

116TH CONGRESS  
1ST SESSION

# H. R. 760

To permit Federal employees to obtain employment outside the Federal Government during a Government shutdown, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 24, 2019

Mr. BERA introduced the following bill; which was referred to the Committee on Oversight and Reform

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## A BILL

To permit Federal employees to obtain employment outside the Federal Government during a Government shutdown, and for other purposes.

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 “Protect Unpaid Fed-  
5       eral Workers Act”.

6       **SEC. 2. EMPLOYMENT DURING A GOVERNMENT SHUT-**  
7       **DOWN.**

8       (a) OUTSIDE EMPLOYMENT PERMITTED.—

9               (1) IN GENERAL.—Notwithstanding any other  
10       law, rule, or regulation, and subject to paragraph

1 (3), during any lapse in appropriations beginning on  
2 or after December 22, 2018, any Federal employee  
3 of an agency with respect to which appropriations  
4 have lapsed and who is furloughed or excepted from  
5 furlough and working without pay may, during such  
6 lapse, seek and obtain employment outside the Fed-  
7 eral Government.

8 (2) PRIOR APPROVAL NOT REQUIRED.—An em-  
9 ployee subject to this subsection may seek and ob-  
10 tain such employment without prior approval from  
11 the employee’s employing agency.

12 (3) LIMITATIONS.—This subsection shall not be  
13 construed to waive any restrictions or requirement  
14 with respect to conflicts of interest, including section  
15 208 of title 18, United States Code, or part 2635 of  
16 title 5, Code of Federal Regulations.

17 (b) BACKPAY.—Any compensation received by an em-  
18 ployee by operation of subsection (a) shall not be taken  
19 into account for purposes of determining the amount of  
20 backpay such employee is entitled to under section 1341(c)  
21 of title 31, United States Code.

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