

108TH CONGRESS } <i>2d Session</i>	HOUSE OF REPRESENTATIVES } SENATE	REPORT 108—____
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CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL
YEAR 2005

_____, 2004.—Ordered to be printed

Mr. NICKLES, from the committee of conference,
submitted the following

CONFERENCE REPORT

[To accompany S. Con. Res. 95]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the House to the concurrent resolution (S. Con. Res. 95), setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendment of the House and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the House amendment, insert the following:

1 **SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET**
2 **FOR FISCAL YEAR 2005.**

3 (a) **DECLARATION.**—Congress declares that this reso-
4 lution is the concurrent resolution on the budget for fiscal
5 year 2005 as authorized by section 301 of the Congres-
6 sional Budget Act of 1974 (2 U.S.C. 632).

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

Sec. 1. Concurrent resolution on the budget for fiscal year 2005.

TITLE I—LEVELS AND AMOUNTS

Sec. 101. Recommended levels and amounts for the budget year.

Sec. 102. Social security.

Sec. 103. Major functional categories.

TITLE II—RECONCILIATION

Subtitle A—Senate

Sec. 201. Reconciliation in the Senate.

Subtitle B—House of Representatives

Sec. 211. Reconciliation in the House of Representatives.

TITLE III—RESERVE FUNDS AND ADJUSTMENTS

Subtitle A—Reserve Funds

Sec. 301. Deficit neutral reserve fund for health insurance for the uninsured.

Sec. 302. Deficit neutral reserve fund for higher education.

Sec. 303. Deficit neutral reserve fund for Montgomery GI Bill benefits.

Sec. 304. Deficit neutral reserve fund for Postal Service reform.

Sec. 305. Deficit neutral reserve fund for the Family Opportunity Act.

Sec. 306. Deficit neutral reserve fund for eliminating survivor benefit plan-so-
cial security offset.

Sec. 307. Reserve fund for pending legislation.

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Subtitle B—Adjustments With Respect to Discretionary Spending

- Sec. 311. Adjustment for surface transportation.
- Sec. 312. Adjustment for wildland fire suppression.
- Sec. 313. Mechanism for adjusting appropriate discretionary levels.

TITLE IV—BUDGET ENFORCEMENT

Subtitle A—Enforcement

- Sec. 401. Restrictions on advance appropriations.
- Sec. 402. Emergency legislation.
- Sec. 403. Exemption of overseas contingency operations.
- Sec. 404. Discretionary spending limits in the Senate.
- Sec. 405. Adjustments to reflect changes in concepts and definitions.
- Sec. 406. Application and effect of changes in allocations and aggregates.
- Sec. 407. Pay-as-you-go point of order in the Senate.
- Sec. 408. Compliance with section 13301 of the Budget Enforcement Act of 1990.

Subtitle B—Report Submissions

- Sec. 411. Submission of report on defense savings.
- Sec. 412. Submission of report on homeland security.

Subtitle C—Exercise of Rulemaking Powers

- Sec. 421. Exercise of rulemaking powers.

TITLE V—REQUIRED LEVELS AND AMOUNTS FOR OUTYEARS.

- Sec. 501. Recommended levels and amounts.
- Sec. 502. Social security.
- Sec. 503. Major functional categories.

TITLE VI—SENSE OF THE SENATE AND SENSE OF THE HOUSE

Subtitle A—Sense of the Senate

- Sec. 601. Sense of the Senate on budget process reform.
- Sec. 602. Sense of the Senate on budget process reform with regard to the creation of bipartisan commissions to combat waste, fraud, and abuse and to promote spending efficiency.
- Sec. 603. Sense of the Senate on the relationship between annual deficit spending and increases in debt service costs.
- Sec. 604. Sense of the senate regarding the costs of the medicare prescription drug program.

- Sec. 605. Sense of the Senate on returning stability to payments under medicare physician fee schedule.
- Sec. 606. Sense of the Senate supporting funding restoration for agriculture research and extension.
- Sec. 607. Sense of the Senate concerning a national animal identification program.
- Sec. 608. Sense of the Senate regarding contributions to the global fund to fight aids, tuberculosis, and malaria.
- Sec. 609. Sense of the Senate concerning child nutrition funding.
- Sec. 610. Sense of the Senate regarding compensation for exposure to toxic substances at the Department of Energy.
- Sec. 611. Sense of the Senate regarding tax incentives for certain rural communities.
- Sec. 612. Sense of the Senate concerning summer food pilot projects.
- Sec. 613. Sense of the Senate regarding closing the “tax gap”.

Subtitle B—Sense of the House

- Sec. 621. Sense of the House on entitlement reform.

Subtitle C—Sense of Congress

- Sec. 631. Sense of Congress on spending accountability.

1 **TITLE I—LEVELS AND AMOUNTS**

2 **SEC. 101. RECOMMENDED LEVELS AND AMOUNTS FOR THE**
3 **BUDGET YEAR.**

4 The following budgetary levels are appropriate for fis-
5 cal year 2005:

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

8 (A) The recommended level of Federal rev-
9 enue for fiscal year 2005 is
10 \$1,454,637,000,000.

1 (B) The amount by which the aggregate
2 level of Federal revenues should be changed for
3 fiscal year 2005 is $-\$28,194,000,000$.

4 (2) NEW BUDGET AUTHORITY.—For purposes
5 of the enforcement of this resolution, the appropriate
6 level of total new budget authority for fiscal year
7 2005 is $\$2,005,068,000,000$.

8 (3) BUDGET OUTLAYS.—For purposes of the
9 enforcement of this resolution, the appropriate level
10 of total budget outlays for fiscal year 2005 is
11 $\$1,996,028,000,000$.

12 (4) DEFICIT.—For purposes of the enforcement
13 of this resolution, the amount of the deficit for fiscal
14 year 2005 is $\$541,391,000,000$.

15 (5) DEBT SUBJECT TO LIMIT.—Pursuant to
16 section 301(a)(5) of the Congressional Budget Act
17 of 1974, the appropriate level of the public debt for
18 fiscal year 2005 is $\$8,073,946,000,000$.

19 (6) DEBT HELD BY THE PUBLIC.—The appro-
20 priate level of the debt held by the public for fiscal
21 year 2005 is $\$4,762,355,000,000$.

1 **SEC. 102. SOCIAL SECURITY.**

2 (a) SOCIAL SECURITY REVENUES.—For purposes of
3 Senate enforcement under sections 302 and 311 of the
4 Congressional Budget Act of 1974, the amount of reve-
5 nues of the Federal Old-Age and Survivors Insurance
6 Trust Fund and the Federal Disability Insurance Trust
7 Fund for fiscal year 2005 is \$572,309,000,000.

8 (b) SOCIAL SECURITY OUTLAYS.—For purposes of
9 Senate enforcement under sections 302 and 311 of the
10 Congressional Budget Act of 1974, the amount of outlays
11 of the Federal Old-Age and Survivors Insurance Trust
12 Fund and the Federal Disability Insurance Trust Fund
13 for fiscal year 2005 is \$396,157,000,000.

14 (c) SOCIAL SECURITY ADMINISTRATIVE EX-
15 PENSES.—In the Senate, the amounts of new budget au-
16 thority and budget outlays of the Federal Old-Age and
17 Survivors Insurance Trust Fund and the Federal Dis-
18 ability Insurance Trust Fund for administrative expenses
19 for fiscal year 2005 are \$4,249,000,000 in new budget au-
20 thority and \$4,264,000,000 in outlays.

1 **SEC. 103. MAJOR FUNCTIONAL CATEGORIES.**

2 Congress determines and declares that the appro-
3 priate levels of new budget authority and budget outlays
4 for fiscal year 2005 for each major functional category
5 are:

6 (1) National Defense (050): \$472,157,000,000
7 in new budget authority and \$474,298,000,000 in
8 outlays.

9 (2) International Affairs (150):
10 \$28,920,000,000 in new budget authority and
11 \$32,795,000,000 in outlays.

12 (3) General Science, Space, and Technology
13 (250): \$23,928,000,000 in new budget authority and
14 \$23,278,000,000 in outlays.

15 (4) Energy (270): \$3,027,000,000 in new budg-
16 et authority and \$1,380,000,000 in outlays.

17 (5) Natural Resources and Environment (300):
18 \$32,128,000,000 in new budget authority and
19 \$31,418,000,000 in outlays.

20 (6) Agriculture (350): \$21,797,000,000 in new
21 budget authority and \$21,035,000,000 in outlays.

1 (7) Commerce and Housing Credit (370):
2 \$9,284,000,000 in new budget authority and
3 \$3,258,000,000 in outlays.

4 (8) Transportation (400): \$71,789,000,000 in
5 new budget authority and \$68,560,000,000 in out-
6 lays.

7 (9) Community and Regional Development
8 (450): \$13,612,000,000 in new budget authority and
9 \$17,386,000,000 in outlays.

10 (10) Education, Training, Employment, and
11 Social Services (500): \$92,818,000,000 in new budg-
12 et authority and \$90,716,000,000 in outlays.

13 (11) Health (550): \$252,426,000,000 in new
14 budget authority and \$250,025,000,000 in outlays.

15 (12) Medicare (570): \$287,878,000,000 in new
16 budget authority and \$288,987,000,000 in outlays.

17 (13) Income Security (600): \$339,157,000,000
18 in new budget authority and \$345,660,000,000 in
19 outlays.

1 (14) Social Security (650): \$15,214,000,000 in
2 new budget authority and \$15,214,000,000 in out-
3 lays.

