

SCONRES 70

An original concurrent resolution setting forth the congressional budget for the United States Government for fiscal year 2009 and including the appropriate budgetary levels for fiscal years 2008 and 2010 through 2013.

Congress: 110 (2007–2009, Ended)

Chamber: Senate

Policy Area: Economics and Public Finance

Introduced: Mar 7, 2008

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

Latest Action: Message on Senate action sent to the House. (Jun 5, 2008)

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Sponsor

Name: Sen. Conrad, Kent [D-ND]

Party: Democratic • **State:** ND • **Chamber:** Senate

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Budget Committee	Senate	Reported Original Measure	Mar 7, 2008

Subjects & Policy Tags

Policy Area:

Economics and Public Finance

Related Bills

Bill	Relationship	Last Action
110 HRES 1214	Procedurally related	May 21, 2008: Motion to reconsider laid on the table Agreed to without objection.
110 HCONRES 312	Procedurally related	May 14, 2008: Pursuant to the provisions of H. Res. 1190, H. Con. Res. 312 is laid on the table.
110 HRES 1190	Related bill	May 14, 2008: Motion to reconsider laid on the table Agreed to without objection.

Sets forth the congressional budget for the federal government for FY2009, including the appropriate budgetary levels for FY2008 and FY2010-FY2013.

Title I: Recommended Levels and Amounts - (Sec. 101) Lists recommended budgetary levels and amounts, for FY2008-FY2013, 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 the appropriate levels of new budget authority, outlays, and administrative expenses for Social Security, U.S. Postal Service discretionary administrative expenses, and specified major functional categories for FY2008-FY2013.

Title II: Reserve Funds - Subtitle A: House Reserve Funds - (Sec. 201) Creates certain deficit-neutral reserve funds, subject to specified conditions, for legislation concerning: (1) the State Children's Health Insurance Program (SCHIP); (2) America's veterans and servicemembers; (3) education benefits for servicemembers, veterans, and their families; (4) infrastructure investment; (5) renewable energy and energy efficiency; (6) middle-income tax relief and economic equity; (7) alternative minimum tax revision; (8) higher education; (9) affordable housing; (10) Medicare improvements; (11) health care quality, effectiveness, and efficiency; (12) Medicaid and other programs; (13) a 9/11 health program; (14) trade adjustment assistance (TAA) and unemployment insurance modernization; (15) county payments legislation; (16) San Joaquin River restoration and Navajo Nation Water Rights settlements; (17) the National Park Centennial Fund; (18) child support enforcement; and (19) children and families.

(Sec. 220) Authorizes the Chairman of the House Committee on the Budget, for FY2009-FY2013, to increase the revenue aggregates by \$340.570 billion for such fiscal years, if the House adopts legislation: (1) increasing the deficit; or (2) reducing the surplus for FY2008-FY2013 or for FY2008-FY2018 and decreasing total revenues for FY2009-FY2013 below the Congressional Budget Office (CBO) baseline for this budget resolution.

Subtitle B: Senate Reserve Funds - (Sec. 221) Provides for certain deficit-neutral reserve funds, subject to certain conditions, for legislation for: (1) strengthening and stimulating the American economy and providing economic relief to American families; (2) improving education; (3) investing in America's infrastructure; (4) investing in clean energy, preserving the environment, and providing for certain settlements; (5) enhancing certain health benefits America's veterans and servicemembers; (6) enhancing certain education benefits for servicemembers, veterans, and their families; (7) improving America's health; (8) revising the alternative minimum tax (AMT); (9) revising judicial pay and judgeships; (10) improving immigration enforcement and reform; (11) financing development of science parks; (12) terminating deductions from mineral revenue payments to states; (13) increasing use of recovery audits; (14) enhancing food safety; (15) establishing a demonstration project for state Medicaid coverage of low-income HIV-infected individuals; (16) reducing the income threshold for the refundable child tax credit, and other selected tax relief policies; and (17) establishing a 9/11 health program.

Title III: Budget Enforcement - Subtitle A: House Enforcement Provisions - (Sec. 301) Provides for adjustments to discretionary spending limits, budgetary aggregates, and allocations for: (1) continuing disability reviews and Supplemental Security Income (SSI) redeterminations by the Social Security Administration (SSA); (2) Internal Revenue Service (IRS) tax compliance; (3) the health care fraud and abuse control program; and (4) unemployment insurance improper payments reviews.

