

# CONGRESS.GOV

## All Information (Except Text) for H.R.9796 - Budget Control Act

93rd Congress (1973-1974)

**Sponsor:** [Rep. Bell, Alphonzo \[R-CA-28\]](#) (Introduced 08/02/1973)

**Committees:** House - Rules

**Latest Action:** House - 08/02/1973 Referred to House Committee on Rules. ([All Actions](#))

**Tracker:** [Introduced](#)

Full texts of bills are not available on Congress.gov for bills prior to 1989 (101st Congress).

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[Titles](#) [Actions](#) [Overview](#) [All Actions](#) [Cosponsors](#) [Committees](#) [Related Bills](#) [Subjects](#) [Latest Summary](#) [All Summaries](#)

### Titles (2)

#### Short Titles

Short Titles - House of Representatives

#### Short Titles as Introduced

Budget Control Act

#### Official Titles

Official Titles - House of Representatives

#### Official Title as Introduced

A bill to reform the budgetary process of the Congress to improve congressional control over the budget and national priorities, to provide for a Legislative Budget Director and staff, and for other purposes.

### Actions Overview (1)

#### Date

08/02/1973

Introduced in House

### All Actions (2)

#### Date

08/02/1973

Referred to House Committee on Rules.  
Action By: House of Representatives

08/02/1973

Introduced in House  
Action By: House of Representatives

### Cosponsors (3)

Congress.gov databases include cosponsorship dates (including identification of "original" cosponsors) since 1981 (97th Congress). Prior to 1981, you may be able to find some information online, but often the information is available only in print form.

#### Cosponsor

[Rep. Hinshaw, Andrew J. \[R-CA-39\]](#)

[Rep. McCollister, John Y. \[R-NE-2\]](#)

[Rep. Studds, Gerry E. \[D-MA-12\]](#)

### Committees (1)

Committees, subcommittees and links to reports associated with this bill are listed here, as well as the nature and date of [committee activity](#) and [Congressional report](#) number.

Committee / Subcommittee	Date	Activity	Reports
House Rules	08/02/1973	Referred to	

**Related Bills (1)**

A related bill may be a [companion measure](#), an [identical bill](#), a [procedurally-related measure](#), or one with [text similarities](#). Bill relationships are identified by measures.

Bill	Latest Title	Relationships to H.R.9796	Relationships Identified by
<a href="#">H.R.8762</a>	Budget Control Act	Identical bill	CRS

**Subjects (6)**

<b>Subject — Policy Area:</b> <a href="#">Economics and Public Finance</a>	Congressional committees Federal budgets	House of Representatives Senate
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One [Policy Area](#) term, which best describes an entire measure, is assigned to every public bill or resolution.

**Latest Summary (1)**

There is one summary for H.R.9796. [View summaries](#)

**Shown Here:**

Introduced in House (08/02/1973)

Budget Control Act - **Title I: Changes in Rules of House and Senate** - Establishes in the House of Representatives a Committee on the Budget consisting of 21 members: 5 members from the Committee on Appropriations, 5 members from the Committee on Ways and Means, and 11 members who are members of other Committees. Provides for the selection of the chairman of the Committee.

Refers to the Committee matters relating to: (1) the establishment of an overall limitation on budget outlays, and an overall limitation on new budget authority; (2) the determination of the overall level of Federal revenues, and the overall level of the public debt of the United States; (3) the determination of the appropriate level of surplus or deficit in the budget in the light of economic conditions and; (4) the allocation of the overall limitation on budget outlays, and the overall limitation on new budgetary authority.

Requires the Committee to report during each regular session of Congress at least two concurrent resolutions concerning matters referred to the Committee and to make continuing studies of the effect on budget outlays of existing and proposed legislation and to report the results of these studies to the House of Representatives.

Establishes in the United States Senate a Committee on the Budget consisting of 17 members: 4 members from the Committee on Appropriations, 4 members from the Committee on Finance, and 9 members who are members of other Committees. Grants to the Senate Committee the same matters for consideration and the same duties as the House Committee.

Declares that annually, on or before July 1, Congress shall complete action on a concurrent resolution setting forth the congressional budget for the United States Government for the fiscal year beginning January 1 of the next year.

States that the concurrent resolution shall include with respect to budget outlays and with respect to new budget authority: (1) a general contingency reserve (for allocation only by a subsequent concurrent resolution on the budget) for possible new legislation (including enlargements of existing programs and activities); and (2) an emergency reserve (in amounts which do not exceed 2 percent of the amount of budget outlays otherwise allocated to the Committees on Appropriations and 2 percent of the amount of new budget authority otherwise allocated to such committees) which shall be available only for allocation by the Committees on Appropriations to specific programs and activities (or to subcommittees) to meet emergencies and other unforeseen contingencies. Provides for other matters which may be dealt with in the concurrent resolution.

Sets forth a timetable for the first concurrent resolution on the budget for the fiscal year.

Requires Congress to adopt a final concurrent resolution on the budget before adjourning and provides for consideration of concurrent resolution to be expedited.

Declares that a tax surcharge is required where the budget deficit will be greater, or the surplus will be smaller, than that determined to be appropriate.

States the requirements for amendments to concurrent resolutions.

Provides that legislation dealing with the congressional budget must be handled by budget committees and that the concurrent resolution on budget must be adopted before appropriations and changes in revenues and public debt limit are made.

Sets forth the requirements for legislation and amendments providing new budget authority, and declares that budget authority legislation may be required to contain outlay limitations.

Places limitations on new permanent budget authority and on new spending authority.

Requires the legislative committees to authorize the enactment of new budget authority before the beginning of the fiscal year.

Authorizes the House Committee on Appropriations and the Senate Committee on Appropriations to consider and to report legislation rescinding budget authority.

Provides for technical and conforming amendments to the Rules of the House of Representatives and to the Standing Rules of the United States Senate, as well as amendments to the Legislative Reorganization Act of 1946 and 1970.

**Title II: Legislative Budget Director and Staff** - Establishes a Joint Legislative Budget Staff headed by a Legislative Budget Director appointed by the record vote of a majority of the members of the Committee on the Budget of each House, and provides for staffing and compensation.

Authorizes the Legislative Budget Director to secure directly from any executive department or instrumentality of the government, information, data, estimates, and statistics relating to the function of the Joint Legislative Budget Staff.

Directs the Joint Legislative Budget Staff to develop methods of using computers and other techniques for the analysis of information to improve not only the quantitative but the qualitative evaluation of budgetary requirements.

93D CONGRESS  
1ST SESSION

# H. R. 9796

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 2, 1973

Mr BELL (for himself, Mr HINSHAW, Mr McCOLLISTER, and Mr STUDDS) introduced the following bill; which was referred to the Committee on Rules

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## A BILL

To reform the budgetary process of the Congress to improve congressional control over the budget and national priorities, to provide for a Legislative Budget Director and staff, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4       (a)    **SHORT TITLE.**—This Act may be cited as the  
5       “Budget Control Act of 1973”.

