

AMENDMENT
TO RULES COMMITTEE PRINT 116-7
OFFERED BY MR. FITZPATRICK OF
PENNSYLVANIA

Page 617, after line 11, insert the following:

1 **Subtitle F—Pay for Members of**
2 **Congress**

3 **SEC. 9501. SHORT TITLE.**

4 This subtitle may be cited as the “No Work, No Pay
5 Act of 2019”.

6 **SEC. 9502. PROHIBITING PAYING MEMBERS OF CONGRESS**
7 **DURING GOVERNMENT SHUTDOWNS.**

8 (a) RULE FOR ONE HUNDRED SIXTEENTH CON-
9 GRESS.—

10 (1) HOLDING SALARIES IN ESCROW.—If on any
11 day during a pay period occurring during the One
12 Hundred Sixteenth Congress a Government shut-
13 down is in effect, the payroll administrator of each
14 House of Congress shall—

15 (A) deposit in an escrow account and ex-
16 clude from the payments otherwise required to
17 be made with respect to that pay period for the
18 compensation of each Member of Congress who

1 serves in that House of Congress an amount
2 equal to the product of—

3 (i) the daily rate of pay of the Mem-
4 ber under section 601(a) of the Legislative
5 Reorganization Act of 1946 (2 U.S.C.
6 4501); and

7 (ii) the number of 24-hour periods
8 during the pay period during which the
9 Government shutdown is in effect; and

10 (B) release amounts deposited in an es-
11 crow account under subparagraph (A) to such
12 Member of Congress only upon the expiration of
13 the period described in paragraph (2).

14 (2) PERIOD DESCRIBED.—The period described
15 in this paragraph is the period that—

16 (A) begins on the first day on which the
17 applicable Government shutdown is in effect;
18 and

19 (B) ends on the earlier of—

20 (i) the date on which the applicable
21 Government shutdown is no longer in ef-
22 fect; or

23 (ii) the last day of the One Hundred
24 Sixteenth Congress.

1 (3) WITHHOLDING AND REMITTANCE OF
2 AMOUNTS FROM PAYMENTS HELD IN ESCROW.—The
3 payroll administrator of each House of Congress
4 shall provide for the same withholding and remit-
5 tance with respect to a payment deposited in an es-
6 crow account under paragraph (1) that would apply
7 to the payment if the payment were not subject to
8 paragraph (1).

9 (4) RELEASE OF AMOUNTS AT END OF THE
10 CONGRESS.—In order to ensure that this subsection
11 is carried out in a manner that shall not vary the
12 compensation of Senators or Representatives in vio-
13 lation of the twenty-seventh amendment to the Con-
14 stitution of the United States, the payroll adminis-
15 trator of a House of Congress shall release for pay-
16 ment to Members of that House of Congress any
17 amounts remaining in any escrow account under this
18 section on the last day of the One Hundred Six-
19 teenth Congress.

20 (b) SUBSEQUENT CONGRESSES.—On and after the
21 first day of the One Hundred Seventeenth Congress, if
22 on any day during a pay period a Government shutdown
23 is in effect, the payroll administrator of each House of
24 Congress shall exclude from the payments otherwise re-
25 quired to be made with respect to that pay period for the

1 compensation of each Member of Congress who serves in
2 that House of Congress an amount equal to the product
3 of—

4 (1) the daily rate of pay of the Member under
5 section 601(a) of the Legislative Reorganization Act
6 of 1946 (2 U.S.C. 4501); and

7 (2) the number of 24-hour periods during the
8 pay period during which the Government shutdown
9 is in effect.

10 (c) **ROLE OF SECRETARY OF THE TREASURY.**—The
11 Secretary of the Treasury shall provide the payroll admin-
12 istrator of each House of Congress with such assistance
13 as may be necessary to enable the payroll administrator
14 to carry out this Act.

15 **SEC. 9503. DEFINITIONS.**

16 In this subtitle—

17 (1) the term “Government shutdown” means a
18 lapse in appropriations for 1 or more Federal agen-
19 cies or departments as a result of a failure to enact
20 a regular appropriations bill or continuing resolu-
21 tion;

22 (2) the term “Member of Congress” means an
23 individual serving in a position covered under sub-
24 paragraph (A), (B), or (C) of section 601(a)(1) of

1 the Legislative Reorganization Act of 1946 (2
2 U.S.C. 4501(1)); and

3 (3) the term “payroll administrator”, with re-
4 spect to a House of Congress, means—

5 (A) in the case of the House of Represent-
6 atives, the Chief Administrative Officer of the
7 House of Representatives, or an employee of
8 the Office of the Chief Administrative Officer
9 who is designated by the Chief Administrative
10 Officer to carry out this Act; and

11 (B) in the case of the Senate, the Sec-
12 retary of the Senate, or an employee of the Of-
13 fice of the Secretary of the Senate who is des-
14 igned by the Secretary to carry out this Act.

