

In the Senate of the United States,

March 26, 2003.

Resolved, That the resolution from the House of Representatives (H. Con. Res. 95) entitled “Concurrent resolution 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.”, do pass with the following

AMENDMENT:

Strike out all after the resolving clause and insert:

1 ***SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET***
2 ***FOR FISCAL YEAR 2004.***

3 *(a) DECLARATION.—Congress declares that this resolu-*
4 *tion is the concurrent resolution on the budget for fiscal*
5 *years 2003 and 2004 including the appropriate budgetary*
6 *levels for fiscal year 2003 and for fiscal years 2005 through*
7 *2013 as authorized by section 301 of the Congressional*
8 *Budget Act of 1974 (2 U.S.C. 632).*

- 1 **(b) TABLE OF CONTENTS.**—*The table of contents for*
 2 *this concurrent resolution is as follows:*

Sec. 1. Concurrent resolution on the budget for fiscal year 2004.

TITLE I—LEVELS AND AMOUNTS

Sec. 101. Recommended levels and amounts.

Sec. 102. Social Security.

Sec. 103. Major functional categories.

Sec. 104. Reconciliation in the Senate.

TITLE II—BUDGET ENFORCEMENT AND RULEMAKING

Subtitle A—Budget Enforcement

Sec. 201. Extension of supermajority enforcement.

Sec. 202. Discretionary spending limits in the Senate.

Sec. 203. Restrictions on advance appropriations in the Senate.

Sec. 204. Emergency legislation.

Sec. 205. Pay-as-you-go point of order in the Senate.

Sec. 206. Sense of the Senate on reports on liabilities and future costs

Subtitle B—Reserve Funds and Other Adjustments

Sec. 211. Adjustment for special education.

Sec. 212. Adjustment for highways and highway safety and transit.

Sec. 213. Reserve fund for medicare.

Sec. 214. Reserve fund for health insurance for the uninsured.

Sec. 215. Reserve fund for children with special needs.

Sec. 216. Reserve fund for medicaid reform.

Sec. 217. Reserve fund for project bioshield.

Sec. 218. Reserve fund for stateside grant program.

Sec. 219. Reserve fund for State children's health insurance program.

Subtitle C—Miscellaneous Provisions

Sec. 221. Adjustments to reflect changes in concepts and definitions.

Sec. 222. Application and effect of changes in allocations and aggregates.

Sec. 223. Exercise of rulemaking powers.

TITLE III—SENSE OF THE SENATE

Sec. 301. Sense of the Senate on Federal employee pay.

Sec. 302. Sense of the Senate on tribal colleges and universities.

Sec. 303. Sense of the Senate regarding the 504 small business credit program.

Sec. 304. Sense of the Senate regarding Pell Grants.

Sec. 305. Sense of the Senate regarding the National Guard.

Sec. 306. Sense of the Senate regarding weapons of mass destruction civil support teams.

Sec. 307. Sense of the Senate on emergency and disaster assistance for livestock and agriculture producers.

Sec. 308. Social Security restructuring.

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- Sec. 312. *Sense of the Senate concerning an expansion in health care coverage.*
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 Sec. 315. *Radio interoperability for first responders.*
 Sec. 316. *Sense of the Senate on corporate tax haven loopholes.*
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 Sec. 318. *Sense of the Senate concerning Native American health.*
 Sec. 319. *Reserve fund to strengthen social security.*
 Sec. 320. *Sense of the Senate on providing tax and other incentives to revitalize rural America.*
 Sec. 321. *Sense of the Senate concerning higher education affordability.*
 Sec. 322. *Sense of the Senate concerning children's graduate medical education.*
 Sec. 323. *Sense of the Senate on funding for criminal justice.*
 Sec. 324. *Sense of the Senate concerning funding for drug treatment programs.*
 Sec. 325. *Funding for after-school programs.*
 Sec. 326. *Sense of the Senate on the \$1,000 child credit*
 Sec. 327. *Sense of the Senate concerning funding for domestic nutrition assistance programs*
 Sec. 328. *Sense of Senate concerning free trade agreement with the United Kingdom*
 Sec. 329. *Reserve fund for possible military action and reconstruction in Iraq*

1 **TITLE I—LEVELS AND AMOUNTS**

2 **SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.**

3 *The following budgetary levels are appropriate for the*
 4 *fiscal years 2003 through 2013:*

5 *(1) FEDERAL REVENUES.—For purposes of the enforce-*
 6 *ment of this resolution—*

7 *(A) The recommended levels of Federal revenues*
 8 *are as follows:*

9 *Fiscal year 2003: \$1,333,861,000,000.*

10 *Fiscal year 2004: \$1,400,789,000,000.*

11 *Fiscal year 2005: \$1,566,044,000,000.*

12 *Fiscal year 2006: \$1,702,314,000,000.*

13 *Fiscal year 2007: \$1,828,213,000,000.*

14 *Fiscal year 2008: \$1,935,251,000,000.*

1 *Fiscal year 2009: \$2,043,323,000,000.*

2 *Fiscal year 2010: \$2,141,398,000,000.*

3 *Fiscal year 2011: \$2,309,946,000,000.*

4 *Fiscal year 2012: \$2,463,192,000,000.*

5 *Fiscal year 2013: \$2,522,440,090,000.*

6 (B) *The amounts by which the aggregate levels of*

7 *Federal revenues should be changed are as follows:*

8 *Fiscal year 2003: —\$25,973,000,000.*

9 *Fiscal year 2004: —\$65,581,000,000*

10 *Fiscal year 2005: —\$50,982,000,000.*

11 *Fiscal year 2006: —\$38,358,000,000.*

12 *Fiscal year 2007: —\$24,953,000,000.*

13 *Fiscal year 2008: —\$27,726,000,000.*

14 *Fiscal year 2009: —\$35,007,000,000.*

15 *Fiscal year 2010: —\$51,644,000,000.*

16 *Fiscal year 2011: —\$117,550,000,000.*

17 *Fiscal year 2012: —\$186,587,000,000.*

18 *Fiscal year 2013: —\$176,785,000,000.*

19 (2) *NEW BUDGET AUTHORITY.—For purposes of the*

20 *enforcement of this resolution, the appropriate levels of total*

21 *new budget authority are as follows:*

22 *Fiscal year 2003: \$1,794,227,000,000.*

23 *Fiscal year 2004: \$1,874,032,000,000.*

24 *Fiscal year 2005: \$1,994,686,000,000.*

25 *Fiscal year 2006: \$2,124,245,000,000.*

1 *Fiscal year 2007: \$2,235,720,000,000.*

2 *Fiscal year 2008: \$2,348,071,000,000.*

3 *Fiscal year 2009: \$2,437,669,000,000.*

4 *Fiscal year 2010: \$2,500,565,000,000.*

5 *Fiscal year 2011: \$2,635,593,000,000.*

6 *Fiscal year 2012: \$2,714,087,000,000.*

7 *Fiscal year 2013: \$2,826,659,000,000.*

8 (3) *BUDGET OUTLAYS.—For purposes of the enforce-*
 9 *ment of this resolution, the appropriate levels of total budget*
 10 *outlays are as follows:*

11 *Fiscal year 2003: \$1,781,356,000,000.*

12 *Fiscal year 2004: \$1,861,586,000,000.*

13 *Fiscal year 2005: \$1,978,275,000,000.*

14 *Fiscal year 2006: \$2,086,486,000,000.*

15 *Fiscal year 2007: \$2,190,507,000,000.*

16 *Fiscal year 2008: \$2,302,685,000,000.*

17 *Fiscal year 2009: \$2,401,719,000,000.*

18 *Fiscal year 2010: \$2,482,496,000,000.*

19 *Fiscal year 2011: \$2,620,630,000,000.*

20 *Fiscal year 2012: \$2,683,238,000,000.*

21 *Fiscal year 2013: \$2,804,218,000,000.*

22 (4) *DEFICITS.—For purposes of the enforcement of this*
 23 *resolution, the amounts of the deficits are as follows:*

24 *Fiscal year 2003: —\$447,570,000,000.*

25 *Fiscal year 2004: —\$460,721,000,000.*

1 *Fiscal year 2005: — \$411,598,000,000.*

2 *Fiscal year 2006: — \$383,662,000,000.*

3 *Fiscal year 2007: — \$362,067,000,000.*

4 *Fiscal year 2008: — \$367,527,000,000.*

5 *Fiscal year 2009: — \$358,779,000,000.*

6 *Fiscal year 2010: — \$341,720,000,000.*

7 *Fiscal year 2011: — \$312,000,000,000.*

8 *Fiscal year 2012: — \$221,616,000,000.*

9 *Fiscal year 2013: — \$178,665,000,000.*

10 (5) *PUBLIC DEBT.—The appropriate levels of the pub-*
 11 *lic debt are as follows:*

12 *Fiscal year 2003: \$6,677,267,000,000.*

13 *Fiscal year 2004: \$7,215,918,000,000.*

14 *Fiscal year 2005: \$7,733,105,000,000.*

15 *Fiscal year 2006: \$8,241,417,000,000.*

16 *Fiscal year 2007: \$8,732,633,000,000.*

17 *Fiscal year 2008: \$9,233,290,000,000.*

18 *Fiscal year 2009: \$9,726,900,000,000.*

19 *Fiscal year 2010: \$10,207,984,000,000.*

20 *Fiscal year 2011: \$10,663,002,000,000.*

21 *Fiscal year 2012: \$11,034,232,000,000.*

22 *Fiscal year 2013: \$11,363,714,000,000.*

23 (6) *DEBT HELD BY THE PUBLIC.—The appropriate*
 24 *levels of the debt held by the public are as follows:*

25 *Fiscal year 2003: \$3,847,900,000,000.*

1 *Fiscal year 2004: \$4,131,037,000,000.*

2 *Fiscal year 2005: \$4,354,830,000,000.*

3 *Fiscal year 2006: \$4,536,407,000,000.*

4 *Fiscal year 2007: \$4,676,003,000,000.*

5 *Fiscal year 2008: \$4,800,602,000,000.*

6 *Fiscal year 2009: \$4,896,298,000,000.*

7 *Fiscal year 2010: \$4,955,445,000,000.*

8 *Fiscal year 2011: \$4,966,079,000,000.*

9 *Fiscal year 2012: \$4,870,951,000,000.*

10 *Fiscal year 2013: \$4,517,682,000,000.*

11 **SEC. 102. SOCIAL SECURITY.**

12 (a) *SOCIAL SECURITY REVENUES.—For purposes of*
 13 *Senate enforcement under sections 302 and 311 of the Con-*
 14 *gressional Budget Act of 1974, the amounts of revenues of*
 15 *the Federal Old-Age and Survivors Insurance Trust Fund*
 16 *and the Federal Disability Insurance Trust Fund are as*
 17 *follows:*

18 *Fiscal year 2003: \$531,607,000,000.*

19 *Fiscal year 2004: \$557,826,000,000.*

20 *Fiscal year 2005: \$587,785,000,000.*

21 *Fiscal year 2006: \$619,062,000,000.*

22 *Fiscal year 2007: \$651,128,000,000.*

23 *Fiscal year 2008: \$684,409,000,000.*

24 *Fiscal year 2009: \$719,112,000,000.*

25 *Fiscal year 2010: \$755,724,000,000.*

1 *Fiscal year 2011: \$792,122,000,000.*

2 *Fiscal year 2012: \$829,538,000,000.*

3 *Fiscal year 2013: \$869,650,000,000.*

4 (b) *SOCIAL SECURITY OUTLAYS.—For purposes of*
 5 *Senate enforcement under sections 302 and 311 of the Con-*
 6 *gressional Budget Act of 1974, the amounts of outlays of*
 7 *the Federal Old-Age and Survivors Insurance Trust Fund*
 8 *and the Federal Disability Insurance Trust Fund are as*
 9 *follows:*

10 *Fiscal year 2003: \$366,296,000,000.*

11 *Fiscal year 2004: \$380,467,000,000.*

12 *Fiscal year 2005: \$390,247,000,000.*

13 *Fiscal year 2006: \$402,579,000,000.*

14 *Fiscal year 2007: \$415,605,000,000.*

15 *Fiscal year 2008: \$429,595,000,000.*

16 *Fiscal year 2009: \$446,203,000,000.*

17 *Fiscal year 2010: \$464,626,000,000.*

18 *Fiscal year 2011: \$483,334,000,000.*

19 *Fiscal year 2012: \$506,507,000,000.*

20 *Fiscal year 2013: \$533,097,000,000.*

21 (c) *SOCIAL SECURITY ADMINISTRATIVE EXPENSES.—*

22 *In the Senate, the amounts of new budget authority and*
 23 *budget outlays of the Federal Old-Age and Survivors Insur-*
 24 *ance Trust Fund and the Federal Disability Insurance*
 25 *Trust Fund for administrative expenses are as follows:*

1 *Fiscal year 2003:*

2 (A) *New budget authority, \$3,812,000,000.*

3 (B) *Outlays, \$3,838,000,000.*

4 *Fiscal year 2004:*

5 (A) *New budget authority, \$4,257,000,000.*

6 (B) *Outlays, \$4,207,000,000.*

7 *Fiscal year 2005:*

8 (A) *New budget authority, \$4,338,000,000.*

9 (B) *Outlays, \$4,301,000,000.*

10 *Fiscal year 2006:*

11 (A) *New budget authority, \$4,424,000,000.*

12 (B) *Outlays, \$4,409,000,000.*

13 *Fiscal year 2007:*

14 (A) *New budget authority, \$4,522,000,000.*

15 (B) *Outlays, \$4,505,000,000.*

16 *Fiscal year 2008:*

17 (A) *New budget authority, \$4,638,000,000.*

18 (B) *Outlays, \$4,617,000,000.*

19 *Fiscal year 2009:*

20 (A) *New budget authority, \$4,792,000,000.*

21 (B) *Outlays, \$4,766,000,000.*

22 *Fiscal year 2010:*

23 (A) *New budget authority, \$4,954,000,000.*

24 (B) *Outlays, \$4,924,000,000.*

25 *Fiscal year 2011:*

1 (A) *New budget authority, \$5,121,000,000.*

2 (B) *Outlays, \$5,091,000,000.*

3 *Fiscal year 2012:*

4 (A) *New budget authority, \$5,292,000,000.*

5 (B) *Outlays, \$5,260,000,000.*

6 *Fiscal year 2013:*

7 (A) *New budget authority, \$5,471,000,000.*

8 (B) *Outlays, \$5,439,000,000.*

9 **SEC. 103. MAJOR FUNCTIONAL CATEGORIES.**

10 *Congress determines and declares that the appropriate*
 11 *levels of new budget authority, budget outlays, new direct*
 12 *loan obligations, and new primary loan guarantee commit-*
 13 *ments for fiscal years 2003 through 2013 for each major*
 14 *functional category are:*

15 (1) *National Defense (050):*

16 *Fiscal year 2003:*

17 (A) *New budget authority,*
 18 *\$395,494,000,000.*

19 (B) *Outlays, \$389,229,000,000.*

20 *Fiscal year 2004:*

21 (A) *New budget authority,*
 22 *\$400,658,000,000.*

23 (B) *Outlays, \$401,064,000,000.*

24 *Fiscal year 2005:*

1 (A) New budget authority,

2 \$420,402,000,000.

3 (B) Outlays, \$414,536,000,000.

4 *Fiscal year 2006:*

5 (A) New budget authority,

6 \$440,769,000,000.

7 (B) Outlays, \$426,591,000,000.