6       (b)    **TABLE OF CONTENTS.**—

Sec 1 Short title, table of contents

I—O

**TITLE I—CHANGES IN RULES OF HOUSE AND SENATE****PART 1—ESTABLISHMENT OF HOUSE AND SENATE AND COMMITTEES**

Sec 111 Budget Committee of the House of Representatives  
 Sec 112 Budget Committee of the Senate

**PART 2—CONGRESSIONAL BUDGET**

Sec. 121. Fiscal year to coincide with the calendar year  
 Sec 122 Adoption of congressional budget  
 Sec 123. Revision of congressional budget  
 Sec 124 Timetable for first concurrent resolution on the budget for the fiscal year  
 Sec 125 Congress must adopt final concurrent resolution on the budget before adjourning  
 Sec 126 Consideration of concurrent resolutions to be expedited

**PART 3—TAX SURCHARGE**

Sec 131 Tax surcharge required where budget deficit will be greater, or surplus will be smaller, than that determined to be appropriate

**PART 4—COMPLIANCE WITH RESPECT TO CONGRESSIONAL BUDGET**

Sec 141 Amendments to concurrent resolutions  
 Sec 142 Legislation dealing with congressional budget must be handled by budget committees  
 Sec 143 Concurrent resolution on budget must be adopted before appropriations, and changes in revenues and public debt limit, are made.  
 Sec 144 Requirements for legislation and amendments providing new budget authority.  
 Sec 145 Budget authority legislation may be required to contain outlay limitations

**PART 5—IMPROVEMENTS IN FISCAL PROCEDURES**

Sec 151 Limitations on new permanent budget authority.  
 Sec 152 Limitations on new spending authority  
 Sec 153 Requirement of authorizations by legislative committees before beginning of fiscal year  
 Sec 154 Jurisdiction to consider and report legislation rescinding budget authority.

**PART 6—TECHNICAL AND CONFORMING AMENDMENTS**

Sec 161 Amendments to House Rules  
 Sec 162 Amendments to Standing Rules of the Senate  
 Sec 163 Amendments to Legislative Reorganization Act of 1946  
 Sec 164 Amendments to Legislative Reorganization Act of 1970

**PART 7—RULEMAKING POWER OF HOUSE AND SENATE; EFFECTIVE DATE**

Sec 171 Rulemaking power of the House and Senate  
 Sec 172 Two-thirds vote required to waive rules or overrule decisions sustaining points of order.  
 Sec 173 Effective date.

## TITLE II—LEGISLATIVE BUDGET DIRECTOR AND STAFF

Sec. 201 Legislative Budget Director, staff

### Sec 202 Additional powers to obtain data

### See 203 Duties of the joint legislative budget staff

## 3 PART 1—ESTABLISHMENT OF HOUSE AND SENATE

## 4 BUDGET COMMITTEES

5 SEC. 111. BUDGET COMMITTEE OF THE HOUSE OF REP.  
6 RESENTATIVES

7       (a) Clause 1 of Rule X of the Rules of the House of  
8 Representatives is amended by redesignating paragraphs (e)  
9 through (u), inclusive, as paragraphs (f) through (v), re-  
10 spectively, and by inserting after paragraph (d) the follow-  
11 ing new paragraph:

12        "(e) Committee on the Budget, to consist of twenty-  
13        one Members as follows:

14        "(1) five Members who are members of the Com-  
15        mittee on Appropriations,

16               “(2) five Members who are members of the Com-  
17               mittee on Ways and Means; and

18               “(3) eleven Members who are members of com-  
19               mittees other than the Committee's on Appropriations  
20               and Ways and Means, provided that of such eleven  
21               Members, no one Member may have common member-  
22               ship in any other House committee with any other

1       Member, unless such other Member is of a different  
2       political party.

3       (b) Rule X of the Rules of the House of Representa-  
4       tives is amended by adding at the end thereof the follo ing  
5       new clause:

6       “6. (a) The Chairman of the Committee on the Budget  
7       during each even-numbered year shall be elected by the  
8       House from among the Members who are members of  
9       the Committee on Appropriations or the Committee on  
10       Ways and Means, during each odd-numbered year he shall  
11       be elected by the House from among the Members who  
12       are members of the other committees.

13       “(b) The chairmanship of the Committee on the Budget  
14       shall not be taken into account in applying any rule or policy  
15       which prohibits a Member from holding more than one  
16       chairmanship, and membership on the committee shall not  
17       be taken into account in applying any rule or policy prohibi-  
18       ting a Member from serving on more than one major com-  
19       mittee.

20       “(c) For carrying out the purposes set forth in clause  
21       5 of Rule XI, the Committee on the Budget or any sub-  
22       committee thereof is authorized to sit and act at such times  
23       and places within the United States, whether the House  
24       is in session, has recessed, or has adjourned, to hold such  
25       hearings, to require the attendance of such witnesses and

1 the production of such books or papers or documents or  
2 vouchers by subpena or otherwise, and to take such testi-  
3 mony and records, as it deems necessary. Subpenas may be  
4 issued over the signature of the chairman of the committee  
5 or of any member of the committee designated by him,  
6 and may be served by any person designated by such chair-  
7 man or member. The chairman of the committee, or any  
8 member thereof, may administer oaths to witnesses."

9 (c) Rule XI of the Rules of the House of Representa-  
10 tives is amended by redesignating clauses 5 through 33, in-  
11 clusive, as clauses 6 through 34, respectively, and by insert-  
12 ing after clause 4 the following new clause:

13 **"5. Committee on the Budget**

14 "(a) The establishment of an overall limitation on  
15 budget outlays, and an overall limitation on new budget au-  
16 thority, of the United States Government.

17 "(b) The determination of the overall level of Federal  
18 revenues, and the overall level of the public debt of the  
19 United States, to be associated with the budget outlay limita-  
20 tion referred to in paragraph (a).

21 "(c) The determination of the appropriate level of sur-  
22 plus or deficit in the budget in the light of economic condi-  
23 tions and such other factors as may be relevant to that  
24 determination.

25 "(d) The allocation of the overall limitation on budget

1 outlays, and the overall limitation on new budget authority,  
2 among the committees of the House, and the further sub-  
3 dividng of such allocations by subcommittees or by programs  
4 and activities.

5       “(e) The committee shall have the duty—

6           “(1) to report during each regular session of Con-  
7           gress at least two concurrent resolutions dealing with  
8           the matters specified in paragraphs (a), (b), (c), and  
9           (d), and

10           “(2) to make continuing studies of the effect on  
11           budget outlays of existing and proposed legislation and  
12           to report the results of such studies to the House on a  
13           recurring basis.”

14 **SEC. 112. BUDGET COMMITTEE OF THE SENATE.**

15       (a) Paragraph 1 of rule XXV of the Standing Rules  
16       of the Senate is amended by adding at the end thereof the  
17       following new subparagraph:

18           “(r) (1) Committee on the Budget, to which committee  
19       shall be referred all proposed legislation, messages, petitions,  
20       memorials, and other matters relating to the following  
21       subjects:

22           “(A) The establishment of an overall limitation on  
23       budget outlays, and an overall limitation on new budget  
24       authority, of the United States Government.

25           “(B) The determination of the overall level of Fed-

1       ereral revenues, and the overall level of the public debt of  
2       the United States, to be associated with the budget out-  
3       lay limitation referred to in clause (A).

4       “(C) The determination of the appropriate level of  
5       surplus or deficit in the budget in the light of economic  
6       conditions and such other factors as may be relevant to  
7       that determination.

8       “(D) The allocation of the overall limitation on  
9       budget outlays, and the overall limitation on new budget  
10      authority, among the committees of the Senate, and the  
11      further subdividing of such allocations by subcommittees  
12      or by programs and activities.

