

Calendar No. \_\_\_\_\_

109TH CONGRESS  
2D SESSION

**S. CON. RES.** \_\_\_\_\_

[Report No. 109-\_\_\_\_]

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IN THE SENATE OF THE UNITED STATES

\_\_\_\_ (legislative day, \_\_\_\_\_), 2006

\_\_\_\_\_, from the Committee on the Budget, reported the following original concurrent resolution; which was placed on the calendar

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## CONCURRENT RESOLUTION

Setting forth the congressional budget for the United States Government for fiscal year 2007 and including the appropriate budgetary levels for fiscal years 2006 and 2008 through 2011.

1       *Resolved by the Senate (the House of Representatives*  
2 *concurring),*

3       **SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET**  
4                               **FOR FISCAL YEAR 2007.**

5       (a) DECLARATION.—The Congress declares that the  
6 concurrent resolution on the budget for fiscal year 2007  
7 is hereby established and that the appropriate budgetary

1 levels for fiscal years 2006 and 2008 through 2011 are  
2 set forth.

3 (b) TABLE OF CONTENTS.—The table of contents for  
4 this concurrent resolution is as follows:

Sec. 1. Concurrent resolution on the budget for fiscal year 2007.

#### TITLE I—RECOMMENDED LEVELS AND AMOUNTS

Sec. 101. Recommended levels and amounts.

Sec. 102. Social Security.

Sec. 103. Major functional categories.

#### TITLE II—RECONCILIATION

Sec. 201. Reconciliation in the senate.

#### TITLE III—RESERVE FUNDS

Sec. 301. Reserve fund for the uninsured.

Sec. 302. Reserve fund for health information technology.

Sec. 303. Reserve fund for the Asbestos Injury Trust Fund.

Sec. 304. Reserve fund for the safe importation of prescription drugs.

Sec. 305. Reserve fund for Secure Rural Schools and Community Self-Determination Act Reauthorization.

Sec. 306. Reserve fund for comprehensive immigration reform.

Sec. 307. Reserve fund for Indian Claim Settlement.

Sec. 308. Reserve fund for the National Flood Insurance Program.

Sec. 309. Reserve fund to protect America's competitive edge.

Sec. 310. Reserve fund for Land and Water Conservation Fund.

#### TITLE IV—ENFORCEMENT

Sec. 401. Restrictions on advance appropriations.

Sec. 402. Emergency legislation.

Sec. 403. Discretionary spending limits.

Sec. 404. Application and effect of changes in allocations and aggregates.

Sec. 405. Adjustments to reflect changes in concepts and definitions.

Sec. 406. Direct spending limitation.

Sec. 407. Exercise of rulemaking powers.

## 5 **TITLE I—RECOMMENDED** 6 **LEVELS AND AMOUNTS**

### 7 **SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.**

8 The following budgetary levels are appropriate for  
9 each of fiscal years 2006 through 2011:

1 (1) FEDERAL REVENUES.—For purposes of the  
2 enforcement of this resolution:

3 (A) The recommended levels of Federal  
4 revenues are as follows:

5 Fiscal year 2006:

6 \$ \_\_\_\_\_ 000,000.

7 Fiscal year 2007:

8 \$ \_\_\_\_\_ 000,000.

9 Fiscal year 2008:

10 \$ \_\_\_\_\_ 000,000.

11 Fiscal year 2009:

12 \$ \_\_\_\_\_ 000,000.

13 Fiscal year 2010:

14 \$ \_\_\_\_\_ 000,000.

15 Fiscal year 2011:

16 \$ \_\_\_\_\_ 000,000.

17 (B) The amounts by which the aggregate  
18 levels of Federal revenues should be reduced are  
19 as follows:

20 Fiscal year 2006:

21 \$ \_\_\_\_\_ 000,000.

22 Fiscal year 2007:

23 \$ \_\_\_\_\_ 000,000.

24 Fiscal year 2008:

25 \$ \_\_\_\_\_ 000,000.

1 Fiscal year 2009:

2 \$ \_\_\_\_\_ 000,000.

3 Fiscal year 2010:

4 \$ \_\_\_\_\_ 000,000.

5 Fiscal year 2011:

6 \$ \_\_\_\_\_ 000,000.

7 (2) NEW BUDGET AUTHORITY.—For purposes  
8 of the enforcement of this resolution, the appropriate  
9 levels of total new budget authority are as follows:

10 Fiscal year 2006:

11 \$ \_\_\_\_\_ 000,000.

12 Fiscal year 2007:

13 \$ \_\_\_\_\_ 000,000.

14 Fiscal year 2008:

15 \$ \_\_\_\_\_ 000,000.

16 Fiscal year 2009:

17 \$ \_\_\_\_\_ 000,000.

18 Fiscal year 2010:

19 \$ \_\_\_\_\_ 000,000.

20 Fiscal year 2011:

21 \$ \_\_\_\_\_ 000,000.

22 (3) BUDGET OUTLAYS.—For purposes of the  
23 enforcement of this resolution, the appropriate levels  
24 of total budget outlays are as follows:

1	Fiscal	year	2006:
2	\$	_____	000,000.
3	Fiscal	year	2007:
4	\$	_____	000,000.
5	Fiscal	year	2008:
6	\$	_____	000,000.
7	Fiscal	year	2009:
8	\$	_____	000,000.
9	Fiscal	year	2010:
10	\$	_____	000,000.
11	Fiscal	year	2011:
12	\$	_____	000,000.

13 (4) DEFICITS.—For purposes of the enforce-  
14 ment of this resolution, the amounts of the deficits  
15 are as follows:

16	Fiscal	year	2006:
17	\$	_____	000,000.
18	Fiscal	year	2007:
19	\$	_____	000,000.
20	Fiscal	year	2008:
21	\$	_____	000,000.
22	Fiscal	year	2009:
23	\$	_____	000,000.
24	Fiscal	year	2010:
25	\$	_____	000,000.

1 Fiscal year 2011:  
 2 \$ \_\_\_\_\_ 000,000.

3 (5) DEBT SUBJECT TO LIMIT.—The appropriate  
 4 levels of the public debt are as follows:

5 Fiscal year 2006:  
 6 \$ \_\_\_\_\_ 000,000.

7 Fiscal year 2007:  
 8 \$ \_\_\_\_\_ 000,000.

9 Fiscal year 2008:  
 10 \$ \_\_\_\_\_ 000,000.

11 Fiscal year 2009:  
 12 \$ \_\_\_\_\_ 000,000.

13 Fiscal year 2010:  
 14 \$ \_\_\_\_\_ 000,000.

15 Fiscal year 2011:  
 16 \$ \_\_\_\_\_ 000,000.

17 (6) DEBT HELD BY THE PUBLIC.—The appro-  
 18 priate levels of debt held by the public are as follows:

19 Fiscal year 2006:  
 20 \$ \_\_\_\_\_ 000,000.

21 Fiscal year 2007:  
 22 \$ \_\_\_\_\_ 000,000.

23 Fiscal year 2008:  
 24 \$ \_\_\_\_\_ 000,000.

1	Fiscal	year	2009:
2	\$	_____	000,000.
3	Fiscal	year	2010:
4	\$	_____	000,000.
5	Fiscal	year	2011:
6	\$	_____	000,000.

7 **SEC. 102. SOCIAL SECURITY.**

8 (a) SOCIAL SECURITY REVENUES.—The amounts of  
9 revenues of the Federal Old-Age and Survivors Insurance  
10 Trust Fund and the Federal Disability Insurance Trust  
11 Fund are as follows:

12	Fiscal	year	2006:
13	\$	_____	000,000.
14	Fiscal	year	2007:
15	\$	_____	000,000.
16	Fiscal	year	2008:
17	\$	_____	000,000.
18	Fiscal	year	2009:
19	\$	_____	000,000.
20	Fiscal	year	2010:
21	\$	_____	000,000.
22	Fiscal	year	2011:
23	\$	_____	000,000.

24 (b) SOCIAL SECURITY OUTLAYS.—The amounts of  
25 outlays of the Federal Old-Age and Survivors Insurance

1 Trust Fund and the Federal Disability Insurance Trust  
2 Fund are as follows:

3 Fiscal year 2006:

4 \$\_\_\_\_\_000,000.

5 Fiscal year 2007:

6 \$\_\_\_\_\_000,000.

7 Fiscal year 2008:

8 \$\_\_\_\_\_000,000.

