years
15 covered by the most recently adopted concur-
16 rent resolution on the budget.

17 “(C) The period of the four fiscal years
18 following the first six fiscal years covered by the
19 most recently adopted concurrent resolution on
20 the budget.”.

21 **SEC. 105. AMENDMENTS TO TITLE 31, UNITED STATES**
22 **CODE.**

23 (a) DEFINITION.—Section 1101 of title 31, United
24 States Code, is amended by adding at the end thereof the
25 following new paragraph:

1 “(3) ‘biennium’ has the meaning given to such
 2 term in paragraph (11) of section 3 of the Congres-
 3 sional Budget and Impoundment Control Act of
 4 1974 (2 U.S.C. 622(11)).”.

5 (b) BUDGET CONTENTS AND SUBMISSION TO THE
 6 CONGRESS.—

7 (1) SCHEDULE.—The matter preceding para-
 8 graph (1) in section 1105(a) of title 31, United
 9 States Code, is amended to read as follows:

10 “(a) On or before the first Monday in February of
 11 each odd-numbered year (or, if applicable, as provided by
 12 section 300(b) of the Congressional Budget Act of 1974),
 13 beginning with the One Hundred Seventh Congress, the
 14 President shall transmit to the Congress, the budget for
 15 the biennium beginning on October 1 of such calendar
 16 year. The budget transmitted under this subsection shall
 17 include a budget message and summary and supporting
 18 information. The President shall include in each budget
 19 the following:”.

20 (2) EXPENDITURES.—Section 1105(a)(5) of
 21 title 31, United States Code, is amended by striking
 22 “the fiscal year for which the budget is submitted
 23 and the 4 fiscal years after that year” and inserting
 24 “each fiscal year in the biennium for which the
 25 budget is submitted and in the succeeding 4 years”.

1 (3) RECEIPTS.—Section 1105(a)(6) of title 31,
 2 United States Code, is amended by striking “the fis-
 3 cal year for which the budget is submitted and the
 4 4 fiscal years after that year” and inserting “each
 5 fiscal year in the biennium for which the budget is
 6 submitted and in the succeeding 4 years”.

7 (4) BALANCE STATEMENTS.—Section
 8 1105(a)(9)(C) of title 31, United States Code, is
 9 amended by striking “the fiscal year” and inserting
 10 “each fiscal year in the biennium”.

11 (5) FUNCTIONS AND ACTIVITIES.—Section
 12 1105(a)(12) of title 31, United States Code, is
 13 amended—

14 (A) in subparagraph (A), by striking “the
 15 fiscal year” and inserting “each fiscal year in
 16 the biennium”; and

17 (6) ALLOWANCES.—Section 1105(a)(13) of title
 18 31, United States Code, is amended by striking “the
 19 fiscal year” and inserting “each fiscal year in the bi-
 20 ennium”.

21 (7) ALLOWANCES FOR UNCONTROLLED EX-
 22 PENDITURES.—Section 1105(a)(14) of title 31,
 23 United States Code, is amended by striking “that
 24 year” and inserting “each fiscal year in the bien-
 25 nium for which the budget is submitted”.

1 (8) TAX EXPENDITURES.—Section 1105(a)(16)
2 of title 31, United States Code, is amended by strik-
3 ing “the fiscal year” and inserting “each fiscal year
4 in the biennium”.

5 (9) FUTURE YEARS.—Section 1105(a)(17) of
6 title 31, United States Code, is amended—

7 (A) by striking “the fiscal year following
8 the fiscal year” and inserting “each fiscal year
9 in the biennium following the biennium”;

10 (B) by striking “that following fiscal year”
11 and inserting “each such fiscal year”; and

12 (C) by striking “fiscal year before the fis-
13 cal year” and inserting “biennium before the bi-
14 ennium”.

15 (10) PRIOR YEAR OUTLAYS.—Section
16 1105(a)(18) of title 31, United States Code, is
17 amended—

18 (A) by striking “the prior fiscal year” and
19 inserting “each of the 2 most recently com-
20 pleted fiscal years,”;

21 (B) by striking “for that year” and insert-
22 ing “with respect to those fiscal years”; and

23 (C) by striking “in that year” and insert-
24 ing “in those fiscal years”.

1 (11) PRIOR YEAR RECEIPTS.—Section
 2 1105(a)(19) of title 31, United States Code, is
 3 amended—

4 (A) by striking “the prior fiscal year” and
 5 inserting “each of the 2 most recently com-
 6 pleted fiscal years”;

7 (B) by striking “for that year” and insert-
 8 ing “with respect to those fiscal years”; and

9 (C) by striking “in that year” each place
 10 it appears and inserting “in those fiscal years”.

11 (c) ESTIMATED EXPENDITURES OF LEGISLATIVE
 12 AND JUDICIAL BRANCHES.—Section 1105(b) of title 31,
 13 United States Code, is amended by striking “each year”
 14 and inserting “each even-numbered year”.

15 (d) RECOMMENDATIONS TO MEET ESTIMATED DE-
 16 FICIENCIES.—Section 1105(c) of title 31, United States
 17 Code, is amended—

18 (1) by striking “the fiscal year for” the first
 19 place it appears and inserting “each fiscal year in
 20 the biennium for”;

21 (2) by striking “the fiscal year for” the second
 22 place it appears and inserting “each fiscal year of
 23 the biennium, as the case may be,”; and

24 (3) by striking “that year” and inserting “for
 25 each year of the biennium”.