13      “(2) Such committee shall have the duty—

14       “(A) to report during each regular session of Con-  
15       gress at least two concurrent resolutions dealing with the  
16       matters specified in subparagraph (1), and

17       “(B) to make continuing studies of the effect on  
18       budget outlays of existing and proposed legislation and  
19       to report the results of such studies to the Senate on a  
20       recurring basis.”.

21      (b) Rule XXV of the Standing Rules of the Senate is  
22      amended by adding at the end thereof the following new  
23      paragraph:

24       “8. (a) The Committee on the Budget shall consist of  
25       seventeen members as follows:

1 :       “(1) four Members who are members of the Com-  
2       mittee on Appropriations,

3       “(2) four Members who are members of the Com-  
4       mittee on Finance, and

5       “(3) nine Members who are members of committees  
6       other than the Committees on Appropriations and Fi-  
7       nance, provided that no one Member may have common  
8       membership in any other Senate committee with any  
9       other Member, unless such other member is of a dif-  
10      ferent political party.

11      “(b) The chairman of the committee during each even-  
12     numbered year shall be elected by the Senate from among  
13     the members who are members of the Committee on Finance  
14     or the Committee on Appropriations; and during each odd-  
15     numbered year shall be elected by the Senate from among  
16     the members who are members of the other committees.

17      “(c) Paragraph 6 shall not apply to the Committee on  
18     the Budget, and for purposes of such paragraph, service of  
19     a Senator as a member of the committee, or as chairman  
20     of the committee, shall not be taken into account.”

21                    **PART 2—CONGRESSIONAL BUDGET**

22                    **SEC. 121. FISCAL YEAR TO COINCIDE WITH CALENDAR  
23                    YEAR.**

24      (a) Effective January 1, 1975, the fiscal year of all  
25     departments, agencies, and instrumentalities of the Federal  
26     Government shall be the calendar year.

1       (b) The Director of the Office of Management and  
2 Budget, in consultation with the Comptroller General of the  
3 United States, is authorized and directed to make provision  
4 by regulation, order, or otherwise for the orderly transition  
5 by all departments, agencies, and instrumentalities of the  
6 Federal Government from the use of the fiscal year in effect  
7 on the date of enactment of this Act to the use of the fiscal  
8 year prescribed by subsection (a) of this section.

9       (c) The fiscal year commencing July 1, 1974, shall end  
10 on December 31, 1974. For such fiscal year there are appro-  
11 priated, out of any money in the Treasury not otherwise  
12 appropriated, for any projects or activities conducted in the  
13 fiscal year ending June 30, 1974, for which authority to  
14 conduct such project or activity did not expire prior to  
15 June 30, 1974, an amount equal to 50 percent of the amount  
16 appropriated for such project or activity for such fiscal year  
17 ending June 30, 1974. Appropriations made under this  
18 section shall be available to the extent and in the manner  
19 appropriations were made available for that project or activ-  
20 ity during the fiscal year ending June 30, 1974.

21 **SEC. 122. ADOPTION OF CONGRESSIONAL BUDGET.**

22       (a) ACTION TO BE COMPLETED BY JULY 1.—On or  
23 before July 1 of each year, the Congress shall complete ac-  
24 tion on a concurrent resolution setting forth the congressional

1 budget for the United States Government for the fiscal  
2 year beginning on January 1 of the next year.

3 (b) MATTERS REQUIRED TO BE SET FORTH IN CON-  
4 CURRENT RESOLUTION.—The concurrent resolution referred  
5 to in subsection (a) shall set forth, for the fiscal year  
6 concerned—

7 (1) the overall limitation on budget outlays and  
8 the overall limitation on new budget authority,

9 (2) the overall level of Federal revenues, and the  
10 overall level of the public debt of the United States, to  
11 be associated with the overall limitation on budget out-  
12 lays for the fiscal year,

13 (3) the amount of the surplus or the amount of the  
14 deficit in the budget which is appropriate in the light of  
15 economic conditions and such other factors as may be  
16 relevant,

17 (4) the amount of budget outlays, and the amount  
18 of new budget authority, allocated to each committee of  
19 the House and Senate for matters within the jurisdiction  
20 of that committee, and

21 (5) with respect to budget outlays and with re-  
22 spect to new budget au<sup>t</sup> cy—

23 (A) a general contingency reserve (for allo-  
24 cation only by a subsequent concurrent resolution  
25 on the budget) for possible new legislation (includ-

(B) an emergency reserve (in amounts which do not exceed 2 percent of the amount of budget outlays otherwise allocated to the Committees on Appropriations and 2 percent of the amount of new budget authority otherwise allocated to such committees) which shall be available only for allocation by the Committees on Appropriations to specific programs and activities (or to subcommittees) to meet emergencies and other unforeseen contingencies.

13 The amount allocated under paragraph (4) to any commit-  
14 tee shall be further subdivided in the concurrent resolution  
15 either (A) on the basis of programs and activities within  
16 the jurisdiction of that committee, or (B) among the sub-  
17 committees of that committee.

18 (c) OTHER MATTERS WHICH MAY BE DEALT WITH  
19 IN CONCURRENT RESOLUTION.—The concurrent resolution  
20 referred to in subsection (a) may also—

24 (2) provide the extent (if any) to which section  
25 145 (relating to requirement that budget authority legis-

1 lation contain limitations on outlays) shall apply for the  
2 fiscal year;

3 (3) provide limitations with respect to amounts  
4 guaranteed or insured during the fiscal year by the  
5 United States (or with respect to categories of such  
6 amounts) on loans by other persons; and

7 (4) contain such other matters relating to the  
8 budget as may be appropriate to carry out the purposes  
9 of this Act.

10 (d) VIEWS AND RECOMMENDATIONS OF OTHER COM-  
11 MITTEES.—Before March 1 of each year, the Committees on  
12 Appropriations and Ways and Means of the House of Repre-  
13 sentatives shall submit their views and recommendations to  
14 the Committee on the Budget of the House, the Committees  
15 on Appropriations and Finance of the Senate shall submit  
16 their views and recommendations to the Committee on the  
17 Budget of the Senate, and the Joint Economic Committee  
18 and the Joint Committee on Internal Revenue Taxation shall  
19 submit their views and recommendations to the Committees  
20 on the Budget of the House and Senate, with respect to all  
21 matters set forth in subsection (b) which relate to matters  
22 within the respective jurisdictions or functions of such com-  
23 mittees and joint committees.

1       (e) EFFECT OF FAILURE TO ADOPT CONCURRENT  
2 RESOLUTION BY JULY 1.—

3           (1) FIGURES IN PRESIDENT'S BUDGET TO BE  
4 USED.—If the Congress fails to complete action on the  
5 concurrent resolution on the budget referred to in sub-  
6 section (a) on or before July 1 of any year, then, until  
7 such action is completed, the figures for the matters set  
8 forth in subsection (b) for the fiscal year shall be deemed  
9 to be the respective figures therefor (as determined by  
10 the Legislative Budget Director) set forth in the budget  
11 submitted for the fiscal year pursuant to section 201 of  
12 the Budget and Accounting Act, 1921 (31 U.S.C. 11).

13           (2) USE OF BUDGET FIGURES FOR APPROPRIA-  
14 TION BILLS AND OTHER PURPOSES.—For any period for  
15 which paragraph (1) applies, in applying sections 123,  
16 143, and 144, there shall be deemed to have been  
17 adopted a concurrent resolution on the budget referred  
18 to in this section which contains the figures referred to  
19 in paragraph (1).

