

## **TEXT OF BUDGET CONTROL ACT AMENDMENT**

Strike all after the enacting clause and insert the following:

### **1 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the  
3 “Budget Control Act of 2011”.

4 (b) TABLE OF CONTENTS.—The table of contents for  
5 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Severability.

#### **TITLE I—TEN-YEAR DISCRETIONARY CAPS WITH SEQUESTER**

Sec. 101. Enforcing discretionary spending limits.

Sec. 102. Definitions.

Sec. 103. Reports and orders.

Sec. 104. Expiration.

Sec. 105. Amendments to the Congressional Budget and Impoundment Control  
Act of 1974.

Sec. 106. Senate budget enforcement.

#### **TITLE II—VOTE ON THE BALANCED BUDGET AMENDMENT**

Sec. 201. Vote on the balanced budget amendment.

Sec. 202. Consideration by the other House.

#### **TITLE III—DEBT CEILING DISAPPROVAL PROCESS**

Sec. 301. Debt ceiling disapproval process.

Sec. 302. Enforcement of budget goal.

#### **TITLE IV—JOINT SELECT COMMITTEE ON DEFICIT REDUCTION**

Sec. 401. Establishment of Joint Select Committee.

Sec. 402. Expedited consideration of joint committee recommendations.

Sec. 403. Funding.

Sec. 404. Rulemaking.

#### **TITLE V—PELL GRANT AND STUDENT LOAN PROGRAM CHANGES**

Sec. 501. Federal Pell grants.

Sec. 502. Termination of authority to make interest subsidized loans to graduate and professional students.

Sec. 503. Termination of direct loan repayment incentives.

Sec. 504. Inapplicability of title IV negotiated rulemaking and master calendar exception.

1 **SEC. 2. SEVERABILITY.**

2 If any provision of this Act, or any application of such  
3 provision to any person or circumstance, is held to be un-  
4 constitutional, the remainder of this Act and the applica-  
5 tion of this Act to any other person or circumstance shall  
6 not be affected.

7 **TITLE I—TEN-YEAR DISCRE-**  
8 **TIONARY CAPS WITH SEQUES-**  
9 **TER**

10 **SEC. 101. ENFORCING DISCRETIONARY SPENDING LIMITS.**

11 Section 251 of the Balanced Budget and Emergency  
12 Deficit Control Act of 1985 is amended to read as follows:

13 **“SEC. 251. ENFORCING DISCRETIONARY SPENDING LIMITS.**

14 **“(a) ENFORCEMENT.—**

15 **“(1) SEQUESTRATION.—**Within 15 calendar  
16 days after Congress adjourns to end a session there  
17 shall be a sequestration to eliminate a budget-year  
18 breach, if any, within any category.

19 **“(2) ELIMINATING A BREACH.—**Each non-ex-  
20 empt account within a category shall be reduced by  
21 a dollar amount calculated by multiplying the en-  
22 acted level of sequestrable budgetary resources in

1 that account at that time by the uniform percentage  
2 necessary to eliminate a breach within that category.

3 “(3) MILITARY PERSONNEL.—If the President  
4 uses the authority to exempt any personnel account  
5 from sequestration under section 255(f), each ac-  
6 count within subfunctional category 051 (other than  
7 those military personnel accounts for which the au-  
8 thority provided under section 255(f) has been exer-  
9 cised) shall be further reduced by a dollar amount  
10 calculated by multiplying the enacted level of non-ex-  
11 empt budgetary resources in that account at that  
12 time by the uniform percentage necessary to offset  
13 the total dollar amount by which outlays are not re-  
14 duced in military personnel accounts by reason of  
15 the use of such authority.

16 “(4) PART-YEAR APPROPRIATIONS.—If, on the  
17 date specified in paragraph (1), there is in effect an  
18 Act making or continuing appropriations for part of  
19 a fiscal year for any budget account, then the dollar  
20 sequestration calculated for that account under  
21 paragraphs (2) and (3) shall be subtracted from—

22 “(A) the annualized amount otherwise  
23 available by law in that account under that or  
24 a subsequent part-year appropriation; and

1           “(B) when a full-year appropriation for  
2           that account is enacted, from the amount other-  
3           wise provided by the full-year appropriation for  
4           that account.

5           “(5) LOOK-BACK.—If, after June 30, an appro-  
6           priation for the fiscal year in progress is enacted  
7           that causes a breach within a category for that year  
8           (after taking into account any sequestration of  
9           amounts within that category), the discretionary  
10          spending limits for that category for the next fiscal  
11          year shall be reduced by the amount or amounts of  
12          that breach.

13          “(6) WITHIN-SESSION SEQUESTRATION.—If an  
14          appropriation for a fiscal year in progress is enacted  
15          (after Congress adjourns to end the session for that  
16          budget year and before July 1 of that fiscal year)  
17          that causes a breach within a category for that year  
18          (after taking into account any prior sequestration of  
19          amounts within that category), 15 days later there  
20          shall be a sequestration to eliminate that breach  
21          within that category following the procedures set  
22          forth in paragraphs (2) through (4).

23          “(7) ESTIMATES.—

24                 “(A) CBO ESTIMATES.—As soon as prac-  
25                 ticable after Congress completes action on any

1 discretionary appropriation, CBO, after con-  
2 sultation with the Committees on the Budget of  
3 the House of Representatives and the Senate,  
4 shall provide OMB with an estimate of the  
5 amount of discretionary new budget authority  
6 and outlays for the current year, if any, and the  
7 budget year provided by that legislation.

8 “(B) OMB ESTIMATES AND EXPLANATION  
9 OF DIFFERENCES.—Not later than 7 calendar  
10 days (excluding Saturdays, Sundays, and legal  
11 holidays) after the date of enactment of any  
12 discretionary appropriation, OMB shall trans-  
13 mit a report to the House of Representatives  
14 and to the Senate containing the CBO estimate  
15 of that legislation, an OMB estimate of the  
16 amount of discretionary new budget authority  
17 and outlays for the current year, if any, and the  
18 budget year provided by that legislation, and an  
19 explanation of any difference between the 2 es-  
20 timates. If during the preparation of the report  
21 OMB determines that there is a significant dif-  
22 ference between OMB and CBO, OMB shall  
23 consult with the Committees on the Budget of  
24 the House of Representatives and the Senate  
25 regarding that difference and that consultation

1 shall include, to the extent practicable, written  
2 communication to those committees that affords  
3 such committees the opportunity to comment  
4 before the issuance of the report.

5 “(C) ASSUMPTIONS AND GUIDELINES.—  
6 OMB estimates under this paragraph shall be  
7 made using current economic and technical as-  
8 sumptions. OMB shall use the OMB estimates  
9 transmitted to the Congress under this para-  
10 graph. OMB and CBO shall prepare estimates  
11 under this paragraph in conformance with  
12 scorekeeping guidelines determined after con-  
13 sultation among the Committees on the Budget  
14 of the House of Representatives and the Sen-  
15 ate, CBO, and OMB.

16 “(D) ANNUAL APPROPRIATIONS.—For  
17 purposes of this paragraph, amounts provided  
18 by annual appropriations shall include any dis-  
19 cretionary appropriations for the current year,  
20 if any, and the budget year in accounts for  
21 which funding is provided in that legislation  
22 that result from previously enacted legislation.

23 “(b) ADJUSTMENTS TO DISCRETIONARY SPENDING  
24 LIMITS.—

1           “(1) CONCEPTS AND DEFINITIONS.—When the  
2           President submits the budget under section 1105 of  
3           title 31, United States Code, OMB shall calculate  
4           and the budget shall include adjustments to discre-  
5           tionary spending limits (and those limits as cumula-  
6           tively adjusted) for the budget year and each out-  
7           year to reflect changes in concepts and definitions.  
8           Such changes shall equal the baseline levels of new  
9           budget authority and outlays using up-to-date con-  
10          cepts and definitions, minus those levels using the  
11          concepts and definitions in effect before such  
12          changes. Such changes may only be made after con-  
13          sultation with the Committees on Appropriations  
14          and the Budget of the House of Representatives and  
15          the Senate, and that consultation shall include writ-  
16          ten communication to such committees that affords  
17          such committees the opportunity to comment before  
18          official action is taken with respect to such changes.

19          “(2) SEQUESTRATION REPORTS.—When OMB  
20          submits a sequestration report under section 254(e),  
21          (f), or (g) for a fiscal year, OMB shall calculate, and  
22          the sequestration report and subsequent budgets  
23          submitted by the President under section 1105(a) of  
24          title 31, United States Code, shall include adjust-  
25          ments to discretionary spending limits (and those

1 limits as adjusted) for the fiscal year and each suc-  
2 ceeding year, as follows:

3 “(A) EMERGENCY APPROPRIATIONS; OVER-  
4 SEAS CONTINGENCY OPERATIONS/GLOBAL WAR  
5 ON TERRORISM.—If, for any fiscal year, appro-  
6 priations for discretionary accounts are enacted  
7 that—

8 “(i) the Congress designates as emer-  
9 gency requirements in statute on an ac-  
10 count by account basis and the President  
11 subsequently so designates, or

12 “(ii) the Congress designates for  
13 Overseas Contingency Operations/Global  
14 War on Terrorism in statute on an account  
15 by account basis and the President subse-  
16 quently so designates,

17 the adjustment shall be the total of such appro-  
18 priations in discretionary accounts designated  
19 as emergency requirements or for Overseas  
20 Contingency Operations/Global War on Ter-  
21 rorism, as applicable.

22 “(B) CONTINUING DISABILITY REVIEWS  
23 AND REDETERMINATIONS.—(i) If a bill or joint  
24 resolution making appropriations for a fiscal  
25 year is enacted that specifies an amount for



1 continuing disability reviews under titles II and  
2 XVI of the Social Security Act and for the cost  
3 associated with conducting redeterminations of  
4 eligibility under title XVI of the Social Security  
5 Act, then the adjustments for that fiscal year  
6 shall be the additional new budget authority  
7 provided in that Act for such expenses for that  
8 fiscal year, but shall not exceed—

9 “(I) for fiscal year 2012,  
10 \$623,000,000 in additional new budget au-  
11 thority;

12 “(II) for fiscal year 2013,  
13 \$751,000,000 in additional new budget au-  
14 thority;

15 “(III) for fiscal year 2014,  
16 \$924,000,000 in additional new budget au-  
17 thority;

18 “(IV) for fiscal year 2015,  
19 \$1,123,000,000 in additional new budget  
20 authority;

21 “(V) for fiscal year 2016,  
22 \$1,166,000,000 in additional new budget  
23 authority;

1                   “(VI) for fiscal year 2017,  
2                   \$1,309,000,000 in additional new budget  
3                   authority;

4                   “(VII) for fiscal year 2018,  
5                   \$1,309,000,000 in additional new budget  
6                   authority;

7                   “(VIII) for fiscal year 2019,  
8                   \$1,309,000,000 in additional new budget  
9                   authority;

10                  “(IX) for fiscal year 2020,  
11                  \$1,309,000,000 in additional new budget  
12                  authority; and

13                  “(X) for fiscal year 2021,  
14                  \$1,309,000,000 in additional new budget  
15                  authority.