8 *Fiscal year 2007:*

9 (A) New budget authority,

10 \$461,400,000,000.

11 (B) Outlays, \$439,621,000,000.

12 *Fiscal year 2008:*

13 (A) New budget authority,

14 \$482,340,000,000.

15 (B) Outlays, \$464,315,000,000.

16 *Fiscal year 2009:*

17 (A) New budget authority,

18 \$489,209,000,000.

19 (B) Outlays, \$477,989,000,000.

20 *Fiscal year 2010:*

21 (A) New budget authority,

22 \$495,079,000,000.

23 (B) Outlays, \$487,993,000,000.

24 *Fiscal year 2011:*

1 (A) New budget authority,
2 \$502,947,000,000.

3 (B) Outlays, \$500,478,000,000.

4 *Fiscal year 2012:*

5 (A) New budget authority,
6 \$510,984,000,000.

7 (B) Outlays, \$501,628,000,000.

8 *Fiscal year 2013:*

9 (A) New budget authority,
10 \$519,393,000,000.

11 (B) Outlays, \$514,885,000,000.

12 (2) *International Affairs (150):*

13 *Fiscal year 2003:*

14 (A) New budget authority, \$22,506,000,000.

15 (B) Outlays, \$19,283,000,000.

16 *Fiscal year 2004:*

17 (A) New budget authority, \$25,681,000,000.

18 (B) Outlays, \$24,207,000,000.

19 *Fiscal year 2005:*

20 (A) New budget authority, \$29,734,000,000.

21 (B) Outlays, \$24,917,000,000.

22 *Fiscal year 2006:*

23 (A) New budget authority, \$32,308,000,000.

24 (B) Outlays, \$26,539,000,000.

25 *Fiscal year 2007:*

1 (A) *New budget authority, \$33,603,000,000.*

2 (B) *Outlays, \$28,464,000,000.*

3 *Fiscal year 2008:*

4 (A) *New budget authority, \$34,611,000,000.*

5 (B) *Outlays, \$29,604,000,000.*

6 *Fiscal year 2009:*

7 (A) *New budget authority, \$35,413,000,000.*

8 (B) *Outlays, \$30,733,000,000.*

9 *Fiscal year 2010:*

10 (A) *New budget authority, \$36,258,000,000.*

11 (B) *Outlays, \$31,689,000,000.*

12 *Fiscal year 2011:*

13 (A) *New budget authority, \$37,136,000,000.*

14 (B) *Outlays, \$32,565,000,000.*

15 *Fiscal year 2012:*

16 (A) *New budget authority, \$38,005,000,000.*

17 (B) *Outlays, \$33,408,000,000.*

18 *Fiscal year 2013:*

19 (A) *New budget authority, \$38,885,000,000.*

20 (B) *Outlays, \$34,298,000,000.*

21 (3) *General Science, Space, and Technology (250):*

22 *Fiscal year 2003:*

23 (A) *New budget authority, \$23,153,000,000.*

24 (B) *Outlays, \$21,556,000,000.*

25 *Fiscal year 2004:*

1 (A) New budget authority, \$23,603,000,000.

2 (B) Outlays, \$22,728,000,000.

3 *Fiscal year 2005:*

4 (A) New budget authority, \$24,433,000,000.

5 (B) Outlays, \$23,715,000,000.

6 *Fiscal year 2006:*

7 (A) New budget authority, \$25,217,000,000.

8 (B) Outlays, \$24,420,000,000.

9 *Fiscal year 2007:*

10 (A) New budget authority, \$26,055,000,000.

11 (B) Outlays, \$25,202,000,000.

12 *Fiscal year 2008:*

13 (A) New budget authority, \$26,832,000,000.

14 (B) Outlays, \$25,942,000,000.

15 *Fiscal year 2009:*

16 (A) New budget authority, \$27,462,000,000.

17 (B) Outlays, \$26,639,000,000.

18 *Fiscal year 2010:*

19 (A) New budget authority, \$28,121,000,000.

20 (B) Outlays, \$27,296,000,000.

21 *Fiscal year 2011:*

22 (A) New budget authority, \$28,805,000,000.

23 (B) Outlays, \$27,963,000,000.

24 *Fiscal year 2012:*

25 (A) New budget authority, \$29,492,000,000.

1 (B) Outlays, \$28,639,000,000.

2 *Fiscal year 2013:*

3 (A) New budget authority, \$30,185,000,000.

4 (B) Outlays, \$29,319,000,000.

5 (4) *Energy (270):*

6 *Fiscal year 2003:*

7 (A) New budget authority, \$2,074,000,000.

8 (B) Outlays, \$439,000,000.

9 *Fiscal year 2004:*

10 (A) New budget authority, \$2,634,000,000.

11 (B) Outlays, \$873,000,000.

12 *Fiscal year 2005:*

13 (A) New budget authority, \$2,797,000,000.

14 (B) Outlays, \$947,000,000.

15 *Fiscal year 2006:*

16 (A) New budget authority, \$2,714,000,000.

17 (B) Outlays, \$1,272,000,000.

18 *Fiscal year 2007:*

19 (A) New budget authority, \$2,540,000,000.

20 (B) Outlays, \$1,069,000,000.

21 *Fiscal year 2008:*

22 (A) New budget authority, \$3,080,000,000.

23 (B) Outlays, \$1,419,000,000.

24 *Fiscal year 2009:*

25 (A) New budget authority, \$3,090,000,000.

1 (B) Outlays, \$1,686,000,000.

2 *Fiscal year 2010:*

3 (A) New budget authority, \$3,194,000,000.

4 (B) Outlays, \$1,794,000,000.

5 *Fiscal year 2011:*

6 (A) New budget authority, \$3,296,000,000.

7 (B) Outlays, \$1,976,000,000.

8 *Fiscal year 2012:*

9 (A) New budget authority, \$3,408,000,000.

10 (B) Outlays, \$2,357,000,000.

11 *Fiscal year 2013:*

12 (A) New budget authority, \$3,520,000,000.

13 (B) Outlays, \$2,326,000,000.

14 (5) *Natural Resources and Environment (300):*

15 *Fiscal year 2003:*

16 (A) New budget authority, \$30,816,000,000.

17 (B) Outlays, \$28,940,000,000.

18 *Fiscal year 2004:*

19 (A) New budget authority, \$35,253,000,000.

20 (B) Outlays, \$31,378,000,000.

21 *Fiscal year 2005:*

22 (A) New budget authority, \$32,639,000,000.

23 (B) Outlays, \$32,325,000,000.

24 *Fiscal year 2006:*

25 (A) New budget authority, \$33,261,000,000.

1 (B) Outlays, \$33,889,000,000.

2 *Fiscal year 2007:*

3 (A) New budget authority, \$33,576,000,000.

4 (B) Outlays, \$34,128,000,000.

5 *Fiscal year 2008:*

6 (A) New budget authority, \$34,245,000,000.

7 (B) Outlays, \$34,119,000,000.

8 *Fiscal year 2009:*

9 (A) New budget authority, \$35,370,000,000.

10 (B) Outlays, \$34,701,000,000.

11 *Fiscal year 2010:*

12 (A) New budget authority, \$36,198,000,000.

13 (B) Outlays, \$35,512,000,000.

14 *Fiscal year 2011:*

15 (A) New budget authority, \$36,958,000,000.

16 (B) Outlays, \$36,267,000,000.

17 *Fiscal year 2012:*

18 (A) New budget authority, \$37,592,000,000.

19 (B) Outlays, \$36,874,000,000.

20 *Fiscal year 2013:*

21 (A) New budget authority, \$38,316,000,000.

22 (B) Outlays, \$37,677,000,000.

23 (6) Agriculture (350):

24 *Fiscal year 2003:*

25 (A) New budget authority, \$24,418,000,000.

1 (B) Outlays, \$23,365,000,000.

2 *Fiscal year 2004:*

3 (A) New budget authority, \$24,457,000,000.

4 (B) Outlays, \$23,530,000,000.

5 *Fiscal year 2005:*

6 (A) New budget authority, \$26,844,000,000.

7 (B) Outlays, \$25,604,000,000.

8 *Fiscal year 2006:*

9 (A) New budget authority, \$26,661,000,000.

10 (B) Outlays, \$25,426,000,000.

11 *Fiscal year 2007:*

12 (A) New budget authority, \$26,141,000,000.

13 (B) Outlays, \$24,949,000,000.

14 *Fiscal year 2008:*

15 (A) New budget authority, \$25,363,000,000.

16 (B) Outlays, \$24,237,000,000.

17 *Fiscal year 2009:*

18 (A) New budget authority, \$25,943,000,000.

19 (B) Outlays, \$24,979,000,000.

20 *Fiscal year 2010:*

21 (A) New budget authority, \$25,407,000,000.

22 (B) Outlays, \$24,578,000,000.

23 *Fiscal year 2011:*

24 (A) New budget authority, \$24,864,000,000.

25 (B) Outlays, \$24,053,000,000.

1 *Fiscal year 2012:*

2 (A) *New budget authority, \$24,455,000,000.*

3 (B) *Outlays, \$23,660,000,000.*

4 *Fiscal year 2013:*

5 (A) *New budget authority, \$24,185,000,000.*

6 (B) *Outlays, \$23,386,000,000.*

7 (7) *Commerce and Housing Credit (370):*

8 *Fiscal year 2003:*

9 (A) *New budget authority, \$8,812,000,000.*

10 (B) *Outlays, \$5,881,000,000.*

11 *Fiscal year 2004:*

12 (A) *New budget authority, \$7,428,000,000.*

13 (B) *Outlays, \$3,486,000,000.*

14 *Fiscal year 2005:*

15 (A) *New budget authority, \$8,655,000,000.*

16 (B) *Outlays, \$3,962,000,000.*

17 *Fiscal year 2006:*

18 (A) *New budget authority, \$8,192,000,000.*

19 (B) *Outlays, \$3,028,000,000.*

20 *Fiscal year 2007:*

21 (A) *New budget authority, \$8,538,000,000.*

22 (B) *Outlays, \$2,563,000,000.*

23 *Fiscal year 2008:*

24 (A) *New budget authority, \$8,655,000,000.*

25 (B) *Outlays, \$2,155,000,000.*

1 *Fiscal year 2009:*

2 (A) *New budget authority, \$8,438,000,000.*

3 (B) *Outlays, \$1,931,000,000.*

4 *Fiscal year 2010:*

5 (A) *New budget authority, \$8,319,000,000.*

6 (B) *Outlays, \$1,450,000,000.*

7 *Fiscal year 2011:*

8 (A) *New budget authority, \$8,298,000,000.*

9 (B) *Outlays, \$846,000,000.*

10 *Fiscal year 2012:*

11 (A) *New budget authority, \$8,401,000,000.*

12 (B) *Outlays, \$554,000,000.*

13 *Fiscal year 2013:*

14 (A) *New budget authority, \$8,475,000,000.*

15 (B) *Outlays, \$668,000,000.*

16 (8) *Transportation (400):*

17 *Fiscal year 2003:*

18 (A) *New budget authority, \$64,091,000,000.*

19 (B) *Outlays, \$67,847,000,000.*

20 *Fiscal year 2004:*

21 (A) *New budget authority, \$75,783,000,000.*

22 (B) *Outlays, \$71,555,000,000.*

23 *Fiscal year 2005:*

24 (A) *New budget authority, \$76,502,000,000.*

25 (B) *Outlays, \$71,581,000,000.*

1 *Fiscal year 2006:*

2 (A) *New budget authority, \$77,515,000,000.*

3 (B) *Outlays, \$73,035,000,000.*

4 *Fiscal year 2007:*

5 (A) *New budget authority, \$79,931,000,000.*

6 (B) *Outlays, \$74,938,000,000.*

7 *Fiscal year 2008:*

8 (A) *New budget authority, \$82,747,000,000.*

9 (B) *Outlays, \$77,285,000,000.*

10 *Fiscal year 2009:*

11 (A) *New budget authority, \$85,361,000,000.*

12 (B) *Outlays, \$79,865,000,000.*

13 *Fiscal year 2010:*

14 (A) *New budget authority, \$72,323,000,000.*

15 (B) *Outlays, \$79,034,000,000.*

16 *Fiscal year 2011:*

17 (A) *New budget authority, \$73,183,000,000.*

18 (B) *Outlays, \$75,686,000,000.*

19 *Fiscal year 2012:*

20 (A) *New budget authority, \$74,067,000,000.*

21 (B) *Outlays, \$74,865,000,000.*

22 *Fiscal year 2013:*

23 (A) *New budget authority, \$74,987,000,000.*

24 (B) *Outlays, \$75,124,000,000.*

25 (9) *Community and Regional Development (450):*

- 1 *Fiscal year 2003:*
- 2 (A) *New budget authority, \$15,751,000,000.*
- 3 (B) *Outlays, \$17,569,000,000.*
- 4 *Fiscal year 2004:*
- 5 (A) *New budget authority, \$14,323,000,000.*
- 6 (B) *Outlays, \$16,716,000,000.*
- 7 *Fiscal year 2005:*
- 8 (A) *New budget authority, \$14,398,000,000.*
- 9 (B) *Outlays, \$16,696,000,000.*
- 10 *Fiscal year 2006:*
- 11 (A) *New budget authority, \$14,581,000,000.*
- 12 (B) *Outlays, \$15,553,000,000.*
- 13 *Fiscal year 2007:*
- 14 (A) *New budget authority, \$14,796,000,000.*
- 15 (B) *Outlays, \$15,096,000,000.*
- 16 *Fiscal year 2008:*
- 17 (A) *New budget authority, \$15,005,000,000.*
- 18 (B) *Outlays, \$14,383,000,000.*
- 19 *Fiscal year 2009:*
- 20 (A) *New budget authority, \$15,240,000,000.*
- 21 (B) *Outlays, \$14,558,000,000.*
- 22 *Fiscal year 2010:*
- 23 (A) *New budget authority, \$15,493,000,000.*
- 24 (B) *Outlays, \$14,761,000,000.*
- 25 *Fiscal year 2011:*

1 (A) New budget authority, \$15,752,000,000.

2 (B) Outlays, \$15,010,000,000.

3 *Fiscal year 2012:*

4 (A) New budget authority, \$16,015,000,000.

5 (B) Outlays, \$15,252,000,000.

6 *Fiscal year 2013:*

7 (A) New budget authority, \$16,283,000,000.

8 (B) Outlays, \$15,519,000,000.

9 (10) Education, Training, Employment, and Social
10 Services (500):

11 *Fiscal year 2003:*

12 (A) New budget authority, \$82,974,000,000.

13 (B) Outlays, \$81,531,000,000.

14 *Fiscal year 2004:*

15 (A) New budget authority, \$97,609,602,000.

16 (B) Outlays, \$86,279,192,040.

17 *Fiscal year 2005:*

18 (A) New budget authority, \$91,777,000,000.

19 (B) Outlays, \$91,286,709,260.

20 *Fiscal year 2006:*

21 (A) New budget authority, \$92,818,000,000.

22 (B) Outlays, \$91,964,210,600.

23 *Fiscal year 2007:*

24 (A) New budget authority, \$95,959,000,000.

25 (B) Outlays, \$92,948,420,100.

