

113TH CONGRESS
1ST SESSION

H. R. 2050

To ensure the timely issuance of regulations by Federal agencies.

IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2013

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

A BILL

To ensure the timely issuance of regulations by Federal agencies.

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. SHORT TITLE.**

4 This Act may be cited as the “No Regulations, No
5 Pay Act of 2013”.

6 **SEC. 2. HOLDING PAY OF RESPONSIBLE OFFICIAL IN ES-**
7 **CROW UPON FAILURE TO ISSUE REGULA-**
8 **TIONS IN TIMELY MANNER.**

9 (a) HOLDING SALARY IN ESCROW.—

10 (1) IN GENERAL.—If, by the date specified by
11 law, an agency has not issued regulations required

1 by such law, during the period described in para-
2 graph (2), the payroll administrator of that agency
3 shall deposit in an escrow account all amounts of
4 basic pay otherwise payable to the individual who
5 (with respect to such regulations) is the responsible
6 official of such agency, and shall release such
7 amounts to such official only upon the expiration of
8 such period.

9 (2) PERIOD DESCRIBED.—With respect to a re-
10 sponsible official whose pay is withheld under para-
11 graph (1) for failing to issue regulations in timely
12 fashion, the period described in this paragraph is the
13 period—

14 (A) beginning on the day after the date
15 specified by law for the issuance of such regula-
16 tions; and

17 (B) ending on the date on which such reg-
18 ulations are issued.

19 (3) WITHHOLDING AND REMITTANCE OF
20 AMOUNTS FROM PAYMENTS HELD IN ESCROW.—The
21 payroll administrator shall provide for the same
22 withholding and remittance with respect to a pay-
23 ment deposited in an escrow account under para-
24 graph (1) that would apply to the payment if the
25 payment were not subject to paragraph (1).

1 (4) RELEASE OF AMOUNTS AT END OF AP-
2 POINTMENT.—Notwithstanding any other provision
3 of this section, the payroll administrator shall re-
4 lease for payment to a responsible official whose pay
5 has been withheld under this section any pay which
6 was so withheld from such official and which re-
7 mains in an escrow account under this section on
8 the last day on which that individual serves in the
9 office by virtue of which such individual is consid-
10 ered to be the responsible official.

11 (5) ROLE OF SECRETARY OF THE TREASURY.—
12 The Secretary of the Treasury shall provide a pay-
13 roll administrator of an agency with such assistance
14 as may be necessary to enable such payroll adminis-
15 trator to carry out this section.

16 (b) DEFINITIONS.—For purposes of this Act—

17 (1) the term “agency” means an Executive
18 agency within the meaning of section 105 of title 5,
19 United States Code;

20 (2) the term “regulation” means a rule, within
21 the meaning of section 551 of title 5, United States
22 Code, required by law to be issued by a date certain;

23 (3) the term “responsible official”, as used with
24 respect to any regulations, is—

1 (A) the specific official who is required by
2 law to issue such regulations; or

3 (B) if no specific official is provided for,
4 the head of the agency involved;

5 (4) the term “official” means an individual
6 holding a position to which appointments are made
7 by confirmation of the Senate, but does not include
8 a member of the armed forces (as defined by section
9 2101 of title 5, United States Code); and

10 (5) the term “payroll administrator”, as used
11 with respect to a responsible official within an agen-
12 cy, means the person within such agency who is re-
13 sponsible for disbursing the basic pay of such offi-
14 cial.

15 **SEC. 3. EFFECTIVE DATE.**

16 This Act shall take effect on the date of the enact-
17 ment of this Act and shall apply with respect to any regu-
18 lations required to be issued by a date occurring on or
19 after such date, except that, in no event shall any amount
20 be deposited into an escrow account under this Act which
21 (disregarding this Act) would otherwise be payable during
22 the 30-day period beginning on the date of the enactment
23 of this Act.

○