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COMPTROLLER GENERAL OF THE UNITED STATES
WASHINGTON, D.C. 20548

~~76-0200~~

B-115398



November 7, 1975

[Deferrals Submitted to Congress Pursuant to the Impoundment Control Act of 1974]

Speaker of the House
President of the Senate

We were furnished copies of deferrals which the President submitted to the Congress on October 20 in his sixth special message for fiscal year 1976 pursuant to the Impoundment Control Act of 1974. The special message transmits eight new deferrals and two revised deferrals. The President estimates that the impoundments will reduce fiscal year 1976 outlays by \$20.2 million. Enclosure I summarizes, by agency, the total budget authority and FY 1976 outlay reductions involved in the message.

The Impoundment Control Act requires us to review each message and report promptly to the House and Senate as to the facts surrounding each action, including the probable effect thereof and, in the case of deferrals, to render a judgment as to whether the action is in accordance with existing legal authority. We are also required to notify the Congress if supplementary information revising earlier messages necessitates changes in the original reports submitted by us. Enclosure II contains our comments on each impoundment transmitted by the President's sixth special message.

Sincerely yours,

V. A. K. [Signature]
Acting Comptroller General
of the United States

Enclosures

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ALG-76-10

BEST DOCUMENT AVAILABLE

BUDGET AUTHORITY AND OUTLAY REDUCTIONS CONTAINED IN NEW
 DEFERRALS TRANSMITTED WITH THE PRESIDENT'S
 SIXTH FY 76 SPECIAL MESSAGE ON
 OCTOBER 20, 1975

<u>DEFERRALS</u>	<u>BUDGET AUTHORITY</u>	<u>OUTLAY REDUC- TIONS FY 76</u>
	(dollars in thousands)	
1 Department of Health, Education, and Welfare	\$16,433	\$ 1,900
2 Department of the Treasury	<u>18,269</u>	<u>18,300</u>
	<u>\$34,702</u>	<u>\$20,200</u>

COMMENTS ON THE SIXTH FY 1976 SPECIAL MESSAGE
TRANSMITTED BY THE PRESIDENT ON OCTOBER 20, 1975
PURSUANT TO THE IMPOUNDMENT CONTROL ACT OF 1974

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

- D76-57 Health Services Administration
Health Service (Medical Care Standards,
Trust Funds; Program Management) 7560350
- D76-58 National Institutes of Health
National Cancer Institute
7560849
- D76-59 National Institutes of Health
National Heart and Lung Institute
7560872
- D76-60 National Institutes of Health
National Institute of Dental Research
7560873
- D76-61 National Institutes of Health
National Institute of Neurological and
Communicative Disorders and Stroke
7560886
- D76-62 National Institutes of Health
National Institute of General Medical
Sciences 7560851
- D76-63 National Institutes of Health
National Institute of Child Health and
Human Development 7560844
- D76-64 National Institutes of Health
Office of the Director
7560846

Information in the above eight messages is essentially correct and the action being proposed is reasonably clear. These deferrals involve continuing resolution budget authority provided by Public Law 94-41.

Since the continuing resolution states that the budget authority it provides is exempt from the apportionment process prescribed by the Anti-deficiency Act, OMB has cited § 1013 of the Impoundment Control Act as the authority for these deferrals. We agree with this citation. The authority exists until either House of the Congress passes a resolution disapproving the action, or until an applicable appropriation bill is enacted.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

D76-40B Alcohol, Drug Abuse, and Mental Health Administration--Alcohol, Drug Abuse and Mental Health (General Mental Health, Research; Alcohol, Research; Program Direction)
7561361

DEPARTMENT OF THE TREASURY

D76-25B Office of the Secretary -- State and Local Government Fiscal Assistance Trust Fund
20X8111

Our July 17 report to the Congress (B-115398) commented on the original deferral, D76-25. Our August 12 report to the Congress commented on the original deferral, D76-40. This is the second revision for each deferral. The President's supplementary information does not require us to modify our earlier comments.