

## HCONRES 95

Establishing the congressional budget for the United States Government for fiscal year 2004 and setting forth appropriate budgetary levels for fiscal years 2003 and 2005 through 2013.

**Congress:** 108 (2003–2005, Ended)

**Chamber:** House

**Policy Area:** Economics and Public Finance

**Introduced:** Mar 17, 2003

**Current Status:** Message on Senate action sent to the House.

**Latest Action:** Message on Senate action sent to the House. (Apr 11, 2003)

**Official Text:** <https://www.congress.gov/bill/108th-congress/house-concurrent-resolution/95>

### Sponsor

**Name:** Rep. Nussle, Jim [R-IA-1]

**Party:** Republican • **State:** IA • **Chamber:** House

### Cosponsors

*No cosponsors are listed for this bill.*

### Committee Activity

Committee	Chamber	Activity	Date
Budget Committee	House	Reported Original Measure	Mar 18, 2003

### Subjects & Policy Tags

#### Policy Area:

Economics and Public Finance

### Related Bills

Bill	Relationship	Last Action
108 SCONRES 23	Related document	<b>Jun 27, 2003:</b> Indefinitely postponed by Senate by Unanimous Consent. (consideration: CR S8849)
108 HJRES 51	Related bill	<b>May 27, 2003:</b> Became Public Law No: 108-24.
108 HRES 191	Procedurally related	<b>Apr 11, 2003:</b> Motion to reconsider laid on the table Agreed to without objection.
108 HRES 151	Procedurally related	<b>Mar 20, 2003:</b> Motion to reconsider laid on the table Agreed to without objection.

Sets forth the congressional budget for the Government for FY 2004, including the appropriate budgetary levels for FY 2003 and for FY 2005 through 2013.

**Title I: Recommended Levels and Amounts** - (Sec. 101) Lists recommended budgetary levels and amounts for FY 2003 through 2013 with respect to: (1) Federal revenues; (2) new budget authority; (3) budget outlays; (4) deficits (on-budget); (5) debt subject to limit; and (6) debt held by the public.

(Sec. 102) Lists recommended Social Security budget authority, revenues, and outlays for FY 2003 through 2013 with respect to the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Trust Fund.

(Sec. 103) Lists the appropriate levels of new budget authority and outlays for specified major functional categories for FY 2003 through 2013.

**Title II: Reconciliation** - (Sec. 201) Directs the House Committee on Ways and Means and the Senate Committee on Finance to report reconciliation bills consisting of changes in laws within their respective jurisdictions sufficient to reduce revenues and increase the total level of outlays by specified amounts.

(Sec. 202) Makes it out of order in the Senate to consider proposed legislation which would cause the total revenue reduction to exceed \$322.524 billion or the total outlays to exceed \$27.476 billion for FY 2003 through 2013, except for the purpose of inserting the text of a Senate-passed measure and requesting a conference with the House of Representatives.

**Title III: Submissions of Findings Providing for the Elimination of Waste, Fraud, and Abuse in Mandatory Programs** - (Sec. 301) Requires specified congressional committees to submit findings that identify changes in law within their jurisdictions that would achieve the specified level of savings through the elimination of waste, fraud, and abuse.

Requires the Comptroller General to submit to the Committees on the Budget a comprehensive report identifying instances in which the committees of jurisdiction may make legislative changes to improve the economy, efficiency, and effectiveness of programs within their jurisdiction.

**Title IV: Reserve Funds and Contingency Procedure - Subtitle A: Reserve Funds for Legislation Assumed in Budget Aggregates** - (Sec. 401) Authorizes the Chairman of the House Committee on the Budget (House Chairman), if the House Committee on Ways and Means or the House Committee on Energy and Commerce reports legislation that provides a prescription drug benefit and modernizes Medicare, and provides adjustments to the Medicare program on a fee-for-service, capitated, or other basis, to revise committee allocations, aggregates, and allocations of budget authority and outlays in this resolution by the amount provided in such legislation to establish a reserve fund of up to: (1) \$7 billion in new budget authority and \$7 billion in outlays for FY 2004; and (2) \$400 billion in new budget authority and \$400 billion in outlays for FY 2004 through 2013.

