

109TH CONGRESS  
1ST SESSION

# H. J. RES. 58

Proposing a balanced budget amendment to the Constitution of the United States.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 13, 2005

Mr. ISTOOK (for himself, Mr. TAYLOR of Mississippi, Mr. AKIN, Mr. BACHUS, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mr. BARTON of Texas, Mr. BASS, Mr. BEAUPREZ, Mr. BILIRAKIS, Mr. BISHOP of Georgia, Mr. BISHOP of Utah, Mrs. BLACKBURN, Mr. BOEHNER, Mr. BOOZMAN, Mr. BRADY of Texas, Ms. GINNY BROWN-WAITE of Florida, Mr. BURGESS, Mr. BURTON of Indiana, Mr. CALVERT, Mr. CAMP, Mr. CANNON, Mr. CASE, Mr. CHABOT, Mr. CHOCOLA, Mr. COLE of Oklahoma, Mr. CONAWAY, Mrs. CUBIN, Mr. CULBERSON, Mr. CUNNINGHAM, Mr. DAVIS of Kentucky, Mrs. JO ANN DAVIS of Virginia, Mr. DENT, Mr. MARIO DIAZ-BALART of Florida, Mr. DOOLITTLE, Mr. DUNCAN, Mr. EDWARDS, Mr. EHLERS, Mr. FEENEY, Mr. FLAKE, Mr. FOLEY, Mr. FORBES, Mr. FORD, Ms. FOXX, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GIBBONS, Mr. GILCHREST, Mr. GINGREY, Mr. GOHMERT, Mr. GOODE, Mr. GOODLATTE, Mr. GRAVES, Mr. GREEN of Wisconsin, Mr. HALL, Ms. HARRIS, Mr. HAYWORTH, Mr. HEFLEY, Mr. HERGER, Mr. HOEKSTRA, Mr. INGLIS of South Carolina, Mr. ISSA, Mr. JENKINS, Mr. JINDAL, Mr. SAM JOHNSON of Texas, Mr. JONES of North Carolina, Mr. KENNEDY of Minnesota, Mr. KING of Iowa, Mr. KINGSTON, Mr. KIRK, Mr. KUHLMAN of New York, Mr. LAHOOD, Mr. LEWIS of Kentucky, Mr. LINDER, Mr. LUCAS, Mr. MACK, Mr. MANZULLO, Mr. MARCHANT, Mr. MARSHALL, Mr. MATHESON, Mr. McCAUL of Texas, Mr. McCOTTER, Mr. MCHENRY, Mr. MCINTYRE, Mr. MCKEON, Miss McMORRIS, Mr. MICA, Mr. MICHAUD, Mr. GARY G. MILLER of California, Mr. MILLER of Florida, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. NEUGEBAUER, Mr. NORWOOD, Mr. OTTER, Mr. PENCE, Mr. PETRI, Mr. PITTS, Mr. PLATTS, Mr. PRICE of Georgia, Mr. RADANOVICH, Mr. REICHERT, Mr. ROSS, Mr. ROYCE, Mr. RYUN of Kansas, Mr. SENSENBRENNER, Mr. SESSIONS, Mr. SHADEGG, Mr. SHAYS, Mr. SHIMKUS, Mr. SHUSTER, Mr. SIMMONS, Mr. SIMPSON, Mr. STEARNS, Mr. TANCREDO, Mr. TAYLOR of North Carolina, Mr. TERRY, Mr. WALDEN of Oregon, Mr. WAMP, Mr. WELDON of Florida, Mr. WELLER, Mr. WESTMORELAND, and Mr. WILSON of South Carolina) introduced the following joint resolution; which was referred to the Committee on the Judiciary

1       *Resolved by the Senate and House of Representatives*  
2   *of the United States of America in Congress assembled,*  
3   That the following article is proposed as an amendment  
4   to the Constitution of the United States, which shall be  
5   valid to all intents and purposes as part of the Constitu-  
6   tion when ratified by the legislatures of three-fourths of  
7   the several States within seven years after the date of its  
8   submission for ratification:

10       “SECTION 1. Total outlays for any fiscal year shall  
11 not exceed total receipts for that fiscal year, unless three-  
12 fifths of the whole number of each House of Congress shall  
13 provide by law for a specific excess of outlays over receipts  
14 by a rollcall vote.

19       “SECTION 3. Prior to each fiscal year, the President  
20 shall transmit to the Congress a proposed budget for the  
21 United States Government for that fiscal year in which  
22 total outlays do not exceed total receipts.

1       “SECTION 4. No bill to increase revenue shall become  
2 law unless approved by a majority of the whole number  
3 of each House by a rollcall vote.

4       “SECTION 5. The Congress may waive the provisions  
5 of this article for any fiscal year in which a declaration  
6 of war is in effect. The provisions of this article may be  
7 waived for any fiscal year in which the United States is  
8 engaged in military conflict which causes an imminent and  
9 serious military threat to national security and is so de-  
10 clared by a joint resolution, adopted by a majority of the  
11 whole number of each House, which becomes law.

12       “SECTION 6. The Congress shall enforce and imple-  
13 ment this article by appropriate legislation, which may rely  
14 on estimates of outlays and receipts.

15       “SECTION 7. Total receipts shall include all receipts  
16 of the United States Government except those derived  
17 from borrowing. Total outlays shall include all outlays of  
18 the United States Government except for those for repay-  
19 ment of debt principal.

20       “SECTION 8. This article shall take effect beginning  
21 with the later of the second fiscal year beginning after its  
22 ratification or the first fiscal year beginning after Decem-  
23 ber 31, 2010.”.

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