

AMENDMENT TO H.R. 1
OFFERED BY MR. FITZPATRICK OF
PENNSYLVANIA

At the end of subtitle E of title IX, insert the following (and redesignate the subsequent subtitle and section accordingly):

1 **Subtitle F—No Budget, No Pay**

2 **SEC. 9401. SHORT TITLE.**

3This title may be cited as the “No Budget, No Pay
4 Act”.

5 **SEC. 9402. TIMELY APPROVAL OF CONCURRENT RESOLU-**
6 **TION ON THE BUDGET AND THE APPROPRIA-**
7 **TIONS BILLS.**

8If both Houses of Congress have not approved a con-
9current resolution on the budget as described under sec-
10tion 301 of the Congressional Budget and Impoundment
11Control Act of 1974 (2 U.S.C. 632) for a fiscal year before
12October 1 of that fiscal year and have not passed all the
13regular appropriations bills for the next fiscal year before
14October 1 of that fiscal year, the pay of each Member of
15Congress may not be paid for each day following that Oc-
16tober 1 until the date on which both Houses of Congress

1 approve a concurrent resolution on the budget for that fis-
2 cal year and all the regular appropriations bills.

3 **SEC. 9403. NO PAY WITHOUT CONCURRENT RESOLUTION**
4 **ON THE BUDGET AND THE APPROPRIATIONS**
5 **BILLS.**

6 (a) IN GENERAL.—Notwithstanding any other provi-
7 sion of law, no funds may be appropriated or otherwise
8 be made available from the United States Treasury for
9 the pay of any Member of Congress during any period de-
10 termined by the Chairpersons of the Committee on the
11 Budget and the Committee on Appropriations of the Sen-
12 ate or the Chairpersons of the Committee on the Budget
13 and the Committee on Appropriations of the House of
14 Representatives under section 9404.

15 (b) NO RETROACTIVE PAY.—A Member of Congress
16 may not receive pay for any period determined by the
17 Chairpersons of the Committee on the Budget and the
18 Committee on Appropriations of the Senate or the Chair-
19 persons of the Committee on the Budget and the Com-
20 mittee on Appropriations of the House of Representatives
21 under section 9404, at any time after the end of that pe-
22 riod.

23 **SEC. 9404. DETERMINATIONS.**

24 (a) SENATE.—

1 (1) REQUEST FOR CERTIFICATIONS.—On Octo-
2 ber 1 of each year, the Secretary of the Senate shall
3 submit a request to the Chairpersons of the Com-
4 mittee on the Budget and the Committee on Appro-
5 priations of the Senate for certification of deter-
6 minations made under paragraphs (2)(A) and
7 (2)(B).

8 (2) DETERMINATIONS.—The Chairpersons of
9 the Committee on the Budget and the Committee on
10 Appropriations of the Senate shall—

11 (A) on October 1 of each year, make a de-
12 termination of whether Congress is in compli-
13 ance with section 9402 and whether Senators
14 may not be paid under that section;

15 (B) determine the period of days following
16 each October 1 that Senators may not be paid
17 under section 9402; and

18 (C) provide timely certification of the de-
19 terminations under subparagraphs (A) and (B)
20 upon the request of the Secretary of the Senate.

21 (b) HOUSE OF REPRESENTATIVES.—

22 (1) REQUEST FOR CERTIFICATIONS.—On
23 October 1 of each year, the Chief Administrative Of-
24 ficer of the House of Representatives shall submit a
25 request to the Chairpersons of the Committee on the

1 Budget and the Committee on Appropriations of the
2 House of Representatives for certification of deter-
3 minations made under paragraphs (2)(A) and
4 (2)(B).

5 (2) DETERMINATIONS.—The Chairpersons of
6 the Committee on the Budget and the Committee on
7 Appropriations of the House of Representatives
8 shall—

9 (A) on October 1 of each year, make a de-
10 termination of whether Congress is in compli-
11 ance with section 9402 and whether Members
12 of the House of Representatives may not be
13 paid under that section;

14 (B) determine the period of days following
15 each October 1 that Members of the House of
16 Representatives may not be paid under section
17 9402; and

18 (C) provide timely certification of the de-
19 terminations under subparagraphs (A) and (B)
20 upon request of the Chief Administrative Offi-
21 cer of the House of Representatives.

22 **SEC. 9405. EFFECTIVE DATE.**

23 This title shall take effect on February 1, 2022.

24 **SEC. 9406. DEFINITION OF MEMBER OF CONGRESS.**

25 In this title, the term “Member of Congress”—

1 (1) has the meaning given such term under sec-
2 tion 2106 of title 5, United States Code; and
3 (2) does not include the Vice President.

