House Calendar No. 2

104TH CONGRESS
1ST SESSION

H. J. RES. 1

[Report No. 104–3]

Proposing a balanced budget amendment to the Constitution of the United States.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 1995

Mr. BARTON of Texas, Mr. HYDE, Mr. TATE, Mr. PETE GEREN of Texas, and Mr. HALL of Texas, (for themselves, Mr. ALLARD, Mr. ARMEY, Mr. MICA, Mr. BACHUS, Mr. BAKER of California, Mr. BALLENGER, Mr. BARR, Mr. BARRETT of Nebraska, Mr. BARTLETT of Maryland, Mr. BILIRAKIS, Mr. BLUTE, Mr. BONILLA, Mr. BONO, Mr. BROWNBACK, Mr. BUNNING of Kentucky, Mr. BURR, Mr. BURTON of Indiana, Mr. CALVERT, Mr. CAMP, Mr. CANADY of Florida, Mr. CASTLE, Mr. CHAMBLISS, Mr. CHRISTENSEN, Mr. CHRYSLER, Mr. COBURN, Mr. COLLINS of Georgia, Mr. COMBEST, Mr. COOLEY, Mr. COX, Mr. CRANE, Mr. CREMEANS, Mrs. CUBIN, Mr. CUNNINGHAM, Ms. DANNER, Mr. DORNAN, Mr. DUNCAN, Ms. DUNN of Washington, Mr. EMERSON, Mr. ENGLISH of Pennsylvania, Mr. ENSIGN, Mr. EVERETT, Mr. EWING, Mr. FAWELL, Mr. FLANAGAN, Mr. FOLEY, Mr. FORBES, Mrs. FOWLER, Mr. FOX, Mr. FRELINGHUYSEN, Mr. FRISA, Mr. GANSKE, Mr. GEKAS, Mr. GILCHREST, Mr. GILLMOR, Mr. GOODLATTE, Mr. GOODLING, Mr. GOSS, Mr. GREENWOOD, Mr. GUTKNECHT, Mr. HANCOCK, Mr. HASTERT, Mr. HASTINGS of Washington, Mr. HAYWORTH, Mr. HEINEMAN, Mr. HERGER, Mr. HILLEARY, Mr. HOBSON, Mr. HORN, Mr. HUNTER, Mr. HUTCHINSON, Mr. INGLIS of South Carolina, Mr. ISTOOK, Mr. SAM JOHNSON of Texas, Mr. JONES, Mr. KIM, Mr. KINGSTON, Mr. KNOLLENBERG, Mr. LAHOOD, Mr. LARGENT, Mr. LATHAM, Mr. LATOURETTE, Mr. LEACH, Mr. LEWIS of Kentucky, Mr. LIGHTFOOT, Mr. LINDER, Mr. LOBIONDO, Mr. LUCAS, Mr. MCINTOSH, Mr. MCCOLLUM, Mr. MCCRERY, Ms. MOLINARI, Mrs. MEYERS of Kansas, Mr. MILLER of Florida, Mr. MOORHEAD, Mrs. MYRICK, Mr. NEUMANN, Mr. NUSSLE, Mr. OXLEY, Mr. PACKARD, Mr. POMBO, Mr. PORTMAN, Ms. PRYCE, Mr. RADANOVICH, Mr. QUILLEN, Mr. QUINN, Mr. RIGGS, Mr. ROTH, Mr. ROYCE, Mr. SANFORD, Mr. SAXTON, Mr. SCHAEFER, Mr. SENSENBRENNER, Mr. SHADEGG, Mr.

SHAW, Mr. SHAYS, Mr. SMITH of New Jersey, Mr. SMITH of Texas, Mr. SMITH of Michigan, Mr. SOLOMON, Mr. SPENCE, Mr. STEARNS, Mr. STOCKMAN, Mr. STUMP, Mr. TALENT, Mr. TAUZIN, Mr. TAYLOR of North Carolina, Mr. THORNBERRY, Mr. TIAHRT, Mrs. WALDHOLTZ, Mr. WAMP, Mr. WELDON of Pennsylvania, Mr. WELLER, Mr. WHITFIELD, Mr. WICKER, Mr. ZIMMER, Mr. CRAPO, Mr. KOLBE, Mr. PAXON, Mr. YOUNG of Florida, Mr. COBLE, and Mr. EHRLICH) introduced the following joint resolution; which was referred to the Committee on the Judiciary

JANUARY 18, 1995

Additional sponsors: Mr. ANDREWS, Mr. BAKER of Louisiana, Mr. BLILEY, Mr. BUNN of Oregon, Mr. CALLAHAN, Mr. CHABOT, Mr. DOOLITTLE, Mr. FIELDS of Texas, Mr. FUNDERBURK, Mr. GRAHAM, Mr. HANSEN, Mr. HAYES, Mr. HEFLEY, Mr. HOEKSTRA, Mr. LIVINGSTON, Mr. LAUGHLIN, Mr. LEWIS of California, Mr. LONGLEY, Mr. MANZULLO, Mr. MCKEON, Mr. METCALF, Mr. NEY, Mr. NORWOOD, Mr. PALLONE, Mr. POSHARD, Mr. RAMSTAD, Mr. ROBERTS, Mr. ROHRABACHER, Mr. SALMON, Mr. SCARBOROUGH, Mrs. SEASTRAND, Mrs. SMITH of Washington, Mr. SOUDER, Mrs. VUCANOVICH, Mr. WALKER, and Mr. WELDON of Florida

JANUARY 18, 1995

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the resolving clause and insert the part printed in italic]

JOINT RESOLUTION

Proposing a balanced budget amendment to the Constitution of the United States.