16                  “(ii) As used in this subparagraph—

17                         “(I) the term ‘continuing disability re-  
18                         views’ means continuing disability reviews  
19                         under sections 221(i) and 1614(a)(4) of  
20                         the Social Security Act;

21                         “(II) the term ‘redetermination’  
22                         means redetermination of eligibility under  
23                         sections 1611(e)(1) and 1614(a)(3)(H) of  
24                         the Social Security Act; and

1                   “(III) the term ‘additional new budget  
2                   authority’ means the amount provided for  
3                   a fiscal year, in excess of \$273,000,000, in  
4                   an appropriation Act and specified to pay  
5                   for the costs of continuing disability re-  
6                   views and redeterminations under the  
7                   heading ‘Limitation on Administrative Ex-  
8                   penses’ for the Social Security Administra-  
9                   tion.

10                   “(C) HEALTH CARE FRAUD AND ABUSE  
11                   CONTROL.—(i) If a bill or joint resolution mak-  
12                   ing appropriations for a fiscal year is enacted  
13                   that specifies an amount for the health care  
14                   fraud abuse control program at the Department  
15                   of Health and Human Services (75–8393–0–7–  
16                   571), then the adjustments for that fiscal year  
17                   shall be the amount of additional new budget  
18                   authority provided in that Act for such program  
19                   for that fiscal year, but shall not exceed—

20                   “(I) for fiscal year 2012,  
21                   \$270,000,000 in additional new budget au-  
22                   thority;

23                   “(II) for fiscal year 2013,  
24                   \$299,000,000 in additional new budget au-  
25                   thority;

1                   “(III) for fiscal year 2014,  
2                   \$329,000,000 in additional new budget au-  
3                   thority;

4                   “(IV) for fiscal year 2015,  
5                   \$361,000,000 in additional new budget au-  
6                   thority;

7                   “(V) for fiscal year 2016,  
8                   \$395,000,000 in additional new budget au-  
9                   thority;

10                  “(VI) for fiscal year 2017,  
11                  \$414,000,000 in additional new budget au-  
12                  thority;

13                  “(VII) for fiscal year 2018,  
14                  \$434,000,000 in additional new budget au-  
15                  thority;

16                  “(VIII) for fiscal year 2019,  
17                  \$454,000,000 in additional new budget au-  
18                  thority;

19                  “(IX) for fiscal year 2020,  
20                  \$475,000,000 in additional new budget au-  
21                  thority; and

22                  “(X) for fiscal year 2021,  
23                  \$496,000,000 in additional new budget au-  
24                  thority.

1           “(ii) As used in this subparagraph, the  
2           term ‘additional new budget authority’ means  
3           the amount provided for a fiscal year, in excess  
4           of \$311,000,000, in an appropriation Act and  
5           specified to pay for the costs of the health care  
6           fraud and abuse control program.

7           “(D) DISASTER FUNDING.—

8           “(i) If, for fiscal years 2012 through  
9           2021, appropriations for discretionary ac-  
10          counts are enacted that Congress des-  
11          ignates as being for disaster relief in stat-  
12          ute, the adjustment for a fiscal year shall  
13          be the total of such appropriations for the  
14          fiscal year in discretionary accounts des-  
15          ignated as being for disaster relief, but not  
16          to exceed the total of—

17                   “(I) the average funding provided  
18                   for disaster relief over the previous 10  
19                   years, excluding the highest and low-  
20                   est years; and

21                   “(II) the amount, for years when  
22                   the enacted new discretionary budget  
23                   authority designated as being for dis-  
24                   aster relief for the preceding fiscal  
25                   year was less than the average as cal-

1                   culated in subclause (I) for that fiscal  
2                   year, that is the difference between  
3                   the enacted amount and the allowable  
4                   adjustment as calculated in such sub-  
5                   clause for that fiscal year.

6                   “(ii) OMB shall report to the Com-  
7                   mittees on Appropriations and Budget in  
8                   each House the average calculated pursu-  
9                   ant to clause (i)(II), not later than 30 days  
10                  after the date of the enactment of the  
11                  Budget Control Act of 2011.

12                  “(iii) For the purposes of this sub-  
13                  paragraph, the term ‘disaster relief’ means  
14                  activities carried out pursuant to a deter-  
15                  mination under section 102(2) of the Rob-  
16                  ert T. Stafford Disaster Relief and Emer-  
17                  gency Assistance Act (42 U.S.C. 5122(2)).

18                  “(iv) Appropriations considered dis-  
19                  aster relief under this subparagraph in a  
20                  fiscal year shall not be eligible for adjust-  
21                  ments under subparagraph (A) for the fis-  
22                  cal year.

23                  “(c) DISCRETIONARY SPENDING LIMIT.—As used in  
24                  this part, the term ‘discretionary spending limit’ means—

25                         “(1) with respect to fiscal year 2012—

1           “(A) for the security category,  
2           \$684,000,000,000 in new budget authority; and

3           “(B) for the nonsecurity category,  
4           \$359,000,000,000 in new budget authority;

5           “(2) with respect to fiscal year 2013—

6           “(A) for the security category,  
7           \$686,000,000,000 in new budget authority; and

8           “(B) for the nonsecurity category,  
9           \$361,000,000,000 in new budget authority;

10          “(3) with respect to fiscal year 2014, for the  
11          discretionary category, \$1,066,000,000,000 in new  
12          budget authority;

13          “(4) with respect to fiscal year 2015, for the  
14          discretionary category, \$1,086,000,000,000 in new  
15          budget authority;

16          “(5) with respect to fiscal year 2016, for the  
17          discretionary category, \$1,107,000,000,000 in new  
18          budget authority;

19          “(6) with respect to fiscal year 2017, for the  
20          discretionary category, \$1,131,000,000,000 in new  
21          budget authority;

22          “(7) with respect to fiscal year 2018, for the  
23          discretionary category, \$1,156,000,000,000 in new  
24          budget authority;

1           “(8) with respect to fiscal year 2019, for the  
2           discretionary category, \$1,182,000,000,000 in new  
3           budget authority;

4           “(9) with respect to fiscal year 2020, for the  
5           discretionary category, \$1,208,000,000,000 in new  
6           budget authority; and

7           “(10) with respect to fiscal year 2021, for the  
8           discretionary category, \$1,234,000,000,000 in new  
9           budget authority;

10 as adjusted in strict conformance with subsection (b).”.

11 **SEC. 102. DEFINITIONS.**

12           Section 250(c) of the Balanced Budget and Emer-  
13           gency Deficit Control Act of 1985 is amended as follows:

14           (1) Strike paragraph (4) and insert the fol-  
15           lowing new paragraph:

16           “(4)(A) The term ‘nonsecurity category’ means  
17           all discretionary appropriations not included in the  
18           security category defined in subparagraph (B).

19           “(B) The term ‘security category’ includes dis-  
20           cretionary appropriations associated with agency  
21           budgets for the Department of Defense, the Depart-  
22           ment of Homeland Security, the Department of Vet-  
23           erans Affairs, the National Nuclear Security Admin-  
24           istration, the intelligence community management  
25           account (95–0401–0–1–054), and all budget ac-



1 counts in budget function 150 (international af-  
2 fairs).

3 “(C) The term ‘discretionary category’ includes  
4 all discretionary appropriations.”.

5 (2) In paragraph (8)(C), strike “the food stamp  
6 program” and insert “the Supplemental Nutrition  
7 Assistance Program”.

8 (3) Strike paragraph (14) and insert the fol-  
9 lowing new paragraph:

10 “(14) The term ‘outyear’ means a fiscal year  
11 one or more years after the budget year.”.

12 (4) At the end, add the following new para-  
13 graphs:

14 “(20) The term ‘emergency’ means a situation  
15 that—

16 “(A) requires new budget authority and  
17 outlays (or new budget authority and the out-  
18 lays flowing therefrom) for the prevention or  
19 mitigation of, or response to, loss of life or  
20 property, or a threat to national security; and

21 “(B) is unanticipated.

22 “(21) The term ‘unanticipated’ means that the  
23 underlying situation is—

24 “(A) sudden, which means quickly coming  
25 into being or not building up over time;

1           “(B) urgent, which means a pressing and  
2           compelling need requiring immediate action;

3           “(C) unforeseen, which means not pre-  
4           dicted or anticipated as an emerging need; and

5           “(D) temporary, which means not of a per-  
6           manent duration.”.

7   **SEC. 103. REPORTS AND ORDERS.**

8           Section 254 of the Balanced Budget and Emergency  
9   Deficit Control Act of 1985 is amended as follows:

10           (1) In subsection (c)(2), strike “2002” and in-  
11           sert “2021”.

12           (2) At the end of subsection (e), insert “This  
13           report shall also contain a preview estimate of the  
14           adjustment for disaster funding for the upcoming  
15           fiscal year.”.

16           (3) In subsection (f)(2)(A), strike “2002” and  
17           insert “2021”; before the concluding period insert “,  
18           including a final estimate of the adjustment for dis-  
19           aster funding”.

20   **SEC. 104. EXPIRATION.**

21           (a) **REPEALER.**—Section 275 of the Balanced Budget  
22           and Emergency Deficit Control Act of 1985 is repealed.

23           (b) **CONFORMING CHANGE.**—Sections 252(d)(1),  
24           254(c), 254(f)(3), and 254(i) of the Balanced Budget and

1 Emergency Deficit Control Act of 1985 shall not apply  
2 to the Congressional Budget Office.

3 **SEC. 105. AMENDMENTS TO THE CONGRESSIONAL BUDGET**  
4 **AND IMPOUNDMENT CONTROL ACT OF 1974.**

5 (a) ADJUSTMENTS.—Section 314 of the Congres-  
6 sional Budget Act of 1974 is amended as follows:

7 (1) Strike subsection (a) and insert the fol-  
8 lowing:

9 “(a) ADJUSTMENTS.—After the reporting of a bill or  
10 joint resolution or the offering of an amendment thereto  
11 or the submission of a conference report thereon, the  
12 chairman of the Committee on the Budget of the House  
13 of Representatives or the Senate may make appropriate  
14 budgetary adjustments of new budget authority and the  
15 outlays flowing therefrom in the same amount as required  
16 by section 251(b) of the Balanced Budget and Emergency  
17 Deficit Control Act of 1985.”.