4 (15) Veterans Benefits and Services (700):
5 \$70,832,000,000 in new budget authority and
6 \$68,855,000,000 in outlays.

7 (16) Administration of Justice (750):
8 \$41,945,000,000 in new budget authority and
9 \$41,773,000,000 in outlays.

10 (17) General Government (800):
11 \$17,383,000,000 in new budget authority and
12 \$17,975,000,000 in outlays.

13 (18) Net Interest (900): \$270,436,000,000 in
14 new budget authority and \$270,436,000,000 in out-
15 lays.

16 (19) Allowances (920): -\$7,158,000,000 in
17 new budget authority and -\$14,516,000,000 in
18 outlays.

19 (20) Undistributed Offsetting Receipts (950):
20 -\$52,505,000,000 in new budget authority and
21 -\$52,505,000,000 in outlays.

1 **TITLE II—RECONCILIATION**

2 **Subtitle A—Senate**

3 **SEC. 201. RECONCILIATION IN THE SENATE.**

4 (a) TAX RELIEF.—The Committee on Finance of the
5 Senate shall report a reconciliation bill not later than Sep-
6 tember 30, 2004, that consists of changes in laws within
7 its jurisdiction sufficient to reduce revenues by not more
8 than \$22,900,000,000 and to increase outlays by not more
9 than \$4,600,000,000 for the period of fiscal years 2005
10 through 2009.

11 (b) INCREASE IN STATUTORY DEBT LIMIT.—The
12 Committee on Finance of the Senate shall report a rec-
13 onciliation bill not later than September 10, 2004, that
14 consists solely of changes in laws within its jurisdiction
15 to increase the statutory debt limit by \$689,946,000,000.

16 **Subtitle B—House of**
17 **Representatives**

18 **SEC. 211. RECONCILIATION IN THE HOUSE OF REPRESENT-**
19 **ATIVES.**

20 (a) TAX RELIEF.—The Committee on Ways and
21 Means of the House shall report a reconciliation bill not

1 later than September 30, 2004, that consists of changes
2 in laws within its jurisdiction sufficient to reduce revenues
3 by not more than \$22,900,000,000 and to increase outlays
4 by not more than \$4,600,000,000 for the period of fiscal
5 years 2005 through 2009.

6 (b) CONFORMING ADJUSTMENT.—Upon the report-
7 ing of a recommendation pursuant to section 211(a), or
8 an amendment thereto, that shall be deemed to have com-
9 plied with the directions under section 211 of this resolu-
10 tion by virtue of section 310(c) of the Congressional Budg-
11 et Act of 1974, the chairman of the Committee on the
12 Budget of the House may file with the House appro-
13 priately revised allocations, functional levels, and aggre-
14 gates to carry out this subsection.

15 **TITLE III—RESERVE FUNDS AND**
16 **ADJUSTMENTS**

17 **Subtitle A—Reserve Funds**

18 **SEC. 301. DEFICIT NEUTRAL RESERVE FUND FOR HEALTH**
19 **INSURANCE FOR THE UNINSURED.**

20 (a) SENATE.—If the Committee on Finance or the
21 Committee on Health, Education, Labor, and Pensions of

1 the Senate reports a bill or joint resolution, or an amend-
2 ment thereto is offered or a conference report thereon is
3 submitted, that provides health insurance or expands ac-
4 cess to care for the uninsured (including a measure pro-
5 viding for tax deductions for the purchase of health insur-
6 ance or other measures and including legislation to reallo-
7 cate and maintain expiring SCHIP funds rather than al-
8 lowing such funds to revert to the Treasury), increases
9 access to health insurance through lowering costs, and
10 does not increase the costs of current health insurance
11 coverage, the chairman of the Committee on the Budget
12 of the Senate may revise allocations of new budget author-
13 ity and outlays, the revenue aggregates, and other appro-
14 priate aggregates to reflect such legislation, to the extent
15 that such legislation would not increase the deficit for fis-
16 cal year 2005 and for the period of fiscal years 2005
17 through 2009.

18 (b) HOUSE.—In the House, if legislation is reported,
19 or if an amendment thereto is offered or a conference re-
20 port thereon is submitted, that provides health insurance
21 for the uninsured, the chairman of the Committee on the

1 Budget may revise the allocations for that committee and
2 appropriate aggregates to take into account the budgetary
3 effects of such measure for that purpose, to the extent
4 the measure would not increase the deficit for fiscal year
5 2005 and for the period of fiscal years 2005 through
6 2009.

7 **SEC. 302. DEFICIT NEUTRAL RESERVE FUND FOR HIGHER**
8 **EDUCATION.**

9 (a) IN GENERAL.—If the Committee on Health, Edu-
10 cation, Labor, and Pensions of the Senate or the Com-
11 mittee on Education and Workforce in the House reports
12 a bill or joint resolution, or if an amendment thereto is
13 offered or a conference report thereon is submitted, that
14 reauthorizes the Higher Education Act of 1965, the ap-
15 propriate chairman of the Committee on the Budget may
16 revise the allocations for that committee and appropriate
17 aggregates to take into account the budgetary effects of
18 such measure for that purpose, to the extent the measure
19 would not increase the deficit for fiscal year 2005 and for
20 the period of fiscal years 2005 through 2009.

1 (b) SENSE OF SENATE.—It is the sense of the Senate
2 that this resolution contemplates that—

3 (1) the provisions necessary to achieve the def-
4 icit neutrality in subsection (a) may be offered as
5 amendments on the Senate floor;

6 (2) the Committee on Health, Education,
7 Labor, and Pensions will not be limited to spending
8 reductions within its committee’s jurisdiction to sat-
9 isfy the requirements in subsection (a) in such an
10 amendment; and

11 (3) the committee may report a bill with up to
12 \$5,000,000,000 in new spending for higher edu-
13 cation programs provided that provisions necessary
14 to achieve deficit neutrality may be offered as
15 amendments on the Senate floor.

16 **SEC. 303. DEFICIT NEUTRAL RESERVE FUND FOR MONT-**
17 **GOMERY GI BILL BENEFITS.**

18 If the Committee on Armed Services of the Senate
19 or the appropriate committee of the House reports a bill
20 or joint resolution, or an amendment thereto is offered or
21 a conference report thereon is submitted, that increases

1 benefit levels under the Montgomery GI Bill for members
2 of the Selected Reserves, the appropriate chairman of the
3 Committee on the Budget may revise the allocations for
4 that committee and appropriate aggregates to take into
5 account the budgetary effects of such measure for that
6 purpose, to the extent the measure would not increase the
7 deficit for fiscal year 2005 and for the period of fiscal
8 years 2005 through 2009.

9 **SEC. 304. DEFICIT NEUTRAL RESERVE FUND FOR POSTAL**
10 **SERVICE REFORM.**

11 If the Committee on Governmental Affairs of the
12 Senate or the Committee on Government Reform of the
13 House reports a bill or joint resolution, or an amendment
14 thereto is offered or a conference report thereon is sub-
15 mitted, that reforms the United States Postal Service to
16 improve its long-term economic viability and provides for
17 increased financial transparency, the appropriate chair-
18 man of the Committee on the Budget may revise the allo-
19 cations for that committee and appropriate aggregates to
20 take into account the budgetary effects of such measure
21 for that purpose, to the extent the measure would not in-

1 crease the deficit for fiscal year 2005 and for the period
2 of fiscal years 2005 through 2009.

3 **SEC. 305. DEFICIT NEUTRAL RESERVE FUND FOR THE FAM-**
4 **ILY OPPORTUNITY ACT.**

5 If the Committee on Energy and Commerce of the
6 House or the Committee on Finance of the Senate reports
7 legislation, or if an amendment thereto is offered or a con-
8 ference report thereon is submitted, that provides med-
9 icaid coverage for children with special needs (the Family
10 Opportunity Act), the appropriate chairman of the Com-
11 mittee on the Budget may revise the allocations for that
12 committee and appropriate aggregates to take into ac-
13 count the budgetary effects of such measure for that pur-
14 pose, to the extent the measure would not increase the
15 deficit for fiscal year 2005 and for the period of fiscal
16 years 2005 through 2009.

17 **SEC. 306. DEFICIT NEUTRAL RESERVE FUND FOR ELIMI-**
18 **NATING SURVIVOR BENEFIT PLAN-SOCIAL**
19 **SECURITY OFFSET.**

20 If the Committee on Armed Services of the House
21 or Senate reports a bill or joint resolution, or an amend-

1 ment thereto is offered or a conference report thereon is
2 submitted, that increases the minimum Survivor Benefit
3 Plan basic annuity for surviving spouses age 62 and older,
4 the appropriate chairman of the Committee on the Budget
5 may revise the allocations for that committee and appro-
6 priate aggregates to take into account the budgetary ef-
7 fects of such measure for that purpose, to the extent the
8 measure would not increase the deficit for fiscal year 2005
9 and for the period of fiscal years 2005 through 2009.

10 **SEC. 307. RESERVE FUND FOR PENDING LEGISLATION.**

11 In the House, for any bill that provides for the safe
12 importation of FDA-approved prescription drugs or places
13 limits on medical malpractice litigation, that has passed
14 the House in the first session of the 108th Congress and,
15 after the date of adoption of this concurrent resolution,
16 is enacted into law, the chairman of the Committee on
17 the Budget may make the appropriate adjustments in the
18 allocations and aggregates to reflect any resulting savings
19 from any such measure.

