
made by the joint explanatory statement accompanying the applicable concurrent resolution on the budget.⁸⁸⁶ In the House of Representatives, the preceding sentence shall not apply with respect to fiscal year 1991.⁸⁸⁷

⁸⁸⁶ By excepting the Appropriations Committee from subparagraph 302(f)(2)(A), the drafters of the Budget Enforcement Act intended that an appropriations bill would be subject to the point of order for exceeding the appropriate subcommittee allocation under section 302(b), but not for exceeding the full committee's allocation under section 302(a). *See supra* note 276. The drafters intended this result notwithstanding this language of section 602(c), which could be read to cause some ambiguity on this point.

⁸⁸⁷ In addition to the point of order applied by this section, section 12(c) of the budget resolution for fiscal year 1994 provides further enforcement:

(c) ENFORCING PAY-AS-YOU-GO. — At any time after the enactment of the reconciliation bill pursuant to section 7 of this resolution, it shall not be in order in the Senate to consider any bill, joint resolution, amendment, motion, or conference report, that would increase the deficit in this resolution for any fiscal year through fiscal year 1998 or would increase the deficit for any other fiscal year through fiscal year 2003, as measured by the sum of —

(1) all applicable estimates of direct spending and receipts legislation applicable to that fiscal year, other than any amounts resulting from —

(A) full funding of, and continuation of, the deposit insurance guarantee commitment in effect on the date of enactment of the Budget Enforcement Act of 1990; and

(B) emergency provisions as designated under section 252(e) of that Act; and

(2) the estimated amount of savings in direct spending programs applicable to that fiscal year resulting from the prior year's sequestration under that Act, if any (except for any amounts sequestered as a result of a net deficit increase in the fiscal year immediately preceding the prior fiscal year).

(d) WAIVER. — This section may be waived or suspended in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(e) APPEALS. — Appeals in the Senate from the decisions of the Chair relating to any provision of this section shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the concurrent resolution, bill, or joint resolution, as the case may be. An

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