

110TH CONGRESS
2D SESSION

H. R. 6608

To provide for the replacement of lost income for employees of the House of Representatives who are members of a Reserve component of the Armed Forces who are on active duty for a period of more than 30 days, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2008

Mr. BRADY of Pennsylvania (for himself and Mr. EHLERS) introduced the following bill; which was referred to the Committee on House Administration, and in addition to the Committee on Standards of Official Conduct, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide for the replacement of lost income for employees of the House of Representatives who are members of a Reserve component of the Armed Forces who are on active duty for a period of more than 30 days, 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. SHORT TITLE.**

4 This Act may be cited as the “House Reservists Pay
5 Adjustment Act of 2008”.

1 **SEC. 2. REPLACEMENT OF LOST INCOME FOR HOUSE EM-**
2 **LOYEES ON ACTIVE DUTY UNDER INVOLUN-**
3 **TARY MOBILIZATION ORDER.**

4 (a) PAYMENT.—

5 (1) IN GENERAL.—For each active duty month
6 of an eligible employee of the House of Representa-
7 tives who is also a member of a Reserve component
8 of the Armed Forces, the Chief Administrative Offi-
9 cer of the House of Representatives shall pay to the
10 employee the amount by which—

11 (A) the amount of regular compensation
12 the employee would have received from the
13 House of Representatives if the month had not
14 been an active duty month, exceeds (if at all)

15 (B) the total monthly military compensa-
16 tion paid to the employee for the month by the
17 Secretary of Defense.

18 (2) ELIGIBILITY.—An employee of the House of
19 Representatives is eligible for purposes of paragraph
20 (1) with respect to an active duty month if the em-
21 ployee was an employee of the House of Representa-
22 tives during each day of the 90-day period which
23 ends on the day on which the employee reports for
24 active duty under an involuntary mobilization order.

25 (b) DETERMINATION OF COMPENSATION EMPLOYEE
26 WOULD HAVE RECEIVED.—

1 (1) IN GENERAL.—For purposes of subsection
2 (a)(1), the amount of regular compensation an em-
3 ployee would have received from the House of Rep-
4 resentatives for a month shall be equal to the
5 amount of compensation the employee received from
6 the House of Representatives for the base month
7 (excluding any bonus or incentive payment made
8 during the month), increased (in a compound man-
9 ner) by any cost-of-living adjustments applicable to
10 the compensation of employees of the Office of the
11 Chief Administrative Officer for months occurring
12 after the base month.

13 (2) BASE MONTH DEFINED.—For purposes of
14 paragraph (1), the term “base month” means, with
15 respect to an employee, the most recent month for
16 which the employee received compensation from the
17 House of Representatives which precedes the active
18 duty month.

19 (c) SPECIAL RULES REGARDING AMOUNT OF PAY-
20 MENT.—

21 (1) REDUCTION FOR AMOUNTS PAID FROM
22 OTHER SOURCES AS REPLACEMENT OF LOST IN-
23 COME.—The Chief Administrative Officer shall re-
24 duce the amount of any payment made to any indi-
25 vidual under subsection (a) with respect to an active

1 duty month by the amount of any payment received
2 by the individual under section 910 of title 37,
3 United States Code, or any other source that is pro-
4 vided to replace income lost by the individual during
5 the month.

6 (2) MINIMUM AMOUNT REQUIRED FOR PAY-
7 MENT.—The Chief Administrative Officer shall not
8 make a payment otherwise required under this sec-
9 tion if the amount of the payment (as determined
10 under subsection (a), taking into account the reduc-
11 tion made under paragraph (1)) is not greater than
12 \$50.

13 (d) DEFINITIONS.—In this section—

14 (1) the term “active duty month” means, with
15 respect to an employee of the House of Representa-
16 tives who is also a member of a Reserve component
17 of the Armed Forces, any month during which the
18 employee is not able to perform duties for the office
19 of the employee’s employing authority because the
20 employee is on active duty under an involuntary mo-
21 bilization order for a period of more than 30 days;

22 (2) the terms “Armed Forces”, “active duty for
23 a period of more than 30 days”, and “Reserve com-
24 ponent” have the meaning given such terms in sec-
25 tion 101 of title 37, United States Code; and

1 (3) the term “total monthly military compensa-
2 tion” has the meaning given such term in section
3 910(e)(2) of title 37, United States Code.

4 (e) **AUTHORIZATION OF APPROPRIATIONS.**—There
5 are authorized to be appropriated from the applicable ac-
6 counts of the House of Representatives such sums as may
7 be necessary for payments under this section.

8 (f) **EFFECTIVE DATE.**—This section shall apply with
9 respect to active duty months beginning on or after the
10 date of the enactment of this Act.

11 **SEC. 3. ENSURING CONSISTENCY WITH CODE OF OFFICIAL**
12 **CONDUCT.**

13 Clause 8 of rule XXIII of the Rules of the House
14 of Representatives is amended by adding at the end the
15 following new paragraph:

16 “(d) Nothing in this clause may be construed to pro-
17 hibit the disbursement or receipt of any payment author-
18 ized under section 2 of the House Reservists Pay Adjust-
19 ment Act of 2008.”.

20 **SEC. 4. CLARIFICATION OF ELIGIBILITY OF SURVIVORS**
21 **FOR HOUSE GRATUITY.**

22 The last undesignated paragraph under the center
23 heading “House of Representatives” and the center sub-
24 heading “Contingent Expenses of the House” in the first
25 section of the Legislative Branch Appropriation Act, 1955

1 (2 U.S.C. 125), is amended by adding at the end the fol-
2 lowing: “Nothing in this paragraph may be construed to
3 prohibit the Chief Administrative Officer from paying a
4 gratuity to the widow, widower, or heirs-at-law of an em-
5 ployee of the House who dies during an active duty month
6 (as defined in section 2(d) of the House Reservists Pay
7 Adjustment Act of 2008).”.

○