1 (e) CAPITAL INVESTMENT ANALYSIS.—Section
 2 1105(e)(1) of title 31, United States Code, is amended
 3 by striking “ensuing fiscal year” and inserting “biennium
 4 to which such budget relates”.

5 (f) SUPPLEMENTAL BUDGET ESTIMATES AND
 6 CHANGES.—

7 (1) IN GENERAL.—Section 1106(a) of title 31,
 8 United States Code, is amended—

9 (A) in the matter preceding paragraph (1),
 10 by—

11 (i) striking “Before July 16 of each
 12 year,” and inserting “Before February 15
 13 of each even numbered year,”; and

14 (ii) striking “fiscal year” and insert-
 15 ing “biennium”;

16 (B) in paragraph (1), by striking “that fis-
 17 cal year” and inserting “each fiscal year in
 18 such biennium”;

19 (C) in paragraph (2), by striking “4 fiscal
 20 years following the fiscal year” and inserting “4
 21 fiscal years following the biennium”; and

22 (D) in paragraph (3), by striking “fiscal
 23 year” and inserting “biennium”.

24 (2) CHANGES.—Section 1106(b) of title 31,
 25 United States Code, is amended by—

1 (A) striking “the fiscal year” and inserting
2 “each fiscal year in the biennium”;

3 (B) striking “April 11 and July 16 of each
4 year” and inserting “February 15 of each even-
5 numbered year”; and

6 (C) striking “July 16” and inserting “Feb-
7 ruary 15 of each even-numbered year.”.

8 (g) CURRENT PROGRAMS AND ACTIVITIES ESTI-
9 MATES.—

10 (1) IN GENERAL.—Section 1109(a) of title 31,
11 United States Code, is amended—

12 (A) by striking “On or before the first
13 Monday after January 3 of each year (on or be-
14 fore February 5 in 1986)” and inserting “At
15 the same time the budget required by section
16 1105 is submitted for a biennium”; and

17 (B) by striking “the following fiscal year”
18 and inserting “each fiscal year of such period”.

19 (2) JOINT ECONOMIC COMMITTEE.—Section
20 1109(b) of title 31, United States Code, is amended
21 by striking “March 1 of each year” and inserting
22 “within 6 weeks of the President’s budget submis-
23 sion for each odd-numbered year (or, if applicable,
24 as provided by section 300(b) of the Congressional
25 Budget Act of 1974)”.

1 (h) YEAR-AHEAD REQUESTS FOR AUTHORIZING
 2 LEGISLATION.—Section 1110 of title 31, United States
 3 Code, is amended by—

4 (1) striking “May 16” and inserting “March
 5 31”; and

6 (2) striking “year before the year in which the
 7 fiscal year begins” and inserting “calendar year pre-
 8 ceding the calendar year in which the biennium be-
 9 gins”.

10 **SEC. 106. TWO-YEAR APPROPRIATIONS; TITLE AND STYLE**
 11 **OF APPROPRIATIONS ACTS.**

12 Section 105 of title 1, United States Code, is amend-
 13 ed to read as follows:

14 **“§ 105. Title and style of appropriations Acts**

15 “(a) The style and title of all Acts making appropria-
 16 tions for the support of the Government shall be as fol-
 17 lows: ‘An Act making appropriations (here insert the ob-
 18 ject) for each fiscal year in the biennium of fiscal years
 19 (here insert the fiscal years of the biennium).’.

20 “(b) All Acts making regular appropriations for the
 21 support of the Government shall be enacted for a biennium
 22 and shall specify the amount of appropriations provided
 23 for each fiscal year in such period.

24 “(c) For purposes of this section, the term ‘biennium’
 25 has the same meaning as in section 3(11) of the Congres-

1 sional Budget and Impoundment Control Act of 1974 (2
2 U.S.C. 622(11)).”.

3 **SEC. 107. MULTIYEAR AUTHORIZATIONS.**

4 (a) IN GENERAL.—Title III of the Congressional
5 Budget Act of 1974 is amended by adding at the end the
6 following:

7 “AUTHORIZATIONS OF APPROPRIATIONS

8 “SEC. 316. (a) POINT OF ORDER.—It shall not be
9 in order in the House of Representatives or the Senate
10 to consider—

11 “(1) any bill, joint resolution, amendment, mo-
12 tion, or conference report that authorizes appropria-
13 tions for a period of less than 2 fiscal years, unless
14 the program, project, or activity for which the ap-
15 propriations are authorized will require no further
16 appropriations and will be completed or terminated
17 after the appropriations have been expended; and

18 “(2) in any odd-numbered year, any authoriza-
19 tion or revenue bill or joint resolution until Congress
20 completes action on the biennial budget resolution,
21 all regular biennial appropriations bills, and all rec-
22 onciliation bills.

23 “(b) APPLICABILITY.—In the Senate, subsection (a)
24 shall not apply to—

25 “(1) any measure that is privileged for consid-
26 eration pursuant to a rule or statute;

1 “(2) any matter considered in Executive Ses-
 2 sion; or

3 “(3) an appropriations measure or reconcili-
 4 ation bill.”.

5 (b) AMENDMENT TO TABLE OF CONTENTS.—The
 6 table of contents set forth in section 1(b) of the Congres-
 7 sional Budget and Impoundment Control Act of 1974 is
 8 amended by adding after the item relating to section 313
 9 the following new item:

“Sec. 316. Authorizations of appropriations.”.