1 **Subtitle B—Adjustments With**
2 **Respect to Discretionary Spending**

3 **SEC. 311. ADJUSTMENT FOR SURFACE TRANSPORTATION.**

4 (a) IN GENERAL.—If the Committee on Transpor-
5 tation and Infrastructure of the House or the Committee
6 on Environment and Public Works, the Committee on
7 Banking, Housing, and Urban Affairs, or the Committee
8 on Commerce, Science, and Transportation of the Senate
9 reports a bill or joint resolution, or if an amendment
10 thereto is offered or a conference report thereon is sub-
11 mitted, that provides new budget authority for the budget
12 accounts or portions thereof in the highway and transit
13 categories as defined in subparagraphs (B) and (C) of sec-
14 tion 250(c)(4) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985 in excess of—

16 (1) for fiscal year 2005: \$42,657,000,000;

17 (2) for fiscal year 2006: \$43,635,000,000;

18 (3) for fiscal year 2007: \$45,709,000,000;

19 (4) for fiscal year 2008: \$46,945,000,000; or

20 (5) for fiscal year 2009: \$47,732,000,000;

1 the appropriate chairman of the Committee on the Budget
2 may revise the appropriate budget aggregates and increase
3 the allocation of new budget authority to such committee
4 for fiscal year 2005 and for the period of fiscal years 2005
5 through 2009 to the extent such excess is offset by a re-
6 duction in mandatory outlays from the Highway Trust
7 Fund or an increase in receipts appropriated to such fund
8 (for the applicable fiscal year) caused by such legislation
9 or any previously enacted legislation. In the Senate, any
10 increase in receipts shall be reported from the Committee
11 on Finance.

12 (b) ADJUSTMENT FOR OUTLAYS.—For fiscal year
13 2005, in the House and the Senate, if a bill or joint resolu-
14 tion is reported, or if an amendment thereto is offered or
15 a conference report thereon is submitted, that changes ob-
16 ligation limitations such that the total limitations are in
17 excess of \$41,204,000,000 for fiscal year 2005 for pro-
18 grams, projects, and activities within the highway and
19 transit categories as defined in subparagraphs (B) and (C)
20 of sections 250(c)(4) of the Balanced Budget and Emer-
21 gency Deficit Control Act of 1985, and if legislation has

1 been enacted that satisfies the conditions set forth in sub-
2 section (a) for such fiscal year, the appropriate chairman
3 of the Committee on the Budget may increase the alloca-
4 tion of outlays and appropriate aggregates for such fiscal
5 year for the committee reporting such measure by the
6 amount of outlays that corresponds to such excess obliga-
7 tion limitations, but not to exceed the amount of such ex-
8 cess that was offset pursuant to subsection (a).

9 **SEC. 312. ADJUSTMENT FOR WILDLAND FIRE SUPPRES-**
10 **SION.**

11 (a) FINDINGS.—Congress makes the following find-
12 ings:

13 (1) Due to the expansion of the wildland urban
14 interface, severe drought conditions in many regions
15 of the country, and the poor health of the Nation's
16 forests and rangelands, the Forest Service and the
17 Department of the Interior regularly spend more
18 than the amount appropriated for fire suppression,
19 and then borrow from other accounts to pay for fire
20 suppression.

1 (2) This borrowing has a negative effect on
2 many Forest Service and Department of the Interior
3 programs.

4 (3) This resolution provides an amount equal to
5 the 10-year average for fire suppression in fiscal
6 year 2005.

7 (4) The Forest Service and the Department of
8 the Interior should address cost containment within
9 the fire suppression account, and report to Congress
10 regarding how funds appropriated pursuant to this
11 section are used.

12 (b) SENSE OF CONGRESS.—It is the sense of Con-
13 gress that the adjustment authorized by this section shall
14 only be made if—

15 (1) the wildland fire suppression accounts in
16 the Interior Appropriations bill are funded at the
17 10-year average;

18 (2) there are insufficient funds in such ac-
19 counts; and

1 (3) the current fire season is of sufficient sever-
2 ity to require appropriations in excess of the base
3 amount.

4 (c) CAP ADJUSTMENT.—

5 (1) DEFINITION.—For this subsection, the term
6 “base amount” refers to the average of the obliga-
7 tions of the 10 fiscal years preceding the current
8 year for wildfire suppression in the Forest Service
9 and in the Department of the Interior, calculated by
10 the Director of the Congressional Budget Office in
11 consultation with the chairmen of the Committees on
12 the Budget and Appropriations. The Director of the
13 Congressional Budget Office shall provide such in-
14 formation for fiscal year 2005 in a letter to the
15 chairmen of such committees.

16 (2) ADJUSTMENTS FOR FISCAL YEAR 2005.—If
17 any bill, joint resolution, amendment, or conference
18 report provides new budget authority for wildland
19 fire suppression in fiscal year 2005 that would cause
20 the level of total new budget authority for wildland
21 fire suppression to exceed the base amount for such

1 fiscal year, then the chairman of the Committee on
2 the Budget may adjust the appropriate allocations
3 and other budgetary levels by the amount of excess
4 new budget authority provided by that measure for
5 that purpose (and the outlays flowing therefrom),
6 but the adjustment for new budget authority may
7 not exceed—

8 (A) for the Forest Service for fiscal year
9 2005, \$400,000,000; and

10 (B) for the Department of the Interior for
11 fiscal year 2005, \$100,000,000.

12 (3) FISCAL YEAR 2004.—

13 (A) SENATE.—In the Senate, if any bill,
14 joint resolution, amendment, or conference re-
15 port provides new budget authority for wildland
16 fire suppression in fiscal year 2004, then the
17 chairman of the Committee on the Budget may
18 determine that such amount of new budget au-
19 thority (and outlays flowing therefrom) shall
20 not be counted for the purposes of the Congres-
21 sional Budget Act of 1974 and this resolution,

1 if such amounts for that fiscal year do not ex-
2 ceed the following levels of new budget
3 authority—

4 (i) for the Forest Service,
5 \$400,000,000; and

6 (ii) for the Department of the Inte-
7 rior, \$100,000,000.

8 (B) HOUSE.—In the House, if any bill,
9 joint resolution, amendment, or conference re-
10 port provides new budget authority for wildland
11 fire suppression in fiscal year 2004, then the
12 chairman of the Committee on the Budget may
13 adjust the appropriate allocations and other
14 budgetary levels by the amount of new budget
15 authority provided by that measure for that
16 purpose (and the outlays flowing therefrom),
17 but the adjustment for new budget authority
18 may not exceed—

19 (i) for the Forest Service,
20 \$400,000,000; and

1 (ii) for the Department of the Inte-
2 rior, \$100,000,000.

3 **SEC. 313. MECHANISM FOR ADJUSTING APPROPRIATE DIS-**
4 **CRETIONARY LEVELS.**

5 (a) SECTION 504 COMPLIANCE.—In the House and
6 the Senate, whenever the Committee on Appropriations re-
7 ports the first bill or joint resolution making regular ap-
8 propriations for fiscal year 2005, the appropriate chair-
9 man of the Committee on the Budget may revise the com-
10 mittee's allocation in this resolution by \$4,630,000,000 in
11 new budget authority and \$14,240,000,000 in outlays and
12 make conforming adjustments to other levels in this reso-
13 lution.

14 (b) FUNDING FOR PROJECT BIOSHIELD.—In the
15 House and the Senate, on the same day that the Com-
16 mittee on Appropriations reports as provided in subsection
17 (a), the appropriate chairman of the Committee on the
18 Budget may also revise the allocations to the Committee
19 on Appropriations, discretionary spending limits, and
20 other appropriate levels and limits in this resolution by
21 \$2,528,000,000 in new budget authority and

1 \$276,000,000 in outlays for Project Bioshield for fiscal
2 year 2005.

3 **TITLE IV—BUDGET**
4 **ENFORCEMENT**
5 **Subtitle A—Enforcement**

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

7 (a) SENATE.—

8 (1) POINT OF ORDER.—Except as provided in
9 paragraph (2), it shall not be in order in the Senate
10 to consider any bill, joint resolution, motion, amend-
11 ment, or conference report that would provide an ad-
12 vance appropriation.

13 (2) EXCEPTION.—An advance appropriation
14 may be provided for fiscal year 2006 for programs,
15 projects, activities, or accounts identified in the joint
16 explanatory statement of managers accompanying
17 this resolution under the heading “Accounts Identi-
18 fied for Advance Appropriations” in an aggregate
19 amount not to exceed \$23,158,000,000 in new budg-
20 et authority.

21 (3) WAIVER AND APPEALS.—

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

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

13 (C) CONFERENCE REPORT.—If a point of
14 order is sustained under paragraph (1) against
15 a conference report in the Senate, the report
16 shall be disposed of as provided in section
17 313(d) of the Congressional Budget Act of
18 1974.

19 (4) ADVANCE APPROPRIATION.—In this sub-
20 section, the term “advance appropriation” means
21 any discretionary new budget authority in a bill or

1 joint resolution making general appropriations or
2 continuing appropriations for fiscal year 2005 that
3 first becomes available for any fiscal year after
4 2005.

5 (5) REPEAL.—Section 501 of H. Con. Res. 95
6 (108th Congress) is repealed.

7 (b) HOUSE.—

8 (1) IN GENERAL.—(A) In the House, except as
9 provided in paragraph (2), an advance appropriation
10 may not be reported in a bill or joint resolution
11 making a general appropriation or continuing appro-
12 priation, and may not be in order as an amendment
13 thereto.

