

Subsec. (g). Pub. L. 105-33, §10106(d), amended heading and text of subsec. (g) generally. Prior to amendment, text read as follows: "For purposes of this section, the levels of new budget authority, spending authority as described in section 651(c)(2) of this title, outlays, and new credit authority for a fiscal year shall be determined on the basis of estimates made by the Committee on the Budget of the House of Representatives or the Senate, as the case may be."

1990—Subsec. (a)(1). Pub. L. 101-508, §13201(b)(3)(A), substituted "and total entitlement authority" for "total entitlement authority, and total credit authority", "or such entitlement authority" for "such entitlement authority, or such credit authority", and "and entitlement authority" for "entitlement authority, and credit authority".

Subsec. (a)(2). Pub. L. 101-508, §13303(c)(1), inserted "social security outlays for the fiscal year of the resolution and for each of the 4 succeeding fiscal years," after "appropriate levels of".

Pub. L. 101-508, §13201(b)(3)(B), substituted "total budget outlays and total new budget authority" for "total budget outlays, total new budget authority and new credit authority".

Pub. L. 101-508, §13112(a)(6), struck out "the House of Representatives and" after "among each committee of".

Subsec. (b)(1)(A). Pub. L. 101-508, §13201(b)(3)(C), substituted "budget outlays and new budget authority" for "budget outlays, new budget authority, and new credit authority".

Subsec. (c). Pub. L. 101-508, §13207(a)(1)(A), substituted "bill, joint resolution, amendment, motion, or conference report" for "bill or resolution, or amendment thereto".

Subsec. (c)(3). Pub. L. 101-508, §13201(b)(3)(D), struck out par. (3) which read as follows: "new credit authority for a fiscal year;"

Subsec. (f)(1). Pub. L. 101-508, §13207(a)(1)(B), inserted "joint" before "resolution" the second and third places appearing in introductory provisions.

Pub. L. 101-508, §13201(b)(3)(E), substituted "year or new entitlement authority effective during such fiscal year," for "year, new entitlement authority effective during such fiscal year, or new credit authority for such fiscal year," in introductory provisions and "authority or new entitlement authority" for "authority, new entitlement authority, or new credit authority" in closing provisions.

Subsec. (f)(2). Pub. L. 101-508, §13303(c)(3), inserted three sentences at end beginning with "In applying this paragraph—".

Pub. L. 101-508, §13303(c)(2), which directed the insertion of "or provides for social security outlays in excess of the appropriate allocation of social security outlays under subsection (a) of this section for the fiscal year of the resolution or for the total of that year and the 4 succeeding fiscal years" before the period, was executed by making the insertion before the period at end of first sentence, as the probable intent of Congress, in view of the applicability of the amendment. See Effective and Termination Dates of 1990 Amendment note below.

Pub. L. 101-508, §13207(a)(2), substituted "outlays, new budget authority, or new spending authority (as defined in section 651(c)(2) of this title)" for "outlays or new budget authority".

Pub. L. 101-508, §13207(a)(1)(B), substituted "bill, joint resolution, amendment, motion, or conference report" for "bill or resolution (including a conference report thereon), or any amendment to a bill or resolution".

Pub. L. 101-508, §13201(b)(2), temporarily inserted "or new credit authority" after "new budget authority". See Effective and Termination Dates of 1990 Amendment note below.

Pub. L. 101-508, §13112(a)(7), inserted "(A)" after "in excess of", substituted "under subsection (a) of this section, or (B) the appropriate allocation (if any) of such outlays or authority reported under subsection (b) of this section" for "under subsection (b) of this sec-

tion", and inserted after first sentence "Subparagraph (A) shall not apply to any bill, resolution, amendment, motion, or conference report that is within the jurisdiction of the Committee on Appropriations."

1985—Pub. L. 99-177 substituted "Committee allocations" for "Matters to be included in joint statement of managers; reports by committees" in section catchline.

Subsec. (a). Pub. L. 99-177 amended subsec. (a) generally, providing for separate provisions relating to allocations of totals for the House of Representatives and for the Senate, with respect to the joint explanatory statement accompanying the conference report on a concurrent resolution on the budget.

Subsec. (b). Pub. L. 99-177 amended subsec. (b) generally, inserting applicability to new credit authority.

Subsec. (c). Pub. L. 99-177 amended subsec. (c) generally, substituting provisions relating to point of order for provisions relating to subsequent concurrent resolutions.

