

# H. R. 10927

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 9, 1965

Mr. FOGARTY introduced the following bill; which was referred to the Committee on Post Office and Civil Service

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## A BILL

To reduce the time in standby status of firefighting personnel of the Federal Government, 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       That section 401 of the Federal Employees Pay Act of  
4       1945, as amended (5 U.S.C. 926), is amended—

5               (1) by inserting “(a)” immediately after “SEC.  
6       401.”;

7               (2) by striking out “(1) any officer or employee  
8       in a position” and inserting in lieu thereof “(1) any  
9       officer or employee (other than an officer or employee  
10       to whom subsection (b) of this section applies) in a  
11       position”; and

1           (3) by adding at the end thereof the following new  
2 subsection:

3           “(b) (1) The head of any department, independent  
4 establishment, or agency, including a Government owned  
5 or controlled corporation, shall provide that any firefighter  
6 in a position requiring him regularly to remain at, or within  
7 the confines of, his station during longer than the ordinary  
8 period of duty established for full-time officers and em-  
9 ployees generally under section 604 (a) of this Act, a sub-  
10 stantial part of which consists of remaining in a standby  
11 status rather than performing work, shall—

12           “(A) be placed on such duty for a period of eight  
13 hours in excess of forty hours a week, and

14           “(B) be entitled to receive premium compensa-  
15 tion for such duty on an annual basis, in lieu of premium  
16 compensation provided under any other provisions of  
17 this Act, in an amount equal to 20 per centum of such  
18 part of the rate of basic compensation of his position  
19 as does not exceed the minimum scheduled rate of basic  
20 compensation provided for grade GS-10 of the Classi-  
21 fication Act of 1949, as amended.

22           “(2) For all time worked in excess of forty-eight hours  
23 a week, such firefighter shall be entitled to receive compen-  
24 sation in accordance with applicable provisions of law re-  
25 lating to overtime, night, and holiday pay.

1       “(3) As used in this subsection, the term ‘firefighter’  
2 means an officer or employee whose principal duty is to  
3 supervise or perform work in the prevention, control, and  
4 extinguishment of fires, in the driving or operation of fire  
5 protection vehicles and equipment, in the operation of fire  
6 alarm equipment, or in the dispatching of firefighting staff  
7 and equipment.”

8       SEC. 2. Nothing contained in any amendment made by  
9 this Act shall be construed to decrease the existing aggre-  
10 gate rate of compensation of any employee on the rolls on  
11 the effective date of such amendment, but, when the posi-  
12 tion of such employee becomes vacant, any subsequent ap-  
13 pointee thereto shall receive compensation provided for such  
14 position in accordance with such amendment.

15       SEC. 3. The foregoing provisions of this Act shall be-  
16 come effective on the first day of the first pay period which  
17 begins after the expiration of one hundred and eighty days  
18 following the date of enactment of this Act.

89<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

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By Mr. FOGARTY

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