

111TH CONGRESS
2D SESSION

H. R. 5919

To grant the Postmaster General the authority to implement up to 12 non-mail delivery days each fiscal year for the United States Postal Service.

IN THE HOUSE OF REPRESENTATIVES

JULY 29, 2010

Mr. CHAFFETZ introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To grant the Postmaster General the authority to implement up to 12 non-mail delivery days each fiscal year for the United States Postal Service.

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. IMPLEMENTATION OF DISCRETIONARY NON-**
4 **MAIL DELIVERY DAYS.**

5 (a) IN GENERAL.—Section 404 of title 39, United
6 States Code, is amended by inserting after subsection (e)
7 the following:

8 “(f)(1) The Postmaster General may declare up to
9 12 non-mail delivery days in a fiscal year. Not later than
10 6 months before the beginning of such year, the Post-

1 master General shall submit to the Board of Governors
2 a report listing the date on which each non-mail delivery
3 day will occur, consistent with the requirements of this
4 subsection.

5 “(2) A declaration under paragraph (1) shall not be
6 effective unless it is made in compliance with the fol-
7 lowing:

8 “(A) A non-mail delivery day under this sub-
9 section shall occur on a date that falls on a day
10 that—

11 “(i) is other than a Sunday; and

12 “(ii) is not a legal public holiday listed in
13 section 6103(a) of title 5 or any other day de-
14 clared to be a holiday by Federal statute or Ex-
15 ecutive order.

16 “(3) Any day which is declared under this subsection
17 to be a non-mail delivery day shall—

18 “(A) for purposes of mail delivery and such
19 other postal operations as the Postal Service may by
20 regulation prescribe, be treated as if it were a Sun-
21 day; except that

22 “(B) an employee of the Postal Service, other
23 than one who is prevented from working on a non-
24 mail delivery day by reason of this subsection, shall

1 be entitled to the same pay and benefits for that day
2 as if this subsection had not been enacted.

3 “(4)(A) The 6-day mail delivery requirement shall
4 not apply with respect to a week in which occurs a non-
5 mail delivery day under this subsection.

6 “(B) The authority to declare a non-mail delivery day
7 under this subsection shall be considered to be within the
8 right of the Postal Service to determine the methods,
9 means, and personnel by which postal operations are to
10 be conducted.

11 “(5) The Postal Service may prescribe any regula-
12 tions necessary to carry out this subsection.”.

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