Requires a separate allocation, which shall be the exclusive allocation, to the appropriate committees for Medicare for FY 2004 and for the total of FY 2004 through 2013.

Authorizes the Chairman of the Senate Committee of the Budget, if the Committee on Finance of the Senate reports legislation that strengthens and enhances the Medicare Program and improves the access of beneficiaries to prescription drugs or promotes geographic equity payments, to revise appropriate budgetary aggregates and committee allocations of new budget authority and outlays in this resolution by the amount provided in such legislation to establish a reserve fund

of up to: (1) \$7 billion in new budget authority and \$7 billion in outlays for FY 2004; and (2) \$400 billion in new budget authority and \$400 billion in outlays for FY 2004 through 2013.

(Sec. 402) Authorizes the appropriate chairman of the Committee on the Budget, if the Committee on Energy and Commerce of the House or the Committee on Finance of the Senate reports legislation that modernizes Medicaid, to revise appropriate budgetary aggregates and committee allocations of new budget authority and outlays in this resolution by the amount provided in such legislation (if it would not increase the deficit over FY 2004 through 2013) to establish a reserve fund of up to: (1) \$3.258 billion in new budget authority and outlays for FY 2004; (2) \$8.944 billion in new budget authority and outlays for FY 2004 through 2008; and (3) \$12.782 billion in budget authority and outlays for FY 2004 through 2010 if the legislation would not increase the deficit over FY 2004 through 2013.

(Sec. 403) Authorizes the Chairman of the appropriate Committee on the Budget, if the Committee on Energy and Commerce of the House or the Committee on Finance of the Senate reports legislation that extends the availability of FY 1998 and 1999 expired State Children's Health Insurance Program (SCHIP) allotments and the expiring FY 2000 allotments, to revise appropriate budget aggregates and committee allocations of budget authority and outlays in this resolution by the amount provided in such legislation to establish a reserve fund of up to: (1) \$1.26 billion in new budget authority and \$85 million in outlays for FY 2003; (2) \$690 million in new budget authority and \$760 million in outlays for FY 2004 through 2008; and (3) \$565 million in new budget authority and \$890 million in outlays for FY 2004 through 2013.

(Sec. 404) Authorizes the Chairman of the House Committee on the Budget, if the appropriate committee of jurisdiction reports legislation that establishes a program to accelerate the research, development, and purchase of biomedical threat countermeasures (bioshield), and new budget authority for such a program is provided in one specified way or another, to revise committee allocations, aggregates, and allocations of budget authority and outlays in this resolution by the amount provided in such legislation to establish a reserve fund of up to: (1) \$890 million in new budget authority and outlays for FY 2004; and (2) \$3.418 billion in new budget authority and outlays for FY 2004 through 2008; or (3) if a measure is reported granting new discretionary authority to carry out such program, \$890 million in new budget authority and outlays for FY 2004. Limits the total revision for FY 2004 to \$890 million in new budget authority and outlays.

Authorizes the Chairman of the Senate Committee on the Budget, if the Senate Committee on Health, Education, Labor, and Pensions reports legislation that provides for the Department of Homeland Security to procure countermeasures necessary to protect the public health from current and emerging threats of chemical, biological, radiological, or nuclear agents for inclusion by the Secretary of Health and Human Services in the Strategic National Stockpile, and provides new budget authority and outlays for such, to revise appropriate budgetary aggregates and committee allocations of new budget authority and outlays in this resolution by the amount provided in such legislation to establish a reserve fund of up to: (1) \$890 million in new budget authority and \$575 million in outlays for FY 2004; and (2) \$5.593 billion in new budget authority and \$5.593 billion in outlays for FY 2004 through 2013.

(Sec. 405) Authorizes the appropriate chairman of the Committee on the Budget, if the committee of jurisdiction in the House or the Committee on Finance of the Senate reports legislation that provides health insurance for the uninsured (and tax deductions for specified others), to revise allocations of new budget authority and outlays in this resolution by the amount provided in such legislation to establish a reserve fund of up to: (1) \$28.457 billion for FY 2004 through 2008; and (2) \$49.965 billion for FY 2004 through 2013.

