

1 **TITLE IX—COMMITTEE ON**
2 **HOMELAND SECURITY AND**
3 **GOVERNMENTAL AFFAIRS**
4 **Subtitle A—Border Security**

5 **SEC. 90001. BORDER BARRIER SYSTEM CONSTRUCTION**
6 **AND BORDER SECURITY FACILITIES IM-**
7 **PROVEMENTS.**

8 (a) APPROPRIATION.—In addition to amounts other-
9 wise available, there is appropriated to U.S. Customs and
10 Border Protection for fiscal year 2025, out of any money
11 in the Treasury not otherwise appropriated, to remain
12 available until September 30, 2029, the following:

13 (1) \$6,500,000,000 for necessary expenses
14 for—

15 (A) the construction, installation, or im-
16 provement of primary, waterborne, and sec-
17 ondary barriers;

18 (B) access roads; and

19 (C) barrier system attributes, including
20 cameras, lights, sensors, roads, and other detec-
21 tion technology.

22 (2) \$2,500,000,000 for necessary expenses for
23 lease, acquisition, construction, or improvement of

1 U.S. Customs and Border Protection facilities and
2 checkpoints in the vicinity of the southwest, north-
3 ern, and maritime borders of the United States.

4 (b) LIMITATION.—None of the funds appropriated
5 under subsection (a) may be used for the surveillance of
6 any United States citizen.

7 **SEC. 90002. U.S. CUSTOMS AND BORDER PROTECTION PER-**
8 **SONNEL AND FLEET VEHICLES.**

9 (a) CBP PERSONNEL.—In addition to amounts oth-
10 erwise available, there is appropriated to U.S. Customs
11 and Border Protection for fiscal year 2025, out of any
12 money in the Treasury not otherwise appropriated,
13 \$2,035,000,000, to remain available until September 30,
14 2029, for necessary expenses for hiring and training addi-
15 tional Border Patrol agents, Office of Field Operations of-
16 ficers, Air and Marine agents, rehired annuitants, and
17 U.S. Customs and Border Protection support personnel
18 for the purposes of carrying out nonimmigration functions
19 .

20 (b) CBP RETENTION AND HIRING BONUSES.—In
21 addition to amounts otherwise available, there is appro-
22 priated to U.S. Customs and Border Protection for fiscal
23 year 2025, out of any money in the Treasury not otherwise
24 appropriated, \$1,026,500,000, to remain available until
25 September 30, 2029, for necessary expenses for providing

1 annual retention bonuses or signing bonuses to Border Pa-
2 trol agents, Office of Field Operations officers, and Air
3 and Marine agents for the purposes of carrying out non-
4 immigration functions .

5 (c) CBP VEHICLES.—In addition to amounts other-
6 wise available, there is appropriated to U.S. Customs and
7 Border Protection for fiscal year 2025, out of any money
8 in the Treasury not otherwise appropriated,
9 \$375,000,000, to remain available until September 30,
10 2029, for necessary expenses for the repair, lease, or ac-
11 quisition of vehicles not used for immigration functions.

12 **SEC. 90003. U.S. CUSTOMS AND BORDER PROTECTION**
13 **TECHNOLOGY TO ENHANCE BORDER SECU-**
14 **RITY.**

15 (a) CBP TECHNOLOGY.—In addition to amounts oth-
16 erwise available, there is appropriated to U.S. Customs
17 and Border Protection for fiscal year 2025, out of any
18 money in the Treasury not otherwise appropriated, to re-
19 main available until September 30, 2029, the following:

20 (1) \$538,158,500 for necessary expenses for
21 procurement and integration of non-intrusive inspec-
22 tion systems along the southwest, northern, and
23 maritime borders of the United States.

24 (2) \$1,383,000,000 for necessary expenses for
25 upgrades and procurement of border technologies

1 along the southwest, northern, and maritime borders
2 of the United States.

3 (3) \$287,500,000 for necessary expenses, for
4 the technologies, relating to the biometric entry and
5 exit system under section 7208 of the Intelligence
6 Reform and Terrorism Prevention Act of 2004 (8
7 U.S.C. 1365b).

