

111TH CONGRESS
1ST SESSION

S. CON. RES.

Setting forth the congressional budget for the United States Government for fiscal year 2010, revising the appropriate budgetary levels for fiscal year 2009, and setting forth the appropriate budgetary levels for fiscal years 2011 through 2014.

IN THE SENATE OF THE UNITED STATES

Mr. CONRAD submitted the following concurrent resolution; which was referred to the Committee on _____

CONCURRENT RESOLUTION

Setting forth the congressional budget for the United States Government for fiscal year 2010, revising the appropriate budgetary levels for fiscal year 2009, and setting forth the appropriate budgetary levels for fiscal years 2011 through 2014.

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

3 **SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET**
4 **FOR FISCAL YEAR 2010.**

5 (a) DECLARATION.—Congress declares that this reso-
6 lution is the concurrent resolution on the budget for fiscal
7 year 2010 and that this resolution sets forth the appro-

1 piate budgetary levels for fiscal years 2009 and 2011
2 through 2014.

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 2010.

TITLE I—RECOMMENDED LEVELS AND AMOUNTS

- Sec. 101. Recommended levels and amounts.
- Sec. 102. Social Security.
- Sec. 103. Postal Service discretionary administrative expenses.
- Sec. 104. Major functional categories.

TITLE II—RESERVE FUNDS

- Sec. 201. Deficit-neutral reserve fund to transform and modernize America's health care system.
- Sec. 202. Deficit-neutral reserve fund to invest in clean energy and preserve the environment.
- Sec. 203. Deficit-neutral reserve fund for higher education.
- Sec. 204. Deficit-neutral reserve fund for child nutrition and WIC.
- Sec. 205. Deficit-neutral reserve fund for investments in America's infrastructure.
- Sec. 206. Deficit-neutral reserve fund to promote economic stabilization and growth.
- Sec. 207. Deficit-neutral reserve fund for America's veterans and wounded servicemembers.
- Sec. 208. Deficit-neutral reserve fund for judicial pay and judgeships and postal retiree assistance.
- Sec. 209. Deficit-neutral reserve fund for defense acquisition and contracting reform.
- Sec. 210. Deficit-neutral reserve fund for investments in our Nation's counties and schools.
- Sec. 211. Deficit-neutral reserve fund for the Food and Drug Administration.

TITLE III—BUDGET PROCESS

Subtitle A—Budget Enforcement

- Sec. 301. Discretionary spending limits, program integrity initiatives, and other adjustments.
- Sec. 302. Point of order against advance appropriations.
- Sec. 303. Emergency legislation.
- Sec. 304. Point of order against legislation increasing short-term deficit.

Subtitle B—Other Provisions

- Sec. 311. Oversight of government performance.
- Sec. 312. Budgetary treatment of certain discretionary administrative expenses.
- Sec. 313. Application and effect of changes in allocations and aggregates.
- Sec. 314. Adjustments to reflect changes in concepts and definitions.
- Sec. 315. Exercise of rulemaking powers.

1 **TITLE I—RECOMMENDED**
2 **LEVELS AND AMOUNTS**

3 **SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.**

4 The following budgetary levels are appropriate for
5 each of fiscal years 2009 through 2014:

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

8 (A) The recommended levels of Federal
9 revenues are as follows:

10 Fiscal year 2009: \$ _____,000,000.

11 Fiscal year 2010: \$ _____,000,000.

12 Fiscal year 2011: \$ _____,000,000.

13 Fiscal year 2012: \$ _____,000,000.

14 Fiscal year 2013: \$ _____,000,000.

15 Fiscal year 2014: \$ _____,000,000.

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

19 Fiscal year 2009: \$ _____,000,000.

20 Fiscal year 2010: \$ _____,000,000.

21 Fiscal year 2011: \$ _____,000,000.

22 Fiscal year 2012: \$ _____,000,000.

23 Fiscal year 2013: \$ _____,000,000.

24 Fiscal year 2014: \$ _____,000,000.

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

4 Fiscal year 2009: \$ _____,000,000.

5 Fiscal year 2010: \$ _____,000,000.

6 Fiscal year 2011: \$ _____,000,000.

7 Fiscal year 2012: \$ _____,000,000.

8 Fiscal year 2013: \$ _____,000,000.

9 Fiscal year 2014: \$ _____,000,000.

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

13 Fiscal year 2009: \$ _____,000,000.

14 Fiscal year 2010: \$ _____,000,000.

15 Fiscal year 2011: \$ _____,000,000.

16 Fiscal year 2012: \$ _____,000,000.

17 Fiscal year 2013: \$ _____,000,000.

18 Fiscal year 2014: \$ _____,000,000.

19 (4) DEFICITS.—For purposes of the enforce-
 20 ment of this resolution, the amounts of the deficits
 21 are as follows:

22 Fiscal year 2009: \$ _____,000,000.

23 Fiscal year 2010: \$ _____,000,000.

24 Fiscal year 2011: \$ _____,000,000.

25 Fiscal year 2012: \$ _____,000,000.

1 Fiscal year 2013: \$ _____,000,000.

2 Fiscal year 2014: \$ _____,000,000.

3 (5) PUBLIC DEBT.—Pursuant to section
4 301(a)(5) of the Congressional Budget Act of 1974,
5 the appropriate levels of the public debt are as fol-
6 lows:

7 Fiscal year 2009: \$ _____,000,000.

8 Fiscal year 2010: \$ _____,000,000.

9 Fiscal year 2011: \$ _____,000,000.

10 Fiscal year 2012: \$ _____,000,000.

11 Fiscal year 2013: \$ _____,000,000.

12 Fiscal year 2014: \$ _____,000,000.

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

15 Fiscal year 2009: \$ _____,000,000.

16 Fiscal year 2010: \$ _____,000,000.

17 Fiscal year 2011: \$ _____,000,000.

18 Fiscal year 2012: \$ _____,000,000.

19 Fiscal year 2013: \$ _____,000,000.

20 Fiscal year 2014: \$ _____,000,000.

21 **SEC. 102. SOCIAL SECURITY.**

22 (a) SOCIAL SECURITY REVENUES.—For purposes of
23 Senate enforcement under sections 302 and 311 of the
24 Congressional Budget Act of 1974, the amounts of reve-
25 nues 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 2009: \$ _____,000,000.

4 Fiscal year 2010: \$ _____,000,000.

5 Fiscal year 2011: \$ _____,000,000.

6 Fiscal year 2012: \$ _____,000,000.

7 Fiscal year 2013: \$ _____,000,000.

8 Fiscal year 2014: \$ _____,000,000.

9 (b) SOCIAL SECURITY OUTLAYS.—For purposes of
10 Senate enforcement under sections 302 and 311 of the
11 Congressional Budget Act of 1974, the amounts of outlays
12 of the Federal Old-Age and Survivors Insurance Trust
13 Fund and the Federal Disability Insurance Trust Fund
14 are as follows:

15 Fiscal year 2009: \$ _____,000,000.

16 Fiscal year 2010: \$ _____,000,000.

17 Fiscal year 2011: \$ _____,000,000.

18 Fiscal year 2012: \$ _____,000,000.

19 Fiscal year 2013: \$ _____,000,000.

20 Fiscal year 2014: \$ _____,000,000.

21 (c) SOCIAL SECURITY ADMINISTRATIVE EX-
22 PENSES.—In the Senate, the amounts of new budget au-
23 thority and budget outlays of the Federal Old-Age and
24 Survivors Insurance Trust Fund and the Federal Dis-

1 ability Insurance Trust Fund for administrative expenses
2 are as follows:

3 Fiscal year 2009:

4 (A) New budget authority,
5 \$ _____,000,000.