9 Fiscal year 2009:

10 \$\_\_\_\_\_000,000.

11 Fiscal year 2010:

12 \$\_\_\_\_\_000,000.

13 Fiscal year 2011:

14 \$\_\_\_\_\_000,000.

15 (c) SOCIAL SECURITY ADMINISTRATIVE EX-  
16 PENSES.—In the Senate, the amounts of new budget au-  
17 thority and budget outlays of the Federal Old-Age and  
18 Survivors Insurance Trust Fund and the Federal Dis-  
19 ability Insurance Trust Fund for administrative expenses  
20 are as follows:

21 Fiscal year 2006:

22 (A) New budget authority,

23 \$\_\_\_\_\_000,000.

24 (B) Outlays, \$\_\_\_\_\_000,000.

25 Fiscal year 2007:

1 (A) New budget authority,  
 2 \$\_\_\_\_\_000,000.

3 (B) Outlays, \$\_\_\_\_\_000,000

4 Fiscal year 2008:

5 (A) New budget authority,  
 6 \$\_\_\_\_\_000,000.

7 (B) Outlays, \$\_\_\_\_\_000,000.

8 Fiscal year 2009:

9 (A) New budget authority,  
 10 \$\_\_\_\_\_000,000.

11 (B) Outlays, \$\_\_\_\_\_000,000.

12 Fiscal year 2010:

13 (A) New budget authority,  
 14 \$\_\_\_\_\_000,000.

15 (B) Outlays, \$\_\_\_\_\_000,000.

16 Fiscal year 2011:

17 (A) New budget authority,  
 18 \$\_\_\_\_\_000,000.

19 (B) Outlays, \$\_\_\_\_\_000,000.

20 **SEC. 103. MAJOR FUNCTIONAL CATEGORIES.**

21 The Congress determines and declares that the ap-  
 22 propriate levels of new budget authority and outlays for  
 23 fiscal years 2006 through 2011 for each major functional  
 24 category are:

25 (1) National Defense (050):

10

1 Fiscal year 2006:

2 (A) New budget authority,

3 \$\_\_\_\_\_000,000.

4 (B) Outlays,

5 \$\_\_\_\_\_000,000.

6 Fiscal year 2007:

7 (A) New budget authority,

8 \$\_\_\_\_\_000,000.

9 (B) Outlays,

10 \$\_\_\_\_\_000,000.

11 Fiscal year 2008:

12 (A) New budget authority,

13 \$\_\_\_\_\_000,000.

14 (B) Outlays,

15 \$\_\_\_\_\_000,000.

16 Fiscal year 2009:

17 (A) New budget authority,

18 \$\_\_\_\_\_000,000.

19 (B) Outlays,

20 \$\_\_\_\_\_000,000.

21 Fiscal year 2010:

22 (A) New budget authority,

23 \$\_\_\_\_\_000,000.

24 (B) Outlays,

25 \$\_\_\_\_\_000,000.

11

1 Fiscal year 2011:

2 (A) New budget authority,

3 \$ \_\_\_\_\_ 000,000.

4 (B) Outlays,

5 \$ \_\_\_\_\_ 000,000.

6 (2) International Affairs (150):

7 Fiscal year 2006:

8 (A) New budget authority,

9 \$ \_\_\_\_\_ 000,000.

10 (B) Outlays,

11 \$ \_\_\_\_\_ 000,000.

12 Fiscal year 2007:

13 (A) New budget authority,

14 \$ \_\_\_\_\_ 000,000.

15 (B) Outlays,

16 \$ \_\_\_\_\_ 000,000.

17 Fiscal year 2008:

18 (A) New budget authority,

19 \$ \_\_\_\_\_ 000,000.

20 (B) Outlays,

21 \$ \_\_\_\_\_ 000,000.

22 Fiscal year 2009:

23 (A) New budget authority,

24 \$ \_\_\_\_\_ 000,000.

1 (B) Outlays,

2 \$\_\_\_\_\_000,000.

3 Fiscal year 2010:

4 (A) New budget authority,

5 \$\_\_\_\_\_000,000.

6 (B) Outlays,

7 \$\_\_\_\_\_000,000.

8 Fiscal year 2011:

9 (A) New budget authority,

10 \$\_\_\_\_\_000,000.

11 (B) Outlays,

12 \$\_\_\_\_\_000,000.

13 (3) General Science, Space, and Technology

14 (250):

15 Fiscal year 2006:

16 (A) New budget authority,

17 \$\_\_\_\_\_000,000.

18 (B) Outlays,

19 \$\_\_\_\_\_000,000.

20 Fiscal year 2007:

21 (A) New budget authority,

22 \$\_\_\_\_\_000,000.

23 (B) Outlays,

24 \$\_\_\_\_\_000,000.

25 Fiscal year 2008:

13

1 (A) New budget authority,  
2 \$\_\_\_\_\_000,000.

3 (B) Outlays,  
4 \$\_\_\_\_\_000,000.

5 Fiscal year 2009:

6 (A) New budget authority,  
7 \$\_\_\_\_\_000,000.

8 (B) Outlays,  
9 \$\_\_\_\_\_000,000.

10 Fiscal year 2010:

11 (A) New budget authority,  
12 \$\_\_\_\_\_000,000.

13 (B) Outlays,  
14 \$\_\_\_\_\_000,000.

15 Fiscal year 2011:

16 (A) New budget authority,  
17 \$\_\_\_\_\_000,000.

18 (B) Outlays,  
19 \$\_\_\_\_\_000,000.

20 (4) Energy (270):

21 Fiscal year 2006:

22 (A) New budget authority,  
23 \$\_\_\_\_\_000,000.

24 (B) Outlays,  
25 \$\_\_\_\_\_000,000.

1 Fiscal year 2007:  
2 (A) New budget authority,  
3 \$\_\_\_\_\_000,000.  
4 (B) Outlays,  
5 \$\_\_\_\_\_000,000.  
6 Fiscal year 2008:  
7 (A) New budget authority,  
8 \$\_\_\_\_\_000,000.  
9 (B) Outlays,  
10 \$\_\_\_\_\_000,000.  
11 Fiscal year 2009:  
12 (A) New budget authority,  
13 \$\_\_\_\_\_000,000.  
14 (B) Outlays,  
15 \$\_\_\_\_\_000,000.  
16 Fiscal year 2010:  
17 (A) New budget authority,  
18 \$\_\_\_\_\_000,000.  
19 (B) Outlays,  
20 \$\_\_\_\_\_000,000.  
21 Fiscal year 2011:  
22 (A) New budget authority,  
23 \$\_\_\_\_\_000,000.  
24 (B) Outlays,  
25 \$\_\_\_\_\_000,000.

1 (5) Natural Resources and Environment (300):

2 Fiscal year 2006:

3 (A) New budget authority,

4 \$ \_\_\_\_\_ 000,000.

5 (B) Outlays,

6 \$ \_\_\_\_\_ 000,000.

7 Fiscal year 2007:

8 (A) New budget authority,

9 \$ \_\_\_\_\_ 000,000.

10 (B) Outlays,

11 \$ \_\_\_\_\_ 000,000.

12 Fiscal year 2008:

13 (A) New budget authority,

14 \$ \_\_\_\_\_ 000,000.

15 (B) Outlays,

16 \$ \_\_\_\_\_ 000,000.

17 Fiscal year 2009:

18 (A) New budget authority,

19 \$ \_\_\_\_\_ 000,000.

20 (B) Outlays,

21 \$ \_\_\_\_\_ 000,000.

22 Fiscal year 2010:

23 (A) New budget authority,

24 \$ \_\_\_\_\_ 000,000.

1 (B) Outlays,  
2 \$ \_\_\_\_\_ 000,000.  
3 Fiscal year 2011:  
4 (A) New budget authority,  
5 \$ \_\_\_\_\_ 000,000.  
6 (B) Outlays,  
7 \$ \_\_\_\_\_ 000,000.  
8 (6) Agriculture (350):  
9 Fiscal year 2006:  
10 (A) New budget authority,  
11 \$ \_\_\_\_\_ 000,000.  
12 (B) Outlays,  
13 \$ \_\_\_\_\_ 000,000.  
14 Fiscal year 2007:  
15 (A) New budget authority,  
16 \$ \_\_\_\_\_ 000,000.  
17 (B) Outlays,  
18 \$ \_\_\_\_\_ 000,000.  
19 Fiscal year 2008:  
20 (A) New budget authority,  
21 \$ \_\_\_\_\_ 000,000.  
22 (B) Outlays,  
23 \$ \_\_\_\_\_ 000,000.  
24 Fiscal year 2009:

17

1 (A) New budget authority,

2 \$ \_\_\_\_\_ 000,000.

