

***In the Senate of the United States,***

*March 19, 2018.*

*Resolved*, That the bill from the House of Representatives (H.R. 3731) entitled “An Act to provide overtime pay for employees of the United States Secret Service, and for other purposes.”, do pass with the following

**AMENDMENT:**

Strike all after the enacting clause and insert the following:

1 ***SECTION 1. SHORT TITLE.***

2       *This Act may be cited as the “Secret Service Recruit-*  
3 *ment and Retention Act of 2018”.*

4 ***SEC. 2. EXTENSION OF OVERTIME PAY EXCEPTION***

5               ***THROUGH 2018 FOR PROTECTIVE SERVICES.***

6       *(a) AMENDMENTS.—*

7               *(1) IN GENERAL.—Section 2 of the Overtime Pay*  
8 *for Protective Services Act of 2016 (5 U.S.C. 5547*  
9 *note) is amended—*

1           (A) in the section heading, by striking “**IN**  
 2           **2016**” and inserting “**DURING 2016 THROUGH**  
 3           **2018**”;

4           (B) in subsection (a), by striking “2016”  
 5           and inserting “2016, 2017, or 2018”; and

6           (C) in subsection (b), by striking paragraph  
 7           (1) and inserting the following:

8           “(1) *IN GENERAL.*—Notwithstanding any other  
 9           provision of law, including section 5547(a) of title 5,  
 10          United States Code, and only to the extent that an  
 11          appropriation is provided specifically in an appro-  
 12          priations Act for premium pay in excess of the an-  
 13          nual equivalent of the limitation on the rate of pay  
 14          contained in section 5547(a), any covered employee  
 15          may receive premium pay during 2016, 2017, and  
 16          2018, to the extent provided under section 118 of the  
 17          Treasury and General Government Appropriations  
 18          Act, 2001 (5 U.S.C. 5547 note).”.

19          (2) *CLARIFYING PROVISION.*—Section 118 of the  
 20          Treasury and General Government Appropriations  
 21          Act, 2001 (5 U.S.C. 5547 note) is amended, in the  
 22          first sentence, by inserting “or 3056A” after “section  
 23          3056(a)”.

1       (b) *EFFECTIVE DATE.*—*The amendments made by sub-*  
2 *section (a) shall take effect as if enacted on December 31,*  
3 *2016.*

4       (c) *REPORT ON EXTENSIONS.*—*Not later than Janu-*  
5 *ary 30, 2018, and January 30, 2019, the Director of the*  
6 *Secret Service shall submit to the Committee on Homeland*  
7 *Security and the Committee on Oversight and Government*  
8 *Reform of the House of Representatives and the Committee*  
9 *on Homeland Security and Governmental Affairs of the*  
10 *Senate a report on the effects of the amendment made by*  
11 *subsection (a)(2). The report shall include, with respect to*  
12 *the previous calendar year—*

13               (1) *the total number of United States Secret*  
14 *Service personnel receiving premium pay above the*  
15 *premium pay limitation in subsection (a) of section*  
16 *5547 of title 5, United States Code;*

17               (2) *the total amount of premium pay for that*  
18 *calendar year paid to United States Secret Service*  
19 *personnel above the premium pay limitation in such*  
20 *subsection;*

21               (3) *the mean and median amount of premium*  
22 *pay paid to United States Secret Service personnel*  
23 *above the premium pay limitation in such subsection;*

24               (4) *the greatest amount paid to United States*  
25 *Secret Service personnel above the premium pay limi-*

1        *tation in such subsection and the number of employ-*  
2        *ees who received that amount;*

3            *(5) notwithstanding the amendments made by*  
4        *subsection (a), the total number of United States Se-*  
5        *cret Service personnel who were not fully compensated*  
6        *for service because of the premium pay earnings limi-*  
7        *tation in section 118 of the Treasury and General*  
8        *Government Appropriations Act, 2001 (5 U.S.C. 5547*  
9        *note);*

10          *(6) the total amount of premium pay United*  
11        *States Secret Service personnel would have been paid*  
12        *but for the premium pay earnings limitation in such*  
13        *section; and*

14          *(7) a list of United States Secret Service per-*  
15        *sonnel who, within the calendar year, received pre-*  
16        *mium pay above the premium pay limitation in sub-*  
17        *section (a) of section 5547 of title 5, United States*  
18        *Code, and separated from the agency, including the*  
19        *type of separation in each case.*

20    **SEC. 3. REPORT OF THE COMPTROLLER GENERAL OF THE**  
21                    **UNITED STATES.**

22        *Not later than 1 year after the effective date of this*  
23        *section, the Comptroller General of the United States shall*  
24        *complete a study and submit to the Committee on the Judi-*  
25        *ciary of the House of Representatives, the Committee on the*

1 *Judiciary of the Senate, the Committee on Oversight and*  
2 *Government Reform of the House of Representatives, and*  
3 *the Committee on Homeland Security and Governmental*  
4 *Affairs of the Senate a report on the extent of the progress*  
5 *made by the United States Secret Service in implementing*  
6 *the recommendations of the United States Secret Service*  
7 *Protective Mission Panel, including in particular those*  
8 *items pertaining to training and personnel enumerated in*  
9 *the Executive Summary to Report from the United States*  
10 *Secret Service Protective Mission Panel to the Secretary of*  
11 *Homeland Security dated December 15, 2014.*

Attest:

*Secretary.*

115<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H.R. 3731**

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**AMENDMENT**