6 (B) Outlays, \$ _____,000,000.

7 Fiscal year 2010:

8 (A) New budget authority,
9 \$ _____,000,000.

10 (B) Outlays, \$ _____,000,000.

11 Fiscal year 2011:

12 (A) New budget authority,
13 \$ _____,000,000.

14 (B) Outlays, \$ _____,000,000.

15 Fiscal year 2012:

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

18 (B) Outlays, \$ _____,000,000.

19 Fiscal year 2013:

20 (A) New budget authority,
21 \$ _____,000,000.

22 (B) Outlays, \$ _____,000,000.

23 Fiscal year 2014:

24 (A) New budget authority,
25 \$ _____,000,000.

1 (B) Outlays, \$ _____,000,000.

2 **SEC. 103. POSTAL SERVICE DISCRETIONARY ADMINISTRA-**
3 **TIVE EXPENSES.**

4 In the Senate, the amounts of new budget authority
5 and budget outlays of the Postal Service for discretionary
6 administrative expenses are as follows:

7 Fiscal year 2009:

8 (A) New budget authority,
9 \$ _____,000,000.

10 (B) Outlays, \$ _____,000,000.

11 Fiscal year 2010:

12 (A) New budget authority,
13 \$ _____,000,000.

14 (B) Outlays, \$ _____,000,000.

15 Fiscal year 2011:

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

18 (B) Outlays, \$ _____,000,000.

19 Fiscal year 2012:

20 (A) New budget authority,
21 \$ _____,000,000.

22 (B) Outlays, \$ _____,000,000.

23 Fiscal year 2013:

24 (A) New budget authority,
25 \$ _____,000,000.

9

1 (B) Outlays, \$ _____,000,000.

2 Fiscal year 2014:

3 (A) New budget authority,

4 \$ _____,000,000.

5 (B) Outlays, \$ _____,000,000.

6 **SEC. 104. MAJOR FUNCTIONAL CATEGORIES.**

7 Congress determines and declares that the appro-
8 priate levels of new budget authority and outlays for fiscal
9 years 2009 through 2014 for each major functional cat-
10 egory are:

11 (1) National Defense (050):

12 Fiscal year 2009:

13 (A) New budget authority,

14 \$ _____,000,000.

15 (B) Outlays, \$ _____,000,000.

16 Fiscal year 2010:

17 (A) New budget authority,

18 \$ _____,000,000.

19 (B) Outlays, \$ _____,000,000.

20 Fiscal year 2011:

21 (A) New budget authority,

22 \$ _____,000,000.

23 (B) Outlays, \$ _____,000,000.

24 Fiscal year 2012:

10

1 (A) New budget authority,

2 \$ _____,000,000.

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2013:

5 (A) New budget authority,

6 \$ _____,000,000.

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2014:

9 (A) New budget authority,

10 \$ _____,000,000.

11 (B) Outlays, \$ _____,000,000.

12 (2) International Affairs (150):

13 Fiscal year 2009:

14 (A) New budget authority,

15 \$ _____,000,000.

16 (B) Outlays, \$ _____,000,000.

17 Fiscal year 2010:

18 (A) New budget authority,

19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2011:

22 (A) New budget authority,

23 \$ _____,000,000.

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2012:

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

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2013:

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

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2014:

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

11 (B) Outlays, \$ _____,000,000.

12 (3) General Science, Space, and Technology
13 (250):

14 Fiscal year 2009:

15 (A) New budget authority,
16 \$ _____,000,000.

17 (B) Outlays, \$ _____,000,000.

18 Fiscal year 2010:

19 (A) New budget authority,
20 \$ _____,000,000.

21 (B) Outlays, \$ _____,000,000.

22 Fiscal year 2011:

23 (A) New budget authority,
24 \$ _____,000,000.

25 (B) Outlays, \$ _____,000,000.

1 Fiscal year 2012:

2 (A) New budget authority,

3 \$ _____,000,000.

4 (B) Outlays, \$ _____,000,000.

5 Fiscal year 2013:

6 (A) New budget authority,

7 \$ _____,000,000.

8 (B) Outlays, \$ _____,000,000.

9 Fiscal year 2014:

10 (A) New budget authority,

11 \$ _____,000,000.

12 (B) Outlays, \$ _____,000,000.

13 (4) Energy (270):

14 Fiscal year 2009:

15 (A) New budget authority,

16 \$ _____,000,000.

17 (B) Outlays, \$ _____,000,000.

18 Fiscal year 2010:

19 (A) New budget authority,

20 \$ _____,000,000.

21 (B) Outlays, \$ _____,000,000.

22 Fiscal year 2011:

23 (A) New budget authority,

24 \$ _____,000,000.

25 (B) Outlays, \$ _____,000,000.

1 Fiscal year 2012:

2 (A) New budget authority,

3 \$ _____,000,000.

4 (B) Outlays, \$ _____,000,000.

5 Fiscal year 2013:

6 (A) New budget authority,

7 \$ _____,000,000.

8 (B) Outlays, \$ _____,000,000.

9 Fiscal year 2014:

10 (A) New budget authority,

11 \$ _____,000,000.

12 (B) Outlays, \$ _____,000,000.

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

14 Fiscal year 2009:

15 (A) New budget authority,

16 \$ _____,000,000.

17 (B) Outlays, \$ _____,000,000.

18 Fiscal year 2010:

19 (A) New budget authority,

20 \$ _____,000,000.

21 (B) Outlays, \$ _____,000,000.

22 Fiscal year 2011:

23 (A) New budget authority,

24 \$ _____,000,000.

25 (B) Outlays, \$ _____,000,000.

1 Fiscal year 2012:

2 (A) New budget authority,

3 \$ _____,000,000.

4 (B) Outlays, \$ _____,000,000.

5 Fiscal year 2013:

6 (A) New budget authority,

7 \$ _____,000,000.

8 (B) Outlays, \$ _____,000,000.

9 Fiscal year 2014:

10 (A) New budget authority,

11 \$ _____,000,000.

12 (B) Outlays, \$ _____,000,000.

13 (6) Agriculture (350):

14 Fiscal year 2009:

15 (A) New budget authority,

16 \$ _____,000,000.

17 (B) Outlays, \$ _____,000,000.

18 Fiscal year 2010:

19 (A) New budget authority,

20 \$ _____,000,000.

21 (B) Outlays, \$ _____,000,000.

22 Fiscal year 2011:

23 (A) New budget authority,

24 \$ _____,000,000.

25 (B) Outlays, \$ _____,000,000.

1 Fiscal year 2012:

2 (A) New budget authority,

3 \$ _____,000,000.

4 (B) Outlays, \$ _____,000,000.

5 Fiscal year 2013:

6 (A) New budget authority,

7 \$ _____,000,000.

8 (B) Outlays, \$ _____,000,000.

9 Fiscal year 2014:

10 (A) New budget authority,

11 \$ _____,000,000.

12 (B) Outlays, \$ _____,000,000.

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

14 Fiscal year 2009:

15 (A) New budget authority,

16 \$ _____,000,000.

17 (B) Outlays, \$ _____,000,000.

18 Fiscal year 2010:

19 (A) New budget authority,

20 \$ _____,000,000.

21 (B) Outlays, \$ _____,000,000.

22 Fiscal year 2011:

23 (A) New budget authority,

24 \$ _____,000,000.

25 (B) Outlays, \$ _____,000,000.

1 Fiscal year 2012:

2 (A) New budget authority,

3 \$ _____,000,000.

4 (B) Outlays, \$ _____,000,000.

5 Fiscal year 2013:

6 (A) New budget authority,

7 \$ _____,000,000.

8 (B) Outlays, \$ _____,000,000.