3 (B) Outlays,

4 \$ \_\_\_\_\_ 000,000.

5 Fiscal year 2010:

6 (A) New budget authority,

7 \$ \_\_\_\_\_ 000,000.

8 (B) Outlays,

9 \$ \_\_\_\_\_ 000,000.

10 Fiscal year 2011:

11 (A) New budget authority,

12 \$ \_\_\_\_\_ 000,000.

13 (B) Outlays,

14 \$ \_\_\_\_\_ 000,000.

15 (7) Commerce and Housing Credit (370):

16 Fiscal year 2006:

17 (A) New budget authority,

18 \$ \_\_\_\_\_ 000,000.

19 (B) Outlays,

20 \$ \_\_\_\_\_ 000,000.

21 Fiscal year 2007:

22 (A) New budget authority,

23 \$ \_\_\_\_\_ 000,000.

24 (B) Outlays,

25 \$ \_\_\_\_\_ 000,000.

1 Fiscal year 2008:  
2 (A) New budget authority,  
3 \$ \_\_\_\_\_ 000,000.  
4 (B) Outlays,  
5 \$ \_\_\_\_\_ 000,000.  
6 Fiscal year 2009:  
7 (A) New budget authority,  
8 \$ \_\_\_\_\_ 000,000.  
9 (B) Outlays,  
10 \$ \_\_\_\_\_ 000,000.  
11 Fiscal year 2010:  
12 (A) New budget authority,  
13 \$ \_\_\_\_\_ 000,000.  
14 (B) Outlays,  
15 \$ \_\_\_\_\_ 000,000.  
16 Fiscal year 2011:  
17 (A) New budget authority,  
18 \$ \_\_\_\_\_ 000,000.  
19 (B) Outlays,  
20 \$ \_\_\_\_\_ 000,000.  
21 (8) Transportation (400):  
22 Fiscal year 2006:  
23 (A) New budget authority,  
24 \$ \_\_\_\_\_ 000,000.

1	(B)	Outlays,
2	\$_____000,000.	
3	Fiscal year 2007:	
4	(A) New budget	authority,
5	\$_____000,000.	
6	(B)	Outlays,
7	\$_____000,000.	
8	Fiscal year 2008:	
9	(A) New budget	authority,
10	\$_____000,000.	
11	(B)	Outlays,
12	\$_____000,000.	
13	Fiscal year 2009:	
14	(A) New budget	authority,
15	\$_____000,000.	
16	(B)	Outlays,
17	\$_____000,000.	
18	Fiscal year 2010:	
19	(A) New budget	authority,
20	\$_____000,000.	
21	(B)	Outlays,
22	\$_____000,000.	
23	Fiscal year 2011:	
24	(A) New budget	authority,
25	\$_____000,000.	

1 (B) Outlays,

2 \$\_\_\_\_\_000,000.

3 (9) Community and Regional Development

4 (450):

5 Fiscal year 2006:

6 (A) New budget authority,

7 \$\_\_\_\_\_000,000.

8 (B) Outlays,

9 \$\_\_\_\_\_000,000.

10 Fiscal year 2007:

11 (A) New budget authority,

12 \$\_\_\_\_\_000,000.

13 (B) Outlays,

14 \$\_\_\_\_\_000,000.

15 Fiscal year 2008:

16 (A) New budget authority,

17 \$\_\_\_\_\_000,000.

18 (B) Outlays,

19 \$\_\_\_\_\_000,000.

20 Fiscal year 2009:

21 (A) New budget authority,

22 \$\_\_\_\_\_000,000.

23 (B) Outlays,

24 \$\_\_\_\_\_000,000.

25 Fiscal year 2010:

21

1 (A) New budget authority,

2 \$ \_\_\_\_\_ 000,000.

3 (B) Outlays,

4 \$ \_\_\_\_\_ 000,000.

5 Fiscal year 2011:

6 (A) New budget authority,

7 \$ \_\_\_\_\_ 000,000.

8 (B) Outlays,

9 \$ \_\_\_\_\_ 000,000.

10 (10) Education, Training, Employment, and

11 Social Services (500):

12 Fiscal year 2006:

13 (A) New budget authority,

14 \$ \_\_\_\_\_ 000,000.

15 (B) Outlays,

16 \$ \_\_\_\_\_ 000,000.

17 Fiscal year 2007:

18 (A) New budget authority,

19 \$ \_\_\_\_\_ 000,000.

20 (B) Outlays,

21 \$ \_\_\_\_\_ 000,000.

22 Fiscal year 2008:

23 (A) New budget authority,

24 \$ \_\_\_\_\_ 000,000.

1 (B) Outlays,

2 \$ \_\_\_\_\_ 000,000.

3 Fiscal year 2009:

4 (A) New budget authority,

5 \$ \_\_\_\_\_ 000,000.

6 (B) Outlays,

7 \$ \_\_\_\_\_ 000,000.

8 Fiscal year 2010:

9 (A) New budget authority,

10 \$ \_\_\_\_\_ 000,000.

11 (B) Outlays,

12 \$ \_\_\_\_\_ 000,000.

13 Fiscal year 2011:

14 (A) New budget authority,

15 \$ \_\_\_\_\_ 000,000.

16 (B) Outlays,

17 \$ \_\_\_\_\_ 000,000.

18 (11) Health (550):

19 Fiscal year 2006:

20 (A) New budget authority,

21 \$ \_\_\_\_\_ 000,000.

22 (B) Outlays,

23 \$ \_\_\_\_\_ 000,000.

24 Fiscal year 2007:

1 (A) New budget authority,  
 2 \$\_\_\_\_\_000,000.

3 (B) Outlays,  
 4 \$\_\_\_\_\_000,000.

5 Fiscal year 2008:

6 (A) New budget authority,  
 7 \$\_\_\_\_\_000,000.

8 (B) Outlays,  
 9 \$\_\_\_\_\_000,000.

10 Fiscal year 2009:

11 (A) New budget authority,  
 12 \$\_\_\_\_\_000,000.

13 (B) Outlays,  
 14 \$\_\_\_\_\_000,000.

15 Fiscal year 2010:

16 (A) New budget authority,  
 17 \$\_\_\_\_\_000,000.

18 (B) Outlays,  
 19 \$\_\_\_\_\_000,000.

20 Fiscal year 2011:

21 (A) New budget authority,  
 22 \$\_\_\_\_\_000,000.

23 (B) Outlays,  
 24 \$\_\_\_\_\_000,000.

25 (12) Medicare (570):

24

1 Fiscal year 2006:

2 (A) New budget authority,

3 \$\_\_\_\_\_000,000.

4 (B) Outlays,

5 \$\_\_\_\_\_000,000.

6 Fiscal year 2007:

7 (A) New budget authority,

8 \$\_\_\_\_\_000,000.

9 (B) Outlays,

10 \$\_\_\_\_\_000,000.

11 Fiscal year 2008:

12 (A) New budget authority,

13 \$\_\_\_\_\_000,000.

14 (B) Outlays,

15 \$\_\_\_\_\_000,000.

16 Fiscal year 2009:

17 (A) New budget authority,

18 \$\_\_\_\_\_000,000.

19 (B) Outlays,

20 \$\_\_\_\_\_000,000.

21 Fiscal year 2010:

22 (A) New budget authority,

23 \$\_\_\_\_\_000,000.

24 (B) Outlays,

25 \$\_\_\_\_\_000,000.

25

1 Fiscal year 2011:

2 (A) New budget authority,

3 \$ \_\_\_\_\_ 000,000.

4 (B) Outlays,

5 \$ \_\_\_\_\_ 000,000.

6 (13) Income Security (600):

7 Fiscal year 2006:

8 (A) New budget authority,

9 \$ \_\_\_\_\_ 000,000.

10 (B) Outlays,

11 \$ \_\_\_\_\_ 000,000.

12 Fiscal year 2007:

13 (A) New budget authority,

14 \$ \_\_\_\_\_ 000,000.

15 (B) Outlays,

16 \$ \_\_\_\_\_ 000,000.

17 Fiscal year 2008:

18 (A) New budget authority,

19 \$ \_\_\_\_\_ 000,000.

