

113TH CONGRESS
1ST SESSION

H. R. 442

To provide that a former Member of Congress or former Congressional employee who receives compensation as a lobbyist shall not be eligible for retirement benefits or certain other Federal benefits.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 29, 2013

Mr. POSEY introduced the following bill; which was referred to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide that a former Member of Congress or former Congressional employee who receives compensation as a lobbyist shall not be eligible for retirement benefits or certain other Federal benefits.

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 “End the Congressional
5 Revolving Door Act”.

1 **SEC. 2. PROHIBITION RELATING TO CERTAIN FEDERAL**
2 **BENEFITS FOR A FORMER MEMBER OF CON-**
3 **GRESS OR FORMER CONGRESSIONAL EM-**
4 **PLOYEE WHO RECEIVES COMPENSATION AS**
5 **A LOBBYIST.**

6 (a) IN GENERAL.—A covered individual who is a reg-
7 istered lobbyist shall not be eligible for any covered bene-
8 fits for any month—

9 (1) which begins after the date of the enact-
10 ment of this Act; and

11 (2) in or for which such covered individual is—

12 (A) employed as a lobbyist; and

13 (B) entitled to compensation as a lobbyist.

14 (b) COVERED INDIVIDUAL.—For purposes of this
15 section, the term “covered individual” means an individual
16 who becomes a former Member of Congress or a former
17 Congressional employee after the date of the enactment
18 of this Act.

19 (c) COVERED BENEFITS.—For purposes of this sec-
20 tion, the term “covered benefits”, as used with respect to
21 a covered individual, means any payment or other benefit
22 which is payable, by virtue of service performed by such
23 covered individual, under any of the following:

24 (1) The Civil Service Retirement System, in-
25 cluding the Thrift Savings Plan.

1 (2) The Federal Employees' Retirement Sys-
2 tem, including the Thrift Savings Plan.

3 (3) The Federal Employees' Health Benefits
4 Program, including enhanced dental benefits and en-
5 hanced vision benefits under chapters 89A and 89B,
6 respectively, of title 5, United States Code.

7 (4) The Federal Employees' Group Life Insur-
8 ance Program.

9 (d) DEFINITIONS.—For purposes of this section—

10 (1) the term “Member of Congress” means a
11 Senator, Member of the House of Representatives,
12 or Delegate to the House of Representatives, and
13 the Resident Commissioner from Puerto Rico;

14 (2) the term “Congressional employee” has the
15 meaning given such term by section 2107 of title 5,
16 United States Code;

17 (3) the term “registered lobbyist” means—

18 (A) a lobbyist registered or required to
19 register, or on whose behalf a registration is
20 filed or required to be filed, under section 4 of
21 the Lobbying Disclosure Act of 1995 (2 U.S.C.
22 1603); and

23 (B) an individual registered or required to
24 register as the agent of a foreign principal

1 under the Foreign Agents Registration Act of
2 1938, as amended (22 U.S.C. 611 et seq.); and
3 (4) the term “lobbyist” has the meaning given
4 such term by section 3 of the Lobbying Disclosure
5 Act of 1995 (2 U.S.C. 1602).

6 (e) RULE OF CONSTRUCTION.—Nothing in this sec-
7 tion shall be considered to prevent the payment of—

8 (1) any lump-sum credit, as defined by section
9 8331(8) or 8401(19) of title 5, United States Code,
10 to which an individual is entitled; or

11 (2) any amount in the account of an individual
12 in the Thrift Savings Fund which, as of the date on
13 which paragraphs (1) and (2) of subsection (a) are
14 first met with respect to such individual, is non-
15 forfeitable.

16 (f) REGULATIONS.—Any regulations necessary to
17 carry out this section may be prescribed—

18 (1) except as provided in paragraph (2), by the
19 Director of the Office of Personnel Management;
20 and

21 (2) to the extent that this Act relates to the
22 Thrift Savings Plan, by the Executive Director (as
23 defined by section 8401(13) of title 5, United States
24 Code).