Provides that, if legislation is adopted that makes appropriations for FY2008 or FY2009 for overseas deployments and

related activities, then the allocation to the House Committee on Appropriations may be adjusted up to the amounts of budget authority and new outlays provided in this resolution for such fiscal year. Exempts from certain requirements of the Congressional Budget Act of 1974 (CBA) any appropriations for such deployments and activities that exceed such budget authority.

Exempts from certain CBA requirements any new budget authority and outlays resulting from adoption of legislation that makes emergency appropriations for nondefense discretionary spending.

Directs the Chairman of the House Committee on the Budget to make appropriate adjustments in allocations and aggregates to reflect the difference between any supplemental FY2008 appropriations and the corresponding levels assumed in this resolution.

(Sec. 302) Prohibits House legislation that would require advance appropriations, except for certain FY2010 or FY2011 programs, projects, activities, or accounts.

Subtitle B: Senate Enforcement Provisions - (Sec. 311) Requires the Director of CBO to prepare for each bill and joint resolution reported from committee (including amendments and conference reports), except measures within the Senate Committee on Appropriations' jurisdiction, an estimate of whether the measure would cause, relative to current law, a net increase in deficits in excess of \$5 billion in any of the four consecutive 10-year periods beginning with the first fiscal year that is a decade after the budget year provided for in the most recently adopted budget resolution.

Makes it out of order to consider in the Senate any legislation that would cause such a net increase in deficits in such periods.

Permits waiver or suspension of such prohibition, or successful appeals from rulings of the Chair, only by an affirmative vote of three-fifths (60) of the Senate.

(Sec. 312) Makes it out of order to consider in the Senate any legislation that would cause the discretionary spending limits in this section to be exceeded.

Permits waiver or suspension of such prohibition, or successful appeals from rulings of the Chair, only by an affirmative vote of three-fifths (60) of the Senate.

Extends Senate discretionary spending limits for FY2008-FY2009.

Provides for adjustments to discretionary spending limits, budgetary aggregates, and allocations for: (1) continuing disability reviews and Supplemental Security Income (SSI) redeterminations for the Social Security Administration (SSA); (2) Internal Revenue Service (IRS) tax enforcement; (3) health care fraud and abuse control; (4) unemployment insurance improper payments reviews; (5) adjustments for overseas deployments and other activities; and (6) supplemental appropriations for FY2008 and FY2009, if such legislation is enacted.

(Sec. 313) Makes it out of order to consider in the Senate any legislation that would require advanced appropriations other than for: (1) any FY2010-FY2011 programs, projects, activities, or accounts identified in the accompanying joint explanatory statement of managers, but only in an aggregate of up to \$28.852 billion in new budget authority in each year; and (2) the Corporation for Public Broadcasting.

Permits waiver or suspension of such prohibition, or successful appeals from rulings of the Chair, only by an affirmative vote of three-fifths (60) of the Senate.

(Sec. 314) Makes it out of order to consider in the Senate any legislation which includes a provision that constitutes a change in mandatory programs producing net costs that would have been estimated as affecting direct spending or receipts under the Balanced Budget and Emergency Deficit Control Act of 1985 (Gramm-Rudman-Hollings Act) were they included in non-appropriations legislation.

Subjects such a provision to a point of order if: (1) it would increase budget authority in at least one of the nine fiscal years that follow the budget year and over the total of the budget year and the nine ensuing fiscal years; (2) it would increase net outlays over the total period of such ensuing fiscal years; and (3) the sum total of all changes in mandatory programs in the legislation would increase such net outlays.

Permits waiver or suspension of such prohibition, or successful appeals from rulings of the Chair, only by an affirmative vote of three-fifths (60) of the Senate.

(Sec. 315) Makes it out of order to consider in the Senate any legislation (except measures within the Committee on Appropriation's jurisdiction) that would cause a net increase in the deficit in excess of \$10 billion in any fiscal year provided for in the most recently adopted budget resolution unless it is fully offset over all fiscal years provided for in such resolution.

Permits waiver or suspension of such prohibition, or successful appeals from rulings of the Chair, only by an affirmative vote of three-fifths (60) of the Senate.

Subtitle C: Other Provisions - (Sec. 321) Requires all House and Senate committees to: (1) review programs within their jurisdiction to root out waste, fraud, and abuse in program spending, giving particular scrutiny to issues raised by Government Accountability Office (GAO) reports; and (2) recommend, based on these oversight efforts and committee performance reviews, improved governmental performance in annual views and estimates reports to the appropriate Committee on the Budget.

