

AMENDMENT

OFFERED BY MR. BRADY OF TEXAS

Add at the end of the bill the following:

1 **TITLE IX—RESCISSIONS**

2 **SEC. 900. TABLE OF CONTENTS OF TITLE.**

3 The table of contents of this title is as follows:

Sec. 900. Table of contents of title.

 Subtitle A—Rescissions and Elimination of Wasteful Government Programs

Sec. 901. 15-Percent Reduction in appropriations to the Executive Office of the President and Congress.

Sec. 902. No cost of living adjustment in pay of Members of Congress.

Sec. 903. Freeze on cost of Federal employees (including civilian employees of the Department of Defense) salaries.

Sec. 904. Reduction in the number of Federal employees.

Sec. 905. Limitation on Government printing costs.

Sec. 906. Limitation of Government travel costs.

Sec. 907. Reduction in Federal vehicle costs.

Sec. 908. Sale of excess Federal property.

Sec. 909. Prohibition on use of Federal funds to pay unemployment compensation to millionaires.

Sec. 910. Mandatory elimination of duplicative government programs.

Sec. 911. Collection of unpaid taxes from employees of the Federal Government.

Sec. 912. Ten percent reduction in voluntary contributions to the United Nations.

Sec. 913. Low-priority construction projects of Corps of Engineers.

Sec. 914. Ten percent reduction in international development and humanitarian assistance funding.

Sec. 915. Elimination of the Safe and Drug-Free Schools and Communities program.

Sec. 916. Rescission of amounts for Economic Development Administration.

Sec. 917. Department of Justice wasteful activities.

Sec. 918. Rescission of amounts for Hollings Manufacturing Partnership Program and Baldrige Performance Excellence Program.

Sec. 919. Fossil fuel applied research.

Sec. 920. Corporation for Public Broadcasting.

Sec. 921. Fifteen percent reduction in fiscal year 2011 funding for the Department of Defense for procurement.

Sec. 922. Ten percent reduction in fiscal year 2011 funding for the Department of Defense for research, development, test, and evaluation.

- Sec. 923. Reduction in Department of Defense spending in support of military installations.
- Sec. 924. Rescission of Diplomatic and Consular Programs funding.
- Sec. 925. Elimination of program to pay institutions of higher education for administrative expenses relating to student aid program.
- Sec. 926. Elimination of grants to large and medium hub airports under airport improvement program.
- Sec. 927. Consolidate all Federal Fire Management Programs and reducing funding by 10 percent.
- Sec. 928. High-energy cost grant program.
- Sec. 929. Resource conservation and development programs.
- Sec. 930. Repeal of LEAP.
- Sec. 931. Elimination of the B.J. Stupak Olympic Scholarships program.
- Sec. 932. Repeal of Robert C. Byrd Honors Scholarship Program.
- Sec. 933. Elimination of the Historic Whaling and Trading Partners program.
- Sec. 934. Elimination of the Underground Railroad educational and cultural program.
- Sec. 935. Brownfields economic development initiative.
- Sec. 936. Election reform grants.
- Sec. 937. Election Assistance Commission.
- Sec. 938. Emergency operations center grant program.
- Sec. 939. Elimination of health care facilities and construction program.
- Sec. 940. High priority surface transportation projects.
- Sec. 941. Save America's Treasures Program; Preserve America Program.
- Sec. 942. Targeted water infrastructure grants.
- Sec. 943. National Park Service Challenge Cost Share Program.
- Sec. 944. Delta health initiative.
- Sec. 945. Department of Agriculture health care services grant program.
- Sec. 946. Elimination of loan repayment for civil legal assistance attorneys.
- Sec. 947. Targeted air shed grant program.

Subtitle B—Federal Sunset Act

- Sec. 951. Short title.
- Sec. 952. Review and abolishment of Federal agencies.
- Sec. 953. Establishment of Commission.
- Sec. 954. Review of efficiency and need for Federal agencies.
- Sec. 955. Criteria for review.
- Sec. 956. Commission oversight.
- Sec. 957. Rulemaking authority.
- Sec. 958. Relocation of Federal employees.
- Sec. 959. Program inventory.
- Sec. 960. Definition of agency.
- Sec. 961. Offset of amounts appropriated.

1 **Subtitle A—Rescissions and Elimination of Wasteful Government**
2 **Programs**

4 **SEC. 901. 15-PERCENT REDUCTION IN APPROPRIATIONS TO**
5 **THE EXECUTIVE OFFICE OF THE PRESIDENT**
6 **AND CONGRESS.**

7 (a) RESCISSIONS.—

8 (1) IN GENERAL.—There is rescinded an
9 amount equal to 15 percent of the budget authority
10 provided for any discretionary account in appropria-
11 tions to the Legislative Branch for fiscal year 2011.

12 (2) PROPORTIONATE APPLICATION.—Any re-
13 scission made by paragraph (1) shall be applied pro-
14 portionately—

15 (A) to each discretionary account and each
16 item of budget authority described in such
17 paragraph; and

18 (B) within each such account and item, to
19 each program, project, and activity (with pro-
20 grams, projects, and activities as delineated in
21 the appropriation Act or accompanying reports
22 for the relevant fiscal year covering such ac-
23 count or item, or for accounts and items not in-
24 cluded in appropriation Acts, as delineated in

1 the most recently submitted President's budg-
2 et).

3 (3) EXCEPTION.—This subsection shall not
4 apply to appropriations under the heading “CAP-
5 ITOL POLICE”.

6 (4) ADMINISTRATION OF ACROSS-THE-BOARD
7 REDUCTIONS.—In the administration of paragraph
8 (1), with respect to the budget authority provided
9 under the heading “SENATE” in—

10 (A) the percentage rescissions under para-
11 graph (1) shall apply to the total amount of all
12 funds appropriated under that heading; and

13 (B) the rescissions may be applied without
14 regard to paragraph (2).

15 (b) APPROPRIATIONS TO THE EXECUTIVE OFFICE OF
16 THE PRESIDENT.—Notwithstanding any other provision
17 of law, the total amount of funds appropriated to the ap-
18 propriations account under the heading under the heading
19 “EXECUTIVE OFFICE OF THE PRESIDENT AND
20 FUNDS APPROPRIATED TO THE PRESIDENT” for
21 each of fiscal years 2012 and 2013 may not exceed the
22 total amount of funds appropriated to that account for
23 fiscal year 2011 after application of the rescission under
24 subsection (a).

1 (c) APPROPRIATIONS TO CONGRESS.—Notwith-
2 standing any other provision of law, the total amount of
3 funds appropriated under the headings “SENATE” and
4 “HOUSE OF REPRESENTATIVES” for each of fiscal
5 years 2012 and 2013 may not exceed the total amount
6 of funds appropriated under those headings for fiscal year
7 2011 after application of the rescission under subsection
8 (a).

9 **SEC. 902. NO COST OF LIVING ADJUSTMENT IN PAY OF**
10 **MEMBERS OF CONGRESS.**

11 Notwithstanding any other provision of law, no ad-
12 justment shall be made under section 601(a) of the Legis-
13 lative Reorganization Act of 1946 (2 U.S.C. 31) (relating
14 to cost of living adjustments for Members of Congress)
15 during fiscal years 2012, 2013, and 2014.

16 **SEC. 903. FREEZE ON COST OF FEDERAL EMPLOYEES (IN-**
17 **CLUDING CIVILIAN EMPLOYEES OF THE DE-**
18 **PARTMENT OF DEFENSE) SALARIES.**

19 Notwithstanding any other provision of law, the total
20 amount of funds expended on salaries for civilian employ-
21 ees of the Federal Government, including civilian employ-
22 ees of the Department of Defense, for fiscal year 2011,
23 fiscal year 2012, and fiscal year 2013 shall not exceed the
24 total costs for such salaries in fiscal year 2010: *Provided,*
25 That the amounts spent on salaries of members of the

1 armed forces are exempt from the provisions of this sub-
2 section: *Provided further*, That nothing in this subsection
3 prohibits an employee from receiving an increase in salary
4 or other compensation so long as such an increase does
5 not increase an agency's net expenditures for employee
6 salaries.

7 **SEC. 904. REDUCTION IN THE NUMBER OF FEDERAL EM-**
8 **PLLOYEES.**

9 (a) DEFINITION.—In this section, the term “agency”
10 means an executive agency as defined under section 105
11 of title 5, United States Code.

12 (b) DETERMINATION OF NUMBER OF EMPLOYEES.—
13 Not later than 60 days after the date of enactment of this
14 Act, the Director of the Office of Management and Budget
15 shall determine the number of full-time employees em-
16 ployed in each agency. The head of each agency shall co-
17 operate with the Director of the Office of Management
18 and Budget in making the determinations.

