

116TH CONGRESS  
1ST SESSION

# H. R. 750

To provide the payment of salaries to Federal employees and employees of the District of Columbia excepted from furlough during a lapse in appropriations during fiscal year 2019, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 24, 2019

Mr. UPTON (for himself and Mrs. DINGELL) introduced the following bill;  
which was referred to the Committee on Oversight and Reform

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## A BILL

To provide the payment of salaries to Federal employees and employees of the District of Columbia excepted from furlough during a lapse in appropriations during fiscal year 2019, and for other purposes.

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 “Fairness to Essential  
5       Workers Act”.

1 **SEC. 2. PROVIDING PAY TO EXCEPTED EMPLOYEES DUR-**  
2 **ING LAPSES IN APPROPRIATIONS DURING**  
3 **FISCAL YEAR 2019.**

4 (a) IN GENERAL.—

5 (1) DECEMBER 2018 SHUTDOWN.—With respect  
6 to the lapse in appropriations beginning on or after  
7 December 22, 2018—

8 (A) each excepted employee (as that term  
9 is defined in section 1341(c)(1)(D) of title 31,  
10 United States Code) who was required to per-  
11 form work during the period beginning on the  
12 first day of such lapse and ending on the date  
13 of enactment of this section shall be paid for  
14 such work, at the employee's standard rate of  
15 pay, at the earliest date possible after the date  
16 of enactment, regardless of scheduled pay dates;  
17 and

18 (B) for the remainder of such lapse, each  
19 excepted employee who is required to perform  
20 work during such remainder shall be paid for  
21 such work, at the employee's standard rate of  
22 pay, on the employee's scheduled pay dates.

23 (2) SUBSEQUENT LAPSES IN FISCAL YEAR  
24 2019.—During any lapse in appropriations during  
25 fiscal year 2019 beginning after the lapse in appo-  
26 priations described in paragraph (1) ends, each ex-

1        cepted employee who is required to perform work  
2        during a covered lapse in appropriations shall be  
3        paid for such work, at the employee's standard rate  
4        of pay, on the employee's scheduled pay dates.

5        (b) APPROPRIATION.—There are appropriated such  
6        sums as are necessary to carry out this section.

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