(Sec. 406) Authorizes the appropriate chairman of the Committee on the Budget, if the Committee on Energy and Commerce of the House or the Committee on Finance of the Senate reports legislation that provides States with the

option to expand Medicaid coverage for children with special needs, to revise committee allocations for that committee and other appropriate budgetary aggregates and allocations of new budget authority and outlays in this resolution by the amount provided in such legislation to establish a reserve fund of up to: (1) \$43 million in new budget authority and \$42 million in outlays for FY 2004; (2) \$1.627 billion in new budget authority and \$1.566 billion in outlays for FY 2004 through 2008; and (3) \$7.462 billion in new budget authority and \$7.261 billion in outlays for FY 2004 through 2013.

**Subtitle B: Contingency Procedure** - (Sec. 411) Authorizes the chairman of the appropriate Committee on the Budget to revise committee allocations, aggregates, and allocations of budget authority and outlays in this resolution by the amount provided in such legislation, with specified limitations, if the Committee on Transportation and Infrastructure of the House or the Committee on Environment and Public Works, the Committee on Banking, Housing and Urban Affairs, or the Committee on Commerce, Science, and Transportation of the Senate reports legislation that provides new budget authority for accounts in the highway and transit categories in specified amounts and the amount of excess is offset by a reduction in mandatory outlays or receipts to the Highway Trust Fund.

Authorizes the appropriate chairman of the Committee on the Budget to increase the allocation of outlays for the particular fiscal year for the appropriate committee by the amount of outlays corresponding to such excess obligation limitations if such committee reports a measure, or other specified legislative action is taken, establishing obligation limitations in excess of \$39.684 billion for FY 2004, or \$40.788 billion for FY 2005, for certain highway and transit programs, projects, and activities, if legislation has been enacted that satisfies specified conditions of this subtitle.

Declares the intent of Congress that the increase in new budget authority and outlays above the baseline assumed for highways and highway safety in section 103 of this resolution is derived from the resources available to the Highway Trust Fund.

**Subtitle C: Adjustments to Fiscal Year 2003 Levels** - (Sec. 421) Requires the appropriate adjustments in the allocations and aggregates of new budget authority and outlays to reflect the difference between such measure and the corresponding levels assumed in this resolution, if legislation making supplemental appropriations for FY 2003 is enacted before May 1, 2003.

**Title V: Budget Enforcement** - (Sec. 501) Sets forth prohibitions on advance congressional appropriations for FY 2004 and 2005. Allows advance appropriations for FY 2005 and 2006 for specified accounts identified in the joint explanatory statement accompanying this resolution, but only in an aggregate of up to \$23.158 billion in new budget authority. Provides for specified advanced appropriations for FY 2006.

(Sec. 502) Enables Congress, if in the absence of an extension of the discretionary spending limits and PAYGO requirements under the Balanced Budget and Emergency Deficit Control Act of 1985, to designate provisions of legislation as an emergency (meeting specified criteria) in order to exempt such measures from enforcement of this resolution with respect to the new budget authority, outlays, and receipts resulting from them.

(Sec. 503) Continues the supermajority enforcement requirements of the Congressional Budget Act of 1974 as a Senate rule through FY 2008.

(Sec. 504) Establishes specified discretionary spending limits in the Senate.

(Sec. 505) Revises provisions concerning the Pay-As-You-Go point of order rule in the Senate to: (1) extend its application through FY 2008; and (2) exclude from "direct-spending legislation" and "revenue legislation" any concurrent resolution on the budget or any legislation that affect the full funding of, and continuation of, the deposit insurance

guarantee commitment.

(Sec. 506) Requires all House budgetary legislation, as well as the joint explanatory statement accompanying the conference report on any concurrent resolution on the budget, to include in its estimated levels of new budget authority and total outlays, or allocations, any discretionary amounts provided for the Social Security Administration.

(Sec. 507) Sets forth requirements for application of allocations and adjustments made pursuant to this resolution.

(Sec. 508) Requires the appropriate chairman of the Committee on the Budget to make adjustments to the levels and allocations in this resolution upon the enactment of legislation providing a change in concepts or definitions.

**Title VI: Sense of the Senate** - (Sec. 601) Expresses the sense of the Senate that rates of compensation for civilian employees of the United States should be adjusted at the same time, and in the same proportion, as rates of compensation for members of the uniformed services.