9 Fiscal year 2014:

10 (A) New budget authority,

11 \$ _____,000,000.

12 (B) Outlays, \$ _____,000,000.

13 (8) Transportation (400):

14 Fiscal year 2009:

15 (A) New budget authority,

16 \$ _____,000,000.

17 (B) Outlays, \$ _____,000,000.

18 Fiscal year 2010:

19 (A) New budget authority,

20 \$ _____,000,000.

21 (B) Outlays, \$ _____,000,000.

22 Fiscal year 2011:

23 (A) New budget authority,

24 \$ _____,000,000.

25 (B) Outlays, \$ _____,000,000.

1 Fiscal year 2012:

2 (A) New budget authority,

3 \$ _____,000,000.

4 (B) Outlays, \$ _____,000,000.

5 Fiscal year 2013:

6 (A) New budget authority,

7 \$ _____,000,000.

8 (B) Outlays, \$ _____,000,000.

9 Fiscal year 2014:

10 (A) New budget authority,

11 \$ _____,000,000.

12 (B) Outlays, \$ _____,000,000.

13 (9) Community and Regional Development

14 (450):

15 Fiscal year 2009:

16 (A) New budget authority,

17 \$ _____,000,000.

18 (B) Outlays, \$ _____,000,000.

19 Fiscal year 2010:

20 (A) New budget authority,

21 \$ _____,000,000.

22 (B) Outlays, \$ _____,000,000.

23 Fiscal year 2011:

24 (A) New budget authority,

25 \$ _____,000,000.

1 (B) Outlays, \$ _____,000,000.

2 Fiscal year 2012:

3 (A) New budget authority,

4 \$ _____,000,000.

5 (B) Outlays, \$ _____,000,000.

6 Fiscal year 2013:

7 (A) New budget authority,

8 \$ _____,000,000.

9 (B) Outlays, \$ _____,000,000.

10 Fiscal year 2014:

11 (A) New budget authority,

12 \$ _____,000,000.

13 (B) Outlays, \$ _____,000,000.

14 (10) Education, Training, Employment, and

15 Social Services (500):

16 Fiscal year 2009:

17 (A) New budget authority,

18 \$ _____,000,000.

19 (B) Outlays, \$ _____,000,000.

20 Fiscal year 2010:

21 (A) New budget authority,

22 \$ _____,000,000.

23 (B) Outlays, \$ _____,000,000.

24 Fiscal year 2011:

19

1 (A) New budget authority,

2 \$ _____,000,000.

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

5 (A) New budget authority,

6 \$ _____,000,000.

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

9 (A) New budget authority,

10 \$ _____,000,000.

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

13 (A) New budget authority,

14 \$ _____,000,000.

15 (B) Outlays, \$ _____,000,000.

16 (11) Health (550):

17 Fiscal year 2009:

18 (A) New budget authority,

19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2010:

22 (A) New budget authority,

23 \$ _____,000,000.

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2011:

20

1 (A) New budget authority,

2 \$ _____,000,000.

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

5 (A) New budget authority,

6 \$ _____,000,000.

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

9 (A) New budget authority,

10 \$ _____,000,000.

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

13 (A) New budget authority,

14 \$ _____,000,000.

15 (B) Outlays, \$ _____,000,000.

16 (12) Medicare (570):

17 Fiscal year 2009:

18 (A) New budget authority,

19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2010:

22 (A) New budget authority,

23 \$ _____,000,000.

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2011:

21

1 (A) New budget authority,

2 \$ _____,000,000.

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

5 (A) New budget authority,

6 \$ _____,000,000.

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

9 (A) New budget authority,

10 \$ _____,000,000.

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

13 (A) New budget authority,

14 \$ _____,000,000.

15 (B) Outlays, \$ _____,000,000.

16 (13) Income Security (600):

17 Fiscal year 2009:

18 (A) New budget authority,

19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2010:

22 (A) New budget authority,

23 \$ _____,000,000.

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2011:

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

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

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

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

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

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

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

15 (B) Outlays, \$ _____,000,000.

16 (14) Social Security (650):

17 Fiscal year 2009:

18 (A) New budget authority,
19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2010:

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

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2011:

1 (A) New budget authority,

2 \$ _____,000,000.

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

5 (A) New budget authority,

6 \$ _____,000,000.

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

9 (A) New budget authority,

10 \$ _____,000,000.

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

13 (A) New budget authority,

14 \$ _____,000,000.

15 (B) Outlays, \$ _____,000,000.

16 (15) Veterans Benefits and Services (700):

17 Fiscal year 2009:

18 (A) New budget authority,

19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2010:

22 (A) New budget authority,

23 \$ _____,000,000.

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2011:

24

1 (A) New budget authority,

2 \$ _____,000,000.

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

5 (A) New budget authority,

6 \$ _____,000,000.

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

9 (A) New budget authority,

10 \$ _____,000,000.

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

13 (A) New budget authority,

14 \$ _____,000,000.

15 (B) Outlays, \$ _____,000,000.

16 (16) Administration of Justice (750):

17 Fiscal year 2009:

18 (A) New budget authority,

19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2010:

22 (A) New budget authority,

23 \$ _____,000,000.

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2011:

25

1 (A) New budget authority,

2 \$ _____,000,000.

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

5 (A) New budget authority,

6 \$ _____,000,000.

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

9 (A) New budget authority,

10 \$ _____,000,000.

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

13 (A) New budget authority,

14 \$ _____,000,000.

15 (B) Outlays, \$ _____,000,000.

16 (17) General Government (800):

17 Fiscal year 2009:

18 (A) New budget authority,

19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2010:

22 (A) New budget authority,

23 \$ _____,000,000.

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2011:

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

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

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

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

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

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

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

15 (B) Outlays, \$ _____,000,000.

16 (18) Net Interest (900):

17 Fiscal year 2009:

18 (A) New budget authority,
19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2010:

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

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2011:

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

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

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

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

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

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

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

15 (B) Outlays, \$ _____,000,000.

16 (19) Allowances (920):

17 Fiscal year 2009:

18 (A) New budget authority,
19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2010:

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

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2011:

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

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

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

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

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

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

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

15 (B) Outlays, \$ _____,000,000.

16 (20) Undistributed Offsetting Receipts (950):

17 Fiscal year 2009:

18 (A) New budget authority,
19 \$ _____,000,000.

20 (B) Outlays, \$ _____,000,000.

21 Fiscal year 2010:

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

24 (B) Outlays, \$ _____,000,000.

25 Fiscal year 2011:

29

1 (A) New budget authority,

2 \$ _____,000,000.

3 (B) Outlays, \$ _____,000,000.

4 Fiscal year 2012:

5 (A) New budget authority,

6 \$ _____,000,000.

7 (B) Outlays, \$ _____,000,000.

8 Fiscal year 2013:

9 (A) New budget authority,

10 \$ _____,000,000.

11 (B) Outlays, \$ _____,000,000.

12 Fiscal year 2014:

13 (A) New budget authority,

14 \$ _____,000,000.

15 (B) Outlays, \$ _____,000,000.

