

117TH CONGRESS  
1ST SESSION

# S. 232

To amend the Balanced Budget and Emergency Deficit Control Act of 1985  
to establish a discretionary spending limit for infrastructure spending.

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 4, 2021

Mr. PAUL introduced the following bill; which was read twice and referred to  
the Committee on the Budget

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## A BILL

To amend the Balanced Budget and Emergency Deficit Control Act of 1985 to establish a discretionary spending limit for infrastructure spending.

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 “Penny Plan to En-  
5 hance Infrastructure Act of 2021”.

6 **SEC. 2. DISCRETIONARY SPENDING LIMIT FOR INFRA-**  
7 **STRUCTURE SPENDING.**

8 (a) DEFINITION.—Section 250(c)(4) of the Balanced  
9 Budget and Emergency Deficit Control Act of 1985 (2  
10 U.S.C. 900(c)(4)) is amended—

1           (1) in subparagraph (D), by inserting “other  
2           than in the infrastructure category” before the pe-  
3           riod;

4           (2) in subparagraph (E), by inserting “or the  
5           infrastructure category” before the period;

6           (3) by redesignating subparagraph (F) as sub-  
7           paragraph (G); and

8           (4) by inserting after subparagraph (E) the fol-  
9           lowing:

10           “(F) The term ‘infrastructure category’ means  
11           discretionary appropriations for the following appro-  
12           priation accounts or programs:

13                   “(i) For the Federal Aviation Administra-  
14           tion:

15                           “(I) Facilities and Equipment.

16                           “(II) Grants-in-Aid for Airports.

17                           “(III) Operations.

18                   “(ii) For the Federal Highway Administra-  
19           tion:

20                           “(I) Highway Infrastructure Pro-  
21           grams.

22                           “(II) Emergency Relief.

23                   “(iii) For the Federal Transit Administra-  
24           tion:

25                           “(I) Capital Investment Grants.

1 “(II) Transit Infrastructure Grants.

2 “(iv) For the Federal Railroad Administra-  
3 tion:

4 “(I) Northeast Corridor Grants to the  
5 National Railroad Passenger Network.

6 “(II) National Network Grants to the  
7 National Railroad Passenger Network.

8 “(III) Railroad Research and Devel-  
9 opment.

10 “(IV) Safety and Operations.

11 “(V) Consolidated Rail Infrastructure  
12 and Safety Improvements.

13 “(VI) Federal-State Partnership For  
14 State Of Good Repair.

15 “(VII) Restoration and Enhancement.

16 “(v) For the Maritime Administration:

17 “(I) Port Infrastructure Development  
18 Program.

19 “(II) Assistance to Small Shipyards.

20 “(III) Maritime Guaranteed Loan  
21 (title XI) Program Account.

22 “(vi) For the National Aeronautics and  
23 Space Administration, Aeronautics account,  
24 amounts for the Airspace Operations and Safe-  
25 ty Program and the Advanced Air Vehicles Pro-

gram carried out under chapter 401 of title 51,  
United States Code.

“(vii) For the Department of Defense,  
Military Construction:

“(I) Military Construction, Army.

“(II) Military Construction, Navy and  
Marine Corps.

“(III) Military Construction, Air  
Force.

“(IV) Military Construction, Defense-  
Wide.

“(V) North Atlantic Treaty Organiza-  
tion, Security Investment Program.

“(VI) Military Construction, Army  
National Guard.

“(VII) Military Construction, Air Na-  
tional Guard.

“(VIII) Military Construction, Army  
Reserve.

“(IX) Military Construction, Navy Re-  
serve.

“(X) Military Construction, Air Force  
Reserve.

“(XI) Family Housing Construction,  
Army.

1 “(XII) Family Housing Construction,  
2 Navy and Marine Corps.

3 “(XIII) Family Housing Construction,  
4 Air Force.

5 “(XIV) Family Housing Operations  
6 and Maintenance, Defense-Wide.

7 “(XV) Family Housing Improvement  
8 Fund.

9 “(XVI) Military Unaccompanied  
10 Housing Improvement Fund.

11 “(viii) For the Environmental Protection  
12 Agency, Infrastructure Assistance:

13 “(I) Clean Water State Revolving  
14 Funds and the Drinking Water State Re-  
15 volving Funds.

16 “(II) Water Infrastructure Finance  
17 and Innovation Act Program Account.

18 “(III) America’s Water Infrastructure  
19 Act Grant Programs under section 1459A  
20 of the Safe Drinking Water Act (42 U.S.C.  
21 300j–19a).

22 “(IV) Alaska Native Village Waste  
23 and Drinking Water Facilities Programs  
24 under section 221 of the Federal Water  
25 Pollution Control Act (33 U.S.C. 1301)

1 and the Consolidated Farm and Rural De-  
2 velopment Act (7 U.S.C. 1921 et seq.).

3 “(ix) For the Department of Agriculture:

4 “(I) Forest Service, Capital Improve-  
5 ments and Maintenance.

6 “(II) Natural Resources Conservation  
7 Service:

8 “(aa) Watershed Rehabilitation  
9 Program.

10 “(bb) Private Lands Conserva-  
11 tion Operations under the Soil Con-  
12 servation and Domestic Allotment Act  
13 (16 U.S.C. 590a et seq.).

14 “(cc) Emergency Watershed Pro-  
15 tection Program established under  
16 section 403 of the Agricultural Credit  
17 Act of 1978 (16 U.S.C. 2203).

18 “(dd) Small Watersheds Program  
19 established by the Secretary of Agri-  
20 culture to carry out the Watershed  
21 Protection and Flood Prevention Act  
22 (16 U.S.C. 1001 et seq.).

23 “(III) Rural Utilities Service:

1                   “(aa) Electric loans under the  
2                   Rural Electrification Act of 1936 (7  
3                   U.S.C. 901 et seq.).

4                   “(bb) Telecommunications loans  
5                   under the Rural Electrification Act of  
6                   1936 (7 U.S.C. 901 et seq.).

7                   “(cc) Rural Water And Waste  
8                   Disposal Program Account.

9                   “(dd) Broadband Loan and  
10                  Grant Pilot Program.

11                  “(IV) Rural Housing Service—Rural  
12                  Community Facilities Program Account.”.

13                  (b) SPENDING LIMITS.—Section 251(c) of the Bal-  
14                  anced Budget and Emergency Deficit Control Act of 1985  
15                  (2 U.S.C. 901(c)) is amended—

16                   (1) in paragraph (7)(B), by striking “and at  
17                   the end”; and

18                   (2) by inserting after paragraph (8)(B) the fol-  
19                   lowing:

20                   “(9) for fiscal year 2022—

21                   “(A) for the revised security category  
22                   \$645,325,600,000 in new budget authority;

23                   “(B) for the revised nonsecurity category,  
24                   \$580,861,700,000 in new budget authority; and

1           “(C) for the infrastructure category,  
2           \$61,812,700,000 in new budget authority; and  
3           “(10) for fiscal year 2023—

4           “(A) for the revised security category  
5           \$649,985,500,000 in new budget authority;

6           “(B) for the revised nonsecurity category,  
7           \$585,122,700,000 in new budget authority; and

8           “(C) for the infrastructure category,  
9           \$62,891,800,000 in new budget authority;”.

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