19 (c) REDUCTIONS.—Notwithstanding any other provi-
20 sion of law, the head of each agency shall take such ac-
21 tions as necessary, including a reduction in force under
22 sections 3502 and 3595 of title 5, United States Code,
23 to reduce the number of full-time employees employed in
24 that agency as determined under subsection (b) by 10 per-
25 cent not later than October 1, 2020.

1 (d) REPLACEMENT HIRE RATE.—In implementing
2 subsection (c), the head of each agency may hire no more
3 than 2 employees in that agency for every 3 employees
4 who leave employment in that agency during any fiscal
5 year.

6 **SEC. 905. LIMITATION ON GOVERNMENT PRINTING COSTS.**

7 Not later than 180 days after the date of enactment
8 of this Act, the Director of the Office of Management and
9 Budget shall coordinate with the heads of Federal depart-
10 ments and independent agencies to—

11 (a) determine which Government publications could
12 be available on Government websites and no longer printed
13 and to devise a strategy to reduce overall Government
14 printing costs over the 10-year period beginning with fiscal
15 year 2011, except that the Director shall ensure that es-
16 sential printed documents prepared for social security re-
17 cipients, medicare beneficiaries, and other populations in
18 areas with limited internet access or use continue to re-
19 main available;

20 (b) establish government-wide Federal guidelines on
21 employee printing;

22 (c) issue on the Office of Management and Budget's
23 public website the results of a cost-benefit analysis on im-
24 plementing a digital signature system and on establishing
25 employee printing identification systems, such as the use

1 of individual employee cards or codes, to monitor the
2 amount of printing done by Federal employees; except that
3 the Director of the Office of Management and Budget
4 shall ensure that Federal employee printing costs unre-
5 lated to national defense, homeland security, border secu-
6 rity, national disasters, and other emergencies do not ex-
7 ceed \$860,000,000 annually; and

8 (d) issue guidelines requiring every department,
9 agency, commission or office to list at a prominent place
10 near the beginning of each publication distributed to the
11 public and issued or paid for by the Federal Govern-
12 ment—

13 (1) the name of the issuing agency, department,
14 commission or office;

15 (2) the total number of copies of the document
16 printed;

17 (3) the collective cost of producing and printing
18 all of the copies of the document; and

19 (4) the name of the firm publishing the docu-
20 ment.

21 **SEC. 906. LIMITATION OF GOVERNMENT TRAVEL COSTS.**

22 (a) IN GENERAL.—Within 60 days after the date of
23 enactment of this Act, the Director of the Office of Man-
24 agement and Budget, in consultation with the heads of
25 the Federal departments and agencies, shall establish a

1 definition of “nonessential travel” and criteria to deter-
2 mine if travel-related expenses and requests by Federal
3 employees meet the definition of “nonessential travel”. No
4 travel expenses paid for, in whole or in part, with Federal
5 funds shall be paid by the Federal Government unless a
6 request is made prior to the travel and the requested trav-
7 el meets the criteria established by this section. Any travel
8 request that does not meet the definition and criteria shall
9 be disallowed, including reimbursement for air flights,
10 automobile rentals, train tickets, lodging, per diem, and
11 other travel-related costs. The definition established by the
12 Director of the Office of Management and Budget may
13 include exemptions in the definition, including travel re-
14 lated to national defense, homeland security, border secu-
15 rity, national disasters, and other emergencies. The Direc-
16 tor of the Office of Management and Budget shall ensure
17 that all travel costs paid for in part or whole by the Fed-
18 eral Government not related to national defense, homeland
19 security, border security, national disasters, and other
20 emergencies do not exceed \$5,000,000,000 annually.

21 (b) RESCISSIONS.—

22 (1) DEFINITIONS.—In this subsection—

23 (A) the term “agency”—

1 (i) means an executive agency as de-
2 fined under section 105 of title 5, United
3 States Code; and

4 (ii) does not include the Department
5 of Defense; and

6 (B) the term “travel expense amount”
7 means, with respect to each agency, an amount
8 equal to 20 percent of all funds expended by
9 that agency on travel expenses during fiscal
10 year 2010.

11 (2) IN GENERAL.—There is rescinded a travel
12 expense amount from appropriations made for fiscal
13 year 2011 in each agency appropriations account
14 providing for travel expenses.

15 (3) FREEZE.—Notwithstanding any other provi-
16 sion of law, the total amount of funds appropriated
17 to the appropriations account providing for travel
18 expenses for each agency for each of fiscal years
19 2012 and 2013 may not exceed the total amount of
20 funds appropriated to that account for fiscal year
21 2011 after application of the rescission under para-
22 graph (2).

23 **SEC. 907. REDUCTION IN FEDERAL VEHICLE COSTS.**

24 Notwithstanding any other provision of law—

1 (a) of the amounts made available to the General
2 Services Administration for the acquisition of new vehicles
3 for the Federal fleet for fiscal year 2011 and remaining
4 unobligated as of the date of enactment of this Act, an
5 amount equal to 20 percent of all such amounts is re-
6 scinded;

7 (b) for fiscal year 2012 and each fiscal year there-
8 after—

9 (1) the amount made available to the General
10 Services Administration for the acquisition of new
11 vehicles for the Federal fleet shall not exceed an
12 amount equal to 80 percent of the amount made
13 available for the acquisition of those vehicles for fis-
14 cal year 2011 (before application of subsection (a));
15 and

16 (2) the number of new vehicles acquired by the
17 General Services Administration for the Federal
18 fleet shall not exceed a number equal to 50 percent
19 of the vehicles so acquired for fiscal year 2011; and

20 (c) any amounts made available under Public Law
21 111–5 for the acquisition of new vehicles for the Federal
22 fleet shall be disregarded by for purposes of determining
23 the baseline.

1 **SEC. 908. SALE OF EXCESS FEDERAL PROPERTY.**

2 (a) IN GENERAL.—Chapter 5 of subtitle I of title 40,
3 United States Code, is amended by adding at the end the
4 following:

5 “SUBCHAPTER VII—EXPEDITED DISPOSAL OF
6 REAL PROPERTY

7 “§ 621. Definitions

8 “In this subchapter:

9 “(1) DIRECTOR.—The term ‘Director’ means
10 the Director of the Office of Management and Budg-
11 et.

12 “(2) LANDHOLDING AGENCY.—The term ‘land-
13 holding agency’ means a landholding agency (as de-
14 fined in section 501(i) of the McKinney-Vento
15 Homeless Assistance Act (42 U.S.C. 11411(i))).

16 “(3) REAL PROPERTY.—

17 “(A) IN GENERAL.—The term ‘real prop-
18 erty’ means—

19 “(i) a parcel of real property under
20 the administrative jurisdiction of the Fed-
21 eral Government that is—

22 “(I) excess;

23 “(II) surplus;

24 “(III) underperforming; or

1 “(IV) otherwise not meeting the
2 needs of the Federal Government, as
3 determined by the Director; and

4 “(ii) a building or other structure lo-
5 cated on real property described in clause
6 (i).

7 “(B) EXCLUSION.—The term ‘real prop-
8 erty’ excludes any parcel of real property, and
9 any building or other structure located on real
10 property, that is to be closed or realigned under
11 the Defense Authorization Amendments and
12 Base Closure and Realignment Act (10 U.S.C.
13 2687 note; Public Law 100–526).

14 **“§ 622. Disposal program**

15 “(a) IN GENERAL.—Except as provided in subsection
16 (e), the Director shall, by sale or auction, dispose of a
17 quantity of real property with an aggregate value of not
18 less than \$15,000,000,000 that, as determined by the Di-
19 rector, is not being used, and will not be used, to meet
20 the needs of the Federal Government for the period of fis-
21 cal years 2010 through 2015.

22 “(b) RECOMMENDATIONS.—The head of each land-
23 holding agency shall recommend to the Director real prop-
24 erty for disposal under subsection (a).

1 “(c) SELECTION OF PROPERTIES.—After receiving
2 recommendations of candidate real property under sub-
3 section (b), the Director—

4 “(1) with the concurrence of the head of each
5 landholding agency, may select the real property for
6 disposal under subsection (a); and

7 “(2) shall notify the recommending landholding
8 agency head of the selection of the real property.

9 “(d) WEBSITE.—The Director shall ensure that all
10 real properties selected for disposal under this section are
11 listed on a website that shall—

12 “(1) be updated routinely; and

13 “(2) include the functionality to allow any
14 member of the public, at the option of the member,
15 to receive updates of the list through electronic mail.

16 “(e) TRANSFER OF PROPERTY.—The Director may
17 transfer real property selected for disposal under this sec-
18 tion to the Department of Housing and Urban Develop-
19 ment if the Secretary of Housing and Urban Development
20 determines that the real property is suitable for use in
21 assisting the homeless.”.

