

111TH CONGRESS  
1ST SESSION

# H. R. 381

To make 5 percent across-the-board rescissions in non-defense, non-homeland-security discretionary spending for fiscal year 2009.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 2009

Mrs. BLACKBURN (for herself, Mr. CAMPBELL, Mr. BURTON of Indiana, Mr. FRANKS of Arizona, Mr. BARRETT of South Carolina, Mr. NEUGEBAUER, Mr. OLSON, Mr. GOHMERT, Mr. GINGREY of Georgia, Mr. ROE of Tennessee, Mr. FLAKE, Ms. FOXX, Mr. AKIN, Mr. HENSARLING, Mr. BROUN of Georgia, Mr. PITTS, Mr. HERGER, Mr. LAMBORN, Mr. BRADY of Texas, and Mr. GARRETT of New Jersey) introduced the following bill; which was referred to the Committee on Appropriations

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## A BILL

To make 5 percent across-the-board rescissions in non-defense, non-homeland-security discretionary spending for fiscal year 2009.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ACROSS-THE-BOARD RESCISSIONS IN NON-DE-**  
4 **FENSE, NON-HOMELAND-SECURITY DISCRE-**  
5 **TIONARY SPENDING FOR FISCAL YEAR 2009.**

6 (a) ACROSS-THE-BOARD RESCISSIONS.—There is  
7 hereby rescinded an amount equal to 5 percent of—

1           (1) the budget authority provided (or obligation  
2           limitation imposed) for fiscal year 2009 for any non-  
3           defense, non-homeland-security discretionary account  
4           in any fiscal year 2009 appropriation Act;

5           (2) the budget authority provided in any ad-  
6           vance appropriation for fiscal year 2009 for any  
7           non-defense, non-homeland-security discretionary ac-  
8           count in any prior fiscal year appropriation Act; and

9           (3) the contract authority provided in fiscal  
10          year 2009 for any program that is subject to a limi-  
11          tation contained in any fiscal year 2009 appropria-  
12          tion Act for any non-defense, non-homeland-security  
13          discretionary account.

14          (b) NON-DEFENSE, NON-HOMELAND-SECURITY DIS-  
15          CRETIONARY ACCOUNT.—For purposes of subsection (a),  
16          the term “non-defense, non-homeland security discre-  
17          tionary account” means any discretionary account, other  
18          than—

19                (1) any account included in a Department of  
20                Defense Appropriations Act;

21                (2) any account included in a Department of  
22                Homeland Security Appropriations Act;

23                (3) any account of the Department of Defense  
24                included in a Military Construction and Veterans Af-  
25                fairs and Related Agencies Appropriations Act; or

1           (4) any account for Department of Energy de-  
2       fense activities included in an Energy and Water  
3       Development and Related Agencies Appropriations  
4       Act.

5       (c) PROPORTIONATE APPLICATION.—Any rescission  
6       made by subsection (a) shall be applied proportionately—

7           (1) to each discretionary account and each item  
8       of budget authority described in such subsection;  
9       and

10          (2) within each such account and item, to each  
11       program, project, and activity (with programs,  
12       projects, and activities as delineated in the appro-  
13       priation Act or accompanying reports for the rel-  
14       evant fiscal year covering such account or item, or  
15       for accounts and items not included in appropriation  
16       Acts, as delineated in the most recently submitted  
17       President’s budget).

18       (d) SUBSEQUENT APPROPRIATION LAWS.—In the  
19       case of any fiscal year 2009 appropriation Act enacted  
20       after the enactment of this section, any rescission required  
21       by subsection (a) shall take effect immediately after the  
22       enactment of such Act.

23       (e) OMB REPORT.—Within 30 days after the enact-  
24       ment of this section (or, if later, 30 days after the enact-  
25       ment of any fiscal year 2009 appropriation Act), the Di-

1 rector of the Office of Management and Budget shall sub-  
2 mit to the Committees on Appropriations of the House  
3 of Representatives and the Senate a report specifying the  
4 account and amount of each rescission made pursuant to  
5 subsection (a).

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