20 SEC. 123. REVISION OF CONGRESSIONAL BUDGET.

21       Before the close of each session of Congress, the Congress  
22 shall complete action on a concurrent resolution which reaff-  
23 firms or revises the congressional budget for the United States

1 Government adopted pursuant to section 122 for the fiscal  
2 year in which the close of such session falls.

3 **SEC. 124. TIMETABLE FOR FIRST CONCURRENT RESOLU-**  
4 **TION ON THE BUDGET FOR THE FISCAL YEAR.**

5 (a) **TIMETABLE.**—The timetable with respect to the  
6 concurrent resolution for any fiscal year referred to in section  
7 122 shall be as follows:

On or before	Action on concurrent resolution to be completed—
April 1-----	House committee reports
May 6-----	House acts
May 13-----	Senate committee reports
June 17-----	Senate acts
July 1-----	Congress acts

8 (b) **EFFECT OF CERTAIN ADJOURNMENTS.**—When-  
9 ever during the period April 1 through May 6 the House is  
10 not in session, or during the period May 7 through June 17  
11 the Senate is not in session, because of an adjournment or  
12 recess of more than three days to a day certain, then in  
13 applying subsection (a), the timetable therein shall be ad-  
14 justed accordingly to compensate for such recess or adjourn-  
15 ment, provided that no adjustment in the timetable shall  
16 exceed seven calendar days.

17 (c) **EXTENSION WHERE SPECIFIED DATE FALLS ON**  
18 **SATURDAY, SUNDAY, OR HOLIDAY.**—When any date speci-  
19 fied in subsection (a) (as modified by subsection (b)) falls  
20 on a Saturday, Sunday, or legal holiday in the District of  
21 Columbia in any year, there shall be substituted for that date

1 the next succeeding date which is not a Saturday, Sunday,  
2 or legal holiday in the District of Columbia.

3 **SEC. 125. CONGRESS MUST ADOPT FINAL CONCURRENT**  
4 **RESOLUTION ON THE BUDGET BEFORE AD-**  
5 **JOURNING.**

6 It shall not be in order in either the House of Repre-  
7 sentatives or the Senate to consider any resolution provid-  
8 ing for the sine die adjournment of any regular session of  
9 the Congress unless the Congress has theretofore during  
10 such session adopted a concurrent resolution on the budget  
11 described in section 123.

12 **SEC. 126. CONSIDERATION OF CONCURRENT RESOLUTIONS**  
13 **TO BE EXPEDITED.**

14 (a) **REFERENCE OF RESOLUTIONS TO COMMITTEE.**—  
15 All concurrent resolutions on the budget shall be referred to  
16 the Committee on the Budget of the House of Representa-  
17 tives by the Speaker, or shall be referred to the Committee  
18 on the Budget of the Senate by the President of the Senate,  
19 as the case may be.

20 (b) **PROCEDURE AFTER REPORT OF COMMITTEE;**  
21 **DEBATE.**—

22 (1) Any concurrent resolution on the budget re-  
23 ported by the Committee on the Budget of the House  
24 or Senate shall not be considered until the eleventh  
25 calendar day (excluding Saturdays, Sundays, and legal

1       holidays) on which the report on such resolution has  
2       been available to the Members of the Chamber to which  
3       the report was made. It is at any time thereafter in  
4       order (even though a previous motion to the same effect  
5       has been disagreed to) to move to proceed to the con-  
6       sideration of the concurrent resolution. The motion is  
7       highly privileged and is not debatable. An amendment  
8       to the motion is not in order, and it is not in order to  
9       move to reconsider the vote by which the motion is  
10      agreed to or disagreed to.

11           (2) Debate on any concurrent resolution on the  
12       budget, and all amendments thereto, shall not be limited  
13       to fewer than 30 hours, which shall be divided equally  
14       between the majority and minority parties. A motion  
15       further to limit debate is not debatable. A motion to  
16       recommit the concurrent resolution is not in order, and  
17       it is not in order to move to reconsider the vote by which  
18       the concurrent resolution is agreed to or disagreed to.  
19       An amendment to the concurrent resolution shall be in  
20       order only if it meets the requirements of section 141.

21           (3) Debate in either House on the conference re-  
22       port on any concurrent resolution on the budget shall  
23       not be limited to fewer than 5 hours, which shall be  
24       divided equally between the majority and minority  
25       parties. A motion further to limit debate is not debatable.

1       A motion to recommit the conference report is not in  
2       order, and it is not in order to move to reconsider the  
3       vote by which the conference report is agreed to or  
4       disagreed to.

5       (c) DECISIONS WITHOUT DEBATE ON MOTION TO  
6       POSTPONE OR PROCEED.—

7           (1) Motions to postpone, made with respect to the  
8       consideration of any concurrent resolution on the budget,  
9       and motions to proceed to the consideration of other busi-  
10      ness, shall be decided without debate.

11           (2) Appeals from the decisions of the Chair re-  
12      lating to the application of the Rules of the House of  
13      Representatives or the Senate, as the case may be, to  
14      the procedure relating to any concurrent resolution on  
15      the budget shall be decided without debate.

16       (d) CONCURRENT RESOLUTION ON THE BUDGET —For  
17      purposes of this title, the term "concurrent resolution on  
18      the budget" means—

19           (1) a concurrent resolution setting forth the con-  
20      gressional budget for the United States Government for  
21      a fiscal year, as provided in section 122,

22           (2) a concurrent resolution reaffirming or revis-  
23      ing the congressional budget for the United States  
24      Government for a fiscal year, as provided in section  
25      123, and

## 4 PART 3—TAX SURCHARGE

5 SEC. 131. TAX SURCHARGE REQUIRED WHERE BUDGET  
6 DEFICIT WILL BE GREATER, OR SURPLUS WILL  
7 BE SMALLER THAN THAT DETERMINED TO BE  
8 APPROPRIATE.

9 (a) GENERAL RULE.—If—

10 (1) the Congress has adopted the concurrent resolution  
11 on the budget referred to in section 123 for the fiscal  
12 year, and

20 then it shall not be in order at any time thereafter in the same  
21 session of the Congress to consider in either the House of Rep-  
22 resentatives or Senate any bill or resolution containing new  
23 budget authority which was allocated in the concurrent  
24 resolution referred to in section 123 for a purpose (but was  
25 not allocated for such purpose in the concurrent resolution

1 referred to in section 122) unless such bill or resolution (or  
2 a prior bill or resolution enacted after the adoption of the  
3 concurrent resolution referred to in section 123) contains a  
4 separate title, the text of which has been approved by the  
5 Committee on Ways and Means or the Committee on Finance  
6 (as the case may be), which imposes a qualified surtax for  
7 such fiscal year.

8 (b) QUALIFIED SURTAX DEFINED.—For purposes of  
9 this section, the term "qualified surtax" means a tax on the  
10 income of individuals and corporations which—

11 (1) is the same percentage of the taxes imposed by  
12 chapter 1 of the Internal Revenue Code of 1954 for both  
13 individuals and corporations, and

14 (2) will increase the aggregate revenues of the  
15 United States by an amount which, on an approximate  
16 basis, is not less than whichever of the following amounts  
17 is applicable:

18 (A) The amount by which the estimated def-  
19 icit is greater than the appropriate deficit for the  
20 fiscal year.

