

108TH CONGRESS  
1ST SESSION

# S. 886

To ratify otherwise legal appointments and promotions in the commissioned corps of the National Oceanic and Atmospheric Administration that failed to be submitted to the Senate for its advice and consent as required by law, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

APRIL 10, 2003

Mr. MCCAIN (for himself, Mr. HOLLINGS, Ms. SNOWE, and Mr. KERRY) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To ratify otherwise legal appointments and promotions in the commissioned corps of the National Oceanic and Atmospheric Administration that failed to be submitted to the Senate for its advice and consent as required by law, and for other purposes.

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. RATIFICATION OF CERTAIN NOAA APPOINT-**  
4 **MENTS, PROMOTIONS, AND ACTIONS.**

5 All action in the line of duty by, and all Federal agen-  
6 cy actions in relation to (including with respect to pay,  
7 benefits, and retirement) a de facto officer of the commis-

1 sioned corps of the National Oceanic and Atmospheric Ad-  
2 ministration who was appointed or promoted to that office  
3 without Presidential action, and without the advice and  
4 consent of the Senate, during such time as the officer was  
5 not properly appointed in or promoted to that office, are  
6 hereby ratified and approved if otherwise in accord with  
7 the law, and the President alone may, without regard to  
8 any other law relating to appointments or promotions in  
9 such corps, appoint or promote such a de facto officer tem-  
10 porarily, without change in the grade currently occupied  
11 in a de facto capacity, as an officer in such corps for a  
12 period ending not later than 180 days from the date of  
13 enactment of this Act.

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