

outlays by \$4,000,000 in fiscal year 2006, and \$27,000,000 for the period of fiscal years 2006 through 2010.

(6) *COMMITTEE ON FINANCE.*—The Senate Committee on Finance shall report changes in laws within its jurisdiction sufficient to reduce outlays by \$10,000,000,000 for the period of fiscal years 2006 through 2010.

(7) *COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS.*—The Senate Committee on Health, Education, Labor, and Pensions shall report changes in laws within its jurisdiction sufficient to reduce outlays by \$1,242,000,000 in fiscal years 2005 and 2006, and \$13,651,000,000 for the period of fiscal years 2005 through 2010.

(8) *COMMITTEE ON THE JUDICIARY.*—The Senate Committee on the Judiciary shall report changes in laws within its jurisdiction sufficient to reduce outlays by \$60,000,000 in fiscal year 2006, and \$300,000,000 for the period of fiscal years 2006 through 2010.

(b) *REVENUE RECONCILIATION INSTRUCTIONS.*—The Committee on Finance shall report to the Senate a reconciliation bill not later than September 23, 2005 that consists of changes in laws within its jurisdiction sufficient to reduce the total level of revenues by not more than: \$11,000,000,000 for fiscal year 2006, and \$70,000,000,000 for the period of fiscal years 2006 through 2010.

(c) *INCREASE IN STATUTORY DEBT LIMIT.*—The Committee on Finance shall report to the Senate a reconciliation bill not later than September 30, 2005, that consists solely of changes in laws within its jurisdiction to increase the statutory debt limit by \$781,000,000,000.

### **TITLE III—RESERVE FUNDS**

#### **SEC. 301. ADJUSTMENT FOR SURFACE TRANSPORTATION.**

(a) *IN GENERAL.*—If the Committee on Transportation and Infrastructure of the House or the Committee on Environment and Public Works, the Committee on Banking, Housing, and Urban Affairs, or the Committee on Commerce, Science, and Transportation of the Senate reports a bill or joint resolution, or an amendment is offered thereto or a conference report is submitted thereon, that provides new budget authority for the budget accounts or portions thereof, for programs, projects, and activities for highways, highway safety, and transit in excess of—

(1) for fiscal year 2005, \$46,094,000,000; or

(2) for fiscal year 2006, \$47,008,000,000; or

(3) for fiscal years 2005 through 2009, \$230,769,000,000;

the appropriate chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates and increase the allocation of new budget authority to such committees in amounts equal to the program increases proposed by the committee or committees of jurisdiction for fiscal years 2005 and 2006 and for the period of fiscal years 2005 through 2009. Adjustments shall be made only to the extent such excess is offset by a reduction in mandatory outlays from the highway trust fund or an increase in receipts that are appropriated to such fund for the applica-

ble fiscal year caused by such legislation. In the Senate, any increase in receipts shall be reported by the Committee on Finance.

(b) **ADJUSTMENT FOR OUTLAYS.**—In the House and the Senate, for fiscal year 2006, and, as necessary, in subsequent fiscal years, if a bill or joint resolution is reported, or if an amendment is offered thereto or a conference report is submitted thereon, that changes obligation limitations such that the total limitations are in excess of \$44,193,000,000 for fiscal year 2006, for programs, projects, and activities for highways, highway safety, and transit, and if legislation has been enacted that satisfies the conditions set forth in subsection (a) for such fiscal year, the appropriate chairman of the Committee on the Budget may increase the allocation of outlays and appropriate aggregates for such fiscal year, and, as necessary, in subsequent fiscal years, for the committees reporting such measures, by the amount of outlays that corresponds to such excess obligation limitations, but not to exceed the amount of such excess that was offset in 2006 pursuant to subsection (a). After the adjustment has been made, the Senate Committee on Appropriations shall report new section 302(b) allocations consistent with this section.

**SEC. 302. RESERVE FUND FOR THE FAMILY OPPORTUNITY ACT.**

If the Committee on Energy and Commerce of the House or the Committee on Finance of the Senate reports a bill or joint resolution or an amendment is offered thereto or a conference report is submitted thereon, that provides families of disabled children with the opportunity to purchase coverage under the medicaid coverage for such children (the Family Opportunity Act), and provided that, in the Senate, the committee is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974, the appropriate chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates to the extent that such legislation would not increase the deficit for fiscal year 2006 and for the period of fiscal years 2006 through 2010.

**SEC. 303. RESERVE FUND FOR THE FEDERAL PELL GRANT PROGRAM.**

If the appropriate committee of the House or Senate reports a bill or joint resolution, or an amendment is offered thereto or a conference report is submitted thereon, that eliminates the accumulated shortfall of budget authority resulting from insufficient appropriations of discretionary new budget authority previously enacted for the Federal Pell Grant Program for awards made through the award year 2005–2006, provided that, in the Senate the committee is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974, or in the House the measure would not increase the deficit, the appropriate chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates by the amount provided by that measure for that purpose, but not to exceed \$4,300,000,000 in new budget authority for the fiscal year 2006.

**SEC. 304. RESERVE FUND FOR THE UNINSURED.**

If the Committee on Finance or the Committee on Health, Education, Labor, and Pensions of the Senate or the Committee on Energy and Commerce of the House reports a bill or joint resolution, or an amendment is offered thereto or a conference report is submitted thereon, that—

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

(2)(A) provides safety net access to integrated and other health care services; or

(B) increases the number of people with health insurance, provided that such increase is not obtained primarily as a result of increasing premiums for the currently insured; and

(3) increases access to coverage through mechanisms that decrease the growth of health care costs, and may include tax- and market-based measures (such as tax credits, deductibility, regulatory reforms, consumer-directed initiatives, and other measures targeted to key segments of the uninsured, such as individuals without employer-sponsored coverage and college students and recent graduates),

provided that, in the Senate, the committee is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates to the extent that such legislation would not increase the deficit for fiscal year 2006 and for the period of fiscal years 2006 through 2010.