1   *Resolved by the Senate and House of Representatives*

2   *of the United States of America in Congress assembled*

3   *(two-thirds of each House concurring therein),* That the fol-

4   lowing article is proposed as an amendment to the Con-

5   stitution of the United States, which shall be valid to all

6   intents and purposes as part of the Constitution when

7   ratified by the legislatures of three-fourths of the several

1 States within seven years after the date of its submission

2 for ratification:

3   ''ARTICLE —

4   ''SECTION 1. Prior to each fiscal year, Congress shall,

5 by law, adopt a statement of receipts and outlays for such

6 fiscal year in which total outlays are not greater than total

7 receipts. Congress may, by law, amend that statement pro-

8 vided revised outlays are not greater than revised receipts.

9 Congress may provide in that statement for a specific ex-

10 cess of outlays over receipts by a vote directed solely to

11 that subject in which three-fifths of the whole number of

12 each House agree to such excess. Congress and the Presi-

13 dent shall ensure that actual outlays do not exceed the

14 outlays set forth in such statement.

15   ''SECTION 2. No bill to increase receipts shall become

16 law unless approved by a three-fifths majority of the whole

17 number of each House of Congress.

18   ''SECTION 3. Prior to each fiscal year, the President

19 shall transmit to Congress a proposed statement of re-

20 ceipts and outlays for such fiscal year consistent with the

21 provisions of this Article.

22   ''SECTION 4. Congress may waive the provisions of

23 this Article for any fiscal year in which a declaration of

24 war is in effect. The provisions of this Article may be

25 waived for any fiscal year in which the United States faces

1 an imminent and serious military threat to national secu-

2 rity and is so declared by a joint resolution, adopted by

3 a majority of the whole number of each House, which be-

4 comes law.

5 "SECTION 5. Total receipts shall include all receipts

6 of the United States except those derived from borrowing

7 and total outlays shall include all outlays of the United

8 States except those for the repayment of debt principal.

9 "SECTION 6. The amount of Federal public debt as

10 of the first day of the second fiscal year beginning after

11 the ratification of this Article shall become a permanent

12 limit on such debt and there shall be no increase in such

13 amount unless three-fifths of the whole number of each

14 House of Congress shall have passed a bill approving such

15 increase and such bill has become law.

16 "SECTION 7. All votes taken by the House of Rep-

17 resentatives or the Senate under this Article shall be roll-

18 call votes.

19 "SECTION 8. Congress shall enforce and implement

20 this Article by appropriate legislation.

21 "SECTION 9. This Article shall take effect for the fis-

22 cal year 2002 or for the second fiscal year beginning after

23 its ratification, whichever is later.".

24 *That the following article is proposed as an amendment to*

25 *the Constitution of the United States, which shall be valid*

1 *to all intents and purposes as part of the Constitution when*

2 *ratified by the legislatures of three-fourths of the several*

3 *States within seven years after the date of its submission*

4 *for ratification:*

5 *"ARTICLE—*

6 *"SECTION 1. Prior to each fiscal year, Congress shall,*

7 *by law, adopt a statement of receipts and outlays for such*

8 *fiscal year in which total outlays are not greater than total*

9 *receipts. Congress may, by law, amend that statement pro-*

10 *vided revised outlays are not greater than revised receipts.*

11 *Congress may provide in that statement for a specific excess*

12 *of outlays over receipts by a vote directed solely to that sub-*

13 *ject in which three-fifths of the whole number of each House*

14 *agree to such excess. Congress and the President shall ensure*

15 *that actual outlays do not exceed the outlays set forth in*

16 *such statement.*

17 *"SECTION 2. No bill to increase tax revenue shall be-*

18 *come law unless approved by a three-fifths majority of the*

19 *whole number of each House of Congress.*

20 *"SECTION 3. Prior to each fiscal year, the President*

21 *shall transmit to Congress a proposed statement of receipts*

22 *and outlays for such fiscal year consistent with the provi-*

23 *sions of this Article.*

24 *"SECTION 4. Congress may waive the provisions of this*

25 *Article for any fiscal year in which a declaration of war*

1 *is in effect. The provisions of this Article may be waived*

2 *for any fiscal year in which the United States faces an im-*

3 *minent and serious military threat to national security and*

4 *is so declared by a joint resolution, adopted by a majority*

5 *of the whole number of each House, which becomes law.*

6 *"SECTION 5. Total receipts shall include all receipts*

7 *of the United States except those derived from borrowing*

8 *and total outlays shall include all outlays of the United*

9 *States except those for the repayment of debt principal.*

10 *"SECTION 6. The amount of the debt of the United*

11 *States held by the public as of the date this Article takes*

12 *effect shall become a permanent limit on such debt and there*

13 *shall be no increase in such amount unless three-fifths of*

14 *the whole number of each House of Congress shall have*

15 *passed a bill approving such increase and such bill has be-*

16 *come law.*

17 *"SECTION 7. All votes taken by the House of Represent-*

18 *atives or the Senate under this Article shall be rollcall votes.*

19 *"SECTION 8. Congress shall enforce and implement this*

20 *Article by appropriate legislation.*

21 *"SECTION 9. This Article shall take effect for the fiscal*

22 *year 2002 or for the second fiscal year beginning after its*

23 *ratification, whichever is later.".*

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