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

19 (2) LIMITATION.—In the House, an advance
20 appropriation may be provided for fiscal year 2006
21 for programs, projects, activities or accounts identi-

1 fied in the joint explanatory statement of managers
2 accompanying this resolution under the heading
3 “Accounts Identified for Advance Appropriations,
4 Part A” in an aggregate amount not to exceed
5 \$23,158,000,000 in new budget authority, and an
6 advance appropriation may be provided for fiscal
7 year 2007 for any program identified in such state-
8 ment under the heading “Accounts Identified for
9 Advance Appropriations, Part B”.

10 (3) DEFINITION.—In this subsection, the term
11 “advance appropriation” means any discretionary
12 new budget authority in a bill or joint resolution
13 making general appropriations or continuing appro-
14 priations for fiscal year 2005 that first becomes
15 available for any fiscal year after 2005.

16 **SEC. 402. EMERGENCY LEGISLATION.**

17 (a) EXEMPTION OF EMERGENCY PROVISIONS.—

18 (1) IN GENERAL.—In the House and Senate, if
19 a bill, joint resolution, amendment, or conference re-
20 port designates a provision as an emergency require-
21 ment pursuant to this section, then the new budget

1 authority, new entitlement authority, outlays, and
2 receipts resulting therefrom shall not count for pur-
3 poses of sections 302, 303, 311, and 401 of the Con-
4 gressional Budget Act of 1974 or any concurrent
5 resolution on the budget and, in the Senate only,
6 shall not count for the purpose of sections 404 (re-
7 lating to discretionary spending limits in the Senate)
8 and 407 (relating to the pay-go requirement) of this
9 resolution.

10 (2) DESIGNATIONS.—

11 (A) GUIDANCE.—If a provision of legisla-
12 tion is designated as an emergency requirement
13 under paragraph (1), the committee report and
14 any joint explanatory statement of managers
15 accompanying that legislation shall include an
16 explanation of the manner in which the provi-
17 sion meets the criteria in subparagraph (B). If
18 such legislation is to be considered by the
19 House without being reported, then the com-
20 mittee shall cause the explanation to be pub-

1 lished in the Congressional Record in advance
2 of floor consideration.

3 (B) CRITERIA.—

4 (i) IN GENERAL.—Any such provision
5 is an emergency requirement if the under-
6 lying situation poses a threat to life, prop-
7 erty, or national security and is—

8 (I) sudden, quickly coming into
9 being, and not building up over time;

10 (II) an urgent, pressing, and
11 compelling need requiring immediate
12 action;

13 (III) subject to clause (ii), un-
14 foreseen, unpredictable, and unantici-
15 pated; and

16 (IV) not permanent, temporary
17 in nature.

18 (ii) UNFORESEEN.—An emergency
19 that is part of an aggregate level of antici-
20 pated emergencies, particularly when nor-

1 mally estimated in advance, is not unfore-
2 seen.

3 (b) POINT OF ORDER IN THE SENATE.—

4 (1) DEFINITIONS.—In this subsection, the
5 terms “direct spending”, “receipts”, and “appropria-
6 tions for discretionary accounts” means any provi-
7 sion of a bill, joint resolution, amendment, motion,
8 or conference report that affects direct spending, re-
9 ceipts, or appropriations as those terms have been
10 defined and interpreted for purposes of the Balanced
11 Budget and Emergency Deficit Control Act of 1985.

12 (2) POINT OF ORDER.—When the Senate is
13 considering a bill, resolution, amendment, motion, or
14 conference report, if a point of order is made by a
15 Senator against an emergency designation in that
16 measure, that provision making such a designation
17 shall be stricken from the measure and may not be
18 offered as an amendment from the floor.

19 (3) WAIVER AND APPEAL.—Paragraph (2) may
20 be waived or suspended in the Senate only by an af-
21 firmative vote of three-fifths of the Members, duly

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

6 (4) DEFINITION OF AN EMERGENCY DESIGNA-
7 TION.—For purposes of paragraph (2), a provision
8 shall be considered an emergency designation if it
9 designates any item as an emergency requirement
10 pursuant to this section.

11 (5) FORM OF THE POINT OF ORDER.—A point
12 of order under paragraph (2) may be raised by a
13 Senator as provided in section 313(e) of the Con-
14 gressional Budget Act of 1974.

15 (6) CONFERENCE REPORTS.—If a point of
16 order is sustained under paragraph (2) against a
17 conference report, the report shall be disposed of as
18 provided in section 313(d) of the Congressional
19 Budget Act of 1974.

20 (7) EXCEPTION FOR DEFENSE SPENDING.—
21 Paragraph (2) shall not apply against an emergency

1 designation for a provision making discretionary ap-
2 propriations in the defense category.

3 (c) REPEAL.—Section 502 of H. Con. Res. 95 (108th
4 Congress) is repealed.

5 **SEC. 403. EXEMPTION OF OVERSEAS CONTINGENCY OPER-**
6 **ATIONS.**

7 In the House and Senate, if a bill, joint resolution,
8 amendment, or a conference report makes supplemental
9 appropriations for fiscal year 2005 for overseas contin-
10 gency operations related to the global war on terrorism,
11 then the new budget authority, new entitlement authority,
12 and outlays resulting from the provisions of such measure
13 that are designated pursuant to this section as making
14 appropriations for such contingency operations shall not
15 count for purposes of sections 302, 303, and 401 of the
16 Congressional Budget Act of 1974 and, in the Senate only,
17 shall not count for the purpose of section 404 (relating
18 to discretionary spending limits in the Senate and 407 (re-
19 lating to the pay-go requirement) of this resolution, except
20 that the amounts that are not counted for purposes of this

1 section shall not exceed \$50,000,000,000 in new budget
2 authority.

3 **SEC. 404. DISCRETIONARY SPENDING LIMITS IN THE SEN-**
4 **ATE.**

5 (a) DISCRETIONARY SPENDING LIMITS.—In the Sen-
6 ate and as used in this section, the term “discretionary
7 spending limit” means for fiscal year 2005—

8 (1) \$812,773,000,000 in new budget authority
9 and \$818,285,000,000 in outlays for the discre-
10 tionary category;

11 (2) for the highway category, \$33,393,000,000
12 in outlays; and

13 (3) for the mass transit category,
14 \$1,488,000,000 in new budget authority, and
15 \$6,726,000,000 in outlays.

16 (b) DISCRETIONARY SPENDING POINT OF ORDER IN
17 THE SENATE.—

18 (1) IN GENERAL.—Except as otherwise pro-
19 vided in this subsection, it shall not be in order in
20 the Senate to consider any bill or joint resolution or
21 amendment, motion, or conference report thereon

1 that would exceed any of the discretionary spending
2 limits in this section.

3 (2) WAIVER.—This subsection may be waived
4 or suspended in the Senate only by the affirmative
5 vote of three-fifths of the Members, duly chosen and
6 sworn.

7 (3) APPEALS.—Appeals in the Senate from the
8 decisions of the Chair relating to any provision of
9 this subsection shall be limited to 1 hour, to be
10 equally divided between, and controlled by, the ap-
11 pellant and the manager of the bill or joint resolu-
12 tion, as the case may be. An affirmative vote of
13 three-fifths of the Members of the Senate, duly cho-
14 sen and sworn, shall be required to sustain an ap-
15 peal of the ruling of the Chair on a point of order
16 raised under this subsection.

17 (c) ADJUSTMENTS.—

18 (1) IN GENERAL.—

19 (A) CHAIRMAN.—After the reporting of a
20 bill or joint resolution, or the offering of an
21 amendment thereto or the submission of a con-

1 ference report thereon, the chairman of the
2 Committee on the Budget may make the ad-
3 justments set forth in subparagraph (B) for the
4 amount of new budget authority in that meas-
5 ure (if that measure meets the requirements set
6 forth in paragraph (2)) and the outlays flowing
7 from that budget authority.

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

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

14 (ii) the allocations made pursuant to
15 the appropriate concurrent resolution on
16 the budget pursuant to section 302(a) of
17 the Congressional Budget Act of 1974; and

18 (iii) the budgetary aggregates as set
19 forth in the appropriate concurrent resolu-
20 tion on the budget.

1 (2) AMOUNTS OF ADJUSTMENTS.—The adjust-
2 ment referred to in paragraph (1) shall be—

3 (A) an amount provided for transportation
4 under section 311;

5 (B) an amount provided for fire suppres-
6 sion pursuant to section 312; and

7 (C) the amounts provided in section 313.

8 (3) REPORTING REVISED SUBALLOCATIONS.—
9 Following any adjustment made under paragraph
10 (1), the Committee on Appropriations of the Senate
11 shall report appropriately revised suballocations
12 under section 302(b) to carry out this subsection.

13 (d) REPEAL.—Section 504 of H. Con. Res. 95 (108th
14 Congress) is repealed.

15 **SEC. 405. ADJUSTMENTS TO REFLECT CHANGES IN CON-**
16 **CEPTS AND DEFINITIONS.**

17 (a) CHANGES IN CONCEPTS AND DEFINITIONS.—In
18 the House and Senate, upon the enactment of a bill or
19 joint resolution providing for a change in concepts or defi-
20 nitions, the chairman of the Committee on the Budget
21 shall make adjustments to the levels and allocations in this

1 resolution in accordance with section 251(b) of the Bal-
2 anced Budget and Emergency Deficit Control Act of 1985
3 (as in effect prior to September 30, 2002).

