

new spending authority⁶²⁴ described in subsection (c)(2) (A)⁶²⁵ or (B),⁶²⁶ unless that bill, resolution, conference report, or amendment also provides that such new spending authority as described in subsection (c)(2) (A)⁶²⁷ or (B)⁶²⁸ is to be effective for any fiscal year only to such extent or in such amounts as are provided in appropriation Acts.⁶²⁹

§ 401(b)

(b) LEGISLATION PROVIDING ENTITLEMENT AUTHORITY.⁶³⁰ —



⁶²³ (...continued)

⁶²³ Cf. *supra* note 514 (by virtue of the word "as reported," a point of order will not lie under section 311(a) against a deficit-neutral bill that has been amended by an amendment that reduces revenues below the revenue floor).

⁶²⁴ The Congressional Budget Act makes no exception for violations of negligible amounts. Cf. *supra* note 520 (regarding section 311(a)).

⁶²⁵ See *infra* p. 251.

⁶²⁶ See *infra* p. 251.

Section 13207(a)(1)(F)(ii) of the Budget Enforcement Act struck the parenthetical "(or any amendment which provides such new spending authority)" that used to appear here. See *infra* p. 724.

⁶²⁷ See *infra* p. 251.

⁶²⁸ See *infra* p. 251.

⁶²⁹ See, e.g., 132 CONG. REC. S10,693 (daily ed. Aug. 7, 1986) (bill providing spending authority within the jurisdiction of the Committee on Armed Services subject to section 401(a)).

On whether something is "provided in appropriation Acts," see generally *infra* note 652.

Section 3(5) defines "appropriation Act" by reference to 1 U.S.C. § 105. See *supra* p. 16. For the text of 1 U.S.C. § 105 (1988), see *supra* note 36.

⁶³⁰ Section 3(9) (see *supra* p. 18) defines "entitlement authority" to mean that authority described in section 401(c)(2)(C) (see *infra* p. 252). For a discussion of language that ensures that authority will not constitute entitlement authority, see *infra* note 652.

Note that section 401(d) provides significant exceptions to this subsection. See *infra* pp. 254-259.