22 (b) TECHNICAL AND CONFORMING AMENDMENT.—
23 The table of sections for chapter 5 of subtitle I of title
24 40, United States Code, is amended by inserting after the
25 item relating to section 611 the following:

“SUBCHAPTER VII—EXPEDITED DISPOSAL OF REAL PROPERTY

“Sec. 621. Definitions.

“Sec. 622. Disposal program.”.

1 **SEC. 909. PROHIBITION ON USE OF FEDERAL FUNDS TO**
2 **PAY UNEMPLOYMENT COMPENSATION TO**
3 **MILLIONAIRES.**

4 (a) PROHIBITION.—Notwithstanding any other provi-
5 sion of law, no Federal funds may be used to make pay-
6 ments of unemployment compensation (including such
7 compensation under the Federal-State Extended Com-
8 pensation Act of 1970 and the emergency unemployment
9 compensation program under title IV of the of the Supple-
10 mental Appropriations Act, 2008) in a year to an indi-
11 vidual whose resources in the preceding year was equal
12 to or greater than \$1,000,000. For purposes of the pre-
13 ceding sentence, with respect to a year, an individual’s re-
14 sources shall be determined in the same manner as a sub-
15 sidy eligible individual’s resources are determined for the
16 year for purposes of the Medicare part D drug benefit
17 under section 1860D–14(a)(3)(E) of the Social Security
18 Act (42 U.S.C. 1395w–114(a)(3)(E)).

19 (b) EFFECTIVE DATE.—The prohibition under sub-
20 section (a) shall apply to weeks of unemployment begin-
21 ning on or after January 1, 2011.

1 **SEC. 910. MANDATORY ELIMINATION OF DUPLICATIVE**
2 **GOVERNMENT PROGRAMS.**

3 (a) REDUCING DUPLICATION.—The Director of the
4 Office of Management Budget and the Secretary of each
5 Federal Government agency (and the head of each inde-
6 pendent agency) shall work with the Chairman and rank-
7 ing member of the relevant congressional appropriations
8 subcommittees and the congressional authorizing commit-
9 tees to consolidate programs with duplicative goals, mis-
10 sions, and initiatives.

11 (b) OMB REPORT.—Within 120 days after the date
12 of enactment of this section, the Director of the Office
13 of Management and Budget shall submit to Congress a
14 list of programs with duplicative goals, missions, and ini-
15 tiatives with recommendations for consolidation or elimi-
16 nation.

17 (c) FAILURE TO ACT.—If Congress takes no action
18 to address the recommendations submitted in subsection
19 (b) within 60 days, Secretary of each Federal Government
20 agency and the head of each independent agency shall
21 carry out the recommendations as submitted to Congress.

22 **SEC. 911. COLLECTION OF UNPAID TAXES FROM EMPLOY-**
23 **EES OF THE FEDERAL GOVERNMENT.**

24 (a) IN GENERAL.—Chapter 73 of title 5, United
25 States Code, is amended by adding at the end the fol-
26 lowing:

1 “SUBCHAPTER VIII—COLLECTION OF UNPAID
2 TAXES FROM EMPLOYEES OF THE FED-
3 ERAL GOVERNMENT

4 “§ 7381. Collection of unpaid taxes from employees of
5 **the Federal Government**

6 “(a) DEFINITIONS.—For purposes of this section—

7 “(1) the term ‘seriously delinquent tax debt’
8 means an outstanding debt under the Internal Rev-
9 enue Code of 1986 for which a notice of lien has
10 been filed in public records pursuant to section 6323
11 of such Code, except that such term does not in-
12 clude—

13 “(A) a debt that is being paid in a timely
14 manner pursuant to an agreement under sec-
15 tion 6159 or section 7122 of such Code; and

16 “(B) a debt with respect to which a collec-
17 tion due process hearing under section 6330 of
18 such Code, or relief under subsection (a), (b),
19 or (f) of section 6015 of such Code, is re-
20 quested or pending; and

21 “(2) the term ‘Federal employee’ means—

22 “(A) an employee, as defined by section
23 2105; and

1 “(B) an employee of the United States
2 Congress, including Members of the House of
3 Representatives and Senators.

4 “(b) COLLECTION OF UNPAID TAXES.—The Internal
5 Revenue Service shall coordinate with the Department of
6 Treasury and the hiring agency of a Federal employee who
7 has a seriously delinquent tax debt to collect such taxes
8 by withholding a portion of the employee’s salary over a
9 period set by the hiring agency to ensure prompt pay-
10 ment.”.

11 (b) CLERICAL AMENDMENT.—The analysis for chap-
12 ter 73 of title 5, United States Code, is amended by add-
13 ing at the end the following:

“SUBCHAPTER VIII—COLLECTION OF UNPAID TAXES FROM EMPLOYEES OF
THE FEDERAL GOVERNMENT

“Sec. 7381. Collection of unpaid taxes from employees of the Federal Govern-
ment.”.

14 **SEC. 912. TEN PERCENT REDUCTION IN VOLUNTARY CON-**
15 **TRIBUTIONS TO THE UNITED NATIONS.**

16 Notwithstanding any other provision of law, of the
17 funds appropriated or otherwise made available for fiscal
18 year 2011, voluntary contributions to the United Nations
19 paid by the United States shall not exceed an amount that
20 is 10 percent less than the amount provided in fiscal year
21 2010.

1 **SEC. 913. LOW-PRIORITY CONSTRUCTION PROJECTS OF**
2 **CORPS OF ENGINEERS.**

3 (a) **TERMINATION OF AUTHORITY.**—The authority to
4 carry out low-priority construction projects of the Corps
5 of Engineers is terminated.

6 (b) **RESCISSION.**—Notwithstanding any other provi-
7 sion of law—

8 (1) all amounts made available for low-priority
9 construction projects of the Corps of Engineers that
10 remain unobligated as of the date of enactment of
11 this Act are rescinded; and

12 (2) no amounts made available after the date of
13 enactment of this Act for the projects referred to in
14 paragraph (1) shall be expended, other than such
15 amounts as are necessary to cover costs incurred in
16 terminating ongoing projects described in paragraph
17 (1), as determined by the Secretary of the Army, in
18 consultation with other appropriate Federal agen-
19 cies.

20 **SEC. 914. TEN PERCENT REDUCTION IN INTERNATIONAL**
21 **DEVELOPMENT AND HUMANITARIAN ASSIST-**
22 **ANCE FUNDING.**

23 Notwithstanding any other provision of law, of the
24 funds appropriated or otherwise made available for fiscal
25 year 2011, international development and humanitarian
26 assistance expenditures of the United States shall not ex-

1 ceed an amount that is 10 percent less than the amount
2 provided in fiscal year 2010.

3 **SEC. 915. ELIMINATION OF THE SAFE AND DRUG-FREE**
4 **SCHOOLS AND COMMUNITIES PROGRAM.**

5 (a) **REPEAL.**—Part A of title IV of the Elementary
6 and Secondary Education Act of 1965 (20 U.S.C. 7101
7 et seq.) is repealed.

8 (b) **RECISSION OF FUNDS.**—Notwithstanding any
9 other provision of law, all unobligated balances held by
10 the Secretary of Education for the Safe and Drug-Free
11 Schools and Communities Program under part A of title
12 IV of the Elementary and Secondary Education Act of
13 1965 (20 U.S.C. 7101 et seq.), as in effect on the day
14 before the date of enactment of this Act, are rescinded
15 and no funds appropriated hereafter for such activities
16 shall be expended, except as determined necessary or es-
17 sential by such Secretary, in consultation with the appro-
18 priate Federal agencies.

19 **SEC. 916. RESCISSION OF AMOUNTS FOR ECONOMIC DE-**
20 **VELOPMENT ADMINISTRATION.**

21 Notwithstanding any other provision of law—

22 (1) all amounts made available for programs,
23 activities, and grants of the Economic Development
24 Administration that remain unobligated as of the
25 date of enactment of this Act are rescinded; and

1 (2) no amounts made available after the date of
2 enactment of this Act for the programs, activities,
3 and grants referred to in paragraph (1) shall be ex-
4 pended, other than such amounts as are necessary
5 to cover costs incurred in terminating such pro-
6 grams, activities, and grants, as determined by the
7 Secretary of Commerce, in consultation with other
8 appropriate Federal agencies.

9 **SEC. 917. DEPARTMENT OF JUSTICE WASTEFUL ACTIVI-**
10 **TIES.**

11 Notwithstanding any other provision of law, 5 percent
12 of all unobligated balances held by the Attorney General
13 as of the date of enactment of this Act are rescinded to
14 eliminate wasteful activities of the Department of Justice.

