

116TH CONGRESS  
1ST SESSION

# S. 1238

To provide requirements for Executive agency spending at the end of a fiscal year, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

APRIL 30, 2019

Ms. ERNST introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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## A BILL

To provide requirements for Executive agency spending at the end of a fiscal year, and for other purposes.

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

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “End-of-Year Fiscal Re-  
5       sponsibility Act”.

6       **SEC. 2. DEFINITIONS.**

7       In this Act:

8               (1) COVERED PERIOD.—The term “covered pe-  
9       riod” means the 2-month period immediately pre-  
10      ceding the end of a fiscal year.

1           (2) DISCRETIONARY APPROPRIATIONS.—The  
2       term “discretionary appropriations” has the mean-  
3       ing given the term in section 250(c) of the Balanced  
4       Budget and Emergency Deficit Control Act of 1985  
5       (2 U.S.C. 900(c)).

6           (3) EXECUTIVE AGENCY.—The term “Executive  
7       agency” has the meaning given the term in section  
8       105 of title 5, United States Code.

9   **SEC. 3. REQUIREMENTS FOR EXECUTIVE AGENCY SPEND-**  
10                           **ING AT THE END OF A FISCAL YEAR.**

11       (a) IN GENERAL.—Except as provided in subsection  
12   (c), the amount of discretionary appropriations obligated  
13   by an Executive agency during each month of a covered  
14   period may not exceed the average monthly amount of dis-  
15   cretionary appropriations obligated by the Executive agen-  
16   cy during the 10-month period immediately preceding the  
17   covered period.

18       (b) REPORT.—Not later than 60 days after the end  
19   of each fiscal year, each Executive agency shall submit to  
20   Congress and post on a publicly available website an  
21   itemized list of discretionary appropriations obligated by  
22   the Executive agency during the covered period imme-  
23   diately preceding the date on which the report is sub-  
24   mitted.

1       (c) EXCEPTION.—This section shall not apply with  
2 respect to any discretionary appropriations obligated by  
3 an Executive agency for national security-related activi-  
4 ties.

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