

In the Senate of the United States,

December 10 (legislative day, December 9), 2016.

Resolved, That the bill from the House of Representatives (H.R. 6302) entitled “An Act to provide an increase in premium pay for United States Secret Service agents performing protective services during 2016, and for other purposes.”, do pass with the following

AMENDMENTS:

Strike all after the enacting clause and insert the following:

1 ***SECTION 1. SHORT TITLE.***

2 *This Act may be cited as the “Overtime Pay for Protec-*
3 *tive Services Act of 2016”.*

4 ***SEC. 2. PREMIUM PAY EXCEPTION IN 2016 FOR PROTECTIVE***
5 ***SERVICES.***

6 *(a) DEFINITION.—In this section, the term “covered*
7 *employee” means any officer, employee, or agent employed*
8 *by the United States Secret Service who performs protective*

1 *services for an individual or event protected by the United*
2 *States Secret Service during 2016.*

3 *(b) EXCEPTION TO THE LIMITATION ON PREMIUM PAY*
4 *FOR PROTECTIVE SERVICES.—*

5 *(1) IN GENERAL.—Notwithstanding any other*
6 *provision of law, during 2016, section 5547(a) of title*
7 *5, United States Code, shall not apply to any covered*
8 *employee to the extent that its application would pre-*
9 *vent a covered employee from receiving premium pay,*
10 *as provided under the amendment made by para-*
11 *graph (2).*

12 *(2) TECHNICAL AND CONFORMING AMEND-*
13 *MENT.—Section 118 of the Treasury and General*
14 *Government Appropriations Act, 2001 (as enacted*
15 *into law by section 1(3) of Public Law 106–554; 114*
16 *Stat. 2763A–134) is amended, in the first sentence, by*
17 *inserting “or, if the employee qualifies for an excep-*
18 *tion to such limitation under section 2(b)(1) of the*
19 *Overtime Pay for Protective Services Act of 2016, to*
20 *the extent that such aggregate amount would exceed*
21 *the rate of basic pay payable for a position at level*
22 *II of the Executive Schedule under section 5313 of*
23 *title 5, United States Code” after “of that limita-*
24 *tion”.*

1 (c) *TREATMENT OF ADDITIONAL PAY.*—If subsection
2 (b) results in the payment of additional premium pay to
3 a covered employee of a type that is normally creditable
4 as basic pay for retirement or any other purpose, that addi-
5 tional pay shall not—

6 (1) be considered to be basic pay of the covered
7 employee for any purpose; or

8 (2) be used in computing a lump-sum payment
9 to the covered employee for accumulated and accrued
10 annual leave under section 5551 or section 5552 of
11 title 5, United States Code.

12 (d) *AGGREGATE LIMIT.*—With respect to the applica-
13 tion of section 5307 of title 5, United States Code, the pay-
14 ment of any additional premium pay to a covered employee
15 as a result of subsection (b) shall not be counted as part
16 of the aggregate compensation of the covered employee.

17 (e) *EFFECTIVE DATE.*—This section and the amend-
18 ments made by this section shall take effect as if enacted
19 on December 31, 2015.

Amend the title so as to read: “An Act to provide an increase in premium pay for protective services during 2016, and for other purposes.”.

Attest:

Secretary.

114TH CONGRESS
2^D SESSION

H.R. 6302

AMENDMENTS