18 (2) Strike subsections (b) and (e) and redesignate  
19 subsections (c) and (d) as subsections (b) and  
20 (e), respectively.

21 (3) At the end, add the following new sub-  
22 sections:

23 “(d) EMERGENCIES IN THE HOUSE OF REPRESENTA-  
24 TIVES.— (1) In the House of Representatives, if a re-  
25 ported bill or joint resolution, or amendment thereto or

1 conference report thereon, contains a provision providing  
2 new budget authority and outlays or reducing revenue,  
3 and a designation of such provision as an emergency re-  
4 quirement pursuant to 251(b)(2)(A) of the Balanced  
5 Budget and Emergency Deficit Control Act of 1985, the  
6 chair of the Committee on the Budget of the House of  
7 Representatives shall not count the budgetary effects of  
8 such provision for purposes of title III and title IV of the  
9 Congressional Budget Act of 1974 and the Rules of the  
10 House of Representatives.

11 “(2)(A) In the House of Representatives, if a re-  
12 ported bill or joint resolution, or amendment thereto or  
13 conference report thereon, contains a provision providing  
14 new budget authority and outlays or reducing revenue,  
15 and a designation of such provision as an emergency pur-  
16 suant to paragraph (1), the chair of the Committee on  
17 the Budget shall not count the budgetary effects of such  
18 provision for purposes of this title and title IV and the  
19 Rules of the House of Representatives.

20 “(B) In the House of Representatives, a proposal to  
21 strike a designation under subparagraph (A) shall be ex-  
22 cluded from an evaluation of budgetary effects for pur-  
23 poses of this title and title IV and the Rules of the House  
24 of Representatives.

1           “(C) An amendment offered under subparagraph (B)  
2 that also proposes to reduce each amount appropriated or  
3 otherwise made available by the pending measure that is  
4 not required to be appropriated or otherwise made avail-  
5 able shall be in order at any point in the reading of the  
6 pending measure.

7           “(e) ENFORCEMENT OF DISCRETIONARY SPENDING  
8 CAPS.—It shall not be in order in the House of Represent-  
9 atives or the Senate to consider any bill, joint resolution,  
10 amendment, motion, or conference report that would cause  
11 the discretionary spending limits as set forth in section  
12 251 of the Balanced Budget and Emergency Deficit Con-  
13 trol Act to be exceeded.”.

14           (b) DEFINITIONS.—Section 3 of the Congressional  
15 Budget and Impoundment Control Act of 1974 is amend-  
16 ed by adding at the end the following new paragraph:

17           “(11) The terms ‘emergency’ and ‘unantici-  
18 pated’ have the meanings given to such terms in sec-  
19 tion 250(c) of the Balanced Budget and Emergency  
20 Deficit Control Act of 1985.”.

21           (c) APPEALS FOR DISCRETIONARY CAPS.—Section  
22 904(c)(2) of the Congressional Budget Act of 1974 is  
23 amended by striking “and 312(c)” and inserting “312(c),  
24 and 314(e)”.

1 **SEC. 106. SENATE BUDGET ENFORCEMENT.**

2 (a) IN GENERAL.—

3 (1) For the purpose of enforcing the Congres-  
4 sional Budget Act of 1974 through April 15, 2012,  
5 including section 300 of that Act, and enforcing  
6 budgetary points of order in prior concurrent resolu-  
7 tions on the budget, the allocations, aggregates, and  
8 levels set in subsection (b)(1) shall apply in the Sen-  
9 ate in the same manner as for a concurrent resolu-  
10 tion on the budget for fiscal year 2012 with appro-  
11 priate budgetary levels for fiscal years 2011 and  
12 2013 through 2021.

13 (2) For the purpose of enforcing the Congres-  
14 sional Budget Act of 1974 after April 15, 2012, in-  
15 cluding section 300 of that Act, and enforcing budg-  
16 etary points of order in prior concurrent resolutions  
17 on the budget, the allocations, aggregates, and levels  
18 set in subsection (b)(2) shall apply in the Senate in  
19 the same manner as for a concurrent resolution on  
20 the budget for fiscal year 2013 with appropriate  
21 budgetary levels for fiscal years 2012 and 2014  
22 through 2022.

23 (b) COMMITTEE ALLOCATIONS, AGGREGATES, AND  
24 LEVELS.—

1           (1) As soon as practicable after the date of en-  
2           actment of this section, the Chairman of the Com-  
3           mittee on the Budget shall file—

4                   (A) for the Committee on Appropriations,  
5                   committee allocations for fiscal years 2011 and  
6                   2012 consistent with the discretionary spending  
7                   limits set forth in this Act for the purpose of  
8                   enforcing section 302 of the Congressional  
9                   Budget Act of 1974;

10                   (B) for all committees other than the Com-  
11                   mittee on Appropriations, committee allocations  
12                   for fiscal years 2011, 2012, 2012 through  
13                   2016, and 2012 through 2021 consistent with  
14                   the Congressional Budget Office’s March 2011  
15                   baseline adjusted to account for the budgetary  
16                   effects of this Act and legislation enacted prior  
17                   to this Act but not included in the Congres-  
18                   sional Budget Office’s March 2011 baseline, for  
19                   the purpose of enforcing section 302 of the  
20                   Congressional Budget Act of 1974;

21                   (C) aggregate spending levels for fiscal  
22                   years 2011 and 2012 and aggregate revenue  
23                   levels for fiscal years 2011, 2012, 2012 through  
24                   2016, 2012 through 2021 consistent with the  
25                   Congressional Budget Office’s March 2011

1 baseline adjusted to account for the budgetary  
2 effects of this Act and legislation enacted prior  
3 to this Act but not included in the Congres-  
4 sional Budget Office's March 2011 baseline,  
5 and the discretionary spending limits set forth  
6 in this Act for the purpose of enforcing section  
7 311 of the Congressional Budget Act of 1974;  
8 and

9 (D) levels of Social Security revenues and  
10 outlays for fiscal years 2011, 2012, 2012  
11 through 2016, and 2012 through 2021 con-  
12 sistent with the Congressional Budget Office's  
13 March 2011 baseline adjusted to account for  
14 the budgetary effects of this Act and legislation  
15 enacted prior to this Act but not included in the  
16 Congressional Budget Office's March 2011  
17 baseline, for the purpose of enforcing sections  
18 302 and 311 of the Congressional Budget Act  
19 of 1974.

20 (2) Not later than April 15, 2012, the Chair-  
21 man of the Committee on the Budget shall file—

22 (A) for the Committee on Appropriations,  
23 committee allocations for fiscal years 2012 and  
24 2013 consistent with the discretionary spending  
25 limits set forth in this Act for the purpose of



1 enforcing section 302 of the Congressional  
2 Budget Act of 1974;

3 (B) for all committees other than the Com-  
4 mittee on Appropriations, committee allocations  
5 for fiscal years 2012, 2013, 2013 through  
6 2017, and 2013 through 2022 consistent with  
7 the Congressional Budget Office's March 2012  
8 baseline for the purpose of enforcing section  
9 302 of the Congressional Budget Act of 1974;

10 (C) aggregate spending levels for fiscal  
11 years 2012 and 2013 and aggregate revenue  
12 levels for fiscal years 2012, 2013, 2013–2017,  
13 and 2013–2022 consistent with the Congres-  
14 sional Budget Office's March 2012 baseline and  
15 the discretionary spending limits set forth in  
16 this Act for the purpose of enforcing section  
17 311 of the Congressional Budget Act of 1974;  
18 and

19 (D) levels of Social Security revenues and  
20 outlays for fiscal years 2012 and 2013, 2013–  
21 2017, and 2013–2022 consistent with the Con-  
22 gressional Budget Office's March 2012 baseline  
23 budget for the purpose of enforcing sections  
24 302 and 311 of the Congressional Budget Act  
25 of 1974.

1 (c) SENATE PAY-AS-YOU-GO SCORECARD.—

2 (1) Effective on the date of enactment of this  
3 section, for the purpose of enforcing section 201 of  
4 S. Con. Res. 21 (110th Congress), the Chairman of  
5 the Senate Committee on the Budget shall reduce  
6 any balances of direct spending and revenues for any  
7 fiscal year to 0 (zero).

8 (2) Not later than April 15, 2012, for the pur-  
9 pose of enforcing section 201 of S. Con. Res. 21  
10 (110th Congress), the Chairman of the Senate Com-  
11 mittee on the Budget shall reduce any balances of  
12 direct spending and revenues for any fiscal year to  
13 0 (zero).

14 (3) Upon resetting the Senate paygo scorecard  
15 pursuant to paragraph (2), the Chairman shall pub-  
16 lish a notification of such action in the Congres-  
17 sional Record.

18 (d) FURTHER ADJUSTMENTS.—

19 (1) The Chairman of the Committee on the  
20 Budget of the Senate may revise any allocations, ag-  
21 gregates, or levels set pursuant to this section to ac-  
22 count for any subsequent adjustments to discre-  
23 tionary spending limits made pursuant to this Act.

24 (2) With respect to any allocations, aggregates,  
25 or levels set or adjustments made pursuant to this

1 section, sections 412 through 414 of S. Con. Res. 13  
2 (111th Congress) shall remain in effect.

3 (e) EXPIRATION.—

4 (1) Subections (a)(1), (b)(1), and (c)(1) shall  
5 expire if a concurrent resolution on the budget for  
6 fiscal year 2012 is agreed to by the Senate and  
7 House of Representatives pursuant to section 301 of  
8 the Congressional Budget Act of 1974.

9 (2) Subections (a)(2), (b)(2), and (c)(2) shall  
10 expire if a concurrent resolution on the budget for  
11 fiscal year 2013 is agreed to by the Senate and  
12 House of Representatives pursuant to section 301 of  
13 the Congressional Budget Act of 1974.

14 **TITLE II—VOTE ON THE BAL-**  
15 **ANCED BUDGET AMENDMENT**

16 **SEC. 201. VOTE ON THE BALANCED BUDGET AMENDMENT.**

17 After September 30, 2011, and not later than Decem-  
18 ber 31, 2011, the House of Representatives and Senate,  
19 respectively, shall vote on passage of a joint resolution,  
20 the title of which is as follows: “Joint resolution proposing  
21 a balanced budget amendment to the Constitution of the  
22 United States.”.

23 **SEC. 202. CONSIDERATION BY THE OTHER HOUSE.**

24 (a) HOUSE CONSIDERATION.—

1           (1) REFERRAL.—If the House receives a joint  
2 resolution described in section 201 from the Senate,  
3 such joint resolution shall be referred to the Com-  
4 mittee on the Judiciary. If the committee fails to re-  
5 port the joint resolution within five legislative days,  
6 it shall be in order to move that the House discharge  
7 the committee from further consideration of the  
8 joint resolution. Such a motion shall not be in order  
9 after the House has disposed of a motion to dis-  
10 charge the joint resolution. The previous question  
11 shall be considered as ordered on the motion to its  
12 adoption without intervening motion except twenty  
13 minutes of debate equally divided and controlled by  
14 the proponent and an opponent. If such a motion is  
15 adopted, the House shall proceed immediately to  
16 consider the joint resolution in accordance with  
17 paragraph (3). A motion to reconsider the vote by  
18 which the motion is disposed of shall not be in order.

