

AMENDMENT NO. _____ Calendar No. _____

Purpose: To provide that Members of Congress may not receive pay after October 1 of any fiscal year in which Congress has not approved a concurrent resolution on the budget and passed the regular appropriations bills.

IN THE SENATE OF THE UNITED STATES—113th Cong., 2d Sess.

H. R. 4660

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2015, and for other purposes.

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 Mr. HELLER

Viz:

1 At the appropriate place, insert the following:

2 **SEC. ____ . NO BUDGET, NO PAY.**

3 (a) DEFINITION.—In this section, the term “Member
4 of Congress”—

5 (1) has the meaning given under section 2106
6 of title 5, United States Code; and

7 (2) does not include the Vice President.

8 (b) TIMELY APPROVAL OF CONCURRENT RESOLU-
9 TION ON THE BUDGET AND THE APPROPRIATIONS
10 BILLS.—If both Houses of Congress have not approved

1 a concurrent resolution on the budget as described under
2 section 301 of the Congressional Budget and Impound-
3 ment Control Act of 1974 (2 U.S.C. 632) for a fiscal year
4 before October 1 of that fiscal year and have not passed
5 all the regular appropriations bills for the next fiscal year
6 before October 1 of that fiscal year, the pay of each Mem-
7 ber of Congress may not be paid for each day following
8 that October 1 until the date on which both Houses of
9 Congress approve a concurrent resolution on the budget
10 for that fiscal year and all the regular appropriations bills.

11 (c) NO PAY WITHOUT CONCURRENT RESOLUTION
12 ON THE BUDGET AND THE APPROPRIATIONS BILLS.—

13 (1) IN GENERAL.—Notwithstanding any other
14 provision of law, no funds may be appropriated or
15 otherwise be made available from the United States
16 Treasury for the pay of any Member of Congress
17 during any period determined by the Chairpersons of
18 the Committee on the Budget and the Committee on
19 Appropriations of the Senate or the Chairpersons of
20 the Committee on the Budget and the Committee on
21 Appropriations of the House of Representatives
22 under subsection (d).

23 (2) NO RETROACTIVE PAY.—A Member of Con-
24 gress may not receive pay for any period determined
25 by the Chairpersons of the Committee on the Budget

1 and the Committee on Appropriations of the Senate
2 or the Chairpersons of the Committee on the Budget
3 and the Committee on Appropriations of the House
4 of Representatives under subsection (d), at any time
5 after the end of that period.

6 (d) DETERMINATIONS.—

7 (1) SENATE.—

8 (A) REQUEST FOR CERTIFICATIONS.—On
9 October 1 of each year, the Secretary of the
10 Senate shall submit a request to the Chair-
11 persons of the Committee on the Budget and
12 the Committee on Appropriations of the Senate
13 for certification of determinations made under
14 subparagraph (B) (i) and (ii).

15 (B) DETERMINATIONS.—The Chairpersons
16 of the Committee on the Budget and the Com-
17 mittee on Appropriations of the Senate shall—

18 (i) on October 1 of each year, make a
19 determination of whether Congress is in
20 compliance with subsection (b) and wheth-
21 er Senators may not be paid under that
22 subsection;

23 (ii) determine the period of days fol-
24 lowing each October 1 that Senators may
25 not be paid under subsection (b); and

1 (iii) provide timely certification of the
2 determinations under clauses (i) and (ii)
3 upon the request of the Secretary of the
4 Senate.

5 (2) HOUSE OF REPRESENTATIVES.—

6 (A) REQUEST FOR CERTIFICATIONS.—On
7 October 1 of each year, the Chief Administra-
8 tive Officer of the House of Representatives
9 shall submit a request to the Chairpersons of
10 the Committee on the Budget and the Com-
11 mittee on Appropriations of the House of Rep-
12 resentatives for certification of determinations
13 made under subparagraph (B) (i) and (ii).

14 (B) DETERMINATIONS.—The Chairpersons
15 of the Committee on the Budget and the Com-
16 mittee on Appropriations of the House of Rep-
17 resentatives shall—

18 (i) on October 1 of each year, make a
19 determination of whether Congress is in
20 compliance with subsection (b) and wheth-
21 er Members of the House of Representa-
22 tives may not be paid under that sub-
23 section;

24 (ii) determine the period of days fol-
25 lowing each October 1 that Members of the

1 House of Representatives may not be paid
2 under subsection (b); and

3 (iii) provide timely certification of the
4 determinations under clauses (i) and (ii)
5 upon the request of the Chief Administra-
6 tive Officer of the House of Representa-
7 tives.

8 (e) EFFECTIVE DATE.—This section shall take effect
9 on February 1, 2015.