- 1 *Fiscal year 2008:*
- 2 (A) *New budget authority, \$99,315,000,000.*
- 3 (B) *Outlays, \$95,279,070,000.*
- 4 *Fiscal year 2009:*
- 5 (A) *New budget authority,*
- 6 *\$102,203,000,000.*
- 7 (B) *Outlays, \$98,470,000,000.*
- 8 *Fiscal year 2010:*
- 9 (A) *New budget authority,*
- 10 *\$104,059,000,000.*
- 11 (B) *Outlays, \$101,281,000,000.*
- 12 *Fiscal year 2011:*
- 13 (A) *New budget authority,*
- 14 *\$106,160,000,000.*
- 15 (B) *Outlays, \$103,536,000,000.*
- 16 *Fiscal year 2012:*
- 17 (A) *New budget authority,*
- 18 *\$108,544,000,000.*
- 19 (B) *Outlays, \$105,570,000,000.*
- 20 *Fiscal year 2013:*
- 21 (A) *New budget authority,*
- 22 *\$110,143,000,000.*
- 23 (B) *Outlays, \$107,642,000,000.*
- 24 (11) *Health (550):*
- 25 *Fiscal year 2003:*

1 (A) New budget authority,

2 \$222,913,000,000.

3 (B) Outlays, \$217,881,000,000.

4 *Fiscal year 2004:*

5 (A) New budget authority,

6 \$248,464,000,000.

7 (B) Outlays, \$246,670,960,000.

8 *Fiscal year 2005:*

9 (A) New budget authority,

10 \$264,948,000,000.

11 (B) Outlays, \$264,679,520,000.

12 *Fiscal year 2006:*

13 (A) New budget authority,

14 \$284,216,000,000.

15 (B) Outlays, \$284,023,760,000.

16 *Fiscal year 2007:*

17 (A) New budget authority,

18 \$304,438,000,000.

19 (B) Outlays, \$303,521,840,000.

20 *Fiscal year 2008:*

21 (A) New budget authority,

22 \$326,942,000,000.

23 (B) Outlays, \$325,618,000,000.

24 *Fiscal year 2009:*

1 (A) New budget authority,

2 \$350,373,000,000.

3 (B) Outlays, \$348,889,000,000.

4 *Fiscal year 2010:*

5 (A) New budget authority,

6 \$375,419,000,000.

7 (B) Outlays, \$373,890,000,000.

8 *Fiscal year 2011:*

9 (A) New budget authority,

10 \$401,552,000,000.

11 (B) Outlays, \$400,014,000,000.

12 *Fiscal year 2012:*

13 (A) New budget authority,

14 \$415,777,000,000.

15 (B) Outlays, \$414,359,000,000.

16 *Fiscal year 2013:*

17 (A) New budget authority,

18 \$445,554,000,000.

19 (B) Outlays, \$444,147,000,000.

20 (12) Medicare (570):

21 *Fiscal year 2003:*

22 (A) New budget authority,

23 \$248,586,000,000.

24 (B) Outlays, \$248,434,000,000.

25 *Fiscal year 2004:*

1 (A) New budget authority,
2 \$265,178,000,000.

3 (B) *Outlays*, \$265,443,000,000.

4 *Fiscal year 2005:*

5 (A) New budget authority,
6 \$282,869,000,000.

7 (B) *Outlays*, \$285,817,000,000.

8 *Fiscal year 2006:*

9 (A) New budget authority,
10 \$322,045,000,000.

11 (B) *Outlays*, \$318,806,000,000.

12 *Fiscal year 2007:*

13 (A) New budget authority,
14 \$344,178,000,000.

15 (B) *Outlays*, \$344,448,000,000.

16 *Fiscal year 2008:*

17 (A) New budget authority,
18 \$369,577,000,000.

19 (B) *Outlays*, \$369,452,000,000.

20 *Fiscal year 2009:*

21 (A) New budget authority,
22 \$395,685,000,000.

23 (B) *Outlays*, \$395,424,000,000.

24 *Fiscal year 2010:*

1 (A) New budget authority,
2 \$422,684,000,000.

3 (B) Outlays, \$422,942,000,000.

4 *Fiscal year 2011:*

5 (A) New budget authority,
6 \$453,721,000,000.

7 (B) Outlays, \$457,078,000,000.

8 *Fiscal year 2012:*

9 (A) New budget authority,
10 \$488,367,000,000.

11 (B) Outlays, \$484,541,000,000.

12 *Fiscal year 2013:*

13 (A) New budget authority,
14 \$526,981,000,000.

15 (B) Outlays, \$527,237,000,000.

16 (13) *Income Security (600):*

17 *Fiscal year 2003:*

18 (A) New budget authority,
19 \$326,390,000,000.

20 (B) Outlays, \$334,169,000,000.

21 *Fiscal year 2004:*

22 (A) New budget authority,
23 \$319,513,000,000.

24 (B) Outlays, \$324,701,000,000.

25 *Fiscal year 2005:*

1 (A) New budget authority,

2 \$333,810,000,000.

3 (B) Outlays, \$337,157,000,000.

4 Fiscal year 2006:

5 (A) New budget authority,

6 \$341,805,000,000.

7 (B) Outlays, \$344,322,000,000.

8 Fiscal year 2007:

9 (A) New budget authority,

10 \$349,191,000,000.

11 (B) Outlays, \$350,983,000,000.

12 Fiscal year 2008:

13 (A) New budget authority,

14 \$362,006,000,000.

15 (B) Outlays, \$363,115,000,000.

16 Fiscal year 2009:

17 (A) New budget authority,

18 \$373,681,000,000.

19 (B) Outlays, \$374,384,000,000.

20 Fiscal year 2010:

21 (A) New budget authority,

22 \$385,152,000,000.

23 (B) Outlays, \$385,671,000,000.

24 Fiscal year 2011:

1 (A) New budget authority,
2 \$400,573,000,000.

3 (B) Outlays, \$401,003,000,000.

4 *Fiscal year 2012:*

5 (A) New budget authority,
6 \$404,045,000,000.

7 (B) Outlays, \$404,453,000,000.

8 *Fiscal year 2013:*

9 (A) New budget authority,
10 \$418,978,000,000.

11 (B) Outlays, \$419,551,000,000.

12 (14) *Social Security (650):*

13 *Fiscal year 2003:*

14 (A) New budget authority, \$13,255,000,000.

15 (B) Outlays, \$13,255,000,000.

16 *Fiscal year 2004:*

17 (A) New budget authority, \$14,294,000,000.

18 (B) Outlays, \$14,293,000,000.

19 *Fiscal year 2005:*

20 (A) New budget authority, \$15,471,000,000.

21 (B) Outlays, \$15,471,000,000.

22 *Fiscal year 2006:*

23 (A) New budget authority, \$16,421,000,000.

24 (B) Outlays, \$16,421,000,000.

25 *Fiscal year 2007:*

1 (A) New budget authority, \$17,919,000,000.

2 (B) Outlays, \$17,919,000,000.

3 *Fiscal year 2008:*

4 (A) New budget authority, \$19,704,000,000.

5 (B) Outlays, \$19,704,000,000.

6 *Fiscal year 2009:*

7 (A) New budget authority, \$21,810,000,000.

8 (B) Outlays, \$21,810,000,000.

9 *Fiscal year 2010:*

10 (A) New budget authority, \$24,283,000,000.

11 (B) Outlays, \$24,283,000,000.

12 *Fiscal year 2011:*

13 (A) New budget authority, \$28,170,000,000.

14 (B) Outlays, \$28,170,000,000.

15 *Fiscal year 2012:*

16 (A) New budget authority, \$31,357,000,000.

17 (B) Outlays, \$31,357,000,000.

18 *Fiscal year 2013:*

19 (A) New budget authority, \$34,347,000,000.

20 (B) Outlays, \$34,347,000,000.

21 (15) *Veterans Benefits and Services (700):*

22 *Fiscal year 2003:*

23 (A) New budget authority, \$57,597,000,000.

24 (B) Outlays, \$57,486,000,000.

25 *Fiscal year 2004:*

1 (A) New budget authority, \$63,773,000,000.

2 (B) Outlays, \$63,200,000,000.

3 *Fiscal year 2005:*

4 (A) New budget authority, \$67,125,000,000.

5 (B) Outlays, \$66,530,000,000.

6 *Fiscal year 2006:*

7 (A) New budget authority, \$65,388,000,000.

8 (B) Outlays, \$64,970,000,000.

9 *Fiscal year 2007:*

10 (A) New budget authority, \$63,859,000,000.

11 (B) Outlays, \$63,416,000,000.

12 *Fiscal year 2008:*

13 (A) New budget authority, \$67,645,000,000.

14 (B) Outlays, \$67,374,000,000.

15 *Fiscal year 2009:*

16 (A) New budget authority, \$69,254,000,000.

17 (B) Outlays, \$68,899,000,000.

18 *Fiscal year 2010:*

19 (A) New budget authority, \$70,967,000,000.

20 (B) Outlays, \$70,563,000,000.

21 *Fiscal year 2011:*

22 (A) New budget authority, \$75,643,000,000.

23 (B) Outlays, \$75,223,000,000.

24 *Fiscal year 2012:*

25 (A) New budget authority, \$72,592,000,000.

1 (B) Outlays, \$72,071,000,000.

2 *Fiscal year 2013:*

3 (A) New budget authority, \$77,429,000,000.

4 (B) Outlays, \$76,963,000,000.

5 (16) *Administration of Justice (750):*

6 *Fiscal year 2003:*

7 (A) New budget authority, \$38,543,000,000.

8 (B) Outlays, \$37,712,000,000.

9 *Fiscal year 2004:*

10 (A) New budget authority, \$37,757,000,000.

11 (B) Outlays, \$40,882,000,000.

12 *Fiscal year 2005:*

13 (A) New budget authority, \$38,077,000,000.

14 (B) Outlays, \$39,324,000,000.

15 *Fiscal year 2006:*

16 (A) New budget authority, \$37,965,000,000.

17 (B) Outlays, \$38,348,000,000.

18 *Fiscal year 2007:*

19 (A) New budget authority, \$38,442,000,000.

20 (B) Outlays, \$38,233,000,000.

21 *Fiscal year 2008:*

22 (A) New budget authority, \$39,458,000,000.

23 (B) Outlays, \$39,109,000,000.

24 *Fiscal year 2009:*

25 (A) New budget authority, \$40,478,000,000.

1 (B) Outlays, \$40,193,000,000.

2 *Fiscal year 2010:*

3 (A) New budget authority, \$41,580,000,000.

4 (B) Outlays, \$41,280,000,000.

5 *Fiscal year 2011:*

6 (A) New budget authority, \$42,870,000,000.

7 (B) Outlays, \$42,453,000,000.

8 *Fiscal year 2012:*

9 (A) New budget authority, \$44,188,000,000.

10 (B) Outlays, \$43,741,000,000.

11 *Fiscal year 2013:*

12 (A) New budget authority, \$45,557,000,000.

13 (B) Outlays, \$45,101,000,000.

14 (17) *General Government (800):*

15 *Fiscal year 2003:*

16 (A) New budget authority, \$18,195,000,000.

17 (B) Outlays, \$18,120,000,000.

18 *Fiscal year 2004:*

19 (A) New budget authority, \$20,012,000,000.

20 (B) Outlays, \$19,876,000,000.

21 *Fiscal year 2005:*

22 (A) New budget authority, \$20,341,000,000.

23 (B) Outlays, \$20,420,000,000.

24 *Fiscal year 2006:*

25 (A) New budget authority, \$22,396,000,000.

1 (B) Outlays, \$22,225,000,000.

2 *Fiscal year 2007:*

3 (A) New budget authority, \$21,147,000,000.

4 (B) Outlays, \$20,897,000,000.

5 *Fiscal year 2008:*

6 (A) New budget authority, \$21,646,000,000.

7 (B) Outlays, \$21,423,000,000.

8 *Fiscal year 2009:*

9 (A) New budget authority, \$21,957,000,000.

10 (B) Outlays, \$21,515,000,000.

11 *Fiscal year 2010:*

12 (A) New budget authority, \$22,706,000,000.

13 (B) Outlays, \$22,223,000,000.

14 *Fiscal year 2011:*

15 (A) New budget authority, \$23,469,000,000.

16 (B) Outlays, \$22,957,000,000.

17 *Fiscal year 2012:*

18 (A) New budget authority, \$24,267,000,000.

19 (B) Outlays, \$23,892,000,000.

20 *Fiscal year 2013:*

21 (A) New budget authority, \$25,138,000,000.

22 (B) Outlays, \$24,582,000,000.

23 (18) Net Interest (900):

24 *Fiscal year 2003:*

1 (A) New budget authority,

2 \$239,648,000,000.

3 (B) Outlays, \$239,648,000,000.

4 *Fiscal year 2004:*

5 (A) New budget authority,

6 \$255,627,000,000.

7 (B) Outlays, \$255,627,000,000.

8 *Fiscal year 2005:*

9 (A) New budget authority,

10 \$301,415,000,000.

11 (B) Outlays, \$301,415,000,000.

12 *Fiscal year 2006:*

13 (A) New budget authority,

14 \$338,960,000,000.

15 (B) Outlays, \$338,960,000,000.

16 *Fiscal year 2007:*

17 (A) New budget authority,

18 \$364,560,000,000.

19 (B) Outlays, \$364,560,000,000.

20 *Fiscal year 2008:*

21 (A) New budget authority,

22 \$387,284,000,000.

23 (B) Outlays, \$387,284,000,000.

24 *Fiscal year 2009:*

1 (A) New budget authority,

2 \$409,603,000,000.

3 (B) Outlays, \$409,603,000,000.

4 *Fiscal year 2010:*

5 (A) New budget authority,

6 \$429,721,000,000.

7 (B) Outlays, \$429,721,000,000.

8 *Fiscal year 2011:*

9 (A) New budget authority,

10 \$449,879,000,000.

11 (B) Outlays, \$449,879,000,000.

12 *Fiscal year 2012:*

13 (A) New budget authority,

14 \$467,960,000,000.

15 (B) Outlays, \$467,960,000,000.

16 *Fiscal year 2013:*

17 (A) New budget authority,

18 \$480,344,000,000.

19 (B) Outlays, \$480,344,000,000.

20 (19) Allowances (920):

21 *Fiscal year 2003:*

22 (A) New budget authority, \$115,000,000.

23 (B) Outlays, \$115,000,000.

24 *Fiscal year 2004:*

1 (A) New budget authority,

2 — \$16,121,602,000.

3 (B) Outlays, — \$8,343,152,040.

4 *Fiscal year 2005:*

5 (A) New budget authority,

6 — \$5,943,000,000.

7 (B) Outlays, — \$6,134,229,260.

8 *Fiscal year 2006:*

9 (A) New budget authority,

10 — \$2,104,000,000.

11 (B) Outlays, — \$5,958,970,600.

12 *Fiscal year 2007:*

13 (A) New budget authority,

14 — \$1,467,000,000.

15 (B) Outlays, — \$3,698,260,100.

16 *Fiscal year 2008:*

17 (A) New budget authority,

18 — \$6,263,000,000.

19 (B) Outlays, — \$7,163,070,000.

20 *Fiscal year 2009:*

21 (A) New budget authority,

22 — \$19,939,000,000.

23 (B) Outlays, — \$17,617,000,000.

24 *Fiscal year 2010:*

1 (A) New budget authority,
2 — \$41,290,000,000.

3 (B) Outlays, — \$38,356,000,000.

4 *Fiscal year 2011:*

5 (A) New budget authority,
6 — \$19,883,000,000.

7 (B) Outlays, — \$16,729,000,000.

8 *Fiscal year 2012:*

9 (A) New budget authority,
10 — \$23,031,000,000.