21 (B) The amount by which the estimated sur-  
22 plus is less than the appropriate surplus for the  
23 fiscal year.

24 (C) If there is an estimated deficit and an

1 appropriate surplus for the fiscal year, the sum of  
2 such estimated deficit and appropriate surplus.

3 For purposes of paragraph (2), the estimated deficit or sur-  
4 plus for a fiscal year shall be based on the outlays and esti-  
5 mate of the aggregate revenues of the United States for the  
6 fiscal year set forth in the concurrent resolution described  
7 in subsection (a) (1), and the appropriate deficit or surplus  
8 is the amount of the deficit or surplus determined to be appro-  
9 priate for the fiscal year in such resolution

10 (c) SUBSTITUTION OF OTHER REVENUE MEASURES.—

If, in the case of a bill or resolution being prepared for consideration in the House of Representatives, the Committee on Ways and Means determines it to be appropriate, or, if in the case of a bill or resolution being prepared for consideration in the Senate, the Committee on Finance determines it to be appropriate, another tax measure which, for the fiscal year in question, will raise an amount of revenue approximately equal to that required to be raised by subsection (b) (2) shall be treated as a qualified surtax for purposes of the consideration of that bill or resolution in that House.

21 (d) DE MINIMIS EXCEPTION—This section shall not

22 apply if the percentage required to be imposed by sub-  
23 section (b) (1) is less than 1.

1                   **PART 4—COMPLIANCE WITH RESPECT TO**  
2                   **CONGRESSIONAL BUDGET**

3    **SEC. 141. AMENDMENTS TO CONCURRENT RESOLUTIONS.**

4           (a) **REQUIREMENTS.**—During the consideration in  
5    either House of any concurrent resolution on the budget  
6    (within the meaning of section 126 (d) ), an amendment  
7    shall not be in order unless—

8               (1) it increases or decreases specific amounts set  
9    forth in the concurrent resolution,  
10              (2) it is consistent, and  
11              (3) it meets the requirements of subsections (e)  
12            and (f) .

13           (b) **CONSISTENCY REQUIREMENT FOR AMENDMENT**  
14    **INCREASING BUDGET OUTLAYS.**—For purposes of subsec-  
15    tion (a) , an amendment increasing the amount of any budget  
16    outlay shall be deemed to be consistent only if—

17               (1) it provides for a decrease in specific amounts  
18    set forth in the concurrent resolution for one or more  
19    other items of budget outlay arising out of new budget  
20    authority for the fiscal year, and

21               (2) to the extent the increase is not fully offset  
22    under paragraph (1) , it provides for an increase in  
23    the ceiling on budget outlays.

## 1        (c) CONSISTENCY REQUIREMENT FOR AMENDMENT

2    INCREASING NEW BUDGET AUTHORITY.—For purposes of  
3    subsection (a), an amount increasing the amount of any new  
4    budget authority shall be deemed to be consistent only if—

5                (1) it provides for a decrease in specific amounts  
6    set forth in the concurrent resolution for one or more  
7    other items of new budget authority,

8                (2) to the extent it involves an increase in the  
9    amount of any budget outlay, it provides for a decrease  
10   in specific amounts set forth in the concurrent resolution  
11   for one or more other items of budget outlay arising out  
12   of other new budget authority for the fiscal year, and

13                (3) to the extent any increase is not fully offset  
14   under paragraph (1) or (2), as the case may be, it pro-  
15   vides for an increase in the ceiling on new budget autho-  
16   rity, or an increase in the ceiling on budget outlays, as  
17   the case may be.

## 18        (d) CONSISTENCY REQUIREMENT FOR AMENDMENTS

19    DECREASING CEILINGS OR AMOUNTS.—For purposes of sub-  
20   section (a)—

21                (1) an amendment decreasing the ceiling on new  
22    budget authority or budget outlays, or both, shall be  
23    deemed consistent only if it also makes decreases in one  
24    or more allocations of new budget authority or budget  
25    outlays, as the case may be, in an equal amount, and

6 (e) REQUIREMENT OF ADVANCE PRINTING AND  
7 ANALYSIS.—An amendment meets the requirements of this  
8 subsection only if, at least one day before the floor considera-  
9 tion of such amendment, there has been printed in the Con-  
10 gressional Record—

16 (f) AMENDMENT PROPOSING INCREASE IN CEILING  
17 ON BUDGET OUTLAYS MUST ALSO PROPOSE INCREASE IN  
18 REVENUES OR IN PUBLIC DEBT.—For purposes of this  
19 section, whenever any amendment proposes an increase in  
20 the ceiling on budget outlays, there shall also be proposed an  
21 amendment proposing a corresponding increase in the over-  
22 all level of revenues or in the public debt limit, or a combina-  
23 tion thereof.

24 (g) SERIES OF AMENDMENTS TO BE VOTED ON EN  
25 BLOC.—For purposes of this section, all amendments con-

1 tained in a series of amendments shall be treated as a single  
2 amendment and shall be voted on en bloc.

3 **SEC. 142. LEGISLATION DEALING WITH CONGRESSIONAL**  
4 **BUDGET MUST BE HANDLED BY BUDGET**  
5 **COMMITTEES.**

6 No bill or resolution, and no amendment to any bill or  
7 resolution, dealing with any matter which is within the  
8 jurisdiction of the Committee on the Budget of either House  
9 shall be considered in that House unless it is a concurrent  
10 resolution on the budget (within the meaning of section 125  
11 (d)) which has been reported by the Committee on the  
12 Budget of that House (or from the consideration of which  
13 such committee has been discharged) or unless it is an  
14 amendment to such a concurrent resolution.

15 **SEC. 143. CONCURRENT RESOLUTION ON BUDGET MUST**  
16 **BE ADOPTED BEFORE APPROPRIATIONS, AND**  
17 **CHANGES IN REVENUES AND PUBLIC DEBT**  
18 **LIMIT, ARE MADE.**

19 It shall not be in order in either the House of Repre-  
20 sentatives or the Senate to consider any bill or resolution  
21 (or amendment thereto) which provides—

22 (1) new budget authority for a fiscal year,  
23 (2) an increase or decrease in revenues to become  
24 effective during a fiscal year, or

5 SEC. 144. REQUIREMENTS FOR LEGISLATION AND AMEND-  
6 MENTS PROVIDING NEW BUDGET AUTHORITY.

7 (a) BUDGET AUTHORITY AND OUTLAYS IN EXCESS  
8 OF LIMITATIONS SUBJECT TO POINT OF ORDER.—It shall  
9 not be in order in either the House of Representatives or  
10 the Senate to consider any bill, resolution, or amendment  
11 providing new budget authority for any fiscal year if the  
12 new budget authority so provided, or the outlays resulting  
13 therefrom, would cause any limitation, effective under the  
14 concurrent resolution on the budget for the fiscal year most  
15 recently adopted, to be exceeded.

16 (b) COMMITTEE REPORTS MUST CONTAIN STATE-  
17 MENTS—The committee report accompanying each bill or  
18 resolution providing new budget authority or limiting out-  
19 lays for any fiscal year shall contain—

1       the budget for the fiscal year most recently adopted,  
2       to be exceeded, and

3               (2) a statement indicating whether or not the Leg-  
4       islative Budget Director agrees with the statement made  
5       pursuant to paragraph (1).