16 **TITLE II—RESERVE FUNDS**

17 **SEC. 201. DEFICIT-NEUTRAL RESERVE FUND TO TRANS-**

18 **FORM AND MODERNIZE AMERICA'S HEALTH**

19 **CARE SYSTEM.**

20 (a) TRANSFORM AND MODERNIZE AMERICA'S

21 HEALTH CARE SYSTEM.—The Chairman of the Senate

22 Committee on the Budget may revise the allocations of

23 a committee or committees, aggregates, and other appro-

24 priate levels and limits in this resolution, and make adjust-

25 ments to the pay-as-you-go ledger that are deficit-neutral

1 over 11 years, for one or more bills, joint resolutions,
2 amendments, motions, or conference reports that are def-
3 icit-neutral, reduce excess cost growth in health care
4 spending and are fiscally sustainable over the long term,
5 and—

6 (1) protect families' financial health including
7 restraining the growth of health premiums and other
8 health-related costs;

9 (2) make health coverage affordable to busi-
10 nesses, households, and governments, including by
11 reducing wasteful and inefficient spending in the
12 health care system with periodic reports on savings
13 achieved through these efforts, and by moving for-
14 ward with improvements to the health care delivery
15 system, including Medicare;

16 (3) aim for universality of health coverage;

17 (4) provide portability of coverage and assur-
18 ance of coverage with appropriate consumer protec-
19 tions;

20 (5) guarantee choice of health plans and health
21 care providers to Americans;

22 (6) invest in prevention and wellness and ad-
23 dress issues of health disparities;

1 (7) improve patient safety and quality care in-
2 cluding the appropriate use of health information
3 technology and health data; or

4 (8) maintain long-term fiscal sustainability and
5 pays for itself by reducing health care cost growth,
6 improving productivity, or dedicating additional
7 sources of revenue;

8 by the amounts provided in such legislation for those pur-
9 poses, provided that such legislation would not increase
10 the deficit over the period of the total of fiscal years 2009
11 through 2019.

12 (b) OTHER REVISIONS.—The Chairman of the Sen-
13 ate Committee on the Budget may revise the allocations
14 of a committee or committees, aggregates, and other ap-
15 propriate levels and limits in this resolution for one or
16 more bills, joint resolutions, amendments, motions, or con-
17 ference reports that—

18 (1) increase the reimbursement rate for physi-
19 cian services under section 1848(d) of the Social Se-
20 curity Act and that include financial incentives for
21 physicians to improve the quality and efficiency of
22 items and services furnished to Medicare bene-
23 ficiaries through the use of consensus-based quality
24 measures; or

1 (2) include measures to encourage physicians to
2 train in primary care residencies and ensure an ade-
3 quate supply of residents and physicians;
4 by the amounts provided in such legislation for those pur-
5 poses, provided that such legislation would not increase
6 the deficit over either the period of the total of fiscal years
7 2009 through 2014 or the period of the total of fiscal
8 years 2009 through 2019.

9 **SEC. 202. DEFICIT-NEUTRAL RESERVE FUND TO INVEST IN**
10 **CLEAN ENERGY AND PRESERVE THE ENVI-**
11 **RONMENT.**

12 (a) INVESTING IN CLEAN ENERGY AND PRESERVING
13 THE ENVIRONMENT.—The Chairman of the Senate Com-
14 mittee on the Budget may revise the allocations of a com-
15 mittee or committees, aggregates, and other appropriate
16 levels and limits in this resolution for one or more bills,
17 joint resolutions, amendments, motions, or conference re-
18 ports that would reduce our Nation's dependence on im-
19 ported energy, produce green jobs, promote renewable en-
20 ergy development, create a clean energy investment fund,
21 improve electricity transmission, encourage conservation
22 and efficiency, make improvements to the Low Income
23 Home Energy Assistance Program, implement water set-
24 tlements, or preserve or protect national parks, by the
25 amounts provided in such legislation for those purposes,

1 provided that such legislation would not increase the def-
2 icit over either the period of the total of fiscal years 2009
3 through 2014 or the period of the total of fiscal years
4 2009 through 2019. The legislation may include tax provi-
5 sions.

6 (b) CLIMATE CHANGE LEGISLATION.—The Chair-
7 man of the Senate Committee on the Budget may revise
8 the allocations of a committee or committees, aggregates,
9 and other appropriate levels and limits in this resolution
10 for one or more bills, joint resolutions, amendments, mo-
11 tions, or conference reports that would invest in clean en-
12 ergy technology initiatives, decrease greenhouse gas emis-
13 sions, or help families, workers, communities, and busi-
14 nesses make the transition to a clean energy economy, by
15 the amounts provided in such legislation for those pur-
16 poses, provided that such legislation would not increase
17 the deficit over either the period of the total of fiscal years
18 2009 through 2014 or the period of the total of fiscal
19 years 2009 through 2019.

20 **SEC. 203. DEFICIT-NEUTRAL RESERVE FUND FOR HIGHER**
21 **EDUCATION.**

22 The Chairman of the Senate Committee on the Budg-
23 et may revise the allocations of a committee or commit-
24 tees, aggregates, and other appropriate levels and limits
25 in this resolution for one or more bills, joint resolutions,

1 amendments, motions, or conference reports that make
2 higher education more accessible and affordable, which
3 may include legislation to expand and strengthen student
4 aid, such as Pell Grants, or increase college enrollment
5 and completion rates for low-income students, by the
6 amounts provided in such legislation for those purposes,
7 provided that such legislation would not increase the def-
8 icit over either the period of the total of fiscal years 2009
9 through 2014 or the period of the total of fiscal years
10 2009 through 2019. The legislation may include tax provi-
11 sions.

12 **SEC. 204. DEFICIT-NEUTRAL RESERVE FUND FOR CHILD**
13 **NUTRITION AND WIC.**

14 The Chairman of the Senate Committee on the Budg-
15 et may revise the allocations of a committee or commit-
16 tees, aggregates, and other appropriate levels and limits
17 in this resolution for one or more bills, joint resolutions,
18 amendments, motions, or conference reports that would
19 reauthorize child nutrition programs or the Special Sup-
20 plemental Nutrition Program for Women, Infants, and
21 Children (the WIC program), by the amounts provided in
22 such legislation for those purposes, provided that such leg-
23 islation would not increase the deficit over either the pe-
24 riod of the total of fiscal years 2009 through 2014 or the
25 period of the total of fiscal years 2009 through 2019.

1 **SEC. 205. DEFICIT-NEUTRAL RESERVE FUND FOR INVEST-**
2 **MENTS IN AMERICA'S INFRASTRUCTURE.**

3 (a) INFRASTRUCTURE.—The Chairman of the Senate
4 Committee on the Budget may revise the allocations of
5 a committee or committees, aggregates, and other appro-
6 priate levels and limits in this resolution for one or more
7 bills, joint resolutions, amendments, motions, or con-
8 ference reports that provide for a robust Federal invest-
9 ment in America's infrastructure, which may include
10 projects for public housing, energy, water, or other infra-
11 structure projects, by the amounts provided in that legisla-
12 tion for those purposes, provided that such legislation
13 would not increase the deficit over either the period of the
14 total of fiscal years 2009 through 2014 or the period of
15 the total of fiscal years 2009 through 2019.

16 (b) SURFACE TRANSPORTATION.—The Chairman of
17 the Senate Committee on the Budget may revise the allo-
18 cations of a committee or committees, aggregates, and
19 other appropriate levels and limits in this resolution for
20 one or more bills, joint resolutions, amendments, motions,
21 or conference reports that provide new budget authority
22 for surface transportation programs to the extent such
23 new budget authority is offset by an increase in receipts
24 to the Highway Trust Fund (excluding transfers from the
25 general fund of the Treasury into the Highway Trust
26 Fund not offset by a similar increase in receipts), provided

1 further that such legislation would not increase the deficit
2 over either the period of the total of fiscal years 2009
3 through 2014 or the period of the total of fiscal years
4 2009 through 2019.