11 (B) Outlays, — \$19,546,000,000.

12 *Fiscal year 2013:*

13 (A) New budget authority,
14 — \$27,371,000,000.

15 (B) Outlays, — \$24,228,000,000.

16 (20) *Undistributed Offsetting Receipts (950):*

17 *Fiscal year 2003:*

18 (A) New budget authority,
19 — \$41,104,000,000.

20 (B) Outlays, — \$41,104,000,000.

21 *Fiscal year 2004:*

22 (A) New budget authority,
23 — \$42,894,000,000.

24 (B) Outlays, — \$42,894,000,000.

25 *Fiscal year 2005:*

1 (A) New budget authority,

2 — \$52,608,000,000.

3 (B) Outlays, — \$52,608,000,000.

4 *Fiscal year 2006:*

5 (A) New budget authority,

6 — \$57,884,000,000.

7 (B) Outlays, — \$57,884,000,000.

8 *Fiscal year 2007:*

9 (A) New budget authority,

10 — \$49,087,000,000.

11 (B) Outlays, — \$49,087,000,000.

12 *Fiscal year 2008:*

13 (A) New budget authority,

14 — \$52,121,000,000.

15 (B) Outlays, — \$52,121,000,000.

16 *Fiscal year 2009:*

17 (A) New budget authority,

18 — \$52,962,000,000.

19 (B) Outlays, — \$52,962,000,000.

20 *Fiscal year 2010:*

21 (A) New budget authority,

22 — \$55,108,000,000.

23 (B) Outlays, — \$55,108,000,000.

24 *Fiscal year 2011:*

1 (A) New budget authority,
2 — \$57,359,000,000.

3 (B) Outlays, — \$57,359,000,000.

4 *Fiscal year 2012:*

5 (A) New budget authority,
6 — \$62,012,000,000.

7 (B) Outlays, — \$62,012,000,000.

8 *Fiscal year 2013:*

9 (A) New budget authority,
10 — \$64,358,000,000.

11 (B) Outlays, — \$64,358,000,000.

12 **SEC. 104. RECONCILIATION IN THE SENATE.**

13 *The Senate Committee on Finance shall report a rec-*
14 *onciliation bill not later than April 8, 2003, that consists*
15 *of changes in laws within its jurisdiction sufficient to re-*
16 *duce revenues by not more than \$322,524,000,000 and in-*
17 *crease the total level of outlays by not more than*
18 *\$27,476,000,000 for the period of fiscal years 2003 through*
19 *2013.*

20 **TITLE II—BUDGET ENFORCE-**
21 **MENT AND RULEMAKING**

22 **Subtitle A—Budget Enforcement**

23 **SEC. 201. EXTENSION OF SUPERMAJORITY ENFORCEMENT.**

24 (a) *IN GENERAL.*—Notwithstanding any provision of
25 *the Congressional Budget Act of 1974, subsections (c)(2)*

1 *and (d)(3) of section 904 of the Congressional Budget Act*
 2 *of 1974 shall remain in effect for purposes of Senate enforce-*
 3 *ment through September 30, 2008.*

4 (b) *REPEAL.—Senate Resolution 304, agreed to Octo-*
 5 *ber 16, 2002 (107th Congress), is repealed.*

6 **SEC. 202. DISCRETIONARY SPENDING LIMITS IN THE SEN-**

7 **ATE.**

8 (a) *DISCRETIONARY SPENDING LIMITS.—In the Sen-*
 9 *ate and as used in this section, the term “discretionary*
 10 *spending limit” means—*

11 (1) *for fiscal year 2003—*

12 (A) *\$770,860,000,000 in new budget author-*
 13 *ity and \$771,442,000,000 in outlays for the dis-*
 14 *cretionary category;*

15 (B) *for the highway category,*
 16 *\$31,264,000,000 in outlays; and*

17 (C) *for the mass transit category,*
 18 *\$1,436,000,000 in new budget authority, and*
 19 *\$6,551,000,000 in outlays;*

20 (2) *for fiscal year 2004—*

21 (A) *\$788,459,000,000 in new budget author-*
 22 *ity and \$797,890,000,000 in outlays for the dis-*
 23 *cretionary category;*

24 (B) *for the highway category,*
 25 *\$32,016,000,000 in outlays; and*

1 (C) for the mass transit category,
2 \$2,209,000,000 in new budget authority, and
3 \$6,746,000,000 in outlays; and

4 (3) for fiscal year 2005—

5 (A) \$813,597,000,000 in new budget author-
6 ity, and \$814,987,000,000 in outlays for the dis-
7 cretionary category;

8 (B) for the highway category,
9 \$34,665,000,000 in outlays; and

10 (C) for the mass transit category
11 \$2,544,000,000 in new budget authority, and
12 \$7,109,000,000 in outlays;

13 as adjusted in conformance with subsection (b).

14 (b) ADJUSTMENTS.—

15 (1) IN GENERAL.—

16 (A) CHAIRMAN.—After the reporting of a
17 bill or joint resolution, the offering of an amend-
18 ment thereto, or the submission of a conference
19 report thereon, the chairman of the Committee
20 on the Budget may make the adjustments set
21 forth in subparagraph (B) for the amount of new
22 budget authority in that measure (if that meas-
23 ure meets the requirements set forth in para-
24 graph (2)) and the outlays flowing from that
25 budget authority.

1 (B) *MATTERS TO BE ADJUSTED.*—*The ad-*
2 *justments referred to in subparagraph (A) are to*
3 *be made to—*

4 (i) *the discretionary spending limits, if*
5 *any, set forth in the appropriate concurrent*
6 *resolution on the budget;*

7 (ii) *the allocations made pursuant to*
8 *the appropriate concurrent resolution on the*
9 *budget pursuant to section 302(a); and*

10 (iii) *the budgetary aggregates as set*
11 *forth in the appropriate concurrent resolu-*
12 *tion on the budget.*

13 (2) *AMOUNTS OF ADJUSTMENTS.*—*The adjust-*
14 *ment referred to in paragraph (1) shall be—*

15 (A) *an amount provided and designated as*
16 *an emergency requirement pursuant to section*
17 *204;*

18 (B) *an amount authorized for grants to*
19 *States under part B of the Individuals with Dis-*
20 *abilities Education Act as provided for in sec-*
21 *tion 211; and*

22 (C) *an amount provided for transportation*
23 *under section 212.*

1 (3) *APPLICATION OF ADJUSTMENTS.*—*The ad-*
2 *justments made for legislation pursuant to paragraph*
3 *(1) shall—*

4 (A) *apply while that legislation is under*
5 *consideration;*

6 (B) *take effect upon the enactment of that*
7 *legislation; and*

8 (C) *be published in the Congressional*
9 *Record as soon as practicable.*

10 (4) *REPORTING REVISED SUBALLOCATIONS.*—
11 *Following any adjustment made under paragraph*
12 *(1), the Committees on Appropriations of the Senate*
13 *shall report appropriately revised suballocations*
14 *under section 302(b) to carry out this subsection.*

15 **SEC. 203. RESTRICTIONS ON ADVANCE APPROPRIATIONS IN**
16 **THE SENATE.**

17 (a) *IN GENERAL.*—*Except as provided in subsection*
18 *(b), it shall not be in order in the Senate to consider any*
19 *reported bill or joint resolution, or amendment thereto or*
20 *conference report thereon, that would provide an advance*
21 *appropriation.*

22 (b) *EXCEPTION.*—*An advance appropriation may be*
23 *provided—*

24 (1) *for fiscal years 2005 and 2006 for programs,*
25 *projects, activities, or accounts identified in the joint*

1 *explanatory statement of managers accompanying*
 2 *this resolution under the heading “Accounts Identified*
 3 *for Advance Appropriations” in an aggregate amount*
 4 *not to exceed \$23,158,000,000 in new budget author-*
 5 *ity in each year; and*

6 (2) *for the Corporation for Public Broadcasting.*

7 (c) *APPLICATION OF POINT OF ORDER IN THE SEN-*
 8 *ATE.—*

9 (1) *WAIVER AND APPEAL.—In the Senate, sub-*
 10 *section (a) may be waived or suspended only by an*
 11 *affirmative vote of three-fifths of the Members, duly*
 12 *chosen and sworn. An affirmative vote of three-fifths*
 13 *of the Members of the Senate, duly chosen and sworn,*
 14 *shall be required to sustain an appeal of the ruling*
 15 *of the Chair on a point of order raised under sub-*
 16 *section (a).*

17 (2) *FORM OF THE POINT OF ORDER.—A point of*
 18 *order under subsection (a) may be raised by a Sen-*
 19 *ator as provided in section 313(e) of the Congres-*
 20 *sional Budget Act of 1974.*

21 (3) *CONFERENCE REPORTS.—If a point of order*
 22 *is sustained under subsection (a) against a conference*
 23 *report in the Senate, the report shall be disposed of*
 24 *as provided in section 313(d) of the Congressional*
 25 *Budget Act of 1974.*

1 (d) *DEFINITION.*—*In this section, the term “advance*
 2 *appropriation” means any discretionary new budget au-*
 3 *thority in a bill or joint resolution making general appro-*
 4 *priations or continuing appropriations for fiscal year 2004*
 5 *that first becomes available for any fiscal year after 2004*
 6 *or making general appropriations or continuing appropria-*
 7 *tions for fiscal year 2005 that first becomes available for*
 8 *any fiscal year after 2005.*

9 **SEC. 204. EMERGENCY LEGISLATION.**

10 (a) *AUTHORITY TO DESIGNATE.*—*If a provision of di-*
 11 *rect spending or receipts legislation is enacted or if appro-*
 12 *priations for discretionary accounts are enacted that the*
 13 *President designates as an emergency requirement and that*
 14 *the Congress so designates in statute, the amounts of new*
 15 *budget authority, outlays, and receipts in all fiscal years*
 16 *resulting from that provision shall be designated as an*
 17 *emergency requirement for the purpose of this resolution.*

18 (b) *DESIGNATIONS.*—

19 (1) *GUIDANCE.*—*If a provision of legislation is*
 20 *designated as an emergency requirement under sub-*
 21 *section (a), the committee report and any statement*
 22 *of managers accompanying that legislation shall ana-*
 23 *lyze whether a proposed emergency requirement meets*
 24 *all the criteria in paragraph (2).*

25 (2) *CRITERIA.*—

1 (A) *IN GENERAL.*—*The criteria to be con-*
2 *sidered in determining whether a proposed ex-*
3 *penditure or tax change is an emergency require-*
4 *ment are that the expenditure or tax change is—*

5 (i) *necessary, essential, or vital (not*
6 *merely useful or beneficial);*

7 (ii) *sudden, quickly coming into being,*
8 *and not building up over time;*

9 (iii) *an urgent, pressing, and compel-*
10 *ling need requiring immediate action;*

11 (iv) *subject to subparagraph (B), un-*
12 *foreseen, unpredictable, and unanticipated;*
13 *and*

14 (v) *not permanent, temporary in na-*
15 *ture.*

16 (B) *UNFORESEEN.*—*An emergency that is*
17 *part of an aggregate level of anticipated emer-*
18 *gencies, particularly when normally estimated in*
19 *advance, is not unforeseen.*

20 (3) *JUSTIFICATION FOR USE OF DESIGNATION.*—

21 *When an emergency designation is proposed in any*
22 *bill, joint resolution, or conference report thereon, the*
23 *committee report and the statement of managers ac-*
24 *companying a conference report, as the case may be,*

1 *shall provide a written justification of why the provi-*
 2 *sion meets the criteria set forth in paragraph (2).*

3 (c) *DEFINITIONS.*—*In this section, the terms “direct*
 4 *spending”, “receipts”, and “appropriations for discre-*
 5 *tionary accounts” means any provision of a bill, joint reso-*
 6 *lution, amendment, motion or conference report that affects*
 7 *direct spending, receipts, or appropriations as those terms*
 8 *have been defined and interpreted for purposes of the Bal-*
 9 *anced Budget and Emergency Deficit Control Act of 1985.*

10 (d) *POINT OF ORDER.*—*When the Senate is consid-*
 11 *ering a bill, resolution, amendment, motion, or conference*
 12 *report, a point of order may be made by a Senator against*
 13 *an emergency designation in that measure and if the Pre-*
 14 *siding Officer sustains that point of order, that provision*
 15 *making such a designation shall be stricken from the meas-*
 16 *ure and may not be offered as an amendment from the floor.*

17 (e) *WAIVER AND APPEAL.*—*This section may be*
 18 *waived or suspended in the Senate only by an affirmative*
 19 *vote of three-fifths of the Members, duly chosen and sworn.*
 20 *An affirmative vote of three-fifths of the Members of the Sen-*
 21 *ate, duly chosen and sworn, shall be required to sustain an*
 22 *appeal of the ruling of the Chair on a point of order raised*
 23 *under this section.*

24 (f) *DEFINITION OF AN EMERGENCY REQUIREMENT.*—
 25 *A provision shall be considered an emergency designation*

1 *if it designates any item as an emergency requirement pur-*
 2 *suant to subsection (a).*

3 (g) *FORM OF THE POINT OF ORDER.*—*A point of order*
 4 *under this section may be raised by a Senator as provided*
 5 *in section 313(e) of the Congressional Budget Act of 1974.*

6 (h) *CONFERENCE REPORTS.*—*If a point of order is*
 7 *sustained under this section against a conference report, the*
 8 *report shall be disposed of as provided in section 313(d)*
 9 *of the Congressional Budget Act of 1974.*

10 (i) *EXCEPTION FOR DEFENSE AND HOMELAND SECUR-*
 11 *ITY SPENDING.*—*Subsection (d) shall not apply against*
 12 *an emergency designation for a provision making discre-*
 13 *tionary appropriations in the defense category and for*
 14 *homeland security programs.*

15 **SEC. 205. PAY-AS-YOU-GO POINT OF ORDER IN THE SENATE.**

16 (a) *POINT OF ORDER.*—

17 (1) *IN GENERAL.*—*It shall not be in order in the*
 18 *Senate to consider any direct spending or revenue leg-*
 19 *islation that would increase the on-budget deficit or*
 20 *cause an on-budget deficit for any one of the three ap-*
 21 *plicable time periods as measured in paragraphs (5)*
 22 *and (6).*

23 (2) *APPLICABLE TIME PERIODS.*—*For purposes*
 24 *of this subsection, the term “applicable time period”*
 25 *means any 1 of the 3 following periods:*

1 (A) *The first year covered by the most re-*
2 *cently adopted concurrent resolution on the*
3 *budget.*

4 (B) *The period of the first 5 fiscal years*
5 *covered by the most recently adopted concurrent*
6 *resolution on the budget.*

7 (C) *The period of the 5 fiscal years fol-*
8 *lowing the first 5 fiscal years covered in the most*
9 *recently adopted concurrent resolution on the*
10 *budget.*

11 (3) *DIRECT-SPENDING LEGISLATION.*—*For pur-*
12 *poses of this subsection and except as provided in*
13 *paragraph (4), the term “direct-spending legislation”*
14 *means any bill, joint resolution, amendment, motion,*
15 *or conference report that affects direct spending as*
16 *that term is defined by, and interpreted for purposes*
17 *of, the Balanced Budget and Emergency Deficit Con-*
18 *trol Act of 1985.*

19 (4) *EXCLUSION.*—*For purposes of this sub-*
20 *section, the terms “direct-spending legislation” and*
21 *“revenue legislation” do not include—*