4 (b) MISCELLANEOUS ADJUSTMENTS.—

5 (1) SENATE.—In the Senate, for fiscal year
6 2005, if a bill is reported, or an amendment thereto
7 is offered or a conference report thereon is sub-
8 mitted, that changes offsetting receipts collected
9 from the Power Marketing Administration into off-
10 setting collections credited against the allocation of
11 the Committee on Appropriations, the chairman of
12 the Committee on the Budget may adjust the appro-
13 priate allocations and levels by the amount of new
14 budget authority provided by that measure (and out-
15 lays flowing therefrom) for the Army Corps of Engi-
16 neers and the Pick-Sloan Missouri Basin Project
17 within the Bureau of Reclamation, but not to exceed
18 the amount of forgone offsetting receipts.

19 (2) HOUSE.—In the House, the chairman of the
20 Committee on the Budget may reduce the revenue
21 aggregates and increase the allocations to the Com-

1 mittee on Ways and Means and other appropriate
2 spending aggregates for legislation that extends the
3 child tax credit, other than measures considered pur-
4 suant to section 211, to the extent such adjustments
5 are deficit neutral for fiscal year 2005 and for the
6 period covered by this resolution.

7 **SEC. 406. APPLICATION AND EFFECT OF CHANGES IN ALLO-**
8 **CATIONS AND AGGREGATES.**

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

11 (1) apply while that measure is under consider-
12 ation;

13 (2) take effect upon the enactment of that
14 measure; and

15 (3) be published in the Congressional Record as
16 soon as practicable.

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

1 (c) BUDGET COMMITTEE DETERMINATIONS.—For
2 purposes of this resolution—

3 (1) the levels of new budget authority, outlays,
4 direct spending, new entitlement authority, revenues,
5 deficits, and surpluses for a fiscal year or period of
6 fiscal years shall be determined on the basis of esti-
7 mates made by the appropriate Committee on the
8 Budget; and

9 (2) such chairman may make any other nec-
10 essary adjustments to such levels to carry out this
11 resolution.

12 (d) AMENDMENT IN THE HOUSE.—In the House, for
13 purposes of titles II and III, the term “amendment” or
14 “amendment thereto” means an amendment offered or an
15 amendment made in order as original text, or considered
16 as adopted by special order of the House.

17 (e) ALLOCATIONS.—The allocations set forth in the
18 joint explanatory statement accompanying this resolution
19 made under section 302(a)(1) of the Congressional Budg-
20 et Act of 1974 shall be for fiscal year 2005 and (except

1 in the case of the Committee on Appropriations) for the
2 period of fiscal years covered by this resolution.

3 **SEC. 407. PAY-AS-YOU-GO POINT OF ORDER IN THE SENATE.**

4 (a) POINT OF ORDER.—

5 (1) IN GENERAL.—It shall not be in order in
6 the Senate to consider any direct spending or rev-
7 enue legislation that would increase the on-budget
8 deficit or cause an on-budget deficit for any one of
9 the three applicable time periods as measured in
10 paragraphs (5) and (6).

11 (2) APPLICABLE TIME PERIODS.—For purposes
12 of this subsection, the term “applicable time period”
13 means any 1 of the 3 following periods:

14 (A) The first year covered by the most re-
15 cently adopted concurrent resolution on the
16 budget.

17 (B) The period of the first 5 fiscal years
18 covered by the most recently adopted concur-
19 rent resolution on the budget.

20 (C) The period of the 5 fiscal years fol-
21 lowing the first 5 fiscal years covered in the

1 most recently adopted concurrent resolution on
2 the budget.

3 (3) DIRECT-SPENDING LEGISLATION.—For pur-
4 poses of this subsection and except as provided in
5 paragraph (4), the term “direct-spending legisla-
6 tion” means any bill, joint resolution, amendment,
7 motion, or conference report that affects direct
8 spending as that term is defined by, and interpreted
9 for purposes of, the Balanced Budget and Emer-
10 gency Deficit Control Act of 1985.

11 (4) EXCLUSION.—For purposes of this sub-
12 section, the terms “direct-spending legislation” and
13 “revenue legislation” do not include—

14 (A) any concurrent resolution on the budg-
15 et;

16 (B) any provision of legislation that affects
17 the full funding of, and continuation of, the de-
18 posit insurance guarantee commitment in effect
19 on the date of enactment of the Budget En-
20 forcement Act of 1990; or

1 (C) any legislation considered pursuant to
2 title II of this resolution.

3 (5) BASELINE.—Estimates prepared pursuant
4 to this section shall—

5 (A) use the baseline surplus or deficit used
6 for the most recently adopted concurrent resolu-
7 tion on the budget; and

8 (B) be calculated under the requirements
9 of subsections (b) through (d) of section 257 of
10 the Balanced Budget and Emergency Deficit
11 Control Act of 1985 for fiscal years beyond
12 those covered by that concurrent resolution on
13 the budget.

14 (6) PRIOR SURPLUS.—If direct spending or rev-
15 enue legislation increases the on-budget deficit or
16 causes an on-budget deficit when taken individually,
17 it must also increase the on-budget deficit or cause
18 an on-budget deficit when taken together with all di-
19 rect spending and revenue legislation enacted since
20 the beginning of the calendar year not accounted for
21 in the baseline under paragraph (5)(A), except that

1 direct spending or revenue effects resulting in net
2 deficit reduction enacted pursuant to reconciliation
3 instructions since the beginning of that same cal-
4 endar year shall not be available.

5 (b) WAIVER.—This section may be waived or sus-
6 pended in the Senate only by the affirmative vote of three-
7 fifths of the Members, duly chosen and sworn.

8 (c) APPEALS.—Appeals in the Senate from the deci-
9 sions of the Chair relating to any provision of this section
10 shall be limited to 1 hour, to be equally divided between,
11 and controlled by, the appellant and the manager of the
12 bill or joint resolution, as the case may be. An affirmative
13 vote of three-fifths of the Members of the Senate, duly
14 chosen and sworn, shall be required to sustain an appeal
15 of the ruling of the Chair on a point of order raised under
16 this section.

17 (d) DETERMINATION OF BUDGET LEVELS.—For
18 purposes of this section, the levels of new budget author-
19 ity, outlays, and revenues for a fiscal year shall be deter-
20 mined on the basis of estimates made by the Committee
21 on the Budget of the Senate.

1 (e) REPEAL.—Section 505 of H. Con. Res. 95 (108th
2 Congress) is repealed.

3 (f) SUNSET.—This section shall expire on April 15,
4 2005.

5 **SEC. 408. COMPLIANCE WITH SECTION 13301 OF THE BUDG-**
6 **ET ENFORCEMENT ACT OF 1990.**

7 (a) IN GENERAL.—In the House, notwithstanding
8 section 302(a)(1) of the Congressional Budget Act of
9 1974 and section 13301 of the Budget Enforcement Act
10 of 1990, the joint explanatory statement accompanying
11 the conference report on any concurrent resolution on the
12 budget shall include in its allocation under section 302(a)
13 of the Congressional Budget Act of 1974 to the Committee
14 on Appropriations amounts for the discretionary adminis-
15 trative expenses of the Social Security Administration.

16 (b) SPECIAL RULE.—In the House, for purposes of
17 applying section 302(f) of the Congressional Budget Act
18 of 1974, estimates of the level of total new budget author-
19 ity and total outlays provided by a measure shall include
20 any discretionary amounts provided for the Social Security
21 Administration.

1 **Subtitle B—Report Submissions**

2 **SEC. 411. SUBMISSION OF REPORT ON DEFENSE SAVINGS.**

3 Not later than June 25, 2004, the Committees on
4 Armed Services of the House and the Senate shall submit
5 to the relevant Committee on the Budget (and publish in
6 the Congressional Record) its findings that identify
7 \$2,000,000,000 in savings from (1) activities that are de-
8 termined to be of a low priority to the successful execution
9 of current military operations; and (2) activities that are
10 determined to be wasteful or unnecessary to national de-
11 fense. Funds identified should be reallocated to programs
12 and activities that directly contribute to enhancing the
13 combat capabilities of the U.S. military forces with an em-
14 phasis on force protection, munitions and surveillance ca-
15 pabilities.

16 **SEC. 412. SUBMISSION OF REPORT ON HOMELAND SECU-**
17 **RITY.**

18 In the House and Senate, not later than June 25,
19 2004, the Select Committee on Homeland Security and
20 the Committee on Governmental Affairs respectively, shall
21 submit to the corresponding Committees on the Budget

1 (and publish in the Congressional Record) a report identi-
2 fying no less than \$150,000,000 in savings from—

3 (1) activities that are determined to be of low
4 priority to the successful execution of current domes-
5 tic homeland security operations; and

6 (2) activities that are determined to be wasteful
7 or unnecessary to homeland security.

8 Funds identified should be accompanied by recommenda-
9 tions on reallocation to programs and activities that are
10 considered top priority activities or directly contribute to
11 enhancing the defense of our homeland.