Subsecs. (d) to (g). Pub. L. 99-177, in amending section generally, added subsecs. (d) to (g).

EFFECTIVE AND TERMINATION DATES OF 1990 AMENDMENT

Pub. L. 101-508, title XIII, §13201(b)(2), Nov. 5, 1990, 104 Stat. 1388-614, provided that the amendment made by section 13201(b)(2) is effective Jan. 1, 1991, for fiscal year 1991 only.

Pub. L. 101-508, title XIII, §13201(b)(3), Nov. 5, 1990, 104 Stat. 1388-614, provided that the amendment made by section 13201(b)(3) is effective for fiscal years beginning after Sept. 30, 1991.

Amendment by section 13303(c) of Pub. L. 101-508 applicable with respect to fiscal years beginning on or after Oct. 1, 1990, see section 13306 of Pub. L. 101-508, set out as an Effective Date of 1990 Amendment note under section 632 of this title.

EFFECTIVE DATE OF 1985 AMENDMENT

Amendment by Pub. L. 99-177 effective Dec. 12, 1985, and applicable with respect to fiscal years beginning after Sept. 30, 1985, except that such amendment, insofar as it relates to subsecs. (c), (f), and (g) of this section, to become effective Apr. 15, 1986, see section 275(a)(1), (2)(A) of Pub. L. 99-177, formerly set out as an Effective and Termination Dates note under section 900 of this title prior to repeal by Pub. L. 112-25, title I, §104(a), Aug. 2, 2011, 125 Stat. 246.

§ 634. Concurrent resolution on the budget must be adopted before budget-related legislation is considered

(a) In general

Until the concurrent resolution on the budget for a fiscal year has been agreed to, it shall not be in order in the House of Representatives, with respect to the first fiscal year covered by that resolution, or the Senate, with respect to any fiscal year covered by that resolution, to consider any bill or joint resolution, amendment or motion thereto, or conference report thereon that—

(1) first provides new budget authority for that fiscal year;

(2) first provides an increase or decrease in revenues during that fiscal year;

(3) provides an increase or decrease in the public debt limit to become effective during that fiscal year;

(4) in the Senate only, first provides new entitlement authority for that fiscal year; or

(5) in the Senate only, first provides for an increase or decrease in outlays for that fiscal year.

(b) Exceptions in House

In the House of Representatives, subsection (a) does not apply—

(1)(A) to any bill or joint resolution, as reported, providing advance discretionary new budget authority that first becomes available for the first or second fiscal year after the budget year; or

(B) to any bill or joint resolution, as reported, first increasing or decreasing revenues in a fiscal year following the fiscal year to which the concurrent resolution applies;

(2) after May 15, to any general appropriation bill or amendment thereto; or

(3) to any bill or joint resolution unless it is reported by a committee.

(c) Application to appropriation measures in Senate

(1) In general

Until the concurrent resolution on the budget for a fiscal year has been agreed to and an allocation has been made to the Committee on Appropriations of the Senate under section 633(a) of this title for that year, it shall not be in order in the Senate to consider any appropriation bill or joint resolution, amendment or motion thereto, or conference report thereon for that year or any subsequent year.

(2) Exception

Paragraph (1) does not apply to appropriations legislation making advance appropriations for the first or second fiscal year after the year the allocation referred to in that paragraph is made.

(Pub. L. 93-344, title III, §303, July 12, 1974, 88 Stat. 309; Pub. L. 99-177, title II, §201(b), Dec. 12, 1985, 99 Stat. 1046; Pub. L. 101-508, title XIII, §§13205, 13207(a)(1)(C), Nov. 5, 1990, 104 Stat. 1388-616, 1388-617; Pub. L. 105-33, title X, §10107(a), Aug. 5, 1997, 111 Stat. 683.)

CODIFICATION

Section was formerly classified to section 1324 of Title 31 prior to the general revision and enactment of Title 31, Money and Finance, by Pub. L. 97-258, §1, Sept. 13, 1982, 96 Stat. 877.

AMENDMENTS

1997—Pub. L. 105-33 amended section catchline and text generally. Prior to amendment, text provided that concurrent resolution on the budget must be adopted before legislation providing new budget authority, new spending authority, new credit authority, or changes in revenues or public debt limit could be considered.