20 (B) Outlays,

21 \$ \_\_\_\_\_ 000,000.

22 Fiscal year 2009:

23 (A) New budget authority,

24 \$ \_\_\_\_\_ 000,000.

1 (B) Outlays,  
2 \$ \_\_\_\_\_ 000,000.  
3 Fiscal year 2010:  
4 (A) New budget authority,  
5 \$ \_\_\_\_\_ 000,000.  
6 (B) Outlays,  
7 \$ \_\_\_\_\_ 000,000.  
8 Fiscal year 2011:  
9 (A) New budget authority,  
10 \$ \_\_\_\_\_ 000,000.  
11 (B) Outlays,  
12 \$ \_\_\_\_\_ 000,000.  
13 (14) Social Security (650):  
14 Fiscal year 2006:  
15 (A) New budget authority,  
16 \$ \_\_\_\_\_ 000,000.  
17 (B) Outlays,  
18 \$ \_\_\_\_\_ 000,000.  
19 Fiscal year 2007:  
20 (A) New budget authority,  
21 \$ \_\_\_\_\_ 000,000.  
22 (B) Outlays,  
23 \$ \_\_\_\_\_ 000,000.  
24 Fiscal year 2008:

1 (A) New budget authority,  
2 \$\_\_\_\_\_000,000.  
3 (B) Outlays,  
4 \$\_\_\_\_\_000,000.  
5 Fiscal year 2009:  
6 (A) New budget authority,  
7 \$\_\_\_\_\_000,000.  
8 (B) Outlays,  
9 \$\_\_\_\_\_000,000.  
10 Fiscal year 2010:  
11 (A) New budget authority,  
12 \$\_\_\_\_\_000,000.  
13 (B) Outlays,  
14 \$\_\_\_\_\_000,000.  
15 Fiscal year 2011:  
16 (A) New budget authority,  
17 \$\_\_\_\_\_000,000.  
18 (B) Outlays,  
19 \$\_\_\_\_\_000,000.  
20 (15) Veterans Benefits and Services (700):  
21 Fiscal year 2006:  
22 (A) New budget authority,  
23 \$\_\_\_\_\_000,000.  
24 (B) Outlays,  
25 \$\_\_\_\_\_000,000.

1 Fiscal year 2007:  
2 (A) New budget authority,  
3 \$\_\_\_\_\_000,000.  
4 (B) Outlays,  
5 \$\_\_\_\_\_000,000.  
6 Fiscal year 2008:  
7 (A) New budget authority,  
8 \$\_\_\_\_\_000,000.  
9 (B) Outlays,  
10 \$\_\_\_\_\_000,000.  
11 Fiscal year 2009:  
12 (A) New budget authority,  
13 \$\_\_\_\_\_000,000.  
14 (B) Outlays,  
15 \$\_\_\_\_\_000,000.  
16 Fiscal year 2010:  
17 (A) New budget authority,  
18 \$\_\_\_\_\_000,000.  
19 (B) Outlays,  
20 \$\_\_\_\_\_000,000.  
21 Fiscal year 2011:  
22 (A) New budget authority,  
23 \$\_\_\_\_\_000,000.  
24 (B) Outlays,  
25 \$\_\_\_\_\_000,000.

1 (16) Administration of Justice (750):  
2 Fiscal year 2006:  
3 (A) New budget authority,  
4 \$\_\_\_\_\_000,000.  
5 (B) Outlays,  
6 \$\_\_\_\_\_000,000.  
7 Fiscal year 2007:  
8 (A) New budget authority,  
9 \$\_\_\_\_\_000,000.  
10 (B) Outlays,  
11 \$\_\_\_\_\_000,000.  
12 Fiscal year 2008:  
13 (A) New budget authority,  
14 \$\_\_\_\_\_000,000.  
15 (B) Outlays,  
16 \$\_\_\_\_\_000,000.  
17 Fiscal year 2009:  
18 (A) New budget authority,  
19 \$\_\_\_\_\_000,000.  
20 (B) Outlays,  
21 \$\_\_\_\_\_000,000.  
22 Fiscal year 2010:  
23 (A) New budget authority,  
24 \$\_\_\_\_\_000,000.

1 (B) Outlays,  
2 \$\_\_\_\_\_000,000.  
3 Fiscal year 2011:  
4 (A) New budget authority,  
5 \$\_\_\_\_\_000,000.  
6 (B) Outlays,  
7 \$\_\_\_\_\_000,000.  
8 (17) General Government (800):  
9 Fiscal year 2006:  
10 (A) New budget authority,  
11 \$\_\_\_\_\_000,000.  
12 (B) Outlays,  
13 \$\_\_\_\_\_000,000.  
14 Fiscal year 2007:  
15 (A) New budget authority,  
16 \$\_\_\_\_\_000,000.  
17 (B) Outlays,  
18 \$\_\_\_\_\_000,000.  
19 Fiscal year 2008:  
20 (A) New budget authority,  
21 \$\_\_\_\_\_000,000.  
22 (B) Outlays,  
23 \$\_\_\_\_\_000,000.  
24 Fiscal year 2009:

1 (A) New budget authority,  
 2 \$\_\_\_\_\_000,000.

3 (B) Outlays,  
 4 \$\_\_\_\_\_000,000.

5 Fiscal year 2010:

6 (A) New budget authority,  
 7 \$\_\_\_\_\_000,000.

8 (B) Outlays,  
 9 \$\_\_\_\_\_000,000.

10 Fiscal year 2011:

11 (A) New budget authority,  
 12 \$\_\_\_\_\_000,000.

13 (B) Outlays,  
 14 \$\_\_\_\_\_000,000.

15 (18) Net Interest (900):

16 Fiscal year 2006:

17 (A) New budget authority,  
 18 \$\_\_\_\_\_000,000.

19 (B) Outlays,  
 20 \$\_\_\_\_\_000,000.

21 Fiscal year 2007:

22 (A) New budget authority,  
 23 \$\_\_\_\_\_000,000.

24 (B) Outlays,  
 25 \$\_\_\_\_\_000,000.

1 Fiscal year 2008:  
2 (A) New budget authority,  
3 \$ \_\_\_\_\_ 000,000.  
4 (B) Outlays,  
5 \$ \_\_\_\_\_ 000,000.  
6 Fiscal year 2009:  
7 (A) New budget authority,  
8 \$ \_\_\_\_\_ 000,000.  
9 (B) Outlays,  
10 \$ \_\_\_\_\_ 000,000.  
11 Fiscal year 2010:  
12 (A) New budget authority,  
13 \$ \_\_\_\_\_ 000,000.  
14 (B) Outlays,  
15 \$ \_\_\_\_\_ 000,000.  
16 Fiscal year 2011:  
17 (A) New budget authority,  
18 \$ \_\_\_\_\_ 000,000.  
19 (B) Outlays,  
20 \$ \_\_\_\_\_ 000,000.  
21 (19) Allowances (920):  
22 Fiscal year 2006:  
23 (A) New budget authority,  
24 \$ \_\_\_\_\_ 000,000.

1	(B)		Outlays,
2	\$ _____	000,000.	
3	Fiscal year 2007:		
4	(A) New budget		authority,
5	\$ _____	000,000.	
6	(B)		Outlays,
7	\$ _____	000,000.	
8	Fiscal year 2008:		
9	(A) New budget		authority,
10	\$ _____	000,000.	
11	(B)		Outlays,
12	\$ _____	000,000.	
13	Fiscal year 2009:		
14	(A) New budget		authority,
15	\$ _____	000,000.	
16	(B)		Outlays,
17	\$ _____	000,000.	
18	Fiscal year 2010:		
19	(A) New budget		authority,
20	\$ _____	000,000.	
21	(B)		Outlays,
22	\$ _____	000,000.	
23	Fiscal year 2011:		
24	(A) New budget		authority,
25	\$ _____	000,000.	

1 (B) Outlays,

2 \$\_\_\_\_\_000,000.

3 (20) Undistributed Offsetting Receipts (950):

4 Fiscal year 2006:

5 (A) New budget authority,

6 \$\_\_\_\_\_000,000.

7 (B) Outlays,

8 \$\_\_\_\_\_000,000.

9 Fiscal year 2007:

10 (A) New budget authority,

11 \$\_\_\_\_\_000,000.

12 (B) Outlays,

13 \$\_\_\_\_\_000,000.

14 Fiscal year 2008:

15 (A) New budget authority,

16 \$\_\_\_\_\_000,000.

