

§ 251(a)(2)

(2) **ELIMINATING A BREACH.**¹²⁰⁶ — Each non-exempt account¹²⁰⁷ within a category¹²⁰⁸ shall be reduced by a dollar amount calculated by multiplying the baseline¹²⁰⁹ level of sequestrable budgetary resources¹²¹⁰ in that account at that time by the uniform percentage necessary to eliminate a breach within that category; except that the health programs set forth in section 256(e) shall not be reduced by more than 2 percent and the uniform percent applicable to all other programs under this paragraph shall be increased (if necessary) to a level sufficient to eliminate that breach. If, within a category, the discretionary spending limits¹²¹¹ for both new budget authority¹²¹² and outlays¹²¹³ are breached,

¹²⁰⁶(...continued)

AND CONGRESS FOR FISCAL YEAR 1991, H.R. DOC. NO. 102-11, 102d Cong., 1st Sess. (Nov. 9, 1990) (\$395 million, 1.9% sequester in international discretionary budget authority as a result of a drafting error in the H.R. 5114, the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1991, Pub. L. No. 101-513, 104 Stat. 1979); PRESIDENT OF THE U.S., FINAL SEQUESTER ORDER, FISCAL YEAR 1991, H.R. DOC. NO. 102-10, 102d Cong., 1st Sess. (Nov. 9, 1990) (same).

¹²⁰⁶ Section 250(c)(3) defines "breach." *See supra* p. 440.

¹²⁰⁷ Section 250(c)(11) defines "account." *See supra* p. 445.

¹²⁰⁸ Section 250(c)(4) defines "category." *See supra* p. 441.

¹²⁰⁹ Section 250(c) (*see supra* p. 442) defines "baseline" in substantial part by reference to section 257. *See infra* pp. 600-617.

¹²¹⁰ Section 250(c)(6) defines "budgetary resources." *See supra* p. 443.

¹²¹¹ Section 250(c)(1) of Gramm-Rudman-Hollings (*see supra* p. 440) defines "discretionary spending limit" by adopting the definition of section 601(a)(2) of the Congressional Budget Act (*see supra* pp. 301-303) as adjusted under sections 251 and 253 of Gramm-Rudman-Hollings. *See* pp. 475-502, 523-533.

¹²¹² Section 250(c)(1) (*see supra* p. 440) defines "budget authority" and "new budget authority" at least in part by reference to the definitions of section 3(2) of the Congressional Budget Act. *See supra* pp. 11-13.

¹²¹³ Section 250(c)(1) (*see supra* p. 440) defines "outlays" at least in part by reference to the definition of section 3(1) of the Congressional Budget Act. *See supra* p. 11.