1990—Subsec. (a). Pub. L. 101-508, §13207(a)(1)(C), substituted “bill, joint resolution, amendment, motion, or conference report” for “bill or resolution (or amendment thereto)”.

Pub. L. 101-508, §13205(a)(4), inserted “(or, in the Senate, a concurrent resolution on the budget covering such fiscal year)” after “fiscal year” in closing provisions.

Subsec. (a)(5), (6). Pub. L. 101-508, §13205(a)(1)–(3), added pars. (5) and (6) and struck out former par. (5) which read as follows: “new credit authority for a fiscal year.”

Subsec. (b). Pub. L. 101-508, §13205(b), designated existing provisions as par. (1) and substituted “In the House of Representatives, subsection (a)” for “Subsection (a)”, redesignated former pars. (1) and (2) as subpars. (A) and (B), respectively, and added par. (2).

1985—Pub. L. 99-177 inserted reference to new credit authority in section catchline.

Subsec. (a). Pub. L. 99-177 amended subsec. (a) generally, substituting provisions respecting new entitle-

ment authority or new credit authority, for provisions respecting new spending authority.

Subsec. (b). Pub. L. 99-177 amended subsec. (b) generally, inserting provisions relating to applicability of subsec. (a) after May 15 of any calendar year.

Subsec. (c). Pub. L. 99-177 amended subsec. (c) generally, inserting references to amendments of bills or resolutions wherever appearing.

EFFECTIVE DATE OF 1985 AMENDMENT

Amendment by Pub. L. 99-177 effective Dec. 12, 1985, and applicable with respect to fiscal years beginning after Sept. 30, 1985, see section 275(a)(1) of Pub. L. 99-177, formerly set out as an Effective and Termination Dates note under section 900 of this title prior to repeal by Pub. L. 112-25, title I, §104(a), Aug. 2, 2011, 125 Stat. 246.

§ 635. Permissible revisions of concurrent resolutions on the budget

At any time after the concurrent resolution on the budget for a fiscal year has been agreed to pursuant to section 632 of this title, and before the end of such fiscal year, the two Houses may adopt a concurrent resolution on the budget which revises or reaffirms the concurrent resolution on the budget for such fiscal year most recently agreed to.

(Pub. L. 93-344, title III, §304, July 12, 1974, 88 Stat. 310; Pub. L. 99-177, title II, §201(b), Dec. 12, 1985, 99 Stat. 1047; Pub. L. 100-119, title II, §208(b), Sept. 29, 1987, 101 Stat. 786; Pub. L. 101-508, title XIII, §13112(a)(8), Nov. 5, 1990, 104 Stat. 1388-608; Pub. L. 105-33, title X, §10108, Aug. 5, 1997, 111 Stat. 684.)

CODIFICATION

Section was formerly classified to section 1325 of Title 31 prior to the general revision and enactment of Title 31, Money and Finance, by Pub. L. 97-258, §1, Sept. 13, 1982, 96 Stat. 877.

AMENDMENTS

1997—Pub. L. 105-33 designated subsec. (a) as entire section and struck out subsec. (a) heading “In general” and subsec. (b) heading and text. Prior to amendment, text of subsec. (b) read as follows: “The provisions of section 632(g) of this title shall apply with respect to concurrent resolutions on the budget under this section (and amendments thereto and conference reports thereon) in the same way they apply to concurrent resolutions on the budget under such section 632(g) of this title (and amendments thereto and conference reports thereon).”

1990—Subsecs. (b), (c). Pub. L. 101-508 redesignated subsec. (c) as (b) and struck out former subsec. (b) which read as follows: “The provisions of section 632(i) of this title shall apply with respect to concurrent resolutions on the budget under this section (and amendments thereto and conference reports thereon) in the same way they apply to concurrent resolutions on the budget under such section 632(i) of this title (and amendments thereto and conference reports thereon).”

1987—Subsec. (c). Pub. L. 100-119 added subsec. (c).

1985—Pub. L. 99-177, in amending section generally, inserted “Permissible” before “revisions” in section catchline, designated existing provisions as subsec. (a), struck out “first” after “after the”, and added subsec. (b).

EFFECTIVE DATE OF 1985 AMENDMENT

Amendment by Pub. L. 99-177 effective Dec. 12, 1985, and applicable with respect to fiscal years beginning after Sept. 30, 1985, see section 275(a)(1) of Pub. L. 99-177, formerly set out as an Effective and Termination Dates note under section 900 of this title prior