

114TH CONGRESS  
1ST SESSION

# S. 554

To provide for the compensation of Federal employees affected by a lapse  
in appropriations.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 24, 2015

Mr. CARDIN (for himself, Ms. MIKULSKI, Mr. UDALL, Mr. LEAHY, Mrs. GILLIBRAND, Mr. KAINE, Mrs. BOXER, Mr. BLUMENTHAL, Mr. WARNER, Mr. SANDERS, Mr. CARPER, Mrs. MURRAY, Ms. BALDWIN, and Ms. HIRONO) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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## A BILL

To provide for the compensation of Federal employees  
affected by a lapse in appropriations.

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 Employee Ret-  
5 roactive Pay Fairness Act of 2015”.

6 **SEC. 2. COMPENSATION FOR FEDERAL EMPLOYEES AF-**  
7 **FFECTED BY A LAPSE IN APPROPRIATIONS.**

8 (a) DEFINITIONS.—In this section—

1           (1) the term “covered lapse in appropriations”  
2           means the lapse in appropriations that begins on or  
3           about February 28, 2015; and

4           (2) the term “excepted employee” means an ex-  
5           cepted employee or an employee performing emer-  
6           gency work, as such terms are defined by the Office  
7           of Personnel Management.

8           (b) COMPENSATION FOR EMPLOYEES.—Each Fed-  
9           eral employee furloughed as a result of the covered lapse  
10          in appropriations shall be paid for the period of the lapse  
11          in appropriations, and each excepted employee who is re-  
12          quired to perform work during the covered lapse in appro-  
13          priations shall be paid for such work, at the employee’s  
14          standard rate of pay at the earliest date possible after the  
15          lapse in appropriations ends, regardless of scheduled pay  
16          dates.

17          (c) LEAVE FOR EXCEPTED EMPLOYEES REQUIRED  
18          TO PERFORM WORK.—Notwithstanding subchapter III of  
19          chapter 13 of title 31, United States Code, during the cov-  
20          ered lapse in appropriations, each excepted employee who  
21          is required to perform work shall be entitled to use leave  
22          under chapter 63 of title 5, United States Code, or any  
23          other applicable law governing the use of leave by the ex-  
24          cepted employee, for which compensation shall be paid at

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- 1 the earliest date possible after the lapse in appropriations
- 2 ends, regardless of scheduled pay dates.

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