

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To provide for automatic continuing resolutions.

**IN THE SENATE OF THE UNITED STATES—118th Cong., 2d Sess.**

**H. R. 82**

To amend title II of the Social Security Act to repeal the Government pension offset and windfall elimination provisions.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. PAUL

Viz:

1 At the appropriate place, insert the following:

2 **SEC. \_\_\_\_ . AUTOMATIC CONTINUING APPROPRIATIONS.**

3 (a) IN GENERAL.—Chapter 13 of title 31, United  
4 States Code, is amended by inserting after section 1310  
5 the following new section:

6 **“§ 1311. Continuing appropriations**

7 “(a)(1) On and after the first day of each fiscal year,  
8 if an appropriation Act for such fiscal year with respect  
9 to the account for a program, project, or activity has not  
10 been enacted and continuing appropriations are not in ef-  
11 fect with respect to the program, project, or activity, there  
12 are appropriated, at the rate for operations specified in

1 paragraph (2), such sums as may be necessary to continue  
2 the program, project, or activity if funds were provided  
3 for the program, project, or activity during the preceding  
4 fiscal year—

5 “(A) in the corresponding appropriation Act for  
6 such preceding fiscal year; or

7 “(B) if the corresponding appropriation bill for  
8 such preceding fiscal year did not become law, in a  
9 law making continuing appropriations for such pre-  
10 ceding fiscal year.

11 “(2)(A) Appropriations and funds made available,  
12 and authority granted, for a program, project, or activity  
13 for any fiscal year pursuant to this section shall be at a  
14 rate of operations not in excess of the lower of—

15 “(i) 94 percent of the rate of operations pro-  
16 vided for in the regular appropriation Act providing  
17 for such program, project, or activity for the pre-  
18 ceding fiscal year;

19 “(ii) in the absence of such an Act, 94 percent  
20 of the rate of operations provided for such program,  
21 project, or activity pursuant to a law making con-  
22 tinuing appropriations for such preceding fiscal year;  
23 or

24 “(iii) 94 percent of the annualized rate of oper-  
25 ations provided for in the most recently enacted law

1 making continuing appropriations for part of that  
2 fiscal year or any funding levels established under  
3 the provisions of this section,  
4 for the period of 90 days. After the first 90-day period  
5 during which this subsection is in effect for that fiscal  
6 year, the applicable rate of operations shall be reduced by  
7 1 percentage point. For each subsequent 90-day period  
8 during which this subsection is in effect for that fiscal  
9 year, the applicable rate of operations shall be reduced by  
10 1 percentage point. The 90-day period reductions shall ex-  
11 tend beyond the last day of that fiscal year.

12 “(B) If this section is in effect at the end of a fiscal  
13 year, funding levels shall continue as provided in this sec-  
14 tion for the next fiscal year.

15 “(3) Appropriations and funds made available, and  
16 authority granted, for any fiscal year pursuant to this sec-  
17 tion for a program, project, or activity shall be available  
18 for the period beginning with the first day of a lapse in  
19 appropriations and ending with the date on which the ap-  
20 plicable regular appropriation bill for such fiscal year be-  
21 comes law (whether or not such law provides for such pro-  
22 gram, project, or activity) or a continuing resolution mak-  
23 ing appropriations becomes law, as the case may be.

24 “(b) An appropriation or funds made available, or au-  
25 thority granted, for a program, project, or activity for any

1 fiscal year pursuant to this section shall be subject to the  
2 terms and conditions imposed with respect to the appro-  
3 priation made or funds made available for the preceding  
4 fiscal year, or authority granted for such program, project,  
5 or activity under current law.

6       “(c) Notwithstanding any other provision of this sec-  
7 tion, for those programs, projects, or activities that would  
8 otherwise have high initial rates of operation or complete  
9 distribution of appropriations at the beginning of a fiscal  
10 year for which funding is made available under this section  
11 because of distributions of funding to States, foreign coun-  
12 tries, grantees, or others, such high initial rates of oper-  
13 ation or complete distribution shall not be made, and no  
14 grants shall be awarded for such programs, projects, or  
15 activities funded by this section that would impinge on  
16 final funding prerogatives.

17       “(d) Expenditures made for a program, project, or  
18 activity for any fiscal year pursuant to this section shall  
19 be charged to the applicable appropriation, fund, or au-  
20 thorization whenever a regular appropriation bill or a  
21 measure making continuing appropriations until the end  
22 of a fiscal year providing for such program, project, or  
23 activity for such period becomes law.

24       “(e) This section shall not apply to a program,  
25 project, or activity during a fiscal year if any other provi-

1 sion of law (other than an authorization of appropria-  
2 tions)—

3           “(1) makes an appropriation, makes funds  
4 available, or grants authority for such program,  
5 project, or activity to continue for such period; or

6           “(2) specifically provides that no appropriation  
7 shall be made, no funds shall be made available, or  
8 no authority shall be granted for such program,  
9 project, or activity to continue for such period.”.

10       (b) CLERICAL AMENDMENT.—The table of sections  
11 of chapter 13 of title 31, United States Code, is amended  
12 by inserting after the item relating to section 1310 the  
13 following new item:

“1311. Continuing appropriations.”.