6       It shall not be in order to consider in either the House of  
7       Representatives or the Senate any bill or resolution if the  
8       committee report accompanying such bill or resolution does  
9       not comply with this subsection.

10               (c) FLOOR AMENDMENTS MUST BE PRINTED AND  
11       ANALYZED IN ADVANCE.—It shall not be in order in either  
12       the House of Representatives or the Senate to consider any  
13       amendment providing new budget authority or increasing  
14       outlays, unless, at least one day before such amendment is  
15       proposed, there is printed in the Congressional Record—

16               (1) the text of such amendment, and  
17               (2) a statement prepared by the Legislative Budget  
18       Director indicating whether the new budget authority  
19       provided by the amendment, or the outlays resulting  
20       therefrom, or the increased outlays, would cause any lim-  
21       itation, effective under the concurrent resolution on the  
22       budget for the fiscal year most recently adopted, to be  
23       exceeded.

24               (d) ORDER OF VOTING ON AMENDMENTS TO BILLS

1 PROVIDING NEW BUDGET AUTHORITY OR LIMITING OUT-  
2 LAYS.—

3 (1) HOUSE.—Each bill or resolution (other than a  
4 concurrent resolution on the budget) which provides new  
5 budget authority or limits outlays, or both, for any fiscal  
6 year which is being considered in the House of Repre-  
7 sentatives shall, after general debate, be read for amend-  
8 ment; but no amendment shall be debated or voted on  
9 until the bill or resolution has been completely read and  
10 all amendments have been offered. Then, amendments  
11 decreasing new budget authority or outlays, or both, shall  
12 be considered first, and shall be followed by amendments  
13 increasing new budget authority or outlays, or both.

14 (2) SENATE.—During the consideration in the  
15 Senate of any bill or resolution (other than a concurrent  
16 resolution on the budget) providing new budget authori-  
17 ty or limiting outlays, or both, for any fiscal year after  
18 the committee amendments have been disposed of,  
19 amendments decreasing amounts of new budget authority  
20 or outlays, or both, shall have precedence over amend-  
21 ments increasing new budget authority or outlays or  
22 both.

23 (e) LEGISLATION LIMITING OUTLAYS.—Subsections  
24 (b), (c), and (d) shall apply to bills and resolutions limit-

1 ing outlays, and amendments thereto increasing outlays, for  
2 a fiscal year only to the extent that any requirement referred  
3 to in section 145(a) requires such bill or resolution to  
4 specify the amount of outlays which may be made during  
5 such fiscal year.

6 **SEC. 145. BUDGET AUTHORITY LEGISLATION MAY BE**  
7 **REQUIRED TO CONTAIN OUTLAY LIMITATIONS.**

8 (a) **ACTION BY BUDGET COMMITTEES.**—Whenever the  
9 concurrent resolution on the budget referred to in section  
10 121 for a fiscal year so requires (and to the extent provided  
11 in such concurrent resolution)—

12 (1) bills and resolutions providing new budget au-  
13 thority for that fiscal year reported in each House  
14 shall also specify the amount of outlays which may be  
15 made during that fiscal year (both pursuant to the new  
16 budget authority provided by the bill or resolution and  
17 to any other available budget authority) for the pur-  
18 poses for which the new budget authority is provided,

19 (2) legislation shall be reported in each House for  
20 that fiscal year specifying the amount of outlays which  
21 may be made during that fiscal year under permanent  
22 budget authority or budget authority of indefinite du-  
23 ration, and

24 (3) amendments proposed in each House to bills

1        or resolutions providing new budget authority for that  
2        fiscal year which increase or decrease the amount of any  
3        budget authority shall also specify the amount of out-  
4        lays which may be made during that fiscal year pursuant  
5        to the budget authority as so increased or decreased

6            (b) **LEGISLATION FAILING TO COMPLY SUBJECT TO**  
7 **POINT OF ORDER.**—If any requirement referred to in subsection  
8 (a) applies for a fiscal year, it shall not be in order to  
9 consider in either House any bill, resolution, or amendment  
10 which does not comply with such requirement.

11            (c) **LEGISLATION EXCEEDING OUTLAY LIMITATIONS**  
12 **SUBJECT TO POINT OF ORDER**—To the extent that any  
13 requirement referred to in subsection (a) applies to outlays  
14 for a fiscal year, it shall not be in order to consider in either  
15 House any bill, resolution, or amendment which would cause  
16 any limitation (effective under the concurrent resolution for  
17 the fiscal year most recently adopted) on outlays to which  
18 such requirement applies to be exceeded.

19            **PART 5—IMPROVEMENTS IN FISCAL PROCEDURES**

20            **SEC. 151. LIMITATIONS ON NEW PERMANENT BUDGET**  
21            **AUTHORITY.**

22            (a) **GENERAL RULE.**—Beginning with the second ses-  
23 sion of the 93d Congress, it shall not be in order in either  
24 House to consider any bill, resolution, or amendment which

1 provides new permanent budget authority or new budget  
2 authority of indefinite duration, unless—

3 (1) in the case of a bill or resolution, such bill or  
4 resolution has been reported by the Committee on Ap-  
5 propriations of that House, or

6 (2) in the case of an amendment, such amendment  
7 is proposed by the Committee on Appropriations of that  
8 House.

9 (b) EXCEPTION.—Subsection (a) shall not apply to  
10 any bill, resolution, or amendment to the extent that the  
11 new budget authority involves a trust fund described in  
12 section 152 (b) (3).

13 **SEC. 152. LIMITATIONS ON NEW SPENDING AUTHORITY.**

14 (a) LEGISLATION SUBJECT TO POINT OF ORDER.—It  
15 shall not be in order in either the House of Representatives  
16 or the Senate to consider any bill or resolution which pro-  
17 vides new spending authority (or any amendment which  
18 provides new spending authority) unless such bill or reso-  
19 lution, or such amendment, also provides that the new spend-  
20 ing authority is to be effective for any fiscal year only to  
21 such extent or in such amounts as are provided for such  
22 fiscal year in appropriation Acts enacted after the enactment  
23 of such bill or resolution.

24 (b) NEW SPENDING AUTHORITY DEFINED.—For pur-  
25 poses of subsection (a)—

10 (A) to enter into contracts, under which the  
11 United States is obligated to make outlays, which  
12 have not been provided for in advance by appro-  
13 priation Acts.

14 (B) to incur indebtedness, for the repayment  
15 of which the United States is liable (other than in-  
16 debtness incurred under the Second Liberty Bond  
17 Act), which has not been provided for in advance  
18 by appropriation Acts,

(C) to make payments (including loans and grants), which have not been provided for in advance by appropriation Acts, to any person or government if, under the provisions of the law containing such authority, the United States is obligated to make such payments to persons or governments who meet the requirements established by such law, and

14 SEC. 153. REQUIREMENT OF AUTHORIZATIONS BY LEGIS-  
15 LATIVE COMMITTEES BEFORE BEGINNING OF  
16 FISCAL YEAR.

17 (a) LEGISLATION SUBJECT TO POINT OF ORDER.—  
18 Except as provided in subsection (b), it shall not be in  
19 order to consider any bill or resolution (or conference report  
20 thereon) authorizing the enactment of new budget authority  
21 for any fiscal year after such fiscal year has begun.