10 **SEC. 108. GOVERNMENT PLANS ON A BIENNIAL BASIS.**

11 (a) STRATEGIC PLANS.—Section 306 of title 5,
 12 United States Code, is amended—

13 (1) in subsection (a), by striking “September
 14 30, 1997” and inserting “September 30, 2000”;

15 (2) in subsection (b)—

16 (A) by striking “at least every three years”
 17 and inserting “at least every 4 years”; and

18 (B) by striking “five years forward” and
 19 inserting “six years forward”; and

20 (3) in subsection (c), by inserting a comma
 21 after “section” the second place it appears and add-
 22 ing “including a strategic plan submitted by Sep-
 23 tember 30, 1997 meeting the requirements of sub-
 24 section (a)”.

1 (b) BUDGET CONTENTS AND SUBMISSION TO CON-
 2 GRESS.—Paragraph (28) of section 1105(a) of title 31,
 3 United States Code, is amended by striking “beginning
 4 with fiscal year 1999, a” and inserting “beginning with
 5 fiscal year 2002, a biennial”.

6 (c) PERFORMANCE PLANS.—Section 1115 of title 31,
 7 United States Code, is amended—

8 (1) in subsection (a)—

9 (A) in the matter before paragraph (1)—

10 (i) by striking “section 1105(a)(29)”

11 and inserting “section 1105(a)(28)”; and

12 (ii) by striking “an annual” and in-
 13 serting “a biennial”;

14 (B) in paragraph (1) by inserting after
 15 “program activity” the following: “for both
 16 years 1 and 2 of the biennial plan”;

17 (C) in paragraph (5) by striking “and”
 18 after the semicolon,

19 (D) in paragraph (6) by striking the period
 20 and inserting a semicolon; and inserting “and”
 21 after the inserted semicolon; and

22 (E) by adding after paragraph (6) the fol-
 23 lowing:

24 “(7) cover a 2-year period beginning with the
 25 first fiscal year of the next biennial budget cycle.”;

1 (2) in subsection (d) by striking “annual” and
 2 inserting “biennial”; and

3 (3) in paragraph (6) of subsection (f) by strik-
 4 ing “annual” and inserting “biennial”.

5 (d) MANAGERIAL ACCOUNTABILITY AND FLEXIBIL-
 6 ITY.—Section 9703 of title 31, United States Code, relat-
 7 ing to managerial accountability, is amended—

8 (1) in subsection (a)—

9 (A) in the first sentence by striking “an-
 10 nual”; and

11 (B) by striking “section 1105(a)(29)” and
 12 inserting “section 1105(a)(28)”;

13 (2) in subsection (e)—

14 (A) in the first sentence by striking “one
 15 or” before “years”;

16 (B) in the second sentence by striking “a
 17 subsequent year” and inserting “for a subse-
 18 quent 2-year period”; and

19 (C) in the third sentence by striking
 20 “three” and inserting “four”.

21 (e) PILOT PROJECTS FOR PERFORMANCE BUDGET-
 22 ING.—Section 1119 of title 31, United States Code, is
 23 amended—

24 (1) in paragraph (1) of subsection (d), by strik-
 25 ing “annual” and inserting “biennial”; and

1 (2) in subsection (e), by striking “annual” and
2 inserting “biennial”.

3 (f) STRATEGIC PLANS.—Section 2802 of title 39,
4 United States Code, is amended—

5 (1) is subsection (a), by striking “September
6 30, 1997” and inserting “September 30, 2000”;

7 (2) in subsection (b), by striking “at least every
8 three years” and inserting “at least every 4 years”;

9 (3) by striking “five years forward” and insert-
10 ing “six years forward”; and

11 (4) in subsection (c), by inserting a comma
12 after “section” the second place it appears and in-
13 serting “including a strategic plan submitted by
14 September 30, 1997 meeting the requirements of
15 subsection (a)”.

16 (g) PERFORMANCE PLANS.—Section 2803(a) of title
17 39, United States Code, is amended—

18 (1) in the matter before paragraph (1), by
19 striking “an annual” and inserting “a biennial”;

20 (2) in paragraph (1), by inserting after “pro-
21 gram activity” the following: “for both years 1 and
22 2 of the biennial plan”;

23 (3) in paragraph (5), by striking “and” after
24 the semicolon;

1 (4) in paragraph (6), by striking the period and
2 inserting “; and”; and

3 (5) by adding after paragraph (6) the following:

4 “(7) cover a 2-year period beginning with the
5 first fiscal year of the next biennial budget cycle.”.

6 (h) COMMITTEE VIEWS OF PLANS AND REPORTS.—

7 Section 301(d) of the Congressional Budget Act of 1974
8 (2 U.S.C. 632(d)) is amended by adding at the end “Each
9 committee of the Senate or the House of Representatives
10 shall review the strategic plans, performance plans, and
11 performance reports, required under section 306 of title
12 5, United States Code, and sections 1115 and 1116 of
13 title 31, United States Code, of all agencies under the ju-
14 risdiction of the committee. Each committee may provide
15 its views on such plans or reports to the Committee on
16 the Budget of the applicable House.”.

17 (i) EFFECTIVE DATE.—

18 (1) IN GENERAL.—The amendments made by
19 this section shall take effect on March 1, 2000.

20 (2) AGENCY ACTIONS.—Effective on and after
21 the date of enactment of this title, each agency shall
22 take such actions as necessary to prepare and sub-
23 mit any plan or report in accordance with the
24 amendments made by this title.

