

103^D CONGRESS
1ST SESSION

H. R. 159

To grant the power to the President to reduce budget authority.

IN THE HOUSE OF REPRESENTATIVES

Mr. DUNCAN (for himself and Mr. BURTON of Indiana, Mr. SOLOMON, Mr. HALL of Texas, Mr. BACCHUS of Florida, Mr. ARMEY, Mr. HYDE, Mr. HUNTER, Mr. WOLF, Mr. GILLMOR, Mr. OXLEY, Mr. HASTERT, Mr. BARRETT of Nebraska, Mr. NUSSLE, Mr. PETRI, Mr. BUNNING, Mr. GOSS, Mr. BAKER of Louisiana, Mr. ZIMMER, Mr. PARKER, Mr. RAVENEL, Mr. BARTON of Texas, Mr. COBLE, Mr. SMITH of Oregon, Mrs. VUCANOVICH, Mr. HANSEN, Mr. ZELIFF, Mr. RAMSTAD, Mr. SHAYS, Mr. ALLARD, Mr. QUILLEN, Mr. TAYLOR of North Carolina, Mr. HANCOCK, Mr. PAXON, Mr. SUNDQUIST, Mr. BEREUTER, Mr. ROHRABACHER, Mr. DOOLITTLE, Mr. CUNNINGHAM, Mr. COX, Mr. CAMP, Mr. GILCHREST, Mr. KYL, Mr. BATEMAN, Mr. HEFLEY, Mr. SEN-SEN-BRENNER, Mr. MCCREERY, Mr. CONDIT, Mr. WELDON, Mr. DREIER, Mr. ARCHER, Mr. ROTH, Mrs. MEYERS of Kansas, Mr. PACKARD, Mr. BOEHNER, Mr. BLUTE, Mr. FOWLER, Mr. PETE GEREN of Texas, Mr. BACHUS of Alabama, Mr. UPTON, Mr. KASICH, Mr. POMBO, Mr. KING, Mr. SAM JOHNSON of Texas, Mr. LEWIS of Florida, Mr. CASTLE, Mr. STUMP, Mr. CANADY, Mr. SCHIFF, Mrs. JOHNSON of Connecticut, Mr. EMERSON, and Mr. CRAPO) introduced the following bill; which was referred to the Committees on Government Operations and Rules

A BILL

To grant the power to the President to reduce budget authority.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Legislative Line Item
3 Veto Act of 1993”.

4 **SEC. 2. ENHANCEMENT OF SPENDING CONTROL BY THE**
5 **PRESIDENT.**

6 The Impoundment Control Act of 1974 is amended
7 by adding at the end thereof the following new title:

8 “TITLE XI—LEGISLATIVE LINE ITEM VETO
9 RESCISSION AUTHORITY

10 “PART A—LEGISLATIVE LINE ITEM VETO RESCISSION
11 AUTHORITY

12 “GRANT OF AUTHORITY AND CONDITIONS

13 “SEC. 1101. (a) IN GENERAL.—Notwithstanding the
14 provisions of part B of title X and subject to the provisions
15 of part B of this title, the President may rescind all or
16 part of any budget authority, if the President—

17 “(1) determines that—

18 “(A) such rescission would help balance
19 the Federal budget, reduce the Federal budget
20 deficit, or reduce the public debt;

21 “(B) such rescission will not impair any
22 essential Government functions; and

23 “(C) such rescission will not harm the na-
24 tional interest; and

25 “(2)(A) notifies the Congress of such rescission
26 by a special message not later than 20 calendar days

1 (not including Saturdays, Sundays, or holidays)
2 after the date of enactment of a regular or supple-
3 mental appropriations Act or a joint resolution mak-
4 ing continuing appropriations providing such budget
5 authority; or

6 “(B) notifies the Congress of such rescission by
7 special message accompanying the submission of the
8 President’s budget to Congress and such rescissions
9 have not been proposed previously for that fiscal
10 year.

11 The President shall submit a separate rescission message
12 for each appropriations bill under paragraph (2)(A).

13 “(b) RESCISSION EFFECTIVE UNLESS DIS-
14 APPROVED.—(1)(A) Any amount of budget authority re-
15 scinded under this title as set forth in a special message
16 by the President shall be deemed canceled unless during
17 the period described in subparagraph (B), a rescission dis-
18 approval bill making available all of the amount rescinded
19 is enacted into law.

