

115TH CONGRESS
2D SESSION

S. CON. RES. 33

Providing for a correction in the enrollment of H.R. 195.

IN THE SENATE OF THE UNITED STATES

JANUARY 22, 2018

Mr. COCHRAN submitted the following concurrent resolution; which was considered and agreed to

CONCURRENT RESOLUTION

Providing for a correction in the enrollment of H.R. 195.

1 *Resolved by the Senate (the House of Representatives*
2 *concurring)*, That in the enrollment of the bill H.R. 195,
3 the Clerk of the House of Representatives shall make the
4 following corrections:

5 (1) Insert before section 1 the following:

6 **“DIVISION A—FEDERAL REG-**
7 **ISTER PRINTING SAVINGS**
8 **ACT OF 2017”.**

9 (2) In section 1, strike “Act” and insert “divi-
10 sion”.

11 (3) Insert before section 2002 the following:

1 “SEC. 154 (a) Employees furloughed as a result of
2 any lapse in appropriations which begins on or about Jan-
3 uary 20, 2018, shall be compensated at their standard
4 rate of compensation, for the period of such lapse in ap-
5 propriations, as soon as practicable after such lapse in ap-
6 propriations ends.

7 “(b) For purposes of this section, ‘employee’ means:

8 “(1) a Federal employee;

9 “(2) an employee of the District of Columbia
10 Courts;

11 “(3) an employee of the Public Defender Serv-
12 ice for the District of Columbia; or

13 “(4) a District of Columbia Government em-
14 ployee.

15 “(c) All obligations incurred in anticipation of the ap-
16 propriations made and authority granted by this division
17 for the purposes of maintaining the essential level of activ-
18 ity to protect life and property and bringing about orderly
19 termination of Government functions, and for purposes as
20 otherwise authorized by law, are hereby ratified and ap-
21 proved if otherwise in accord with the provisions of this
22 division.

23 “SEC. 155. (a) If a State (or another Federal grant-
24 ee) used State funds (or the grantee’s non-Federal funds)
25 to continue carrying out a Federal program or furloughed

1 State employees (or the grantee’s employees) whose com-
2 pensation is advanced or reimbursed in whole or in part
3 by the Federal Government—

4 “(1) such furloughed employees shall be com-
5 pensated at their standard rate of compensation for
6 such period;

7 “(2) the State (or such other grantee) shall be
8 reimbursed for expenses that would have been paid
9 by the Federal Government during such period had
10 appropriations been available, including the cost of
11 compensating such furloughed employees, together
12 with interest thereon calculated under section
13 6503(d) of title 31, United States Code; and

14 “(3) the State (or such other grantee) may use
15 funds available to the State (or the grantee) under
16 such Federal program to reimburse such State (or
17 the grantee), together with interest thereon cal-
18 culated under section 6503(d) of title 31, United
19 States Code.

20 “(b) For purposes of this section, the term ‘State’
21 and the term ‘grantee’ shall have the meaning as such
22 term is defined under the applicable Federal program
23 under subsection (a). In addition, ‘to continue carrying
24 out a Federal program’ means the continued performance
25 by a State or other Federal grantee, during the period

1 of a lapse in appropriations, of a Federal program that
2 the State or such other grantee had been carrying out
3 prior to the period of the lapse in appropriations.

4 “(c) The authority under this section applies with re-
5 spect to any period in fiscal year 2018 (not limited to peri-
6 ods beginning or ending after the date of the enactment
7 of this division) during which there occurs a lapse in ap-
8 propriations with respect to any department or agency of
9 the Federal Government which, but for such lapse in ap-
10 propriations, would have paid, or made reimbursement re-
11 lating to, any of the expenses referred to in this section
12 with respect to the program involved. Payments and reim-
13 bursements under this authority shall be made only to the
14 extent and in amounts provided in advance in appropria-
15 tions Acts.”.

16 (4) Insert after section 2002 the following:

17 “SEC. 2003. For the purposes of division D of Public
18 Law 115–56, the time covered by such division shall be
19 considered to include the period which began on or about
20 January 20, 2018, during which there occurred a lapse
21 in appropriations.”.

22 (5) Amend the title so as to read: “Making fur-
23 ther continuing appropriations for the fiscal year

1 ending September 30, 2018, and for other pur-
2 poses”.

○