

118TH CONGRESS
2D SESSION

H. R. 8195

To strengthen congressional oversight of the Administrative Pay-As-You-Go Act of 2023, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2024

Mr. BERGMAN (for himself, Mr. ARRINGTON, Mr. CARTER of Georgia, Mr. GROTHMAN, Mr. YAKYM, Mrs. McCLAIN, Mr. CLINE, Mr. FERGUSON, Mr. ESTES, Mr. MOORE of Utah, Mrs. FISCHBACH, Mr. SMUCKER, Mr. NORMAN, Mr. EDWARDS, Mr. BURGESS, Mr. VALADAO, Mr. BRECHEEN, Mr. GOOD of Virginia, Mr. ROY, and Mr. McCLINTOCK) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To strengthen congressional oversight of the Administrative Pay-As-You-Go Act of 2023, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Strengthening Admin-
5 istrative PAYGO Act of 2024” or the “SAP Act of 2024”.

1 **SEC. 2. CONGRESSIONAL OVERSIGHT OF ADMINISTRATIVE**
2 **PAY-AS-YOU-GO ACT OF 2023.**

3 (a) **WAIVER.**—Section 265 of the Administrative
4 Pay-As-You-Go Act of 2023 (title III of division B of the
5 Fiscal Responsibility Act of 2023 (Public Law 118–5)) is
6 amended by adding at the end the following:

7 “(c) **SUBMISSION TO BUDGET COMMITTEES.**—The
8 Director shall submit, to the Committees on the Budget
9 of the House of Representatives and the Senate—

10 “(1) any waiver determination under subsection
11 (a) and a detailed explanation of why such waiver
12 was necessary; and

13 “(2) an estimate of the budgetary effects of the
14 covered discretionary administrative action so
15 waived.”.

16 (b) **EXEMPTION.**—Section 266 of such Act is amend-
17 ed to read as follows:

18 **“SEC. 266. APPLICATION.**

19 “(a) **IN GENERAL.**—This title shall apply to any ad-
20 ministrative action that increases direct spending by at
21 least—

22 “(1) \$1,000,000,000 over the 10-year period
23 beginning with the current year; or

24 “(2) \$100,000,000 in any year during such 10-
25 year period.

1 “(b) REVIEW.—With respect to any covered discre-
2 tionary administrative action exempted under subsection
3 (a), the Director shall submit, to the Committees on the
4 Budget of the House of Representatives and the Senate
5 and the Comptroller General, an estimate of the budgetary
6 effects of the covered discretionary administrative action
7 so exempted.”.

8 (c) STATEMENT OF PURPOSE WITH RESPECT TO
9 BUDGET NEUTRALITY.—Section 261 of such Act is
10 amended to read as follows:

11 **“SEC. 261. SHORT TITLE; PURPOSE.**

12 “(a) SHORT TITLE.—This title may be cited as the
13 ‘Administrative Pay-As-You-Go Act of 2023’.

14 “(b) PURPOSE.—It is the purpose of this title to es-
15 tablish a budget neutral requirement for discretionary ad-
16 ministrative actions of the executive branch that affect di-
17 rect spending.”.

18 (d) TERMINATION OF SUNSET.—Section 268 of such
19 Act is hereby repealed (and redesignate sections 269 and
20 270 as sections 268 and 269, respectively).

21 (e) BUDGET SUBMISSION.—Section 1105(a) of title
22 31, United States Code, is amended by adding at the end
23 the following:

24 “(40) the number of waiver determinations
25 under section 265(a) of the Administrative Pay-As-

1 You-Go Act of 2023 (title III of division B of the
2 Fiscal Responsibility Act of 2023 (Public Law 118–
3 5))—

4 “(A) submitted during the prior fiscal year
5 and the first quarter of the current fiscal year;
6 and

7 “(B) expected to be submitted during the
8 second, third and fourth quarters of the current
9 fiscal year and expected to be submitted in the
10 fiscal year for which the budget is submitted.”.

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