1 **SEC. 109. BIENNIAL APPROPRIATIONS BILLS.**

2 (a) IN GENERAL.—Title III of the Congressional
3 Budget Act of 1974 (2 U.S.C. 631 et seq.) is amended
4 by adding at the end the following:

5 “CONSIDERATION OF BIENNIAL APPROPRIATIONS BILLS

6 “SEC. 317. It shall not be in order in the House of
7 Representatives or the Senate in any odd-numbered year
8 to consider any regular bill providing new budget authority
9 or a limitation on obligations under the jurisdiction of any
10 of the subcommittees of the Committees on Appropria-
11 tions for only the first fiscal year of a biennium, unless
12 the program, project, or activity for which the new budget
13 authority or obligation limitation is provided will require
14 no additional authority beyond 1 year and will be com-
15 pleted or terminated after the amount provided has been
16 expended.”.

17 (b) AMENDMENT TO TABLE OF CONTENTS.—The
18 table of contents set forth in section 1(b) of the Congres-
19 sional Budget and Impoundment Control Act of 1974 is
20 amended by adding after the item relating to section 313
21 the following new item:

“Sec. 317. Consideration of biennial appropriations bills.”.

22 **SEC. 110. REPORT ON TWO-YEAR FISCAL PERIOD.**

23 Not later than 180 days after the date of enactment
24 of this title, the Director of OMB shall—

1 (1) determine the impact and feasibility of
 2 changing the definition of a fiscal year and the
 3 budget process based on that definition to a 2-year
 4 fiscal period with a biennial budget process based on
 5 the 2-year period; and

6 (2) report the findings of the study to the Com-
 7 mittees on the Budget of the House of Representa-
 8 tives and the Senate.

9 **SEC. 111. EFFECTIVE DATE.**

10 (a) IN GENERAL.—Except as provided in sections
 11 108 and 110 and subsection (b), this title and the amend-
 12 ments made by this title shall take effect on January 1,
 13 2001, and shall apply to budget resolutions and appropria-
 14 tions for the biennium beginning with fiscal year 2002.

15 (b) AUTHORIZATIONS FOR THE BIENNIUM.—For
 16 purposes of authorizations for the biennium beginning
 17 with fiscal year 2002, the provisions of this title and the
 18 amendments made by this title relating to 2-year author-
 19 izations shall take effect January 1, 2000.

20 **TITLE II—EMERGENCY**
 21 **SPENDING REFORMS**

22 **SEC. 201. EMERGENCY DESIGNATION GUIDANCE.**

23 The Congressional Budget Act of 1974 is amended—

24 (1) by adding the following new section at the
 25 end of title III:

1 **“SEC. 318. EMERGENCY LEGISLATION.**

2 “(a) DESIGNATIONS.—

3 “(1) GUIDANCE.—In making a designation of a
4 provision of legislation as an emergency requirement
5 under section 251(b)(2)(A) or 252(e) of the Bal-
6 anced Budget and Emergency Deficit Control Act of
7 1985—

8 “(A) the President shall submit a message
9 to the Congress analyzing whether a proposed
10 emergency requirement meets all the criteria in
11 paragraph (2); and

12 “(B) the committee report, if any, accom-
13 panying that legislation shall analyze whether a
14 proposed emergency requirement meets all the
15 criteria in paragraph (2).

16 “(2) CRITERIA.—

17 “(A) IN GENERAL.—A proposed expendi-
18 ture or tax change is an emergency requirement
19 if it is—

20 “(i) necessary, essential, or vital (not
21 merely useful or beneficial);

22 “(ii) sudden, quickly coming into
23 being, and not building up over time;

24 “(iii) an urgent, pressing, and compel-
25 ling need requiring immediate action;

1 “(iv) subject to subparagraph (B), un-
 2 foreseen, unpredictable, and unanticipated;
 3 and

4 “(v) not permanent, temporary in na-
 5 ture.

6 “(B) UNFORESEEN.—An emergency that
 7 is part of an aggregate level of anticipated
 8 emergencies, particularly when normally esti-
 9 mated in advance, is not unforeseen.

10 “(3) JUSTIFICATION FOR FAILURE TO MEET
 11 CRITERIA.—If the proposed emergency requirement
 12 does not meet all the criteria set forth in paragraph
 13 (2), the President or the committee report, as the
 14 case may be, shall provide a written justification of
 15 why the requirement is an emergency.

16 “(b) POINT OF ORDER.—

17 “(1) IN GENERAL.—When the Senate is consid-
 18 ering a bill, resolution, amendment, motion, or con-
 19 ference report, upon a point of order being made by
 20 a Senator against any provision in that measure des-
 21 ignated as an emergency requirement pursuant to
 22 section 251(b)(2)(A) or 252(e) of the Balanced
 23 Budget and Emergency Deficit Control Act of 1985
 24 and the Presiding Officer sustains that point of
 25 order, that provision along with the language mak-

1 ing the designation shall be stricken from the meas-
2 ure and may not be offered as an amendment from
3 the floor.

4 “(2) EMERGENCY LEGISLATION.—When the
5 Senate is considering an emergency supplemental
6 appropriations bill, an amendment thereto, a motion
7 thereto, or a conference report therefrom, upon a
8 point of order being made by a Senator against any
9 provision in that measure that is not designated as
10 an emergency requirement pursuant to section
11 251(b)(2)(A) or 252(e) of the Balanced Budget and
12 Emergency Deficit Control Act of 1985 and the Pre-
13 siding Officer sustains that point of order, that pro-
14 vision shall be stricken from the measure and may
15 not be offered as an amendment from the floor.