15 **SEC. 918. RESCISSION OF AMOUNTS FOR HOLLINGS MANU-**
16 **FACTURING PARTNERSHIP PROGRAM AND**
17 **BALDRIDGE PERFORMANCE EXCELLENCE**
18 **PROGRAM.**

19 Notwithstanding any other provision of law—

20 (1) all amounts made available for the Hollings
21 Manufacturing Partnership Program and the
22 Baldrige Performance Excellence Program that re-
23 main unobligated as of the date of enactment of this
24 Act are rescinded; and

1 (2) no amounts made available after the date of
2 enactment of this Act for the programs referred to
3 in paragraph (1) shall be expended, other than such
4 amounts as are necessary to cover costs incurred in
5 terminating ongoing projects and activities under
6 such programs, as determined by the Secretary of
7 Commerce, in consultation with other appropriate
8 Federal agencies.

9 **SEC. 919. FOSSIL FUEL APPLIED RESEARCH.**

10 (a) **TERMINATION OF AUTHORITY.**—The authority of
11 the Secretary of Energy to carry out fossil fuel applied
12 research is terminated.

13 (b) **RESCISSION.**—Notwithstanding any other provi-
14 sion of law—

15 (1) all amounts made available for fossil fuel
16 applied research described in subsection (a) that re-
17 main unobligated as of the date of enactment of this
18 Act are rescinded; and

19 (2) no amounts made available after the date of
20 enactment of this Act for research referred to in
21 paragraph (1) shall be expended, other than such
22 amounts as are necessary to cover costs incurred in
23 terminating ongoing research described in paragraph
24 (1), as determined by the Secretary of Energy, in

1 consultation with other appropriate Federal agen-
2 cies.

3 **SEC. 920. CORPORATION FOR PUBLIC BROADCASTING.**

4 Notwithstanding any other provision of law, the por-
5 tion of all unobligated balances held by the Corporation
6 for Public Broadcasting that consists of Federal funds are
7 rescinded and no Federal funds appropriated hereafter for
8 the Corporation for Public Broadcasting shall be obligated
9 or expended by such Corporation.

10 **SEC. 921. FIFTEEN PERCENT REDUCTION IN FISCAL YEAR**

11 **2011 FUNDING FOR THE DEPARTMENT OF DE-**
12 **FENSE FOR PROCUREMENT.**

13 Notwithstanding any other provision of law, the
14 amount available to the Department of Defense for fiscal
15 year 2011 for procurement is the amount equal to the ag-
16 gregate amount otherwise authorized to be appropriated
17 to the Department for that fiscal year for procurement
18 minus an amount equal to 15 percent of such aggregate
19 amount.

20 **SEC. 922. TEN PERCENT REDUCTION IN FISCAL YEAR 2011**

21 **FUNDING FOR THE DEPARTMENT OF DE-**
22 **FENSE FOR RESEARCH, DEVELOPMENT,**
23 **TEST, AND EVALUATION.**

24 Notwithstanding any other provision of law, the
25 amount available to the Department of Defense for fiscal

1 year 2011 for research, development, test, and evaluation
2 is the amount equal to the aggregate amount otherwise
3 authorized to be appropriated to the Department for that
4 fiscal year for research, development, test, and evaluation
5 minus an amount equal to 10 percent of such aggregate
6 amount.

7 **SEC. 923. REDUCTION IN DEPARTMENT OF DEFENSE**
8 **SPENDING IN SUPPORT OF MILITARY INSTAL-**
9 **LATIONS.**

10 The Secretary of Defense shall reduce the amount ob-
11 ligated or expended in support of military installations
12 through the reduction or elimination of waste, fraud, and
13 abuse attributable to programs and activities related to
14 such support.

15 **SEC. 924. RESCISSION OF DIPLOMATIC AND CONSULAR**
16 **PROGRAMS FUNDING.**

17 Ten percent of the funds appropriated or otherwise
18 made available to the Secretary of State for diplomatic
19 and consular programs and available for obligation as of
20 the date of the enactment of this Act is hereby rescinded.

1 **SEC. 925. ELIMINATION OF PROGRAM TO PAY INSTITU-**
2 **TIONS OF HIGHER EDUCATION FOR ADMINIS-**
3 **TRATIVE EXPENSES RELATING TO STUDENT**
4 **AID PROGRAM.**

5 (a) REPEAL.—Section 489 of the Higher Education
6 Act of 1965 (20 U.S.C. 1096) is repealed.

7 (b) RECESSIOIN.—Notwithstanding any other provi-
8 sion of law, all unobligated balances held by the Secretary
9 of Education for payments to institutions of higher edu-
10 cation under section 489 of the Higher Education Act of
11 1965 (20 U.S.C. 1096), as in effect on the day before the
12 date of enactment of this Act, are rescinded and no funds
13 appropriated hereafter for such payments shall be ex-
14 pended, except as determined necessary or essential by
15 such Secretary, in consultation with the appropriate Fed-
16 eral agencies.

17 **SEC. 926. ELIMINATION OF GRANTS TO LARGE AND ME-**
18 **DIUM HUB AIRPORTS UNDER AIRPORT IM-**
19 **PROVEMENT PROGRAM.**

20 Notwithstanding any provision of subchapter I of
21 chapter 471 of title 49, United States Code, or any other
22 provision of law—

23 (1) no large hub airport or medium hub airport
24 (as those terms are defined in section 47102 of such
25 title) may receive a grant under the airport improve-
26 ment program under such subchapter;

1 (2) all amounts made available for grants to
2 large hub airports or medium hub airports under the
3 airport improvement program that remain unobli-
4 gated as of the date of the enactment of this Act are
5 rescinded; and

6 (3) no amounts made available after the date of
7 the enactment of this Act for grants to large hub
8 airports or medium hub airports under the airport
9 improvement program shall be obligated or ex-
10 pended, other than such amounts as are necessary
11 to cover costs incurred in terminating ongoing
12 projects and activities under that program, as deter-
13 mined by the Secretary of Transportation, in con-
14 sultation with other appropriate Federal agencies.

15 **SEC. 927. CONSOLIDATE ALL FEDERAL FIRE MANAGEMENT**
16 **PROGRAMS AND REDUCING FUNDING BY 10**
17 **PERCENT.**

18 (a) CONSOLIDATION.—Notwithstanding any other
19 provision of law, the Secretary of the Interior shall consoli-
20 date all fire management programs carried out under laws
21 administered by the Secretary.

22 (b) RESCISSION.—Notwithstanding any other provi-
23 sion of law—

24 (1) of amounts made available for programs
25 consolidated under subsection (a), the lesser of 10

1 percent of such amounts, on the one hand, and the
2 amount of such amounts that remain unobligated as
3 of the date of enactment of this Act, on the other
4 hand, are rescinded; and

5 (2) no amounts made available after the date of
6 enactment of this Act for the programs referred to
7 in paragraph (1) shall be expended, other than such
8 amounts as are necessary to cover costs incurred in
9 terminating or reducing ongoing projects and activi-
10 ties under such programs, as determined by the Sec-
11 retary of the Interior, in consultation with other ap-
12 propriate Federal agencies.

13 **SEC. 928. HIGH-ENERGY COST GRANT PROGRAM.**

14 (a) REPEAL.—Section 19 of the Rural Electrification
15 Act of 1936 (7 U.S.C. 918a) is repealed.

16 (b) RESCISSION.—Notwithstanding any other provi-
17 sion of law—

18 (1) all amounts made available for the program
19 carried out under section 19 of the Rural Elec-
20 trification Act of 1936 (7 U.S.C. 918a) (as in exist-
21 ence on the day before the date of enactment of this
22 Act) that remain unobligated as of the date of enact-
23 ment of this Act are rescinded; and

24 (2) no amounts made available after the date of
25 enactment of this Act for the program referred to in

1 paragraph (1) shall be expended, other than such
2 amounts as are necessary to cover costs incurred in
3 terminating the program described in paragraph (1),
4 as determined by the Secretary of Agriculture, in
5 consultation with other appropriate Federal agen-
6 cies.

7 **SEC. 929. RESOURCE CONSERVATION AND DEVELOPMENT**
8 **PROGRAMS.**

9 (a) **TERMINATION OF AUTHORITY.**—The authority to
10 carry out the resource conservation and development pro-
11 gram of the Natural Resources Conservation Service of
12 the Department of Agriculture is terminated.

13 (b) **RESCISSION.**—Notwithstanding any other provi-
14 sion of law—

15 (1) all amounts made available for the resource
16 conservation and development program of the Nat-
17 ural Resources Conservation Service of the Depart-
18 ment of Agriculture (as in existence on the day be-
19 fore the date of enactment of this Act) that remain
20 unobligated as of the date of enactment of this Act
21 are rescinded; and

22 (2) no amounts made available after the date of
23 enactment of this Act for the program referred to in
24 paragraph (1) shall be expended, other than such
25 amounts as are necessary to cover costs incurred in

1 terminating ongoing projects and activities under
2 that program, as determined by the Secretary of Ag-
3 riculture, in consultation with other appropriate
4 Federal agencies.

