

114TH CONGRESS
1ST SESSION

H. R. 4138

To authorize the Secretary of Veterans Affairs to recoup relocation expenses paid to or on behalf of employees of the Department of Veterans Affairs.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 1, 2015

Mr. MILLER of Florida (for himself, Mr. BRIDENSTINE, and Mr. COSTELLO of Pennsylvania) introduced the following bill; which was referred to the Committee on Veterans' Affairs, and in addition to the Committee on Oversight and Government Reform, 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 authorize the Secretary of Veterans Affairs to recoup relocation expenses paid to or on behalf of employees of the Department of Veterans Affairs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. AUTHORITY TO RECOUP RELOCATION EX-**
2 **PENSES PAID TO OR ON BEHALF OF EMPLOY-**
3 **EES OF DEPARTMENT OF VETERANS AF-**
4 **FAIRS.**

5 (a) IN GENERAL.—Chapter 7 of title 38, United
6 States Code, is amended by adding at the end the fol-
7 lowing new section:

8 **“§ 715. Recoupment of relocation expenses paid on**
9 **behalf of employees of Department**

10 “(a) RECOUPMENT.—Notwithstanding any other pro-
11 vision of law, the Secretary may direct an employee of the
12 Department to repay the amount, or a portion of the
13 amount, paid to or on behalf of the employee under title
14 5 for relocation expenses, including any expenses under
15 section 5724 or 5724a of such title, or this title if—

16 “(1) the Secretary determines such repayment
17 appropriate pursuant to regulations prescribed under
18 subsection (c); and

19 “(2) before such repayment, the employee is af-
20 farded notice and an opportunity for a hearing con-
21 ducted by another department or agency of the Fed-
22 eral Government.

23 “(b) REVIEW.—A decision regarding a repayment by
24 an employee pursuant to subsection (a)(2) is final and
25 may not be reviewed by any department or agency or any
26 court.

1 “(c) REGULATIONS.—The Secretary shall prescribe
2 regulations to carry out this section.”.

3 (b) CLERICAL AMENDMENT.—The table of sections
4 at the beginning of such chapter is further amended by
5 adding at the end the following new item:

“715. Recoupment of relocation expenses paid to or on behalf of employees of
Department.”.

6 (c) EFFECTIVE DATE.—Section 715 of title 38,
7 United States Code, as added by subsection (a), shall
8 apply with respect to an amount paid by the Secretary
9 of Veterans Affairs to or on behalf of an employee of the
10 Department of Veterans Affairs for relocation expenses
11 before, on, or after the date of the enactment of this Act.

12 (d) CONSTRUCTION.—Nothing in this Act or the
13 amendments made by this Act may be construed to modify
14 the certification issued by the Office of Personnel Manage-
15 ment and the Office of Management and Budget regarding
16 the performance appraisal system of the Senior Executive
17 Service of the Department of Veterans Affairs.

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