22 (b) EMERGENCY WAIVER.—

1       spect to any bill, resolution, or conference report, such  
2       committee may report out, and the House may consider  
3       and adopt, a resolution waiving the application of sub-  
4       section (a) in the case of such bill, resolution, or con-  
5       ference report.

14 SEC. 154. JURISDICTION TO CONSIDER AND REPORT LEG-  
15 ISLATION RESCINDING BUDGET AUTHORITY.

16 (a) AMENDMENT OF HOUSE RULES.—Paragraph (a)  
17 of clause 2 of Rule XI of the Rules of the House of Repre-  
18 sentatives is amended by inserting immediately before the  
19 period at the end thereof “and the rescission of appropria-  
20 tions”.

21 (b) AMENDMENT OF SENATE RULES.—Subparagraph  
22 (c) of paragraph 1 of Rule XXV of the Standing Rules of  
23 the Senate is amended by inserting immediately before the  
24 period at the end thereof “and the rescission of appropria-  
25 tions”.

## 1 PART 6—TECHNICAL AND CONFORMING AMENDMENTS

## 2 SEC. 161. AMENDMENTS TO HOUSE RULES.

3       (a) Clause 4 of Rule X of the Rules of the House of  
4 Representatives is amended by adding at the end thereof the  
5 following new sentence: "This clause shall not apply to the  
6 Committee on the Budget."

7       (b) Rule XI of the Rules of the House of Representa-  
8 tives is amended by inserting immediately below clause 21  
9 thereof the following new clause:

10       "21A. The respective areas of legislative jurisdiction  
11 under this rule are modified by title I of the Budget Control  
12 Act of 1973."

13       (c) Subparagraph (4) of paragraph (d) of clause 27 of  
14 Rule XI of the Rules of the House of Representatives is  
15 amended by inserting after "the third calendar day" the fol-  
16 lowing: "or in the case of a concurrent resolution on the  
17 budget reported by the Committee on the Budget, the elev-  
18 enth calendar day".

19       (d) Subparagraph (6) of paragraph (f) of clause 27  
20 of Rule XI of the Rules of the House of Representatives is  
21 amended by inserting immediately before the period at the  
22 end thereof the following: "or to hearings by the Committee  
23 on the Budget on the congressional budget, matters listed  
24 in this rule under such committee, or the operation of the  
25 Budget Control Act of 1973".

1        (f) Paragraph (g) of clause 27 of Rule XI of the Rules  
2    of the House of Representatives is amended by adding at  
3   the end thereof the following new subparagraph:

4        "(5) The preceding provisions of this paragraph con-  
5   cerning hearings on the budget by the Committee on  
6   Appropriations shall have similar application, insofar as  
7   relevant and practicable, to hearings of the Committee on  
8   the Budget described in paragraph (f) (6) of this clause."

9        (g) Paragraph (c) of clause 28 of Rule IX of the  
10   Rules of the House of Representatives is amended by insert-  
11   ing "the Committee on the Budget," immediately after  
12   "the Committee on Appropriations,".

13       (h) Subparagraph (5) of paragraph (a) of clause 29  
14   of Rule XI of the Rules of the House of Representatives is  
15   amended by inserting "and the Committee on the Budget"  
16   immediately before the period at the end thereof.

17       (i) Subparagraph (4) of paragraph (b) of clause 29  
18   of Rule XI of the Rules of the House of Representatives is  
19   amended by inserting "and the Committee on the Budget"  
20   immediately before the period at the end thereof.

21       (j) Clause 31 of Rule XI of the Rules of the House  
22   of Representatives is amended by inserting "the Committee  
23   on the Budget," immediately after "the Committee on  
24   Appropriations,".

25       (k) Paragraph (a) of clause 32 of Rule XI of the Rules

1 of the House of Representatives is amended by inserting  
2 "and the Committee on the Budget" immediately after "the  
3 Committee on Appropriations".

4 **SEC. 162. AMENDMENTS TO STANDING RULES OF THE**  
5 **SENATE.**

6 Paragraph 1 of Rule XXV of the Standing Rules of  
7 the Senate is amended—

8 (1) by inserting after "Government" in subparagraph  
9 (c) " , except as provided in subparagraph (r)  
10 (1) ,";

11 (2) by striking out "Revenue" in subparagraph  
12 (h) 1 and inserting in lieu thereof "Except as provided  
13 in subparagraph (r) (1) , revenue" ;

14 (3) by striking out "The" in subparagraph (h) 2  
15 and inserting in lieu thereof "Except as provided in sub-  
16 paragraph (r) (1) , the" ; and

17 (4) by striking out "Budget" in subparagraph (j)  
18 (1) (A) and inserting in lieu thereof ' Except as pro-  
19 vided in subparagraph (r) (1) , budget" .

20 **SEC. 163. AMENDMENTS TO LEGISLATIVE REORGANIZA-**  
21 **TION ACT OF 1946.**

22 (a) Section 133 of the Legislative Reorganization Act  
23 of 1946 (2 U.S.C. 190a) is amended—

24 (1) by inserting "and the Committee on the Budg-  
25 et" after "Appropriations" in subsection (d) ;

26 (2) by inserting "or in the case of a concurrent res-

1       olution on the budget reported by the Committee on the  
2       Budget, the eleventh calendar day" after "the third cal-  
3       endar day" in the first sentence of subsection (f); and

4               (3) by inserting "or the Committee on the Budget"  
5       after "Appropriations" in subsection (h).

6       (b) Section 133A of such Act (2 U.S.C. 190a-1) is  
7       amended by inserting "and the Committee on the Budget"  
8       after "Appropriations" each place it appears in such section.

9       (c) Section 134 (c) of such Act (2 U.S.C. 190b) is  
10       amended by inserting "or the Committee on the Budget"  
11       after "Appropriations".

12       (d) Section 136 (c) of such Act (2 U.S.C. 190c) is  
13       amended by striking out "Committee on Appropriations of  
14       the Senate and the Committees on Appropriations," and in-  
15       serting in lieu thereof "Committees on Appropriations and  
16       the Budget of the Senate and the Committees on Appropria-  
17       tions, the Budget,".

18       (e) Section 202 of such Act (2 U.S.C. 72a) is amended  
19       by adding at the end thereof the following new subsection:

20               "(k) The preceding subsections of this section shall not  
21       apply to the Committees on the Budget of the House of  
22       Representatives and the Senate."

23       **SEC. 164. AMENDMENTS TO LEGISLATIVE REORGANIZA-**  
24       **TION ACT OF 1970.**

25       (a) Section 232 of the Legislative Reorganization Act  
26       of 1970 (31 U.S.C. 1172) is amended by renumbering para-

1 graphs (2) and (3) as (3) and (4), respectively, and by  
2 inserting after paragraph (1) the following new paragraph:

3           “(2) the Committees on the Budget of the House  
4 and Senate.”.

5           (b) Section 236 of such Act (31 U.S.C. 1176) is  
6 amended by inserting “and the Budget” after “Appropria-  
7 tions” in paragraph (2).

8           (c) Section 242 (a) of such Act (2 U.S.C. 190h) is  
9 amended by inserting “or the Committee on the Budget”  
10 after “Appropriations”.

11           (d) Section 243 of such Act (2 U.S.C. 190i) is  
12 amended by inserting “(a)” immediately after “243” and  
13 by adding at the end thereof the following new subsection:

14           “(b) The provisions of subsection (a) shall also apply  
15 to the Committee on the Budget of the Senate.”