8 (b) AIR AND MARINE OPERATIONS.—In addition to
9 amounts otherwise available, there is appropriated to U.S.
10 Customs and Border Protection for fiscal year 2025, out
11 of any money in the Treasury not otherwise appropriated,
12 \$617,000,000, to remain available until September 30,
13 2029, for necessary expenses for Air and Marine Oper-
14 ations' upgrading and procurement of maritime and avia-
15 tion assets for air and marine response capabilities.

16 (c) LIMITATION.—None of the funds appropriated
17 under this section may be used—

18 (1) for the surveillance of any United States
19 citizen; or

20 (2) to collect and create a database that in-
21 cludes United States citizens.

22 **SEC. 90004. DETENTION CAPACITY.**

23 (a) IN GENERAL.—In addition to any amounts other-
24 wise appropriated, there is appropriated to U.S. Immigra-
25 tion and Customs Enforcement for fiscal year 2025, out

1 of any money in the Treasury not otherwise appropriated,
2 \$22,500,000,000, to remain available until September 30,
3 2029, for single adult alien detention capacity and family
4 residential center capacity.

5 (b) DURATION.—Aliens may be detained at family
6 residential centers—

7 (1) pending a decision on whether the aliens are
8 to be removed from the United States; and

9 (2) if such aliens are ordered removed from the
10 United States, until such aliens are removed.

11 (c) STANDARDS.—The Secretary of Homeland Secu-
12 rity shall establish, in the discretion of the Secretary, the
13 detention standards for the single adult detention capacity
14 described in subsection (a).

15 (d) DEFINED TERM.—In this section, the term “fam-
16 ily residential center” means a facility used by the Depart-
17 ment of Homeland Security to detain alien families, in-
18 cluding alien children who are not unaccompanied alien
19 children (as defined in section 462(g) of the Homeland
20 Security Act of 2002 (6 U.S.C. 278(g))) who are encoun-
21 tered or apprehended by the Department of Homeland Se-
22 curity, regardless of whether such facility is licensed by
23 the State or a political subdivision of the State in which
24 the facility is located.

1 **SEC. 90005. STATE AND LOCAL LAW ENFORCEMENT PRESI-**
2 **DENTIAL RESIDENCE PROTECTION.**

3 (a) **PRESIDENTIAL RESIDENCE PROTECTION.**—In
4 addition to amounts otherwise available, there is appro-
5 priated to the Federal Emergency Management Agency,
6 for fiscal year 2025, out of any money in the Treasury
7 not otherwise appropriated, \$240,000,000, to remain
8 available until September 30, 2029, for the reimbursement
9 of extraordinary law enforcement personnel costs for pro-
10 tection activities directly and demonstrably associated with
11 any residence of the President that is designated pursuant
12 to section 3 of the Presidential Protection Assistance Act
13 of 1976 (Public Law 94–524; 18 U.S.C. 3056 note) to
14 be secured by the United States Secret Service.

15 (b) **TERMS AND CONDITIONS.**—Amounts appro-
16 priated under subsection (a) shall be available only for
17 costs that a State or local agency—

18 (1) incurred or incurs on or after July 1, 2024;

19 (2) can demonstrate to the Administrator of the
20 Federal Emergency Management Agency as being—

21 (A) in excess of the costs of normal and
22 typical law enforcement operations;

23 (B) directly attributable to the provision of
24 protection described in such subsection; and

25 (C) associated with a nongovernmental
26 property designated pursuant to section 3 of

1 the Presidential Protection Assistance Act of
2 1976 (Public Law 94–524; 18 U.S.C. 3056
3 note) to be secured by the United States Secret
4 Service; and

5 (3) certifies to the Administrator as being for
6 protection activities requested by the Director of the
7 United States Secret Service.

8 **SEC. 90006. STATE HOMELAND SECURITY GRANT PRO-**
9 **GRAM.**

10 (a) APPROPRIATION.—In addition to amounts other-
11 wise available, there is appropriated to the Federal Emer-
12 gency Management Agency, for fiscal year 2025, out of
13 any money in the Treasury, not otherwise appropriated,
14 \$180,000,000, to remain available until September 30,
15 2029, for necessary expenses under the State Homeland
16 Security Grant Program established under section 2004
17 of the Homeland Security Act of 2002 (6 U.S.C. 605).

18 (b) LIMITATION.—None of the funds appropriated
19 under subsection (a) may be used for the surveillance of
20 any United States citizen.

