

117TH CONGRESS  
2D SESSION

# H. RES. 1151

Providing for budget allocations, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2022

Mr. YARMUTH submitted the following resolution; which was referred to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## RESOLUTION

Providing for budget allocations, and for other purposes.

1       *Resolved,*

2       **SECTION 1. BUDGET MATTERS.**

3       (a) FISCAL YEAR 2023.—For the purpose of enforce-  
4 ing the Congressional Budget Act of 1974 (2 U.S.C. 621  
5 et seq.) for fiscal year 2023, the allocations, aggregates,  
6 and other budgetary levels provided for in subsection (b)  
7 shall apply in the House of Representatives in the same  
8 manner as for a concurrent resolution on the budget for  
9 fiscal year 2023 with appropriate budgetary levels for fis-  
10 cal year 2023 and for fiscal years 2024 through 2032.

1 (b) COMMITTEE ALLOCATIONS, AGGREGATES, AND  
2 LEVELS.—The chair of the Committee on the Budget  
3 shall submit a statement for publication in the Congres-  
4 sional Record as soon as practicable containing—

5 (1) committee allocations for the Committee on  
6 Appropriations for fiscal year 2023 for new discre-  
7 tionary budget authority of \$1,602,901,000,000 and  
8 the outlays flowing therefrom, and for current law  
9 mandatory budget authority and outlays, for the  
10 purpose of enforcing section 302 of the Congres-  
11 sional Budget Act of 1974 (2 U.S.C. 633);

12 (2) for all committees other than the Com-  
13 mittee on Appropriations, committee allocations for  
14 fiscal year 2023 and for the period of fiscal years  
15 2023 through 2032 consistent with the most recent  
16 baseline of the Congressional Budget Office, as ad-  
17 justed, to the extent practicable, for the budgetary  
18 effects of any provision of law enacted during the  
19 period beginning on the date such baseline is issued  
20 and ending on the date of submission of such state-  
21 ment, for the purpose of enforcing section 302 of the  
22 Congressional Budget Act of 1974 (2 U.S.C. 633);

23 (3) aggregate spending levels for fiscal year  
24 2023 in accordance with the allocations established  
25 under paragraphs (1) and (2), for the purpose of en-

1 forcing section 311 of the Congressional Budget Act  
2 of 1974 (2 U.S.C. 642); and

3 (4) aggregate revenue levels for fiscal year 2023  
4 and for the period of fiscal years 2023 through 2032  
5 consistent with the most recent baseline of the Con-  
6 gressional Budget Office, as adjusted, to the extent  
7 practicable, for the budgetary effects of any provi-  
8 sion of law enacted during the period beginning on  
9 the date such baseline is issued and ending on the  
10 date of submission of such statement, for the pur-  
11 pose of enforcing section 311 of the Congressional  
12 Budget Act of 1974 (2 U.S.C. 642).

13 (c) ADJUSTMENTS.—The chair of the Committee on  
14 the Budget may adjust the allocations, aggregates, and  
15 other budgetary levels included in the statement referred  
16 to in subsection (b)—

17 (1) to reflect changes resulting from the Con-  
18 gressional Budget Office’s updates to its baseline for  
19 fiscal years 2023 through 2032;

20 (2) upon the enactment of a bill or joint resolu-  
21 tion providing for a change in concepts or defini-  
22 tions; or

23 (3) for any bill, joint resolution, amendment, or  
24 conference report by the amounts provided in such  
25 measure if such measure would not increase the def-

1        icit for either of the following time periods: fiscal  
2        year 2023 to fiscal year 2027 or fiscal year 2023 to  
3        fiscal year 2032.

4        (d) APPLICABILITY OF SECTION 251 ADJUSTMENTS  
5 TO DISCRETIONARY SPENDING LIMITS.—Except as ex-  
6 pressly provided otherwise, the adjustments provided by  
7 section 251(b) of the Balanced Budget and Emergency  
8 Deficit Control Act of 1985 (2 U.S.C. 901(b)) shall not  
9 apply to allocations, aggregates, and other budgetary lev-  
10 els established pursuant to this resolution.