(Sec. 602) Expresses the sense of the Senate that the levels in this resolution assume that within the discretionary allocation provided to the Committee on Appropriations the maximum Pell Grant award should be raised to the maximum extent practicable.

(Sec. 603) Expresses the sense of the Senate that the Senate: (1) should develop a long-term drought plan that effectively recognizes the recurring nature of drought cycles and adequately supports emergency and disaster assistance to livestock and agricultural producers hurt by drought; and (2) establish an agricultural reserve to fund these activities.

(Sec. 604) Expresses the sense of the Senate that: (1) the President, Congress, and the American people should work together to enact legislation to achieve a solvent and permanently sustainable Social Security system; and (2) Social Security reform must protect current and near retirees from any changes to Social Security benefits, reduce the pressure on future taxpayers and other budgetary priorities, provide benefit levels that adequately reflect individual contributions to the Social Security System, and preserve and strengthen the safety net for vulnerable populations.

(Sec. 605) Expresses the sense of the Senate that the functional totals in this resolution assume that any legislation enacted to provide economic growth for the United States should include at least \$30 billion for State fiscal relief over the next 18 months, of which at least half should be provided through a temporary increase in the Federal medical assistance percentage (FMAP).

(Sec. 606) Expresses the sense of the Senate that a commission should be established to review Federal domestic agencies and programs to provide Congress with recommendations to realign or eliminate Government agencies and programs that are duplicative, wasteful, inefficient, outdated, or irrelevant, or have failed to accomplish their intended purpose.

(Sec. 607) Expresses the sense of the Senate that the Senate should only consider legislation that increases highway spending if the legislation changes highway user fees to pay for such increased spending.

(Sec. 608) Expresses the sense of the Senate that the Congressional Budget Office shall consult with the Committee on the Budget of the Senate in order to prepare a report containing: (1) an estimate of the unfunded liabilities of the Federal Government; (2) an estimate of the contingent liabilities of Federal programs; and (3) an accrual-based estimate of the current and future cost of Federal programs.

(Sec. 609) Expresses the sense of the Senate that the functional totals in this resolution assume that: (1) expanded

access to health care coverage throughout the United States is a top priority for national policymaking; and (2) a significant portion of such expanded health care coverage funds should be dedicated to expanding access to health care coverage so that fewer individuals are uninsured and fewer individuals are likely to become uninsured.

(Sec. 610) Expresses the sense of the Senate that the Corps of Engineers requires additional funding to perform its vital functions and that the budgetary totals in this resolution assume that the level of funding provided for programs of the Corps will not be reduced below current baseline spending levels.

(Sec. 611) Expresses the sense of the Senate that Congress has recognized the importance of Native American health and has enacted and increased by 500 percent the funding for a program of research for the prevention and treatment of diabetes, a major disease in the Native American community.

(Sec. 612) Expresses the sense of the Senate that if tax relief measures are enacted in accordance with the assumptions in the budget resolution in this session of Congress, such legislation should include incentives to help rural communities attract individuals to live and work and to start and grow a business in those communities.

(Sec. 613) Expresses the sense of the Senate that children's graduate medical education should be funded at \$305 million.

(Sec. 614) Expresses the sense of the Senate that the funding levels in this resolution assume that the programs authorized under the Crime Identification Technology Act of 1998 will be fully funded at the levels authorized for FY 2004 through 2007.

(Sec. 615) Expresses the sense of the Senate that the functional totals in this resolution assume that \$20 million from funds designated for travel and administrative expenses from drug interdiction activities should be used for service-oriented targeted grants for the utilization of substances that block the craving for heroin and that are newly approved for such use by the Food and Drug Administration.

(Sec. 616) Expresses the sense of the Senate that the President should negotiate a free trade agreement with the United Kingdom.

