

OMB Bulletin No. 01-10 - Apportionment of the Continuing Resolution(s) for Fiscal Year 2002



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON D.C. 20503

September 27, 2001

BULLETIN NO. 01-10

TO THE HEADS OF EXECUTIVE DEPARTMENTS AND ESTABLISHMENTS

SUBJECT: Apportionment of the Continuing Resolution(s) for Fiscal Year 2002

1. **Purpose and Background.** H. J. Res 65 will provide continuing appropriations for the period October 1 through October 16, 2001. I am providing an automatic apportionment for amounts provided by this continuing resolution (CR), and any extensions of this CR, as specified in section 2. This Bulletin supplements instructions for apportionment of CRs in OMB Circular No. A-34.

Further, I am providing an automatic apportionment of any unobligated balances available on October 1, 2001, from the amounts transferred from the Emergency Response Fund to individual agency accounts pursuant to the determination of the President on **September 21, 2001**.

2. **Automatic Apportionments.** Calculate the amount automatically apportioned through the period ending October 16, 2001 (and any extensions of that period) by multiplying the rate (amount) provided by the CR by the lower of:

- the percentage of the year covered by the CR, or
- the historical seasonal rate of obligations for the period of the year covered by the CR.

See the Attachment to this Bulletin for more detailed instructions on calculating the amount automatically apportioned.

Under an automatic apportionment, all of the footnotes and conditions placed on the prior year apportionment remain in effect.

The CR expires at midnight on Tuesday, October 16, 2001.

3. Written Apportionments. If a program requires an amount different from the total amount automatically apportioned, you must request a written apportionment

/s/

Mitchell E. Daniels, Jr.

Director

Attachment

Calculating the Automatic Apportionment

Calculate the amount automatically apportioned through the period ending October 16, 2001 (and any extensions of that period) by multiplying the **rate (amount) provided by the CR** by the lower of:

- the **percentage of the year** covered by the CR (rounded to the nearest tenth), or
- the **historical seasonal rate** of obligations for the period of the year covered by the CR.

1. **What is the rate (amount) provided by the CR?** The rate (amount) provided by the CR could be one of the following *annual* amounts:

- the *current rate*, calculated as follows:
 - take the net amount enacted in FY 2001, i.e., add any supplemental appropriations and subtract any rescissions; and
 - add the unobligated balance carried forward to FY 2001 (if any); or
- the rate of operations *not exceeding the current rate*, calculated as follows:
 - take the net amount enacted in FY 2001, i.e., add any supplemental appropriations and subtract any rescissions;
 - add the unobligated balance carried forward to FY 2001 (if any), and
 - subtract the unobligated balance at the end of FY 2001 (if any).

2. Which of the annual amounts do I use?

If	Then use
The project or activity meets all the following criteria: <ul style="list-style-type: none">zero funded in the Act passed by both houses by October 1 or is zero funded in the Act passed by the one house by October 1;included in the President's budget request;was conducted in FY 2001; andis included in an act other than the Department of Defense Appropriations Act, 2001, the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001, or the District of Columbia Appropriations Act, 2001.	FY 2001 (the <i>current rate</i>)
All other cases	The rate of operations <i>not exceeding the current rate</i> .

- zero funded in the Act passed by both houses by October 1 or is zero funded in the Act passed by the one house by October 1;
- included in the President's budget request;
- was conducted in FY 2001; and
- is included in an act other than the Department of Defense Appropriations Act, 2001, the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001, or the District of Columbia Appropriations Act, 2001.
- FY 2001 (the *current rate*) All other cases The rate of operations *not exceeding the current rate*.

3. Does the continuing resolution affect the availability of funds that would be available if H. J. Res. 65 had not been enacted?

No. The availability of any part of the budgetary resources for an account that is not determined by current action of the Congress (such as permanent appropriations, public enterprise and other revolving funds, reimbursements and other income, and balances of prior year budget authority) are not affected by H. J. Res. 65.

Most of these budgetary resources must be apportioned by OMB before obligation. This Bulletin does not apportion those budgetary resources, except unobligated balances on October 1, 2001, from amounts transferred from the Emergency Response Fund to individual agency accounts pursuant to the determination of the President on **September 21, 2001**.