

# Union Calendar No. 329

112<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4966

**[Report No. 112–469, Part I]**

To amend the Balanced Budget and Emergency Deficit Control Act of 1985 to replace the sequester established by the Budget Control Act of 2011.

---

## IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2012

Mr. RYAN of Wisconsin introduced the following bill; which was referred to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

MAY 9, 2012

Reported from the Committee on the Budget with an amendment

[Omit the part struck through and insert the part printed in *italic*]

MAY 9, 2012

The Committee on Rules discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

# **A BILL**

To amend the Balanced Budget and Emergency Deficit Control Act of 1985 to replace the sequester established by the Budget Control Act of 2011.

4        This Act may be cited as the “Sequester Replacement  
5   Act of 2012”.

7        This Act and the amendments made by it shall take  
8 effect upon the enactment of the Act provided for in sec-  
9 tion 201 of H. Con. Res. 112 (112th Congress) and this  
10 Act and the amendments made by it shall have no force  
11 or effect if such Act provided for in such section is not  
12 enacted.

Section 256(e)(2)(E) of the Balanced Budget and  
Emergency Deficit Control Act of 1985 is repealed.

(a) REVISED 2013 DISCRETIONARY SPENDING  
LIMIT.—Paragraph (2) of section 251(c) of the Balanced  
Budget and Emergency Deficit Control Act of 1985 is  
amended to read as follows:

23 “(2) with respect to fiscal year 2013, for the  
24 discretionary category, \$1,047,000,000,000 in new  
25 budget authority;”.

1 (b) DISCRETIONARY SAVINGS.—Section 251A(7)(A)  
2 of the Balanced Budget and Emergency Deficit Control  
3 Act of 1985 is amended to read as follows:

4 “(A) FISCAL YEAR 2013.—

5 “(i) FISCAL YEAR 2013 ADJUST-  
6 MENT.—On January 2, 2013, the discre-  
7 tionary category set forth in section  
8 ~~251(e)(2)(A)~~ 251(c)(2) shall be decreased  
9 by \$19,104,000,000 in budget authority.

10 “(ii) SUPPLEMENTAL SEQUESTRATION  
11 ORDER.—On January 15, 2013, OMB  
12 shall issue a supplemental sequestration  
13 report for fiscal year 2013 and take the  
14 form of a final sequestration report as set  
15 forth in section 254(f)(2) and using the  
16 procedures set forth in section 253(f), to  
17 eliminate any discretionary spending  
18 breach of the spending limit set forth in  
19 section ~~251(e)(2)(A)~~ 251(c)(2) as adjusted  
20 by clause (i), and the President shall order  
21 a sequestration, if any, as required by such  
22 report.”.

1 **SEC. 5. CONFORMING AMENDMENTS TO SECTION 314 OF**  
2 **THE CONGRESSIONAL BUDGET AND IM-**  
3 **POUNDMENT CONTROL ACT OF 1974.**

4 Section 314(a) of the Congressional Budget Act of  
5 1974 is amended to read as follows:

6 “(a) ADJUSTMENTS.—

7 “(1) IN GENERAL.—The chair of the Committee  
8 on the Budget of the House of Representatives or  
9 the Senate may make adjustments as set forth in  
10 paragraph (2) for a bill or joint resolution, amend-  
11 ment thereto or conference report thereon, by the  
12 amount of new budget authority and outlays flowing  
13 therefrom in the same amount as required by section  
14 251(b) of the Balanced Budget and Emergency Def-  
15 icit Control Act of 1985.

16 “(2) MATTERS TO BE ADJUSTED.—The chair of  
17 the Committee on the Budget of the House of Rep-  
18 resentatives or the Senate may make the adjust-  
19 ments referred to in paragraph (1) to—

20 “(A) the allocations made pursuant to the  
21 appropriate concurrent resolution on the budget  
22 pursuant to section 302(a);

23 “(B) the budgetary aggregates as set forth  
24 in the appropriate concurrent resolution on the  
25 budget; and

1                   “(C) the discretionary spending limits, if  
2                   any, set forth in the appropriate concurrent res-  
3                   olution on the budget.”.

4   **SEC. 6. TREATMENT FOR PAYGO PURPOSES.**

5           The budgetary effects of this Act and any amendment  
6   made by it, and the budgetary effects of the Act provided  
7   for by section 201 of H. Con. Res. 112 (112th Congress),  
8   shall not be entered on either PAYGO scorecard main-  
9   tained pursuant to section 4(d) of the Statutory Pay-As-  
10   You-Go Act of 2010.

11   **SEC. 7. ELIMINATION OF THE FISCAL YEAR 2013 SEQUES-**  
12                   **TRATION FOR DEFENSE DIRECT SPENDING.**

13          Any sequestration order issued by the President  
14   under the Balanced Budget and Emergency Deficit Con-  
15   trol Act of 1985 to carry out reductions to direct spending  
16   for the defense function (050) for fiscal year 2013 pursu-  
17   ant to section 251A of such Act shall have no force or  
18   effect.



Union Calendar No. 329

112<sup>TH</sup> CONGRESS  
2D Session

**H. R. 4966**

[Report No. 112-469, Part I]

---

---

# A BILL

To amend the Balanced Budget and Emergency  
Deficit Control Act of 1985 to replace the se-  
quester established by the Budget Control Act of  
2011.

---

---

MAY 9, 2012

Reported from the Committee on the Budget with an  
amendment

MAY 9, 2012

The Committee on Rules discharged; committed to the  
Committee of the Whole House on the State of the  
Union and ordered to be printed