

**AMENDMENT TO
RULES COMMITTEE PRINT 116-35
OFFERED BY MR. POSEY OF FLORIDA**

Page 40, insert after line 6 the following:

1 **SEC. 303. PROHIBITION RELATING TO CERTAIN FEDERAL**
2 **BENEFITS FOR A FORMER PRESIDENT, VICE**
3 **PRESIDENT, CABINET MEMBER, MEMBER OF**
4 **CONGRESS, OR SENIOR CONGRESSIONAL EM-**
5 **PLOYEE WHO RECEIVES COMPENSATION AS**
6 **A LOBBYIST REPRESENTING FOREIGN PRIN-**
7 **CIPAL.**

8 (a) IN GENERAL.—A covered individual who is a reg-
9 istered lobbyist shall not be eligible for any covered bene-
10 fits for any month—

11 (1) which begins after the date of the enact-
12 ment of this Act; and

13 (2) in or for which such covered individual is—

14 (A) employed as a lobbyist who represents
15 a foreign principal; and

16 (B) entitled to compensation as a lobbyist
17 who represents a foreign principal.

18 (b) COVERED INDIVIDUAL.—For purposes of this
19 section, the term “covered individual” means an individual

1 who becomes a former President, a former Vice President,
2 a former cabinet member, a former Member of Congress,
3 or a former senior Congressional employee after the date
4 of the enactment of this Act.

5 (c) COVERED BENEFITS.—For purposes of this sec-
6 tion, the term “covered benefits”, as used with respect to
7 a covered individual, means any payment or other benefit
8 which is payable, by virtue of service performed by such
9 covered individual, under any of the following:

10 (1) The Act of August 25, 1958, commonly
11 known as the “Former Presidents Act of 1958”.

12 (2) The Civil Service Retirement System, in-
13 cluding the Thrift Savings Plan.

14 (3) The Federal Employees Retirement System,
15 including the Thrift Savings Plan.

16 (4) The Federal Employees Health Benefits
17 Program, including enhanced dental benefits and en-
18 hanced vision benefits under chapters 89A and 89B,
19 respectively, of title 5, United States Code.

20 (5) The Federal Employees’ Group Life Insur-
21 ance Program.

22 (d) DEFINITIONS.—For purposes of this section—

23 (1) the term “cabinet member” includes the
24 head of any Executive department (as that term is

1 defined in section 101 of title 5, United States
2 Code);

3 (2) the term “Member of Congress” means a
4 Senator, Member of the House of Representatives,
5 or Delegate to the House of Representatives, and
6 the Resident Commissioner from Puerto Rico;

7 (3) the term “senior Congressional employee”
8 means—

9 (A) each officer or employee of the legisla-
10 tive branch (except any officer or employee of
11 the Government Accountability Office) who, for
12 at least 60 days, occupies a position for which
13 the rate of basic pay is equal to or greater than
14 120 percent of the minimum rate of basic pay
15 payable for GS–15 of the General Schedule;

16 (B) each officer or employee of the Govern-
17 ment Accountability Office who, for at least 60
18 consecutive days, occupies a position for which
19 the rate of basic pay, minus the amount of lo-
20 cality pay that would have been authorized
21 under section 5304 of title 5, United States
22 Code (had the officer or employee been paid
23 under the General Schedule), for the locality
24 within which the position of such officer or em-
25 ployee is located (as determined by the Comp-

1 troller General), is equal to or greater than 120
2 percent of the minimum rate of basic pay pay-
3 able for GS–15 of the General Schedule; and

4 (C) at least one principal assistant des-
5 igned for purposes of this paragraph by each
6 Member who does not have an employee who
7 occupies a position for which the rate of basic
8 pay is equal to or greater than 120 percent of
9 the minimum rate of basic pay payable for GS–
10 15 of the General Schedule;

11 (4) the term “registered lobbyist” means—

12 (A) a lobbyist registered or required to
13 register, or on whose behalf a registration is
14 filed or required to be filed, under section 4 of
15 the Lobbying Disclosure Act of 1995 (2 U.S.C.
16 1603); and

17 (B) an individual registered or required to
18 register as the agent of a foreign principal
19 under the Foreign Agents Registration Act of
20 1938, as amended (22 U.S.C. 611 et seq.);

21 (5) the term “lobbyist” has the meaning given
22 such term by section 3 of the Lobbying Disclosure
23 Act of 1995 (2 U.S.C. 1602); and

1 (6) the term “foreign principal” has the mean-
2 ing given such term by section 1(b) of the Foreign
3 Agents Registration Act of 1938 (22 U.S.C. 611(b)).

4 (e) RULE OF CONSTRUCTION.—Nothing in this sec-
5 tion shall be considered to prevent the payment of—

6 (1) any lump-sum credit, as defined by section
7 8331(8) or 8401(19) of title 5, United States Code,
8 to which an individual is entitled;

9 (2) any amount in the account of an individual
10 in the Thrift Savings Fund which, as of the date on
11 which paragraphs (1) and (2) of subsection (a) are
12 first met with respect to such individual, is non-
13 forfeitable; or

14 (3) with respect to any former President af-
15 fected by this section, amounts for purposes of car-
16 rying out section 3056(a)(3) of title 18, United
17 States Code (relating to Secret Service protection for
18 former Presidents and their spouses).

19 (f) REGULATIONS.—Any regulations necessary to
20 carry out this section may be prescribed—

21 (1) except as provided in paragraph (2), by the
22 Director of the Office of Personnel Management;
23 and

24 (2) to the extent that this Act relates to the
25 Thrift Savings Plan, by the Executive Director (as

1 defined by section 8401(13) of title 5, United States
2 Code).

