

109TH CONGRESS
1ST SESSION

H. R. 556

To amend the Federal Law Enforcement Pay Reform Act of 1990 to adjust the percentage differentials payable to Federal law enforcement officers in certain high-cost areas, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 2005

Mr. KING of New York (for himself, Mr. WELDON of Pennsylvania, Mr. LATOURETTE, Mr. GRIJALVA, Mr. TURNER, Mr. McDERMOTT, Mr. LINCOLN DIAZ-BALART of Florida, Mr. SIMMONS, Mr. SERRANO, Mrs. MALONEY, Mr. GARRETT of New Jersey, Mr. WYNN, Mr. BASS, Mr. FOSSELLA, Mr. BROWN of Ohio, Mr. HOLDEN, Mr. OWENS, Mr. WOLF, Mrs. JO ANN DAVIS of Virginia, Mr. BAIRD, Mr. FERGUSON, Mr. COOPER, Mr. ISSA, Mr. RYUN of Kansas, Mr. INSLEE, Mrs. MCCARTHY, Mr. FRANK of Massachusetts, Mr. STRICKLAND, Mr. ACKERMAN, Mr. MCHUGH, Mr. HASTINGS of Florida, Mr. WEINER, Mr. TOWNS, Mr. ISRAEL, Ms. VELÁZQUEZ, Mr. KENNEDY of Rhode Island, Mr. BISHOP of New York, Mr. CUNNINGHAM, Mr. UDALL of New Mexico, Mr. DOOLITTLE, Mr. ENGEL, Mr. STUPAK, Mr. BRADLEY of New Hampshire, Mrs. KELLY, Mr. DICKS, Mr. GUTIERREZ, Mr. PASCRELL, Mr. McNULTY, Mr. CROWLEY, Mr. KILDEE, Mr. PALLONE, Mrs. CAPITO, Mr. BLUMENAUER, Mr. SESSIONS, Mr. FORD, Mr. BRADY of Texas, Mr. PLATTS, Mr. SOUDER, Mr. PRICE of North Carolina, Mrs. BIGGERT, Mr. PAYNE, Ms. KAPTUR, Mr. SCOTT of Virginia, Mr. GILLMOR, Mr. DAVIS of Illinois, Mrs. LOWEY, Mr. GINGREY, Mr. HOLT, Mr. SMITH of New Jersey, Mr. PASTOR, Mr. BAKER, Mr. CANNON, Mr. RADANOVICH, Mr. ROTHMAN, Mr. GENE GREEN of Texas, Mr. DOYLE, Mr. HALL, Mr. MARIO DIAZ-BALART of Florida, Mr. CASTLE, Mr. SHAYS, Mr. MCGOVERN, Mr. LOBIONDO, Mr. ALLEN, Mr. SWEENEY, Mr. KUCINICH, Mr. CONYERS, Mr. EHLERS, Ms. ROS-LEHTINEN, Mr. BISHOP of Georgia, Mr. RYAN of Ohio, Mr. ANDREWS, Mr. GARY G. MILLER of California, Ms. WOOLSEY, Mr. RUPPERSBERGER, Mr. LARSEN of Washington, Ms. SCHAKOWSKY, Mr. GONZALEZ, Mr. BOUCHER, Mr. CLAY, Ms. WATSON, Mr. LANGEVIN, and Ms. DELAURO) introduced the following bill; which was referred to the Committee on Government Reform

A BILL

To amend the Federal Law Enforcement Pay Reform Act of 1990 to adjust the percentage differentials payable to Federal law enforcement officers in certain high-cost areas, 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. ADJUSTED DIFFERENTIALS.**

4 (a) IN GENERAL.—Paragraph (1) of section 404(b)
 5 of the Federal Law Enforcement Pay Reform Act of 1990
 6 (5 U.S.C. 5305 note) is amended by striking the matter
 7 after “follows:” and inserting the following:

“Area	Differential
Atlanta Consolidated Metropolitan Statistical Area	16.82%
Boston-Worcester-Lawrence, MA–NH–ME–CT–RI Consolidated Metropolitan Statistical Area	24.42%
Chicago-Gary-Kenosha, IL–IN–WI Consolidated Metropolitan Statistical Area	25.68%
Cincinnati-Hamilton, OH–KY–IN Consolidated Metropolitan Sta- tistical Area	21.47%
Cleveland Consolidated Metropolitan Statistical Area	17.83%
Columbus Consolidated Metropolitan Statistical Area	16.90%
Dallas Consolidated Metropolitan Statistical Area	18.51%
Dayton Consolidated Metropolitan Statistical Area	15.97%
Denver-Boulder-Greeley, CO Consolidated Metropolitan Statis- tical Area	22.78%
Detroit-Ann Arbor-Flint, MI Consolidated Metropolitan Statis- tical Area	25.61%
Hartford, CT Consolidated Metropolitan Statistical Area	24.47%
Houston-Galveston-Brazoria, TX Consolidated Metropolitan Sta- tistical Area	30.39%
Huntsville Consolidated Metropolitan Statistical Area	13.29%
Indianapolis Consolidated Metropolitan Statistical Area	13.38%
Kansas City Consolidated Metropolitan Statistical Area	14.11%
Los Angeles-Riverside-Orange County, CA Consolidated Metro- politan Statistical Area	27.25%
Miami-Fort Lauderdale, FL Consolidated Metropolitan Statis- tical Area	21.75%
Milwaukee Consolidated Metropolitan Statistical Area	17.45%
Minneapolis-St. Paul, MN–WI Consolidated Metropolitan Statis- tical Area	20.27%
New York-Northern New Jersey-Long Island, NY–NJ–CT–PA Consolidated Metropolitan Statistical Area	27.17%
Orlando, FL Consolidated Metropolitan Statistical Area	14.22%

“Area	Differential
Philadelphia-Wilmington-Atlantic City, PA–NJ–DE–MD Consolidated Metropolitan Statistical Area	21.03%
Pittsburgh Consolidated Metropolitan Statistical Area	14.89%
Portland-Salem, OR–WA Consolidated Metropolitan Statistical Area	20.96%
Richmond Consolidated Metropolitan Statistical Area	16.46%
Sacramento-Yolo, CA Consolidated Metropolitan Statistical Area	20.77%
San Diego, CA Consolidated Metropolitan Statistical Area	22.13%
San Francisco-Oakland-San Jose, CA Consolidated Metropolitan Statistical Area	32.98%
Seattle-Tacoma-Bremerton, WA Consolidated Metropolitan Statistical Area	21.18%
St. Louis Consolidated Metropolitan Statistical Area	14.69%
Washington-Baltimore, DC–MD–VA–WV Consolidated Metropolitan Statistical Area	19.48%
Rest of United States Consolidated Metropolitan Statistical Area	14.19%”.

1 (b) SPECIAL RULES.—For purposes of the provision
2 of law amended by subsection (a)—

3 (1) the counties of Providence, Kent, Wash-
4 ington, Bristol, and Newport, RI, the counties of
5 York and Cumberland, ME, and the city of Concord,
6 NH, shall be treated as if located in the Boston-
7 Worcester-Lawrence, MA–NH–ME–CT–RI Consoli-
8 dated Metropolitan Statistical Area; and

9 (2) members of the Capitol Police shall be con-
10 sidered to be law enforcement officers within the
11 meaning of section 402 of the Federal Law Enforce-
12 ment Pay Reform Act of 1990.

13 (c) EFFECTIVE DATE.—The amendment made by
14 subsection (a)—

15 (1) shall take effect as if included in the Fed-
16 eral Law Enforcement Pay Reform Act of 1990 on
17 the date of the enactment of such Act; and

1 (2) shall be effective only with respect to pay
2 for service performed in pay periods beginning on or
3 after the date of the enactment of this Act.

4 Subsection (b) shall be applied in a manner consistent
5 with the preceding sentence.

6 **SEC. 2. LIMITATION ON PREMIUM PAY.**

7 (a) IN GENERAL.—Section 5547 of title 5, United
8 States Code, is amended—

9 (1) in subsection (a), by striking “5545a,”;

10 (2) in subsection (c), by striking “or 5545a”;

11 and

12 (3) in subsection (d), by striking the period and
13 inserting “or a criminal investigator who is paid
14 availability pay under section 5545a.”.

15 (b) EFFECTIVE DATE.—The amendments made by
16 this section shall take effect as if included in the enact-
17 ment of section 1114 of the National Defense Authoriza-
18 tion Act for Fiscal Year 2002 (Public Law 107–107; 115
19 Stat. 1239).

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