AMENDMENT NO._____ Calendar No._____

Purpose: To pay for the costs of supplemental spending by reducing Congress' own budget and disposing of unneeded Federal property and uncommitted Federal funds.

IN THE SENATE OF THE UNITED STATES—111th Cong., 2d Sess.

H.R. 4899

Making _______ relief ________

To: H.R. 4899

Referre ________

Page(s) 7

AMENDMENT intended to be proposed by Mr. COBURN (FOR HIMSELF AND MR. MCCAIN)

Viz:

1. At the end of the bill, add the following:

2. TITLE IV—PAYMENT OF COSTS

3. OF SUPPLEMENTAL APPROPRIATIONS

4. SEC. 4001. REDUCING BUDGETS OF MEMBERS OF CONGRESS.

5. Of the funds made available under Public Law 111–

6. 68 for the legislative branch, $100,000,000 in unobligated
balances are permanently rescinded: Provided, That the rescissions made by the section shall not apply to funds made available to the Capitol Police.

SEC. 4002. DISCLOSING COST OF CONGRESSIONAL BORROWING AND SPENDING.

(a) IN GENERAL.—The Secretary of the Senate shall post prominently on the front page of the public website of the Senate (http://www.senate.gov/) the following information:

(1) The total amount of discretionary and direct spending passed by the Senate that has not been paid for, including emergency designated spending or spending otherwise exempted from PAYGO requirements.

(2) The total amount of net spending authorized in legislation passed by the Senate, as scored by CBO.

(3) The number of new government programs created in legislation passed by the Senate.

(4) The totals for paragraphs (1) through (3) as passed by both Houses of Congress and signed into law by the President.

(b) DISPLAY.—The information tallies required by subsection (a) shall be itemized by bill and date, updated weekly, and archived by calendar year.
(c) Effective Date.—The PAYGO tally required by subsection (a)(1) shall begin with the date of enactment of the Statutory Pay-As-You-Go Act of 2010 and the authorization tally required by subsection (a)(2) shall apply to all legislation passed beginning January 1, 2010.

SEC. 4003. DISPOSING OF UNNEEDED AND UNUSED GOVERNMENT PROPERTY.

(a) In general.—Chapter 5 of subtitle I of title 40, United States Code, is amended by adding at the end the following:

"SUBCHAPTER VII—EXPEDITED DISPOSAL OF REAL PROPERTY

§ 621. Definitions

"In this subchapter:

"(1) DIRECTOR.—The term ‘Director’ means the Director of the Office of Management and Budget.

"(2) EXPEDITED DISPOSAL OF A REAL PROPERTY.—The term ‘expedited disposal of a real property’ means a demolition of real property or a sale of real property for cash that is conducted under the requirements of section 545.

"(3) LANDHOLDING AGENCY.—The term ‘landholding agency’ means a landholding agency as de-
fined under section 501(i)(3) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11411(i)(3)).

"(4) REAL PROPERTY.—

"(A) IN GENERAL.—The term ‘real property’ means—

"(i) a parcel of real property under
the administrative jurisdiction of the Federal Government that is—

"(I) excess;

"(II) surplus;

"(III) underperforming; or

"(IV) otherwise not meeting the
needs of the Federal Government, as
determined by the Director; and

"(ii) a building or other structure located on real property described under
clause (i).

"(B) EXCLUSION.—The term ‘real property’ excludes any parcel of real property or
building or other structure located on such real
property that is to be closed or realigned under
the Defense Base Closure and Realignment Act
of 1990 (part A of title XXIX of Public Law
§ 622. Disposal program

(a) The Director of the Office of Management and Budget shall dispose of by sale or auction not less than $15,000,000,000 worth of real property that is not meeting Federal Government from fiscal year 2010 to fiscal year 2015.

(b) Agencies shall recommend candidate disposition real properties to the Director for participation in the pilot program established under section 622.

(c) The Director, with the concurrence of the head of the executive agency concerned and consistent with the criteria established in this subchapter, may then select such candidate real properties for participation in the program and notify the recommending agency accordingly.

(d) The Director shall ensure that all real properties selected for disposition under this section are listed on a website that shall—

(1) be updated routinely; and

(2) include the functionality to allow members of the public, at their option, to receive such updates through electronic mail.

(e) The Director may transfer real property identified in the enactment of this section to the Department of Housing and Urban Development if the Secretary of Housing and Urban Development has determined such properties are suitable for use to assist the homeless."
(b) Technical and Conforming Amendment.—

The table of sections for chapter 5 of subtitle I of title 40, United States Code, is amended by inserting after the item relating to section 611 the following:

"Subchapter VII—Expedited Disposal of Real Property"

"Sec. 621. Definitions."
"Sec. 622. Disposal program.".

SEC. 4004. AUCTIONING AND SELLING OF UNUSED AND UNNEEDED EQUIPMENT.

(a) Notwithstanding section 1033 of the National Defense Authorization Act of 1997 or any other provision of law, the Secretary of Defense shall auction or sell unused, unnecessary, or surplus supplies and equipment without providing preference to State or local governments.

(b) The Secretary may make exceptions to the sale or auction of such equipment for transfers of excess military property to state and local law enforcement agencies related to counter-drug efforts, counter-terrorism activities, or other efforts determined to be related to national defense or homeland security. The Secretary of Defense may sell such equipment to State and local agencies at fair market value.
SEC. 4005. RESCINDING UNSPENT AND UNCOMMITTED FEDERAL FUNDS.

(a) IN GENERAL.—Notwithstanding any other provision of law, of all available uncommitted unobligated Federal funds, $80,000,000,000 in appropriated discretionary unexpired funds are rescinded.

(b) IMPLEMENTATION.—Not later than 60 days after the date of enactment of this Act, the Director of the Office of Management and Budget shall—

(1) identify the accounts and amounts rescinded to implement subsection (a); and

(2) submit a report to the Secretary of the Treasury and Congress of the accounts and amounts identified under paragraph (1) for rescission.

(c) EXCEPTION.—This section shall not apply to the unobligated Federal funds of the Department of Defense or the Department of Veterans Affairs.