17 (B) Outlays,

18 \$\_\_\_\_\_000,000.

19 Fiscal year 2009:

20 (A) New budget authority,

21 \$\_\_\_\_\_000,000.

22 (B) Outlays,

23 \$\_\_\_\_\_000,000.

24 Fiscal year 2010:

35

1 (A) New budget authority,

2 \$\_\_\_\_\_000,000.

3 (B) Outlays,

4 \$\_\_\_\_\_000,000.

5 Fiscal year 2011:

6 (A) New budget authority,

7 \$\_\_\_\_\_000,000.

8 (B) Outlays,

9 \$\_\_\_\_\_000,000.

## 10 **TITLE II—RECONCILIATION**

### 11 **SEC. 201. RECONCILIATION IN THE SENATE.**

12 The Committee on Energy and Natural Resources  
13 shall report to the Senate a reconciliation bill not later  
14 than May 16, 2006, that consists of changes in laws within  
15 its jurisdiction sufficient to reduce budget authority and  
16 outlays by \$3,000,000,000 for the period of fiscal years  
17 2007 through 2011.

## 18 **TITLE III—RESERVE FUNDS**

### 19 **SEC. 301. RESERVE FUND FOR THE UNINSURED.**

20 If—

21 (1) the Committee on Finance or the Com-  
22 mittee on Health, Education, Labor, and Pensions  
23 of the Senate reports a bill or joint resolution, or if  
24 an amendment is offered thereto, or if a conference  
25 report is submitted thereon, that—

1 (A) addresses health care costs, coverage,  
2 or care for the uninsured;

3 (B) provides—

4 (i) safety net access to integrated and  
5 other health care services; or

6 (ii) increases the number of people  
7 with health insurance, provided that such  
8 increase is not obtained primarily as a re-  
9 sult of increasing premiums for the cur-  
10 rently insured;

11 (C) increases access to coverage through  
12 mechanisms that decrease the growth of health  
13 care costs, including tax measures (such as tax  
14 credits and deductibility) market-based meas-  
15 ures (such as regulatory reforms, consumer-di-  
16 rected initiatives) and other measures targeted  
17 to key segments of the uninsured, including in-  
18 dividuals without employer-sponsored coverage,  
19 college students, recent graduates, or chron-  
20 ically ill individuals); and

21 (D) improves the transparency of the cost  
22 and quality for medical care; and

23 (2) that committee is within its allocation as  
24 provided under section 302(a) of the Congressional  
25 Budget Act of 1974;

1 the chairman of the Committee on the Budget may make  
2 the appropriate adjustments in allocations and aggregates  
3 to the extent that such legislation would not increase the  
4 deficit for fiscal year 2007 and for the period of fiscal  
5 years 2007 through 2011.

6 **SEC. 302. RESERVE FUND FOR HEALTH INFORMATION**  
7 **TECHNOLOGY.**

8 If—

9 (1) the Committee on Finance or the Com-  
10 mittee on Health, Education, Labor, and Pensions  
11 of the Senate reports a bill or joint resolution, or if  
12 an amendment is offered thereto or if a conference  
13 report is submitted thereon, that—

14 (A) provides incentives or other support for  
15 adoption of modern information technology to  
16 improve quality in health care; and

17 (B) provides for performance-based pay-  
18 ments, which are based on accepted clinical per-  
19 formance measures that improve the quality in  
20 health care; and

21 (2) that committee is within its allocation as  
22 provided under section 302(a) of the Congressional  
23 Budget Act of 1974;

24 the chairman of the Committee on the Budget may make  
25 the appropriate adjustments in allocations and aggregates

1 to the extent that such legislation would not increase the  
2 deficit for fiscal year 2007 and the period of fiscal years  
3 2007 through 2011.

4 **SEC. 303. RESERVE FUND FOR THE ASBESTOS INJURY**  
5 **TRUST FUND.**

6 If—

7 (1) the Committee on Judiciary reports legisla-  
8 tion, or if an amendment is offered thereto or if a  
9 conference report is submitted thereon, that—

10 (A) provides monetary compensation to im-  
11 paired victims of asbestos-related disease who  
12 can establish that asbestos exposure is a sub-  
13 stantial contributing factor in causing their  
14 condition;

15 (B) does not provide monetary compensa-  
16 tion to the unimpaired claimants or those suf-  
17 fering from a disease who cannot establish that  
18 asbestos exposure was a substantial contrib-  
19 uting factor in causing their condition; and

20 (C) is estimated to remain funded from  
21 nontaxpayer sources for the life of the fund;  
22 and

23 (2) that committee is within its allocation as  
24 provided under section 302(a) of the Congressional  
25 Budget Act of 1974;

1 the chairman of the Committee on the Budget may make  
2 the appropriate adjustments in allocations and aggregates  
3 to the extent that such legislation would not increase the  
4 deficit for the period of fiscal years 2007 through 2057.

5 **SEC. 304. RESERVE FUND FOR THE SAFE IMPORTATION OF**  
6 **PRESCRIPTION DRUGS.**

7 If—

8 (1) the Committee on Health, Education,  
9 Labor, and Pensions of the Senate reports a bill or  
10 joint resolution, or an amendment is offered thereto  
11 or a conference report is submitted thereon, that  
12 permits the safe importation of prescription drugs  
13 approved by the Food and Drug Administration  
14 from specified countries with strong safety laws; and

15 (2) that committee is within its allocation as  
16 provided under section 302(a) of the Congressional  
17 Budget Act of 1974;

18 the chairman of the Committee on the Budget may make  
19 the appropriate adjustments in allocations and aggregates  
20 to the extent that such legislation would not increase the  
21 deficit for fiscal year 2007 and for the period of fiscal  
22 years 2007 through 2011.

1 **SEC. 305. RESERVE FUND FOR SECURE RURAL SCHOOLS**  
2 **AND COMMUNITY SELF-DETERMINATION ACT**  
3 **REAUTHORIZATION.**

4 If—

5 (1) the Committee on Energy and Natural Re-  
6 sources of the Senate reports a bill or joint resolu-  
7 tion, or an amendment is offered thereto or a con-  
8 ference report is submitted thereon, that provides  
9 for reauthorization of the Secure Rural Schools and  
10 Community Self-Determination Act (Public Law  
11 106–393); and

12 (2) that committee is within its allocation as  
13 provided under section 302(a) of the Congressional  
14 Budget Act of 1974;

15 the chairman of the Committee on the Budget may make  
16 the appropriate adjustments in allocations and aggregates  
17 to the extent that such legislation would not increase the  
18 deficit for fiscal year 2007 and for the period of fiscal  
19 years 2007 through 2011.

20 **SEC. 306. RESERVE FUND FOR COMPREHENSIVE IMMIGRA-**  
21 **TION REFORM.**

22 If—

23 (1) the Committee on the Judiciary of the Sen-  
24 ate reports a bill or joint resolution, or an amend-  
25 ment is offered thereto or a conference report is sub-  
26 mitted thereon, that—

1 (A) provides for comprehensive immigra-  
2 tion reform;

3 (B) provides for increased interior enforce-  
4 ment including legal employment verification;  
5 and

6 (C) provides for increased border security  
7 and enhanced information technology systems;  
8 and

9 (2) that committee is within its allocation as  
10 provided under section 302(a) of the Congressional  
11 Budget Act of 1974;

12 the chairman of the Committee on the Budget may make  
13 the appropriate adjustments in allocations and aggregates  
14 to the extent that such legislation would not increase the  
15 deficit for the fiscal year 2007 and for the period of fiscal  
16 years 2007 through 2011.

17 **SEC. 307. RESERVE FUND FOR INDIAN CLAIM SETTLEMENT.**

18 If—

19 (1) the Select Committee on Indian Affairs of  
20 the Senate reports a bill or joint resolution, or an  
21 amendment is offered thereto or a conference report  
22 is submitted thereon, that—

23 (A) creates an Indian accounting claims  
24 settlement fund for trust accounting deficiencies

1 related to Individual Indian Moneys accounts;  
2 and

3 (B) extinguishes all claims arising before  
4 the date of enactment for losses resulting from  
5 accounting errors, mismanagement, or interest  
6 owed in connection with Individual Indian Mon-  
7 eys accounts; and

8 (C) provides for new accounting practices  
9 for the Individual Indian Moneys accounts; and

10 (2) that committee is within its allocation as  
11 provided under section 302(a) of the Congressional  
12 Budget Act of 1974;

13 the chairman of the Committee on the Budget may make  
14 the appropriate adjustments in allocations and aggregates  
15 to the extent that such legislation would not increase the  
16 deficit for fiscal year 2007 and for the period of fiscal  
17 years 2007 through 2011.