**SEC. 305. RESERVE FUND FOR THE DISPOSAL OF UNDERUTILIZED FEDERAL REAL PROPERTY.**

If the Committee on Government Reform of the House reports a bill or joint resolution, or an amendment is offered thereto or a conference report is submitted thereon, that enhances the Government's real property disposal authority and generates discretionary savings, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates by the amount provided by that measure for that purpose, but not to exceed \$50,000,000 in new budget authority and outlays flowing therefrom for fiscal year 2006, and \$50,000,000 in new budget authority and outlays flowing therefrom for the period of fiscal years 2006 through 2010.

**SEC. 306. RESERVE FUND FOR HEALTH INFORMATION TECHNOLOGY AND PAY-FOR-PERFORMANCE.**

In the Senate, if the Committee on Finance or the Committee on Health, Education, Labor, and Pensions reports a bill or joint resolution, or if an amendment is offered thereto or if a conference report is submitted thereon, that—

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

(2) provides for performance-based payments that are based on accepted clinical performance measures that improve the quality in health care;

provided that the committee is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates to the extent that such legislation would not increase the deficit for the period of fiscal years 2006 through 2010.

**SEC. 307. RESERVE FUND FOR ASBESTOS INJURY TRUST FUND.**

*In the Senate, if the Committee on Judiciary reports legislation, or if an amendment is offered thereto or a conference report is submitted thereon, that—*

*(1) provides monetary compensation to impaired victims of asbestos-related disease who can establish that asbestos exposure is a substantial contributing factor in causing their condition;*

*(2) does not provide monetary compensation to the unimpaired claimants or those suffering from a disease who cannot establish that asbestos exposure was a substantial contributing factor in causing their condition; and*

*(3) is estimated to remain funded from nontaxpayer sources for the life of the fund; and*

*assuming the committee is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates to the extent that such legislation would not increase the deficit for the period of fiscal years 2006 through 2056.*

**SEC. 308. RESERVE FUND FOR ENERGY LEGISLATION.**

*If a bill or joint resolution is reported, or an amendment is offered thereto or a conference report is submitted thereon, within the jurisdiction of the Committee on Energy and Natural Resources of the Senate, that provides for a national energy policy, provided that the committee is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates by the amount provided by that measure for that purpose, but not to exceed \$100,000,000 in new budget authority for fiscal year 2006 and the outlays flowing from that budget authority and \$2,000,000,000 in new budget authority for the period of fiscal years 2006 through 2010 and the outlays flowing from that budget authority.*

**SEC. 309. RESERVE FUND FOR THE SAFE IMPORTATION OF PRESCRIPTION DRUGS.**

*If the Committee on Health, Education, Labor, and Pensions of the Senate reports a bill or joint resolution, or an amendment is offered thereto or a conference report is submitted thereon, that permits the safe importation of prescription drugs approved by the Food and Drug Administration from specified countries with strong safety laws, and provided that the committee is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates to the extent that such legislation would not increase the deficit for fiscal year 2006 and for the period of fiscal years 2006 through 2010.*

**SEC. 310. RESERVE FUND FOR THE RESTORATION OF SCHIP FUNDS.**

*If the Committee on Finance of the Senate reports a bill or joint resolution, or an amendment is offered thereto or a conference report is submitted thereon, that provides for the restoration of unexpended funds under the State Children's Health Insurance Program that reverted to the Treasury on October 1, 2004, and that may provide for the redistribution of such funds for outreach and enrollment as well*

as for coverage initiatives and provided that the committee is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates to the extent that such legislation would not increase the deficit for fiscal year 2006 and for the period of fiscal years 2006 through 2010.

## **TITLE IV—BUDGET ENFORCEMENT**

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

(a) *IN THE HOUSE.*—(1)(A) *In the House, except as provided in paragraph (2), an advance appropriation may not be reported in a bill or joint resolution making a general appropriation or continuing appropriation, and may not be in order as an amendment thereto.*

(B) *Managers on the part of the House may not agree to a Senate amendment that would violate subparagraph (A) unless specific authority to agree to the amendment first is given by the House by a separate vote with respect thereto.*

(2) *In the House, an advance appropriation may be provided for fiscal year 2007 or 2008 for programs, projects, activities or accounts identified in the joint explanatory statement of managers accompanying this resolution under the heading “Accounts Identified for Advance Appropriations” in an aggregate amount not to exceed \$23,158,000,000 in new budget authority.*

(3) *In this subsection, the term “advance appropriation” means any new budget authority provided in a bill or joint resolution making general appropriations or any new budget authority provided in a bill or joint resolution continuing appropriations for fiscal year 2006 that first becomes available for any fiscal year after 2006.*

(b) *IN THE SENATE.*—(1) *Except as provided in paragraph (2), it shall not be in order in the Senate to consider any bill, joint resolution, motion, amendment, or conference report that would provide an advance appropriation.*

(2) *An advance appropriation may be provided for the fiscal years 2007 and 2008 for programs, projects, activities, or accounts identified in the joint explanatory statement of managers accompanying this resolution under the heading “Accounts Identified for Advance Appropriations” in an aggregate amount not to exceed \$23,158,000,000 in new budget authority in each year.*

(3)(A) *In the Senate, paragraph (1) may be waived or suspended only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under paragraph (1).*

(B) *A point of order under paragraph (1) may be raised by a Senator as provided in section 313(e) of the Congressional Budget Act of 1974.*

(C) *If a point of order is sustained under paragraph (1) against a conference report in the Senate, the report shall be disposed of as provided in section 313(d) of the Congressional Budget Act of 1974.*