

105TH CONGRESS
1ST SESSION

S. 1182

To amend the Congressional Budget and Impoundment Control Act of 1974 to limit consideration of nonemergency matters in emergency legislation and permit matter that is extraneous to emergencies to be stricken as provided in the Byrd rule.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 16, 1997

Ms. SNOWE (for herself, Mr. ABRAHAM, and Mr. GRAMM) introduced the following bill; which was read twice and referred jointly pursuant to the order of August 4, 1977, as modified by the order of April 11, 1986, to the Committees on the Budget and Governmental Affairs, with instructions that if one Committee reports, the other Committee have thirty days to report or be discharged

A BILL

To amend the Congressional Budget and Impoundment Control Act of 1974 to limit consideration of nonemergency matters in emergency legislation and permit matter that is extraneous to emergencies to be stricken as provided in the Byrd rule.

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.**

4 This Act may be cited as the “Emergency Spending
5 Control Act of 1997”.

1 **SEC. 2. TREATMENT OF EMERGENCY SPENDING.**

2 (a) **EMERGENCY APPROPRIATIONS.**—Section
3 251(b)(2)(D)(i) of the Balanced Budget and Emergency
4 Deficit Control Act of 1985 is amended by adding at the
5 end the following new sentence: “However, OMB shall not
6 adjust any discretionary spending limit under this clause
7 for any statute that designates appropriations as emer-
8 gency requirements if that statute contains an appropria-
9 tion for any other matter, event, or occurrence, but that
10 statute may contain rescissions of budget authority.”.

11 (b) **EMERGENCY LEGISLATION.**—Section 252(e) of
12 the Balanced Budget and Emergency Deficit Control Act
13 of 1985 is amended by adding at the end the following
14 new sentence: “However, OMB shall not designate any
15 such amounts of new budget authority, outlays, or receipts
16 as emergency requirements in the report required under
17 subsection (d) if that statute contains any other provisions
18 that are not so designated, but that statute may contain
19 provisions that reduce direct spending.”.

20 (c) **NEW POINT OF ORDER.**—Title IV of the Congres-
21 sional Budget Act of 1974 is amended by adding at the
22 end the following new section:

23 “POINT OF ORDER REGARDING EMERGENCIES
24 “SEC. 407. (a) **IN GENERAL.**—It shall not be in order
25 in the House of Representatives or the Senate to consider
26 any bill or joint resolution, or amendment thereto or con-

1 ference report thereon, containing an appropriation or di-
2 rect spending designated as an emergency for purposes of
3 section 251(b)(2)(D) or 252(c) of the Balanced Budget
4 and Emergency Deficit Control Act of 1985 if it also pro-
5 vides an appropriation or direct spending for any non-
6 emergency item or contains any other matter not relevant
7 to the matter designated as an emergency, but that bill
8 or joint resolution, amendment, or conference report may
9 contain rescissions of budget authority or reductions of di-
10 rect spending, or that amendment may reduce amounts
11 for that emergency.

12 “(b) MATTER TO BE STRICKEN.—A point of order
13 may be raised under this section against a provision violat-
14 ing this section as provided for extraneous matter in sub-
15 sections (d) and (e) of section 313.”.

16 (d) CONFORMING AMENDMENT.—The table of con-
17 tents set forth in section 1(b) of the Congressional Budget
18 and Impoundment Control Act of 1974 is amended by in-
19 serting after the item relating to section 407 the following
20 new item:

“Sec. 407. Point of order regarding emergencies.”.