18 **SEC. 308. RESERVE FUND FOR THE NATIONAL FLOOD IN-**  
19 **SURANCE PROGRAM.**

20 If—

21 (1) the Committee on Banking, Housing, and  
22 Urban Affairs reports a bill or joint resolution, or an  
23 amendment is offered thereto or a conference report  
24 is submitted thereon, that—

1 (A) establishes more actuarially sound  
2 rates on policies issued by the National Flood  
3 Insurance Program;

4 (B) phases out flood insurance subsidies  
5 on pre-FIRM structures not used as primary  
6 residences;

7 (C) denies flood insurance to repeatedly  
8 flooded properties not used as primary resi-  
9 dences and make such other program reforms  
10 that would mitigate flood insurance losses in fu-  
11 ture natural disasters; and

12 (D) takes action to forgive the debt that  
13 the National Flood Insurance Program owes to  
14 the Treasury and provides an appropriation,  
15 not borrowing authority, to pay outstanding  
16 flood insurance claims; and

17 (2) that committee is within its allocation as  
18 provided under section 302(a) of the Congressional  
19 Budget Act of 1974;

20 the chairman of the Committee on the Budget may make  
21 the appropriate adjustments in allocations and aggregates  
22 by the amount provided by that measure for the purpose  
23 of liquidating the National Flood Insurance Fund's re-  
24 maining contractual obligations resulting from claims  
25 made as a result of floods that occurred in 2005, but not

1 to exceed \$5,600,000,000 in new budget authority for fis-  
2 cal year 2006 or 2007 for the purpose.

3 **SEC. 309. RESERVE FUND TO PROTECT AMERICA'S COM-**  
4 **PETITIVE EDGE.**

5 (a) HEALTH, EDUCATION, LABOR, AND PENSIONS.—  
6 If—

7 (1) the Committee on Health, Education, Labor  
8 and Pensions of the Senate reports a bill or joint  
9 resolution, or if an amendment is offered thereto, or  
10 if a conference report is submitted thereon, that—

11 (A) increases the number of students and  
12 graduates pursuing science, technology, engi-  
13 neering and math (STEM) or foreign language  
14 courses, degrees and occupations; or

15 (B) improves educational programs in  
16 these fields; and

17 (2) that committee is within its allocation as  
18 provided under section 302(a) of the Congressional  
19 Budget Act of 1974;

20 the chairman of the Committee on the Budget may make  
21 the appropriate adjustments in allocations and aggregates  
22 to the extent that such legislation would not increase the  
23 deficit for fiscal year 2007 and for the period of fiscal  
24 years 2007 through 2011.

25 (b) ENERGY AND NATURAL RESOURCES.—If—

1           (1) the Committee on Energy and Natural Re-  
2 sources of the Senate reports a bill or joint resolu-  
3 tion, or if an amendment is offered thereto, or if a  
4 conference report is submitted thereon, that—

5           (A) increases investment in basic and ap-  
6 plied research at the Department of Energy; or

7           (B) improves educational opportunities in  
8 math, science, or engineering; and

9           (2) that committee is within its allocation as  
10 provided under section 302(a) of the Congressional  
11 Budget Act of 1974;

12 the chairman of the Committee on the Budget may make  
13 the appropriate adjustments in allocations and aggregates  
14 to the extent that such legislation would not increase the  
15 deficit for fiscal year 2007 and for the period of fiscal  
16 years 2007 through 2011.

17       (c) COMMERCE, SCIENCE, AND TRANSPORTATION.—  
18 If—

19           (1) the Committee on Commerce, Science, and  
20 Transportation of the Senate reports a bill or joint  
21 resolution, or if an amendment is offered thereto, or  
22 if a conference report is submitted thereon, that—

23           (A) increases investment in basic and ap-  
24 plied research at the National Aeronautic and  
25 Space Administration, the National Institute of

1 Science and Technology, and the National  
2 Science Foundation; or

3 (B) improves quality, coordination, or sup-  
4 port for such research; and

5 (2) that committee is within its allocation as  
6 provided under section 302(a) of the Congressional  
7 Budget Act of 1974;

8 the chairman of the Committee on the Budget may make  
9 the appropriate adjustments in allocations and aggregates  
10 to the extent that such legislation would not increase the  
11 deficit for fiscal year 2007 and for the period of fiscal  
12 years 2007 through 2011.

13 **SEC. 310. RESERVE FUND FOR LAND AND WATER CON-**  
14 **SERVATION FUND.**

15 (a) ENERGY AND NATURAL RESOURCES.—If—

16 (1) the Committee on Energy and Natural Re-  
17 sources reports a bill or joint resolution, or an  
18 amendment is offered thereto, or a conference report  
19 is submitted thereon, that—

20 (A) permits exploration and production of  
21 oil in the 1002 Area of the Arctic National  
22 Wildlife Refuge; and

23 (B)(i) such measure is enacted; and

24 (ii) the reconciliation instruction set out in  
25 section 201 is met; and

1           (2) that committee is within its allocation as  
2           provided under section 302(a) of the Congressional  
3           Budget Act of 1974;

4           the chairman of the Committee on the Budget of the Sen-  
5           ate may make the adjustments described in subsection (b).

6           (b) ADJUSTMENT FOR THE LAND AND WATER CON-  
7           SERVATION FUND PROGRAMS AND ADDITIONAL LAND  
8           CONSERVATION PROGRAMS.—If the Committee on Appro-  
9           priations of the Senate reports a bill or joint resolution,  
10          or if an amendment is offered thereto or a conference re-  
11          port is submitted thereon that—

12           (1) provides funding for the programs described  
13           in this subsection at least at the previous year's lev-  
14           els, adjusted for inflation; and

15           (2) makes available a portion of the receipts re-  
16           sulting from enactment of the legislation described  
17           in subsection (a) for—

18           (A) the Land and Water Conservation  
19           Fund;

20           (B) the Federal Land Acquisition and  
21           Stateside Grant Programs;

22           (C) the Coastal and Estuarine Land Pro-  
23           tection Program; and

24           (D) the Forest Legacy Program;

1 the chairman of the Committee on the Budget may revise  
2 committee allocations for that committee and other appro-  
3 priate budgetary aggregates and allocations of new budget  
4 authority and outlays by the amount provided by that  
5 measure for that purpose, but the adjustment may not ex-  
6 ceed \$350,000,000 in new budget authority in each of fis-  
7 cal years 2009 through 2011.

## 8 **TITLE IV—ENFORCEMENT**

### 9 **SEC. 401. RESTRICTIONS ON ADVANCE APPROPRIATIONS.**

10 (a) POINT OF ORDER.—

11 (1) IN GENERAL.—Except as provided in para-  
12 graph (2), it shall not be in order in the Senate to  
13 consider any bill, joint resolution, motion, amend-  
14 ment, or conference report that would provide an ad-  
15 vance appropriation.

16 (2) ADVANCE APPROPRIATION.—An advance  
17 appropriation may be provided for the fiscal years  
18 2008 and 2009 for programs, projects, activities, or  
19 accounts identified in the joint explanatory state-  
20 ment of managers accompanying this resolution  
21 under the heading “ACCOUNTS IDENTIFIED FOR AD-  
22 VANCE APPROPRIATIONS” in an aggregate amount  
23 not to exceed \$23,158,000,000 in new budget au-  
24 thority in each year.

1           (3) OPERATION OF POINT OF ORDER.—It shall  
2           be in order for a Senator to raise a single point of  
3           order that several provisions of a bill, resolution,  
4           amendment, motion, or conference report violate  
5           paragraph (1). The Presiding Officer may sustain  
6           the point of order as to some or all of the provisions  
7           against which the Senator raised the point of order.  
8           If the Presiding Officer so sustains the point of  
9           order as to some of the provisions, (including provi-  
10          sions of an amendment, motion, or conference re-  
11          port) then only those provisions (including provisions  
12          of an amendment, motion, or conference report)  
13          shall be deemed stricken pursuant to this subsection.

