Public Law 98-224
98th Congress

An Act

To make certain miscellaneous changes in laws relating to the civil service.

Mar. 2, 1984
[H.R. 4336]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Civil Service Miscellaneous Amendments Act of 1983.
5 USC 1101 note.

SHORT TITLE

SECTION 1. This Act may be cited as the "Civil Service Miscellaneous Amendments Act of 1983".

REAPPOINTMENT OF FORMER ADMINISTRATIVE LAW JUDGES

SEC. 2. Section 3323(b) of title 5, United States Code, is amended to read as follows:

"(b)(1) Notwithstanding other statutes, an annuitant as defined by section 8331 of this title receiving annuity from the Civil Service Retirement and Disability Fund is not barred by reason of his retired status from employment in an appointive position for which the annuitant is qualified. An annuitant so reemployed, other than an annuitant reappointed under paragraph (2) of this subsection, serves at the will of the appointing authority. 5 USC 8331.

"(2) Subject to such regulations as the Director of the Office of Personnel Management may prescribe, any annuitant to whom the first sentence of paragraph (1) of this subsection applies and who has served as an administrative law judge pursuant to an appointment under section 3105 of this title may be reappointed an administrative law judge under such section for a specified period or for such period as may be necessary for such administrative law judge to conduct and complete the hearing and disposition of one or more specified cases. The provisions of this title that apply to or with respect to administrative law judges appointed under section 3105 of this title shall apply to or with respect to administrative law judges reappointed under such section pursuant to the first sentence of this paragraph.". 5 USC 3105.

FEDERAL LABOR RELATIONS AUTHORITY

SEC. 3. (a) Section 7104(b) of title 5, United States Code, is amended by adding at the end thereof the following new sentence: "The Chairman is the chief executive and administrative officer of the Authority.".

(b) Section 7104(c) of title 5, United States Code, is amended to read as follows:

"(c) A member of the Authority shall be appointed for a term of 5 years. An individual chosen to fill a vacancy shall be appointed for the unexpired term of the member replaced. The term of any member shall not expire before the earlier of—

"(1) the date on which the member's successor takes office, or

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"(2) the last day of the Congress beginning after the date on which the member's term of office would (but for this paragrapn) expire.".

ARBITRATION AWARDS

SEC. 4. Section 7122(b) of title 5, United States Code, is amended to read as follows:

"(b) If no exception to an arbitrator's award is filed under subsection (a) of this section during the 30-day period beginning on the date the award is served on the party, the award shall be final and binding. An agency shall take the actions required by an arbitrator's final award. The award may include the payment of backpay (as provided in section 5596 of this title).".

5 USC 5596.

EXECUTIVE EXCHANGE PROGRAM

SEC. 5. (a) Section 4108 of title 5, United States Code, is amended by adding at the end thereof the following new subsection:

"(d) For purposes of this section, 'training' includes a private sector assignment of an employee participating in the Executive Exchange Program of the President's Commission on Executive Exchange.".

(b)(1) Section 1304(e)(1) of title 5, United States Code, is amended—

(A) by striking out clause (ii); and

(B) by striking out "(i)".

(2) Section 4109 of title 5, United States Code, is amended by adding at the end thereof the following new subsection:

"(d)(1) The revolving fund referred to in section 1304(e)(1) of this title shall be available to the Executive Exchange Program of the President's Commission on Executive Exchange without fiscal year limitation—

5 USC 1304.

"(A) for the costs of education and related travel of participants in such program; and

"(B) for printing, without regard to section 501 of title 44; and

"(C) in such amounts as may be specified in appropriations Acts, for entertainment expenses.

"(2) Participation fees which the President's Commission on Executive Exchange may impose and collect for participation in its Executive Exchange Program (including the balance of any participation fees collected under former section 1304(e)(1)(ii) of this title as of the effective date of this subsection) shall be credited to the revolving fund.".

AUTHORITY TO CONTINUE DEMONSTRATION PROJECT

SEC. 6. The Department of the Navy is authorized to continue operation of the personnel demonstration project authorized by section 4703 of title 5, United States Code, at the Naval Weapons Center, China Lake, California, and at the Naval Ocean Systems Center, San Diego, California, until September 30, 1990, without regard to section 4703(d)(1) of such title.

Approved March 2, 1984.

LEGISLATIVE HISTORY—H.R. 4336:

CONGRESSIONAL RECORD:
Vol. 129 (1983): Nov. 16, considered and passed House.
Vol. 130 (1984): Feb. 9, considered and passed Senate, amended.
Feb. 21, House concurred in Senate amendments.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 20, No. 9 (1984):
Mar. 2, Presidential statement.

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