5 (c) MULTIMODAL TRANSPORTATION PROJECTS.—
6 The Chairman of the Senate Committee on the Budget
7 may revise the allocations of a committee or committees,
8 aggregates, and other appropriate levels and limits in this
9 resolution for one or more bills, joint resolutions, amend-
10 ments, motions, or conference reports that would author-
11 ize multimodal transportation projects that—

12 (1) provide a set of performance measures;

13 (2) require a cost-benefit analysis be conducted
14 to ensure accountability and overall project goals are
15 met; and

16 (3) provide flexibility for States, cities, and lo-
17 calities to create strategies that meet the needs of
18 their communities,

19 by the amounts provided in that legislation for those pur-
20 poses, provided that such legislation would not increase
21 the deficit over either the period of the total of fiscal years
22 2009 through 2014 or the period of the total of fiscal
23 years 2009 through 2019.

1 **SEC. 206. DEFICIT-NEUTRAL RESERVE FUND TO PROMOTE**
2 **ECONOMIC STABILIZATION AND GROWTH.**

3 (a) MANUFACTURING.—The Chairman of the Senate
4 Committee on the Budget may revise the allocations of
5 a committee or committees, aggregates, and other appro-
6 priate levels and limits in this resolution for one or more
7 bills, joint resolutions, amendments, motions, or con-
8 ference reports, including tax legislation, that would revi-
9 talize and strengthen the United States domestic manu-
10 facturing sector by increasing Federal research and devel-
11 opment, by expanding the scope and effectiveness of man-
12 ufacturing programs across the Federal Government, by
13 increasing efforts to train and retrain manufacturing
14 workers, by enhancing workers' technical skills in the use
15 of the new advanced manufacturing technologies to
16 produce competitive energy efficient products, by increas-
17 ing support for the redevelopment of closed manufacturing
18 plants, by increasing support for development of alter-
19 native fuels and leap-ahead automotive and energy tech-
20 nologies such as advanced batteries, or by establishing tax
21 incentives to encourage the continued production in the
22 United States of advanced technologies and the infrastruc-
23 ture to support such technologies, by the amounts pro-
24 vided in that legislation for those purposes, provided that
25 such legislation would not increase the deficit over either
26 the period of the total of fiscal years 2009 through 2014

1 or the period of the total of fiscal years 2009 through
2 2019.

3 (b) TAX RELIEF.—The Chairman of the Senate Com-
4 mittee on the Budget may revise the allocations of a com-
5 mittee or committees, aggregates, and other appropriate
6 levels in this resolution by the amounts provided by one
7 or more bills, joint resolutions, amendments, motions, or
8 conference reports that would provide tax relief, including
9 but not limited to extensions of expiring and expired tax
10 relief or refundable tax relief, by the amounts provided
11 in that legislation for those purposes, provided that such
12 legislation would not increase the deficit over either the
13 period of the total of fiscal years 2009 through 2014 or
14 the period of the total of fiscal years 2009 through 2019.

15 (c) TAX REFORM.—The Chairman of the Senate
16 Committee on the Budget may revise the allocations of
17 a committee or committees, aggregates, and other appro-
18 priate levels in this resolution for one or more bills, joint
19 resolutions, amendments, motions, or conference reports
20 that would reform the Internal Revenue Code to ensure
21 a sustainable revenue base that would lead to a fairer and
22 more efficient tax system and to a more competitive busi-
23 ness environment for United States enterprises, by the
24 amounts provided in such legislation for those purposes,
25 provided that such legislation would not increase the def-

1 icit over either the period of the total of fiscal years 2009
2 through 2014 or the period of the total of fiscal years
3 2009 through 2019.

4 (d) FLOOD INSURANCE REFORM.—The Chairman of
5 the Senate Committee on the Budget may revise the allo-
6 cations of a committee or committees, aggregates, and
7 other appropriate levels in this resolution for one or more
8 bills, joint resolutions, amendments, motions, or con-
9 ference reports that would provide for flood insurance re-
10 form and modernization, by the amounts provided in such
11 legislation for those purposes, provided that such legisla-
12 tion would not increase the deficit over either the period
13 of the total of fiscal years 2009 through 2014 or the pe-
14 riod of the total of fiscal years 2009 through 2019.

15 (e) TRADE.—The Chairman of the Senate Committee
16 on the Budget may revise the allocations of a committee
17 or committees, aggregates, and other appropriate levels in
18 this resolution for one or more bills, joint resolutions,
19 amendments, motions, or conference reports related to
20 trade by the amounts provided in such legislation for those
21 purposes, provided that such legislation would not increase
22 the deficit over either the period of the total of fiscal years
23 2009 through 2014 or the period of the total of fiscal
24 years 2009 through 2019.

1 (f) HOUSING ASSISTANCE.—The Chairman of the
2 Senate Committee on the Budget may revise the alloca-
3 tions of a committee or committees, aggregates, and other
4 appropriate levels in this resolution for one or more bills,
5 joint resolutions, amendments, motions, or conference re-
6 ports related to housing assistance, by the amounts pro-
7 vided in such legislation for those purposes, provided that
8 such legislation would not increase the deficit over either
9 the period of the total of fiscal years 2009 through 2014
10 or the period of the total of fiscal years 2009 through
11 2019.

12 **SEC. 207. DEFICIT-NEUTRAL RESERVE FUND FOR AMER-**
13 **ICA'S VETERANS AND WOUNDED**
14 **SERVICEMEMBERS.**

15 The Chairman of the Senate Committee on the Budg-
16 et may revise the allocations of a committee or commit-
17 tees, aggregates, and other appropriate levels in this reso-
18 lution for one or more bills, joint resolutions, amendments,
19 motions, or conference reports that would expand the
20 number of disabled military retirees who receive both dis-
21 ability compensation and retired pay, accelerate the phase-
22 in of concurrent receipt, eliminate the offset between Sur-
23 vivor Benefit Plan annuities and Veterans' Dependency
24 and Indemnity Compensation, or expand veterans' benefits
25 (including for veterans living in rural areas), by the

1 amounts provided in such legislation for those purposes,
2 provided that such legislation would not increase the def-
3 icit over either the period of the total of fiscal years 2009
4 through 2014 or the period of the total of fiscal years
5 2009 through 2019.

6 **SEC. 208. DEFICIT-NEUTRAL RESERVE FUND FOR JUDICIAL**
7 **PAY AND JUDGESHIPS AND POSTAL RETIREE**
8 **ASSISTANCE.**

9 (a) JUDICIAL PAY AND JUDGESHIPS.—The Chair-
10 man of the Senate Committee on the Budget may revise
11 the allocations of a committee or committees, aggregates,
12 and other appropriate levels and limits in this resolution
13 for one or more bills, joint resolutions, amendments, mo-
14 tions, or conference reports that would authorize salary
15 adjustments for justices and judges of the United States,
16 or increase the number of Federal judgeships, by the
17 amounts provided in such legislation for those purposes,
18 provided that such legislation would not increase the def-
19 icit over either the period of the total of fiscal years 2009
20 through 2014 or the period of the total of fiscal years
21 2009 through 2019.

22 (b) POSTAL RETIREES.—The Chairman of the Sen-
23 ate Committee on the Budget may revise the allocations
24 of a committee or committees, aggregates, and other ap-
25 propriate levels in this resolution for one or more bills,

1 joint resolutions, amendments, motions, or conference re-
2 ports relating to adjustments to funding for postal retiree
3 health coverage, by the amounts provided in such legisla-
4 tion for those purposes, provided that such legislation
5 would not increase the deficit over either the period of the
6 total of fiscal years 2009 through 2014 or the period of
7 the total of fiscal years 2009 through 2019.

