

106TH CONGRESS
1ST SESSION

H. R. 3185

To amend title 5, United States Code, to establish a new method for fixing rates of basic pay for administrative appeals judges, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 1, 1999

Mrs. MORELLA (for herself, Mr. DAVIS of Virginia, Mr. CUMMINGS, Mr. MORAN of Virginia, and Ms. NORTON) introduced the following bill; which was referred to the Committee on Government Reform

A BILL

To amend title 5, United States Code, to establish a new method for fixing rates of basic pay for administrative appeals judges, and for other purposes.

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. PAY FOR ADMINISTRATIVE APPEALS JUDGES.**

4 (a) IN GENERAL.—Title 5, United States Code, is
5 amended by inserting after section 5372a the following:

6 **“§ 5372b. Administrative appeals judges**

7 “(a) For the purpose of this section—

8 “(1) the term ‘administrative appeals judge po-
9 sition’ means a position the duties of which pri-

1 marily involve reviewing decisions of administrative
2 law judges appointed under section 3105; and

3 “(2) the term ‘agency’ means an Executive
4 agency, as defined by section 105, but does not in-
5 clude the General Accounting Office.

6 “(b) Subject to such regulations as the Office of Per-
7 sonnel Management may prescribe, the head of the agency
8 concerned shall fix the rate of basic pay for each adminis-
9 trative appeals judge position within such agency which
10 is not classified above GS-15 pursuant to section 5108.

11 “(c) A rate of basic pay fixed under this section shall
12 be—

13 “(1) not less than the minimum rate of basic
14 pay for level AL-3 under section 5372; and

15 “(2) not greater than the maximum rate of
16 basic pay for level AL-3 under section 5372.”.

17 (b) AMENDMENT TO SECTION 7323.—Section
18 7323(b)(2)(B)(ii) of title 5, United States Code, is amend-
19 ed by striking “or 5372a” and inserting “5372a, or
20 5372b”.

21 (c) CLERICAL AMENDMENT.—The table of sections
22 for chapter 53 of title 5, United States Code, is amended
23 by inserting after the item relating to section 5372a the
24 following:

“5372b. Administrative appeals judges.”.

1 **SEC. 2. APPLICABILITY.**

2 The amendment made by section 1(a) shall apply
3 with respect to pay for service performed on or after the
4 first day of the first applicable pay period beginning on
5 or after—

6 (1) the 120th day after the date of enactment
7 of this Act; or

8 (2) if earlier, the effective date of regulations
9 prescribed by the Office of Personnel Management
10 to carry out such amendment.

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