22 (A) *any concurrent resolution on the budget;*

23 *or*

24 (B) *any provision of legislation that affects*
25 *the full funding of, and continuation of, the de-*

1 *posit insurance guarantee commitment in effect*
2 *on the date of enactment of the Budget Enforce-*
3 *ment Act of 1990.*

4 (5) *BASELINE.—Estimates prepared pursuant to*
5 *this section shall—*

6 (A) *use the baseline surplus or deficit used*
7 *for the most recently adopted concurrent resolu-*
8 *tion on the budget based on laws enacted on the*
9 *date of adoption of that resolution as adjusted*
10 *for up to \$350,000,000,000 in revenues or direct*
11 *spending assumed by section 104 of this resolu-*
12 *tion; and*

13 (B) *be calculated under the requirements of*
14 *subsections (b) through (d) of section 257 of the*
15 *Balanced Budget and Emergency Deficit Control*
16 *Act of 1985 for fiscal years beyond those covered*
17 *by that concurrent resolution on the budget.*

18 (6) *PRIOR SURPLUS.—If direct spending or rev-*
19 *enue legislation increases the on-budget deficit or*
20 *causes an on-budget deficit when taken individually,*
21 *it must also increase the on-budget deficit or cause an*
22 *on-budget deficit when taken together with all direct*
23 *spending and revenue legislation enacted since the be-*
24 *ginning of the calendar year not accounted for in the*
25 *baseline under paragraph (5)(A), except that direct*

1 *spending or revenue effects resulting in net deficit re-*
2 *duction enacted pursuant to reconciliation instruc-*
3 *tions since the beginning of that same calendar year*
4 *shall not be available.*

5 (b) *WAIVER.*—*This section may be waived or sus-*
6 *pending in the Senate only by the affirmative vote of three-*
7 *fifths of the Members, duly chosen and sworn.*

8 (c) *APPEALS.*—*Appeals in the Senate from the deci-*
9 *sions of the Chair relating to any provision of this section*
10 *shall be limited to 1 hour, to be equally divided between,*
11 *and controlled by, the appellant and the manager of the*
12 *bill or joint resolution, as the case may be. An affirmative*
13 *vote of three-fifths of the Members of the Senate, duly chosen*
14 *and sworn, shall be required to sustain an appeal of the*
15 *ruling of the Chair on a point of order raised under this*
16 *section.*

17 (d) *DETERMINATION OF BUDGET LEVELS.*—*For pur-*
18 *poses of this section, the levels of new budget authority, out-*
19 *lays, and revenues for a fiscal year shall be determined on*
20 *the basis of estimates made by the Committee on the Budget*
21 *of the Senate.*

22 (e) *SUNSET.*—*This section shall expire on September*
23 *30, 2008.*

1 **SEC. 206. SENSE OF THE SENATE ON REPORTS ON LIABIL-**
 2 **ITIES AND FUTURE COSTS.**

3 *It is the sense of the Senate that the Congressional*
 4 *Budget Office shall consult with the Committee on the*
 5 *Budget of the Senate in order to prepare a report*
 6 *containing—*

7 (1) *an estimate of the unfunded liabilities of the*
 8 *Federal Government;*

9 (2) *an estimate of the contingent liabilities of*
 10 *Federal programs; and*

11 (3) *an accrual-based estimate of the current and*
 12 *future costs of Federal programs.*

13 ***Subtitle B—Reserve Funds and***
 14 ***Other Adjustments***

15 **SEC. 211. ADJUSTMENT FOR SPECIAL EDUCATION.**

16 (a) *IN GENERAL.—In the Senate, if the Committee on*
 17 *Health, Education, Labor, and Pensions reports a bill or*
 18 *joint resolution, and such measure is enacted in 2003 that*
 19 *reauthorizes grants to States under part B of the Individ-*
 20 *uals with Disabilities Education Act (IDEA) and reforms*
 21 *IDEA so as to provide an allowance of uniform discipline*
 22 *policies for all students; provide local fiscal relief; and min-*
 23 *imize the over-identification of students with disabilities,*
 24 *the chairman of the Committee on the Budget may make*
 25 *the revisions set out in subsection (b).*

26 (b) *REVISIONS.—*

1 (1) *FISCAL YEAR 2004.*—*If the Committee on Ap-*
2 *propriations reports a bill or joint resolution, or if an*
3 *amendment thereto is offered or a conference report*
4 *thereon is submitted, that provides in excess of*
5 *\$4,803,000,000 in new budget authority for fiscal*
6 *year 2004 for grants to States authorized under part*
7 *B of IDEA as described in subsection (a), the chair-*
8 *man of the Committee on the Budget may revise the*
9 *appropriate allocations for such committee and other*
10 *appropriate levels in this resolution by that excess*
11 *amount provided by that measure for that purpose,*
12 *but not to exceed \$205,000,000 in new budget author-*
13 *ity for fiscal year 2004 and outlays flowing there-*
14 *from.*

15 (2) *FISCAL YEAR 2005.*—*If the Committee on Ap-*
16 *propriations reports a bill or joint resolution, or if an*
17 *amendment thereto is offered or a conference report*
18 *thereon is submitted, that when combined with any*
19 *advance appropriation provided for 2005 for part B*
20 *of IDEA in a bill or joint resolution making appro-*
21 *priations for fiscal year 2004, provides in excess of*
22 *\$11,038,000,000 in new budget authority for fiscal*
23 *year 2005 for grants to States authorized under part*
24 *B of IDEA as described in subsection (a), the chair-*
25 *man of the Committee on the Budget may revise the*

1 *ens and enhances the Medicare Program under title XVIII*
2 *of the Social Security Act (42 U.S.C. 1395 et seq.) and im-*
3 *proves the access of beneficiaries under that program to pre-*
4 *scription drugs or promotes geographic equity payments,*
5 *the chairman of the Committee on the Budget, may revise*
6 *committee allocations for that committee and other appro-*
7 *priate budgetary aggregates and allocations of new budget*
8 *authority (and the outlays resulting therefrom) in this reso-*
9 *lution by the amount provided by that measure for that*
10 *purpose, but not to exceed \$400,000,000,000 for the period*
11 *of fiscal years 2004 through 2013.*

12 **SEC. 214. RESERVE FUND FOR HEALTH INSURANCE FOR**
13 **THE UNINSURED.**

14 *If the Committee on Finance of the Senate reports a*
15 *bill or joint resolution, or an amendment thereto is offered,*
16 *or a conference report thereon is submitted, that provides*
17 *health insurance for the uninsured (including a measure*
18 *providing for tax deductions for the purchase of health in-*
19 *surance for, among others, moderate income individuals not*
20 *receiving health insurance from their employers), the chair-*
21 *man of the Committee on the Budget may revise committee*
22 *allocations for that committee and other appropriate budg-*
23 *etary aggregates and allocations of new budget authority*
24 *(and the outlays resulting therefrom) and may revise the*
25 *revenue aggregates and other appropriate budgetary aggre-*

1 *gates and allocations in this resolution by the amount pro-*
 2 *vided by that measure for that purpose, but not to exceed*
 3 *\$88,000,000,000 for the period of fiscal years 2004 through*
 4 *2013.*

5 **SEC. 215. RESERVE FUND FOR CHILDREN WITH SPECIAL**
 6 **NEEDS.**

7 *If the Committee on Finance of the Senate reports a*
 8 *bill or joint resolution, or if an amendment thereto is offered*
 9 *or a conference report thereon is submitted, that provides*
 10 *States with the option to expand Medicaid coverage for chil-*
 11 *dren with special needs, allowing families of disabled chil-*
 12 *dren to purchase coverage under the Medicaid Program for*
 13 *such children, the chairman of the Committee on the Budget*
 14 *may revise committee allocations for that committee and*
 15 *other appropriate budgetary aggregates and allocations of*
 16 *new budget authority (and the outlays resulting therefrom)*
 17 *in this resolution by the amount provided by that measure*
 18 *for that purpose, but not to exceed \$43,000,000 in new budg-*
 19 *et authority and \$42,000,000 in outlays for fiscal year*
 20 *2004, and \$7,462,000,000 in new budget authority and*
 21 *\$7,262,000,000 in outlays for the period of fiscal years 2004*
 22 *through 2013.*

23 **SEC. 216. RESERVE FUND FOR MEDICAID REFORM.**

24 *If the Committee on Finance of the Senate reports a*
 25 *bill or joint resolution, or if an amendment thereto is offered*

1 *or a conference report thereon is submitted, that provides*
2 *significant reform of the Medicaid Program, the chairman*
3 *of the Committee on the Budget may revise committee allo-*
4 *cations for that committee and other appropriate budgetary*
5 *aggregates and allocations of new budget authority (and the*
6 *outlays resulting therefrom) in this resolution by the*
7 *amount provided by that measure for that purpose, but not*
8 *to exceed \$3,258,000,000 in new budget authority and out-*
9 *lays for fiscal year 2004, and \$8,944,000,000 in new budget*
10 *authority and outlays for the period of fiscal years 2004*
11 *through 2008, and not more than \$12,782,000,000 in budget*
12 *authority and outlays for the period of fiscal years 2004*
13 *through 2010 provided further that the legislation would not*
14 *increase the deficit over the period of fiscal years 2004*
15 *through 2013.*

16 ***SEC. 217. RESERVE FUND FOR PROJECT BIOSHIELD.***

17 *If the Committee on Health, Education, Labor, and*
18 *Pensions of the Senate reports a bill or joint resolution, or*
19 *if an amendment thereto is offered or a conference report*
20 *thereon is submitted, that will facilitate procurement for in-*
21 *clusion by the Secretary of Health and Human Services in*
22 *the Strategic National Stockpile of countermeasures nec-*
23 *essary to protect the public health from current and emerg-*
24 *ing threats of chemical, biological, radiological, or nuclear*
25 *agents, the chairman of the Committee on the Budget may*

1 *revise committee allocations for that committee and other*
2 *appropriate budgetary aggregates and allocations of new*
3 *budget authority (and the outlays resulting therefrom) in*
4 *this resolution by the amount provided by that measure for*
5 *that purpose, but not to exceed \$890,000,000 in new budget*
6 *authority and \$575,000,000 in outlays for fiscal year 2004,*
7 *and \$5,593,000,000 in new budget authority and*
8 *\$5,593,000,000 in outlays for the period of fiscal years 2004*
9 *through 2013.*

10 **SEC. 218. RESERVE FUND FOR STATESIDE GRANT PRO-**
11 **GRAM.**

12 (a) *CONDITION.—If the Committee on Energy and*
13 *Natural Resources of the Senate reports a bill or joint reso-*
14 *lution that permits exploration and production of oil in*
15 *the 1002 Area of the Arctic National Wildlife Refuge and*
16 *such measure is enacted, the chairman of the Committee*
17 *on the Budget of the Senate may make the adjustments de-*
18 *scribed in subsection (b).*

19 (b) *ADJUSTMENT FOR THE LAND AND WATER CON-*
20 *SERVATION FUND STATE GRANT PROGRAM.—If the Com-*
21 *mittee on Energy and Natural Resources of the Senate re-*
22 *ports a bill or joint resolution, or if an amendment thereto*
23 *is offered or a conference report thereon is submitted that*
24 *makes available a portion of the receipts resulting from en-*
25 *actment of the legislation described in subsection (a) for the*

1 *National Park Service Stateside Grant Program which is*
2 *currently funded as a part of the Land and Water Con-*
3 *servation Fund, the chairman of the Committee on the*
4 *Budget may revise committee allocations for that committee*
5 *and other appropriate budgetary aggregates and allocations*
6 *of new budget authority (and the outlays resulting there-*
7 *from) in this resolution by the amount provided by that*
8 *measure for that purpose, but not to exceed \$750,000,000*
9 *in new budget authority (and the outlays flowing therefrom)*
10 *for the period of fiscal years 2004 through 2008 and*
11 *\$2,000,000,000 in new budget authority (and the outlays*
12 *flowing therefrom) for the period of fiscal years 2004*
13 *through 2013, provided further that no funds become avail-*
14 *able prior to fiscal year 2006 and the amount of funds made*
15 *available in any single fiscal year does not exceed*
16 *\$250,000,000 per year.*

17 **SEC. 219. RESERVE FUND FOR STATE CHILDREN'S HEALTH**
18 **INSURANCE PROGRAM.**

19 *If the Committee on Finance of the Senate reports a*
20 *bill or joint resolution, or if an amendment thereto is offered*
21 *or a conference report thereon is submitted, that extends the*
22 *availability of fiscal year 1998 and 1999 expired State*
23 *Children's Health Insurance Program allotments and the*
24 *expiring fiscal year 2000 allotments, the chairman of the*
25 *Committee on the Budget may revise committee allocations*

1 *for that committee and other appropriate budgetary aggre-*
2 *gates and allocations of new budget authority (and the out-*
3 *lays resulting therefrom) in this resolution by the amount*
4 *provided by that measure for that purpose, but not to exceed*
5 *\$1,260,000,000 in new budget authority and \$85,000,000*
6 *in outlays for fiscal year 2003, \$1,330,000,000 in new budg-*
7 *et authority and \$85,000,000,000 in outlays for fiscal year*
8 *2004, \$1,950,000,000 in new budget authority and*
9 *\$845,000,000 in outlays for the period of fiscal years 2003*
10 *through 2008, and \$1,825,000,000 in new budget authority*
11 *and \$975,000,000 in outlays for the period of fiscal years*
12 *2003 through 2013.*

13 ***Subtitle C—Miscellaneous***
14 ***Provisions***

15 ***SEC. 221. ADJUSTMENTS TO REFLECT CHANGES IN CON-***
16 ***CEPTS AND DEFINITIONS.***

17 *In the Senate, upon the enactment of a bill or joint*
18 *resolution providing for a change in concepts or definitions,*
19 *the Chairman of the Committee on the Budget shall make*
20 *adjustments to the levels and allocations in this resolution*
21 *in accordance with section 251(b) of the Balanced Budget*
22 *and Emergency Deficit Control Act of 1985 (as in effect*
23 *prior to September 30, 2002).*

1 **SEC. 222. APPLICATION AND EFFECT OF CHANGES IN ALLO-**
2 **CATIONS AND AGGREGATES.**

3 (a) *APPLICATION.*—Any adjustments of allocations
4 and aggregates made pursuant to this resolution shall—

5 (1) apply while that measure is under consider-
6 ation;

7 (2) take effect upon the enactment of that meas-
8 ure; and

9 (3) be published in the Congressional Record as
10 soon as practicable.

11 (b) *EFFECT OF CHANGED ALLOCATIONS AND AGGRE-*
12 *GATES.*—Revised allocations and aggregates resulting from
13 these adjustments shall be considered for the purposes of the
14 Congressional Budget Act of 1974 as allocations and aggre-
15 gates contained in this resolution.

16 (c) *BUDGET COMMITTEE DETERMINATIONS.*—For pur-
17 poses of this resolution—

18 (1) the levels of new budget authority, outlays,
19 direct spending, new entitlement authority, revenues,
20 deficits, and surpluses for a fiscal year or period of
21 fiscal years shall be determined on the basis of esti-
22 mates made by the Committees on the Budget of the
23 House of Representatives and the Senate; and

24 (2) such chairman, as applicable, may make any
25 other necessary adjustments to such levels to carry out
26 this resolution.