5 **SEC. 930. REPEAL OF LEAP.**

6 (a) REPEAL OF LEAP.—Subpart 4 of part A of title
7 IV of the Higher Education Act of 1965 (20 U.S.C.
8 1070c) is repealed.

9 (b) RECESSION.—Notwithstanding any other provi-
10 sion of law, all unobligated balances held by the Secretary
11 of Education for the Leveraging Educational Assistance
12 Partnership Program under subpart 4 of part A of title
13 IV of the Higher Education Act of 1965 (20 U.S.C.
14 1070c), as in effect on the day before the date of enact-
15 ment of this Act, are rescinded and no funds appropriated
16 hereafter for such program shall be expended, except as
17 determined necessary or essential by such Secretary, in
18 consultation with the appropriate Federal agencies.

19 **SEC. 931. ELIMINATION OF THE B.J. STUPAK OLYMPIC**
20 **SCHOLARSHIPS PROGRAM.**

21 (a) REPEAL.—Section 1543 of the Higher Education
22 Amendments of 1992 (20 U.S.C. 1070 note) is repealed.

23 (b) ELIMINATION OF FUNDING.—Notwithstanding
24 any other provision of law, all unobligated balances held
25 by the Secretary of Education for the B.J. Stupak Olym-

1 pic Scholarships program under section 1543 of the High-
2 er Education Amendments of 1992 (20 U.S.C. 1070 note),
3 as in effect on the day before the date of enactment of
4 this Act, are rescinded and no funds appropriated here-
5 after for such activities shall be expended, except as deter-
6 mined necessary or essential by such Secretary, in con-
7 sultation with the appropriate Federal agencies.

8 **SEC. 932. REPEAL OF ROBERT C. BYRD HONORS SCHOLAR-**
9 **SHIP PROGRAM.**

10 (a) REPEAL OF LEAP.—Subpart 6 of part A of title
11 IV of the Higher Education Act of 1965 (20 U.S.C.
12 1070c) is repealed.

13 (b) RECESSION.—Notwithstanding any other provi-
14 sion of law, all unobligated balances held by the Secretary
15 of Education for the Robert C. Byrd Honors Scholarship
16 Program under subpart 6 of part A of title IV of the High-
17 er Education Act of 1965 (20 U.S.C. 1070c), as in effect
18 on the day before the date of enactment of this Act, are
19 rescinded and no funds appropriated hereafter for such
20 program shall be expended, except as determined nec-
21 essary or essential by such Secretary, in consultation with
22 the appropriate Federal agencies.

1 **SEC. 933. ELIMINATION OF THE HISTORIC WHALING AND**
2 **TRADING PARTNERS PROGRAM.**

3 (a) REPEAL.—Subpart 12 of part D of title V of the
4 Elementary and Secondary Education Act of 1965 (20
5 U.S.C. 7265 et seq.) is repealed.

6 (b) RESCISSION OF FUNDS.—Notwithstanding any
7 other provision of law, all unobligated balances held by
8 the Secretary of Education for the Educational, Cultural,
9 Apprenticeship, and Exchange Programs for Alaska Na-
10 tives, Native Hawaiians, and Their Historical Whaling
11 and Trading Partners in Massachusetts under subpart 12
12 of part D of title V of the Elementary and Secondary Edu-
13 cation Act of 1965 (20 U.S.C. 7265 et seq.), as in effect
14 on the day before the date of enactment of this Act, are
15 rescinded and no funds appropriated hereafter for such
16 activities shall be expended, except as determined nec-
17 essary or essential by such Secretary, in consultation with
18 the appropriate Federal agencies.

19 **SEC. 934. ELIMINATION OF THE UNDERGROUND RAILROAD**
20 **EDUCATIONAL AND CULTURAL PROGRAM.**

21 (a) REPEAL.—Section 841 of the Higher Education
22 Amendments of 1998 (20 U.S.C. 1153) is repealed.

23 (b) ELIMINATION OF FUNDING.—Notwithstanding
24 any other provision of law, all unobligated balances held
25 by the Secretary of Education for the Underground Rail-
26 road educational and cultural program under section 841

1 of the Higher Education Amendments of 1998 (20 U.S.C.
2 1153), as in effect on the day before the date of enactment
3 of this Act, are rescinded and no funds appropriated here-
4 after for such activities shall be expended, except as deter-
5 mined necessary or essential by such Secretary, in con-
6 sultation with the appropriate Federal agencies.

7 **SEC. 935. BROWNFIELDS ECONOMIC DEVELOPMENT INITIA-**
8 **TIVE.**

9 (a) IN GENERAL.—Notwithstanding section 108(q)
10 of the Housing and Community Development Act of 1974
11 (42 U.S.C. 5309(q)) or any other provision of law, the
12 Secretary of Housing and Urban Development may not
13 make any competitive economic development grants, as
14 otherwise authorized by section 108(q) of that Act, for
15 Brownfields redevelopment projects.

16 (b) RESCISSION.—Notwithstanding any other provi-
17 sion of law—

18 (1) all amounts made available for grants de-
19 scribed in subsection (a) that remain unobligated as
20 of the date of enactment of this Act are rescinded;
21 and

22 (2) no amounts made available after the date of
23 enactment of this Act for grants described in sub-
24 section (a) shall be expended, other than such
25 amounts as are necessary to cover costs incurred in

1 terminating ongoing projects and activities under
2 those grants, as determined by the Secretary of
3 Housing and Urban Development, in consultation
4 with other appropriate Federal agencies.

5 **SEC. 936. ELECTION REFORM GRANTS.**

6 (a) **TERMINATION OF AUTHORITY.**—The authority to
7 make requirements payments to States under part 1 of
8 subtitle D of title II of the Help America Vote Act of 2002
9 (42 U.S.C. 15401 et seq.) is terminated.

10 (b) **RESCISSION.**—Notwithstanding any other provi-
11 sion of law—

12 (1) all amounts made available for such require-
13 ments payments (as of the day before the date of en-
14 actment of this Act) that remain unobligated as of
15 the date of enactment of this Act are rescinded; and

16 (2) no amounts made available after the date of
17 enactment of this Act for such requirements pay-
18 ments shall be expended, other than such amounts
19 as are necessary to cover costs incurred in termi-
20 nating ongoing projects and activities using such re-
21 quirements payments, as determined by the Admin-
22 istrator of General Services, in consultation with
23 other appropriate Federal agencies.

1 **SEC. 937. ELECTION ASSISTANCE COMMISSION.**

2 (a) **TERMINATION OF AUTHORITY.**—The Election As-
3 sistance Commission established under section 201 of the
4 Help America Vote Act of 2002 (42 U.S.C. 15321) is ter-
5 minated.

6 (b) **RESCISSION.**—Notwithstanding any other provi-
7 sion of law—

8 (1) all amounts made available for the Election
9 Assistance Commission (as in existence on the day
10 before the date of enactment of this Act) that re-
11 main unobligated as of the date of enactment of this
12 Act are rescinded; and

13 (2) no amounts made available after the date of
14 enactment of this Act for the Commission described
15 in paragraph (1) shall be expended, other than such
16 amounts as are necessary to cover costs incurred in
17 terminating ongoing projects and activities of the
18 Commission, as determined by the Administrator of
19 General Services, in consultation with other appro-
20 priate Federal agencies.

21 **SEC. 938. EMERGENCY OPERATIONS CENTER GRANT PRO-**
22 **GRAM.**

23 (a) **TERMINATION.**—Section 614 of the Robert T.
24 Stafford Disaster Relief and Emergency Assistance Act
25 (42 U.S.C. 5196c) is repealed.

1 (b) RESCISSION.—Notwithstanding any other provi-
2 sion of law, all unobligated balances held by the Secretary
3 of Homeland Security for the emergency operations center
4 grant program under section 614 of the Robert T. Staf-
5 ford Disaster Relief and Emergency Assistance Act (42
6 U.S.C. 5196c), as in effect on the day before the date of
7 enactment of this Act, are rescinded and no funds appro-
8 priated hereafter for such activities shall be expended, ex-
9 cept as determined necessary or essential by the Secretary
10 of Homeland Security, in consultation with the appro-
11 priate Federal agencies.

12 **SEC. 939. ELIMINATION OF HEALTH CARE FACILITIES AND**
13 **CONSTRUCTION PROGRAM.**

14 Notwithstanding any other provision of law, all unob-
15 ligated balances held by the Secretary of Health and
16 Human Services for health care facilities and construction
17 are rescinded and no funds appropriated hereafter for
18 such activities shall be expended, except as determined
19 necessary or essential by such Secretary, in consultation
20 with the appropriate Federal agencies.

