

113TH CONGRESS  
1ST SESSION

# H. R. 237

To amend title 5, United States Code, to reduce the number of civil service positions within the executive branch, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 14, 2013

Mr. MARINO introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To amend title 5, United States Code, to reduce the number of civil service positions within the executive branch, 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 “Federal Hiring Freeze  
5 Act of 2013”.

6 **SEC. 2. REDUCING THE NUMBER OF FEDERAL EMPLOYEES.**

7 Section 3101 of title 5, United States Code, is  
8 amended—

1           (1) by striking “Each Executive agency” and  
2 inserting “(a) IN GENERAL.—Subject to subsection  
3 (b), each Executive agency”; and

4           (2) by adding at the end the following:

5           “(b) REDUCTION IN NUMBER OF EMPLOYEES.—

6           “(1) HIRING FREEZE.—During each fiscal year  
7 which begins after the date of the enactment of this  
8 subsection and for which the Director of the Office  
9 of Management and Budget projects that there will  
10 be a Federal budget deficit, the head of an Execu-  
11 tive agency may not appoint an individual to any po-  
12 sition in the agency, except as otherwise provided in  
13 this subsection.

14           “(2) EXEMPTIONS.—The President may waive  
15 the application of paragraph (1) in any of the fol-  
16 lowing circumstances or for any of the following rea-  
17 sons:

18           “(A) The existence of a state of war or  
19 other vital national security concern.

20           “(B) To make an appointment (including  
21 to a position within the Bureau of Prisons) for  
22 purposes relating to Federal law enforcement.

23           “(C) To carry out a written commitment  
24 made by the Government on or before the date  
25 of the enactment of this subsection.

1           “(D) To make 1 or more appointments in-  
2           volving only the reassignment of personnel with-  
3           in the same agency.

4           “(E) The appointment is to a position  
5           under the Executive Schedule.

6           “(F) The appointment is of a short-term,  
7           seasonal, or intermittent nature and consistent  
8           with the agency’s hiring pattern and personnel  
9           levels of the previous fiscal year.

10          “(G) The appointment is to a position in  
11          the Executive Office of the President and nec-  
12          essary to facilitate the orderly transition and  
13          operation of a new Presidential administration.

14          “(H) The appointment is to a position  
15          within the United States Postal Service or the  
16          Postal Regulatory Commission.

17          “(I) The appointment is to a position with-  
18          in the Federal Aviation Administration as an  
19          air traffic controller.

20          “(3) REPORTS TO CONGRESS.—

21          “(A) IN GENERAL.—Not later than 90  
22          days after the end of each quarter of a fiscal  
23          year, the President shall provide Congress with  
24          a report containing a list of each appointment  
25          approved by the President under this subsection

1 during the quarter, broken down by Executive  
2 agency.

3 “(B) INFORMATION INCLUDED.—The list  
4 contained in a report provided to Congress  
5 under subparagraph (A) shall include a descrip-  
6 tion of the position associated with each ap-  
7 proved appointment, but shall not provide any  
8 information that may be used to identify the in-  
9 dividual appointed to the position.

10 “(C) PUBLIC DISSEMINATION.—The Presi-  
11 dent shall make each report provided to Con-  
12 gress under subparagraph (A) available to the  
13 public by posting the report on the official pub-  
14 lic website of the Executive Office of the Presi-  
15 dent in a searchable, sortable, and download-  
16 able manner.

17 “(4) TERMINATION.—Paragraph (1) shall cease  
18 to apply after the date as of which the Director of  
19 the Office of Management and Budget determines  
20 that a Federal budget deficit no longer exists.”.

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