1 **SEC. 223. EXERCISE OF RULEMAKING POWERS.**

2 *Congress adopts the provisions of this title—*

3 *(1) as an exercise of the rulemaking power of the*
 4 *Senate and the House of Representatives, respectively,*
 5 *and as such they shall be considered as part of the*
 6 *rules of each House, or of that House to which they*
 7 *specifically apply, and such rules shall supersede*
 8 *other rules only to the extent that they are incon-*
 9 *sistent therewith; and*

10 *(2) with full recognition of the constitutional*
 11 *right of either House to change those rules (so far as*
 12 *they relate to that House) at any time, in the same*
 13 *manner, and to the same extent as in the case of any*
 14 *other rule of that House.*

15 **TITLE III—SENSE OF THE**
 16 **SENATE**

17 **SEC. 301. SENSE OF THE SENATE ON FEDERAL EMPLOYEE**

18 **PAY.**

19 *(a) FINDINGS.—The Senate finds the following:*

20 *(1) Members of the uniformed services and civil-*
 21 *ian employees of the United States make significant*
 22 *contributions to the general welfare of the Nation.*

23 *(2) Increases in the pay of members of the uni-*
 24 *formed services and of civilian employees of the*
 25 *United States have not kept pace with increases in*

1 *the overall pay levels of workers in the private sector,*
2 *so that there now exists—*

3 *(A) a 32 percent gap between compensation*
4 *levels of Federal civilian employees and com-*
5 *ensation levels of private sector workers; and*

6 *(B) an estimated 10 percent gap between*
7 *compensation levels of members of the uniformed*
8 *services and compensation levels of private sector*
9 *workers.*

10 *(3) The President's budget proposal for fiscal*
11 *year 2004 includes an average 4.1 percent pay raise*
12 *for military personnel.*

13 *(4) The Office of Management and Budget has*
14 *requested that Federal agencies plan their fiscal year*
15 *2004 budgets with a 2 percent pay raise for civilian*
16 *Federal employees.*

17 *(5) In almost every year during the past two*
18 *decades, there have been equal adjustments in the*
19 *compensation of members of the uniformed services*
20 *and the compensation of civilian employees of the*
21 *United States.*

22 *(b) SENSE OF THE SENATE.—It is the sense of the Sen-*
23 *ate that rates of compensation for civilian employees of the*
24 *United States should be adjusted at the same time, and in*

1 *the same proportion, as are rates of compensation for mem-*
2 *bers of the uniformed services.*

3 **SEC. 302. SENSE OF THE SENATE ON TRIBAL COLLEGES**
4 **AND UNIVERSITIES.**

5 *(a) FINDINGS.—The Senate finds the following:*

6 *(1) More than 30,000 full- and part-time Native*
7 *American students from 250 federally recognized*
8 *tribes nationwide attend tribal colleges and Univer-*
9 *sities, a majority of whom are first-generation college*
10 *students.*

11 *(2) The colleges and universities are located in*
12 *rural and isolated areas and are often the only ac-*
13 *credited institutions of higher education in their serv-*
14 *ice area. While the Tribal College Act provides fund-*
15 *ing solely for Indian students, the colleges serve stu-*
16 *dents of all ages, about 20 percent of whom are non-*
17 *Indian. With rare exception, tribal colleges and uni-*
18 *versities do not receive operating funds from the*
19 *States for these non-Indian State resident students.*
20 *Yet, if these same students attended any other public*
21 *institution in their States, the State would provide*
22 *basic operating funds to that institution.*

23 *(3) While Congress has been increasing the an-*
24 *nuual appropriations for tribal colleges in recent years,*
25 *the President's fiscal year 2004 budget recommends a*

1 \$4,000,000 decrease in institutional operating funds.
2 The combination of annual increases in enrollments,
3 reduced Federal funding, and the addition of two new
4 tribal colleges would result in a devastating decrease
5 in funding of \$540 per student below the fiscal year
6 2003 estimate.

7 (4) Despite a \$2,000,000 increase in fiscal year
8 2003 for basic institutional operating budgets of the
9 reservation-based tribal colleges, the per Indian stu-
10 dent count (ISC) is only \$30 more than in fiscal year
11 2002, or \$3,946, still less than $\frac{2}{3}$ of the \$6,000 au-
12 thorized.

13 (b) *SENSE OF THE SENATE.*—It is the sense of the Sen-
14 ate that—

15 (1) this resolution recognizes the funding chal-
16 lenges faced by tribal colleges and assumes that pri-
17 ority consideration will be provided to them through
18 funding through the Tribally Controlled College or
19 University Assistance Act, the Equity in Educational
20 Land Grant Status Act, title III of the Higher Edu-
21 cation Act, and the National Science Foundation
22 Tribal College Program; and

23 (2) such priority consideration reflects Congress'
24 intent to continue to work toward statutory Federal
25 funding goals for the tribal colleges and universities.

1 **SEC. 303. SENSE OF THE SENATE REGARDING THE 504**
2 **SMALL BUSINESS CREDIT PROGRAM.**

3 (a) *FINDINGS.—The Senate finds the following:*

4 (1) *Small businesses play a critical role in our*
5 *Nation and our economy and the Federal Government*
6 *assists that role by providing small businesses with*
7 *loans and loan guarantees.*

8 (2) *Since the enactment of the Federal Credit*
9 *Reform Act of 1990, the Small Business Administra-*
10 *tion and the Office of Management and Budget have*
11 *repeatedly overestimated the subsidy cost of the Small*
12 *Business Administration's 7(a) and 504 credit pro-*
13 *grams. Those overestimates have resulted in borrowers*
14 *and lenders having to pay higher than necessary fees*
15 *to participate in those programs.*

16 (3) *Last year, in response to bipartisan pressure*
17 *from the Senate Budget and Small Business Commit-*
18 *tees, the administration developed a new econometric*
19 *model to improve the accuracy of its estimates of the*
20 *cost of the 7(a) program. Consistent with claims by*
21 *the Senate Budget and Small Business Committees,*
22 *that effort resulted in the administration lowering the*
23 *estimated subsidy cost of the 7(a) program by an as-*
24 *tounding 40 percent in 2003, allowing the Federal*
25 *Government to guarantee an additional*

1 \$3,300,000,000 in small business loans this year
2 alone.

3 (4) Notwithstanding past assurances, the admin-
4 istration, however, has failed to begin work on an
5 econometric model for the 504 small business credit
6 program, despite similar, chronic problems with esti-
7 mates of that program's costs.

8 (b) *SENSE OF THE SENATE.*—It is the sense of the Sen-
9 ate that—

10 (1) the performance of the SBA and OMB in ad-
11 ministering the Federal Credit Reform Act for the 504
12 small business credit program remains unsatisfactory;

13 (2) the administration should develop an econo-
14 metric model for the 504 program for use in the fiscal
15 year 2004 appropriations cycle; and

16 (3) the Office of Management and Budget should
17 report to the Budget and Small Business Committees
18 on the progress of this work by no later than June
19 2003.

20 **SEC. 304. SENSE OF THE SENATE REGARDING PELL**
21 **GRANTS.**

22 (a) *FINDINGS.*—The Senate finds the following:

23 (1) Public investment in higher education yields
24 a return of several dollars for each dollar invested.

1 (2) *Higher education promotes economic oppor-*
2 *tunity.*

3 (3) *For a generation, the Federal Pell Grant has*
4 *served as an effective means of providing access to*
5 *higher education.*

6 (4) *Over the past decade, the Pell Grant has*
7 *failed to keep pace with inflation, and over the past*
8 *25 years, the value of the average Pell Grant has de-*
9 *creased substantially.*

10 (5) *Grant aid as a portion of student aid has*
11 *fallen significantly over the past 5 years.*

12 (6) *The percentage of freshmen attending public*
13 *and private 4-year institutions from families whose*
14 *income is below the national median has fallen since*
15 *1981.*

16 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
17 *ate that the levels in this resolution assume that—*

18 (1) *within the discretionary allocation provided*
19 *to the Committee on Appropriations, the maximum*
20 *Pell Grant award should be raised to the maximum*
21 *extent practicable, and funding for the Pell Grant*
22 *program should be higher than the level requested by*
23 *the President; and*

1 (2) *to the maximum extent practicable, Congress*
2 *should seek to increase the maximum individual Fed-*
3 *eral Pell Grant award to \$9,000 by fiscal year 2010.*

4 **SEC. 305. SENSE OF THE SENATE REGARDING THE NA-**
5 **TIONAL GUARD.**

6 (a) *FINDINGS.—The Senate finds the following:*

7 (1) *The Army National Guard relies heavily*
8 *upon thousands of full-time employees, Active Guard/*
9 *Reserves and Military Technicians, to ensure unit*
10 *readiness throughout the Army National Guard.*

11 (2) *These employees perform vital day-to-day*
12 *functions, ranging from equipment maintenance to*
13 *leadership and staff roles, that allow the National*
14 *Guard to dedicate drill weekends and annual active*
15 *duty training of part-time personnel to preparation*
16 *for the National Guard's war fighting and peacetime*
17 *missions.*

18 (3) *The role of full-time National Guard per-*
19 *sonnel is especially important as tens of thousands of*
20 *our National Guard and Reserve forces are being mo-*
21 *bilized for the ongoing fight against terrorism and in*
22 *preparation for a possible war with Iraq.*

23 (4) *When the ability to provide sufficient Active*
24 *Guard/Reserves and Military Technicians end*

1 *strength is reduced, unit readiness, as well as quality*
2 *of life for soldiers and families, is degraded.*

3 (5) *The Army National Guard, with agreement*
4 *from the Department of Defense, requires a minimum*
5 *essential requirement of 25,286 Active Guard/Reserves*
6 *and 26,189 Military Technicians.*

7 (6) *The fiscal year 2004 budget request for the*
8 *Army National Guard includes the minimum re-*
9 *quired end strengths, but provides resources sufficient*
10 *for only approximately 24,562 Active Guard/Reserves*
11 *and 25,702 Military Technicians, funding shortfalls*
12 *of \$51,200,000 and \$29,300,000, respectively.*

13 (b) *SENSE OF THE SENATE.—It is the Sense of the*
14 *Senate that the functional totals in this resolution assume*
15 *that the Department of Defense will give priority to fully*
16 *funding the Active Guard/Reserves and Military Techni-*
17 *cians at least at the minimum required levels.*

18 **SEC. 306. SENSE OF THE SENATE REGARDING WEAPONS OF**

19 **MASS DESTRUCTION CIVIL SUPPORT TEAMS.**

20 (a) *FINDINGS.—The Senate finds the following:*

21 (1) *The emerging chemical, biological, and other*
22 *threats of the 21st century present new challenges to*
23 *our military and to local first responders.*

1 (2) *Local first responders are on the front lines*
2 *of combating terrorism and responding to other large-*
3 *scale incidents.*

4 (3) *The National Guard's Weapons of Mass De-*
5 *struction Civil Support Teams (WMD-CSTs) play a*
6 *vital role in assisting local first responders in inves-*
7 *tigating and combating these new threats.*

8 (4) *The September 11, 2001, terrorist attacks*
9 *emphasize the need to have full-time WMD-CSTs in*
10 *each State.*

11 (5) *There are currently 32 full-time and 23 part-*
12 *time WMD-CSTs.*

13 (6) *Section 1403 of Public Law 107-314, the*
14 *Bob Stump National Defense Authorization Act for*
15 *Fiscal Year 2003, requires the Secretary of Defense to*
16 *establish an additional 23 WMD-CSTs and that at*
17 *least one team be located in each State and territory*
18 *of the United States.*

19 (7) *The President's fiscal year 2004 budget re-*
20 *quest includes no funding for these additional WMD-*
21 *CSTs.*

22 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
23 *ate that—*

24 (1) *the functional totals in this resolution as-*
25 *sume that the Department of Defense should give pri-*

1 ority to fully implementing section 1403 of Public
 2 Law 107–314, the Bob Stump National Defense Au-
 3 thorization Act for Fiscal Year 2003; and

4 (2) the Department should increase its full-time
 5 manning requirements to include the 506 additional
 6 full-time National Guard personnel that will be need-
 7 ed to man the 23 additional WMD–CSTs.

8 **SEC. 307. SENSE OF THE SENATE ON EMERGENCY AND DIS-**
 9 **ASTER ASSISTANCE FOR LIVESTOCK AND AG-**
 10 **RICULTURE PRODUCERS.**

11 (a) *FINDINGS.*—*The Senate finds the following:*

12 (1) *Significant portions of the United States suf-*
 13 *fered through severe drought conditions in 2000 and*
 14 *2001.*

15 (2) *The economic effects of drought are long-term*
 16 *and widespread.*

17 (3) *Current drought indices predict that the*
 18 *drought will continue through 2003.*

19 (4) *Congress has a history of providing financial*
 20 *assistance to agricultural and livestock producers for*
 21 *losses incurred due to drought.*

22 (5) *Emphasis must be placed on planning efforts*
 23 *that will mitigate the negative effects of drought.*

24 (b) *SENSE OF THE SENATE.*—*It is the sense of the Sen-*
 25 *ate that the Senate—*

1 (1) *develop a long-term drought plan that effec-*
 2 *tively recognizes the reoccurring nature of drought cy-*
 3 *cles and adequately support emergency and disaster*
 4 *assistance to livestock and agricultural producers hurt*
 5 *by drought; and*

6 (2) *establish an agricultural reserve to fund the*
 7 *activities in paragraph (1).*

8 **SEC. 308. SOCIAL SECURITY RESTRUCTURING.**

9 (a) *FINDINGS.—The Senate finds that—*

10 (1) *Social Security is the foundation of retire-*
 11 *ment income for most Americans;*

12 (2) *preserving and strengthening the long term*
 13 *viability of Social Security is a vital national pri-*
 14 *ority and is essential for the retirement security of to-*
 15 *day’s working Americans, current and future retirees,*
 16 *and their families;*

17 (3) *Social Security faces significant fiscal and*
 18 *demographic pressures;*

19 (4) *the nonpartisan Office of the Chief Actuary*
 20 *at the Social Security Administration reports that—*

21 (A) *the number of workers paying taxes to*
 22 *support each Social Security beneficiary has*
 23 *dropped from 16.5 in 1950 to 3.3 in 2002;*

24 (B) *within a generation there will be only*
 25 *2 workers to support each retiree, which will sub-*

1 *stantially increase the financial burden on*
2 *American workers;*

3 *(C) without structural reform, the Social*
4 *Security system, beginning in 2018, will pay out*
5 *more in benefits than it will collect in taxes;*

6 *(D) without structural reform, the Social*
7 *Security trust fund will be exhausted in 2042,*
8 *and Social Security tax revenue in 2042 will*
9 *only cover 73 percent of promised benefits, and*
10 *will decrease to 65 percent by 2077;*

11 *(E) without structural reform, future Con-*
12 *gresses may have to raise payroll taxes 50 per-*
13 *cent over the next 75 years to pay full benefits*
14 *on time, resulting in payroll tax rates of as*
15 *much as 16.9 percent by 2042 and 18.9 percent*
16 *by 2077;*

17 *(F) without structural reform, Social Secu-*
18 *rity's total cash shortfall over the next 75 years*
19 *is estimated to be more than \$25,000,000,000,000*
20 *in constant 2003 dollars or \$3,500,000,000,000*
21 *measured in present value terms;*

22 *(G) absent structural reforms, spending on*
23 *Social Security will increase from 4.4 percent of*
24 *gross domestic product in 2003 to 7.0 percent in*
25 *2077; and*

1 (5) *the Congressional Budget Office, the General*
2 *Accounting Office, the Congressional Research Serv-*
3 *ice, the Chairman of the Federal Reserve Board, and*
4 *the President's Commission to Strengthen Social Se-*
5 *curity have all warned that failure to enact fiscally*
6 *responsible Social Security reform quickly will result*
7 *in 1 or more of the following:*

8 (A) *Higher tax rates.*

9 (B) *Lower Social Security benefit levels.*

10 (C) *Increased Federal debt or less spending*
11 *on other Federal programs.*

12 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
13 *ate that—*

14 (1) *the President, the Congress and the American*
15 *people (including seniors, workers, women, minorities,*
16 *and disabled persons) should work together at the ear-*
17 *liest opportunity to enact legislation to achieve a sol-*
18 *vent and permanently sustainable Social Security*
19 *system; and*

20 (2) *Social Security reform—*

21 (A) *must protect current and near retirees*
22 *from any changes to Social Security benefits;*

23 (B) *must reduce the pressure on future tax-*
24 *payers and on other budgetary priorities;*

1 (C) must provide benefit levels that ade-
2 quately reflect individual contributions to the
3 Social Security System.

