

113TH CONGRESS  
1ST SESSION

# S. 1017

To permit flexibility in the application of the budget sequester by Federal agencies.

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IN THE SENATE OF THE UNITED STATES

MAY 22, 2013

Mr. UDALL of Colorado (for himself and Ms. COLLINS) introduced the following bill; which was read twice and referred to the Committee on the Budget

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## A BILL

To permit flexibility in the application of the budget sequester by Federal agencies.

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. DEFINITION.**

4 In this Act, the term “agency” means—

5 (1) an Executive agency (as defined in section  
6 105 of title 5, United States Code);

7 (2) an office, agency, or other establishment in  
8 the legislative branch which is not a part of another  
9 office, agency, or other establishment in the legisla-  
10 tive branch; and

1 (3) an office, agency, or other establishment in  
2 the judicial branch which is not a part of another of-  
3 fice, agency, or other establishment in the judicial  
4 branch.

5 **SEC. 2. FLEXIBLE SEQUESTER IMPLEMENTED BY AGENCY**  
6 **HEADS.**

7 (a) IN GENERAL.—Notwithstanding any other provi-  
8 sion of law, the budget sequester for an account in the  
9 security and non-security categories required by section  
10 251A of the Balanced Budget and Emergency Deficit  
11 Control Act of 1985 for fiscal year 2013 shall be imple-  
12 mented within each account as determined by the head  
13 of the agency with spending authority over such account.

14 (b) APPROPRIATIONS OVERSIGHT.—The head of an  
15 agency may not exercise the authority provided in sub-  
16 section (a) unless the head has submitted a notice of im-  
17 plementation describing the proposed exercise of authority  
18 to the Committees on Appropriations of both Houses not  
19 later than 5 days before exercising such authority.

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