16 “(3) CONFERENCE REPORTS.—A point of order
17 sustained under this subsection against a conference
18 report shall be disposed of as provided in section
19 313(d).

20 “(c) DEFINITION.—For the purposes of this section,
21 an emergency supplemental appropriations bill is a bill or
22 joint resolution that—

23 “(1) includes a provision designated as an
24 emergency requirement pursuant to section

1 251(b)(2)(A) or 252(e) of the Balanced Budget and
2 Emergency Deficit Control Act of 1985;

3 “(2) includes in the long title or short title of
4 that bill or joint resolution any of the following
5 words: emergency, urgent, or disaster; and

6 “(3) appropriates funds in addition to those en-
7 acted in the regular appropriations Act for that year
8 as defined in section 1311 of title 31, United States
9 Code.”;

10 (2) in subsections (c)(2) and (d)(2) of section
11 904, by striking “and 312(c)” and inserting
12 “312(c), and 316”; and

13 (3) in the table of contents in section 1(a), by
14 adding after the item for section 317 the following:

“318. Emergency legislation.”.

15 **TITLE III—CLARIFYING** 16 **CHANGES TO PAY-AS-YOU-GO**

17 **SEC. 301. CLARIFICATION ON THE APPLICATION OF SEC-** 18 **TION 202 OF H. CON. RES. 67.**

19 Section 202(b) of H. Con. Res. 67 (104th Congress)
20 is amended—

21 (1) in paragraph (1), by striking “the deficit”
22 and inserting “the on-budget deficit or cause an on-
23 budget deficit”; and

24 (2) in paragraph (6), by—

1 (A) striking “increases the deficit” and in-
 2 serting “increases the on-budget deficit or
 3 causes an on-budget deficit”; and

4 (B) striking “increase the deficit” and in-
 5 serting “increase the on-budget deficit or cause
 6 an on-budget deficit”.

7 **SEC. 302. CLARIFICATION OF PAY-AS-YOU-GO.**

8 (a) IN GENERAL.—Section 252 of the Balanced
 9 Budget and Emergency Deficit Control Act of 1985 is
 10 amended—

11 (1) in subsection (a), by striking “the deficit”
 12 and inserting “the on-budget deficit or causes an on-
 13 budget deficit”;

14 (2) in subsection (b)(2)—

15 (A) in subparagraph (B), by striking “;
 16 and” and inserting a semicolon;

17 (B) in subparagraph (C), by striking the
 18 period at the end and inserting “; and”; and

19 (C) by adding at the end the following:

20 “(D) the estimate of the on-budget surplus
 21 for the budget year determined under section
 22 254(c)(3)(D).”.

23 (b) BASELINE.—Section 254(c)(3) of the Balanced
 24 Budget and Emergency Deficit Control Act of 1985 is

1 amended by adding at the end the following new subpara-
 2 graph:

3 “(D) The estimated excess of on-budget re-
 4 cepts over on-budget outlays for the budget
 5 year assuming compliance with the discre-
 6 tionary spending limits and that the full adjust-
 7 ments are made under subparagraphs (C), (E),
 8 and (F) of section 251(b)(2).”.

9 **SEC. 303. CLARIFICATIONS REGARDING EXTRANEOUS MAT-**
 10 **TER.**

11 Section 313(b)(1)(E) of the Congressional Budget
 12 Act of 1974 is amended by striking “such year;” and in-
 13 serting “such year or such increases or decreases, when
 14 taken with other provisions in such bill, would cause an
 15 on-budget deficit in such year;”.

16 **TITLE IV—REFORM OF THE SEN-**
 17 **ATE’S CONSIDERATION OF AP-**
 18 **PROPRIATIONS BILLS, BUDG-**
 19 **ET RESOLUTIONS, AND REC-**
 20 **ONCILIATION BILLS**

21 **SEC. 401. SHORT TITLE.**

22 This title may be cited as the “Government Shutdown
 23 Prevention Act”.

1 **SEC. 402. AMENDMENT TO TITLE 31.**

2 (a) IN GENERAL.—Chapter 13 of title 31, United
3 States Code, is amended by inserting after section 1310
4 the following new section:

5 **“§ 1311. Continuing appropriations**

6 “(a)(1) If any regular appropriation bill for a fiscal
7 year does not become law prior to the beginning of such
8 fiscal year or a joint resolution making continuing appro-
9 priations is not in effect, there is appropriated, out of any
10 moneys in the Treasury not otherwise appropriated, and
11 out of applicable corporate or other revenues, receipts, and
12 funds, such sums as may be necessary to continue any
13 project or activity for which funds were provided in the
14 preceding fiscal year—

15 “(A) in the corresponding regular appropriation
16 Act for such preceding fiscal year; or

17 “(B) if the corresponding regular appropriation
18 bill for such preceding fiscal year did not become
19 law, then in a joint resolution making continuing ap-
20 propriations for such preceding fiscal year.

