

111TH CONGRESS
2D SESSION

H. R. 5323

To amend the Balanced Budget and Emergency Deficit Control Act of 1985 to limit the year-to-year increase in total Federal spending to increases in the Consumer Price Index and population.

IN THE HOUSE OF REPRESENTATIVES

MAY 18, 2010

Mr. SMITH of Texas (for himself, Mr. OLSON, Mr. BURTON of Indiana, Mr. CONAWAY, Mr. MARCHANT, Mr. MCCLINTOCK, Mr. ISSA, Mrs. BACHMANN, Mr. AKIN, Mr. BILBRAY, Mr. HERGER, Mr. FRANKS of Arizona, Mr. CULBERSON, Mr. BISHOP of Utah, Mr. KING of Iowa, Mr. HENSARLING, Mr. CHAFFETZ, Mr. LAMBORN, Mr. WILSON of South Carolina, Mr. KLINE of Minnesota, Mr. PRICE of Georgia, Mr. NEUGEBAUER, Mr. DANIEL E. LUNGREN of California, Mr. TIAHRT, Mr. FLEMING, Mrs. SCHMIDT, Mr. PITTS, Mr. LATTA, Mr. GINGREY of Georgia, Mr. SHADEGG, Mr. CARTER, Mr. JORDAN of Ohio, Mr. BURGESS, and Mr. YOUNG of Alaska) introduced the following bill; which was referred to the Committee on the Budget

A BILL

To amend the Balanced Budget and Emergency Deficit Control Act of 1985 to limit the year-to-year increase in total Federal spending to increases in the Consumer Price Index and population.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Save America’s Future
3 Economy Act of 2010”.

4 **SEC. 2. LIMITATION ON THE GROWTH OF FEDERAL SPEND-**
5 **ING.**

6 (a) IN GENERAL.—Part C of the Balanced Budget
7 and Emergency Deficit Control Act of 1985 is amended
8 by adding after section 253 the following new section:

9 **“SEC. 253A. LIMITATION ON THE GROWTH OF FEDERAL**
10 **SPENDING.**

11 “(a) REDUCING NONEXEMPT SPENDING ACCOUNTS
12 BY A UNIFORM PERCENTAGE.—OMB shall calculate the
13 uniform percentage by which nonexempt spending ac-
14 counts are to be sequestered such that the total spending
15 of the Government for a budget year compared to the pre-
16 ceding fiscal year does not increase at a rate greater than
17 the percentage point change in the Consumer Price Index
18 plus the percentage point change in annual population
19 growth as computed under this section.

20 “(b) JANUARY OMB REPORTS.—In January of each
21 calendar year, OMB shall prepare a report which shall be
22 included in the budget submission of the President under
23 section 1105(a) of title 31, United States Code, for the
24 fiscal year beginning on October 1 of that calendar setting
25 forth—

1 “(1) the projected level of total Federal spend-
2 ing for the current year;

3 “(2) the percentage point increase in the Con-
4 sumer Price Index over the 12-month period com-
5 prising the fiscal year before the current year;

6 “(3) the total percentage point increase in pop-
7 ulation from July 1 of the second preceding fiscal
8 year before the current year and July 1 of the fiscal
9 year before the current year;

10 “(4) the sum of the total percentage point in-
11 creases under paragraphs (2) and (3); and

12 “(5) the projected level of total Federal spend-
13 ing for the budget year and the amount, if any, by
14 which that spending would exceed the projected level
15 of total Federal spending for the current year as ad-
16 justed by the sum of the total percentage point in-
17 creases under paragraphs (2) and (3).

18 “(c) PREVIEW REPORT.—Not later than August 20
19 of each calendar year, OMB shall prepare and have print-
20 ed in the Federal Register a preview report which shall
21 set forth for the budget year the following:

22 “(1) An up-to-date reestimate of all of the in-
23 formation set forth in the most recent report of
24 OMB under subsection (b).

1 “(2) The estimated percentage point reduction
2 that would be required in nonexempt spending ac-
3 counts in order to limit total Federal spending as set
4 forth under paragraph (1).

5 “(d) OMB FINAL SEQUESTRATION REPORT.—Not
6 later than 15 days after Congress adjourns to end a ses-
7 sion, but after any sequestration under section 5 of the
8 Statutory Pay-As-You-Go Act of 2010, OMB shall prepare
9 and have printed in the Federal Register a final sequestra-
10 tion report which shall set forth for the budget year the
11 following:

12 “(1) An up-to-date reestimate of all of the in-
13 formation set forth in the most recent report of
14 OMB under subsection (c), taking into account any
15 sequestration under such section 5.

16 “(2) The percentage point reduction that would
17 be required in nonexempt spending accounts in order
18 to limit total Federal spending as set forth under
19 paragraph (1).

20 “(3) The amount by which total Federal spend-
21 ing exceeds the permissible amount of such spending
22 under this section.

23 “(e) PRESIDENTIAL ORDER.—On the same day that
24 OMB issues its final sequestration report, the President
25 shall issue an order fully implementing without change all

1 sequestrations required by the OMB calculation set forth
2 in that report. This order shall be effective on issuance.

3 “(f) ADJUSTMENT FOR EMERGENCY SPENDING.—(1)

4 If a provision is enacted as an emergency requirement that
5 the Congress so designates in statute pursuant to this sub-
6 section, the amounts of new budget authority and outlays
7 in all fiscal years resulting from that provision shall be
8 treated as an emergency requirement for the purposes of
9 this section.

10 “(2) If a provision is designated as an emergency re-
11 quirement under this section, OMB shall not include the
12 budgetary effects of such a provision in its estimates
13 under this section.

14 “(g) EXEMPTIONS.—The following shall be exempt
15 from reduction under any order issued under this section:

16 “(1) Payments for net interest.

17 “(2) Any obligations of the Government re-
18 quired to be paid under the United States Constitu-
19 tion or legally contractual obligations.”.

20 (b) CONFORMING AMENDMENT.—The table of con-
21 tents set forth in section 250(a) of the Balanced Budget
22 and Emergency Deficit Control Act of 1985 is amended
23 by inserting after the item relating to section 253 the fol-
24 lowing new item:

“253A. Limitation on the growth of Federal spending.”.

1 **SEC. 3. ELIMINATION OF EXPIRATION DATE.**

2 Section 275(b) of the Balanced Budget and Emer-
3 gency Deficit Control Act of 1985 is repealed.

4 **SEC. 4. EFFECTIVE DATE.**

5 This Act and the amendments made by it shall apply
6 to fiscal year 2012 and subsequent fiscal years.

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