21 **SEC. 940. HIGH PRIORITY SURFACE TRANSPORTATION**
22 **PROJECTS.**

23 (a) IN GENERAL.—Section 1702 of the Safe, Ac-
24 countable, Flexible, Efficient Transportation Equity Act:

1 A Legacy for Users (Public Law 109–59; 119 Stat. 1256)
2 is repealed.

3 (b) RESCISSION.—Notwithstanding any other provi-
4 sion of law—

5 (1) all amounts made available for high priority
6 projects under section 1702 of the Safe, Account-
7 able, Flexible, Efficient Transportation Equity Act:
8 A Legacy for Users (Public Law 109–59; 119 Stat.
9 1256) (before the amendment made by subsection
10 (a)) that remain unobligated as of the date of enact-
11 ment of this Act are rescinded; and

12 (2) no amounts made available after the date of
13 enactment of this Act for high priority projects de-
14 scribed in paragraph (1) shall be expended, other
15 than such amounts as are necessary to cover costs
16 incurred in terminating ongoing projects and activi-
17 ties under those projects, as determined by the Sec-
18 retary of Transportation, in consultation with other
19 appropriate Federal agencies.

20 **SEC. 941. SAVE AMERICA'S TREASURES PROGRAM; PRE-**
21 **SERVE AMERICA PROGRAM.**

22 (a) REPEALS.—Sections 7302 and 7303 of the Omni-
23 bus Public Land Management Act of 2009 (16 U.S.C.
24 469n, 469o) are repealed.

1 (b) RESCISSION.—Notwithstanding any other provi-
2 sion of law—

3 (1) all amounts made available for the Save
4 America’s Treasures Program or Preserve America
5 Program that remain unobligated as of the date of
6 enactment of this Act are rescinded; and

7 (2) no amounts made available after the date of
8 enactment of this Act for the programs referred to
9 in paragraph (1) shall be expended, other than such
10 amounts as are necessary to cover costs incurred in
11 terminating ongoing projects and activities under
12 those programs, as determined by the Secretary of
13 the Interior in consultation with other appropriate
14 Federal agencies.

15 **SEC. 942. TARGETED WATER INFRASTRUCTURE GRANTS.**

16 (a) TERMINATION OF AUTHORITY.—The Targeted
17 Watershed Grants Program and the U.S.–Mexico Border
18 Water Infrastructure Program of the Environmental Pro-
19 tection Agency are terminated.

20 (b) RESCISSION.—Notwithstanding any other provi-
21 sion of law—

22 (1) all amounts made available for the Targeted
23 Watershed Grants Program and the U.S.–Mexico
24 Border Water Infrastructure Program of the Envi-
25 ronmental Protection Agency (as in existence on the

1 day before the date of enactment of this Act) that
2 remain unobligated as of the date of enactment of
3 this Act are rescinded; and

4 (2) no amounts made available after the date of
5 enactment of this Act for the programs referred to
6 in paragraph (1) (as so in existence) shall be ex-
7 pended, other than such amounts as are necessary
8 to cover costs incurred in terminating ongoing
9 projects and activities under those programs, as de-
10 termined by the Administrator of the Environmental
11 Protection Agency, in consultation with other appro-
12 priate Federal agencies.

13 **SEC. 943. NATIONAL PARK SERVICE CHALLENGE COST**
14 **SHARE PROGRAM.**

15 (a) **TERMINATION OF AUTHORITY.**—The authority to
16 provide Department of the Interior Challenge Cost Share
17 Program grants is terminated.

18 (b) **RESCISSION.**—Notwithstanding any other provi-
19 sion of law—

20 (1) all amounts made available for the Depart-
21 ment of the Interior Challenge Cost Share Program
22 (as in existence on the day before the date of enact-
23 ment of this Act) that remain unobligated as of the
24 date of enactment of this Act are rescinded; and

1 (2) no amounts made available after the date of
2 enactment of this Act for the Department of the In-
3 terior Challenge Cost Share Program shall be ex-
4 pended, other than such amounts as are necessary
5 to cover costs incurred in terminating ongoing
6 projects and activities under the program, as deter-
7 mined by the Secretary of the Interior in consulta-
8 tion with other appropriate Federal agencies.

9 **SEC. 944. DELTA HEALTH INITIATIVE.**

10 Notwithstanding any other provision of law, all unob-
11 ligated balances held by the Secretary of Health and
12 Human Services to carry out the Delta Health Initiative
13 are rescinded and no funds appropriated hereafter for
14 such Initiative shall be expended, except as determined
15 necessary or essential by such Secretary, in consultation
16 with the appropriate Federal agencies.

17 **SEC. 945. DEPARTMENT OF AGRICULTURE HEALTH CARE**
18 **SERVICES GRANT PROGRAM.**

19 (a) **TERMINATION OF AUTHORITY.**—The authority to
20 carry out any health care services grant program of the
21 Department of Agriculture is terminated.

22 (b) **RESCISSION.**—Notwithstanding any other provi-
23 sion of law—

24 (1) all amounts made available for any health
25 care services grant program of the Department of

1 Agriculture (as in existence on the day before the
2 date of enactment of this Act) that remain unobli-
3 gated as of the date of enactment of this Act are re-
4 scinded; and

5 (2) no amounts made available after the date of
6 enactment of this Act for the program referred to in
7 paragraph (1) shall be expended, other than such
8 amounts as are necessary to cover costs incurred in
9 terminating ongoing projects and activities under
10 that program, as determined by the Secretary of Ag-
11 riculture, in consultation with other appropriate
12 Federal agencies.

13 **SEC. 946. ELIMINATION OF LOAN REPAYMENT FOR CIVIL**
14 **LEGAL ASSISTANCE ATTORNEYS.**

15 (a) **REPEAL.**—Section 428L of the Higher Education
16 Act of 1965 (20 U.S.C. 1078–12) is repealed.

17 (b) **ELIMINATION OF FUNDING.**—Notwithstanding
18 any other provision of law, all unobligated balances held
19 by the Secretary of Education for the Repayment for Civil
20 Legal Assistance Attorneys program under section 428L
21 of the Higher Education Act of 1965 (20 U.S.C. 1078–
22 12), as in effect on the day before the date of enactment
23 of this Act, are rescinded and no funds appropriated here-
24 after for such activities shall be expended, except as deter-

1 mined necessary or essential by such Secretary, in con-
2 sultation with the appropriate Federal agencies.

3 **SEC. 947. TARGETED AIR SHED GRANT PROGRAM.**

4 (a) **TERMINATION OF AUTHORITY.**—The Targeted
5 Air Shed Grant Program of the Environmental Protection
6 Agency is terminated.

7 (b) **RESCISSION.**—Notwithstanding any other provi-
8 sion of law—

9 (1) all amounts made available for the Targeted
10 Air Shed Grant Program of the Environmental Pro-
11 tection Agency (as in existence on the day before the
12 date of enactment of this Act) that remain unobli-
13 gated as of the date of enactment of this Act are re-
14 scinded; and

15 (2) no amounts made available after the date of
16 enactment of this Act for the program referred to in
17 paragraph (1) (as so in existence) shall be expended,
18 other than such amounts as are necessary to cover
19 costs incurred in terminating ongoing projects and
20 activities under that program, as determined by the
21 Administrator of the Environmental Protection
22 Agency, in consultation with other appropriate Fed-
23 eral agencies.

1 (B) be abolished not later than one year
2 after the date that the Commission completes
3 its review of the agency pursuant to such sched-
4 ule, unless the agency is reauthorized by the
5 Congress.

6 (2) EXTENSION.—The deadline for abolishing
7 an agency may be extended for an additional two
8 years after the date described in paragraph (1)(B)
9 if the Congress enacts legislation extending such
10 deadline by a vote of a super majority of the House
11 of Representatives and the Senate.

12 **SEC. 953. ESTABLISHMENT OF COMMISSION.**

13 (a) ESTABLISHMENT.—There is established a com-
14 mission to be known as the “Federal Agency Sunset Com-
15 mission”.

16 (b) COMPOSITION.—The Commission shall be com-
17 posed of 12 members (in this Act referred to as the “mem-
18 bers”) who shall be appointed as follows:

19 (1) Six members shall be appointed by the
20 Speaker of the House of Representatives, one of
21 whom may include the Speaker of the House of Rep-
22 resentatives, with minority members appointed with
23 the consent of the minority leader of the House of
24 Representatives.

1 (2) Six members shall be appointed by the ma-
2 jority leader of the Senate, one of whom may include
3 the majority leader of the Senate, with minority
4 members appointed with the consent of the minority
5 leader of the Senate.

