

Calendar No. 30

112TH CONGRESS
1ST SESSION**S. 768**

To provide for continuing operations of Government in a fiscally responsible manner.

IN THE SENATE OF THE UNITED STATES

APRIL 7 (legislative day, APRIL 5), 2011

Mr. PAUL (for himself and Mr. DEMINT) introduced the following bill; which was read the first time

APRIL 8, 2011

Read the second time and placed on the calendar

A BILL

To provide for continuing operations of Government in a fiscally responsible manner.

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 “Government Shutdown
5 Prevention Act of 2011”.

1 **SEC. 2. GOVERNMENT SHUTDOWN PREVENTION.**

2 (a) IN GENERAL.—If any regular appropriation bill
3 for a fiscal year does not become law before the beginning
4 of such fiscal year or a joint resolution making continuing
5 appropriations is not in effect the following provisions
6 shall take effect as provided:

7 (1) The Secretary of the Treasury shall fully
8 pay principal and interest on the debt of the United
9 States held by the public.

10 (2) Social Security, Medicare, and Medicaid
11 benefits shall be fully paid and new enrollees shall
12 be accepted.

13 (3)(A) If the defense appropriations bill has not
14 been enacted, the Department of Defense—

15 (i) shall operate at 90 percent of the level
16 of funding for the preceding fiscal year, except
17 for funding for overseas contingencies in Iraq
18 and Afghanistan which shall be funded at 100
19 percent of the preceding fiscal year levels; and

20 (ii) is authorized pay all military personnel
21 at the full level of pay.

22 (B) Civilian employees of the Department of
23 Defense based in the United States will be paid at
24 the same rate as other Federal employees provided
25 in paragraph (4)(B).

1 (4) The employees of any agency of the Federal
2 Government not funded shall—

3 (A) report for business as normal; and

4 (B) when funding is provided, be paid at
5 75 percent of their salaries for the time worked
6 while under the provisions of this section.

7 (5) If any agency is not funded, Congress and
8 the Executive Office of the President may only oper-
9 ate at 50 percent of the level of funding for the pre-
10 ceding fiscal year.

11 (6) Subject to subsection (c) and if any agency
12 is not funded, Members of Congress and the Presi-
13 dent shall not receive salary during the period the
14 agency is not funded and are not eligible for back
15 pay for such period.

16 (7) For all other non-personnel accounts not
17 funded by a regular appropriations bill or a joint
18 resolution making continuing appropriations—

19 (A) such functions shall operate at $\frac{2}{3}$ of
20 the level of the preceding fiscal year;

21 (B) savings from the application of sub-
22 paragraph (A) shall be used to reduce the Fed-
23 eral budget deficit;

24 (C) no funds shall be expended to carry
25 out the provisions of the Patient Protection and

1 Affordable Care Act (Public Law 111–148);
2 and

3 (D) no funds shall be expended for any
4 abortion or provided to any nongovernmental
5 organization that promotes or performs abor-
6 tion.

7 (b) EFFECTIVE PERIOD.—Except as otherwise pro-
8 vided in this section, this section shall apply until the date
9 on which the applicable regular appropriation bill for such
10 fiscal year becomes law or a continuing resolution making
11 appropriations becomes law.

12 (c) EFFECTIVE DATE.—Subsection (a)(6) shall not
13 take effect until the first day of the next Congress begin-
14 ning after the date of enactment of this Act.

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