

114TH CONGRESS
2D SESSION

H. R. 4150

IN THE SENATE OF THE UNITED STATES

DECEMBER 7, 2016

Received

AN ACT

To amend title 38, United States Code, to allow the Secretary of Veterans Affairs to modify the hours of employment of physicians employed on a full-time basis by the Department of Veterans Affairs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Department of Vet-
3 erans Affairs Emergency Medical Staffing Recruitment
4 and Retention Act”.

5 **SEC. 2. MODIFICATION OF HOURS OF EMPLOYMENT FOR**
6 **PHYSICIANS EMPLOYED BY THE DEPART-**
7 **MENT OF VETERANS AFFAIRS.**

8 Section 7423(a) of title 38, United States Code, is
9 amended—

10 (1) by striking “(a) The hours” and inserting
11 “(a)(1) Except as provided in paragraph (2), the
12 hours”; and

13 (2) by adding at the end the following new
14 paragraph:

15 “(2)(A) Upon the advance written request of a cov-
16 ered physician, the Secretary may modify the hours of em-
17 ployment for a physician appointed in the Administration
18 under any provision of this chapter on a full-time basis
19 to be more or less than 80 hours in a biweekly pay period,
20 subject to the requirements in subparagraph (B). For the
21 purpose of determining pay, such a physician shall be
22 deemed to have a biweekly schedule of 80 hours of employ-
23 ment.

24 “(B) A physician with an irregular work schedule es-
25 tablished under subparagraph (A) shall be obligated to ac-
26 count for at least 2,080 hours of employment (through

1 performance of work or use of leave or paid time off) in
2 a calendar year.

3 “(C) The Secretary may prescribe regulations to im-
4 plement this paragraph, including regulations making ad-
5 justments to address the annual hours requirement for
6 physicians who are covered by this paragraph for only a
7 portion of a calendar year.”.

Passed the House of Representatives December 6,
2016.

Attest:

KAREN L. HAAS,

Clerk.