11        (e) EMERGENCY REQUIREMENTS.—(1) If a bill, joint  
12 resolution, amendment, or conference report contains a  
13 provision providing new budget authority and outlays or  
14 reducing revenue, and a designation of such provision as  
15 an emergency requirement, the chair of the Committee on  
16 the Budget shall not count the budgetary effects of such  
17 provision for any purpose in the House.

18                (2)(A) A proposal to strike a designation under  
19 paragraph (1) shall be excluded from an evaluation  
20 of budgetary effects for any purpose in the House.

21                (B) An amendment offered under subparagraph  
22 (A) that also proposes to reduce each amount appro-  
23 priated or otherwise made available by the pending  
24 measure that is not required to be appropriated or

1 otherwise made available shall be in order at any  
2 point in the reading of the pending measure.

3 (f) ADJUSTMENT FOR DISASTER RELIEF.—The chair  
4 of the Committee on the Budget may adjust the alloca-  
5 tions, aggregates, and other budgetary levels included in  
6 the statement referred to in subsection (b) as follows:

7 (1) IN GENERAL.—If a bill, joint resolution,  
8 amendment, or conference report making discre-  
9 tionary appropriations for fiscal year 2023 specifies  
10 an amount that Congress designates as being for  
11 disaster relief, the adjustment for fiscal year 2023  
12 shall be the total of such appropriations for fiscal  
13 year 2023 designated as being for disaster relief, but  
14 not to exceed the total of—

15 (A) the average over the previous 10 fiscal  
16 years (excluding the highest and lowest fiscal  
17 years) of the sum of the funding provided for  
18 disaster relief (as that term is defined on the  
19 date immediately before March 23, 2018);

20 (B) 5 percent of the total appropriations  
21 provided in the previous 10 fiscal years, net of  
22 any rescissions of budget authority enacted in  
23 the same period, with respect to amounts pro-  
24 vided for major disasters declared pursuant to  
25 the Robert T. Stafford Disaster Relief and

Emergency Assistance Act (42 U.S.C. 5121 et seq.) and designated by the Congress as an emergency; and

(C) the cumulative net total of the unused carryover for fiscal year 2018 and all subsequent fiscal years, where the unused carryover for each fiscal year is calculated as the sum of the amounts in subparagraphs (A) and (B) less the enacted appropriations for that fiscal year that have been designated as being for disaster relief.

(2) DEFINITION.—As used in this subsection, the term “disaster relief” means activities carried out pursuant to a determination under section 102(2) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122(2)).

(g) ADJUSTMENT FOR WILDFIRE SUPPRESSION.—

The chair of the Committee on the Budget may adjust the allocations, aggregates, and other budgetary levels included in the statement referred to in subsection (b) as follows:

(1) IN GENERAL.—If a bill, joint resolution, amendment, or conference report making discretionary appropriations for fiscal year 2023 specifies an amount for wildfire suppression operations in the

1 Wildland Fire Management accounts at the Depart-  
 2 ment of Agriculture or the Department of the Inte-  
 3 rior, then the adjustment shall be the additional new  
 4 budget authority specified in such measure as being  
 5 for wildfire suppression operations for fiscal year  
 6 2023, but shall not exceed \$2,550,000,000.

7 (2) DEFINITIONS.—As used in this subsection,  
 8 the terms “additional new budget authority” and  
 9 “wildfire suppression operations” have the meanings  
 10 specified in subclauses (I) and (II), respectively, of  
 11 section 251(b)(2)(F)(ii) of the Balanced Budget and  
 12 Emergency Deficit Control Act of 1985 (2 U.S.C.  
 13 901(b)(2)(F)(ii)(I) and (II)).

14 (h) ADJUSTMENT FOR HEALTH CARE FRAUD AND  
 15 ABUSE CONTROL.—The chair of the Committee on the  
 16 Budget may adjust the allocations, aggregates, and other  
 17 budgetary levels included in the statement referred to in  
 18 subsection (b) as follows:

19 (1) IN GENERAL.—If a bill, joint resolution,  
 20 amendment, or conference report making discre-  
 21 tionary appropriations for fiscal year 2023 specifies  
 22 an amount for the health care fraud abuse control  
 23 program at the Department of Health and Human  
 24 Services (75–8393–0–7–571), then the adjustment  
 25 shall be the additional new budget authority speci-

1       fied in such measure for such program for fiscal  
2       year 2023, but shall not exceed \$576,000,000.

