

115TH CONGRESS }
2d Session }

SENATE

{ REPORT
{ 115-260

ALLOCATION TO SUBCOMMITTEES OF BUDGET TOTALS
FOR FISCAL YEAR 2019

MAY 24, 2018.—Ordered to be printed

Mr. SHELBY, from the Committee on Appropriations,
submitted the following

REPORT

The Committee on Appropriations submits the following report pursuant to section 302(b) of the Congressional Budget Act of 1974, as amended, and section 30103 of the Bipartisan Budget Act of 2018 (Public Law 115-123).

The Congressional Budget Act requires that as soon as practicable after a concurrent resolution on the budget is agreed to, the Committee on Appropriations shall submit to the Senate a report subdividing among its subcommittees the new budget authority and total outlays allocated to the Committee in the joint explanatory statement accompanying the conference report on such a resolution.

Under the provisions of section 301(a) of the Congressional Budget Act, the Congress shall complete action on a concurrent resolution on the budget no later than April 15 of each year. On February 9, 2018, the President approved the Bipartisan Budget Act of 2018. Section 30103 of that act provides for the Chairman of the Committee on the Budget to file an allocation, consistent with the terms of the Bipartisan Budget Act, to serve as a section 302(a) allocation for purposes of budget enforcement in the Senate. The allocation was filed by the Chairman of the Budget Committee on May 7, 2018. The allocation will remain in effect until the adoption by the Congress of a budget resolution.

This approach is not without precedent. The Bipartisan Budget Act of 2015 included an identical procedure for the providing of an allocation to the Committee for fiscal year 2017, while the Bipartisan Budget Act of 2013 did the same for fiscal year 2014, and again in fiscal year 2015. Also, for fiscal year 2012, and again in fiscal year 2013, such a procedure was contained in the Budget Control Act of 2011. In fiscal year 2017, no budget resolution was adopted by Congress until January 13, 2017. For each of the other

fiscal years referenced, no budget resolution was ever adopted by Congress. A similar procedure (S. Res. 308; 101st Congress) was agreed to in the Senate on July 12, 1990, providing an allocation for the Committee for fiscal year 1991. The budget resolution was finally adopted on October 9, 1990. A similar resolution (S. Res. 209; 105th Congress) was agreed to in the Senate on April 2, 1998, providing an allocation for the Committee for fiscal year 1999. Conferees were unable to resolve their differences on a budget that year. In August 2004, the President approved the Department of Defense Appropriations Act, 2005 (Public Law 108-287). Section 14007 of that act set an allocation consistent with the conference report on S. Con. Res. 95, the budget resolution for fiscal year 2005. That budget conference report was never adopted by the Congress. Again, in June 2006, the President approved the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234). Section 7035 of that act provided section 302(a) allocations to the Committee on Appropriations for fiscal year 2007. Conferees on the fiscal year 2007 budget resolution were unable to resolve their differences.

In other years, in the absence of a budget resolution, the Committee has proceeded with internal guidance, but without any budget enforcement procedures in the Senate. In June 1984, the Committee adopted a non-binding allocation of non-defense spending. That year the budget resolution was adopted by the Congress on October 1. Again, in July 2002, the Committee adopted a non-binding allocation. That year the Senate did not consider a budget resolution for fiscal year 2003. On July 15, 2010, the Committee adopted its own "Committee Guidance". Neither the House nor the Senate considered a budget resolution for fiscal year 2011. Again, on June 20, 2013, the Committee adopted "Committee Guidance" for fiscal year 2014, which was ultimately superseded by the Bipartisan Budget Act of 2013, while on July 20, 2017, "Committee Guidance" for fiscal year 2018 was adopted by the Committee, which was superseded first by the adoption of a budget resolution on October 26, 2017, and then ultimately by an adjustment to that budget resolution resulting from the enactment of the Bipartisan Budget Act of 2018.