4 (D) must preserve and strengthen the safety
5 net for vulnerable populations, including the dis-
6 abled and survivors.

7 (3) We should honor section 13301 of the Budget
8 Enforcement Act of 1990.

9 **SEC. 309. SENSE OF THE SENATE CONCERNING STATE FIS-**
10 **CAL RELIEF.**

11 (a) *FINDINGS.*—The Senate makes the following find-
12 ings:

13 (1) States are experiencing the most severe fiscal
14 crisis since World War II.

15 (2) States are instituting severe cuts to a variety
16 of vital programs such as health care, child care, edu-
17 cation, and other essential services.

18 (3) According to the Kaiser Commission on Med-
19 icaid and the Uninsured, 49 States already have
20 taken actions or plan to cut medicaid before or dur-
21 ing the current fiscal year 2003. Medicaid budget pro-
22 posals in many States would eliminate or curtail
23 health benefits for eligible families and substantially
24 reduce or freeze provider reimbursement rates.

1 (4) *In 2002, at least 13 States reported decreased*
2 *State investments in their child care assistance pro-*
3 *grams.*

4 (5) *According to a forthcoming analysis of 22*
5 *States, at least 1,700,000 people are now at risk of*
6 *losing their health care coverage under cuts that have*
7 *already been implemented or proposed.*

8 (6) *Fiscal relief would help avoid adding even*
9 *more Americans to the ranks of the uninsured while*
10 *preserving the safety net when it is most needed dur-*
11 *ing an economic downturn.*

12 (7) *Curtailing the States' need to cut spending*
13 *and increase taxes is essential for true economic*
14 *growth.*

15 (b) *SENSE OF THE SENATE.—It is the Sense of the*
16 *Senate that the functional totals in this resolution assume*
17 *that any legislation enacted to provide economic growth for*
18 *the United States should include not less than*
19 *\$30,000,000,000 for State fiscal relief over the next 18*
20 *months (of which at least half should be provided through*
21 *a temporary increase in the Federal medical assistance per-*
22 *centage (FMAP)).*

23 **SEC. 310. FEDERAL AGENCY REVIEW COMMISSION.**

24 *It is the sense of the Senate that a commission should*
25 *be established to review Federal domestic agencies, and pro-*

1 *grams within such agencies, with the express purpose of*
2 *providing Congress with recommendations, and legislation*
3 *to implement those recommendations, to realign or elimi-*
4 *nate government agencies and programs that are duplica-*
5 *tive, wasteful, inefficient, outdated, or irrelevant, or have*
6 *failed to accomplish their intended purpose.*

7 **SEC. 311. SENSE OF THE SENATE REGARDING HIGHWAY**
8 **SPENDING.**

9 *(a) FINDINGS.—The Senate makes the following find-*
10 *ings:*

11 *(1) Highway construction funding should in-*
12 *crease over current levels.*

13 *(2) The Senate Budget Committee-passed Resolu-*
14 *tion increases highway funding above the President's*
15 *request.*

16 *(3) All vehicles, whether they are operated by*
17 *gasoline, gasohol, or electricity, do damage to our*
18 *highways.*

19 *(4) As set out in TEA–21, the direct relationship*
20 *between excise taxes and highway spending makes*
21 *sense and should be maintained.*

22 *(5) Highways should be funded through user fees*
23 *such as excise taxes and not through the General*
24 *Fund of the Treasury.*

1 (b) *SENSE OF THE SENATE.*—*It is the sense of the Sen-*
2 *ate that the Senate should only consider legislation that in-*
3 *creases highway spending if such legislation changes high-*
4 *way user fees to pay for such increased spending.*

5 **SEC. 312. SENSE OF THE SENATE CONCERNING AN EXPAN-**
6 **SION IN HEALTH CARE COVERAGE.**

7 (a) *FINDINGS.*—*The Senate finds that—*

8 (1) *there were 74,700,000 Americans who were*
9 *uninsured for all or part of the two-year period of*
10 *2001 and 2002;*

11 (2) *this large group of uninsured Americans con-*
12 *stitutes almost one out of every three Americans*
13 *under the age of 65;*

14 (3) *most of these uninsured individual were*
15 *without health coverage for lengthy periods of time,*
16 *with two-thirds of them uninsured for over six*
17 *months;*

18 (4) *four out of five uninsured individuals are in*
19 *working families;*

20 (5) *high health care costs, the large number of*
21 *unemployed workers, and State cutbacks of public*
22 *health programs occasioned by State fiscal crises are*
23 *causing more and more individuals to become unin-*
24 *sured; and*

1 (6) *uninsured individuals are less likely to have*
2 *a usual source of care outside of an emergency room,*
3 *often go without screenings and preventive care, often*
4 *delay or forgo needed medical care, are often subject*
5 *to avoidable hospital days, and are sicker and die*
6 *earlier than those individuals who have health insur-*
7 *ance.*

8 (b) *SENSE OF SENATE.—It is the sense of the Senate*
9 *that the functional totals in this resolution assume that—*

10 (1) *expanded access to health care coverage*
11 *throughout the United States is a top priority for na-*
12 *tional policymaking; and*

13 (2) *to the extent that additional funds are made*
14 *available, a significant portion of such funds should*
15 *be dedicated to expanding access to health care cov-*
16 *erage so that fewer individuals are uninsured and*
17 *fewer individuals are likely to become uninsured.*

18 **SEC. 313. SENSE OF THE SENATE ON THE STATE CRIMINAL**

19 **ALIEN ASSISTANCE PROGRAM.**

20 (a) *FINDINGS.—The Senate finds the following:*

21 (1) *The control of illegal immigration is a Fed-*
22 *eral responsibility.*

23 (2) *In fiscal year 2002, however, State and local*
24 *governments spent more than \$13,000,000,000 in costs*

1 *associated with the incarceration of undocumented*
2 *criminal aliens.*

3 (3) *The Federal Government provided*
4 *\$565,000,000 in appropriated funding to the State*
5 *Criminal Alien Assistance Program (SCAAP) to re-*
6 *imburse State and local governments for these costs.*

7 (4) *In fiscal year 2003, the fiscal burden of in-*
8 *carcerating undocumented criminal aliens is likely to*
9 *grow, however, Congress provided only \$250,000,000*
10 *to help cover these costs.*

11 (5) *The 56 percent cut in fiscal year 2003 fund-*
12 *ing for SCAAP will place an enormous burden on*
13 *State and local law enforcement agencies during a*
14 *time of heightened efforts to secure our homeland.*

15 (6) *The Administration did not include funding*
16 *for SCAAP in its fiscal year 2004 budget.*

17 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
18 *ate that—*

19 (1) *the functional totals underlying this resolu-*
20 *tion on the budget assumes that the State Criminal*
21 *Alien Assistance Program be funded at \$585,000,000*
22 *to reimburse State and local law enforcement agencies*
23 *for the burdens imposed in fiscal year 2003 by the in-*
24 *carceration of undocumented criminal aliens; and*

1 (2) Congress enact a long-term reauthorization of
2 the State Criminal Alien Assistance Program begin-
3 ning with the authorization of \$750,000,000 in fiscal
4 year 2004 to reimburse State and county governments
5 for the burdens undocumented criminal aliens have
6 placed on the local criminal justice system.

7 **SEC. 314. SENSE OF THE SENATE CONCERNING PROGRAMS**
8 **OF THE CORPS OF ENGINEERS.**

9 (a) *FINDINGS.*—The Senate finds that—

10 (1) the Corps of Engineers provides quality, re-
11 sponsive engineering services to the United States, in-
12 cluding planning, designing, building, and operating
13 invaluable water resources and civil works projects;

14 (2) the ports of the United States are a vital
15 component of the economy of the United States, play-
16 ing a critical role in international trade and com-
17 merce and in maintaining the energy supply of the
18 United States;

19 (3) interruption of port operations would have a
20 devastating effect on the United States;

21 (4) the navigation program of the Corps enables
22 2,400,000,000 tons of commerce to move on navigable
23 waterways;

1 (5) *the Department of Transportation estimates*
2 *that those cargo movements have created jobs for*
3 *13,000,000 people;*

4 (6) *flood damage reduction structures provided*
5 *and maintained by the Corps save taxpayers*
6 *\$21,000,000,000 in damages every year, in addition*
7 *to numerous human lives;*

8 (7) *the Corps designs and manages the construc-*
9 *tion of military facilities for the Army and Air Force*
10 *while providing support to the Department of Defense*
11 *and other Federal agencies;*

12 (8) *the Civil Works program of the Corps adds*
13 *significant value to the economy of the United States,*
14 *including recreation and ecosystem restoration;*

15 (9) *through contracting methods, the civil works*
16 *program employs thousands of private sector contract*
17 *employees, as well as Federal employees, in all aspects*
18 *of construction, science, engineering, architecture,*
19 *management, planning, design, operations, and*
20 *maintenance; and*

21 (10) *the Bureau of Labor Statistics indicates*
22 *that \$1,000,000,000 expended for the Civil Works pro-*
23 *gram generates approximately 40,000 jobs in support*
24 *of construction operation and maintenance activities*
25 *in the United States.*

1 (b) *BUDGETARY ASSUMPTIONS.—It is the sense of the*
 2 *Senate that—*

3 (1) *to perform vital functions described in sub-*
 4 *section (a), the Corps of Engineers requires additional*
 5 *funding; and*

6 (2) *the budgetary totals in this resolution assume*
 7 *that the level of funding provided for programs of the*
 8 *Corps described in subsection (a) will not be reduced*
 9 *below current baseline spending levels established for*
 10 *the programs.*

11 ***SEC. 315. RADIO INTEROPERABILITY FOR FIRST RESPOND-***
 12 ***ERS.***

13 (a) *STUDY.—It is the sense of the Senate that the At-*
 14 *torney General, in consultation with the Secretary of Home-*
 15 *land Security, should conduct a study of the need and cost*
 16 *to make the radio systems used by fire departments and*
 17 *emergency medical services agencies interoperable with*
 18 *those used by law enforcement to the extent that interoper-*
 19 *ability will not interfere with law enforcement operations.*

20 (b) *GRANT PROGRAM.—It is the sense of the Senate*
 21 *that Congress should authorize and appropriate*
 22 *\$20,000,000 to establish a grant program through which the*
 23 *Attorney General would award grants to local governments*
 24 *to assist fire departments and emergency medical services*
 25 *agencies to establish radio interoperability.*

1 **SEC. 316. SENSE OF THE SENATE ON CORPORATE TAX**
2 **HAVEN LOOPHOLES.**

3 (a) *FINDINGS.*—Congress finds that companies are
4 taking advantage of loopholes in the United States tax code
5 to direct taxable income to tax haven jurisdictions, some
6 of which have excessive bank secrecy laws and a poor record
7 of cooperation with United States civil and criminal tax
8 enforcement.

9 (b) *SENSE OF THE SENATE.*—It is the sense of the Sen-
10 ate that the Senate should act to stop companies from
11 avoiding paying their fair share of United States taxes
12 by—

13 (1) addressing the problem of corporations that
14 have renounced their United States citizenship (“in-
15 verted”) by relocating their headquarters to tax haven
16 jurisdictions while maintaining their primary offices
17 and production or service facilities in the United
18 States; and

19 (2) addressing the problem of Bermuda-based in-
20 surance companies that are using reinsurance agree-
21 ments with their subsidiaries to direct property and
22 casualty insurance premiums out of the United States
23 into Bermuda to reduce their United States taxes in
24 a way that places United States property and cas-
25 ualty insurance companies at a competitive disadvan-
26 tage.

1 **SEC. 317. SENSE OF SENATE ON PHASED-IN CONCURRENT**
 2 **RECEIPT OF RETIRED PAY AND VETERANS'**
 3 **DISABILITY COMPENSATION FOR VETERANS**
 4 **WITH SERVICE-CONNECTED DISABILITIES**
 5 **RATED AT 60 PERCENT OR HIGHER.**

6 *It is the sense of the Senate that the new budget author-*
 7 *ity and outlays for fiscal years 2004 through 2013 for Na-*
 8 *tional Defense (050) specified in section 103(1) are ade-*
 9 *quate to provide, and should provide, for the phased-in of*
 10 *concurrent receipt of retired pay and veterans' disability*
 11 *compensation by veterans with service-connected disabilities*
 12 *rated 60 percent or higher as if section 1414 of title 10,*
 13 *United States Code, were amended to read as follows:*

14 **“§1414. Members eligible for retired pay who have**
 15 **service-connected disabilities: payment of**
 16 **retired pay and veterans' disability com-**
 17 **ensation for disabilities rated at 60 per-**
 18 **cent or higher**

19 *“(a) PAYMENT OF BOTH RETIRED PAY AND COM-*
 20 *PENSATION.—A member or former member of the uniformed*
 21 *services described in subsection (b) is entitled to be paid*
 22 *retired pay, up to the amount determined for such member*
 23 *or former member under subsection (d), in addition to any*
 24 *entitlement to veterans' disability compensation, without*
 25 *regard to sections 5304 and 5305 of title 38.*

1 “(b) *COVERED MEMBERS.*—A member or former mem-
2 ber described in this subsection is any member or former
3 member who is entitled to retired pay (other than as speci-
4 fied in subsection (c)) and who is also entitled to veterans’
5 disability compensation for a service-connected disability
6 rated at 60 percent or higher, as determined under laws
7 administered by the Secretary of Veterans Affairs.

8 “(c) *EXCEPTION.*—Subsection (a) does not apply to a
9 member retired under chapter 61 of this title with less than
10 20 years of service otherwise creditable under section 1405
11 of this title at the time of the member’s retirement.

12 “(d) *MAXIMUM AMOUNT OF RETIRED PAY.*—The max-
13 imum amount of retired pay to which a member or former
14 member is entitled under subsection (a) is as follows:

15 “(1) For months beginning with January 2004
16 and ending with December 2004, the amount equal to
17 45 percent of the amount of retired pay to which the
18 member or former member would be entitled if the
19 member or former member were paid retired pay
20 without regard to sections 5304 and 5305 of title 38
21 for such months.