8 **SEC. 209. DEFICIT-NEUTRAL RESERVE FUND FOR DEFENSE**
9 **ACQUISITION AND CONTRACTING REFORM.**

10 The Chairman of the Senate Committee on the Budg-
11 et may revise the allocations of a committee or commit-
12 tees, aggregates, and other appropriate levels and limits
13 in this resolution for one or more bills, joint resolutions,
14 amendments, motions, or conference reports that—

15 (1) enhance the capability of the Federal acqui-
16 sition or contracting workforce to achieve better
17 value for taxpayers;

18 (2) reduce the use of no-bid and cost-plus con-
19 tracts; or

20 (3) reform Department of Defense processes for
21 acquiring weapons systems in order to reduce costs,
22 improve cost and schedule estimation, enhance devel-
23 opmental testing of weapons, or increase the rigor of
24 reviews of programs that experience critical cost
25 growth;

1 by the amounts provided in such legislation for those pur-
2 poses, provided that such legislation would not increase
3 the deficit over either the period of the total of fiscal years
4 2009 through 2014 or the period of the total of fiscal
5 years 2009 through 2019.

6 **SEC. 210. DEFICIT-NEUTRAL RESERVE FUND FOR INVEST-**
7 **MENTS IN OUR NATION'S COUNTIES AND**
8 **SCHOOLS.**

9 The Chairman of the Senate Committee on the Budg-
10 et may revise the allocations of a committee or commit-
11 tees, aggregates, and other appropriate levels and limits
12 in this resolution for one or more bills, joint resolutions,
13 amendments, motions, or conference reports that provide
14 for the reauthorization of the Secure Rural Schools and
15 Community Self Determination Act of 2000 (Public Law
16 106–393) or make changes to the Payments in Lieu of
17 Taxes Act of 1976 (Public Law 94–565), or both, by the
18 amounts provided by that legislation for those purposes,
19 provided that such legislation would not increase the def-
20 icit over either the period of the total of fiscal years 2009
21 through 2014 or the period of the total of fiscal years
22 2009 through 2019.

1 **SEC. 211. DEFICIT-NEUTRAL RESERVE FUND FOR THE**
2 **FOOD AND DRUG ADMINISTRATION.**

3 (a) REGULATION.—The Chairman of the Senate
4 Committee on the Budget may revise the allocations of
5 a committee or committees, aggregates, and other appro-
6 priate levels in this resolution for one or more bills, joint
7 resolutions, amendments, motions, or conference reports
8 that authorize the Food and Drug Administration to regu-
9 late products and assess user fees on manufacturers and
10 importers of those products to cover the cost of the Food
11 and Drug Administration's regulatory activities, by the
12 amounts provided in that legislation for those purposes,
13 provided that such legislation would not increase the def-
14 icit over either the period of the total of fiscal years 2009
15 through 2014 or the period of the total of fiscal years
16 2009 through 2019.

17 (b) DRUG IMPORTATION.—The Chairman of the Sen-
18 ate Committee on the Budget may revise the allocations
19 of a committee or committees, aggregates, and other ap-
20 propriate levels in this resolution for one or more bills,
21 joint resolutions, amendments, motions, or conference re-
22 ports that permit the safe importation of prescription
23 drugs approved by the Food and Drug Administration
24 from a specified list of countries, by the amounts provided
25 in such legislation for those purposes, provided that such
26 legislation would not increase the deficit over either the

1 period of the total of fiscal years 2009 through 2014 or
2 the period of the total of fiscal years 2009 through 2019.

3 **TITLE III—BUDGET PROCESS**

4 **Subtitle A—Budget Enforcement**

5 **SEC. 301. DISCRETIONARY SPENDING LIMITS, PROGRAM IN-** 6 **TEGRITY INITIATIVES, AND OTHER ADJUST-** 7 **MENTS.**

8 (a) SENATE POINT OF ORDER.—

9 (1) IN GENERAL.—Except as otherwise pro-
10 vided in this section, it shall not be in order in the
11 Senate to consider any bill or joint resolution (or
12 amendment, motion, or conference report on that bill
13 or joint resolution) that would cause the discre-
14 tionary spending limits in this section to be exceed-
15 ed.

16 (2) SUPERMAJORITY WAIVER AND APPEALS.—

17 (A) WAIVER.—This subsection may be
18 waived or suspended in the Senate only by the
19 affirmative vote of three-fifths of the Members,
20 duly chosen and sworn.

21 (B) APPEALS.—Appeals in the Senate
22 from the decisions of the Chair relating to any
23 provision of this subsection shall be limited to
24 1 hour, to be equally divided between, and con-
25 trolled by, the appellant and the manager of the

1 bill or joint resolution. An affirmative vote of
2 three-fifths of the Members of the Senate, duly
3 chosen and sworn, shall be required to sustain
4 an appeal of the ruling of the Chair on a point
5 of order raised under this subsection.

6 (b) SENATE DISCRETIONARY SPENDING LIMITS.—In
7 the Senate and as used in this section, the term “discre-
8 tionary spending limit” means—

9 (1) for fiscal year 2009, \$1,391,471,000,000 in
10 new budget authority and \$1,220,843,000,000 in
11 outlays; and

12 (2) for fiscal year 2010, \$1,079,150,000,000 in
13 new budget authority and \$1,268,204,000,000 in
14 outlays;

15 as adjusted in conformance with the adjustment proce-
16 dures in subsection (c).

17 (c) ADJUSTMENTS IN THE SENATE.—

18 (1) IN GENERAL.—After the reporting of a bill
19 or joint resolution relating to any matter described
20 in paragraph (2), or the offering of an amendment
21 thereto or the submission of a conference report
22 thereon—

23 (A) the Chairman of the Senate Committee
24 on the Budget may adjust the discretionary
25 spending limits, budgetary aggregates, and allo-

1 cations pursuant to section 302(a) of the Con-
2 gressional Budget Act of 1974, by the amount
3 of new budget authority in that measure for
4 that purpose and the outlays flowing therefrom;
5 and

6 (B) following any adjustment under sub-
7 paragraph (A), the Senate Committee on Ap-
8 propriations may report appropriately revised
9 suballocations pursuant to section 302(b) of the
10 Congressional Budget Act of 1974 to carry out
11 this subsection.

12 (2) MATTERS DESCRIBED.—Matters referred to
13 in paragraph (1) are as follows:

14 (A) CONTINUING DISABILITY REVIEWS
15 AND SSI REDETERMINATIONS.—If a bill or joint
16 resolution is reported making appropriations for
17 fiscal year 2010 that appropriates
18 \$273,000,000 for continuing disability reviews
19 and Supplemental Security Income redeter-
20 minations for the Social Security Administra-
21 tion, and provides an additional appropriation
22 of up to \$485,000,000 for continuing disability
23 reviews and Supplemental Security Income re-
24 determinations for the Social Security Adminis-
25 tration, then the discretionary spending limits,

1 allocation to the Senate Committee on Appro-
2 priations, and aggregates may be adjusted by
3 the amounts provided in such legislation for
4 that purpose, but not to exceed \$485,000,000
5 in budget authority and outlays flowing there-
6 from for fiscal year 2010.

7 (B) INTERNAL REVENUE SERVICE TAX EN-
8 FORCEMENT.—If a bill or joint resolution is re-
9 ported making appropriations for fiscal year
10 2010 that appropriates \$7,100,000,000 for the
11 Internal Revenue Service for enhanced tax en-
12 forcement to address the Federal tax gap (taxes
13 owed but not paid) and provides an additional
14 appropriation of up to \$890,000,000 for the In-
15 ternal Revenue Service for enhanced tax en-
16 forcement to address the Federal tax gap, then
17 the discretionary spending limits, allocation to
18 the Senate Committee on Appropriations, and
19 aggregates may be adjusted by the amounts
20 provided in such legislation for that purpose,
21 but not to exceed \$890,000,000 in budget au-
22 thority and outlays flowing therefrom for fiscal
23 year 2010.

