

113TH CONGRESS
1ST SESSION

S. 1338

To amend title 5, United States Code, to require that the Office of Personnel Management submit an annual report to Congress relating to the use of official time by Federal employees.

IN THE SENATE OF THE UNITED STATES

JULY 23, 2013

Mr. COBURN introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To amend title 5, United States Code, to require that the Office of Personnel Management submit an annual report to Congress relating to the use of official time by Federal employees.

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. REPORTING REQUIREMENT.**

4 (a) IN GENERAL.—Section 7131 of title 5, United
5 States Code, is amended by adding at the end the fol-
6 lowing:

7 “(e)(1) Not later than March 31 of each calendar
8 year, the Office of Personnel Management, in consultation

1 with the Office of Management and Budget, shall submit
2 to Congress a report on the operation of this section dur-
3 ing the most recent full fiscal year.

4 “(2) Each report submitted under this subsection
5 shall include the following information with respect to the
6 most recent full fiscal year:

7 “(A) The total amount of official time granted
8 to employees.

9 “(B) The average amount of official time ex-
10 pended by an employee in an appropriate unit rep-
11 resented by an exclusive representative.

12 “(C) The specific types of activities or purposes
13 for which official time was granted, and the impact
14 that the granting of official time for those activities
15 or purposes had on agency operations.

16 “(D) The total number of employees to whom
17 official time was granted, and, of that total number,
18 the number of employees who were not engaged in
19 any activities or purposes except activities or pur-
20 poses involving the use of official time.

21 “(E) The total amount of compensation (includ-
22 ing health benefits, retirement benefits, life insur-
23 ance benefits, and student loan repayments) af-
24 farded to employees in connection with activities or

1 purposes for which the employees were granted offi-
 2 cial time.

3 “(F) The dollar value of any office space, fur-
 4 nishings, equipment, or supplies provided by the
 5 Government in connection with activities or purposes
 6 for which employees were granted official time.

7 “(3) All information included in a report under this
 8 subsection—

9 “(A) shall be provided both as to each agency
 10 and for all agencies; and

11 “(B) shall be accompanied by the corresponding
 12 information for the fiscal year before the most re-
 13 cent full fiscal year, together with appropriate com-
 14 parisons and analyses.

15 “(4) For purposes of this subsection, the term ‘offi-
 16 cial time’ means any period of time, regardless of agency
 17 nomenclature—

18 “(A) that may be granted to an employee under
 19 this chapter (including under a collective bargaining
 20 agreement entered into under this chapter) to per-
 21 form representational or consultative functions; and

22 “(B) during which the employee would other-
 23 wise be in a duty status.”.

24 (b) APPLICABILITY.—The amendment made by sub-
 25 section (a) shall apply to the first calendar year that be-

- 1 gins at least 3 months after the date of enactment of this
- 2 Act, and each calendar year thereafter.