22 “(2) For months beginning with January 2005
23 and ending with December 2005, the amount equal to
24 60 percent of the amount of retired pay to which the
25 member or former member would be entitled if the

1 *member or former member were paid retired pay*
2 *without regard to sections 5304 and 5305 of title 38*
3 *for such months.*

4 “(3) *For months beginning with January 2006*
5 *and ending with December 2006, the amount equal to*
6 *80 percent of the amount of retired pay to which the*
7 *member or former member would be entitled if the*
8 *member or former member were paid retired pay*
9 *without regard to sections 5304 and 5305 of title 38*
10 *for such months.*

11 “(4) *For months beginning after December 2006,*
12 *the amount equal to the full amount of retired pay to*
13 *which the member or former member would be entitled*
14 *if the member or former member were paid retired*
15 *pay without regard to sections 5304 and 5305 of title*
16 *38 for such months.*

17 “(e) *DEFINITIONS.—In this section:*

18 “(1) *The term ‘retired pay’ includes retainer*
19 *pay, emergency officers’ retirement pay, and naval*
20 *pension.*

21 “(2) *The term ‘service-connected’ has the mean-*
22 *ing given that term in section 101(16) of title 38.*

23 “(3) *The term ‘veterans’ disability compensation’*
24 *has the meaning given the term ‘compensation’ in sec-*
25 *tion 101(12) of title 38.”.*

1 (2) *COORDINATION WITH SPECIAL COMPENSA-*
2 *TION AUTHORITY.*—Section 1413 of such title is
3 *amended—*

4 (1) *in subsection (a)—*

5 (A) *by inserting “, for months in 2002 and*
6 *2003,” after “Secretary concerned shall”; and*

7 (B) *by striking the last sentence; and*

8 (2) *in subsection (b)—*

9 (A) *in paragraph (2), by striking “Sep-*
10 *tember 2004” and inserting “December 2003”;*

11 *and*

12 (B) *by striking paragraph (3).*

13 (3) *ADDITIONAL CONFORMING AMENDMENTS.—*

14 (A) *Effective on December 31, 2003, section 1413a of*
15 *such title is repealed.*

16 (B) *Effective on the date of the enactment of this*
17 *Act, subsection (d) of section 641 of the National De-*
18 *fense Authorization Act for Fiscal Year 2002 (Public*
19 *Law 107–107; 115 Stat. 1150; 10 U.S.C. 1414 note)*
20 *is repealed.*

21 (4) *CLERICAL AMENDMENTS.—(A) Effective on*
22 *the date of the enactment of this Act, the table of sec-*
23 *tions at the beginning of chapter 71 of title 10,*
24 *United States Code, is amended by striking the item*

1 relating to section 1414 and inserting the following
2 new item:

“1414. Members eligible for retired pay who have service-connected disabilities:
payment of retired pay and veterans’ disability compensation
for disabilities rated at 60 percent or higher.”.

3 (B) Effective December 31, 2003, the table of sec-
4 tions at the beginning of such chapter is amended by
5 striking the item relating to section 1413a.

6 **SEC. 318. SENSE OF THE SENATE CONCERNING NATIVE**
7 **AMERICAN HEALTH.**

8 *It is the sense of the Senate that Congress has recog-*
9 *nized the importance of Native American health. In 1997,*
10 *Congress enacted a program to spend \$30,000,000 a year*
11 *on research and treatment on diabetes in the Native Amer-*
12 *ican community. This amount was increased to*
13 *\$100,000,000 a year in 2000 and further increased to*
14 *\$150,000,000 a year in 2002. This is a 500 percent increase*
15 *since 1997. This priority focuses on prevention and treat-*
16 *ment for a major disease in the Native American commu-*
17 *nity.*

18 **SEC. 319. RESERVE FUND TO STRENGTHEN SOCIAL SECU-**
19 **RITY.**

20 *If legislation is reported by the Senate Committee on*
21 *Finance, or an amendment thereto is offered or a conference*
22 *report thereon is submitted that would extend the solvency*
23 *of the Social Security Trust Funds, the Chairman of the*
24 *Senate Committee on the Budget may revise the aggregates,*

1 *functional totals, allocations, and other appropriate levels*
 2 *and limits in this resolution by up to \$396,000,000,000 in*
 3 *budget authority and outlays for the total of fiscal years*
 4 *2003 through 2013.*

5 **SEC. 320. SENSE OF THE SENATE ON PROVIDING TAX AND**
 6 **OTHER INCENTIVES TO REVITALIZE RURAL**
 7 **AMERICA.**

8 *It is the sense of the Senate that if tax relief measures*
 9 *are passed in accordance with the assumptions in the budg-*
 10 *et resolution in this session of Congress, such legislation*
 11 *should include tax and other financial incentives, like those*
 12 *included in the New Homestead Act (S. 602), to help rural*
 13 *communities fight the economic decimation caused by*
 14 *chronic out-migration by giving them the tools they need*
 15 *to attract individuals to live and work, or to start and grow*
 16 *a business, in such rural areas.*

17 **SEC. 321. SENSE OF THE SENATE CONCERNING HIGHER**
 18 **EDUCATION AFFORDABILITY.**

19 *(a) FINDINGS.—The Senate finds that—*

20 *(1) in our increasingly competitive global econ-*
 21 *omy, the attainment of higher education is critical to*
 22 *the economic success of an individual, as evidenced by*
 23 *the fact that, in 1975, college graduates earned an av-*
 24 *erage of 57 percent more than individuals who were*
 25 *only high school graduates, as compared to the fact*

1 *that, in 2001, college graduates earned an average of*
2 *84 percent more than high school graduates;*

3 *(2) over the past 20 years, the average cost of*
4 *college tuition has increased by over 250 percent and*
5 *is increasing—*

6 *(A) at a faster rate than any consumer*
7 *item, including health care; and*

8 *(B) at a rate that is more than twice as fast*
9 *as the rate of inflation;*

10 *(3) despite increases in grant amounts contained*
11 *in legislation recently enacted by Congress, the value*
12 *of the maximum Pell Grant has declined 15 percent*
13 *since 1975 in inflation-adjusted terms, forcing more*
14 *students to rely on student loans to finance the cost*
15 *of a higher education;*

16 *(4) from fiscal years 1990 to 2000, the demand*
17 *for student loans rose by 41 percent and the average*
18 *student loan amount increased by 48.2 percent; and*

19 *(5) according to the Department of Education,*
20 *there is approximately \$150,000,000,000 in out-*
21 *standing student loan debt and students borrowed*
22 *more during the decade beginning in 1990 than dur-*
23 *ing all of the decades beginning in 1960, 1970, and*
24 *1980.*

1 (b) *SENSE OF THE SENATE.*—*It is the sense of the Sen-*
 2 *ate that economic stimulus legislation enacted pursuant to*
 3 *the instructions contained in this concurrent resolution on*
 4 *the budget should include provisions to make higher edu-*
 5 *cation affordable, including—*

6 (1) *a provision to make permanent the above-the-*
 7 *line deduction for the higher education expenses of a*
 8 *taxpayer and members of the taxpayer's family and*
 9 *to increase such deduction to \$8,000 for taxable year*
 10 *2003 and \$12,000 for taxable year 2004 and there-*
 11 *after; and*

12 (2) *a credit against tax of up to \$1,500 for each*
 13 *taxable year (indexed for inflation) for interest paid*
 14 *during such taxable year on loans incurred for higher*
 15 *education expenses—*

16 (A) *during the first 60 months such pay-*
 17 *ments are required; and*

18 (B) *paid by individuals who are not de-*
 19 *pendents.*

20 ***SEC. 322. SENSE OF THE SENATE CONCERNING CHILDREN'S***
 21 ***GRADUATE MEDICAL EDUCATION.***

22 (a) *FINDINGS.*—*The Senate finds that—*

23 (1) *children's hospitals provide excellent care for*
 24 *children;*

1 (2) *the importance of children’s hospitals extends*
 2 *to the health care of all children throughout the*
 3 *United States;*

4 (3) *making up only 1 percent of all hospitals,*
 5 *independent children’s hospitals train almost 30 per-*
 6 *cent of all pediatricians and 50 percent of all pedi-*
 7 *atric specialists;*

8 (4) *children’s hospitals provide over 50 percent*
 9 *of the hospital care in the United States for children*
 10 *with serious illness, including needing cardiatric sur-*
 11 *gery, children with cancer, and children with cerebral*
 12 *palsy; and*

13 (5) *children’s hospitals are important centers for*
 14 *pediatric research and the major pipeline for future*
 15 *pediatric researchers.*

16 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
 17 *ate that, for fiscal year 2004, children’s graduate medical*
 18 *education should be funded at \$305,000,000.*

19 ***SEC. 323. SENSE OF THE SENATE ON FUNDING FOR CRIMI-***
 20 ***NAL JUSTICE.***

21 (a) *FINDINGS.—The Senate finds that—*

22 (1) *bipartisan efforts have led to success in the*
 23 *fight against crime and improvements in the admin-*
 24 *istration of justice;*

1 (2) *Congress steadily increased funding for crime*
 2 *identification technologies between 1994 and 2003;*
 3 *and*

4 (3) *a strong commitment to improve crime iden-*
 5 *tification technologies is still needed.*

6 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
 7 *ate that the funding levels in this resolution assume that*
 8 *the programs authorized under the Crime Identification*
 9 *Technology Act of 1998 to improve the justice system will*
 10 *be fully funded at the levels authorized for each of the fiscal*
 11 *years 2004 through 2007.*

12 ***SEC. 324. SENSE OF THE SENATE CONCERNING FUNDING***
 13 ***FOR DRUG TREATMENT PROGRAMS.***

14 *It is the sense of the Senate that the functional totals*
 15 *in this resolution assume that up to \$20,000,000 from funds*
 16 *designated, but not obligated, for travel and administrative*
 17 *expenses, from drug interdiction activities should be used*
 18 *for service-oriented targeted grants for the utilization of*
 19 *substances that block the craving for heroin and that are*
 20 *newly approved for such use by the Food and Drug Admin-*
 21 *istration.*

22 ***SEC. 325. FUNDING FOR AFTER-SCHOOL PROGRAMS.***

23 (a) *FINDINGS.—Congress finds that:*

1 (1) *Studies show that organized extracurricular*
 2 *activities, such as after-school programs, reduce crime,*
 3 *drug use, and teenage pregnancy.*

4 (2) *According to the FBI, youth are most at risk*
 5 *for committing violent acts and being victims of vio-*
 6 *lent crimes between 3:00 p.m. and 8:00 p.m.—after*
 7 *school is out and before parents arrive home.*

8 (3) *There remains a great need for after-school*
 9 *programs. The Census Bureau reported that at least*
 10 *8 to 15 million children have no place to go after*
 11 *school is out.*

12 (4) *Current funding for after-school programs*
 13 *provide almost 1.4 million children across the country*
 14 *a safe and enriching place to go after school instead*
 15 *of being home alone.*

16 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
 17 *ate that the levels in this resolution assume that funding*
 18 *for 21st Century Community Learning Centers is at least*
 19 *enough to ensure the number of children participating in*
 20 *afterschool programs does not decrease.*

21 **SEC. 326. SENSE OF THE SENATE ON THE \$1,000 CHILD**
 22 **CREDIT.**

23 *It is the sense of the Senate that extending the \$1,000*
 24 *child credit for 3 additional years (2011–2013) can be ac-*

1 *commodated within the revenue totals and instructions of*
2 *this resolution.*

3 **SEC. 327. SENSE OF THE SENATE CONCERNING FUNDING**
4 **FOR DOMESTIC NUTRITION ASSISTANCE PRO-**
5 **GRAMS.**

6 *(a) FINDINGS.—The Senate finds that—*

7 *(1) domestic nutrition assistance programs ad-*
8 *ministered by the Secretary of Agriculture—*

9 *(A) have a long history of bipartisan sup-*
10 *port;*

11 *(B) have an accomplished record of pre-*
12 *venting health problems for children and pro-*
13 *moting the health, growth, and development of*
14 *children;*

15 *(C) provide United States agricultural pro-*
16 *ducers and food manufacturers with important*
17 *and substantial markets through which they can*
18 *obtain and sustain livelihoods; and*

19 *(D) are due to be reauthorized and im-*
20 *proved during the 108th Congress; and*

21 *(2) the budget proposed by the President for fis-*
22 *cal year 2004—*

23 *(A) maintains current levels of funding for*
24 *child nutrition;*

1 (B) extends and improves nutrition assist-
2 ance programs, including—

3 (i) the school breakfast program estab-
4 lished by section 4 of the Child Nutrition
5 Act of 1966 (42 U.S.C. 1773);

6 (ii) the school lunch program estab-
7 lished under the Richard B. Russell Na-
8 tional School Lunch Act (42 U.S.C. 1751 et
9 seq.); and

10 (iii) the child and adult care food pro-
11 gram established under the section 17 of the
12 Richard B. Russell National School Lunch
13 Act (42 U.S.C. 1766); and

14 (C) renews and fully funds the special sup-
15 plemental nutrition program for women, infants,
16 and children established by section 17 of the
17 Child Nutrition Act of 1966 (42 U.S.C. 1786).

18 (b) SENSE OF THE SENATE.—It is the sense of the Sen-
19 ate that the final budget conference agreement should not
20 take or propose any actions that reduce the level of funding
21 provided for domestic nutrition assistance programs ad-
22 ministered by the Secretary of Agriculture below current
23 baseline spending levels for the programs.

1 **SEC. 328. SENSE OF SENATE CONCERNING FREE TRADE**
2 **AGREEMENT WITH THE UNITED KINGDOM.**

3 *It is the sense of the Senate that the President should*
4 *negotiate a free trade agreement with the United Kingdom.*

5 **SEC. 329. RESERVE FUND FOR POSSIBLE MILITARY ACTION**
6 **AND RECONSTRUCTION IN IRAQ.**

7 (a) *IN GENERAL.*—*Upon the favorable reporting of leg-*
8 *islation by the Committee on Appropriations of the Senate*
9 *making discretionary appropriations in excess of the levels*
10 *assumed in this resolution for expenses for possible military*
11 *action and reconstruction in Iraq in fiscal years 2003*
12 *through 2013, the Committee on the Budget of the Senate*
13 *may, in consultation with the Chairman and Ranking*
14 *Member of the appropriate committee, revise the level of*
15 *total new budget authority and outlays, the functional to-*
16 *tals, allocations, discretionary spending limits, and levels*
17 *of deficits and debt in this resolution by up to*
18 *\$100,000,000,000 in budget authority and outlays.*

19 (b) *APPLICATION.*—*Any adjustments of allocations*
20 *and aggregates made pursuant to this resolution shall—*

21 (1) *apply while that measure is under consider-*
22 *ation;*

23 (2) *take effect upon the enactment of that meas-*
24 *ure; and*

25 (3) *be published in the Congressional Record as*
26 *soon as practicable.*

1 (c) *EFFECT OF CHANGED ALLOCATIONS AND AGGRE-*
2 *GATES.*—*Revised allocations and aggregates resulting from*
3 *these adjustments shall be considered for the purposes of the*
4 *Congressional Budget Act of 1974 as allocations and aggre-*
5 *gates contained in this resolution.*

6 (d) *BUDGET COMMITTEE DETERMINATIONS.*—*For*
7 *purposes of this resolution—*

8 (1) *the levels of new budget authority, outlays,*
9 *direct spending, new entitlement authority, revenues,*
10 *deficits, and surpluses for a fiscal year or period of*
11 *fiscal years shall be determined on the basis of esti-*
12 *mates made by the Committee on the Budget of the*
13 *Senate; and*

14 (2) *the Chairman of that Committee may make*
15 *any other necessary adjustments to such levels to*
16 *carry out this resolution.*

Attest:

Secretary.

108TH CONGRESS
1ST SESSION

H. CON. RES. 95

AMENDMENT