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(Original Signature of Member)

119TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To require the Director of the Office of Management and Budget to offset  
emergency spending, and for other purposes.

\_\_\_\_\_  
IN THE HOUSE OF REPRESENTATIVES

Mr. STUTZMAN introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To require the Director of the Office of Management and  
Budget to offset emergency spending, and for other purposes.

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. SHORT TITLE.**

4       This Act may be cited as the “Emergency Spending  
5       Accountability Act”.

6       **SEC. 2. SEQUESTRATION TO OFFSET EMERGENCY SPEND-**  
7                       **ING.**

8       (a) SEQUESTRATION.—

1           (1) IN GENERAL.—With respect to any direct  
2       spending or discretionary spending that is appro-  
3       priated or otherwise made available during a fiscal  
4       year that is emergency spending, the Director of the  
5       Office of Management and Budget shall, on October  
6       1 of the subsequent fiscal year and each of the 4 fol-  
7       lowing fiscal years, issue a sequestration order that  
8       reduces total budgetary resources such that outlay  
9       savings equal one-fifth of the total amount of such  
10      emergency spending.

11          (2) NOTIFICATION.—The Director shall submit  
12      written notice to Congress on the date of any se-  
13      questration order under paragraph (1). Such notice  
14      shall include a list of any account affected by such  
15      order.

16          (3) DISCRETIONARY AND DIRECT SPENDING AP-  
17      PLICATION.—If emergency spending made available  
18      during a fiscal year is discretionary spending, any  
19      sequestration under subsection (a) with respect to  
20      such emergency spending may only be made with re-  
21      spect to discretionary accounts. If emergency spend-  
22      ing made available during a fiscal year is direct  
23      spending, any sequestration required under sub-  
24      section (a) with respect to such emergency spending  
25      may only be made to direct spending accounts.

1 (b) APPLICATION.—With respect to any sequestra-  
2 tion under subsection (a)—

3 (1) except as provided in subsection (c), and  
4 notwithstanding any other provision of law, no ac-  
5 count is exempted from reduction;

6 (2) such reduction shall be at a uniform rate  
7 across all programs and activities that are subject to  
8 sequestration; and

9 (3) the total amount of the sequestration shall  
10 be reduced by the amount of any offsetting reduc-  
11 tion in discretionary spending or direct spending (as  
12 the case may be) in the measure enacted into law  
13 that provided the applicable emergency spending.

14 (c) EXEMPT PROGRAMS.—The following programs  
15 and accounts shall be exempt from sequestration under  
16 this section:

17 (1) Benefits payable under the old-age, sur-  
18 vivors, and disability insurance program established  
19 under title II of the Social Security Act (42 U.S.C.  
20 401 et seq.), and benefits payable under sections 3  
21 and 4 of the Railroad Retirement Act of 1937 (45  
22 U.S.C. 231 et seq.).

23 (2) Any account within budget function 050  
24 (National Defense).

1           (3) All programs administered by the Depart-  
2           ment of Veterans Affairs.

3           (4) The Medicare program under title XVIII of  
4           the Social Security Act.

5           (d) REQUIREMENT FOR MEASURES CONTAINING  
6           EMERGENCY SPENDING.—

7           (1) REPORTED MEASURES.—With respect to  
8           any bill or joint resolution favorably reported by any  
9           standing committee of Congress that includes emer-  
10          gency spending, the report accompanying such meas-  
11          ure shall include a detailed justification of why each  
12          instance of such spending is necessary.

13          (2) OTHER MEASURES.—Any measure consid-  
14          ered by the House of Representatives not described  
15          in paragraph (1) that includes emergency spending  
16          shall include such a detailed explanation, to be pub-  
17          lished in the Congressional Record prior to consider-  
18          ation.

19          (3) REQUIREMENTS.—Any justification under  
20          paragraph (1) or (2) shall include reasons why such  
21          spending meets the definitions of the terms “emer-  
22          gency” and “unanticipated” (as those terms are de-  
23          fined in section 250(c) of the Balanced Budget and  
24          Emergency Deficit Control Act of 1985).

25          (e) DEFINITIONS.—In this Act—

1           (1) the terms “budget authority” and “outlays”  
2       have the meaning given those terms in section 3 of  
3       the Congressional Budget and Impoundment Control  
4       Act of 1974;

5           (2) the terms “budgetary resources”, “discre-  
6       tionary spending”, “direct spending”, and “seques-  
7       tration” have the meaning given those terms in sec-  
8       tion 250(c) of the Balanced Budget and Emergency  
9       Deficit Control Act of 1985; and

10          (3) the term “emergency spending” means any  
11       budget authority—

12                (A) that is designated—

13                   (i) under section 251(b)(2)(A), (D),  
14                   or (F) of the Balanced Budget and Emer-  
15                   gency Deficit Control Act of 1985;

16                   (ii) under section 4(g) of the Statu-  
17                   tory-Pay-As-You-Go Act of 2010; or

18                   (iii) under a concurrent resolution on  
19                   the budget as being for an emergency; and

20                (B) that is otherwise exempted from count-  
21       ing against any Federal spending limitation, in-  
22       cluding the discretionary spending limits in sec-  
23       tion 251(c) of the Balanced Budget and Emer-  
24       gency Deficit Control Act of 1985 or the  
25       PAYGO scorecards.