24 (C) HEALTH CARE FRAUD AND ABUSE
25 CONTROL.—If a bill or joint resolution is re-

1 ported making appropriations for fiscal year
2 2010 that appropriates up to \$311,000,000 to
3 the Health Care Fraud and Abuse Control pro-
4 gram at the Department of Health and Human
5 Services, then the discretionary spending limits,
6 allocation to the Senate Committee on Appro-
7 priations, and aggregates may be adjusted by
8 the amounts provided in such legislation for
9 that purpose, but not to exceed \$311,000,000
10 in budget authority and outlays flowing there-
11 from for fiscal year 2010.

12 (D) UNEMPLOYMENT INSURANCE IM-
13 PROPER PAYMENT REVIEWS.—If a bill or joint
14 resolution is reported making appropriations for
15 fiscal year 2010 that appropriates \$10,000,000
16 for in-person reemployment and eligibility as-
17 sessments and unemployment insurance im-
18 proper payment reviews, and provides an addi-
19 tional appropriation of up to \$50,000,000 for
20 in-person reemployment and eligibility assess-
21 ments and unemployment insurance improper
22 payment reviews, then the discretionary spend-
23 ing limits, allocation to the Senate Committee
24 on Appropriations, and aggregates may be ad-
25 justed by the amounts provided in such legisla-

1 tion for that purpose, but not to exceed
2 \$50,000,000 in budget authority and outlays
3 flowing therefrom for fiscal year 2010.

4 (3) ADJUSTMENTS TO SUPPORT ONGOING
5 OVERSEAS CONTINGENCY OPERATIONS.—The Chair-
6 man of the Senate Committee on the Budget may
7 adjust the discretionary spending limits, allocations
8 to the Senate Committee on Appropriations, and ag-
9 gregates for one or more—

10 (A) bills reported by the Senate Committee
11 on Appropriations or passed by the House of
12 Representatives;

13 (B) joint resolutions or amendments re-
14 ported by the Senate Committee on Appropria-
15 tions;

16 (C) amendments between the Houses re-
17 ceived from the House of Representatives or
18 Senate amendments offered by the authority of
19 the Senate Committee on Appropriations; or

20 (D) conference reports;
21 making appropriations for fiscal year 2010 for over-
22 seas contingency operations by the amounts provided
23 in such legislation for those purposes (and so des-
24 ignated pursuant to this paragraph), up to

1 \$130,000,000,000 in budget authority for fiscal year
2 2010 and the new outlays flowing therefrom.

3 (4) REVISED APPROPRIATIONS FOR FISCAL
4 YEAR 2010.—

5 (A) IN GENERAL.—If after adoption of this
6 resolution by the Congress, the Congressional
7 Budget Office (CBO) re-estimates the Presi-
8 dent's request for discretionary spending in fis-
9 cal year 2010 at an aggregate level different
10 from the CBO preliminary estimate dated
11 March 20, 2009, the Chairman of the Senate
12 Committee on the Budget may adjust the dis-
13 cretionary spending limits, budgetary aggre-
14 gates, and allocations pursuant to section
15 302(a) of the Congressional Budget Act of
16 1974 by the amount of budget authority and
17 outlays flowing therefrom, to reflect the dif-
18 ference between such re-estimate and the CBO
19 preliminary estimate dated March 20, 2009.

20 (B) SUBALLOCATIONS.—Following any ad-
21 justment under subparagraph (A), the Senate
22 Committee on Appropriations may report ap-
23 propriately revised suballocations pursuant to
24 section 302(b) of the Congressional Budget Act
25 of 1974 to carry out this paragraph.

1 (d) INAPPLICABILITY.—In the Senate, subsections
2 (a), (b), (c), and (d) of section 312 of S. Con. Res. 70
3 (110th Congress) shall no longer apply.

4 **SEC. 302. POINT OF ORDER AGAINST ADVANCE APPROPRIA-**
5 **TIONS.**

6 (a) IN GENERAL.—

7 (1) POINT OF ORDER.—Except as provided in
8 subsection (b), it shall not be in order in the Senate
9 to consider any bill, joint resolution, motion, amend-
10 ment, or conference report that would provide an ad-
11 vance appropriation.

12 (2) DEFINITION.—In this section, the term
13 “advance appropriation” means any new budget au-
14 thority provided in a bill or joint resolution making
15 appropriations for fiscal year 2010 that first be-
16 comes available for any fiscal year after 2010, or
17 any new budget authority provided in a bill or joint
18 resolution making general appropriations or con-
19 tinuing appropriations for fiscal year 2011, that first
20 becomes available for any fiscal year after 2011.

21 (b) EXCEPTIONS.—Advance appropriations may be
22 provided—

23 (1) for fiscal years 2011 and 2012 for pro-
24 grams, projects, activities, or accounts identified in
25 the joint explanatory statement of managers accom-

1 panying this resolution under the heading “Accounts
2 Identified for Advance Appropriations” in an aggregate
3 amount not to exceed \$28,852,000,000 in new
4 budget authority in each year; and

5 (2) for the Corporation for Public Broad-
6 casting.

7 (c) SUPERMAJORITY WAIVER AND APPEAL.—

8 (1) WAIVER.—In the Senate, subsection (a)
9 may be waived or suspended only by an affirmative
10 vote of three-fifths of the Members, duly chosen and
11 sworn.

12 (2) APPEAL.—An affirmative vote of three-
13 fifths 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 subsection (a).

17 (d) FORM OF POINT OF ORDER.—A point of order
18 under subsection (a) may be raised by a Senator as pro-
19 vided in section 313(e) of the Congressional Budget Act
20 of 1974.

21 (e) CONFERENCE REPORTS.—When the Senate is
22 considering a conference report on, or an amendment be-
23 tween the Houses in relation to, a bill, upon a point of
24 order being made by any Senator pursuant to this section,
25 and such point of order being sustained, such material

1 contained in such conference report shall be deemed
2 stricken, and the Senate shall proceed to consider the
3 question of whether the Senate shall recede from its
4 amendment and concur with a further amendment, or con-
5 cur in the House amendment with a further amendment,
6 as the case may be, which further amendment shall consist
7 of only that portion of the conference report or House
8 amendment, as the case may be, not so stricken. Any such
9 motion in the Senate shall be debatable. In any case in
10 which such point of order is sustained against a conference
11 report (or Senate amendment derived from such con-
12 ference report by operation of this subsection), no further
13 amendment shall be in order.

14 (f) INAPPLICABILITY.—In the Senate, section 313 of
15 S. Con. Res. 70 (110th Congress) shall no longer apply.

16 **SEC. 303. EMERGENCY LEGISLATION.**

17 (a) AUTHORITY TO DESIGNATE.—In the Senate, with
18 respect to a provision of direct spending or receipts legisla-
19 tion or appropriations for discretionary accounts that Con-
20 gress designates as an emergency requirement in such
21 measure, the amounts of new budget authority, outlays,
22 and receipts in all fiscal years resulting from that provi-
23 sion shall be treated as an emergency requirement for the
24 purpose of this section.

1 (b) EXEMPTION OF EMERGENCY PROVISIONS.—Any
2 new budget authority, outlays, and receipts resulting from
3 any provision designated as an emergency requirement,
4 pursuant to this section, in any bill, joint resolution,
5 amendment, or conference report shall not count for pur-
6 poses of sections 302 and 311 of the Congressional Budg-
7 et Act of 1974, section 201 of S. Con. Res. 21 (110th
8 Congress) (relating to pay-as-you-go), section 311 of S.
9 Con. Res. 70 (110th Congress) (relating to long-term defi-
10 cits), and sections 301 and 304 of this resolution (relating
11 to discretionary spending and short-term deficits). Des-
12 igned emergency provisions shall not count for the pur-
13 pose of revising allocations, aggregates, or other levels
14 pursuant to procedures established under section
15 301(b)(7) of the Congressional Budget Act of 1974 for
16 deficit-neutral reserve funds and revising discretionary
17 spending limits set pursuant to section 301 of this resolu-
18 tion.

