

Union Calendar No. 368

114TH CONGRESS
2^D SESSION

H. R. 4392

[Report No. 114-484]

To amend title 5, United States Code, to require that the Office of Personnel Management submit an annual report to Congress relating to the use of official time by Federal employees.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 13, 2016

Mr. ROSS (for himself and Mr. JODY B. HICE of Georgia) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

APRIL 12, 2016

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italics]

[For text of introduced bill, see copy of bill as introduced on January 13, 2016]

A BILL

To amend title 5, United States Code, to require that the Office of Personnel Management submit an annual report to Congress relating to the use of official time by Federal employees.

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. REPORTING REQUIREMENT.**

4 *(a) IN GENERAL.—Section 7131 of title 5, United*
5 *States Code, is amended by adding at the end the following:*

6 *“(e)(1)(A) Not later than March 31 of each calendar*
7 *year, the Office of Personnel Management, in consultation*
8 *with the Office of Management and Budget, shall submit*
9 *to each House of Congress a report on the operation of this*
10 *section during the fiscal year last ending before the start*
11 *of such calendar year.*

12 *“(B) Not later than December 31 of each calendar*
13 *year, each agency (as defined by section 7103(a)(3)) shall*
14 *furnish to the Office of Personnel Management the informa-*
15 *tion which such Office requires, with respect to such agency,*
16 *for purposes of the report which is next due under subpara-*
17 *graph (A).*

18 *“(2) Each report by the Office of Personnel Manage-*
19 *ment under this subsection shall include, with respect to*
20 *the fiscal year described in paragraph (1)(A), at least the*
21 *following information:*

22 *“(A) The total amount of official time granted to*
23 *employees.*

24 *“(B) The average amount of official time ex-*
25 *pended per bargaining unit employee.*

1 “(C) *The specific types of activities or purposes*
2 *for which official time was granted, and the impact*
3 *which the granting of such official time for such ac-*
4 *tivities or purposes had on agency operations.*

5 “(D) *The total number of employees to whom of-*
6 *ficial time was granted, and, of that total, the number*
7 *who were not engaged in any activities or purposes*
8 *except activities or purposes involving the use of offi-*
9 *cial time.*

10 “(E) *The total amount of compensation (includ-*
11 *ing fringe benefits) afforded to employees in connec-*
12 *tion with activities or purposes for which they were*
13 *granted official time.*

14 “(F) *A description of any room or space des-*
15 *ignated at the agency (or its subcomponent) where of-*
16 *ficial time activities will be conducted, including the*
17 *square footage of any such room or space.*

18 “(3) *All information included in a report by the Office*
19 *of Personnel Management under this subsection with respect*
20 *to a fiscal year—*

21 “(A) *shall be shown both agency-by-agency and*
22 *for all agencies; and*

23 “(B) *shall be accompanied by the corresponding*
24 *information (submitted by the Office in its report*
25 *under this subsection) for the fiscal year before the fis-*

1 *cal year to which such report pertains, together with*
2 *appropriate comparisons and analyses.*

3 *“(4) For purposes of this subsection, the term ‘official*
4 *time’ means any period of time, regardless of agency no-*
5 *menclature—*

6 *“(A) which may be granted to an employee*
7 *under this chapter (including a collective bargaining*
8 *agreement entered into under this chapter) to perform*
9 *representational or consultative functions; and*

10 *“(B) during which the employee would otherwise*
11 *be in a duty status.”.*

12 *(b) APPLICABILITY.—The amendment made by sub-*
13 *section (a) shall be effective beginning with the report*
14 *which, under the provisions of such amendment, is first re-*
15 *quired to be submitted by the Office of Personnel Manage-*
16 *ment to each House of Congress by a date which occurs at*
17 *least 6 months after the date of the enactment of this Act.*

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