20 “(B) The period referred to in subparagraph (A) is—

21 “(i) a Congressional review period of 20 cal-
22 endar days of session under part B, during which
23 Congress must complete action on the rescission dis-
24 approval bill and present such bill to the President
25 for approval or disapproval;

1 “PART B—CONGRESSIONAL CONSIDERATION OF
2 LEGISLATIVE LINE ITEM VETO RESCISSIONS

3 “PRESIDENTIAL SPECIAL MESSAGE

4 “SEC. 1111. Whenever the President rescinds any
5 budget authority as provided in section 1101, the Presi-
6 dent shall transmit to both Houses of Congress a special
7 message specifying—

8 “(1) the amount of budget authority rescinded;

9 “(2) any account, department, or establishment
10 of the Government to which such budget authority
11 is available for obligation, and the specific project or
12 governmental functions involved;

13 “(3) the reasons and justifications for the de-
14 termination to rescind budget authority pursuant to
15 section 1101(a)(1);

16 “(4) to the maximum extent practicable, the es-
17 timated fiscal, economic, and budgetary effect of the
18 rescission; and

19 “(5) all facts, circumstances, and considerations
20 relating to or bearing upon the rescission and the
21 decision to effect the rescission, and to the maxi-
22 mum extent practicable, the estimated effect of the
23 rescission upon the objects, purposes, and programs
24 for which the budget authority is provided.

1 “TRANSMISSION OF MESSAGES; PUBLICATION

2 “SEC. 1112. (a) DELIVERY TO HOUSE AND SEN-
3 ATE.—Each special message transmitted under sections
4 1101 and 1111 shall be transmitted to the House of Rep-
5 resentatives and the Senate on the same day, and shall
6 be delivered to the Clerk of the House of Representatives
7 if the House is not in session, and to the Secretary of
8 the Senate if the Senate is not in session. Each special
9 message so transmitted shall be referred to the appro-
10 priate committees of the House of Representatives and the
11 Senate. Each such message shall be printed as a document
12 of each House.

13 “(b) PRINTING IN FEDERAL REGISTER.—Any special
14 message transmitted under sections 1101 and 1111 shall
15 be printed in the first issue of the Federal Register pub-
16 lished after such transmittal.

17 “PROCEDURE IN SENATE

18 “SEC. 1113. (a) REFERRAL.—(1) Any rescission dis-
19 approval bill introduced with respect to a special message
20 shall be referred to the appropriate committees of the
21 House of Representatives or the Senate, as the case may
22 be.

23 “(2) Any rescission disapproval bill received in the
24 Senate from the House shall be considered in the Senate
25 pursuant to the provisions of this section.

26 “(b) FLOOR CONSIDERATION IN THE SENATE.—

1 “(1) Debate in the Senate on any rescission dis-
2 approval bill and debatable motions and appeals in
3 connection therewith, shall be limited to not more
4 than 10 hours. The time shall be equally divided be-
5 tween, and controlled by, the majority leader and the
6 minority leader or their designees.

7 “(2) Debate in the Senate on any debatable mo-
8 tion or appeal in connection with such a bill shall be
9 limited to 1 hour, to be equally divided between, and
10 controlled by, the mover and the manager of the bill,
11 except that in the event the manager of the bill is
12 in favor of any such motion or appeal, the time in
13 opposition thereto shall be controlled by the minority
14 leader or his designee. Such leaders, or either of
15 them, may, from the time under their control on the
16 passage of the bill, allot additional time to any Sen-
17 ator during the consideration of any debatable mo-
18 tion or appeal.

19 “(3) A motion to further limit debate is not de-
20 batable. A motion to recommit (except a motion to
21 recommit with instructions to report back within a
22 specified number of days, not to exceed 1, not count-
23 ing any day on which the Senate is not in session)
24 is not in order.

1 “(c) POINT OF ORDER.—(1) It shall not be in order
2 in the Senate or the House of Representatives to consider
3 any rescission disapproval bill that relates to any matter
4 other than the rescission of budget authority transmitted
5 by the President under section 1101.

6 “(2) It shall not be in order in the Senate or the
7 House of Representatives to consider any amendment to
8 a rescission disapproval bill.

9 “(3) Paragraphs (1) and (2) may be waived or sus-
10 pended in the Senate only by a vote of three-fifths of the
11 members duly chosen and sworn.”.

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