12 **Subtitle C—Exercise of** 13 **Rulemaking Powers**

14 **SEC. 421. EXERCISE OF RULEMAKING POWERS.**

15 Congress adopts the provisions of this title—

16 (1) as an exercise of the rulemaking power of
17 the Senate and the House, respectively, and as such
18 they shall be considered as part of the rules of each
19 House, or of that House to which they specifically
20 apply, and such rules shall supersede other rules

1 Fiscal year 2008: \$1,844,828,000,000.

2 Fiscal year 2009: \$1,950,926,000,000.

3 (B) The amounts by which the aggregate levels
4 of Federal revenues should be changed are as fol-
5 lows:

6 Fiscal year 2006: –\$21,416,000,000.

7 Fiscal year 2007: \$0.

8 Fiscal year 2008: \$0.

9 Fiscal year 2009: \$0.

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

13 Fiscal year 2006: \$2,068,452,000,000.

14 Fiscal year 2007: \$2,178,188,000,000.

15 Fiscal year 2008: \$2,287,795,000,000.

16 Fiscal year 2009: \$2,398,895,000,000.

17 (3) BUDGET OUTLAYS.—For purposes of the enforce-
18 ment of this resolution, the appropriate levels of total
19 budget outlays are as follows:

20 Fiscal year 2006: \$2,082,187,000,000.

21 Fiscal year 2007: \$2,155,801,000,000.

1 Fiscal year 2008: \$2,254,981,000,000.

2 Fiscal year 2009: \$2,363,019,000,000.

3 (4) DEFICITS.—For purposes of the enforcement of
4 this resolution, the amounts of the deficits are as follows:

5 Fiscal year 2006: \$448,035,000,000.

6 Fiscal year 2007: \$402,057,000,000.

7 Fiscal year 2008: \$410,153,000,000.

8 Fiscal year 2009: \$412,093,000,000.

9 (5) DEBT SUBJECT TO LIMIT.—Pursuant to section
10 301(a)(5) of the Congressional Budget Act of 1974, the
11 appropriate levels of the public debt are as follows:

12 Fiscal year 2006: \$8,645,824,000,000.

13 Fiscal year 2007: \$9,168,812,000,000.

14 Fiscal year 2008: \$9,699,909,000,000.

15 Fiscal year 2009: \$10,235,831,000,000.

16 (6) DEBT HELD BY THE PUBLIC.—The appropriate
17 levels of the debt held by the public are as follows:

18 Fiscal year 2006: \$5,030,718,000,000.

19 Fiscal year 2007: \$5,237,335,000,000.

20 Fiscal year 2008: \$5,436,448,000,000.

21 Fiscal year 2009: \$5,623,726,000,000.

1 **SEC. 502. SOCIAL SECURITY.**

2 (a) SOCIAL SECURITY REVENUES.—For purposes of
3 Senate enforcement under sections 302 and 311 of the
4 Congressional Budget Act of 1974, the amounts of reve-
5 nues of the Federal Old-Age and Survivors Insurance
6 Trust Fund and the Federal Disability Insurance Trust
7 Fund are as follows:

8 Fiscal year 2006: \$600,872,000,000.

9 Fiscal year 2007: \$629,263,000,000.

10 Fiscal year 2008: \$658,631,000,000.

11 Fiscal year 2009: \$689,510,000,000.

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

18 Fiscal year 2006: \$406,380,000,000.

19 Fiscal year 2007: \$419,538,000,000.

20 Fiscal year 2008: \$433,728,000,000.

21 Fiscal year 2009: \$450,526,000,000.

1 (c) SOCIAL SECURITY ADMINISTRATIVE EX-
2 PENSES.—In the Senate, the amounts of new budget au-
3 thority and budget outlays of the Federal Old-Age and
4 Survivors Insurance Trust Fund and the Federal Dis-
5 ability Insurance Trust Fund for administrative expenses
6 are as follows:

- 7 Fiscal year 2006:
 - 8 (A) New budget authority,
 - 9 \$4,334,000,000.
 - 10 (B) Outlays, \$4,273,000,000.
- 11 Fiscal year 2007:
 - 12 (A) New budget authority,
 - 13 \$4,429,000,000.
 - 14 (B) Outlays, \$4,361,000,000.
- 15 Fiscal year 2008:
 - 16 (A) New budget authority,
 - 17 \$4,526,000,000.
 - 18 (B) Outlays, \$4,455,000,000.
- 19 Fiscal year 2009:
 - 20 (A) New budget authority,
 - 21 \$4,626,000,000.

1 (B) Outlays, \$4,552,000,000.

2 **SEC. 503. MAJOR FUNCTIONAL CATEGORIES.**

3 Congress determines and declares that the appro-
4 priate levels of new budget authority and budget outlays
5 for fiscal years 2006 through 2009 for each major func-
6 tional category are:

7 (1) National Defense (050):

8 Fiscal year 2006:

9 (A) New budget authority,
10 \$432,366,000,000.

11 (B) Outlays, \$452,218,00,000.

12 Fiscal year 2007:

13 (A) New budget authority,
14 \$442,103,000,000.

15 (B) Outlays, \$434,750,000,000.

16 Fiscal year 2008:

17 (A) New budget authority,
18 \$452,073,000,000.

19 (B) Outlays, \$438,532,000,000.

20 Fiscal year 2009:

1 (A) New budget authority,
2 \$462,069,000,000.

3 (B) Outlays, \$447,384,000,000.

4 (2) International Affairs (150):

5 Fiscal year 2006:

6 (A) New budget authority,
7 \$30,619,000,000.

8 (B) Outlays, \$32,248,000,000.

9 Fiscal year 2007:

10 (A) New budget authority,
11 \$31,291,000,000.

12 (B) Outlays, \$29,599,000,000.

13 Fiscal year 2008:

14 (A) New budget authority,
15 \$31,977,000,000.

16 (B) Outlays, \$28,793,000,000.

17 Fiscal year 2009:

18 (A) New budget authority,
19 \$32,677,000,000.

20 (B) Outlays, \$29,123,000,000.

21 (3) General Science, Space, and Technology (250):

1 Fiscal year 2006:
2 (A) New budget authority,
3 \$24,406,000,000.
4 (B) Outlays, \$23,864,000,000.
5 Fiscal year 2007:
6 (A) New budget authority,
7 \$24,943,000,000.
8 (B) Outlays, \$24,316,000,000.
9 Fiscal year 2008:
10 (A) New budget authority,
11 \$25,491,000,000.
12 (B) Outlays, \$24,755,000,000.
13 Fiscal year 2009:
14 (A) New budget authority,
15 \$26,052,000,000.
16 (B) Outlays, \$25,287,000,000.
17 (4) Energy (270):
18 Fiscal year 2006:
19 (A) New budget authority,
20 \$3,122,000,000.
21 (B) Outlays, \$1,866,000,000.

1 Fiscal year 2007:
2 (A) New budget authority,
3 \$3,253,000,000.
4 (B) Outlays, \$1,619,000,000.
5 Fiscal year 2008:
6 (A) New budget authority,
7 \$3,090,000,000.
8 (B) Outlays, \$1,113,000,000.
9 Fiscal year 2009:
10 (A) New budget authority,
11 \$2,730,000,000.
12 (B) Outlays, \$1,318,000,000.
13 (5) Natural Resources and Environment (300):
14 Fiscal year 2006:
15 (A) New budget authority,
16 \$32,942,000,000.
17 (B) Outlays, \$32,931,000,000.
18 Fiscal year 2007:
19 (A) New budget authority,
20 \$33,755,000,000.
21 (B) Outlays, \$33,655,000,000.

1 Fiscal year 2008:
2 (A) New budget authority,
3 \$34,443,000,000.
4 (B) Outlays, \$34,118,000,000.
5 Fiscal year 2009:
6 (A) New budget authority,
7 \$35,923,000,000.
8 (B) Outlays, \$35,413,000,000.
9 (6) Agriculture (350):
10 Fiscal year 2006:
11 (A) New budget authority,
12 \$23,914,000,000.
13 (B) Outlays, \$22,748,000,000.
14 Fiscal year 2007:
15 (A) New budget authority,
16 \$24,920,000,000.
17 (B) Outlays, \$23,758,000,000.
18 Fiscal year 2008:
19 (A) New budget authority,
20 \$24,865,000,000.
21 (B) Outlays, \$23,735,000,000.

1 Fiscal year 2009:
2 (A) New budget authority,
3 \$25,928,000,000.
4 (B) Outlays, \$24,917,000,000.
5 (7) Commerce and Housing Credit (370):
6 Fiscal year 2006:
7 (A) New budget authority,
8 \$8,720,000,000.
9 (B) Outlays, \$4,292,000,000.
10 Fiscal year 2007:
11 (A) New budget authority,
12 \$8,191,000,000.
13 (B) Outlays, \$2,744,000,000.
14 Fiscal year 2008:
15 (A) New budget authority,
16 \$8,154,000,000.
17 (B) Outlays, \$1,485,000,000.
18 Fiscal year 2009:
19 (A) New budget authority,
20 \$8,014,000,000.
21 (B) Outlays, \$1,202,000,000.

1 (8) Transportation (400):
2 Fiscal year 2006:
3 (A) New budget authority,
4 \$73,253,000,000.
5 (B) Outlays, \$71,302,000,000.
6 Fiscal year 2007:
7 (A) New budget authority,
8 \$75,911,000,000.
9 (B) Outlays, \$73,633,000,000.
10 Fiscal year 2008:
11 (A) New budget authority,
12 \$77,709,000,000.
13 (B) Outlays, \$75,611,000,000.
14 Fiscal year 2009:
15 (A) New budget authority,
16 \$79,072,000,000.
17 (B) Outlays, \$77,027,000,000.
18 (9) Community and Regional Development (450):
19 Fiscal year 2006:
20 (A) New budget authority,
21 \$13,607,000,000.

