

Texas, Mr. CHABOT, Mrs. FOWLER, Mr. COOKSEY, Mr. EVERETT, Mr. LEWIS of Kentucky, and Mr. TIAHRT.

H.R. 1350: Mr. BARCIA of Michigan.

H.R. 1353: Mr. TORRES.

H.R. 1354: Mr. BISHOP, Ms. DEGETTE, Mr. HINCHEY, Mr. RANGEL, and Ms. SLAUGHTER.

H.R. 1356: Mr. ENSIGN, Mr. FILNER, Mr. FALEOMAVAEGA, Mr. BISHOP, Mr. BILBRAY, Mr. OLVER, and Mr. CHAMBLISS.

H.R. 1357: Mr. CHAMBLISS and Mr. TRAFICANT.

H.R. 1358: Mr. KLECZKA.

H.R. 1370: Mr. MALONEY of Connecticut.

H.R. 1375: Mr. MCDERMOTT, Mr. SKAGGS, Mr. REGULA, and Mr. BALDACC.

H.R. 1378: Mr. PORTER, Mr. FRELINGHUYSEN, Mr. DEAL of Georgia, Mr. SPENCE, Mr. MCCOLLUM, Mr. BARTLETT of Maryland, Mr. THORNBERRY, Mr. BAKER, Mr. SAM JOHNSON, and Mr. RYUN.

H.R. 1385: Mr. FATTAH.

H.R. 1398: Mr. PAPPAS and Mr. HOLDEN.

H.R. 1428: Mr. BAKER, Mr. LIPINSKI, Mr. WELDON of Florida, and Mr. ROHRBACHER.

H.R. 1464: Mr. HOUGHTON.

H.R. 1492: Mr. SENSENBRENNER.

H.R. 1496: Mr. WELLER.

H.R. 1503: Mr. BURR of North Carolina.

H.R. 1511: Mr. WELDON of Pennsylvania, Mr. WELDON of Florida, Mr. FORD, and Mr. KNOLLENBERG.

H.J. Res. 54: Ms. ROS-LEHTINEN.

H.J. Res. 70: Mr. CALVERT and Mr. DAN SCHAEFER of Colorado.

H. Con. Res. 44: Mr. PORTER.

H. Con. Res. 52: Mr. FORD, Mrs. LOWEY, Mr. TORRES, and Mr. SNYDER.

H. Con. Res. 65: Mr. WHITFIELD, Mr. SAXTON, Mr. TORRES, Mr. NADLER, Mr. BLAGOJEVICH, Mr. GEJDENSON, Mr. KILDEE, Mr. MCCRERY, Ms. PELOSI, and Mr. MANTON.

H. Res. 132: Mr. GONZALEZ, Mr. DAVIS of Illinois, Mr. FALEOMAVAEGA, and Mr. MCGOVERN.

H. Res. 138: Mr. FATTAH, Mr. FLAKE, Ms. NORTON, and Mr. KILPATRICK.

## AMENDMENTS

Under clause 6 of rule XXIII, proposed amendments were submitted as follows:

H.R. 478

OFFERED BY: MR. BOEHLERT

*(Amendment in the Nature of a Substitute)*

AMENDMENT No. 1. Strike all after the enacting clause and insert the following:

### SECTION 1. SHORT TITLE.

This Act may be cited as the "Flood Prevention and Family Protection Act of 1997".

### SEC. 2. PURPOSE.

The purpose of this Act is to ensure that the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) does not delay flood control facility repairs that are required to respond to an imminent threat to human lives and property.

### SEC. 3. AMENDMENTS TO ENDANGERED SPECIES ACT OF 1973.

Section 7(a) of the Endangered Species Act of 1973 (16 U.S.C. 1536(a)) is amended by adding at the end the following new paragraph:

"(5)(A)(i) Consultation and conferencing under paragraphs (2) and (4), with respect to a project to repair or replace a flood control facility located in any area in the United States that is declared a Federal disaster area in 1997, shall only be required in the same manner and to the same extent as would be required for that project if it were carried out in the area in California that is subject to the United States Fish and Wildlife Service Policy on Emergency Flood Response and Short Term Repair of Flood Control Facilities, issued on February 19, 1997.