14          (4) WAIVER AND APPEAL.—Before the Pre-  
15          siding Officer rules on a point of order under para-  
16          graph (1), any Senator may move to waive such a  
17          point of order as it applies to some or all of the pro-  
18          visions against which the point of order was raised.  
19          Such a motion to waive is amendable in accordance  
20          with the rules and precedents of the Senate. Para-  
21          graph (1) may be waived or suspended in the Senate  
22          only by an affirmative vote of three-fifths of the  
23          Members, duly chosen and sworn. After the Pre-  
24          siding Officer rules on a point of order under para-  
25          graph (1), any Senator may appeal the ruling of the

1 Presiding Officer as it applies to some or all of the  
2 provisions. An affirmative vote of three-fifths of the  
3 Members of the Senate, duly chosen and sworn, shall  
4 be required to sustain an appeal of the ruling of the  
5 Chair on a point of order raised under paragraph  
6 (1).

7 (5) CONFERENCE REPORTS.—When the Senate  
8 is considering a conference report on, or an amend-  
9 ment between the Houses in relation to, a bill or a  
10 joint resolution, upon—

11 (A) a point of order being made under sub-  
12 section (a); and

13 (B) such a point of order being sustained,  
14 such material contained in such conference report or  
15 amendment shall be deemed stricken, and the Sen-  
16 ate shall proceed to consider whether the Senate  
17 shall recede from its amendment and concur with a  
18 further amendment, or concur in the House amend-  
19 ment with a further amendment, as the case may be,  
20 and the matter stricken may not be offered as an  
21 amendment from the floor.

22 (6) ADVANCE APPROPRIATION.—In this sub-  
23 section, the term “advance appropriation” means  
24 any new budget authority provided in a bill or joint  
25 resolution making general appropriations or con-

1 continuing appropriations for fiscal year 2007 that first  
2 becomes available for any fiscal year after 2007 or  
3 any new budget authority provided in a bill or joint  
4 resolution making general appropriations or con-  
5 tinuing appropriations for fiscal year 2008, that first  
6 becomes available for any fiscal year after 2008.

7 **SEC. 402. EMERGENCY LEGISLATION.**

8 (a) BUDGETARY TREATMENT OF EMERGENCY LEG-  
9 ISLATION.—

10 (1) AUTHORITY TO DESIGNATE.—With respect  
11 to a provision of direct spending or receipts legisla-  
12 tion or appropriations for discretionary accounts  
13 that Congress designates as an emergency require-  
14 ment in a measure, the amounts of new budget au-  
15 thority, outlays, and receipts in all fiscal years re-  
16 sulting from that provision shall be treated as an  
17 emergency requirement for the purposes of this sub-  
18 section.

19 (2) EXEMPTION OF EMERGENCY PROVISIONS.—  
20 As limited in paragraph (3), any new budget author-  
21 ity, outlays, and receipts resulting from any provi-  
22 sion designated as an emergency requirement, pur-  
23 suant to this subsection, in any bill, joint resolution,  
24 amendment, or conference report shall not count for  
25 purposes of sections 302 and 311 of the Congres-

1 sional Budget Act of 1974, section 403 of this reso-  
2 lution (relating to discretionary spending limits in  
3 the Senate), section 406 of this resolution (relating  
4 to limits on direct spending), section 407 of the con-  
5 current resolution on the budget for Fiscal Year  
6 2006, H. Con. Res. 95 (relating to the long term di-  
7 rect spending), and section 505 of the Concurrent  
8 Resolution on the Budget for Fiscal Year 2004, H.  
9 Con. Res. 95 (relating to the paygo requirement in  
10 the Senate), until the adoption of a subsequent  
11 budget resolution.

12 (3) LIMITATION.—For fiscal year 2007 the  
13 total exemption under paragraph (2) for emergencies  
14 shall not exceed \$90,000,000,000 in new budget au-  
15 thority and outlays associated with the budget au-  
16 thority for the global war on terrorism and other  
17 emergencies, of which—

18 (A) \$50,000,000,000 in new budget au-  
19 thority (and outlays associated with the budget  
20 authority) may be available for the global war  
21 on terrorism; and

22 (B) \$2,000,000,000 in new budget author-  
23 ity (and outlays associated with the budget au-  
24 thority) may be made available for domestic  
25 border security initiatives; and

1           (C) \$2,300,000,000 in new budget author-  
2           ity (and outlays associated with the budget au-  
3           thority) may be available for pandemic influ-  
4           enza initiatives.

5           (4) POINT OF ORDER.—When the Senate is  
6           considering a bill, resolution, amendment, motion, or  
7           conference report, if a point of order is made by a  
8           Senator against an emergency designation in that  
9           measure, that provision making such a designation  
10          shall be stricken from the measure and may not be  
11          offered as an amendment from the floor.

12          (5) EXCEPTION FOR DEFENSE SPENDING.—  
13          Paragraph (4) shall not apply against an emergency  
14          designation for a provision making discretionary ap-  
15          propriations under the defense function (050), sub-  
16          ject to the limitation set forth in paragraph (3).

17          (6) OPERATION OF POINT OF ORDER.—It shall  
18          be in order for a Senator to raise a single point of  
19          order against several emergency designations in a  
20          bill, resolution, amendment, motion, or conference  
21          report. The language making the designations shall  
22          be stricken from the measure and may not be of-  
23          fered as amendments from the floor.

24          (7) WAIVER AND APPEAL.—Before the emer-  
25          gency designation or designations are stricken pur-

1 suant to paragraph (4), any Senator may move to  
2 waive such a point of order as it applies to some or  
3 all of the provisions against which the point of order  
4 was raised. Such a motion to waive is amendable in  
5 accordance with the rules and precedents of the Sen-  
6 ate. Paragraph (4) may be waived or suspended in  
7 the Senate only by an affirmative vote of three-fifths  
8 of the Members, duly chosen and sworn. After the  
9 Presiding Officer strikes the designation on such a  
10 point of order, any Senator may appeal the action  
11 of the Presiding Officer as it applies to some or all  
12 of the provisions. An affirmative vote of three-fifths  
13 of the Members of the Senate, duly chosen and  
14 sworn, shall be required to sustain an appeal of the  
15 ruling of the Chair on a point of order raised under  
16 paragraph (4).

17 (8) CONFERENCE REPORTS.—When the Senate  
18 is considering a conference report on, or an amend-  
19 ment between the Houses in relation to, a bill or a  
20 joint resolution, upon—

21 (A) a point of order being made in para-  
22 graph (4); and

23 (B) such a point of order being sustained,  
24 the emergency designation in such conference  
25 report or amendment shall be deemed stricken,

1 and the Senate shall proceed to consider wheth-  
2 er the Senate shall recede from its amendment  
3 and concur with a further amendment, or con-  
4 cur in the House amendment with a further  
5 amendment, as the case may be, and the matter  
6 stricken may not be offered as an amendment  
7 from the floor.

8 (b) DEFINITIONS AND CRITERIA.—

9 (1) DEFINITIONS.—

10 (A) IN GENERAL.—In this subsection, the  
11 terms “direct spending”, “receipts”, and “ap-  
12 propriations for discretionary accounts” means  
13 any provision of a bill, joint resolution, amend-  
14 ment, motion, or conference report that affects  
15 direct spending, receipts, or appropriations as  
16 those terms have been defined and interpreted  
17 for purposes of the Balanced Budget and  
18 Emergency Deficit Control Act of 1985.

19 (B) DESIGNATION.—Subject to the limita-  
20 tion in subsection (a)(3), for purposes of para-  
21 graph (4), a provision shall be considered an  
22 emergency designation if it designates any item  
23 as an emergency requirement pursuant to this  
24 subsection.

1           (2) DESIGNATIONS.—If a provision of legisla-  
2           tion is designated as an emergency requirement  
3           under this subsection, the committee report and any  
4           statement of managers accompanying that legisla-  
5           tion shall include an explanation of the manner in  
6           which the provision meets the criteria in paragraph  
7           (3).

8           (3) CRITERIA.—

9           (A) IN GENERAL.—Subject to the limita-  
10          tion in subsection (a)(3), any provision may be  
11          designated as an emergency requirement if the  
12          situation addressed by such provision is—

13                 (i) necessary, essential, or vital (not  
14                 merely useful and beneficial);

15                 (ii) sudden, quickly coming into being,  
16                 and not building up over time;

17                 (iii) an urgent, pressing, and compel-  
18                 ling need requiring immediate action;

19                 (iv) subject to subparagraph (B), un-  
20                 foreseen, unpredictable, and unanticipated;  
21                 and

22                 (v) not permanent, temporary in na-  
23                 ture.