19           (2) PROCEEDING TO CONSIDERATION.—After  
20 the joint resolution has been referred to the appro-  
21 priate calendar or the committee has been dis-  
22 charged (other than by motion) from its consider-  
23 ation, it shall be in order to move to proceed to con-  
24 sider the joint resolution in the House. Such a mo-  
25 tion shall not be in order after the House has dis-

1 posed of a motion to proceed with respect to the  
2 joint resolution. The previous question shall be con-  
3 sidered as ordered on the motion to its adoption  
4 without intervening motion. A motion to reconsider  
5 the vote by which the motion is disposed of shall not  
6 be in order.

7 (3) CONSIDERATION.—The joint resolution  
8 shall be considered as read. All points of order  
9 against the joint resolution and against its consider-  
10 ation are waived. The previous question shall be con-  
11 sidered as ordered on the joint resolution to its pas-  
12 sage without intervening motion except two hours of  
13 debate equally divided and controlled by the pro-  
14 ponent and an opponent and one motion to limit de-  
15 bate on the joint resolution. A motion to reconsider  
16 the vote on passage of the joint resolution shall not  
17 be in order.

18 (b) SENATE CONSIDERATION.—(1) If the Senate re-  
19 ceives a joint resolution described in section 201 from the  
20 House of Representatives, such joint resolution shall be  
21 referred to the appropriate committee of the Senate. If  
22 such committee has not reported the joint resolution at  
23 the close of the fifth session day after its receipt by the  
24 Senate, such committee shall be automatically discharged

1 from further consideration of the joint resolution and it  
2 shall be placed on the appropriate calendar.

3 (2) Consideration of the joint resolution and on all  
4 debatable motions and appeals in connection therewith,  
5 shall be limited to not more than 20 hours, which shall  
6 be divided equally between the majority and minority lead-  
7 ers or their designees. A motion further to limit debate  
8 is in order and not debatable. An amendment to, or a mo-  
9 tion to postpone, or a motion to proceed to the consider-  
10 ation of other business, or a motion to recommit the joint  
11 resolution is not in order. Any debatable motion or appeal  
12 is debatable for not to exceed 1 hour, to be divided equally  
13 between those favoring and those opposing the motion or  
14 appeal. All time used for consideration of the joint resolu-  
15 tion, including time used for quorum calls and voting,  
16 shall be counted against the total 20 hours of consider-  
17 ation.

18 (3) If the Senate has voted to proceed to a joint reso-  
19 lution, the vote on passage of the joint resolution shall  
20 be taken on or before the close of the seventh session day  
21 after such joint resolution has been reported or discharged  
22 or immediately following the conclusion of consideration  
23 of the joint resolution, and a single quorum call at the  
24 conclusion of the debate if requested in accordance with  
25 the rules of the Senate.

1           **TITLE III—DEBT CEILING**  
2           **DISAPPROVAL PROCESS**

3 **SEC. 301. DEBT CEILING DISAPPROVAL PROCESS.**

4           (a) IN GENERAL.—Subchapter I of chapter 31 of  
5 subtitle III of title 31, United States Code, is amended—

6                 (1) in section 3101(b), by striking “or other-  
7 wise” and inserting “or as provided by section  
8 3101A or otherwise”; and

9                 (2) by inserting after section 3101 the fol-  
10 lowing:

11 **“§ 3101A. Presidential modification of the debt ceil-**  
12 **ing**

13                 “(a) IN GENERAL.—

14                         “(1) \$900 BILLION.—

15                                 “(A) CERTIFICATION.—If, not later than  
16 December 31, 2011, the President submits a  
17 written certification to Congress that the Presi-  
18 dent has determined that the debt subject to  
19 limit is within \$100,000,000,000 of the limit in  
20 section 3101(b) and that further borrowing is  
21 required to meet existing commitments, the  
22 Secretary of the Treasury may exercise author-  
23 ity to borrow an additional \$900,000,000,000,  
24 subject to the enactment of a joint resolution of  
25 disapproval enacted pursuant to this section.

1           Upon submission of such certification, the limit  
2           on debt provided in section 3101(b) (referred to  
3           in this section as the ‘debt limit’) is increased  
4           by \$400,000,000,000.

5           “(B) RESOLUTION OF DISAPPROVAL.—  
6           Congress may consider a joint resolution of dis-  
7           approval of the authority under subparagraph  
8           (A) as provided in subsections (b) through (f).  
9           The joint resolution of disapproval considered  
10          under this section shall contain only the lan-  
11          guage provided in subsection (b)(2). If the time  
12          for disapproval has lapsed without enactment of  
13          a joint resolution of disapproval under this sec-  
14          tion, the debt limit is increased by an additional  
15          \$500,000,000,000.

16          “(2) ADDITIONAL AMOUNT.—

17                 “(A) CERTIFICATION.—If, after the debt  
18                 limit is increased by \$900,000,000,000 under  
19                 paragraph (1), the President submits a written  
20                 certification to Congress that the President has  
21                 determined that the debt subject to limit is  
22                 within \$100,000,000,000 of the limit in section  
23                 3101(b) and that further borrowing is required  
24                 to meet existing commitments, the Secretary of  
25                 the Treasury may, subject to the enactment of



1 a joint resolution of disapproval enacted pursu-  
2 ant to this section, exercise authority to borrow  
3 an additional amount equal to—

4 “(i) \$1,200,000,000,000, unless  
5 clause (ii) or (iii) applies;

6 “(ii) \$1,500,000,000,000 if the Archi-  
7 vist of the United States has submitted to  
8 the States for their ratification a proposed  
9 amendment to the Constitution of the  
10 United States pursuant to a joint resolu-  
11 tion entitled ‘Joint resolution proposing a  
12 balanced budget amendment to the Con-  
13 stitution of the United States’; or

14 “(iii) if a joint committee bill to  
15 achieve an amount greater than  
16 \$1,200,000,000,000 in deficit reduction as  
17 provided in section 401(b)(3)(B)(i)(II) of  
18 the Budget Control Act of 2011 is enacted,  
19 an amount equal to the amount of that  
20 deficit reduction, but not greater than  
21 \$1,500,000,000,000, unless clause (ii) ap-  
22 plies.

23 “(B) RESOLUTION OF DISAPPROVAL.—  
24 Congress may consider a joint resolution of dis-  
25 approval of the authority under subparagraph

1 (A) as provided in subsections (b) through (f).  
2 The joint resolution of disapproval considered  
3 under this section shall contain only the lan-  
4 guage provided in subsection (b)(2). If the time  
5 for disapproval has lapsed without enactment of  
6 a joint resolution of disapproval under this sec-  
7 tion, the debt limit is increased by the amount  
8 authorized under subparagraph (A).

9 “(b) JOINT RESOLUTION OF DISAPPROVAL.—

10 “(1) IN GENERAL.—Except for the  
11 \$400,000,000,000 increase in the debt limit pro-  
12 vided by subsection (a)(1)(A), the debt limit may not  
13 be raised under this section if, within 50 calendar  
14 days after the date on which Congress receives a  
15 certification described in subsection (a)(1) or within  
16 15 calendar days after Congress receives the certifi-  
17 cation described in subsection (a)(2) (regardless of  
18 whether Congress is in session), there is enacted into  
19 law a joint resolution disapproving the President’s  
20 exercise of authority with respect to such additional  
21 amount.

22 “(2) CONTENTS OF JOINT RESOLUTION.—For  
23 the purpose of this section, the term ‘joint resolu-  
24 tion’ means only a joint resolution—

1           “(A)(i) for the certification described in  
2           subsection (a)(1), that is introduced on Sep-  
3           tember 6, 7, 8, or 9, 2011 (or, if the Senate  
4           was not in session, the next calendar day on  
5           which the Senate is in session); and

6           “(ii) for the certification described in  
7           subsection (a)(2), that is introduced be-  
8           tween the date the certification is received  
9           and 3 calendar days after that date;

10          “(B) which does not have a preamble;

11          “(C) the title of which is only as follows:  
12          ‘Joint resolution relating to the disapproval of  
13          the President’s exercise of authority to increase  
14          the debt limit, as submitted under section  
15          3101A of title 31, United States Code, on  
16          \_\_\_\_\_’ (with the blank containing the  
17          date of such submission); and

18          “(D) the matter after the resolving clause  
19          of which is only as follows: ‘That Congress dis-  
20          approves of the President’s exercise of authority  
21          to increase the debt limit, as exercised pursuant  
22          to the certification under section 3101A(a) of  
23          title 31, United States Code.’.

24          “(c) EXPEDITED CONSIDERATION IN HOUSE OF  
25          REPRESENTATIVES.—

1           “(1) RECONVENING.—Upon receipt of a certifi-  
2           cation described in subsection (a)(2), the Speaker, if  
3           the House would otherwise be adjourned, shall notify  
4           the Members of the House that, pursuant to this  
5           section, the House shall convene not later than the  
6           second calendar day after receipt of such certifi-  
7           cation.

8           “(2) REPORTING AND DISCHARGE.—Any com-  
9           mittee of the House of Representatives to which a  
10          joint resolution is referred shall report it to the  
11          House without amendment not later than 5 calendar  
12          days after the date of introduction of a joint resolu-  
13          tion described in subsection (a). If a committee fails  
14          to report the joint resolution within that period, the  
15          committee shall be discharged from further consider-  
16          ation of the joint resolution and the joint resolution  
17          shall be referred to the appropriate calendar.

18          “(3) PROCEEDING TO CONSIDERATION.—After  
19          each committee authorized to consider a joint resolu-  
20          tion reports it to the House or has been discharged  
21          from its consideration, it shall be in order, not later  
22          than the sixth day after introduction of a joint reso-  
23          lution under subsection (a), to move to proceed to  
24          consider the joint resolution in the House. All points  
25          of order against the motion are waived. Such a mo-

1           tion shall not be in order after the House has dis-  
2           posed of a motion to proceed on a joint resolution  
3           addressing a particular submission. The previous  
4           question shall be considered as ordered on the mo-  
5           tion to its adoption without intervening motion. The  
6           motion shall not be debatable. A motion to recon-  
7           sider the vote by which the motion is disposed of  
8           shall not be in order.

