

MAY 22 2013

Carla McCaskill

zp

AMENDMENT NO. _____ Calendar No. _____

Purpose: To prohibit performance awards in the Senior Executive Service during sequestration periods.

IN THE

AMENDMENT N^o 1076^s

By McCaskill

To: _____

Referr S. 954

2
Page(s)

GPO: 2012 77-320 (mac)

AMENDMENT intended to be proposed by Mrs. McCaskill (for herself, Mr. COBURN, and Mr. JOINSON of Wisconsin)

Viz:

1 At the end of subtitle C of title XII, add the fol-
2 lowing:

3 **SEC. 12213. PROHIBITION ON PERFORMANCE AWARDS IN**
4 **THE SENIOR EXECUTIVE SERVICE.**

5 (a) DEFINITIONS.—In this section—

6 (1) the terms “agency” and “career appointee”
7 have the meanings given such terms in section 5381
8 of title 5, United States Code; and

9 (2) the term “sequestration period” means a
10 period—

11 (A) beginning on the later of—

1 (i) the date on which a sequestration
2 order is issued under section 251 or 251A
3 of the Balanced Budget and Emergency
4 Deficit Control Act (2 U.S.C. 901 and
5 901a); and

6 (ii) the first day of the fiscal year to
7 which the sequestration order applies; and

8 (B) ending on the last day of the fiscal
9 year to which the sequestration order applies.

10 (b) PROHIBITION.—Notwithstanding any other provi-
11 sion of law, an agency may not pay a performance award
12 under section 5384 of title 5, United States Code, to a
13 career appointee—

14 (1) during a sequestration period; or

15 (2) that relates to any period of service per-
16 formed during a fiscal year during which a seques-
17 tration order under section 251 or 251A of the Bal-
18 anced Budget and Emergency Deficit Control Act (2
19 U.S.C. 901 and 901a) is in effect.