

## DEFINITIONS

§ 3           **SEC. 3.<sup>26</sup> IN GENERAL.** — For purposes of this Act —

§ 3(1)           **(1) The terms "budget outlays" and "outlays" mean, with respect to any fiscal year, expenditures and net lending of funds under budget authority<sup>27</sup> during such year.<sup>28</sup>**

§ 3(2)           **(2)<sup>29</sup> BUDGET AUTHORITY AND NEW BUDGET AUTHORITY.** —

§ 3(2)(A)           **(A) IN GENERAL.** — The term "budget authority" means the authority provided by Federal law to incur financial obligations, as follows:

<sup>26</sup> Section 3 is codified as amended at 2 U.S.C. § 622 (1988 & Supp. IV 1992).

What is now section 3 was originally section 3(a). An Act to Abolish the Joint Committee on Atomic Energy, Pub. L. No. 95-110, 91 Stat. 884 (1977), repealed section 3(b). For the text of section 3(b) as originally enacted in 1974, see *infra* note 47.

<sup>27</sup> Section 3(2) defines "budget authority." See *infra* pp. 11-13.

<sup>28</sup> Note that section 406(a), regarding off-budget agencies, programs, and activities (see *infra* pp. 270-271), requires that certain items be included in budget outlays.

<sup>29</sup> Section 13211(a) of the Budget Enforcement Act amended subsection (2) to read as it does now (with the exception of the last sentence) for fiscal years beginning with fiscal year 1992. See *infra* p. 732. Note, however, the ambiguity with regard to the last sentence. See *infra* note 31.

Before enactment of the Budget Enforcement Act, and for fiscal years through fiscal year 1991, subsection (2) read as follows:

(2) The term "budget authority" means authority provided by law to enter into obligations which will result in immediate or future outlays involving Government funds or to collect offsetting receipts, except that such term does not include authority to insure or guarantee the repayment of indebtedness incurred by another person or government.

Section 13211(b) of the Budget Enforcement Act sets forth the 1992 effective date. See *infra* p. 733.