9           “(4) CONSIDERATION.—The joint resolution  
10          shall be considered as read. All points of order  
11          against the joint resolution and against its consider-  
12          ation are waived. The previous question shall be con-  
13          sidered as ordered on the joint resolution to its pas-  
14          sage without intervening motion except two hours of  
15          debate equally divided and controlled by the pro-  
16          ponent and an opponent. A motion to reconsider the  
17          vote on passage of the joint resolution shall not be  
18          in order.

19          “(d) EXPEDITED PROCEDURE IN SENATE.—

20          “(1) RECONVENING.—Upon receipt of a certifi-  
21          cation under subsection (a)(2), if the Senate has ad-  
22          jourled or recessed for more than 2 days, the major-  
23          ity leader of the Senate, after consultation with the  
24          minority leader of the Senate, shall notify the Mem-  
25          bers of the Senate that, pursuant to this section, the

1 Senate shall convene not later than the second cal-  
2 endar day after receipt of such message.

3 “(2) PLACEMENT ON CALENDAR.—Upon intro-  
4 duction in the Senate, the joint resolution shall be  
5 immediately placed on the calendar.

6 “(3) FLOOR CONSIDERATION.—

7 “(A) IN GENERAL.—Notwithstanding Rule  
8 XXII of the Standing Rules of the Senate, it is  
9 in order at any time during the period begin-  
10 ning on the day after the date on which Con-  
11 gress receives a certification under subsection  
12 (a) and, for the certification described in sub-  
13 section (a)(1), ending on September 14, 2011,  
14 and for the certification described in subsection  
15 (a)(2), on the 6th day after the date on which  
16 Congress receives a certification under sub-  
17 section (a) (even though a previous motion to  
18 the same effect has been disagreed to) to move  
19 to proceed to the consideration of the joint reso-  
20 lution, and all points of order against the joint  
21 resolution (and against consideration of the  
22 joint resolution) are waived. The motion to pro-  
23 ceed is not debatable. The motion is not subject  
24 to a motion to postpone. A motion to reconsider  
25 the vote by which the motion is agreed to or

1           disagreed to shall not be in order. If a motion  
2           to proceed to the consideration of the resolution  
3           is agreed to, the joint resolution shall remain  
4           the unfinished business until disposed of.

5           “(B) CONSIDERATION.—Consideration of  
6           the joint resolution, and on all debatable mo-  
7           tions and appeals in connection therewith, shall  
8           be limited to not more than 10 hours, which  
9           shall be divided equally between the majority  
10          and minority leaders or their designees. A mo-  
11          tion further to limit debate is in order and not  
12          debatable. An amendment to, or a motion to  
13          postpone, or a motion to proceed to the consid-  
14          eration of other business, or a motion to recom-  
15          mit the joint resolution is not in order.

16          “(C) VOTE ON PASSAGE.—If the Senate  
17          has voted to proceed to a joint resolution, the  
18          vote on passage of the joint resolution shall  
19          occur immediately following the conclusion of  
20          consideration of the joint resolution, and a sin-  
21          gle quorum call at the conclusion of the debate  
22          if requested in accordance with the rules of the  
23          Senate.

24          “(D) RULINGS OF THE CHAIR ON PROCE-  
25          DURE.—Appeals from the decisions of the Chair

1 relating to the application of the rules of the  
2 Senate, as the case may be, to the procedure re-  
3 lating to a joint resolution shall be decided  
4 without debate.

5 “(e) AMENDMENT NOT IN ORDER.—A joint resolu-  
6 tion of disapproval considered pursuant to this section  
7 shall not be subject to amendment in either the House  
8 of Representatives or the Senate.

9 “(f) COORDINATION WITH ACTION BY OTHER  
10 HOUSE.—

11 “(1) IN GENERAL.—If, before passing the joint  
12 resolution, one House receives from the other a joint  
13 resolution—

14 “(A) the joint resolution of the other  
15 House shall not be referred to a committee; and

16 “(B) the procedure in the receiving House  
17 shall be the same as if no joint resolution had  
18 been received from the other House until the  
19 vote on passage, when the joint resolution re-  
20 ceived from the other House shall supplant the  
21 joint resolution of the receiving House.

22 “(2) TREATMENT OF JOINT RESOLUTION OF  
23 OTHER HOUSE.—If the Senate fails to introduce or  
24 consider a joint resolution under this section, the



1 joint resolution of the House shall be entitled to ex-  
2 pedited floor procedures under this section.

3 “(3) TREATMENT OF COMPANION MEASURES.—

4 If, following passage of the joint resolution in the  
5 Senate, the Senate then receives the companion  
6 measure from the House of Representatives, the  
7 companion measure shall not be debatable.

8 “(4) CONSIDERATION AFTER PASSAGE.—(A) If

9 Congress passes a joint resolution, the period begin-  
10 ning on the date the President is presented with the  
11 joint resolution and ending on the date the President  
12 signs, allows to become law without his signature, or  
13 vetoes and returns the joint resolution (but exclud-  
14 ing days when either House is not in session) shall  
15 be disregarded in computing the appropriate cal-  
16 endar day period described in subsection (b)(1).

17 “(B) Debate on a veto message in the Senate  
18 under this section shall be 1 hour equally divided be-  
19 tween the majority and minority leaders or their des-  
20 ignees.

21 “(5) VETO OVERRIDE.—If within the appro-  
22 priate calendar day period described in subsection  
23 (b)(1), Congress overrides a veto of the joint resolu-  
24 tion with respect to authority exercised pursuant to  
25 paragraph (1) or (2) of subsection (a), the limit on

1 debt provided in section 3101(b) shall not be raised,  
2 except for the \$400,000,000,000 increase in the  
3 limit provided by subsection (a)(1)(A).

4 “(6) SEQUESTRATION.—(A) If within the 50-  
5 calendar day period described in subsection (b)(1),  
6 the President signs the joint resolution, the Presi-  
7 dent allows the joint resolution to become law with-  
8 out his signature, or Congress overrides a veto of the  
9 joint resolution with respect to authority exercised  
10 pursuant to paragraph (1) of subsection (a), there  
11 shall be a sequestration to reduce spending by  
12 \$400,000,000,000. OMB shall implement the se-  
13 questration forthwith.

14 “(B) OMB shall implement each half of such  
15 sequestration in accordance with section 255, section  
16 256, and subsections (c), (d), (e), and (f) of section  
17 253 of the Balanced Budget and Emergency Deficit  
18 Control Act of 1985, and for the purpose of such  
19 implementation the term ‘excess deficit’ means the  
20 amount specified in subparagraph (A).

21 “(g) RULES OF HOUSE OF REPRESENTATIVES AND  
22 SENATE.—This subsection and subsections (b), (c), (d),  
23 (e), and (f) (other than paragraph (6)) are enacted by  
24 Congress—

1           “(1) as an exercise of the rulemaking power of  
2           the Senate and House of Representatives, respec-  
3           tively, and as such it is deemed a part of the rules  
4           of each House, respectively, but applicable only with  
5           respect to the procedure to be followed in that  
6           House in the case of a joint resolution, and it super-  
7           sedes other rules only to the extent that it is incon-  
8           sistent with such rules; and

9           “(2) with full recognition of the constitutional  
10          right of either House to change the rules (so far as  
11          relating to the procedure of that House) at any time,  
12          in the same manner, and to the same extent as in  
13          the case of any other rule of that House.”.

14          (b) CONFORMING AMENDMENT.—The table of sec-  
15          tions for chapter 31 of title 31, United States Code, is  
16          amended by inserting after the item relating to section  
17          3101 the following new item:

          “3101A. Presidential modification of the debt ceiling.”.

18          **SEC. 302. ENFORCEMENT OF BUDGET GOAL.**

19          (a) IN GENERAL.—The Balanced Budget and Emer-  
20          gency Deficit Control Act of 1985 is amended by inserting  
21          after section 251 the following new section:

22          **“SEC. 251A. ENFORCEMENT OF BUDGET GOAL.**

23          “Unless a joint committee bill achieving an amount  
24          greater than \$1,200,000,000,000 in deficit reduction as  
25          provided in section 401(b)(3)(B)(i)(II) of the Budget Con-

1 trol Act of 2011 is enacted by January 15, 2012, the dis-  
2 cretionary spending limits listed in section 251(c) shall be  
3 revised, and discretionary appropriations and direct  
4 spending shall be reduced, as follows:

5 “(1) REVISED SECURITY CATEGORY; REVISED  
6 NONSECURITY CATEGORY.— (A) The term ‘revised  
7 security category’ means discretionary appropria-  
8 tions in budget function 050.

9 “(B) The term ‘revised nonsecurity category’  
10 means discretionary appropriations other than in  
11 budget function 050.

12 “(2) REVISED DISCRETIONARY SPENDING LIM-  
13 ITS.—The discretionary spending limits for fiscal  
14 years 2013 through 2021 under section 251(c) shall  
15 be replaced with the following:

16 “(A) For fiscal year 2013—

17 “(i) for the security category,  
18 \$546,000,000,000 in budget authority; and

19 “(ii) for the nonsecurity category,  
20 \$501,000,000,000 in budget authority.

21 “(B) For fiscal year 2014—

22 “(i) for the security category,  
23 \$556,000,000,000 in budget authority; and

24 “(ii) for the nonsecurity category,  
25 \$510,000,000,000 in budget authority.

1 “(C) For fiscal year 2015—

2 “(i) for the security category,  
3 \$566,000,000,000 in budget authority; and

4 “(ii) for the nonsecurity category,  
5 \$520,000,000,000 in budget authority.

6 “(D) For fiscal year 2016—

7 “(i) for the security category,  
8 \$577,000,000,000 in budget authority; and

9 “(ii) for the nonsecurity category,  
10 \$530,000,000,000 in budget authority.

11 “(E) For fiscal year 2017—

12 “(i) for the security category,  
13 \$590,000,000,000 in budget authority; and

14 “(ii) for the nonsecurity category,  
15 \$541,000,000,000 in budget authority.

16 “(F) For fiscal year 2018—

17 “(i) for the security category,  
18 \$603,000,000,000 in budget authority; and

19 “(ii) for the nonsecurity category,  
20 \$553,000,000,000 in budget authority.

21 “(G) For fiscal year 2019—

22 “(i) for the security category,  
23 \$616,000,000,000 in budget authority; and

24 “(ii) for the nonsecurity category,  
25 \$566,000,000,000 in budget authority.

1 “(H) For fiscal year 2020—

2 “(i) for the security category,  
3 \$630,000,000,000 in budget authority; and

4 “(ii) for the nonsecurity category,  
5 \$578,000,000,000 in budget authority.

6 “(I) For fiscal year 2021—

7 “(i) for the security category,  
8 \$644,000,000,000 in budget authority; and

9 “(ii) for the nonsecurity category,  
10 \$590,000,000,000 in budget authority.

