An Act

To amend title 38, United States Code, to modify the limitation on pay for certain
high-level employees and officers of the Department of Veterans Affairs.

Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,

SECTION 1. MODIFICATION OF PAY LIMITATION FOR CERTAIN HIGH-
LEVEL EMPLOYEES AND OFFICERS OF THE DEPARTMENT OF VETERANS AFFAIRS.

(a) MODIFICATION.—Section 7404(d) of title 38, United States
Code, is amended by inserting “and except for individuals appointed
under sections 7401(4) and 7306 of this title,” after “section 7457
of this title.”,

(b) WAIVERS.—

(1) IN GENERAL.—The Secretary of Veterans Affairs may
waive the limitation described in section 7404(d) of such title,
as in effect on the day before the date of the enactment of
this Act, on the amount of basic pay payable to individuals
appointed under sections 7401(4) or 7306 of such title for basic
payable during the period—

(A) beginning on November 1, 2010; and

(B) ending on the day before the date of the enactment
of this Act.

(2) FORM.—The Secretary shall prescribe the form for
requesting a waiver under paragraph (1).

(3) TREATMENT OF WAIVER.—A decision not to grant a
waiver under paragraph (1) shall not be treated as an adverse
action and is not subject to further appeal, third-party review, or judicial review.

Approved July 2, 2020.