3           (2) DEFINITION.—As used in this subsection,  
4       the term “additional new budget authority” means  
5       the amount provided for fiscal year 2023, in excess  
6       of \$323,000,000, in a bill, joint resolution, amend-  
7       ment, or conference report making discretionary ap-  
8       propriations and specified to pay for the costs of the  
9       health care fraud and abuse control program.

10       (i) ADJUSTMENT FOR CONTINUING DISABILITY RE-  
11       VIEWS AND REDETERMINATIONS.—The chair of the Com-  
12       mittee on the Budget may adjust the allocations, aggre-  
13       gates, and other budgetary levels included in the state-  
14       ment referred to in subsection (b) as follows:

15           (1) IN GENERAL.—If a bill, joint resolution,  
16       amendment, or conference report making discre-  
17       tionary appropriations for fiscal year 2023 specifies  
18       an amount for continuing disability reviews under ti-  
19       tles II and XVI of the Social Security Act (42  
20       U.S.C. 401 et seq., 1381 et seq.), for the cost associ-  
21       ated with conducting redeterminations of eligibility  
22       under title XVI of the Social Security Act, for the  
23       cost of co-operative disability investigation units, and  
24       for the cost associated with the prosecution of fraud  
25       in the programs and operations of the Social Secu-



1        rity Administration by Special Assistant United  
2        States Attorneys, then the adjustment shall be the  
3        additional new budget authority specified in such  
4        measure for such expenses for fiscal year 2023, but  
5        shall not exceed \$1,511,000,000.

6            (2) DEFINITIONS.—As used in this sub-  
7        section—

8            (A) the term “continuing disability re-  
9        views” means continuing disability reviews  
10       under sections 221(i) and 1614(a)(4) of the So-  
11       cial Security Act (42 U.S.C. 421(i),  
12       1382c(a)(4)), including work-related continuing  
13       disability reviews to determine whether earnings  
14       derived from services demonstrate an individ-  
15       ual’s ability to engage in substantial gainful ac-  
16       tivity;

17           (B) the term “redetermination” means re-  
18       determination of eligibility under sections  
19       1611(c)(1) and 1614(a)(3)(H) of the Social Se-  
20       curity Act (42 U.S.C. 1382(c)(1),  
21       1382c(a)(3)(H)); and

22           (C) the term “additional new budget au-  
23       thority” means the amount provided for fiscal  
24       year 2023, in excess of \$288,000,000, in a bill,  
25       joint resolution, amendment, or conference re-

port and specified to pay for the costs of continuing disability reviews, redeterminations, cooperative disability investigation units, and fraud prosecutions under the heading “Limitation on Administrative Expenses” for the Social Security Administration.

(j) ADJUSTMENT FOR REEMPLOYMENT SERVICES AND ELIGIBILITY ASSESSMENTS.—The chair of the Committee on the Budget may adjust the allocations, aggregates, and other budgetary levels included in the statement referred to in subsection (b) as follows:

(1) IN GENERAL.—If a bill, joint resolution, amendment, or conference report making discretionary appropriations for fiscal year 2023 specifies an amount for grants to States under section 306 of the Social Security Act (42 U.S.C. 506) for claimants of regular compensation, as defined in such section, including those who are profiled as most likely to exhaust their benefits, then the adjustment shall be the additional new budget authority specified in such measure for such grants for fiscal year 2023, but shall not exceed \$258,000,000.

(2) DEFINITIONS.—As used in this subsection, the term “additional new budget authority” means the amount provided for fiscal year 2023, in excess

1 of \$117,000,000, in a bill, joint resolution, amend-  
2 ment, or conference report making discretionary ap-  
3 propriations and specified to pay for grants to  
4 States under section 306 of the Social Security Act  
5 (42 U.S.C. 506) for claimants of regular compensa-  
6 tion, as defined in such section, including those who  
7 are profiled as most likely to exhaust their benefits.