16 **PART 7—RULEMAKING POWER OF HOUSE AND SENATE;**

17           **EFFECTIVE DATE**

18 **SEC. 171. RULEMAKING POWER OF THE HOUSE AND**

19           **SENATE.**

20           The provisions of this title are enacted by the Congress:

21           (1) As an exercise of the rulemaking power of the  
22 House of Representatives and the Senate, respectively,  
23 and as such they shall be considered as part of the rules  
24 of each House, respectively, or of that House to which  
25 they specifically apply; and such rules shall supersede

1 other rules only to the extent that they are inconsistent  
2 therewith; and

3 (2) With full recognition of the constitutional right  
4 of either House to change such rules (so far as relating  
5 to the procedure in such House) at any time, in the same  
6 manner and to the same extent as in the case of any  
7 other rule of such House.

8 **SEC. 172. TWO-THIRDS VOTE REQUIRED TO WAIVE RULES**

9 **OR OVERRULE DECISIONS SUSTAINING POINTS  
10 OF ORDER.**

11 (a) **WAIVER OR SUSPENSION OF RULES.**—Any rule  
12 provided in part 2, 3, 4, or 5 (other than section 153) of  
13 this title may be waived or suspended by the House of Rep-  
14 resentatives or the Senate only by a vote of two-thirds of  
15 the Members voting, a quorum being present.

16 (b) **DECISIONS SUSTAINING POINTS OF ORDER.**—If a  
17 point of order is made in either the House of Representa-  
18 tives or the Senate, and sustained by the Presiding Officer  
19 of that House, that any bill, resolution, amendment, motion,  
20 or other matter is not in order by reason of any rule pro-  
21 vided in this title, the decision of the Presiding Officer may  
22 be overruled only by a vote of two-thirds of the Members  
23 voting, a quorum being present.

24 **SEC. 173. EFFECTIVE DATE.**

25 Parts 2, 3, and 4 and section 153 of this title shall apply

1 only with respect to the fiscal year beginning January 1,  
2 1975, and succeeding fiscal years.

3 **TITLE II—LEGISLATIVE BUDGET DIRECTOR  
4 AND STAFF**

5 **SEC. 201. LEGISLATIVE BUDGET DIRECTOR; STAFF.**

6 (a) The Committee on the Budget of the House of  
7 Representatives and the Committee on the Budget of the  
8 Senate shall have a Joint Legislative Budget Staff, headed  
9 by a Legislative Budget Director. The Legislative Budget  
10 Director shall be appointed by the record vote of a majority  
11 of the members of the Committee on the Budget of each  
12 House. He shall be appointed without regard to political  
13 affiliation and solely on the basis of fitness to perform his  
14 duties. He may be removed only by a record vote of a ma-  
15 jority of the members of the Committee on the Budget of  
16 each House. He shall be paid at a per annum gross rate  
17 equal to the rate of basic pay, as in effect from time to time,  
18 for level III of the Executive Schedule of section 5314 of  
19 title 5, United States Code.

20 (b) With the approval of the chairman of the Com-  
21 mittee on the Budget of each House, the Legislative Budget  
22 Director may—

23 (1) appoint, without regard to political affiliation  
24 and solely on the basis of fitness to perform their  
25 duties, such professional, technical, clerical, and other

1 personnel as may be necessary to carry out the purposes  
2 of this Act,

3 (2) prescribe their duties and responsibilities,

4 (3) fix their pay; and

5 (4) terminate their employment.

6 (c) In carrying out its functions under this Act, the  
7 Joint Legislative Budget Staff may utilize the services, in-  
8 formation, facilities, and personnel of the departments and  
9 establishments of the Government, and may procure the  
10 temporary (not to exceed one year) or intermittent serv-  
11 ices of experts or consultants or organizations thereof by  
12 contract as independent contractors, or in the case of indi-  
13 vidual experts or consultants by employment at rates of pay  
14 not in excess of the daily-equivalent of the highest rate of  
15 basic pay set forth in the General Schedule of section 5332  
16 of title 5, United States Code, including payment of such  
17 rates for necessary traveltme.

18 (d) The expenses of the Joint Legislative Budget Staff  
19 shall be paid from the contingent fund of the House of Rep-  
20 resentatives from funds appropriated for such Staff, upon  
21 vouchers approved by the chairman of the Committee on  
22 the Budget of either House; and for purposes of pay and  
23 employment benefits, rights, and privileges, the employees  
24 of the Joint Staff shall be deemed to be employees of the  
25 House of Representatives.

1    **SEC. 202. ADDITIONAL POWERS TO OBTAIN DATA.**

2                (a) **SECURING OF DATA.**—The Legislative Budget Di-  
3    rector, with the approval of the chairman of the Committee  
4    on the Budget of the House of Representatives or the Senate,  
5    is authorized to secure directly from any executive depart-  
6    ment, office, board, bureau, agency, independent establish-  
7    ment, or instrumentality of the Government, information,  
8    data, estimates, and statistics relating to the functions of the  
9    Joint Legislative Budget Staff.

10               (b) **FURNISHING OF DATA.**—Executive departments,  
11   offices, boards, bureaus, agencies, independent establishments,  
12   and instrumentalities are authorized and directed to furnish  
13   such information, data, estimates, and statistics directly to  
14   the Legislative Budget Director, upon request made pursuant  
15   to this section.

16    **SEC. 203. DUTIES OF THE JOINT LEGISLATIVE BUDGET**17               **STAFF.**

18               (a) The Joint Legislative Budget Staff shall—

19                (1) prepare an analysis of the budget, supplemen-  
20   tary budget summaries and pertinent legislative pro-  
21   posals transmitted by or on behalf of the President to  
22   Congress, and shall include in such analysis an evalua-  
23   tion of:

24                (A) the accuracy and validity of all figures and  
25   projections contained therein;

5 (C) the likely economic effects of proposed  
6 major reductions, terminations, or increases in Fed-  
7 eral programs or taxes;

22 (3) conduct a continuing review of current and  
23 projected economic conditions and estimates of the rela-  
24 tionship of such to Government revenues and expendi-  
25 tures;

10 (C) estimates projected costs of programs  
11 activities for the current year and the succeeding  
12 3 to 5 years;

13 (D) amounts apportioned by the Office of  
14 Management and Budget and amounts impounded,  
15 administratively withheld, temporarily deferred, or  
16 otherwise reserved from obligation;

20 (F) relevant reports of the Comptroller Gen-  
21 eral, the Office of Management and Budget, and  
22 the several agencies and departments.

1 the request of any other committee of the House or  
2 Senate.

3 (b) The Joint Legislative Budget Staff shall develop  
4 methods of using computers and other techniques for the  
5 analysis of information to improve not only the quantitative  
6 but the qualitative evaluation of budgetary requirements.

7 (c) The Joint Legislative Budget Staff shall provide,  
8 upon request, the information, analyses, and evaluations pro-  
9 vided for in this section to the Members and committees of  
10 the Senate and House of Representatives.

93d CONGRESS  
1st Session

**H. R. 9796**

**A BILL**

To reform the budgetary process of the Congress to improve congressional control over the budget and national priorities, to provide for a Legislative Budget Director and staff, and for other purposes

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By Mr. BELL, Mr HINSHAW, Mr McCOLLISTER,  
and Mr STUBBS

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AUGUST 2, 1973

Referred to the Committee on Rules