The Committee notes that, under the terms of section 251 of the Balanced Budget and Emergency Deficit Control Act of 1985, the Chairman of the Committee on the Budget may increase the 302(a) allocation of the Committee on Appropriations if certain conditions relating to funding of specific programs are met. These provisions address such programs as: costs of emergencies (sec. 251(b)(2)(A)(i)); costs of overseas contingency operations (sec. 251(b)(2)(A)(ii)); continuing disability reviews and redeterminations (sec. 251(b)(2)(B)); healthcare fraud and abuse control (sec. 251(b)(2)(C)); reemployment services and eligibility assessments (sec. 251(b)(2)(E)); and disaster funding (sec. 251(b)(2)(D)).

Set forth below are the allocations to subcommittees:

SUBCOMMITTEE ALLOCATIONS FOR FISCAL YEAR 2019

[In millions of dollars]

| Subcommittee | Discretionary | | | | Mandatory | | Total | |
|--|------------------|----------------|------------------|------------------|------------------|------------------|------------------|---------|
| | Budget authority | | Outlays Total | Outlays | Budget authority | Outlays | Budget authority | Outlays |
| | Security | Nonsecurity | | | | | | |
| Agriculture, Rural Development, and Related Agencies | | 23,235 | 24,446 | 107,124 | 98,764 | 130,359 | 123,210 | |
| Commerce, Justice, Science, and Related Agencies | 5,400 | 57,595 | 70,644 | 319 | 332 | 63,314 | 70,976 | |
| Defense | 607,000 | 130 | 596,916 | 514 | 514 | 607,644 | 597,430 | |
| Energy and Water Development | 21,892 | 21,874 | 43,842 | | | 43,766 | 43,842 | |
| Financial Services and General Government | 31 | 23,657 | 24,131 | 22,406 | 22,398 | 46,094 | 46,529 | |
| Homeland Security | 2,058 | 46,276 | 58,758 | 1,740 | 1,736 | 50,074 | 60,494 | |
| Interior, Environment, and Related Agencies | | 35,853 | 35,277 | 62 | 62 | 35,915 | 35,339 | |
| Labor, Health and Human Services, and Education, and Related Agencies | | 179,288 | 184,701 | 783,118 | 782,757 | 962,406 | 967,458 | |
| Legislative Branch | | 4,790 | 4,702 | 145 | 145 | 4,935 | 4,847 | |
| Military Construction and Veterans Affairs, and Related Agencies | 10,319 | 86,767 | 90,346 | 109,472 | 109,086 | 206,558 | 199,432 | |
| State, Foreign Operations, and Related Programs | | 46,418 | 47,750 | 159 | 159 | 46,577 | 47,909 | |
| Transportation and Housing and Urban Development, and Related Agencies | 300 | 71,117 | 132,628 | | | 71,417 | 132,628 | |
| Total | 647,000 | 597,000 | 1,314,141 | 1,025,059 | 1,015,953 | 2,269,059 | 2,330,094 | |

COMPLIANCE WITH PARAGRAPH 7(c), RULE XXVI OF THE
STANDING RULES OF THE SENATE

Pursuant to paragraph 7(c) of rule XXVI, on May 24, 2018, the Committee ordered favorably reported the fiscal year 2019 section 302(b) budget allocations, by a recorded vote of 31-0, a quorum being present. The vote was as follows:

| Yeas | Nays |
|-----------------|------|
| Chairman Shelby | |
| Mr. McConnell | |
| Mr. Alexander | |
| Ms. Collins | |
| Ms. Murkowski | |
| Mr. Graham | |
| Mr. Blunt | |
| Mr. Moran | |
| Mr. Hoeven | |
| Mr. Boozman | |
| Mrs. Capito | |
| Mr. Lankford | |
| Mr. Daines | |
| Mr. Kennedy | |
| Mr. Rubio | |
| Mrs. Hyde-Smith | |
| Mr. Leahy | |
| Mrs. Murray | |
| Mrs. Feinstein | |
| Mr. Durbin | |
| Mr. Reed | |
| Mr. Tester | |
| Mr. Udall | |
| Mrs. Shaheen | |
| Mr. Merkley | |
| Mr. Coons | |
| Mr. Schatz | |
| Ms. Baldwin | |
| Mr. Murphy | |
| Mr. Manchin | |
| Mr. Van Hollen | |