11 “(3) CALCULATION OF TOTAL DEFICIT REDUC-  
12 TION.—OMB shall calculate the amount of the def-  
13 icit reduction required by this section for each of fis-  
14 cal years 2013 through 2021 by—

15 “(A) starting with \$1,200,000,000,000;

16 “(B) subtracting the amount of deficit re-  
17 duction achieved by the enactment of a joint  
18 committee bill, as provided in section  
19 401(b)(3)(B)(i)(II) of the Budget Control Act  
20 of 2011;

21 “(C) reducing the difference by 18 percent  
22 to account for debt service; and

23 “(D) dividing the result by 9.

24 “(4) ALLOCATION TO FUNCTIONS.—On Janu-  
25 ary 2, 2013, for fiscal year 2013, and in its seques-

1           tration preview report for fiscal years 2014 through  
2           2021 pursuant to section 254(c), OMB shall allocate  
3           half of the total reduction calculated pursuant to  
4           paragraph (3) for that year to discretionary appro-  
5           priations and direct spending accounts within func-  
6           tion 050 (defense function) and half to accounts in  
7           all other functions (nondefense functions).

8           “(5) DEFENSE FUNCTION REDUCTION.—OMB  
9           shall calculate the reductions to discretionary appro-  
10          priations and direct spending for each of fiscal years  
11          2013 through 2021 for defense function spending as  
12          follows:

13                 “(A) DISCRETIONARY.—OMB shall cal-  
14                 culate the reduction to discretionary appropria-  
15                 tions by—

16                         “(i) taking the total reduction for the  
17                         defense function allocated for that year  
18                         under paragraph (4);

19                         “(ii) multiplying by the discretionary  
20                         spending limit for the revised security cat-  
21                         egory for that year; and

22                         “(iii) dividing by the sum of the dis-  
23                         cretionary spending limit for the security  
24                         category and OMB’s baseline estimate of  
25                         nonexempt outlays for direct spending pro-

1                   grams within the defense function for that  
2                   year.

3                   “(B) DIRECT SPENDING.—OMB shall cal-  
4                   culate the reduction to direct spending by tak-  
5                   ing the total reduction for the defense function  
6                   required for that year under paragraph (4) and  
7                   subtracting the discretionary reduction cal-  
8                   culated pursuant to subparagraph (A).

9                   “(6) NONDEFENSE FUNCTION REDUCTION.—  
10                  OMB shall calculate the reduction to discretionary  
11                  appropriations and to direct spending for each of fis-  
12                  cal years 2013 through 2021 for programs in non-  
13                  defense functions as follows:

14                  “(A) DISCRETIONARY.—OMB shall cal-  
15                  culate the reduction to discretionary appropria-  
16                  tions by—

17                          “(i) taking the total reduction for  
18                          nondefense functions allocated for that  
19                          year under paragraph (4);

20                          “(ii) multiplying by the discretionary  
21                          spending limit for the revised nonsecurity  
22                          category for that year; and

23                          “(iii) dividing by the sum of the dis-  
24                          cretionary spending limit for the revised  
25                          nonsecurity category and OMB’s baseline



1 estimate of nonexempt outlays for direct  
2 spending programs in nondefense functions  
3 for that year.

4 “(B) DIRECT SPENDING.—OMB shall cal-  
5 culate the reduction to direct spending pro-  
6 grams by taking the total reduction for non-  
7 defense functions required for that year under  
8 paragraph (4) and subtracting the discretionary  
9 reduction calculated pursuant to subparagraph  
10 (A).

11 “(7) IMPLEMENTING DISCRETIONARY REDUC-  
12 TIONS.—

13 “(A) FISCAL YEAR 2013.—On January 2,  
14 2013, for fiscal year 2013, OMB shall calculate  
15 and the President shall order a sequestration,  
16 effective upon issuance and under the proce-  
17 dures set forth in section 253(f), to reduce each  
18 account within the security category or non-  
19 security category by a dollar amount calculated  
20 by multiplying the baseline level of budgetary  
21 resources in that account at that time by a uni-  
22 form percentage necessary to achieve—

23 “(i) for the revised security category,  
24 an amount equal to the defense function

1 discretionary reduction calculated pursuant  
2 to paragraph (5); and

3 “(ii) for the revised nonsecurity cat-  
4 egory, an amount equal to the nondefense  
5 function discretionary reduction calculated  
6 pursuant to paragraph (6).

7 “(B) FISCAL YEARS 2014-2021.—On the  
8 date of the submission of its sequestration pre-  
9 view report for fiscal years 2014 through 2021  
10 pursuant to section 254(c) for each of fiscal  
11 years 2014 through 2021, OMB shall reduce  
12 the discretionary spending limit—

13 “(i) for the revised security category  
14 by the amount of the defense function dis-  
15 cretionary reduction calculated pursuant to  
16 paragraph (5); and

17 “(ii) for the revised nonsecurity cat-  
18 egory by the amount of the nondefense  
19 function discretionary reduction calculated  
20 pursuant to paragraph (6).

21 “(8) IMPLEMENTING DIRECT SPENDING REDUC-  
22 TIONS.—On the date specified in paragraph (4) dur-  
23 ing each applicable year, OMB shall prepare and the  
24 President shall order a sequestration, effective upon  
25 issuance, of nonexempt direct spending to achieve

1 the direct spending reduction calculated pursuant to  
2 paragraphs (5) and (6). When implementing the se-  
3 questration of direct spending pursuant to this para-  
4 graph, OMB shall follow the procedures specified in  
5 section 6 of the Statutory Pay-As-You-Go Act of  
6 2010, the exemptions specified in section 255, and  
7 the special rules specified in section 256, except that  
8 the percentage reduction for the Medicare programs  
9 specified in section 256(d) shall not be more than 2  
10 percent for a fiscal year.

11 “(9) ADJUSTMENT FOR MEDICARE.—If the per-  
12 centage reduction for the Medicare programs would  
13 exceed 2 percent for a fiscal year in the absence of  
14 paragraph (8), OMB shall increase the reduction for  
15 all other discretionary appropriations and direct  
16 spending under paragraph (6) by a uniform percent-  
17 age to a level sufficient to achieve the reduction re-  
18 quired by paragraph (6) in the non-defense function.

19 “(10) IMPLEMENTATION OF REDUCTIONS.—  
20 Any reductions imposed under this section shall be  
21 implemented in accordance with section 256(k).

22 “(11) REPORT.—On the dates specified in  
23 paragraph (4), OMB shall submit a report to Con-  
24 gress containing information about the calculations  
25 required under this section, the adjusted discre-

1           tionary spending limits, a listing of the reductions  
2           required for each nonexempt direct spending ac-  
3           count, and any other data and explanations that en-  
4           hance public understanding of this title and actions  
5           taken under it.”.

6           (b) CONFORMING AMENDMENT.—The table of con-  
7           tents set forth in section 250(a) of the Balanced Budget  
8           and Emergency Deficit Control Act of 1985 is amended  
9           by inserting after the item relating to section 251 the fol-  
10          lowing:

          “Sec. 251A. Enforcement of budget goal.”.

11       **TITLE IV—JOINT SELECT COM-**  
12       **MITTEE ON DEFICIT REDUC-**  
13       **TION**

14       **SEC. 401. ESTABLISHMENT OF JOINT SELECT COMMITTEE.**

15       (a) DEFINITIONS.—In this title:

16           (1) JOINT COMMITTEE.—The term “joint com-  
17           mittee” means the Joint Select Committee on Def-  
18           icit Reduction established under subsection (b)(1).

19           (2) JOINT COMMITTEE BILL.—The term “joint  
20           committee bill” means a bill consisting of the pro-  
21           posed legislative language of the joint committee rec-  
22           ommended under subsection (b)(3)(B) and intro-  
23           duced under section 402(a).

24       (b) ESTABLISHMENT OF JOINT SELECT COM-  
25       MITTEE.—

1           (1) ESTABLISHMENT.—There is established a  
2 joint select committee of Congress to be known as  
3 the “Joint Select Committee on Deficit Reduction”.

4           (2) GOAL.—The goal of the joint committee  
5 shall be to reduce the deficit by at least  
6 \$1,500,000,000,000 over the period of fiscal years  
7 2012 to 2021.

8           (3) DUTIES.—

9                 (A) IN GENERAL.—

10                         (i) IMPROVING THE SHORT-TERM AND  
11 LONG-TERM FISCAL IMBALANCE.—The  
12 joint committee shall provide recommenda-  
13 tions and legislative language that will sig-  
14 nificantly improve the short-term and long-  
15 term fiscal imbalance of the Federal Gov-  
16 ernment.

17                         (ii) RECOMMENDATIONS OF COMMIT-  
18 TEES.—Not later than October 14, 2011,  
19 each committee of the House of Represent-  
20 atives and the Senate may transmit to the  
21 joint committee its recommendations for  
22 changes in law to reduce the deficit con-  
23 sistent with the goal described in para-  
24 graph (2) for the joint committee’s consid-  
25 eration.

1 (B) REPORT, RECOMMENDATIONS, AND  
2 LEGISLATIVE LANGUAGE.—

3 (i) IN GENERAL.—Not later than No-  
4 vember 23, 2011, the joint committee shall  
5 vote on—

6 (I) a report that contains a de-  
7 tailed statement of the findings, con-  
8 clusions, and recommendations of the  
9 joint committee and the estimate of  
10 the Congressional Budget Office re-  
11 quired by paragraph (5)(D)(ii); and

12 (II) proposed legislative language  
13 to carry out such recommendations as  
14 described in subclause (I), which shall  
15 include a statement of the deficit re-  
16 duction achieved by the legislation  
17 over the period of fiscal years 2012 to  
18 2021.

19 Any change to the Rules of the House of  
20 Representatives or the Standing Rules of  
21 the Senate included in the report or legis-  
22 lative language shall be considered to be  
23 merely advisory.

24 (ii) APPROVAL OF REPORT AND LEG-  
25 ISLATIVE LANGUAGE.—The report of the

1 joint committee and the proposed legisla-  
2 tive language described in clause (i) shall  
3 require the approval of a majority of the  
4 members of the joint committee.

5 (iii) ADDITIONAL VIEWS.—A member  
6 of the joint committee who gives notice of  
7 an intention to file supplemental, minority,  
8 or additional views at the time of final  
9 joint committee vote on the approval of the  
10 report and legislative language under  
11 clause (ii) shall be entitled to 3 calendar  
12 days in which to file such views in writing  
13 with the staff director of the joint com-  
14 mittee. Such views shall then be included  
15 in the joint committee report and printed  
16 in the same volume, or part thereof, and  
17 their inclusion shall be noted on the cover  
18 of the report. In the absence of timely no-  
19 tice, the joint committee report may be  
20 printed and transmitted immediately with-  
21 out such views.