## Actions Timeline

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- **Apr 11, 2003:** Rule H. Res. 191 passed House.
- **Apr 11, 2003:** Mr. Nussle brought up conference report H. Rept. 108-71 for consideration under the provisions of H. Res. 191. (consideration: CR 4/10/2003 H3194-3230, H3268, H3291-3298)
- **Apr 11, 2003:** DEBATE - The House proceeded with one hour of debate on the Conference Report.
- **Apr 11, 2003:** The previous question was ordered without objection.
- **Apr 11, 2003:** Conference report agreed to in House: On agreeing to the conference report Agreed to by the Yeas and Nays: 216 - 211 (Roll no. 141).
- **Apr 11, 2003:** On agreeing to the conference report Agreed to by the Yeas and Nays: 216 - 211 (Roll no. 141).
- **Apr 11, 2003:** Conference papers: Senate report and manager's statement and message on House action held at the desk in Senate.
- **Apr 11, 2003:** Conference report considered in Senate by Unanimous Consent. (consideration: CR S5266-5293, S5295-5316)
- **Apr 11, 2003:** Conference report agreed to in Senate: Senate agreed to conference report by Yea-Nay Vote. 51 - 50. Record Vote Number: 134.
- **Apr 11, 2003:** Senate agreed to conference report by Yea-Nay Vote. 51 - 50. Record Vote Number: 134.
- **Apr 11, 2003:** Message on Senate action sent to the House.
- **Apr 10, 2003:** Conference report filed: Conference report H. Rept. 108-71 filed.(text of conference report: CR H3194-3230)
- **Apr 10, 2003:** Conference report H. Rept. 108-71 filed. (text of conference report: CR H3194-3230)
- **Apr 10, 2003:** Rules Committee Resolution H. Res. 191 Reported to House. Rule provides for consideration of the conference report to H. Con. Res. 95. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read and shall be debatable for one hour.
- **Apr 1, 2003:** Mr. Nussle asked unanimous consent that the House disagree to the Senate amendment, and agree to a conference. (consideration: CR H2542-2553)
- **Apr 1, 2003:** On motion that the House disagree to the Senate amendment, and agree to a conference Agreed to without objection.
- **Apr 1, 2003:** Mr. Spratt moved that the House instruct conferees. (consideration: CR H2542-2553; text: CR H2542)
- **Apr 1, 2003:** DEBATE - The House proceeded with one hour of debate on the Spratt motion to instruct conferees on H. Con. Res. 95. The instructions contained in the motion seek to require the managers on the part of of the House to eliminate the reconciliation instruction to the Committee on Agriculture, the Committee on Education and the Workforce, the Committee on Energy and Commerce, the Committee on Transportation and Infrastructure, the Committee on Veterans' Affairs, and the Committee on Ways and Means contained in section 201(b) of the House resolution; (2) to recede to the Senate on section 319 (entitled "Reserve Fund to Strengthen Social Security") of the Senate amendment; and (3) to adjust the revenue levels by the amounts needed to offset the cost of the instructions set forth in paragraphs (1) and (2), without resulting in any increase in the deficit or reduction in surplus for any fiscal year covered by the resolution.
- **Apr 1, 2003:** The previous question was ordered without objection.
- **Apr 1, 2003:** On motion that the House instruct conferees Agreed to by the Yeas and Nays: 399 - 22 (Roll No. 95).
- **Apr 1, 2003:** Motion to reconsider laid on the table Agreed to without objection.
- **Apr 1, 2003:** The Speaker appointed conferees for consideration of the House concurrent resolution and the Senate amendment, and modifications committed to conference: Nussle, Shays, and Spratt.
- **Mar 31, 2003:** Message on Senate action sent to the House.
- **Mar 26, 2003:** Measure laid before Senate by unanimous consent. (consideration: CR S4422)
- **Mar 26, 2003:** Senate struck all after the Resolving Clause and substituted the language of S.Con.Res. 23 amended.
- **Mar 26, 2003:** Passed/agreed to in Senate: Resolution agreed to in Senate in lieu of S.Con.Res.23 with an amendment by Unanimous Consent.(text: CR 3/31/2003 S4579-4589)
- **Mar 26, 2003:** Resolution agreed to in Senate in lieu of S.Con.Res.23 with an amendment by Unanimous Consent. (text: CR 3/31/2003 S4579-4589)
- **Mar 26, 2003:** Senate insists on its amendment, asks for a conference, appoints conferees Nickles; Domenici; Grassley; Gregg; Conrad; Hollings; Sarbanes.
- **Mar 26, 2003:** See also S.Con.Res. 23.
- **Mar 21, 2003:** Considered as unfinished business. (consideration: CR 3/20/2003 H2171-2227, H2251-2262)

