

# Union Calendar No. 534

110TH CONGRESS  
2D SESSION

# H. R. 6608

[Report No. 110-832, Part I]

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.

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## 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

SEPTEMBER 9, 2008

Reported from the Committee on House Administration

SEPTEMBER 9, 2008

Committee on Standards of Official Conduct discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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## 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”.

6 **SEC. 2. REPLACEMENT OF LOST INCOME FOR HOUSE EM-**  
7 **PLOYEES ON ACTIVE DUTY UNDER INVOLUN-**  
8 **TARY MOBILIZATION ORDER.**

9       (a) PAYMENT.—

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

16           (A) the amount of regular compensation  
17 the employee would have received from the  
18 House of Representatives if the month had not  
19 been an active duty month, exceeds (if at all)

20           (B) the total monthly military compensa-  
21 tion paid to the employee for the month by the  
22 Secretary of Defense.

23           (2) ELIGIBILITY.—An employee of the House of  
24 Representatives is eligible for purposes of paragraph

1 (1) with respect to an active duty month if the em-  
2 ployee was an employee of the House of Representa-  
3 tives during each day of the 90-day period which  
4 ends on the day on which the employee reports for  
5 active duty under an involuntary mobilization order.

6 (b) DETERMINATION OF COMPENSATION EMPLOYEE  
7 WOULD HAVE RECEIVED.—

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

20 (2) BASE MONTH DEFINED.—For purposes of  
21 paragraph (1), the term “base month” means, with  
22 respect to an employee, the most recent month for  
23 which the employee received compensation from the  
24 House of Representatives which precedes the active  
25 duty month.

1 (c) SPECIAL RULES REGARDING AMOUNT OF PAY-  
2 MENT.—

3 (1) REDUCTION FOR AMOUNTS PAID FROM  
4 OTHER SOURCES AS REPLACEMENT OF LOST IN-  
5 COME.—The Chief Administrative Officer shall re-  
6 duce the amount of any payment made to any indi-  
7 vidual under subsection (a) with respect to an active  
8 duty month by the amount of any payment received  
9 by the individual under section 910 of title 37,  
10 United States Code, or any other source that is pro-  
11 vided to replace income lost by the individual during  
12 the month.

13 (2) MINIMUM AMOUNT REQUIRED FOR PAY-  
14 MENT.—The Chief Administrative Officer shall not  
15 make a payment otherwise required under this sec-  
16 tion if the amount of the payment (as determined  
17 under subsection (a), taking into account the reduc-  
18 tion made under paragraph (1)) is not greater than  
19 \$50.

20 (d) DEFINITIONS.—In this section—

21 (1) the term “active duty month” means, with  
22 respect to an employee of the House of Representa-  
23 tives who is also a member of a Reserve component  
24 of the Armed Forces, any month during which the  
25 employee is not able to perform duties for the office

1 of the employee’s employing authority because the  
2 employee is on active duty under an involuntary mo-  
3 bilization order for a period of more than 30 days;

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

8 (3) the term “total monthly military compensa-  
9 tion” has the meaning given such term in section  
10 910(e)(2) of title 37, United States Code.

11 (e) AUTHORIZATION OF APPROPRIATIONS.—There  
12 are authorized to be appropriated from the applicable ac-  
13 counts of the House of Representatives such sums as may  
14 be necessary for payments under this section.

15 (f) EFFECTIVE DATE.—This section shall apply with  
16 respect to active duty months beginning on or after the  
17 date of the enactment of this Act.

18 **SEC. 3. ENSURING CONSISTENCY WITH CODE OF OFFICIAL**  
19 **CONDUCT.**

20 Clause 8 of rule XXIII of the Rules of the House  
21 of Representatives is amended by adding at the end the  
22 following new paragraph:

23 “(d) Nothing in this clause may be construed to pro-  
24 hibit the disbursement or receipt of any payment author-

1 ized under section 2 of the House Reservists Pay Adjust-  
2 ment Act of 2008.”.

3 **SEC. 4. CLARIFICATION OF ELIGIBILITY OF SURVIVORS**  
4 **FOR HOUSE GRATUITY.**

5 The last undesignated paragraph under the center  
6 heading “House of Representatives” and the center sub-  
7 heading “Contingent Expenses of the House” in the first  
8 section of the Legislative Branch Appropriation Act, 1955  
9 (2 U.S.C. 125), is amended by adding at the end the fol-  
10 lowing: “Nothing in this paragraph may be construed to  
11 prohibit the Chief Administrative Officer from paying a  
12 gratuity to the widow, widower, or heirs-at-law of an em-  
13 ployee of the House who dies during an active duty month  
14 (as defined in section 2(d) of the House Reservists Pay  
15 Adjustment Act of 2008).”.



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