

114TH CONGRESS  
2D SESSION

# H. R. 4392

To amend title 5, United States Code, to require that the Office of Personnel Management submit an annual report to Congress relating to the use of official time by Federal employees.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 13, 2016

Mr. ROSS (for himself and Mr. JODY B. HICE of Georgia) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To amend title 5, United States Code, to require that the Office of Personnel Management submit an annual report to Congress relating to the use of official time by Federal employees.

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. REPORTING REQUIREMENT.**

4       (a) IN GENERAL.—Section 7131 of title 5, United  
5 States Code, is amended by adding at the end the fol-  
6 lowing:

7       “(e)(1)(A) Not later than March 31 of each calendar  
8 year, the Office of Personnel Management, in consultation

1 with the Office of Management and Budget, shall submit  
2 to each House of Congress a report on the operation of  
3 this section during the fiscal year last ending before the  
4 start of such calendar year.

5 “(B) Not later than December 31 of each calendar  
6 year, each agency (as defined by section 7103(a)(3)) shall  
7 furnish to the Office of Personnel Management the infor-  
8 mation which such Office requires, with respect to such  
9 agency, for purposes of the report which is next due under  
10 subparagraph (A).

11 “(2) Each report by the Office of Personnel Manage-  
12 ment under this subsection shall include, with respect to  
13 the fiscal year described in paragraph (1)(A), at least the  
14 following information:

15 “(A) The total amount of official time granted  
16 to employees.

17 “(B) The average amount of official time ex-  
18 pended per bargaining unit employee.

19 “(C) The specific types of activities or purposes  
20 for which official time was granted, and the impact  
21 which the granting of such official time for such ac-  
22 tivities or purposes had on agency operations.

23 “(D) The total number of employees to whom  
24 official time was granted, and, of that total, the  
25 number who were not engaged in any activities or

1 purposes except activities or purposes involving the  
2 use of official time.

3 “(E) The total amount of compensation (includ-  
4 ing fringe benefits) afforded to employees in connec-  
5 tion with activities or purposes for which they were  
6 granted official time.

7 “(3) All information included in a report by the Of-  
8 fice of Personnel Management under this subsection with  
9 respect to a fiscal year—

10 “(A) shall be shown both agency-by-agency and  
11 for all agencies; and

12 “(B) shall be accompanied by the corresponding  
13 information (submitted by the Office in its report  
14 under this subsection) for the fiscal year before the  
15 fiscal year to which such report pertains, together  
16 with appropriate comparisons and analyses.

17 “(4) For purposes of this subsection, the term ‘offi-  
18 cial time’ means any period of time, regardless of agency  
19 nomenclature—

20 “(A) which may be granted to an employee  
21 under this chapter (including a collective bargaining  
22 agreement entered into under this chapter) to per-  
23 form representational or consultative functions; and

24 “(B) during which the employee would other-  
25 wise be in a duty status.”.

1           (b) APPLICABILITY.—The amendment made by sub-  
2 section (a) shall be effective beginning with the report  
3 which, under the provisions of such amendment, is first  
4 required to be submitted by the Office of Personnel Man-  
5 agement to each House of Congress by a date which oc-  
6 curs at least 6 months after the date of the enactment  
7 of this Act.

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