1 (B) Outlays, \$14,457,000,000.
2 Fiscal year 2007:
3 (A) New budget authority,
4 \$13,905,000,000.
5 (B) Outlays, \$14,231,000,000.
6 Fiscal year 2008:
7 (A) New budget authority,
8 \$14,127,000,000.
9 (B) Outlays, \$14,032,000,000.
10 Fiscal year 2009:
11 (A) New budget authority,
12 \$14,439,000,000.
13 (B) Outlays, \$14,318,000,000.
14 (10) Education, Training, Employment, and Social
15 Services (500):
16 Fiscal year 2006:
17 (A) New budget authority,
18 \$95,108,000,000.
19 (B) Outlays, \$93,772,000,000.
20 Fiscal year 2007:

1 (A) New budget authority,
2 \$97,167,000,000.
3 (B) Outlays, \$95,389,000,000.
4 Fiscal year 2008:
5 (A) New budget authority,
6 \$99,113,000,000.
7 (B) Outlays, \$97,331,000,000.
8 Fiscal year 2009:
9 (A) New budget authority,
10 \$101,229,000,000.
11 (B) Outlays, \$99,469,000,000.
12 (11) Health (550):
13 Fiscal year 2006:
14 (A) New budget authority,
15 \$257,888,000,000.
16 (B) Outlays, \$257,875,000,000.
17 Fiscal year 2007:
18 (A) New budget authority,
19 \$272,290,000,000.
20 (B) Outlays, \$271,481,000,000.
21 Fiscal year 2008:

1 (A) New budget authority,
2 \$292,081,000,000.
3 (B) Outlays, \$291,298,000,000.
4 Fiscal year 2009:
5 (A) New budget authority,
6 \$314,270,000,000.
7 (B) Outlays, \$311,345,000,000.
8 (12) Medicare (570):
9 Fiscal year 2006:
10 (A) New budget authority,
11 \$322,742,000,000.
12 (B) Outlays, \$322,339,000,000.
13 Fiscal year 2007:
14 (A) New budget authority,
15 \$362,593,000,000.
16 (B) Outlays, \$362,827,000,000.
17 Fiscal year 2008:
18 (A) New budget authority,
19 \$387,739,000,000.
20 (B) Outlays, \$387,718,000,000.
21 Fiscal year 2009:

1 (A) New budget authority,
2 \$414,248,000,000.
3 (B) Outlays, \$413,776,000,000.
4 (13) Income Security (600):
5 Fiscal year 2006:
6 (A) New budget authority,
7 \$342,290,000,000.
8 (B) Outlays, \$345,570,000,000.
9 Fiscal year 2007:
10 (A) New budget authority,
11 \$343,329,000,000.
12 (B) Outlays, \$345,588,000,000.
13 Fiscal year 2008:
14 (A) New budget authority,
15 \$356,872,000,000.
16 (B) Outlays, \$358,513,000,000.
17 Fiscal year 2009:
18 (A) New budget authority,
19 \$366,779,000,000.
20 (B) Outlays, \$367,788,000,000.
21 (14) Social Security (650):

1 Fiscal year 2006:
2 (A) New budget authority,
3 \$16,779,000,000.
4 (B) Outlays, \$16,779,000,000.
5 Fiscal year 2007:
6 (A) New budget authority,
7 \$18,269,000,000.
8 (B) Outlays, \$18,269,000,000.
9 Fiscal year 2008:
10 (A) New budget authority,
11 \$20,218,000,000.
12 (B) Outlays, \$20,218,000,000.
13 Fiscal year 2009:
14 (A) New budget authority,
15 \$22,229,000,000.
16 (B) Outlays, \$22,229,000,000.
17 (15) Veterans Benefits and Services (700):
18 Fiscal year 2006:
19 (A) New budget authority,
20 \$69,263,000,000.
21 (B) Outlays, \$68,135,000,000.

1 Fiscal year 2007:
2 (A) New budget authority,
3 \$67,925,000,000.
4 (B) Outlays, \$66,976,000,000.
5 Fiscal year 2008:
6 (A) New budget authority,
7 \$71,702,000,000.
8 (B) Outlays, \$70,938,000,000.
9 Fiscal year 2009:
10 (A) New budget authority,
11 \$72,937,000,000.
12 (B) Outlays, \$72,132,000,000.
13 (16) Administration of Justice (750):
14 Fiscal year 2006:
15 (A) New budget authority,
16 \$40,338,000,000.
17 (B) Outlays, \$40,851,000,000.
18 Fiscal year 2007:
19 (A) New budget authority,
20 \$41,111,000,000.
21 (B) Outlays, \$41,209,000,000.

1 Fiscal year 2008:
2 (A) New budget authority,
3 \$41,990,000,000.
4 (B) Outlays, \$41,682,000,000.
5 Fiscal year 2009:
6 (A) New budget authority,
7 \$42,889,000,000.
8 (B) Outlays, \$42,492,000,000.
9 (17) General Government (800):
10 Fiscal year 2006:
11 (A) New budget authority,
12 \$17,840,000,000.
13 (B) Outlays, \$17,685,000,000.
14 Fiscal year 2007:
15 (A) New budget authority,
16 \$18,267,000,000.
17 (B) Outlays, \$17,917,000,000.
18 Fiscal year 2008:
19 (A) New budget authority,
20 \$18,204,000,000.
21 (B) Outlays, \$17,849,000,000.

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1 Fiscal year 2009:
2 (A) New budget authority,
3 \$18,645,000,000.
4 (B) Outlays, \$18,096,000,000.
5 (18) Net Interest (900):
6 Fiscal year 2006:
7 (A) New budget authority,
8 \$318,053,000,000.
9 (B) Outlays, \$318,053,000,000.
10 Fiscal year 2007:
11 (A) New budget authority,
12 \$362,002,000,000.
13 (B) Outlays, \$362,002,000,000.
14 Fiscal year 2008:
15 (A) New budget authority,
16 \$393,729,000,000.
17 (B) Outlays, \$393,729,000,000.
18 Fiscal year 2009:
19 (A) New budget authority,
20 \$419,915,000,000.
21 (B) Outlays, \$419,915,000,000.

1 (19) Allowances (920):
2 Fiscal year 2006:
3 (A) New budget authority, \$0.
4 (B) Outlays, \$0.
5 Fiscal year 2007:
6 (A) New budget authority, \$0.
7 (B) Outlays, \$0.
8 Fiscal year 2008:
9 (A) New budget authority, \$0.
10 (B) Outlays, \$0.
11 Fiscal year 2009:
12 (A) New budget authority, \$0.
13 (B) Outlays, \$0.
14 (20) Undistributed Offsetting Receipts (950):
15 Fiscal year 2006:
16 (A) New budget authority,
17 – \$54,798,000,000.
18 (B) Outlays, – \$54,798,000,000.
19 Fiscal year 2007:
20 (A) New budget authority,
21 – \$63,037,000,000.

1 (B) Outlays, —\$64,162,000,000.

2 Fiscal year 2008:

3 (A) New budget authority,
4 —\$65,782,000,000.

5 (B) Outlays, —\$66,469,000,000.

6 Fiscal year 2009:

7 (A) New budget authority,
8 —\$61,150,000,000.

9 (B) Outlays, —\$60,212,000,000.

10 **TITLE VI—SENSE OF THE SEN-**
11 **ATE AND SENSE OF THE**
12 **HOUSE**

13 **Subtitle A—Sense of the Senate**

14 **SEC. 601. SENSE OF THE SENATE ON BUDGET PROCESS RE-**
15 **FORM.**

16 It is the sense of the Senate that Congress and the
17 President should work together to enact budget process
18 reform legislation that would include mechanisms to re-
19 strain Government spending. Such legislation may
20 include—

1 (1) deficit targets that, when exceeded, would
2 result in across-the-board reductions in Federal
3 spending except Social Security, Medicare, and Vet-
4 erans' benefits;

5 (2) revision of the content of budget resolutions
6 to increase their focus on aggregate levels, and to in-
7 clude easily understood enforcement tools such as—

8 (A) discretionary spending limits;

9 (B) pay-as-you-go; and

10 (C) explicit committee allocations;

11 (3) emergency spending procedures which budg-
12 et for emergency needs;

13 (4) pay-as-you-go limitations which apply to
14 non-budget expenditures;

15 (5) limitations on unauthorized appropriations;

16 and

17 (6) enhanced rescission or constitutional line-
18 item veto authority for the President.

1 **SEC. 602. SENSE OF THE SENATE ON BUDGET PROCESS RE-**
2 **FORM WITH REGARD TO THE CREATION OF**
3 **BIPARTISAN COMMISSIONS TO COMBAT**
4 **WASTE, FRAUD, AND ABUSE AND TO PRO-**
5 **MOTE SPENDING EFFICIENCY.**

6 (a) WASTE, FRAUD, AND ABUSE.—It is the sense of
7 the Senate that legislation should be enacted that would
8 create a bipartisan commission for the purpose of—

9 (1) submitting recommendations on ways to
10 eliminate waste, fraud, and abuse; and

11 (2) to provide recommendations on ways in
12 which to achieve cost savings through enhancing
13 program efficiencies in all discretionary and entitle-
14 ment programs.

15 The findings of the commission should be made on an an-
16 nual basis, and should be presented in conjunction with
17 the submission of the President’s budget request to Con-
18 gress.