8 (k) BUDGETARY TREATMENT OF ADMINISTRATIVE  
9 EXPENSES.—

10 (1) IN GENERAL.—Notwithstanding section  
11 302(a)(1) of the Congressional Budget Act of 1974  
12 (2 U.S.C. 633(a)(1)), section 13301 of the Budget  
13 Enforcement Act of 1990 (2 U.S.C. 632 note), and  
14 section 2009a of title 39, United States Code, the  
15 statement filed pursuant to subsection (b) shall in-  
16 clude in an allocation under section 302(a) of the  
17 Congressional Budget Act of 1974 (2 U.S.C. 633(a))  
18 to the Committee on Appropriations of amounts for  
19 the discretionary administrative expenses of the So-  
20 cial Security Administration and the United States  
21 Postal Service.

22 (2) SPECIAL RULE.—For purposes of enforcing  
23 section 302(f) of the Congressional Budget Act of  
24 1974 (2 U.S.C. 633(f)), estimates of the level of  
25 total new budget authority and total outlays pro-

1 vided by a measure shall include any discretionary  
 2 amounts described in paragraph (1).

3 **SEC. 2. APPLICATION.**

4 (a) BUDGETARY ADJUSTMENTS.—The chair of the  
 5 Committee on the Budget may make appropriate budg-  
 6 etary adjustments of new budget authority and the outlays  
 7 flowing therefrom pursuant to the adjustment authorities  
 8 provided by section 1.

9 (b) APPLICATION AND EFFECT OF CHANGES IN AL-  
 10 LOCATIONS, AGGREGATES, AND OTHER BUDGETARY LEV-  
 11 ELS.—

12 (1) APPLICATION.—Any adjustments of alloca-  
 13 tions, aggregates, and other budgetary levels made  
 14 pursuant to this resolution shall—

15 (A) apply while that measure is under con-  
 16 sideration;

17 (B) take effect upon the enactment of that  
 18 measure; and

19 (C) be published in the Congressional  
 20 Record as soon as practicable.

21 (2) EFFECT OF CHANGED ALLOCATIONS, AG-  
 22 GREGATES, AND OTHER BUDGETARY LEVELS.—Re-  
 23 vised adjustments of allocations, aggregates, and  
 24 other budgetary levels resulting from these adjust-  
 25 ments shall be considered for the purposes of the

1 Congressional Budget Act of 1974 (2 U.S.C. 621 et  
2 seq.) as the adjustments of allocations, aggregates,  
3 and other budgetary levels contained in this resolu-  
4 tion.

5 (3) BUDGET COMMITTEE DETERMINATIONS.—  
6 For purposes of this resolution, adjustments of allo-  
7 cations, aggregates, and other budgetary levels shall  
8 be determined on the basis of estimates made by the  
9 chair of the Committee on the Budget.

10 **SEC. 3. LIMITATION ON ADVANCE APPROPRIATIONS.**

11 (a) IN GENERAL.—Except as provided in subsection  
12 (b), any general appropriation bill or bill or joint resolu-  
13 tion continuing appropriations, or amendment thereto or  
14 conference report thereon, may not provide an advance ap-  
15 propriation.

16 (b) EXCEPTIONS.—An advance appropriation may be  
17 provided for programs, activities, or accounts identified in  
18 lists submitted for printing in the Congressional Record  
19 by the chair of the Committee on the Budget—

20 (1) for fiscal year 2024, under the heading “Ac-  
21 counts Identified for Advance Appropriations” in an  
22 aggregate amount not to exceed \$28,852,000,000 in  
23 new budget authority, and for fiscal year 2025, ac-  
24 counts separately identified under the same heading;  
25 and

1           (2) for fiscal year 2024, under the heading  
2       “Veterans Accounts Identified for Advance Appro-  
3       priations”.

4       (c) DEFINITION.—The term “advance appropriation”  
5       means any new discretionary budget authority provided in  
6       a general appropriation bill or bill or joint resolution con-  
7       tinuing appropriations for fiscal year 2023, or any amend-  
8       ment thereto or conference report thereon, that first be-  
9       comes available following fiscal year 2023.

10   **SEC. 4. EXPIRATION.**

11       The provisions of this resolution shall expire upon the  
12       adoption of a concurrent resolution on the budget for fis-  
13       cal year 2023 by the House of Representatives and the  
14       Senate.

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