6 (c) QUALIFICATIONS OF MEMBERS.—

7 (1) IN GENERAL.—(A) Of the members ap-
8 pointed under subsection (b)(1), four shall be mem-
9 bers of the House of Representatives (not more than
10 two of whom may be of the same political party),
11 and two shall be an individual described in subpara-
12 graph (C).

13 (B) Of the members appointed under subsection
14 (b)(2), four shall be members of the Senate (not
15 more than two of whom may be of the same political
16 party) and two shall be an individual described in
17 subparagraph (C).

18 (C) An individual under this subparagraph is
19 an individual—

20 (i) who is not a member of Congress; and

21 (ii) with expertise in the operation and ad-
22 ministration of Government programs.

23 (2) CONTINUATION OF MEMBERSHIP.—If a
24 member was appointed to the Commission as a
25 Member of Congress and the member ceases to be

1 a Member of Congress, that member shall cease to
2 be a member of the Commission. The validity of any
3 action of the Commission shall not be affected as a
4 result of a member becoming ineligible to serve as
5 a member for the reasons described in this para-
6 graph.

7 (d) INITIAL APPOINTMENTS.—All initial appoint-
8 ments to the Commission shall be made not later than 90
9 days after the date of the enactment of this Act.

10 (e) CHAIRMAN; VICE CHAIRMAN.—

11 (1) INITIAL CHAIRMAN.—An individual shall be
12 designated by the Speaker of the House of Rep-
13 resentatives from among the members initially ap-
14 pointed under subsection (b)(1) to serve as chairman
15 of the Commission for a period of 2 years.

16 (2) INITIAL VICE-CHAIRMAN.—An individual
17 shall be designated by the majority leader of the
18 Senate from among the individuals initially ap-
19 pointed under subsection (b)(2) to serve as vice-
20 chairman of the Commission for a period of two
21 years.

22 (3) ALTERNATE APPOINTMENTS OF CHAIRMEN
23 AND VICE-CHAIRMEN.—Following the termination of
24 the two-year period described in paragraphs (1) and
25 (2), the Speaker and the majority leader shall alter-

1 nate every two years in appointing the chairman and
2 vice-chairman of the Commission.

3 (f) TERMS OF MEMBERS.—

4 (1) MEMBERS OF CONGRESS.—Each member
5 appointed to the Commission who is a member of
6 Congress shall serve for a term of six years, except
7 that, of the members first appointed under para-
8 graphs (1) and (2) of subsection (b), 2 members
9 shall be appointed to serve a term of three years
10 under each such paragraph.

11 (2) OTHER MEMBERS.—Each member of the
12 Commission who is not a member of Congress shall
13 serve for a term of three years.

14 (3) TERM LIMIT.—(A) A member of the Com-
15 mission who is a member of Congress and who
16 serves more than three years of a term may not be
17 appointed to another term as a member.

18 (B) A member of the Commission who is not a
19 member of Congress and who serves as a member of
20 the Commission for more than 56 months may not
21 be appointed to another term as a member.

22 (g) POWERS OF COMMISSION.—

23 (1) HEARINGS AND SESSIONS.—The Commis-
24 sion may, for the purpose of carrying out this Act,
25 hold such hearings, sit and act at such times and

1 places, take such testimony, and receive such evi-
2 dence as the Commission considers appropriate. The
3 Commission may administer oaths to witnesses ap-
4 pearing before it.

5 (2) OBTAINING INFORMATION.—The Commis-
6 sion may secure directly from any department or
7 agency of the United States information necessary
8 to enable it to carry out its duties under this Act.
9 Upon request of the Chairman, the head of that de-
10 partment or agency shall furnish that information to
11 the Commission in a full and timely manner.

12 (3) SUBPOENA POWER.—(A) The Commission
13 may issue a subpoena to require the attendance and
14 testimony of witnesses and the production of evi-
15 dence relating to any matter under investigation by
16 the Commission.

17 (B) If a person refuses to obey an order or sub-
18 poena of the Commission that is issued in connection
19 with a Commission proceeding, the Commission may
20 apply to the United States district court in the judi-
21 cial district in which the proceeding is held for an
22 order requiring the person to comply with the sub-
23 poena or order.

24 (4) IMMUNITY.—The Commission is an agency
25 of the United States for purposes of part V of title

1 18, United States Code (relating to immunity of wit-
2 nesses).

3 (5) CONTRACT AUTHORITY.—The Commission
4 may contract with and compensate government and
5 private agencies or persons for services without re-
6 gard to section 3709 of the Revised Statutes (41
7 U.S.C. 5).

8 (h) COMMISSION PROCEDURES.—

9 (1) MEETINGS.—The Commission shall meet at
10 the call of the Chairman.

11 (2) QUORUM.—Seven members of the Commis-
12 sion shall constitute a quorum but a lesser number
13 may hold hearings.

14 (i) PERSONNEL MATTERS.—

15 (1) COMPENSATION.—Members shall not be
16 paid by reason of their service as members.

17 (2) TRAVEL EXPENSES.—Each member shall
18 receive travel expenses, including per diem in lieu of
19 subsistence, in accordance with sections 5702 and
20 5703 of title 5, United States Code.

21 (3) DIRECTOR.—The Commission shall have a
22 Director who shall be appointed by the Chairman.
23 The Director shall be paid at a rate not to exceed
24 the maximum rate of basic pay payable for GS-15
25 of the General Schedule.

1 (4) STAFF.—The Director may appoint and fix
2 the pay of additional personnel as the Director con-
3 siders appropriate.

4 (5) APPLICABILITY OF CERTAIN CIVIL SERVICE
5 LAWS.—The Director and staff of the Commission
6 shall be appointed subject to the provisions of title
7 5, United States Code, governing appointments in
8 the competitive service, and shall be paid in accord-
9 ance with the provisions of chapter 51 and sub-
10 chapter III of chapter 53 of that title relating to
11 classification and General Schedule pay rates.

12 (j) OTHER ADMINISTRATIVE MATTERS.—

13 (1) POSTAL AND PRINTING SERVICES.—The
14 Commission may use the United States mails and
15 obtain printing and binding services in the same
16 manner and under the same conditions as other de-
17 partments and agencies of the United States.

18 (2) ADMINISTRATIVE SUPPORT SERVICES.—
19 Upon the request of the Commission, the Adminis-
20 trator of General Services shall provide to the Com-
21 mission, on a reimbursable basis, the administrative
22 support services necessary for the Commission to
23 carry out its duties under this Act.

24 (3) EXPERTS AND CONSULTANTS.—The Com-
25 mission may procure temporary and intermittent

1 services under section 3109(b) of title 5, United
2 States Code.

3 (k) SUNSET OF COMMISSION.—The Commission shall
4 terminate on December 31, 2033, unless reauthorized by
5 Congress.

6 **SEC. 954. REVIEW OF EFFICIENCY AND NEED FOR FEDERAL**
7 **AGENCIES.**

8 (a) IN GENERAL.—The Commission shall review the
9 efficiency and public need for each agency in accordance
10 with the criteria described in section 5.

11 (b) RECOMMENDATIONS; REPORT TO CONGRESS.—
12 The Commission shall submit to Congress and the Presi-
13 dent not later than September 1 of each year a report
14 containing—

15 (1) an analysis of the efficiency of operation
16 and public need for each agency to be reviewed in
17 the year in which the report is submitted pursuant
18 to the schedule submitted to Congress under section
19 2;

20 (2) recommendations on whether each such
21 agency should be abolished or reorganized;

22 (3) recommendations on whether the functions
23 of any other agencies should be consolidated, trans-
24 ferred, or reorganized in an agency to be reviewed
25 in the year in which the report is submitted pursu-

1 ant to the schedule submitted to Congress under
2 section 2; and

3 (4) recommendations for administrative and
4 legislative action with respect to each such agency,
5 but not including recommendations for appropriation
6 levels.

7 (c) DRAFT LEGISLATION.—The Commission shall
8 submit to Congress and the President not later than Sep-
9 tember 1 of each year a draft of legislation to carry out
10 the recommendations of the Commission under subsection
11 (b).

12 (d) INFORMATION GATHERING.—The Commission
13 shall—

14 (1) conduct public hearings on the abolishment
15 of each agency reviewed under subsection (b);

16 (2) provide an opportunity for public comment
17 on the abolishment of each such agency;

18 (3) require the agency to provide information to
19 the Commission as appropriate; and

20 (4) consult with the General Accounting Office,
21 the Office of Management and Budget, the Comp-
22 troller General, and the chairman and ranking mi-
23 nority members of the committees of Congress with
24 oversight responsibility for the agency being re-
25 viewed regarding the operation of the agency.