(Sec. 322) Requires the joint explanatory statement accompanying the conference report on any budget resolution in the House or Senate to include in its allocations to the appropriate Committee on Appropriations amounts for the discretionary administrative expenses of the SSA and of the Postal Service.

Title IV: Policy - (Sec. 401) Declares the policy of the House of Representatives on: (1) middle-income tax relief; and (2) defense priorities.

Title V: Sense of the Senate and Congress - Subtitle A: Sense of the Senate - (Sec. 501) Expresses the sense of the Senate on Medicaid administrative regulations.

Subtitle B: Sense of Congress - (Sec. 511) Expresses the sense of Congress on: (1) servicemembers' and veterans' health care and other priorities; (2) homeland security; (3) long-term fiscal reform; (4) waste, fraud, and abuse; (5) extension of the statutory PAYGO rule; (6) long-term budgeting; (7) affordable health coverage; (8) pay parity; (9) subprime lending and foreclosures; (10) the need to maintain and build upon efforts to fight hunger; (11) the importance of child support enforcement; and (12) the Innovation Agenda of the President's Council on Innovation and Competitiveness under the America COMPETES Act.

Actions Timeline

- **Jun 5, 2008:** Mr. Spratt brought up conference report H. Rept. 110-659 for consideration under the provisions of H. Res. 1214. (consideration: CR H4989-5001)
- **Jun 5, 2008:** DEBATE - The House proceeded with one hour debate on the conference report to accompany S. Con. Res. 70.
- **Jun 5, 2008:** The previous question was ordered without objection. (consideration: CR H5001)
- **Jun 5, 2008:** POSTPONED PROCEEDINGS - At the conclusion of debate on the conference report to accompany S.Con.Res.70 the yeas and nays were ordered. The Chair postponed further proceedings on the conference report to accompany S.Con.Res. 70 until later in the legislative day.
- **Jun 5, 2008:** The House proceeded to consider the conference report H.Rept. 110-659 as unfinished business. (consideration: CR H5003)
- **Jun 5, 2008:** Conference report agreed to in House: On agreeing to the conference report Agreed to by the Yeas and Nays: 214 - 210 (Roll no. 382).(consideration: CR H5003)
- **Jun 5, 2008:** Motions to reconsider laid on the table Agreed to without objection.
- **Jun 5, 2008:** On agreeing to the conference report Agreed to by the Yeas and Nays: 214 - 210 (Roll no. 382). (consideration: CR H5003)
- **Jun 5, 2008:** Message on Senate action sent to the House.
- **Jun 4, 2008:** Pursuant to the order of the Senate of June 3, 2008, the Senate voted on adoption of the conference report to accompany S.Con.Res. 70.
- **Jun 4, 2008:** Conference report agreed to in Senate: Senate agreed to conference report by Yea-Nay Vote. 48 - 45. Record Vote Number: 142.(consideration: CR S5005-5008)
- **Jun 4, 2008:** Senate agreed to conference report by Yea-Nay Vote. 48 - 45. Record Vote Number: 142. (consideration: CR S5005-5008)
- **Jun 3, 2008:** Conference papers: Senate report and manager's statement held at the desk in Senate.
- **May 21, 2008:** Rule H. Res. 1214 passed House.
- **May 20, 2008:** Conference report filed: Conference report H. Rept. 110-659 filed.(text of conference report: CR H4217-4278)
- **May 20, 2008:** Conference report H. Rept. 110-659 filed. (text of conference report: CR H4217-4278)
- **May 20, 2008:** Conference committee actions: Conferees agreed to file conference report.
- **May 20, 2008:** Conferees agreed to file conference report.
- **May 20, 2008:** Rules Committee Resolution H. Res. 1214 Reported to House. Rule provides for consideration of the conference report to S. Con. Res. 70 with 1 hour of general debate. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.
- **May 16, 2008:** Message on Senate action sent to the House.
- **May 15, 2008:** Senate disagreed to House amendment and agreed to request for conference. (consideration: CR S4247-4267; text: CR S4247-4248)
- **May 15, 2008:** Motion by Senator Gregg to instruct Senate conferees made in Senate. (consideration: CR S4248-4251, S4263-4264; text: CR S4248)
- **May 15, 2008:** Motion by Senator Kyl to instruct Senate conferees made in Senate. (consideration: CR S4251-4253; text: CR S4251)
- **May 15, 2008:** Motion by Senator DeMint to instruct Senate conferees made in Senate. (consideration: CR S4253-4255, S4265-4266; text: CR S4253)
- **May 15, 2008:** Motion by Senator Boxer to instruct Senate conferees made in Senate. (consideration: CR S4255-4257, S4264-4265; text: CR S4255)
- **May 15, 2008:** Motion by Senator Gregg to instruct Senate conferees made in Senate. (consideration: CR S4257-4258, S4267; text: CR S4257)
- **May 15, 2008:** Motion by Senator Gregg to instruct Senate conferees made in Senate. (consideration: CR S4258; text: CR S4258)
- **May 15, 2008:** Motion by Senator Vitter to instruct Senate conferees made in Senate. (consideration: CR S4258-4260, S4266-4267; text: CR S4258-4259)
- **May 15, 2008:** Motion by Senator Conrad to instruct Senate conferees made in Senate. (consideration: CR S4261-4263; text: CR S4261)
- **May 15, 2008:** Motion by Senator Gregg to instruct Senate conferees made in Senate. (consideration: CR S4263; text:

- **May 15, 2008:** Motion by Senator Gregg to instruct Senate conferees to insist on the inclusion in the final conference report the point of order against the consideration of a budget resolution in the Senate that does not contain a section regarding gross federal debt disclosure as contained in section 223 of the concurrent resolution as passed by the Senate, and further, that the conferees be instructed to include a debt disclosure section in the final conference report that itemizes the overall debt increase and the per person debt increase assumed by the final conference report agreed to in Senate by Voice Vote.
- **May 15, 2008:** Motion by Senator Gregg to instruct Senate conferees to insist that the final conference report include the individual points of order that empowers the Senate to prevent future budget resolutions from raiding Social Security; enforces transparency during Senate consideration of the congressional budget by requiring disclosure of the gross federal debt held by the nation; strengthens the integrity of the reconciliation process; and provides an additional tool to thwart any net increase in deficits in the long term (four ten year periods after 2018), as contained in sections 226, 223/224, 202 and 201, respectively, of the concurrent resolution as passed by the Senate agreed to in Senate by Unanimous Consent.
- **May 15, 2008:** Motion by Senator Gregg to instruct Senate conferees rejected in Senate by Yea-Nay Vote. 44 - 51. Record Vote Number: 131.
- **May 15, 2008:** Motion by Senator Conrad to instruct Senate conferees to insist that the revenue levels in the resolution include the cost of providing relief from the Alternative Minimum Tax in 2008, so that the number of taxpayers affected by the AMT does not increase and thereby more than 20 million middle-class families would be protected from paying higher taxes; to insist on the Senate position of providing for the extension of expiring and expired tax relief that has been routinely extended in past years, including tax relief such as the research and experimentation tax credit, the deduction for state and local sales taxes, the deduction for classroom expenses, the deduction for qualified education expenses, the incentive for the charitable IRA rollover, the combat pay earned income tax credit, and various energy tax incentives; and, insist that every effort should be made to offset the cost of these policies by closing the tax gap, shutting down abusive tax shelters, addressing offshore tax havens, and without raising taxes agreed to in Senate by Voice Vote.
- **May 15, 2008:** Motion by Senator Kyl to instruct Senate conferees to reject the House amendment that assumes \$110 billion in tax increases as a result of having to offset the extension of tax policies that expired at the end of 2007 and will expire at the end of 2008 (including the AMT patch, the research and experimentation tax credit, the state and local sales tax deduction, the combat pay earned income tax credit, education tax credits, and the alternative energy tax credits) and insist that the final conference report include in the recommended levels and amounts in Title I reductions in revenues commensurate with extending these tax policies without offsetting tax increases agreed to in Senate by Voice Vote.
- **May 15, 2008:** Motion by Senator Gregg to instruct Senate conferees to insist on the inclusion in the final conference report section 311 of S. Con. Res. 70, the deficit neutral reverse fund to improve energy efficiency and production, as passed by the Senate, and that such section include an additional requirement that the legislation also encourages the removal of existing barriers to building new zero-emission nuclear power plants in the United States agreed to in Senate by Voice Vote.
- **May 15, 2008:** Motion by Senator Boxer to instruct Senate conferees that no legislation providing for new mandates on greenhouse gas emissions should be enacted until it effectively addresses imports from China, India and other nations that have no similar emissions programs agreed to in Senate by Yea-Nay Vote. 55 - 40. Record Vote Number: 132.
- **May 15, 2008:** Motion by Senator DeMint to instruct Senate conferees rejected in Senate by Yea-Nay Vote. 34 - 61. Record Vote Number: 133.
- **May 15, 2008:** Motion by Senator Vitter to instruct Senate conferees rejected in Senate by Yea-Nay Vote. 44 - 51. Record Vote Number: 134.
- **May 15, 2008:** Motion by Senator Gregg to instruct Senate conferees rejected in Senate by Yea-Nay Vote. 47 - 48. Record Vote Number: 135.
- **May 15, 2008:** Senate appointed conferees. Conrad; Murray; Wyden; Gregg; Domenici.
- **May 14, 2008:** Considered under the provisions of rule H. Res. 1190. (consideration: CR H3828-3846, H3856-3857)
- **May 14, 2008:** Rule provides for consideration of S. Con. Res. 70 and H. Con. Res. 312. Measure will be considered read. The rule adopts as an amendment in the nature of a substitute consisting of the text H. Con. Res. 312 as adopted by the House, adopts S. Con. Res. 70, as amended, and provides that the House insists on its amendment and requests a conference with the Senate.
- **May 14, 2008:** The House struck all after the resolving clause and inserted in lieu thereof the provisions of a similar measure H. Con. Res. 312. Agreed to without objection.