22 (iv) TRANSMISSION OF REPORT AND  
23 LEGISLATIVE LANGUAGE.—If the report  
24 and legislative language are approved by  
25 the joint committee pursuant to clause (ii),

1                   then not later than December 2, 2011, the  
2                   joint committee shall submit the joint com-  
3                   mittee report and legislative language de-  
4                   scribed in clause (i) to the President, the  
5                   Vice President, the Speaker of the House  
6                   of Representatives, and the majority and  
7                   minority Leaders of each House of Con-  
8                   gress.

9                   (v) REPORT AND LEGISLATIVE LAN-  
10                  GUAGE TO BE MADE PUBLIC.—Upon the  
11                  approval or disapproval of the joint com-  
12                  mittee report and legislative language pur-  
13                  suant to clause (ii), the joint committee  
14                  shall promptly make the full report and  
15                  legislative language, and a record of the  
16                  vote, available to the public.

17                  (4) MEMBERSHIP.—

18                  (A) IN GENERAL.—The joint committee  
19                  shall be composed of 12 members appointed  
20                  pursuant to subparagraph (B).

21                  (B) APPOINTMENT.—Members of the joint  
22                  committee shall be appointed as follows:

23                  (i) The majority leader of the Senate  
24                  shall appoint 3 members from among  
25                  Members of the Senate.



1 (ii) The minority leader of the Senate  
2 shall appoint 3 members from among  
3 Members of the Senate.

4 (iii) The Speaker of the House of  
5 Representatives shall appoint 3 members  
6 from among Members of the House of  
7 Representatives.

8 (iv) The minority leader of the House  
9 of Representatives shall appoint 3 mem-  
10 bers from among Members of the House of  
11 Representatives.

12 (C) CO-CHAIRS.—

13 (i) IN GENERAL.—There shall be 2  
14 Co-Chairs of the joint committee. The ma-  
15 jority leader of the Senate shall appoint  
16 one Co-Chair from among the members of  
17 the joint committee. The Speaker of the  
18 House of Representatives shall appoint the  
19 second Co-Chair from among the members  
20 of the joint committee. The Co-Chairs shall  
21 be appointed not later than 14 calendar  
22 days after the date of enactment of this  
23 Act.

1                   (ii) STAFF DIRECTOR.—The Co-  
2                   Chairs, acting jointly, shall hire the staff  
3                   director of the joint committee.

4                   (D) DATE.—Members of the joint com-  
5                   mittee shall be appointed not later than 14 cal-  
6                   endar days after the date of enactment of this  
7                   Act.

8                   (E) PERIOD OF APPOINTMENT.—Members  
9                   shall be appointed for the life of the joint com-  
10                  mittee. Any vacancy in the joint committee  
11                  shall not affect its powers, but shall be filled  
12                  not later than 14 calendar days after the date  
13                  on which the vacancy occurs, in the same man-  
14                  ner as the original designation was made. If a  
15                  member of the joint committee ceases to be a  
16                  Member of the House of Representatives or the  
17                  Senate, as the case may be, the member is no  
18                  longer a member of the joint committee and a  
19                  vacancy shall exist.

20                  (5) ADMINISTRATION.—

21                  (A) IN GENERAL.—To enable the joint  
22                  committee to exercise its powers, functions, and  
23                  duties, there are authorized to be disbursed by  
24                  the Senate the actual and necessary expenses of  
25                  the joint committee approved by the co-chairs,

1 subject to the rules and regulations of the Sen-  
2 ate.

3 (B) EXPENSES.—In carrying out its func-  
4 tions, the joint committee is authorized to incur  
5 expenses in the same manner and under the  
6 same conditions as the Joint Economic Com-  
7 mittee is authorized by section 11 of Public  
8 Law 79–304 (15 U.S.C. 1024 (d)).

9 (C) QUORUM.—Seven members of the joint  
10 committee shall constitute a quorum for pur-  
11 poses of voting, meeting, and holding hearings.

12 (D) VOTING.—

13 (i) PROXY VOTING.—No proxy voting  
14 shall be allowed on behalf of the members  
15 of the joint committee.

16 (ii) CONGRESSIONAL BUDGET OFFICE  
17 ESTIMATES.—The Congressional Budget  
18 Office shall provide estimates of the legis-  
19 lation (as described in paragraph (3)(B))  
20 in accordance with sections 308(a) and  
21 201(f) of the Congressional Budget Act of  
22 1974 (2 U.S.C. 639(a) and  
23 601(f))(including estimates of the effect of  
24 interest payment on the debt). In addition,  
25 the Congressional Budget Office shall pro-

1           vide information on the budgetary effect of  
2           the legislation beyond the year 2021. The  
3           joint committee may not vote on any  
4           version of the report, recommendations, or  
5           legislative language unless such estimates  
6           are available for consideration by all mem-  
7           bers of the joint committee at least 48  
8           hours prior to the vote as certified by the  
9           Co-Chairs.

10           (E) MEETINGS.—

11           (i) INITIAL MEETING.—Not later than  
12           45 calendar days after the date of enact-  
13           ment of this Act, the joint committee shall  
14           hold its first meeting.

15           (ii) AGENDA.—The Co-Chairs of the  
16           joint committee shall provide an agenda to  
17           the joint committee members not less than  
18           48 hours in advance of any meeting.

19           (F) HEARINGS.—

20           (i) IN GENERAL.—The joint com-  
21           mittee may, for the purpose of carrying  
22           out this section, hold such hearings, sit  
23           and act at such times and places, require  
24           attendance of witnesses and production of  
25           books, papers, and documents, take such

1 testimony, receive such evidence, and ad-  
2 minister such oaths as the joint committee  
3 considers advisable.

4 (ii) HEARING PROCEDURES AND RE-  
5 SPONSIBILITIES OF CO-CHAIRS.—

6 (I) ANNOUNCEMENT.—The Co-  
7 Chairs of the joint committee shall  
8 make a public announcement of the  
9 date, place, time, and subject matter  
10 of any hearing to be conducted, not  
11 less than 7 days in advance of such  
12 hearing, unless the Co-Chairs deter-  
13 mine that there is good cause to begin  
14 such hearing at an earlier date.

15 (II) WRITTEN STATEMENT.—A  
16 witness appearing before the joint  
17 committee shall file a written state-  
18 ment of proposed testimony at least 2  
19 calendar days before the appearance  
20 of the witness, unless the requirement  
21 is waived by the Co-Chairs, following  
22 their determination that there is good  
23 cause for failure to comply with such  
24 requirement.

1 (G) TECHNICAL ASSISTANCE.—Upon writ-  
2 ten request of the Co-Chairs, a Federal agency  
3 shall provide technical assistance to the joint  
4 committee in order for the joint committee to  
5 carry out its duties.

6 (c) STAFF OF JOINT COMMITTEE.—

7 (1) IN GENERAL.—The Co-Chairs of the joint  
8 committee may jointly appoint and fix the compensa-  
9 tion of staff as they deem necessary, within the  
10 guidelines for employees of the Senate and following  
11 all applicable rules and employment requirements of  
12 the Senate.

13 (2) ETHICAL STANDARDS.—Members on the  
14 joint committee who serve in the House of Rep-  
15 resentatives shall be governed by the ethics rules and  
16 requirements of the House. Members of the Senate  
17 who serve on the joint committee and staff of the  
18 joint committee shall comply with the ethics rules of  
19 the Senate.

20 (d) TERMINATION.—The joint committee shall termi-  
21 nate on January 31, 2012.

22 **SEC. 402. EXPEDITED CONSIDERATION OF JOINT COM-**  
23 **MITTEE RECOMMENDATIONS.**

24 (a) INTRODUCTION.—If approved by the majority re-  
25 quired by section 401(b)(3)(B)(ii), the proposed legislative

1 language submitted pursuant to section 401(b)(3)(B)(iv)  
2 shall be introduced in the Senate (by request) on the next  
3 day on which the Senate is in session by the majority lead-  
4 er of the Senate or by a Member of the Senate designated  
5 by the majority leader of the Senate and shall be intro-  
6 duced in the House of Representatives (by request) on the  
7 next legislative day by the majority leader of the House  
8 or by a Member of the House designated by the majority  
9 leader of the House.

10 (b) CONSIDERATION IN THE HOUSE OF REPRESENT-  
11 ATIVES.—

12 (1) REFERRAL AND REPORTING.—Any com-  
13 mittee of the House of Representatives to which the  
14 joint committee bill is referred shall report it to the  
15 House without amendment not later than December  
16 9, 2011. If a committee fails to report the joint com-  
17 mittee bill within that period, it shall be in order to  
18 move that the House discharge the committee from  
19 further consideration of the bill. Such a motion shall  
20 not be in order after the last committee authorized  
21 to consider the bill reports it to the House or after  
22 the House has disposed of a motion to discharge the  
23 bill. The previous question shall be considered as or-  
24 dered on the motion to its adoption without inter-  
25 vening motion except 20 minutes of debate equally

1 divided and controlled by the proponent and an op-  
2 ponent. If such a motion is adopted, the House shall  
3 proceed immediately to consider the joint committee  
4 bill in accordance with paragraphs (2) and (3). A  
5 motion to reconsider the vote by which the motion  
6 is disposed of shall not be in order.

7 (2) PROCEEDING TO CONSIDERATION.—After  
8 the last committee authorized to consider a joint  
9 committee bill reports it to the House or has been  
10 discharged (other than by motion) from its consider-  
11 ation, it shall be in order to move to proceed to con-  
12 sider the joint committee bill in the House. Such a  
13 motion shall not be in order after the House has dis-  
14 posed of a motion to proceed with respect to the  
15 joint committee bill. The previous question shall be  
16 considered as ordered on the motion to its adoption  
17 without intervening motion. A motion to reconsider  
18 the vote by which the motion is disposed of shall not  
19 be in order.

20 (3) CONSIDERATION.—The joint committee bill  
21 shall be considered as read. All points of order  
22 against the joint committee bill and against its con-  
23 sideration are waived. The previous question shall be  
24 considered as ordered on the joint committee bill to  
25 its passage without intervening motion except 2



1 hours of debate equally divided and controlled by the  
2 proponent and an opponent and one motion to limit  
3 debate on the joint committee bill. A motion to re-  
4 consider the vote on passage of the joint committee  
5 bill shall not be in order.

6 (4) VOTE ON PASSAGE.—The vote on passage  
7 of the joint committee bill shall occur not later than  
8 December 23, 2011.

