

114TH CONGRESS  
2D SESSION

# S. RES. 474

Prohibiting consideration of appropriations that are not authorized.

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IN THE SENATE OF THE UNITED STATES

MAY 25, 2016

Mr. FLAKE (for himself, Mr. SESSIONS, Mr. LEE, Mr. RUBIO, and Mr. CRUZ)  
submitted the following resolution; which was referred to the Committee  
on Rules and Administration

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## RESOLUTION

Prohibiting consideration of appropriations that are not  
authorized.

1       *Resolved,*

2       **SECTION 1. SHORT TITLE.**

3       This resolution may be cited as the “Steermark Ac-  
4       countability Resolution”.

5       **SEC. 2. UNAUTHORIZED APPROPRIATIONS.**

6       (a) POINT OF ORDER.—It shall not be in order in  
7       the Senate to consider any bill, joint resolution, motion,  
8       amendment, amendment between the Houses, or con-  
9       ference report containing a provision making an appro-  
10      priation—

1           (1) that is not made to carry out the provisions  
2           of some existing law, or treaty stipulation, or act or  
3           resolution previously passed by the Senate during  
4           that session; or

5           (2) that is made to carry out a program,  
6           project, or activity for which an authorization of ap-  
7           propriations is not in effect.

8           (b) FORM OF THE POINT OF ORDER.—In the Senate,  
9           a point of order under subsection (a) may be raised by  
10          a Senator as provided in section 313(e) of the Congres-  
11          sional Budget Act of 1974 (2 U.S.C. 644(e)).

12          (c) CONFERENCE REPORTS.—When the Senate is  
13          considering a conference report on, or an amendment be-  
14          tween the Houses in relation to, a joint resolution, upon  
15          a point of order being made by any Senator pursuant to  
16          subsection (a), and such point of order being sustained,  
17          such material contained in such conference report or  
18          House amendment shall be stricken, and the Senate shall  
19          proceed to consider the question of whether the Senate  
20          shall recede from its amendment and concur with a fur-  
21          ther amendment, or concur in the House amendment with  
22          a further amendment, as the case may be, which further  
23          amendment shall consist of only that portion of the con-  
24          ference report or House amendment, as the case may be,  
25          not so stricken. Any such motion in the Senate shall be

1 decided under the same debate limitation, if any, as the  
 2 conference report or amendment between the Houses. In  
 3 any case in which such point of order is sustained against  
 4 a conference report (or Senate amendment derived from  
 5 such conference report by operation of this subsection),  
 6 no further amendment shall be in order.

7 (d) WAIVER AND APPEAL.—

8 (1) IN GENERAL.—Subsection (a) may be  
 9 waived or suspended in the Senate only by an af-  
 10 firmative vote of three-fifths of the Members, duly  
 11 chosen and sworn. An affirmative vote of three-fifths  
 12 of the Members of the Senate, duly chosen and  
 13 sworn, shall be required to sustain an appeal of the  
 14 ruling of the Chair on a point of order raised under  
 15 subsection (a).

16 (2) DEBATE.—A motion to waive or suspend  
 17 subsection (a) or to appeal the ruling of the Chair  
 18 under subsection (a) shall be decided under the same  
 19 debate limitation, if any, as the bill, joint resolution,  
 20 motion, amendment, amendment between the  
 21 Houses, or conference report containing the applica-  
 22 ble provision.

23 (e) IDENTIFICATION BY COMMITTEE.—

24 (1) STATEMENT FOR THE RECORD.—If a com-  
 25 mittee reports a bill or joint resolution containing an

1 appropriation described in paragraph (1) or (2) of  
2 subsection (a), the Chairman of the committee shall  
3 submit for printing in the Congressional Record a  
4 statement identifying each such appropriation  
5 through lists, charts, or other similar means.

6 (2) PUBLICATION.—As soon as practicable after  
7 submitting a statement under paragraph (1), the  
8 Chairman of a committee shall make available on a  
9 publicly accessible congressional website the informa-  
10 tion described in paragraph (1). To the extent tech-  
11 nically feasible, information made available on a  
12 publicly accessible congressional website under this  
13 subsection shall be provided in a searchable format.

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