

114TH CONGRESS
1ST SESSION

H. R. 1032

To withhold the pay of Members of Congress in the event of a shutdown of the Department of Homeland Security.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 24, 2015

Mr. ASHFORD (for himself, Mr. PETERS, Ms. GRAHAM, and Mr. BERA) introduced the following bill; which was referred to the Committee on House Administration

A BILL

To withhold the pay of Members of Congress in the event of a shutdown of the Department of Homeland Security.

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 “No Homeland Secu-
5 rity, No Pay Act”.

6 **SEC. 2. WITHHOLDING MEMBER PAY IN EVENT OF SHUT-**
7 **DOWN OF DEPARTMENT OF HOMELAND SE-**
8 **CURITY.**

9 (a) **HOLDING SALARIES IN ESCROW.**—If on any day
10 during the One Hundred Fourteenth Congress a shutdown

1 of the Department of Homeland Security is in effect, the
2 payroll administrator of that House of Congress shall—

3 (1) withhold from the payments otherwise re-
4 quired to be made with respect to a pay period for
5 the compensation of each Member of Congress who
6 serves in that House of Congress an amount equal
7 to the product of—

8 (A) an amount equal to one day's worth of
9 pay under the annual rate of pay applicable to
10 the Member under section 601(a) of the Legis-
11 lative Reorganization Act of 1946 (2 U.S.C.
12 4501), and

13 (B) the number of 24-hour periods during
14 which the shutdown is in effect which occur
15 during the pay period; and

16 (2) deposit in an escrow account all amounts
17 withheld under paragraph (1).

18 (b) RELEASE OF AMOUNTS AT END OF THE CON-
19 GRESS.—In order to ensure that this section is carried out
20 in a manner that shall not vary the compensation of Sen-
21 ators or Representatives in violation of the twenty-seventh
22 article of amendment to the Constitution of the United
23 States, the payroll administrator of a House of Congress
24 shall release for payments to Members of that House of
25 Congress any amounts remaining in any escrow account

1 under this section on the last day of the One Hundred
2 Fourteenth Congress.

3 (c) **ROLE OF SECRETARY OF THE TREASURY.**—The
4 Secretary of the Treasury shall provide the payroll admin-
5 istrators of the Houses of Congress with such assistance
6 as may be necessary to enable the payroll administrators
7 to carry out this section.

8 (d) **PAYROLL ADMINISTRATOR DEFINED.**—In this
9 section, the “payroll administrator” of a House of Con-
10 gress means—

11 (1) in the case of the House of Representatives,
12 the Chief Administrative Officer of the House of
13 Representatives, or an employee of the Office of the
14 Chief Administrative Officer who is designated by
15 the Chief Administrative Officer to carry out this
16 section; and

17 (2) in the case of the Senate, the Secretary of
18 the Senate, or an employee of the Office of the Sec-
19 retary of the Senate who is designated by the Sec-
20 retary to carry out this section.

21 **SEC. 3. DETERMINATION OF SHUTDOWN.**

22 For purposes of this Act, a shutdown of the Depart-
23 ment of Homeland Security shall be considered to be in
24 effect if there is a lapse in appropriations for the Depart-

1 ment as a result of a failure to enact a regular appropria-
2 tions bill or continuing resolution.

3 **SEC. 4. MEMBER OF CONGRESS DEFINED.**

4 In this Act, the term “Member of Congress” means
5 an individual serving in a position under subparagraph
6 (A), (B), or (C) of section 601(a) of the Legislative Reor-
7 ganization Act of 1946 (2 U.S.C. 4501).

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