- **Mar 21, 2003:** GENERAL DEBATE - The Committee of the Whole proceeded with twenty minutes of additional general debate on H. Con. Res. 95.
- **Mar 21, 2003:** The House rose from the Committee of the Whole House on the state of the Union to report H. Con. Res. 95.
- **Mar 21, 2003:** The previous question was ordered pursuant to the rule.
- **Mar 21, 2003:** Passed/agreed to in House: On agreeing to the resolution Agreed to by the Yeas and Nays: 215 - 212 (Roll no. 82).(text: CR 3/20/2003 H2171-2182)
- **Mar 21, 2003:** On agreeing to the resolution Agreed to by the Yeas and Nays: 215 - 212 (Roll no. 82). (text: CR 3/20/2003 H2171-2182)
- **Mar 21, 2003:** Motion to reconsider laid on the table Agreed to without objection.
- **Mar 21, 2003:** Received in the Senate. Placed on Senate Legislative Calendar under General Orders. Calendar No. 48.
- **Mar 20, 2003:** Rule H. Res. 151 passed House.
- **Mar 20, 2003:** Considered under the provisions of rule H. Res. 151. (consideration: CR H2145-2170)
- **Mar 20, 2003:** Rule provides for consideration of H. Con. Res. 95 with 3 hours of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Provides for three hours of general debate with two hours equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget and one hour on economic goals and policies equally divided and controlled by Representative Saxton and Representative Stark. Specified amendments are in order. Provides that the amendment in the nature of a substitute specified in part A of the Rules Committee report accompanying the resolution shall be considered as adopted in the House and in the Committee of the Whole. Makes in order only those amendments printed in part B of the Rules Committee report which may be offered only in the order printed in the report, may be offer...
- **Mar 20, 2003:** House resolved itself into the Committee of the Whole House on the state of the Union pursuant to H. Res. 151 and Rule XXIII.
- **Mar 20, 2003:** The Speaker designated the Honorable Paul E. Gillmor to act as Chairman of the Committee.
- **Mar 20, 2003:** GENERAL DEBATE - The Committee of the Whole proceeded with 3 hours of general debate on H. Con. Res. 95.
- **Mar 20, 2003:** DEBATE - Pursuant to the provisions of H. Res. 151, the Committee of the Whole proceeded with one hour of debate on the Hill amendment in the nature of a substitute.
- **Mar 20, 2003:** DEBATE - Pursuant to the provisions of H. Res. 151, the Committee of the Whole proceeded with one hour of debate on the Toomey amendment in the nature of a substitute.
- **Mar 20, 2003:** DEBATE - Pursuant to the provisions of H. Res. 151, the Committee of the Whole proceeded with one hour of debate on the Cummings amendment in the nature of a substitute.
- **Mar 20, 2003:** DEBATE - Pursuant to the provisions of H. Res. 151, the Committee of the Whole proceeded with one hour of debate on the Spratt amendment in the nature of a substitute.
- **Mar 20, 2003:** Committee of the Whole House on the state of the Union rises leaving H. Con. Res. 95 as unfinished business.
- **Mar 19, 2003:** Rules Committee Resolution H. Res. 151 Reported to House. Rule provides for consideration of H. Con. Res. 95 with 3 hours of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Provides for three hours of general debate with two hours equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget and one hour on economic goals and policies equally divided and controlled by Representative Saxton and Representative Stark. Specified amendments are in order. Provides that the amendment in the nature of a substitute specified in part A of the Rules Committee report accompanying the resolution shall be considered as adopted in the House and in the Committee of the Whole. Makes in order only those amendments printed in part B of the Rules Committee report which may be offered only in the order printed in the report, may be offer...
- **Mar 17, 2003:** Introduced in House
- **Mar 17, 2003:** The House Committee on The Budget reported an original measure, H. Rept. 108-37, by Mr. Nussle.
- **Mar 17, 2003:** The House Committee on The Budget reported an original measure, H. Rept. 108-37, by Mr. Nussle.
- **Mar 17, 2003:** Placed on the Union Calendar, Calendar No. 25.