21 “(2) Appropriations and funds made available, and
22 authority granted, for a project or activity for any fiscal
23 year pursuant to this section shall be at a rate of oper-
24 ations not in excess of the lower of—

1 “(A) the rate of operations provided for in the
2 regular appropriation Act providing for such project
3 or activity for the preceding fiscal year;

4 “(B) in the absence of such an Act, the rate of
5 operations provided for such project or activity pur-
6 suant to a joint resolution making continuing appro-
7 priations for such preceding fiscal year;

8 “(C) the rate provided in the budget submission
9 of the President under section 1105(a) of title 31,
10 United States Code, for the fiscal year in question;
11 or

12 “(D) the annualized rate of operations provided
13 for in the most recently enacted joint resolution
14 making continuing appropriations for part of that
15 fiscal year or any funding levels established under
16 the provisions of this Act.

17 “(3) Appropriations and funds made available, and
18 authority granted, for any fiscal year pursuant to this sec-
19 tion for a project or activity shall be available for the pe-
20 riod beginning with the first day of a lapse in appropria-
21 tions and ending with the earlier of—

22 “(A) the date on which the applicable regular
23 appropriation bill for such fiscal year becomes law
24 (whether or not such law provides for such project

1 or activity) or a continuing resolution making appro-
2 priations becomes law, as the case may be; or

3 “(B) the last day of such fiscal year.

4 “(b) An appropriation or funds made available, or au-
5 thority granted, for a project or activity for any fiscal year
6 pursuant to this section shall be subject to the terms and
7 conditions imposed with respect to the appropriation made
8 or funds made available for the preceding fiscal year, or
9 authority granted for such project or activity under cur-
10 rent law.

11 “(c) Appropriations and funds made available, and
12 authority granted, for any project or activity for any fiscal
13 year pursuant to this section shall cover all obligations or
14 expenditures incurred for such project or activity during
15 the portion of such fiscal year for which this section ap-
16 plies to such project or activity.

17 “(d) Expenditures made for a project or activity for
18 any fiscal year pursuant to this section shall be charged
19 to the applicable appropriation, fund, or authorization
20 whenever a regular appropriation bill or a joint resolution
21 making continuing appropriations until the end of a fiscal
22 year providing for such project or activity for such period
23 becomes law.

1 “(e) This section shall not apply to a project or activ-
 2 ity during a fiscal year if any other provision of law (other
 3 than an authorization of appropriations)—

4 “(1) makes an appropriation, makes funds
 5 available, or grants authority for such project or ac-
 6 tivity to continue for such period; or

7 “(2) specifically provides that no appropriation
 8 shall be made, no funds shall be made available, or
 9 no authority shall be granted for such project or ac-
 10 tivity to continue for such period.

11 “(f) In this section, the term ‘regular appropriation
 12 bill’ means any annual appropriation bill making appro-
 13 priations, otherwise making funds available, or granting
 14 authority, for any of the following categories of projects
 15 and activities:

16 “(1) Agriculture, rural development, and relat-
 17 ed agencies programs.

18 “(2) The Departments of Commerce, Justice,
 19 and State, the judiciary, and related agencies.

20 “(3) The Department of Defense.

21 “(4) The government of the District of Colum-
 22 bia and other activities chargeable in whole or in
 23 part against the revenues of the District.

1 “(5) The Departments of Labor, Health and
2 Human Services, and Education, and related agen-
3 cies.

4 “(6) The Department of Housing and Urban
5 Development, and sundry independent agencies,
6 boards, commissions, corporations, and offices.

7 “(7) Energy and water development.

8 “(8) Foreign assistance and related programs.

9 “(9) The Department of the Interior and relat-
10 ed agencies.

11 “(10) Military construction.

12 “(11) The Department of Transportation and
13 related agencies.

14 “(12) The Treasury Department, the U.S.
15 Postal Service, the Executive Office of the President,
16 and certain independent agencies.

17 “(13) The legislative branch.”.

18 (b) TECHNICAL AMENDMENT.—The analysis of chap-
19 ter 13 of title 31, United States Code, is amended by in-
20 serting after the item relating to section 1310 the follow-
21 ing new item:

 “1311. Continuing appropriations.”.

22 (c) PROTECTION OF OTHER OBLIGATIONS.—Nothing
23 in the amendments made by this section shall be construed
24 to effect Government obligations mandated by other law,

1 including obligations with respect to Social Security, Medi-
 2 care, and Medicaid.

3 **SEC. 403. EFFECTIVE DATE AND SUNSET.**

4 (a) **EFFECTIVE DATE.**—The amendments made by
 5 this title shall apply with respect to fiscal years beginning
 6 with fiscal year 2000.

7 (b) **SUNSET.**—The amendments made by this title
 8 shall sunset and have no force or effect after fiscal year
 9 2001.

10 **TITLE V—BUDGET ACT AMEND-**
 11 **MENTS REGARDING THE SEN-**
 12 **ATE’S CONSIDERATION OF**
 13 **BUDGET RESOLUTION AND**
 14 **RECONCILIATION BILLS**

15 **SEC. 501. CONSIDERATION OF BUDGET MEASURES IN THE**
 16 **SENATE.**

17 (a) **PROHIBITION AGAINST INCLUSION OF PRECA-**
 18 **TORY LANGUAGE IN A BUDGET RESOLUTION.**—Section
 19 301(a) of the Congressional Budget Act of 1974 is amend-
 20 ed by adding at the end the following: “The concurrent
 21 resolution shall not include precatory language.”.

22 (b) **PROCEDURE.**—Section 305(b) of the Congres-
 23 sional Budget Act of 1974 is amended to read as follows:

1 “(b) PROCEDURE IN SENATE FOR THE CONSIDER-
 2 TION OF A CONCURRENT RESOLUTION ON THE BUDG-
 3 ET.—

4 “(1) LEGISLATION AVAILABLE.—It shall not be
 5 in order to proceed to the consideration of a concur-
 6 rent resolution on the budget unless the text of that
 7 resolution has been available to Members for at least
 8 1 calendar day (excluding Sundays and legal holi-
 9 days unless the Senate is in session) prior to the
 10 consideration of the measure.