- **May 14, 2008:** Passed/agreed to in House: On agreeing to the resolution Agreed to without objection.(text: CR H3828-3846)
- **May 14, 2008:** On agreeing to the resolution Agreed to without objection. (text: CR H3828-3846)
- **May 14, 2008:** On motion that the House insist upon its amendment, and request a conference Agreed to without objection. (consideration: CR H3828)
- **May 14, 2008:** Mr. Ryan (WI) moved that the House instruct conferees.
- **May 14, 2008:** The House proceeded with one hour of debate on the Ryan(WI) motion to instruct conferees on S. Con. Res. 70. The instructions contained in the motion seek to require the managers on the part of the House to increase negative budget authority and outlays in section 101(19), function 920(Allowances) of the House amendment, by \$2.02 billion over the period of fiscal years 2009 through 2013.
- **May 14, 2008:** The previous question was ordered without objection. (consideration: CR H3854)
- **May 14, 2008:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Ryan(WI) motion to instruct conferees on S.Con.Res. 70, the Chair put the question on the adoption of the motion to instruct conferees and the yeas had prevailed. Mr. Ryan(WI) demanded the yeas and nays and the Chair postponed further proceedings on the question of adoption of the motion to instruct conferees until later in the legislative day.
- **May 14, 2008:** Message on House action received in Senate and at desk: House amendment to Senate bill and House requests a conference.
- **May 14, 2008:** On motion that the House instruct conferees Failed by the Yeas and Nays: 185 - 229 (Roll no. 321). (consideration: CR H3856-3857)
- **May 14, 2008:** Motion to reconsider laid on the table Agreed to without objection.
- **May 14, 2008:** The Speaker appointed conferees: Spratt, DeLauro, Edwards, Ryan (WI), and Barrett (SC).
- **Mar 31, 2008:** Received in the House.
- **Mar 31, 2008:** Message on Senate action sent to the House.
- **Mar 31, 2008:** Held at the desk.
- **Mar 14, 2008:** Passed/agreed to in Senate: Resolution agreed to in Senate with amendments by Yea-Nay Vote. 51 - 44. Record Vote Number: 85.(text: CR 3/31/2008 S2238-2250)
- **Mar 14, 2008:** Resolution agreed to in Senate with amendments by Yea-Nay Vote. 51 - 44. Record Vote Number: 85. (text: CR 3/31/2008 S2238-2250)
- **Mar 13, 2008:** Considered by Senate. (consideration: CR S2036-2067, CR 3/14/2008 S2069-2118)
- **Mar 12, 2008:** Considered by Senate. (consideration: CR S1916, S1917-1992, S2029-2032)
- **Mar 11, 2008:** Considered by Senate. (consideration: CR S1832-1839, S1839-1869, S1895-1909)
- **Mar 10, 2008:** Measure laid before Senate by unanimous consent. (consideration: CR S1791-1814)
- **Mar 7, 2008:** Introduced in Senate
- **Mar 7, 2008:** Committee on the Budget. Original measure reported to Senate by Senator Conrad. Without written report.
- **Mar 7, 2008:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 612. (text of measure as introduced: CR S1747-1754)