1 (e) USE OF PROGRAM INVENTORY.—The Commis-
2 sion shall use the program inventory prepared under sec-
3 tion 9 in reviewing the efficiency and public need for each
4 agency under subsection (a).

5 **SEC. 955. CRITERIA FOR REVIEW.**

6 The Commission shall evaluate the efficiency and
7 public need for each agency pursuant to section 4 using
8 the following criteria:

9 (1) The effectiveness, and the efficiency of the
10 operation of, the programs carried out by each such
11 agency.

12 (2) Whether the programs carried out by the
13 agency are cost-effective.

14 (3) Whether the agency has acted outside the
15 scope of its original authority, and whether the origi-
16 nal objectives of the agency have been achieved.

17 (4) Whether less restrictive or alternative meth-
18 ods exist to carry out the functions of the agency.

19 (5) The extent to which the jurisdiction of, and
20 the programs administered by, the agency duplicate
21 or conflict with the jurisdiction and programs of
22 other agencies.

23 (6) The potential benefits of consolidating pro-
24 grams administered by the agency with similar or

1 duplicative programs of other agencies, and the po-
2 tential for consolidating such programs.

3 (7) The number and types of beneficiaries or
4 persons served by programs carried out by the agen-
5 cy.

6 (8) The extent to which any trends, develop-
7 ments, and emerging conditions that are likely to af-
8 fect the future nature and extent of the problems or
9 needs that the programs carried out by the agency
10 are intended to address.

11 (9) The extent to which the agency has com-
12 plied with the provisions contained in the Govern-
13 ment Performance and Results Act of 1993 (Public
14 Law 103-62; 107 Stat. 285).

15 (10) The promptness and effectiveness with
16 which the agency seeks public input and input from
17 State and local governments on the efficiency and ef-
18 fectiveness of the performance of the functions of
19 the agency.

20 (11) Whether the agency has worked to enact
21 changes in the law that are intended to benefit the
22 public as a whole rather than the specific business,
23 institution, or individuals that the agency regulates.

24 (12) The extent to which the agency has en-
25 couraged participation by the public as a whole in

1 making its rules and decisions rather than encour-
2 aging participation solely by those it regulates.

3 (13) The extent to which the public participa-
4 tion in rulemaking and decisionmaking of the agency
5 has resulted in rules and decisions compatible with
6 the objectives of the agency.

7 (14) The extent to which the agency complies
8 with section 552 of title 5, United States Code (com-
9 monly known as the “Freedom of Information Act”).

10 (15) The extent to which the agency complies
11 with equal employment opportunity requirements re-
12 garding equal employment opportunity.

13 (16) The extent of the regulatory, privacy, and
14 paperwork impacts of the programs carried out by
15 the agency.

16 (17) The extent to which the agency has coordi-
17 nated with State and local governments in per-
18 forming the functions of the agency.

19 (18) The potential effects of abolishing the
20 agency on State and local governments.

21 (19) The extent to which changes are necessary
22 in the authorizing statutes of the agency in order
23 that the functions of the agency can be performed
24 in the most efficient and effective manner.

1 **SEC. 956. COMMISSION OVERSIGHT.**

2 (a) MONITORING OF IMPLEMENTATION OF REC-
3 OMMENDATIONS.—The Commission shall monitor imple-
4 mentation of laws enacting provisions that incorporate rec-
5 ommendations of the Commission with respect to abolish-
6 ment or reorganization of agencies.

7 (b) MONITORING OF OTHER RELEVANT LEGISLA-
8 TION.—

9 (1) IN GENERAL.—The Commission shall review
10 and report to Congress on all legislation introduced
11 in either house of Congress that would establish—

12 (A) a new agency; or

13 (B) a new program to be carried out by an
14 existing agency.

15 (2) REPORT TO CONGRESS.—The Commission
16 shall include in each report submitted to Congress
17 under paragraph (1) an analysis of whether—

18 (A) the functions of the proposed agency
19 or program could be carried out by one or more
20 existing agencies;

21 (B) the functions of the proposed agency
22 or program could be carried out in a less re-
23 strictive manner than the manner proposed in
24 the legislation; and

1 (C) the legislation provides for public input
2 regarding the performance of functions by the
3 proposed agency or program.

4 **SEC. 957. RULEMAKING AUTHORITY.**

5 The Commission may promulgate such rules as nec-
6 essary to carry out this Act.

7 **SEC. 958. RELOCATION OF FEDERAL EMPLOYEES.**

8 If the position of an employee of an agency is elimi-
9 nated as a result of the abolishment of an agency in ac-
10 cordance with this Act, there shall be a reasonable effort
11 to relocate such employee to a position within another
12 agency.

13 **SEC. 959. PROGRAM INVENTORY.**

14 (a) PREPARATION.—The Comptroller General and
15 the Director of the Congressional Budget Office, in co-
16 operation with the Director of the Congressional Research
17 Service, shall prepare an inventory of Federal programs
18 (in this Act referred to as the “program inventory”) with-
19 in each agency.

20 (b) PURPOSE.—The purpose of the program inven-
21 tory is to advise and assist the Congress and the Commis-
22 sion in carrying out the requirements of this Act. Such
23 inventory shall not in any way bind the committees of the
24 Senate or the House of Representatives with respect to
25 their responsibilities under this Act and shall not infringe

1 on the legislative and oversight responsibilities of such
2 committees. The Comptroller General shall compile and
3 maintain the inventory and the Director of the Congres-
4 sional Budget Office shall provide budgetary information
5 for inclusion in the inventory.

6 (c) INVENTORY CONTENT.—The program inventory
7 shall set forth for each program each of the following mat-
8 ters:

9 (1) The specific provision or provisions of law
10 authorizing the program.

11 (2) The committees of the Senate and the
12 House of Representatives which have legislative or
13 oversight jurisdiction over the program.

14 (3) A brief statement of the purpose or pur-
15 poses to be achieved by the program.

16 (4) The committees which have jurisdiction over
17 legislation providing new budget authority for the
18 program, including the appropriate subcommittees of
19 the Committees on Appropriations of the Senate and
20 the House of Representatives.

21 (5) The agency and, if applicable, the subdivi-
22 sion thereof responsible for administering the pro-
23 gram.

24 (6) The grants-in-aid, if any, provided by such
25 program to State and local governments.

1 (7) The next reauthorization date for the pro-
2 gram.

3 (8) A unique identification number which links
4 the program and functional category structure.

5 (9) The year in which the program was origi-
6 nally established and, where applicable, the year in
7 which the program expires.

8 (10) Where applicable, the year in which new
9 budget authority for the program was last author-
10 ized and the year in which current authorizations of
11 new budget authority expire.

12 (d) BUDGET AUTHORITY.—The report also shall set
13 forth for each program whether the new budget authority
14 provided for such programs is—

15 (1) authorized for a definite period of time;

16 (2) authorized in a specific dollar amount but
17 without limit of time;

18 (3) authorized without limit of time or dollar
19 amounts;

20 (4) not specifically authorized; or

21 (5) permanently provided,

22 as determined by the Director of the Congressional Budg-
23 et Office.

24 (e) CBO INFORMATION.—For each program or group
25 of programs, the program inventory also shall include in-

1 formation prepared by the Director of the Congressional
2 Budget Office indicating each of the following matters:

3 (1) The amounts of new budget authority au-
4 thorized and provided for the program for each of
5 the preceding four fiscal years and, where applicable,
6 the four succeeding fiscal years.

7 (2) The functional and subfunctional category
8 in which the program is presently classified and was
9 classified under the fiscal year 2009 budget.

10 (3) The identification code and title of the ap-
11 propriation account in which budget authority is
12 provided for the program.

13 (f) MUTUAL EXCHANGE OF INFORMATION.—The
14 General Accounting Office, the Congressional Research
15 Service, and the Congressional Budget Office shall permit
16 the mutual exchange of available information in their pos-
17 session which would aid in the compilation of the program
18 inventory.

19 (g) ASSISTANCE BY EXECUTIVE BRANCH.—The Of-
20 fice of Management and Budget, and the Executive agen-
21 cies and the subdivisions thereof shall, to the extent nec-
22 essary and possible, provide the General Accounting Office
23 with assistance requested by the Comptroller General in
24 the compilation of the program inventory.

1 **SEC. 960. DEFINITION OF AGENCY.**

2 As used in this Act, the term “agency” has the mean-
3 ing given that term by section 105 of title 5, United States
4 Code, except that such term includes an advisory com-
5 mittee as that term is defined in section 102(2) of the
6 Federal Advisory Committee Act.

7 **SEC. 961. OFFSET OF AMOUNTS APPROPRIATED.**

8 Amounts appropriated to carry out this Act shall be
9 offset by a reduction in amounts appropriated to carry out
10 programs of other Federal agencies.