11 “(2) TIME FOR DEBATE.—

12 “(A) IN GENERAL.—Debate in the Senate
 13 on any concurrent resolution on the budget, and
 14 all amendments thereto and debatable motions
 15 and appeals in connection therewith, shall be
 16 limited to not more than 30 hours, except that
 17 with respect to any concurrent resolution re-
 18 ferred to in section 304(a) all such debate shall
 19 be limited to not more than 10 hours. Of this
 20 30 hours, 10 hours shall be reserved for general
 21 debate on the resolution (including debate on
 22 economic goals and policies) and 20 hours shall
 23 be reserved for debate of amendments, motions,
 24 and appeals. The time for general debate shall
 25 be equally divided between, and controlled by,

1 the Majority Leader and the Minority Leader
2 or their designees.

3 “(B) DISPOSITION OF AMENDMENTS AND
4 OTHER MATTERS.—After no more than 30
5 hours of debate on the concurrent resolution on
6 the budget, the Senate shall, except as provided
7 in subparagraph (C), proceed, without any fur-
8 ther action or debate on any question, to vote
9 on the final disposition thereof.

10 “(C) ACTION PERMITTED AFTER 30
11 HOURS.—After no more than 30 hours of de-
12 bate on the concurrent resolution on the budg-
13 et, the only further action in order shall be dis-
14 position of—

15 “(i) all amendments then pending be-
16 fore the Senate;

17 “(ii) all points of order arising under
18 this Act which have been previously raised;
19 and

20 “(iii) motions to reconsider and 1
21 quorum call on demand to establish the
22 presence of a quorum (and motions re-
23 quired to establish a quorum) immediately
24 before the final vote begins.

1 Disposition shall include raising points of order
2 against pending amendments, motions to table, and
3 motions to waive.

4 “(3) AMENDMENTS.—

5 “(A) DEBATE.—Debate in the Senate on
6 any amendment to a concurrent resolution on
7 the budget shall be limited to 1 hour, to be
8 equally divided between, and controlled by, the
9 mover and the manager of the concurrent reso-
10 lution, and debate on any amendment to an
11 amendment, debatable motion, or appeal shall
12 be limited to 30 minutes, to be equally divided
13 between, and controlled by, the mover and the
14 manager of the concurrent resolution, except
15 that in the event the manager of the concurrent
16 resolution is in favor of any such amendment,
17 motion, or appeal, the time in opposition there-
18 to shall be controlled by the Minority Leader or
19 his designee. No amendment that is not ger-
20 mane to the provisions of that concurrent reso-
21 lution shall be received. An amendment that in-
22 cludes precatory language shall not be consid-
23 ered germane. Such leaders, or either of them,
24 may, from the time for general debate under
25 their control on the adoption of the concurrent

1 resolution, allot additional time to any Senator
2 during the consideration of any amendment, de-
3 batable motion, or appeal.

4 “(B) FILING OF AMENDMENTS.—Except
5 by unanimous consent, no amendment shall be
6 proposed after 15 hours of debate of a concur-
7 rent resolution on the budget have elapsed, un-
8 less it has been submitted in writing to the
9 Journal Clerk by the 15th hour if an amend-
10 ment in the first degree (or if a complete sub-
11 stitute for the underlying measure), and unless
12 it has been so submitted by the 20th hour if an
13 amendment to an amendment (or an amend-
14 ment to the language proposed to be stricken).

15 “(C) RECOGNITION.—For the purpose of
16 providing an opportunity for the offering
17 amendments in the first degree (or amendments
18 which are a complete substitute for the underly-
19 ing measure), the Presiding Officer of the Sen-
20 ate shall alternate recognition between members
21 of the majority party and the minority party.
22 No Senator shall call up more than a total of
23 2 amendments until every other Senator shall
24 have had the opportunity to do likewise.

1 “(D) LIMITATION ON NUMBER OF SECOND
 2 DEGREE AMENDMENTS.—No more than a total
 3 of 2 consecutive amendments to any amend-
 4 ment may be offered by either the majority or
 5 minority party.

6 “(4) DEBATE.—General debate time may only
 7 be yielded back by unanimous consent and a motion
 8 to further limit the time for general debate shall be
 9 debatable for 30 minutes. A motion to recommit (ex-
 10 cept a motion to recommit with instructions to re-
 11 port back within a specified number of days, not to
 12 exceed 3, not counting any day on which the Senate
 13 is not in session) is not in order. Debate on any
 14 such motion to recommit shall be limited to 1 hour,
 15 to be equally divided between, and controlled by, the
 16 mover and the manager of the concurrent resolution.

17 “(5) MATHEMATICAL CONSISTENCY.—

18 “(A) IN GENERAL.—Notwithstanding any
 19 other rule, and except as provided in subpara-
 20 graph (B), an amendment or series of amend-
 21 ments to a concurrent resolution on the budget
 22 proposed in the Senate shall always be in order
 23 if such amendment or series of amendments
 24 proposes to change any figure or figures then
 25 contained in such concurrent resolution so as to

1 make such concurrent resolution mathemati-
 2 cally consistent or so as to maintain such con-
 3 sistency.

