

110TH CONGRESS
1ST SESSION

H. R. 3212

To provide certain personnel management requirements for the Transportation Security Administration, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 27, 2007

Mrs. LOWEY introduced the following bill; which was referred to the Committee on Homeland Security, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide certain personnel management requirements for the Transportation Security Administration, 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. TRANSPORTATION SECURITY ADMINISTRATION**

4 **PERSONNEL MANAGEMENT.**

5 (a) ELIMINATION OF CERTAIN PERSONNEL MANAGE-
6 MENT AUTHORITIES.—Effective 90 days after the date of
7 the enactment of this Act—

1 (1) section 111(d) of the Aviation and Trans-
2 portation Security Act (49 U.S.C. 44935 note) is re-
3 pealed and any authority of the Secretary of Home-
4 land Security derived from such section 111(d) shall
5 terminate;

15 (b) ESTABLISHMENT OF CERTAIN UNIFORMITY RE-
16 QUIREMENTS.—

23 (2) SYSTEM UNDER SUBSECTION (e)(1).—Sec-
24 tion 9701(b) of title 5, United States Code, is
25 amended—

(A) by striking “and” at the end of paragraph (4);

3 (B) by striking the period at the end of
4 paragraph (5) and inserting “; and”; and

5 (C) by adding at the end the following new
6 paragraph:

7 “(6) provide for the uniform treatment of all
8 TSA employees (as defined in section 408(d) of the
9 Implementing the 9/11 Commission Recommenda-
10 tions Act of 2007).”.

11 (3) EFFECTIVE DATE.—

12 (A) PROVISIONS RELATING TO A SYSTEM
13 UNDER SUBSECTION (e)(1).—Any measures nec-
14 essary to carry out paragraph (1) shall take ef-
15 fect 90 days after the date of the enactment of
16 this Act.

24 (c) REPORT TO CONGRESS.—

11 (B) any changes to such system which
12 would be made under any regulations which
13 have been prescribed under chapter 97 of title
14 5, United States Code.

15 (2) MATTERS FOR INCLUSION.—The report re-
16 quired under paragraph (1) shall include—

17 (A) a brief description of each pay system
18 described in paragraphs (1)(A) and (1)(B), re-
19 spectively;

20 (B) a comparison of the relative advantages
21 and disadvantages of each of those pay
22 systems; and

23 (C) such other matters as the Government
24 Accountability Office considers appropriate.

1 (d) **TSA EMPLOYEE DEFINED.**—In this section, the
2 term “TSA employee” means an individual who holds—

3 (1) any position which was transferred (or the
4 incumbent of which was transferred) from the
5 Transportation Security Administration of the De-
6 partment of Transportation to the Department of
7 Homeland Security by section 403 of the Homeland
8 Security Act of 2002 (6 U.S.C. 203); or

9 (2) any other position within the Department of
10 Homeland Security the duties and responsibilities of
11 which include carrying out one or more of the func-
12 tions that were transferred from the Transportation
13 Security Administration of the Department of
14 Transportation to the Secretary by such section.

15 (e) **PERSONNEL MANAGEMENT SYSTEM DE-
16 SCRIBED.**—A personnel management system described in
17 this subsection is—

18 (1) any personnel management system, to the
19 extent that it applies with respect to any TSA em-
20 ployees by virtue of section 114(n) of title 49,
21 United States Code; and

22 (2) any human resources management system,
23 established under chapter 97 of title 5, United
24 States Code.