"(ii) This subparagraph shall not apply to projects in a Federal disaster area after the earlier of—

"(I) the date the Assistant Secretary of the Army for Civil Works determines that all necessary emergency repairs to flood control facilities in the area have been completed; or

"(II) December 31, 1998.

"(B)(i) Consultation and conferencing under paragraphs (2) and (4), with respect to any project to repair a flood control facility in response to an imminent threat to human lives and property, shall only be required in the same manner and to the same extent as would be required under the policy referred to in subparagraph (A)(i) for a project that is substantially similar in nature and scope.

"(ii) This subparagraph shall not apply after December 31, 1998.

"(C) This paragraph shall not affect the authority of the President under section 7(p)."

H.R. 478

OFFERED BY: MR. CAMPBELL

*(Page and line numbers refer to H.R. 478 as introduced in the House)*

AMENDMENT No. 2: Page 3, after line 12, insert the following new line after the word "authorization":

where necessary to protect human life or to prevent the substantial risk of serious property damage.

Page 4, after line 8, insert the following new line after the word "authorization":

where necessary to protect human life or to prevent the substantial risk of serious property damage.

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OFFERED BY: MR. TAUZIN

AMENDMENT No. 3: In section 3 of the bill, insert "(where necessary to protect human life or to prevent the risk of serious property damage)" after "operation of a project or a facility" each place it appears.

H.R. 478

OFFERED BY: MR. TAUZIN

AMENDMENT No. 4: On page 3, strike lines 10 through 15 and insert instead:

"(B) consists of maintenance, rehabilitation, repair, or replacement of a Federal or non-Federal flood control project, facility or structure; or

"(C) consists of the operation of a project or facility in accordance with a previously issued Federal license, permit or other authorization where necessary to protect human life or to prevent the risk of serious property damage."

On page 4, strike lines 7 through 12 and insert:

"(B) consists of maintenance, rehabilitation, repair, or replacement of a Federal or non-Federal flood control project, facility or structure; or

"(C) consists of the operation of a project or facility in accordance with a previously issued Federal license, permit or other authorization where necessary to protect human life or to prevent the risk of serious property damage."

H.R. 1469

OFFERED BY: MR. CRAPO

AMENDMENT No. 1: At the end of title III, add the following new title:

## TITLE IV

### DEFICIT REDUCTION LOCK-BOX

#### DEFICIT REDUCTION LOCK-BOX LEDGER

SEC. 401. (a) Title III of the Congressional Budget Act of 1974 is amended by adding at the end the following new section:

#### "DEFICIT REDUCTION LOCK-BOX LEDGER

"SEC. 314. (a) ESTABLISHMENT OF LEDGER.—The Director of the Congressional Budget Of-

fice (hereinafter in this section referred to as the "Director") shall maintain a ledger to be known as the "Deficit Reduction Lock-box Ledger". The Ledger shall be divided into entries corresponding to the subcommittees of the Committees on Appropriations. Each entry shall consist of three parts: the 'House Lock-box Balance'; the 'Senate Lock-box Balance'; and the 'Joint House-Senate Lock-box Balance'.

"(b) COMPONENTS OF LEDGER.—Each component in an entry shall consist only of amounts credited to it under subsection (c). No entry of a negative amount shall be made.

"(c) CREDIT OF AMOUNTS TO LEDGER.—(1) The Director shall, upon the engrossment of any appropriation bill by the House of Representatives and upon the engrossment of that bill by the Senate, credit to the applicable entry balance of that House amounts of new budget authority and outlays equal to the net amounts of reductions in new budget authority and in outlays resulting from amendments agreed to by that House to that bill.

"(2) The Director shall, upon the engrossment of Senate amendments to any appropriation bill, credit to the applicable Joint House-Senate Lock-box Balance the amounts of new budget authority and outlays equal to—

"(A) an amount equal to one-half of the sum of (i) the amount of new budget authority in the House Lock-box Balance plus (ii) the amount of new budget authority in the Senate Lock-box Balance for that bill; and

"(B) an amount equal to one-half of the sum of (i) the amount of outlays in the House Lock-box Balance plus (ii) the amount of outlays in the Senate Lock-box Balance for that bill.

