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Union Calendar No. 417

112TH CONGRESS
2D SESSION

H. R. 5872

[Report No. 112–577]

To require the President to provide a report detailing the sequester required by the Budget Control Act of 2011 on January 2, 2013.

IN THE HOUSE OF REPRESENTATIVES

MAY 31, 2012

Mr. HENSARLING (for himself, Mr. RYAN of Wisconsin, Mr. CHAFFETZ, Mr. SMITH of Texas, Mr. YOUNG of Indiana, Mr. CRAVAACK, Mr. HUIZENGA of Michigan, Mr. RIGELL, Mrs. BLACK, Mr. AKIN, Mr. QUAYLE, Mr. PRICE of Georgia, Mr. MILLER of Florida, Mr. COLE, Mr. WALSH of Illinois, Mr. CALVERT, Mrs. ADAMS, Mr. LANKFORD, Mr. MCKEON, Mr. FARENTHOLD, Mr. WEST, Mr. ROSS of Florida, Mr. KING of Iowa, Mr. LOBIONDO, Mr. TURNER of Ohio, Mr. THORNBERRY, Mr. OLSON, Mr. CANSECO, Mr. LATTA, Mrs. HARTZLER, Mrs. MYRICK, Mr. BRADY of Texas, Mr. ROKITA, Mr. CASSIDY, Mr. CONAWAY, Mr. RIBBLE, Mr. FRANKS of Arizona, Mr. WILSON of South Carolina, Mr. BROOKS, and Mr. GRIFFIN of Arkansas) introduced the following bill; which was referred to the Committee on the Budget

JULY 2, 2012

Additional sponsors: Mr. SCHILLING, Mr. HARRIS, Mr. COFFMAN of Colorado, Mrs. ROBY, Mr. LAMBORN, Mr. NUNNELEE, Mr. KLINE, Mr. SHUSTER, Mr. WOODALL, Mrs. MILLER of Michigan, Mr. HANNA, Mr. SAM JOHNSON of Texas, Mr. MCCLINTOCK, Mr. WALBERG, Mr. WESTMORELAND, Mr. FORBES, and Mr. SCALISE

JULY 2, 2012

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 enacting clause and insert the part printed in italic]

A BILL

To require the President to provide a report detailing the sequester required by the Budget Control Act of 2011 on January 2, 2013.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

~~SECTION 1. SHORT TITLE.~~

~~This Act may be cited as the "Sequestration Transparency Act of 2012".~~

~~SEC. 2. SEQUESTER PREVIEW.~~

~~(a) IN GENERAL.—On July 9, 2012, the President shall submit to Congress a detailed report on the sequestration required to be ordered by paragraphs (7)(A) and (8) of section 251A of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901a) for fiscal year 2013 on January 2, 2013.~~

~~(b) CONTENTS OF REPORT.—The report required by subsection (a) shall include—~~

~~(1) for discretionary appropriations—~~

~~(A) an estimate for each category of the sequestration percentages and amounts necessary to achieve the required reduction; and~~

~~(B)(i) for accounts that are funded pursuant to an enacted regular appropriation bill for fiscal year 2013, an identification of each account to be sequestered and estimates of the level of sequestrable budgetary resources and resulting outlay reductions at the program,~~

~~project, and activity level based upon the enacted level of appropriations; and~~

~~(ii) for accounts that have not been funded pursuant to an enacted regular appropriation bill for fiscal year 2013, an identification of each account to be sequestered and estimates of the level of sequestrable budgetary resources and resulting outlay reductions at the program, project, and activity level based upon the level of appropriations that would be available under a current rate continuing resolution;~~

~~(2) for direct spending—~~

~~(A) an estimate for the defense and nondefense functions based on current law of the sequestration percentages and amount necessary to achieve the required reduction;~~

~~(B) an identification of the reductions required for each nonexempt direct spending account at the program, project, and activity level; and~~

~~(C) an identification of exempt direct spending accounts at the program, project, and activity level; and~~

~~(3) any other data and explanations that enhance public understanding of the sequester and actions to be taken under it.~~

SECTION 1. SHORT TITLE.

This Act may be cited as the "Sequestration Transparency Act of 2012".

SEC. 2. SEQUESTER PREVIEW.

(a) IN GENERAL.—Not later than 30 days after the date of enactment of this Act, the President shall submit to Congress a detailed report on the sequestration required to be ordered by paragraphs (7)(A) and (8) of section 251A of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901a) for fiscal year 2013 on January 2, 2013.

(b) CONTENTS OF REPORT.—The report required by subsection (a) shall include—

(1) for discretionary appropriations—

(A) an estimate for each category of the sequestration percentages and amounts necessary to achieve the required reduction; and

(B)(i) for accounts that are funded pursuant to an enacted regular appropriation bill for fiscal year 2013, an identification of each account to be sequestered and estimates of the level of sequestrable budgetary resources and resulting

reductions at the program, project, and activity level based upon the enacted level of appropriations; and

(ii) for accounts that have not been funded pursuant to an enacted regular appropriation bill for fiscal year 2013, an identification of each account to be sequestered and estimates pursuant to a continuing resolution at a rate of operations as provided in the applicable appropriation Act for fiscal year 2012 of the level of sequestrable budgetary resources and resulting reductions at the program, project, and activity level;

(2) for direct spending—

(A) an estimate for the defense and nondefense functions based on current law of the sequestration percentages and amount necessary to achieve the required reduction; and

(B) an identification of the reductions required for each nonexempt direct spending account at the program, project, and activity level;

(3) an identification of all exempt discretionary accounts and of all exempt direct spending accounts; and

(4) any other data and explanations that enhance public understanding of the sequester and actions to be taken under it.

(c) AGENCY ASSISTANCE.—(1) Upon the request of the Director of the Office of Management and Budget (in assisting the President in the preparation of the report under subsection (a)), the head of each agency, after consultation with the chairs and ranking members of the Committees on Appropriations of the House of Representatives and the Senate, shall promptly provide to the Director information at the program, project, and activity level necessary for the Director to prepare the report under subsection (a).

(2) As used in this subsection, the term "agency" means any executive agency as defined in section 105 of title 5, United States Code.

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