Office of Personnel Management § 550.1305

§ 550.1305 Treatment as basic pay.

(a) The sum of pay for nonovertime hours that are part of a firefighter’s regular tour of duty (as computed under §550.1303) and the straight-time portion of overtime pay for hours in a firefighter’s regular tour of duty is treated as basic pay only for the following purposes:

(1) Retirement deductions and benefits under chapters 83 and 84 of title 5, United States Code;

(2) Life insurance premiums and benefits under chapter 87 of title 5, United States Code;

(3) Severance pay under section 5595 of title 5, United States Code;

(4) Cost-of-living allowances and post differentials under section 5941 of title 5, United States Code; and

(5) Advances in pay under section 5524a of title 5, United States Code.

(b) The straight-time portion of overtime pay for hours in a firefighter’s regular tour of duty is derived by multiplying the applicable firefighter hourly rate of basic pay computed under §550.1303(a) and (b)(2) by the number of overtime hours in the firefighter’s regular tour of duty.

(c) Pay for any nonovertime hours outside a firefighter’s regular tour of duty is computed using the firefighter hourly rate of basic pay as provided in §550.1303(a) and (b)(2), but that pay is not considered basic pay for any purpose, except in applying §§550.105 and 550.106.

(d) For firefighters compensated under §550.1303(b), pay for nonovertime hours within the regular tour of duty, but outside the basic 40-hour workweek, is basic pay only for the purposes listed in paragraph (a) of this section and for the purpose of applying §410.402(b)(6) of this chapter and §§550.105 and 550.106.

(e) Locality pay under 5 U.S.C. 5304 is basic pay for firefighters only to the extent provided in this subpart, §531.610 of this chapter, or other specific provision of law.