

S. CON. RES. 33

CONCURRENT RESOLUTION

1 *Resolved by the Senate (the House of Representatives*
2 *concurring)*, That in the enrollment of the bill H.R. 195,
3 the Clerk of the House of Representatives shall make the
4 following corrections:

5 (1) Insert before section 1 the following:

6 **“DIVISION A—FEDERAL REG-**
7 **ISTER PRINTING SAVINGS**
8 **ACT OF 2017”.**

9 (2) In section 1, strike “Act” and insert “divi-
10 sion”.

11 (3) Insert before section 2002 the following:

12 “SEC. 154 (a) Employees furloughed as a result of
13 any lapse in appropriations which begins on or about Jan-
14 uary 20, 2018, shall be compensated at their standard
15 rate of compensation, for the period of such lapse in ap-
16 propriations, as soon as practicable after such lapse in ap-
17 propriations ends.

18 “(b) For purposes of this section, ‘employee’ means:

19 “(1) a Federal employee;

1 “(2) an employee of the District of Columbia
2 Courts;

3 “(3) an employee of the Public Defender Serv-
4 ice for the District of Columbia; or

5 “(4) a District of Columbia Government em-
6 ployee.

7 “(c) All obligations incurred in anticipation of the ap-
8 propriations made and authority granted by this division
9 for the purposes of maintaining the essential level of activ-
10 ity to protect life and property and bringing about orderly
11 termination of Government functions, and for purposes as
12 otherwise authorized by law, are hereby ratified and ap-
13 proved if otherwise in accord with the provisions of this
14 division.

15 “SEC. 155. (a) If a State (or another Federal grant-
16 ee) used State funds (or the grantee’s non-Federal funds)
17 to continue carrying out a Federal program or furloughed
18 State employees (or the grantee’s employees) whose com-
19 pensation is advanced or reimbursed in whole or in part
20 by the Federal Government—

21 “(1) such furloughed employees shall be com-
22 pensated at their standard rate of compensation for
23 such period;

24 “(2) the State (or such other grantee) shall be
25 reimbursed for expenses that would have been paid

1 by the Federal Government during such period had
2 appropriations been available, including the cost of
3 compensating such furloughed employees, together
4 with interest thereon calculated under section
5 6503(d) of title 31, United States Code; and

6 “(3) the State (or such other grantee) may use
7 funds available to the State (or the grantee) under
8 such Federal program to reimburse such State (or
9 the grantee), together with interest thereon cal-
10 culated under section 6503(d) of title 31, United
11 States Code.

12 “(b) For purposes of this section, the term ‘State’
13 and the term ‘grantee’ shall have the meaning as such
14 term is defined under the applicable Federal program
15 under subsection (a). In addition, ‘to continue carrying
16 out a Federal program’ means the continued performance
17 by a State or other Federal grantee, during the period
18 of a lapse in appropriations, of a Federal program that
19 the State or such other grantee had been carrying out
20 prior to the period of the lapse in appropriations.

21 “(c) The authority under this section applies with re-
22 spect to any period in fiscal year 2018 (not limited to peri-
23 ods beginning or ending after the date of the enactment
24 of this division) during which there occurs a lapse in ap-
25 propriations with respect to any department or agency of

1 the Federal Government which, but for such lapse in ap-
2 propriations, would have paid, or made reimbursement re-
3 lating to, any of the expenses referred to in this section
4 with respect to the program involved. Payments and reim-
5 bursements under this authority shall be made only to the
6 extent and in amounts provided in advance in appropria-
7 tions Acts.”.

8 (4) Insert after section 2002 the following:

9 “SEC. 2003. For the purposes of division D of Public
10 Law 115–56, the time covered by such division shall be
11 considered to include the period which began on or about
12 January 20, 2018, during which there occurred a lapse
13 in appropriations.”.

14 (5) Amend the title so as to read: “Making fur-
15 ther continuing appropriations for the fiscal year
16 ending September 30, 2018, and for other pur-
17 poses”.

Passed the Senate January 22, 2018.

Attest:

Secretary.

115TH CONGRESS
2^D SESSION

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Providing for a correction in the enrollment of H.R.
195.