

105TH CONGRESS  
1ST SESSION

# H. R. 2987

To amend title 5, United States Code, to provide for appropriate overtime pay for National Weather Service forecasters performing essential services during severe weather events, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 9, 1997

Mr. DAVIS of Virginia (for himself and Mr. KUCINICH) introduced the following bill; which was referred to the Committee on Government Reform and Oversight

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## A BILL

To amend title 5, United States Code, to provide for appropriate overtime pay for National Weather Service forecasters performing essential services during severe weather events, 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. OVERTIME RATES.**

4       (a) IN GENERAL.—Section 5542(a) of title 5, United  
5       States Code, is amended by adding at the end the follow-  
6       ing:

7               “(5) Notwithstanding paragraphs (1) and (2) of  
8       this subsection, for an employee of the National

1 Weather Service who occupies a nonmanagerial posi-  
2 tion in GS-14 or under and, as determined by the  
3 Secretary of Commerce—

4 “(A) the duties of which are essential to  
5 the immediate daily operation of the forecast  
6 and warning responsibilities of the National  
7 Weather Service and directly affect public and  
8 aviation safety;

9 “(B) in which overtime work is usually un-  
10 scheduled due to the vicissitudes of severe  
11 weather; and

12 “(C) in which overtime work is therefore  
13 unusually taxing;  
14 the overtime hourly rate of pay is an amount equal  
15 to one and one-half times the hourly rate of basic  
16 pay of the employee, and all that amount is pre-  
17 mium pay.”.

18 (b) EXEMPTION FROM LIMITATION.—Section  
19 5547(a) of title 5, United States Code, is amended in the  
20 second sentence by striking “title.” and inserting “title,  
21 or to any employee of the National Weather Service who  
22 occupies a position described in section 5542(a)(5) of this  
23 title.”.

24 (c) EFFECTIVE DATE.—The amendments made by  
25 this section shall take effect on the first day of the first

- 1 applicable pay period beginning after the end of the 30-
- 2 day period beginning on the date of enactment of this Act.

