

Calendar No. 511

111TH CONGRESS
2^D SESSION

S. J. RES. 38

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

IN THE SENATE OF THE UNITED STATES

AUGUST 3, 2010

Mr. DEMINT introduced the following joint resolution; which was read the first time

AUGUST 4, 2010

Read the second time and placed on the calendar

JOINT RESOLUTION

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

1 *Resolved by the Senate and House of Representatives*
2 *of the United States of America in Congress assembled (two-*
3 *thirds of each House concurring therein), That the fol-*
4 *lowing article is proposed as an amendment to the Con-*
5 *stitution of the United States, which shall be valid to all*
6 *intents and purposes as part of the Constitution when*

1 ratified by the legislatures of three-fourths of the several
2 States:

3 “ARTICLE—

4 “SECTION 1. Total outlays for any fiscal year shall
5 not exceed total receipts for that fiscal year, unless two-
6 thirds of the whole number of each House of Congress
7 shall provide by law for a specific excess of outlays over
8 receipts by a rollcall vote.

9 “SECTION 2. The limit on the debt of the United
10 States held by the public shall not be increased, unless
11 two-thirds of the whole number of each House shall pro-
12 vide by law for such an increase by a rollcall vote.

13 “SECTION 3. Prior to each fiscal year, the President
14 shall transmit to the Congress a proposed budget for the
15 United States Government for that fiscal year in which
16 total outlays do not exceed total receipts.

17 “SECTION 4. A bill to increase the internal revenue
18 shall require for final adoption in each House the concur-
19 rence of two-thirds of the whole number of that House
20 by rollcall vote.

21 “SECTION 5. The Congress may waive the provisions
22 of this article for any fiscal year in which a declaration
23 of war is in effect. The provisions of this article may be
24 waived for any fiscal year in which the United States is
25 engaged in military conflict which causes an imminent and

1 serious military threat to national security and is so de-
2 clared by a joint resolution, adopted by a majority of the
3 whole number of each House, which becomes law.

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

7 “SECTION 7. Total receipts shall include all receipts
8 of the United States Government except those derived
9 from borrowing. Total outlays shall include all outlays of
10 the United States Government except for those for repay-
11 ment of debt principal.

12 “SECTION 8. The provisions of this article respecting
13 the internal revenue shall take effect upon the date of rati-
14 fication of this article. The remaining provisions of this
15 article shall take effect beginning with the later of the sec-
16 ond fiscal year beginning after its ratification or the first
17 fiscal year beginning after December 31, 2015.”.

Calendar No. 511

11TH CONGRESS
2^D Session

S. J. RES. 38

JOINT RESOLUTION

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

August 4, 2010

Read the second time and placed on the calendar