24           (B) UNFORESEEN.—An emergency that is  
25          part of aggregate level of anticipated emer-

1 agencies, particularly when normally estimated in  
2 advance, is not unforeseen.

3 **SEC. 403. DISCRETIONARY SPENDING LIMITS.**

4 (a) DISCRETIONARY SPENDING LIMITS.—As used in  
5 this section, the term “discretionary spending limit”  
6 means—

7 (1) for fiscal year 2006,  
8 \$\_\_\_\_\_,000,000,000 in new budget authority  
9 and \$\_\_\_\_\_,000,000,000 in outlays for the dis-  
10 cretionary category;

11 (2) for fiscal year 2007,  
12 \$\_\_\_\_\_,000,000,000 in new budget authority  
13 and \$\_\_\_\_\_,000,000,000 in outlays for the dis-  
14 cretionary category;

15 (3) for fiscal year 2008,  
16 \$\_\_\_\_\_,000,000,000 in new budget authority for  
17 the discretionary category; and

18 (4) for fiscal year 2009,  
19 \$\_\_\_\_\_,000,000,000 in new budget authority for  
20 the discretionary category; as adjusted in conform-  
21 ance with the adjustment procedures in subsection  
22 (d).

23 (b) DISCRETIONARY SPENDING POINT OF ORDER.—

24 (1) IN GENERAL.—Except as otherwise pro-  
25 vided in this subsection, it shall not be in order to

1 consider any bill or joint resolution (or amendment,  
2 motion, or conference report on that bill or joint res-  
3 olution) that would cause the discretionary spending  
4 limits in this section to be exceeded.

5 (2) WAIVER AND APPEAL.—Before the Pre-  
6 siding Officer rules on a point of order under this  
7 subsection, any Senator may move to waive such a  
8 point of order. Such a motion to waive is amendable  
9 in accordance with the rules and precedents of the  
10 Senate. The point of order may be waived or sus-  
11 pended in the Senate only by an affirmative vote of  
12 three-fifths of the Members, duly chosen and sworn.  
13 After the Presiding Officer rules on such a point of  
14 order, any Senator may appeal the ruling of the Pre-  
15 siding Officer. An affirmative vote of three-fifths of  
16 the Members of the Senate, duly chosen and sworn,  
17 shall be required to sustain an appeal of the ruling  
18 of the Chair on the point of order.

19 (c) PROCEDURE FOR ADJUSTMENTS.—

20 (1) IN GENERAL.—

21 (A) CHAIRMAN.—After the reporting of a  
22 bill or joint resolution, or the offering of an  
23 amendment thereto or the submission of a con-  
24 ference report thereon, the chairman of the  
25 Committee on the Budget may make the ad-

1           justments set forth in subparagraph (B) for the  
2           amount of new budget authority and outlays in  
3           that measure (if that measure meets the re-  
4           quirements set forth in paragraph (2)) and the  
5           outlays flowing from that budget authority.

6                   (B) MATTERS TO BE ADJUSTED.—The ad-  
7           justments referred to in subparagraph (A) are  
8           to be made to—

9                           (i) the discretionary spending limits, if  
10           any, set forth in the appropriate concur-  
11           rent resolution on the budget; and

12                           (ii) the allocations made pursuant to  
13           the concurrent resolution on the budget  
14           pursuant to section 302(a) of the Congres-  
15           sional Budget Act of 1974.

16                   (2) AMOUNTS OF ADJUSTMENTS.—The adjust-  
17           ment referred to in paragraph (1) shall be an  
18           amount provided for fiscal year 2007 if a bill or  
19           joint resolution is reported making appropriations  
20           for fiscal year 2007 that appropriates  
21           \$6,824,000,000 to the Internal Revenue Service for  
22           enhanced tax enforcement to address the “Federal  
23           tax gap” and provides an additional appropriation of  
24           \$274,000,000 to the Internal Revenue Service for  
25           enhanced tax enforcement to address the “Federal

1 tax gap” then the chairman of the Committee on the  
2 Budget of the Senate may make the adjustments in  
3 paragraph (c)(1)(B).

4 (3) REPORTING REVISED SUBALLOCATIONS.—  
5 Following any adjustment made under paragraph  
6 (1), the Committee on Appropriations of the Senate  
7 shall report appropriately revised suballocations  
8 under section 302(b) of the Congressional Budget  
9 Act of 1974 to carry out this subsection.

10 **SEC. 404. APPLICATION AND EFFECT OF CHANGES IN ALLO-**  
11 **CATIONS AND AGGREGATES.**

12 (a) APPLICATION.—Any adjustments of allocations  
13 and aggregates made for any measure of legislation pursu-  
14 ant to this resolution shall—

15 (1) apply while that measure is under consider-  
16 ation;

17 (2) take effect upon the enactment of that  
18 measure; and

19 (3) be printed in the Congressional Record as  
20 soon as practicable.

21 (b) EFFECT OF CHANGED ALLOCATIONS AND AG-  
22 GREGATES.—Revised allocations and aggregates resulting  
23 from these adjustments shall be considered for the pur-  
24 poses of the Congressional Budget Act of 1974 as alloca-  
25 tions and aggregates contained in this resolution.

1 (c) BUDGET COMMITTEE DETERMINATIONS.—For  
2 purposes of this resolution, the levels of new budget au-  
3 thority, outlays, direct spending, new entitlement author-  
4 ity, revenues, deficits, and surpluses for a fiscal year or  
5 period of fiscal years shall be determined on the basis of  
6 estimates made by the chairman of the Committee on the  
7 Budget.

8 **SEC. 405. ADJUSTMENTS TO REFLECT CHANGES IN CON-**  
9 **CEPTS AND DEFINITIONS.**

10 Upon the enactment of a bill or joint resolution pro-  
11 viding for a change in concepts or definitions, the chair-  
12 man of the Committee on the Budget may make adjust-  
13 ments to the levels and allocations in this resolution in  
14 accordance with section 251(b) of the Balanced Budget  
15 and Emergency Deficit Control Act of 1985 (as in effect  
16 prior to September 30, 2002).

17 **SEC. 406. DIRECT SPENDING LIMITATION.**

18 (a) MEDICARE FUNDING WARNING.—The chairman  
19 of the Committee on the Budget may submit to the Senate  
20 a notification of a Medicare funding warning. Such warn-  
21 ing is defined as a projection that within 7 years General  
22 Fund contributions to Medicare funding expressed as a  
23 percentage of total Medicare outlays, exceed 45 percent.

24 (b) POINT OF ORDER.—It shall not be in order to  
25 consider any bill, joint resolution, amendment or con-

1 ference report that would cause any increase in direct  
2 spending, net of proposals to change in direct spending,  
3 receipts, or revenues contained in the measure, if a Medi-  
4 care Funding warning has been submitted to the Senate  
5 pursuant to subsection (a) for 2 consecutive calendar  
6 years.

7 (c) WAIVER.—This section may be waived or sus-  
8 pended only by an affirmative vote of three-fifths of the  
9 members, duly chosen and sworn.

10 (d) APPEALS.—An affirmative vote of three-fifths of  
11 the Members, duly chosen and sworn, shall be required  
12 to sustain an appeal of the ruling of the Chair on a point  
13 of order raised under this section.

14 (e) DETERMINATIONS.—For the purposes of this sec-  
15 tion, the determination of whether Medicare funding war-  
16 rants a funding warning and when it may be appropriate  
17 to withdraw such warning, as well as the levels of net di-  
18 rect spending as required under subsection (b), shall be  
19 provided by the chairman of the Committee on the Budg-  
20 et.

21 (f) CANCELLATION.—Should legislation be enacted to  
22 reduce the general fund contribution below 45 percent as  
23 determined by the chairman of the Committee on the  
24 Budget, the notification of a Medicare funding warning  
25 is withdrawn.

1 **SEC. 407. EXERCISE OF RULEMAKING POWERS.**

2 Congress adopts the provisions of this title—

3 (1) as an exercise of the rulemaking power of  
4 the Senate, respectively, and as such they shall be  
5 considered as part of the rules of each House, or of  
6 the Senate and such rules shall supersede other  
7 rules only to the extent that they are inconsistent  
8 therewith; and

9 (2) with full recognition of the constitutional  
10 right of the Senate to change those rules (so far as  
11 they relate to that house) at any time, in the same  
12 manner, and to the same extent as is the case of any  
13 other rule of the Senate.