19 (c) DESIGNATIONS.—If a provision of legislation is
20 designated as an emergency requirement under this sec-
21 tion, the committee report and any statement of managers
22 accompanying that legislation shall include an explanation
23 of the manner in which the provision meets the criteria
24 in subsection (f).

1 (d) DEFINITIONS.—In this section, the terms “direct
2 spending”, “receipts”, and “appropriations for discre-
3 tionary accounts” mean any provision of a bill, joint reso-
4 lution, amendment, motion, or conference report that af-
5 fects direct spending, receipts, or appropriations as those
6 terms have been defined and interpreted for purposes of
7 the Balanced Budget and Emergency Deficit Control Act
8 of 1985.

9 (e) POINT OF ORDER.—

10 (1) IN GENERAL.—When the Senate is consid-
11 ering a bill, resolution, amendment, motion, or con-
12 ference report, if a point of order is made by a Sen-
13 ator against an emergency designation in that meas-
14 ure, that provision making such a designation shall
15 be stricken from the measure and may not be of-
16 fered as an amendment from the floor.

17 (2) SUPERMAJORITY WAIVER AND APPEALS.—

18 (A) WAIVER.—Paragraph (1) may be
19 waived or suspended in the Senate only by an
20 affirmative vote of three-fifths of the Members,
21 duly chosen and sworn.

22 (B) APPEALS.—Appeals in the Senate
23 from the decisions of the Chair relating to any
24 provision of this subsection shall be limited to
25 1 hour, to be equally divided between, and con-

1 trolled by, the appellant and the manager of the
2 bill or joint resolution, as the case may be. An
3 affirmative vote of three-fifths of the Members
4 of the Senate, duly chosen and sworn, shall be
5 required to sustain an appeal of the ruling of
6 the Chair on a point of order raised under this
7 subsection.

8 (3) DEFINITION OF AN EMERGENCY DESIGNA-
9 TION.—For purposes of paragraph (1), a provision
10 shall be considered an emergency designation if it
11 designates any item as an emergency requirement
12 pursuant to this subsection.

13 (4) FORM OF THE POINT OF ORDER.—A point
14 of order under paragraph (1) may be raised by a
15 Senator as provided in section 313(e) of the Con-
16 gressional Budget Act of 1974.

17 (5) 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, upon
20 a point of order being made by any Senator pursu-
21 ant to this section, and such point of order being
22 sustained, such material contained in such con-
23 ference report shall be deemed stricken, and the
24 Senate shall proceed to consider the question of
25 whether the Senate shall recede from its amendment

1 (2) UNFORESEEN.—An emergency that is part
2 of an aggregate level of anticipated emergencies,
3 particularly when normally estimated in advance, is
4 not unforeseen.

5 (g) INAPPLICABILITY.—In the Senate, section 204(a)
6 of S. Con. Res. 21 (110th Congress), the concurrent reso-
7 lution on the budget for fiscal year 2008, shall no longer
8 apply.

9 **SEC. 304. POINT OF ORDER AGAINST LEGISLATION IN-**
10 **CREASING SHORT-TERM DEFICIT.**

11 (a) POINT OF ORDER.—It shall not be in order in
12 the Senate to consider any bill, joint resolution, amend-
13 ment, motion, or conference report (except measures with-
14 in the jurisdiction of the Committee on Appropriations)
15 that would cause a net increase in the deficit in excess
16 of \$10,000,000,000 in any fiscal year provided for in the
17 most recently adopted concurrent resolution on the budget
18 unless it is fully offset over the period of all fiscal years
19 provided for in the most recently adopted concurrent reso-
20 lution on the budget.

21 (b) SUPERMAJORITY WAIVER AND APPEAL IN THE
22 SENATE.—

23 (1) WAIVER.—This section may be waived or
24 suspended only by the affirmative vote of three-fifths
25 of the Members, duly chosen and sworn.

1 (2) APPEAL.—An affirmative vote of three-
2 fifths of the Members, duly chosen and sworn, shall
3 be required to sustain an appeal of the ruling of the
4 Chair on a point of order raised under this section.

5 (c) DETERMINATIONS OF BUDGET LEVELS.—For
6 purposes of this section, the levels shall be determined on
7 the basis of estimates provided by the Senate Committee
8 on the Budget.

9 (d) SUNSET.—This section shall expire on September
10 30, 2018.

11 (e) INAPPLICABILITY.—In the Senate, section 315 of
12 S. Con. Res. 70 (110th Congress), the concurrent resolu-
13 tion in the budget for fiscal year 2009, shall no longer
14 apply.

15 **Subtitle B—Other Provisions**

16 **SEC. 311. OVERSIGHT OF GOVERNMENT PERFORMANCE.**

17 In the Senate, all committees are directed to review
18 programs within their jurisdiction to root out waste, fraud,
19 and abuse in program spending, giving particular scrutiny
20 to issues raised by Government Accountability Office re-
21 ports. Based on these oversight efforts and committee per-
22 formance reviews of programs within their jurisdiction,
23 committees are directed to include recommendations for
24 improved governmental performance in their annual views
25 and estimates reports required under section 301(d) of the

1 Congressional Budget Act of 1974 to the Committees on
2 the Budget.

3 **SEC. 312. BUDGETARY TREATMENT OF CERTAIN DISCRE-**
4 **TIONARY ADMINISTRATIVE EXPENSES.**

5 In the Senate, notwithstanding section 302(a)(1) of
6 the Congressional Budget Act of 1974, section 13301 of
7 the Budget Enforcement Act of 1990, and section 2009a
8 of title 39, United States Code, the joint explanatory
9 statement accompanying the conference report on any con-
10 current resolution on the budget shall include in its alloca-
11 tions under section 302(a) of the Congressional Budget
12 Act of 1974 to the Committees on Appropriations amounts
13 for the discretionary administrative expenses of the Social
14 Security Administration and of the Postal Service.

15 **SEC. 313. APPLICATION AND EFFECT OF CHANGES IN ALLO-**
16 **CATIONS AND AGGREGATES.**

17 (a) APPLICATION.—Any adjustments of allocations
18 and aggregates made pursuant to this resolution shall—

19 (1) apply while that measure is under consider-
20 ation;

21 (2) take effect upon the enactment of that
22 measure; and

23 (3) be published in the Congressional Record as
24 soon as practicable.

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

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

12 **SEC. 314. ADJUSTMENTS TO REFLECT CHANGES IN CON-**
13 **CEPTS AND DEFINITIONS.**

14 Upon the enactment of a bill or joint resolution pro-
15 viding for a change in concepts or definitions, the Chair-
16 man of the Senate Committee on the Budget may make
17 adjustments to the levels and allocations in this resolution
18 in accordance with section 251(b) of the Balanced Budget
19 and Emergency Deficit Control Act of 1985 (as in effect
20 prior to September 30, 2002).

21 **SEC. 315. EXERCISE OF RULEMAKING POWERS.**

22 Congress adopts the provisions of this title—

23 (1) as an exercise of the rulemaking power of
24 the Senate, and as such they shall be considered as
25 part of the rules of the Senate and such rules shall

1 supersede other rules only to the extent that they
2 are inconsistent with such other rules; and

3 (2) with full recognition of the constitutional
4 right of the Senate to change those rules at any
5 time, in the same manner, and to the same extent
6 as is the case of any other rule of the Senate.