"(3) CALCULATION OF LOCK-BOX SAVINGS IN SENATE.—For purposes of calculating under this section the net amounts of reductions in new budget authority and in outlays resulting from amendments agreed to by the Senate on an appropriation bill, the amendments reported to the Senate by its Committee on Appropriations shall be considered to be part of the original text of the bill.

"(d) DEFINITION.—An used in this section, the term 'appropriation bill' means any general or special appropriation bill, and any bill or joint resolution making supplemental, deficiency, or continuing appropriations through the end of a fiscal year."

(b) The table of contents set forth in section 1(b) of the Congressional Budget and Impoundment Control Act of 1974 is amended by inserting after the item relating to section 313 the following new items:

"Sec. 314. Deficit reduction lock-box ledger."

#### TALLY DURING HOUSE CONSIDERATION

SEC. 402. There shall be available to Members in the House of Representatives during consideration of any appropriations bill by the House a running tally of the amendments adopted reflecting increases and decreases of budget authority in the bill as reported.

#### DOWNWARD ADJUSTMENT OF SECTION 602(A)

#### ALLOCATIONS AND 602(B) SUBALLOCATIONS

SEC. 403. (a) Section 602(a) of the Congressional Budget Act of 1974 is amended by adding at the end the following new paragraph:

"(5) Upon the engrossment of Senate amendments to any appropriation bill (as defined in section 314(d)) for a fiscal year, the amounts allocated under paragraph (1) or (2) to the Committee on Appropriations of each House upon the adoption of the most recent concurrent resolution on the budget for that fiscal year shall be adjusted downward by the amounts credited to the applicable Joint

House-Senate Lock-box Balance under section 314(c)(2). The revised levels of budget authority and outlays shall be submitted to each House by the chairman of the Committee on the Budget of that House and shall be printed in the Congressional Record."

(b) Section 602(b)(1) of the Congressional Budget Act of 1974 is amended by adding at the end the following new sentence: "Whenever an adjustment is made under subsection (a)(5) to an allocation under that subsection, the chairman of the Committee on Appropriations of each House shall make downward adjustments in the most recent suballocations of new budget authority and outlays under subparagraph (A) to the appropriate subcommittees of that committee in the total amounts of those adjustments under section 314(c)(2). The revised suballocations shall be submitted to each House by the chairman of the Committee on Appropriations of that House and shall be printed in the Congressional Record."

#### PERIODIC REPORTING OF LEDGERS

SEC. 404. Section 308(b)(1) of the Congressional Budget Act of 1974 is amended by add-

ing at the end the following new sentence: "Such reports shall also include an up-to-date tabulation of the amounts contained in the ledger and each entry established by section 314(a)."

#### DOWNWARD ADJUSTMENT OF DISCRETIONARY SPENDING LIMITS

SEC. 405. The discretionary spending limits for new budget authority and outlays for any fiscal year set forth in section 601(a)(2) of the Congressional Budget Act of 1974, as adjusted in strict conformance with section 251 of the Balanced Budget and Emergency Deficit Control Act of 1985, shall be reduced by the amounts set forth in the final regular appropriation bill for that fiscal year or joint resolution making continuing appropriations through the end of that fiscal year. Those amounts shall be the sums of the Joint House-Senate Lock-box Balances for that fiscal year, as calculated under section 602(a)(5) of the Congressional Budget Act of 1974. That bill or joint resolution shall contain the following statement of law: "As required by section 6 of the Deficit Reduction Lock-box Act of 1997, for fiscal year [insert appropriate

fiscal year] and each outyear, the adjusted discretionary spending limit for new budget authority shall be reduced by \$ [insert appropriate amount of reduction] and the adjusted discretionary limit for outlays shall be reduced by \$ [insert appropriate amount of reduction] for the budget year and each outyear." Notwithstanding section 904(c) of the Congressional Budget Act of 1974, section 306 of that Act as it applies to this statement shall be waived. This adjustment shall be reflected in reports under sections 254(g) and 254(h) of the Balanced Budget and Emergency Deficit Control Act of 1985.

#### EFFECTIVE DATE

SEC. 406. (a) This title shall apply to all appropriation bills making appropriations for fiscal year 1998 or any subsequent fiscal year.

(b) As used in this section, the term "appropriation bill" means any general or special appropriation bill, and any bill or joint resolution making supplemental, deficiency, or continuing appropriations through the end of a fiscal year.