

AMENDMENT NO. _____ Calendar No. _____

Purpose: To improve the bill.

IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.

S. 2119

To amend title 5, United States Code, to appropriately limit the authority to award bonuses to Federal employees.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Ms. SINEMA

Viz:

1 Strike section 4531(c)(1) of title 5, United States
2 Code, as added by section 2(a) of the bill, and insert the
3 following:

4 “(1) IN GENERAL.—For a bonus awarded to an
5 employee after the date of enactment of this section,
6 the head of the agency employing the employee may
7 issue an order directing the employee to repay the
8 amount, or a portion of, the bonus if—

9 “(A) the head of the agency determines
10 that—

11 “(i) the employee engaged in conduct
12 resulting in an adverse finding with respect

1 to the employee before the award of the
2 bonus; and

3 “(ii) the bonus would not have been
4 awarded, in whole or in part, if the con-
5 duct described in clause (i) had been
6 known before the award;

7 “(B) before that order takes effect, the
8 employee is afforded—

9 “(i) notice of the proposed order; and

10 “(ii) an opportunity to respond to the
11 proposed order not later than 10 business
12 days after the date on which the employee
13 receives the notice provided under clause
14 (i); and

15 “(C) the head of the agency issues the
16 order—

17 “(i) in the case of a proposed order to
18 which the employee responds under sub-
19 paragraph (B)(ii), not later than 5 busi-
20 ness days after the date on which the head
21 of the agency receives that response; or

22 “(ii) in the case of a proposed order
23 to which the employee does not respond,
24 not later than 15 business days after the
25 date on which the head of the agency pro-

1 vides the notice required under subpara-
2 graph (B)(i).