4 “(B) EFFECT OF ADOPTION OF SUB-
 5 STITUTE AMENDMENTS.—Once an amendment
 6 to an amendment (which is a complete sub-
 7 stitute for the underlying amendment) has been
 8 agreed to, no further amendments to the under-
 9 lying amendment shall be in order.”.

10 (c) CONFERENCE REPORTS IN THE SENATE.—Sec-
 11 tion 305(c) is amended to read as follows:

12 “(c) ACTION ON CONFERENCE REPORTS IN THE
 13 SENATE.—

14 “(1) MOTION TO PROCEED.—A motion to pro-
 15 ceed to the consideration of the conference report on
 16 any concurrent resolution on the budget (or a rec-
 17 onciliation bill or resolution) may be made even
 18 though a previous motion to the same effect has
 19 been disagreed to.

20 “(2) CONSIDERATION.—

21 “(A) IN GENERAL.—During the consider-
 22 ation in the Senate of the conference report (or
 23 a message between Houses) on any concurrent
 24 resolution on the budget, and all amendments
 25 in disagreement, and all amendments thereto,

1 and debatable motions and appeals in connec-
2 tion therewith, debate shall be limited to 10
3 hours, to be equally divided between, and con-
4 trolled by, the Majority Leader and Minority
5 Leader or their designees. Debate on any debat-
6 able motion or appeal related to the conference
7 report (or a message between Houses) shall be
8 limited to 1 hour, to be equally divided between,
9 and controlled by, the mover and the manager
10 of the conference report (or a message between
11 Houses).

12 “(B) DISPOSITION.—After no more than
13 10 hours of debate on the conference report (or
14 message between Houses) accompanying a con-
15 current resolution on the budget, and all
16 amendments in disagreement, and all amend-
17 ments thereto, the Senate shall, except as pro-
18 vided in subparagraph (C), proceed, without
19 any further action or debate on any question, to
20 vote on the final disposition thereof.

21 “(C) ACTION PERMITTED AFTER 10
22 HOURS.—After no more than 10 hours of de-
23 bate on the conference report (or message be-
24 tween the Houses) accompanying a concurrent
25 resolution on the budget, and all amendments

1 in disagreement, and all amendments thereto,
 2 the only further action in order shall be disposi-
 3 tion of: all amendments then pending before the
 4 Senate; all points of order arising under this
 5 Act which have been previously raised; and mo-
 6 tions to reconsider and 1 quorum call on de-
 7 mand to establish the presence of a quorum
 8 (and motions required to establish a quorum)
 9 immediately before the final vote begins. Dis-
 10 position shall include raising points of order
 11 against pending amendments, motions to table,
 12 and motions to waive.

13 “(3) CONFERENCE REPORT DEFEATED.—
 14 Should the conference report be defeated, debate on
 15 any request for a new conference and the appoint-
 16 ment of conferees shall be limited to 1 hour, to be
 17 equally divided between, and controlled by, the man-
 18 ager of the conference report and the Minority Lead-
 19 er or his designee, and should any motion be made
 20 to instruct the conferees before the conferees are
 21 named, debate on that motion shall be limited to
 22 one-half hour, to be equally divided between, and
 23 controlled by, the mover and the manager of the
 24 conference report. Debate on any amendment to any
 25 such instructions shall be limited to 20 minutes, to

1 be equally divided between and controlled by the
 2 mover and the manager of the conference report. In
 3 all cases when the manager of the conference report
 4 is in favor of any motion, appeal, or amendment, the
 5 time in opposition shall be under the control of the
 6 minority leader or his designee.

7 “(4) AMENDMENTS IN DISAGREEMENT.—In any
 8 case in which there are amendments in disagree-
 9 ment, time on each amendment shall be limited to
 10 30 minutes, to be equally divided between, and con-
 11 trolled by, the manager of the conference report and
 12 the Minority Leader or his designee. No amendment
 13 that is not germane to the provisions of such amend-
 14 ments shall be received.”.

15 (c) RECONCILIATION.—Section 310(e) is amended to
 16 read as follows:

17 “(e) PROCEDURE IN THE SENATE.—The provisions
 18 of section 305 for the consideration in the Senate of con-
 19 current resolutions on the budget and conference reports
 20 thereon, except for the provisions of subsection (b)(5) of
 21 that section, shall also apply to the consideration in the
 22 Senate of reconciliation bills considered under subsection
 23 (b) and conference reports thereon.”.

1 **SEC. 502. DEFINITION.**

2 Section 3 of the Congressional Budget Act of 1974
3 is amended by adding the following new paragraph:

4 “(13) The term ‘major functional category’
5 means the allocation of budget authority and outlays
6 separated into the following subtotals:

7 “(A) Defense discretionary.

8 “(B) Nondefense discretionary.

9 “(C) Direct spending.

10 “(D) If deemed necessary, other subsets of
11 discretionary and direct spending.”.

12 **SEC. 503. CONFORMING THE COMPENSATION OF THE DI-**
13 **RECTOR AND DEPUTY DIRECTOR OF THE**
14 **CONGRESSIONAL BUDGET OFFICE WITH**
15 **OTHER LEGISLATIVE BRANCH SUPPORT**
16 **AGENCIES.**

17 Section 201(a)(5) of the Congressional Budget Act
18 of 1974 is amended—

19 (1) in the first sentence, by striking “(III)” and
20 inserting “(II)”; and

21 (2) in the second sentence, by striking “(IV)”
22 and inserting “(III)”.

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