9 (c) EXPEDITED PROCEDURE IN THE SENATE.—

10 (1) COMMITTEE CONSIDERATION.—A joint com-  
11 mittee bill introduced in the Senate under subsection  
12 (a) shall be jointly referred to the committee or com-  
13 mittees of jurisdiction, which committees shall report  
14 the bill without any revision and with a favorable  
15 recommendation, an unfavorable recommendation, or  
16 without recommendation, not later than December 9,  
17 2011. If any committee fails to report the bill within  
18 that period, that committee shall be automatically  
19 discharged from consideration of the bill, and the  
20 bill shall be placed on the appropriate calendar.

21 (2) MOTION TO PROCEED.—Notwithstanding  
22 Rule XXII of the Standing Rules of the Senate, it  
23 is in order, not later than 2 days of session after the  
24 date on which a joint committee bill is reported or  
25 discharged from all committees to which it was re-

1       ferred, for the majority leader of the Senate or the  
2       majority leader's designee to move to proceed to the  
3       consideration of the joint committee bill. It shall also  
4       be in order for any Member of the Senate to move  
5       to proceed to the consideration of the joint com-  
6       mittee bill at any time after the conclusion of such  
7       2-day period. A motion to proceed is in order even  
8       though a previous motion to the same effect has  
9       been disagreed to. All points of order against the  
10      motion to proceed to the joint committee bill are  
11      waived. The motion to proceed is not debatable. The  
12      motion is not subject to a motion to postpone. A mo-  
13      tion to reconsider the vote by which the motion is  
14      agreed to or disagreed to shall not be in order. If  
15      a motion to proceed to the consideration of the joint  
16      committee bill is agreed to, the joint committee bill  
17      shall remain the unfinished business until disposed  
18      of.

19           (3) CONSIDERATION.—All points of order  
20      against the joint committee bill and against consid-  
21      eration of the joint committee bill are waived. Con-  
22      sideration of the joint committee bill and of all de-  
23      batable motions and appeals in connection therewith  
24      shall not exceed a total of 30 hours which shall be  
25      divided equally between the Majority and Minority

1 Leaders or their designees. A motion further to limit  
2 debate on the joint committee bill is in order, shall  
3 require an affirmative vote of three-fifths of the  
4 Members duly chosen and sworn, and is not debat-  
5 able. Any debatable motion or appeal is debatable  
6 for not to exceed 1 hour, to be divided equally be-  
7 tween those favoring and those opposing the motion  
8 or appeal. All time used for consideration of the  
9 joint committee bill, including time used for quorum  
10 calls and voting, shall be counted against the total  
11 30 hours of consideration.

12 (4) NO AMENDMENTS.—An amendment to the  
13 joint committee bill, or a motion to postpone, or a  
14 motion to proceed to the consideration of other busi-  
15 ness, or a motion to recommit the joint committee  
16 bill, is not in order.

17 (5) VOTE ON PASSAGE.—If the Senate has  
18 voted to proceed to the joint committee bill, the vote  
19 on passage of the joint committee bill shall occur im-  
20 mediately following the conclusion of the debate on  
21 a joint committee bill, and a single quorum call at  
22 the conclusion of the debate if requested. The vote  
23 on passage of the joint committee bill shall occur not  
24 later than December 23, 2011.

1 (6) RULINGS OF THE CHAIR ON PROCEDURE.—

2 Appeals from the decisions of the Chair relating to  
3 the application of the rules of the Senate, as the  
4 case may be, to the procedure relating to a joint  
5 committee bill shall be decided without debate.

6 (d) AMENDMENT.—The joint committee bill shall not  
7 be subject to amendment in either the House of Rep-  
8 resentatives or the Senate.

9 (e) CONSIDERATION BY THE OTHER HOUSE.—

10 (1) IN GENERAL.—If, before passing the joint  
11 committee bill, one House receives from the other a  
12 joint committee bill—

13 (A) the joint committee bill of the other  
14 House shall not be referred to a committee; and

15 (B) the procedure in the receiving House  
16 shall be the same as if no joint committee bill  
17 had been received from the other House until  
18 the vote on passage, when the joint committee  
19 bill received from the other House shall sup-  
20 plant the joint committee bill of the receiving  
21 House.

22 (2) REVENUE MEASURE.—This subsection shall  
23 not apply to the House of Representatives if the  
24 joint committee bill received from the Senate is a  
25 revenue measure.

1 (f) RULES TO COORDINATE ACTION WITH OTHER  
2 HOUSE.—

3 (1) TREATMENT OF JOINT COMMITTEE BILL OF  
4 OTHER HOUSE.—If the Senate fails to introduce or  
5 consider a joint committee bill under this section,  
6 the joint committee bill of the House shall be enti-  
7 tled to expedited floor procedures under this section.

8 (2) TREATMENT OF COMPANION MEASURES IN  
9 THE SENATE.—If following passage of the joint com-  
10 mittee bill in the Senate, the Senate then receives  
11 the joint committee bill from the House of Rep-  
12 resentatives, the House-passed joint committee bill  
13 shall not be debatable. The vote on passage of the  
14 joint committee bill in the Senate shall be considered  
15 to be the vote on passage of the joint committee bill  
16 received from the House of Representatives.

17 (3) VETOES.—If the President vetoes the joint  
18 committee bill, debate on a veto message in the Sen-  
19 ate under this section shall be 1 hour equally divided  
20 between the majority and minority leaders or their  
21 designees.

22 (g) LOSS OF PRIVILEGE.—The provisions of this sec-  
23 tion shall cease to apply to the joint committee bill if—

24 (1) the joint committee fails to vote on the re-  
25 port or proposed legislative language required under

1 section 401(b)(3)(B)(i) not later than November 23,  
2 2011; or

3 (2) the joint committee bill does not pass both  
4 Houses not later than December 23, 2011.

5 **SEC. 403. FUNDING.**

6 Funding for the joint committee shall be derived in  
7 equal portions from—

8 (1) the applicable accounts of the House of  
9 Representatives; and

10 (2) the contingent fund of the Senate from the  
11 appropriations account “Miscellaneous Items”, sub-  
12 ject to the rules and regulations of the Senate.

13 **SEC. 404. RULEMAKING.**

14 The provisions of this title are enacted by Congress—

15 (1) as an exercise of the rulemaking power of  
16 the House of Representatives and the Senate, re-  
17 spectively, and as such they shall be considered as  
18 part of the rules of each House, respectively, or of  
19 that House to which they specifically apply, and  
20 such rules shall supersede other rules only to the ex-  
21 tent that they are inconsistent therewith; and

22 (2) with full recognition of the constitutional  
23 right of either House to change such rules (so far  
24 as relating to such House) at any time, in the same

1 manner, and to the same extent as in the case of  
2 any other rule of such House.

3 **TITLE V—PELL GRANT AND STU-**  
4 **DENT LOAN PROGRAM**  
5 **CHANGES**

6 **SEC. 501. FEDERAL PELL GRANTS.**

7 Section 401(b)(7)(A)(iv) of the Higher Education Act  
8 of 1965 (20 U.S.C. 1070a(b)(7)(A)(iv)) is amended—

9 (1) in subclause (II), by striking  
10 “\$3,183,000,000” and inserting “\$13,183,000,000”;  
11 and

12 (2) in subclause (III), by striking “\$0” and in-  
13 serting “\$7,000,000,000”.

14 **SEC. 502. TERMINATION OF AUTHORITY TO MAKE INTER-**  
15 **EST SUBSIDIZED LOANS TO GRADUATE AND**  
16 **PROFESSIONAL STUDENTS.**

17 Section 455(a) of the Higher Education Act of 1965  
18 (20 U.S.C. 1087e(a)) is amended by adding at the end  
19 the following new paragraph:

20 “(3) **TERMINATION OF AUTHORITY TO MAKE**  
21 **INTEREST SUBSIDIZED LOANS TO GRADUATE AND**  
22 **PROFESSIONAL STUDENTS.—**

23 “(A) **IN GENERAL.—**Subject to subpara-  
24 graph (B) and notwithstanding any provision of

1           this part or part B, for any period of instruc-  
2           tion beginning on or after July 1, 2012—

3                   “(i) a graduate or professional stu-  
4                   dent shall not be eligible to receive a Fed-  
5                   eral Direct Stafford loan under this part;  
6                   and

7                   “(ii) the maximum annual amount of  
8                   Federal Direct Unsubsidized Stafford  
9                   loans such a student may borrow in any  
10                  academic year (as defined in section  
11                  481(a)(2)) or its equivalent shall be the  
12                  maximum annual amount for such student  
13                  determined under section 428H, plus an  
14                  amount equal to the amount of Federal  
15                  Direct Stafford loans the student would  
16                  have received in the absence of this sub-  
17                  paragraph.

18                  “(B) EXCEPTION.—Subparagraph (A)  
19                  shall not apply to an individual enrolled in  
20                  course work specified in paragraph (3)(B) or  
21                  (4)(B) of section 484(b).”.

22   **SEC. 503. TERMINATION OF DIRECT LOAN REPAYMENT IN-**  
23                   **CENTIVES.**

24           Section 455(b)(8) of the Higher Education Act of  
25   1965 (20 U.S.C. 1087e(b)(8)) is amended—



1 (1) in subparagraph (A)—

2 (A) by amending the header to read as fol-  
3 lows: “(A) INCENTIVES FOR LOANS DISBURSED  
4 BEFORE JULY 1, 2012.—”; and

5 (B) by inserting “with respect to loans for  
6 which the first disbursement of principal is  
7 made before July 1, 2012,” after “of this  
8 part”;

9 (2) in subparagraph (B), by inserting “with re-  
10 spect to loans for which the first disbursement of  
11 principal is made before July 1, 2012” after “repay-  
12 ment incentives”; and

13 (3) by adding at the end the following new sub-  
14 paragraph:

15 “(C) NO REPAYMENT INCENTIVES FOR  
16 NEW LOANS DISBURSED ON OR AFTER JULY 1,  
17 2012.—Notwithstanding any other provision of  
18 this part, the Secretary is prohibited from au-  
19 thorizing or providing any repayment incentive  
20 not otherwise authorized under this part to en-  
21 courage on-time repayment of a loan under this  
22 part for which the first disbursement of prin-  
23 cipal is made on or after July 1, 2012, includ-  
24 ing any reduction in the interest or origination  
25 fee rate paid by a borrower of such a loan, ex-

1           cept that the Secretary may provide for an in-  
2           terest rate reduction for a borrower who agrees  
3           to have payments on such a loan automatically  
4           electronically debited from a bank account.”.

5 **SEC. 504. INAPPLICABILITY OF TITLE IV NEGOTIATED**  
6                   **RULEMAKING AND MASTER CALENDAR EX-**  
7                   **CEPTION.**

8           Sections 482(c) and 492 of the Higher Education Act  
9           of 1965 (20 U.S.C. 1089(c), 1098a) shall not apply to  
10          the amendments made by this title, or to any regulations  
11          promulgated under those amendments.

