

AMENDMENT TO RULES COMMITTEE PRINT 114-

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OFFERED BY MR. GOSAR OF ARIZONA

At the end of division A, add the following new title:

1 **TITLE XI—MISCELLANEOUS**

2 **SEC. 11001. UNUSED EARMARKS.**

3 (a) **SHORT TITLE.**—This section may be cited as the
4 “Jurassic Pork Act”.

5 (b) **DEFINITIONS.**—In this section—

6 (1) the term “agency” has the meaning given
7 the term “Executive agency” under section 105 of
8 title 5, United States Code;

9 (2) the term “earmark” means—

10 (A) a congressional earmark, as defined in
11 rule XXI of the Rules of the House of Rep-
12 resentatives; and

13 (B) a congressionally directed spending
14 item, as defined in rule XLIV of the Standing
15 Rules of the Senate; and

16 (3) the term “unused DOT earmark” means an
17 earmark of funds provided for the Department of
18 Transportation as to which more than 90 percent of
19 the dollar amount of the earmark of funds remains

1 available for obligation at the end of the 9th fiscal
2 year following the fiscal year during which the ear-
3 mark was made available.

4 (c) RESCISSION OF UNUSED DOT EARMARKS.—

5 (1) IN GENERAL.—Except as provided in para-
6 graph (2), effective on October 1 of the 10th fiscal
7 year after funds under an unused DOT earmark are
8 made available, all unobligated amounts made avail-
9 able under the unused DOT earmark are rescinded.

10 (2) EXCEPTION.—The Secretary of Transpor-
11 tation may delay the rescission of amounts made
12 available under an unused DOT earmark for 1 year
13 if the Secretary determines that an additional obli-
14 gation of amounts from the earmark is likely to
15 occur during the 10th fiscal year after funds under
16 the unused DOT earmark are made available.

17 (d) AGENCY-WIDE IDENTIFICATION AND REPORT.—

18 (1) AGENCY IDENTIFICATION.—Each agency
19 shall identify and submit to the Director of the Of-
20 fice of Management and Budget an annual report—

21 (A) that identifies each earmark for a
22 project of the agency that is ineligible for fund-
23 ing; and

24 (B) that discusses each project of the
25 agency for which—

1 (i) amounts are made available under
2 an earmark; and

3 (ii) as of the end of a fiscal year, un-
4 obligated balances remain available.

5 (2) ANNUAL REPORT.—The Director of the Of-
6 fice of Management and Budget shall submit to
7 Congress and publically post on the website of the
8 Office of Management and Budget an annual report
9 regarding earmarks, including any earmark that is
10 ineligible for funding, that includes—

11 (A) a listing and accounting for earmarks
12 for which unobligated balances remain avail-
13 able, summarized by agency, which shall in-
14 clude, for each earmark—

15 (i) the amount of funds made avail-
16 able under the original earmark;

17 (ii) the amount of the unobligated bal-
18 ances that remain available;

19 (iii) the fiscal year through which the
20 funds are made available, if applicable; and

21 (iv) recommendations and justifica-
22 tions for whether the earmark should be
23 rescinded or retained in the next fiscal
24 year;

1 (B) the number of rescissions resulting
2 from this section and the annual savings result-
3 ing from this section for the previous fiscal
4 year; and

5 (C) a listing and accounting for earmarks
6 provided for the Department of Transportation
7 scheduled to be rescinded under subsection (c)
8 at the end of the fiscal year during which the
9 report is submitted.