19 (b) EFFICIENCY.—It is the sense of the Senate that
20 a bipartisan commission should be established to—

1 (1) the relationship between annual deficit
2 spending and increases in debt service costs;

3 (2) the relationship between incremental in-
4 creases in discretionary spending and debt service
5 costs; and

6 (3) the feasibility of providing estimates of debt
7 service costs in the cost estimates prepared pursuant
8 to section 308 of the Congressional Budget Act of
9 1974.

10 **SEC. 604. SENSE OF THE SENATE REGARDING THE COSTS**
11 **OF THE MEDICARE PRESCRIPTION DRUG**
12 **PROGRAM.**

13 It is the sense of the Senate that the Committee on
14 Finance of the Senate should report a bill that consists
15 of changes in laws within its jurisdiction sufficient to en-
16 sure that spending within part D of the Medicare Pre-
17 scription Drug Benefit program in fiscal years 2005
18 through 2013 does not exceed the total of
19 \$409,000,000,000 as estimated by the Congressional
20 Budget Office.

1 **SEC. 605. SENSE OF THE SENATE ON RETURNING STA-**
2 **BILITY TO PAYMENTS UNDER MEDICARE**
3 **PHYSICIAN FEE SCHEDULE.**

4 It is the sense of the Senate that, while recent actions
5 by Congress have helped address the immediate reductions
6 in reimbursement, further action by Congress is urgently
7 needed to put in place a new formula or mechanism for
8 updating Medicare physician fees in 2006 and thereafter,
9 in order to ensure—

10 (1) the long-term stability of the Medicare pay-
11 ment system for physicians and other health care
12 professionals, such that payment rates keep pace
13 with practice cost increases; and

14 (2) future access to physicians' services for
15 Medicare beneficiaries.

16 **SEC. 606. SENSE OF THE SENATE SUPPORTING FUNDING**
17 **RESTORATION FOR AGRICULTURE RE-**
18 **SEARCH AND EXTENSION.**

19 It is the sense of the Senate that in making appro-
20 priations and revenue decisions, the Senate supports—

1 (1) the restoration of the 33 accounts of the
2 Cooperative State Research, Education, and Exten-
3 sion Service;

4 (2) the fiscal year 2005 funding of the National
5 Research Initiative; and

6 (3) the fiscal year 2005 funding of competitive
7 research programs of the Cooperative State Re-
8 search, Education, and Extension Service in an
9 amount that is adequate to—

10 (A) fight obesity and stave off chronic dis-
11 eases;

12 (B) combat insects and animal and plant
13 diseases;

14 (C) establish new crops, improved live-
15 stock, and economic opportunities for pro-
16 ducers; and

17 (D) keep pathogens and other dangers out
18 of the air, water, soil, plants, and animals.

1 **SEC. 607. SENSE OF THE SENATE CONCERNING A NA-**
2 **TIONAL ANIMAL IDENTIFICATION PROGRAM.**

3 It is the sense of the Senate that in making appro-
4 priations and revenue decisions, the Senate supports—

5 (1) the development and implementation of a
6 national animal identification program recognizing
7 the need for resources to carry out the implementa-
8 tion of the plan;

9 (2) the provision by the Secretary of Agri-
10 culture of a time-line for the development and imple-
11 mentation of the program as soon as practicable
12 after the date of approval of this concurrent resolu-
13 tion;

14 (3) the provision by the Secretary of Agri-
15 culture to ensure the Animal and Plant Health In-
16 spection Service, State animal health agencies, and
17 agricultural producers are provided funds necessary
18 to implement a national animal identification pro-
19 gram; and

20 (4) the establishment of a program that is not
21 overly burdensome to agricultural producers and en-

1 sures the privacy of information of agricultural pro-
2 ducers.

3 **SEC. 608. SENSE OF THE SENATE REGARDING CONTRIBU-**
4 **TIONS TO THE GLOBAL FUND TO FIGHT AIDS,**
5 **TUBERCULOSIS, AND MALARIA.**

6 It is the sense of the Senate that appropriations Acts
7 should provide sufficient funds to continue matching con-
8 tributions from other sources to The Global Fund to Fight
9 AIDS, Tuberculosis, and Malaria on a 1 to 2 basis.

10 **SEC. 609. SENSE OF THE SENATE CONCERNING CHILD NU-**
11 **TRITION FUNDING.**

12 It is the sense of the Senate that the levels in this
13 concurrent resolution assume additional funds for the re-
14 authorization of Federal child nutrition programs.

15 **SEC. 610. SENSE OF THE SENATE REGARDING COMPENSA-**
16 **TION FOR EXPOSURE TO TOXIC SUBSTANCES**
17 **AT THE DEPARTMENT OF ENERGY.**

18 It is the sense of the Senate that—

19 (1) claims for occupational illness, which are
20 determined to be caused by exposure to toxic sub-
21 stances at Department of Energy facilities under

1 subtitle D of the EEOICPA, should be promptly, eq-
2 uitably, and efficiently compensated;

3 (2) administrative and technical changes should
4 be made to the EEOICPA to—

5 (A) improve claims processing and review
6 by physicians panels to ensure cost-effective and
7 efficient consideration and determination of
8 workers' claims;

9 (B) provide for membership in additional
10 special exposure cohorts; and

11 (C) address eligibility issues at facilities
12 with residual radiation; and

13 (3) the President and Congress should work to-
14 gether at the earliest opportunity to develop a plan
15 that effectively resolves the issue of a lack of a will-
16 ing payor for many claims that are determined
17 under subtitle D of the EEOICPA to be related to
18 exposure to a toxic substance at Department of En-
19 ergy facilities.

1 **SEC. 611. SENSE OF THE SENATE REGARDING TAX INCEN-**
2 **TIVES FOR CERTAIN RURAL COMMUNITIES.**

3 It is the sense of the Senate that if tax relief meas-
4 ures are enacted in accordance with the assumptions in
5 the budget resolution in this session of Congress, such leg-
6 islation should include incentives to help rural commu-
7 nities attract individuals to live and work and start and
8 grow a business in those communities.

9 **SEC. 612. SENSE OF THE SENATE CONCERNING SUMMER**
10 **FOOD PILOT PROJECTS.**

11 It is the sense of the Senate that sufficient funds
12 should be provided to the Food and Nutrition Service and
13 other appropriate agencies within the Department of Agri-
14 culture to enable those agencies to expand the summer
15 food pilot projects established under section 18(f) of the
16 Richard B. Russell National School Lunch Act (42 U.S.C.
17 1769(f)) to all States of the United States and to all serv-
18 ice institutions (including service institutions described in
19 section 13(a)(7) of that Act).

1 **SEC. 613. SENSE OF THE SENATE REGARDING CLOSING THE**
2 **“TAX GAP”.**

3 It is the sense of the Senate that the Internal Rev-
4 enue Service should be provided the resources necessary
5 to increase enforcement activities that would be con-
6 centrated on efforts to reduce the tax gap substantially
7 by the end of fiscal year 2009.

8 **Subtitle B—Sense of the House**

9 **SEC. 621. SENSE OF THE HOUSE ON ENTITLEMENT RE-**
10 **FORM.**

11 (a) FINDINGS.—The House finds that welfare was
12 successfully reformed through the application of work re-
13 quirements, education and training opportunity, and time
14 limits on eligibility.

15 (b) SENSE OF THE HOUSE.—It is the sense of the
16 House that authorizing committees should—

17 (1) systematically review all means-tested enti-
18 tlement programs and track beneficiary participation
19 across programs and time;

1 (2) enact legislation to develop common eligi-
2 bility requirements for means-tested entitlement pro-
3 grams;

4 (3) enact legislation to accurately rename
5 means-tested entitlement programs;

6 (4) enact legislation to coordinate program ben-
7 efits in order to limit to a reasonable period of time
8 the Government dependency of means-tested entitle-
9 ment program participants;

10 (5) evaluate the costs of, and justifications for,
11 nonmeans-tested, nonretirement-related entitlement
12 programs; and

13 (6) identify and utilize resources that have con-
14 ducted cost-benefit analyses of participants in mul-
15 tiple means- and nonmeans-tested entitlement pro-
16 grams to understand their cumulative costs and col-
17 lective benefits.

18 **Subtitle C—Sense of Congress**

19 **SEC. 631. SENSE OF CONGRESS ON SPENDING ACCOUNT-** 20 **ABILITY.**

21 It is the sense of Congress that—

1 (1) authorizing committees should actively en-
2 gage in oversight utilizing—

3 (A) the plans and goals submitted by exec-
4 utive agencies pursuant to the Government Per-
5 formance and Results Act of 1993; and

6 (B) the performance evaluations submitted
7 by such agencies (that are based upon the Pro-
8 gram Assessment Rating Tool which is designed
9 to improve agency performance);

10 in order to enact legislation to eliminate waste,
11 fraud, and abuse to ensure the efficient use of tax-
12 payer dollars;

13 (2) all Federal programs should be periodically
14 reauthorized and funding for unauthorized programs
15 should be level-funded in fiscal year 2005 unless
16 there is a compelling justification;

17 (3) committees should submit written justifica-
18 tions for earmarks and should consider not funding
19 those most egregiously inconsistent with national
20 policy;

1 (4) the fiscal year 2005 budget resolution
2 should be vigorously enforced and legislation should
3 be enacted establishing statutory limits on appro-
4 priations and a pay-as-you-go rule for new and ex-
5 panded entitlement programs; and

6 (5) Congress should make every effort to offset
7 nonwar-related supplemental appropriations.

And the House agree to the same.