

116TH CONGRESS
1ST SESSION

S. 1436

To make technical corrections to the computation of average pay under
Public Law 110–279.

IN THE SENATE OF THE UNITED STATES

MAY 13, 2019

Mr. SCHUMER (for Mr. BROWN (for himself, Ms. KLOBUCHAR, and Mr. BLUNT)) introduced the following bill; which was read twice, considered, read the third time, and passed

A BILL

To make technical corrections to the computation of average
pay under Public Law 110–279.

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. TECHNICAL CORRECTIONS TO COMPUTATION**

4 **OF AVERAGE PAY UNDER PUBLIC LAW 110–**
5 **279.**

6 (a) IN GENERAL.—Section 1(c)(2)(A) of Public Law
7 110–279 (2 U.S.C. 2051(c)(2)(A)) is amended—

8 (1) by striking “For purposes of” and all that
9 follows through “(i) any period” and inserting the
10 following:

1 “(i) TREATMENT OF SERVICE.—For
2 purposes of chapters 83, 84, and 87 of
3 title 5, United States Code, any period”;

4 (2) in clause (i), by striking “; and” and insert-
5 ing a period; and

6 (3) in clause (ii)—

7 (A) by inserting “TREATMENT OF PAY.—
8 For purposes of chapter 87 of title 5, United
9 States Code,” before “the rate of basic pay”;
10 and

11 (B) by striking “the covered” and insert-
12 ing “a covered”.

13 (b) REGULATIONS.—

14 (1) IN GENERAL.—The Director of the Office of
15 Personnel Management shall promulgate regulations
16 to carry out this section.

17 (2) EFFECTIVE DATE.—The regulations pro-
18 mulgated under paragraph (1) shall take effect not
19 later than 180 days after the date of enactment of
20 this Act.

21 (c) APPLICABILITY OF AMENDMENTS.—

22 (1) DEFINITIONS.—In this subsection, the
23 terms “contractor”, “covered individual”, and “food
24 services contract” have the meanings given those

1 terms in section 1(a) of Public Law 110–279 (2
2 U.S.C. 2051(a)).

3 (2) APPLICABILITY.—The amendments made
4 by this section shall apply with respect to—

5 (A) a covered individual who separates
6 from service as an employee of a contractor per-
7 forming services under the food services con-
8 tract before, on, or after the date of enactment
9 of this Act; and

10 (B) each payment to a covered individual
11 under chapter 83 or 84 of title 5, United States
12 Code, made on or after the effective date of the
13 regulations promulgated under subsection (b).

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