Amendment to Rules Committee Print 114–32

Offered by Mr. Gosar of Arizona

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

**TITLE XI—MISCELLANEOUS**

**SEC. 11001. UNUSED EARMARKS.**

(a) **SHORT TITLE.**—This section may be cited as the "Jurassic Pork Act".

(b) **DEFINITIONS.**—In this section—

(1) the term "agency" has the meaning given the term "Executive agency" under section 105 of title 5, United States Code;

(2) the term "earmark" means—

(A) a congressional earmark, as defined in rule XXI of the Rules of the House of Representatives; and

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

(3) the term "unused DOT earmark" means an earmark of funds provided for the Department of Transportation as to which more than 90 percent of the dollar amount of the earmark of funds remains
available for obligation at the end of the 9th fiscal year following the fiscal year during which the earmark was made available.

(c) Rescission of Unused DOT Earmarks.—

(1) In general.—Except as provided in paragraph (2), effective on October 1 of the 10th fiscal year after funds under an unused DOT earmark are made available, all unobligated amounts made available under the unused DOT earmark are rescinded.

(2) Exception.—The Secretary of Transportation may delay the rescission of amounts made available under an unused DOT earmark for 1 year if the Secretary determines that an additional obligation of amounts from the earmark is likely to occur during the 10th fiscal year after funds under the unused DOT earmark are made available.

(d) Agency-Wide Identification and Report.—

(1) Agency identification.—Each agency shall identify and submit to the Director of the Office of Management and Budget an annual report—

(A) that identifies each earmark for a project of the agency that is ineligible for funding; and

(B) that discusses each project of the agency for which—
(i) amounts are made available under
an earmark; and

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

(2) ANNUAL REPORT.—The Director of the Of-

fice of Management and Budget shall submit to
Congress and publically post on the website of the
Office of Management and Budget an annual report
regarding earmarks, including any earmark that is
ineligible for funding, that includes—

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

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

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

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

(iv) recommendations and justifica-
tions for whether the earmark should be
rescinded or retained in the next fiscal
year;
(B) the number of rescissions resulting from this section and the annual savings resulting from this section for the previous fiscal year; and

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