21 **SEC. 90007. RETENTION AND SIGNING BONUSES FOR U.S.**
22 **IMMIGRATION AND CUSTOMS ENFORCEMENT**
23 **PERSONNEL.**

24 In addition to amounts otherwise available, there is
25 appropriated to U.S. Immigration and Customs Enforce-

1 ment for fiscal year 2025, out of any money in the Treas-
2 ury not otherwise appropriated, \$19,500,000, to remain
3 available until September 30, 2029, for necessary expenses
4 for providing annual retention bonuses or signing bonuses
5 to Homeland Security Investigations agents and support
6 personnel carrying out nonimmigration functions.

7 **SEC. 90008. HIRING ADDITIONAL U.S. IMMIGRATION AND**
8 **CUSTOMS ENFORCEMENT PERSONNEL.**

9 In addition to amounts otherwise available, there is
10 appropriated to U.S. Immigration and Customs Enforce-
11 ment for fiscal year 2025, out of any money in the Treas-
12 ury not otherwise appropriated, \$456,500,000, to remain
13 available until September 30, 2029, for the purposes of
14 hiring additional Homeland Security Investigations agents
15 and support personnel carrying out nonimmigration func-
16 tions.

17 **SEC. 90009. INFORMATION TECHNOLOGY INVESTMENTS.**

18 (a) APPROPRIATION.—In addition to amounts other-
19 wise available, there is appropriated to U.S. Immigration
20 and Customs Enforcement for fiscal year 2025, out of any
21 money in the Treasury not otherwise appropriated,
22 \$350,000,000 to remain available until September 30,
23 2029, for the purposes of procurement or repair of tech-
24 nologies for information technology systems.

1 (b) LIMITATION.—None of the funds appropriated
2 under subsection (a) may be used for the surveillance of
3 any United States citizen.

4 **SEC. 90010. FACILITIES UPGRADES.**

5 In addition to amounts otherwise available, there is
6 appropriated to U.S. Immigration and Customs Enforce-
7 ment for fiscal year 2025, out of any money in the Treas-
8 ury not otherwise appropriated, \$275,000,000 to remain
9 available until September 30, 2029, for the purposes of
10 the lease, acquisition, construction, or improvement of
11 U.S. Immigration and Customs Enforcement facilities.

12 **Subtitle B—Governmental Affairs**
13 **Provisions**

14 **SEC. 90101. ELECTION FOR AT-WILL EMPLOYMENT AND**
15 **LOWER FERS CONTRIBUTIONS FOR NEW FED-**
16 **ERAL CIVIL SERVICE HIRES.**

17 (a) ELECTION.—

18 (1) IN GENERAL.—Subchapter I of chapter 33
19 of title 5, United States Code, is amended by adding
20 at the end the following:

21 **“§ 3330g. Election for at-will employment and lower**
22 **FERS contributions**

23 “(a) ELECTION.—

24 “(1) IN GENERAL.—Subject to the other re-
25 quirements of this section, an individual initially ap-

1 pointed to a covered position shall elect whether the
2 employee will be employed on an at-will basis as fol-
3 lows:

4 “(A) With respect to such an individual
5 initially appointed to a covered position for
6 which a probationary period is required, the in-
7 dividual shall make the election not later than
8 the last day of that probationary period.

9 “(B) With respect to such an individual
10 initially appointed to a covered position for
11 which a probationary period is not required, the
12 individual shall make the election before the
13 date on which the individual begins serving in
14 the covered position.

15 “(2) EFFECTS OF ELECTION.—With respect to
16 an individual to whom paragraph (1) applies, the ef-
17 fect of the election required under that paragraph
18 shall be as follows:

19 “(A) If the individual elects not to be em-
20 ployed on an at-will basis, the individual shall
21 be subject to the requirements of section
22 8422(a)(3)(D)(i).

23 “(B) If the individual elects to be employed
24 on an at-will basis, the individual shall be sub-

1 ject to the requirements of section
2 8422(a)(3)(D)(ii).

3 “(b) AT-WILL EMPLOYMENT.—Notwithstanding any
4 other provision of this title, any individual who elects to
5 be employed on an at-will basis under subsection (a)(1)—

6 “(1) shall be considered an at-will employee;
7 and

8 “(2) may be subject to an adverse action up to
9 and including removal, without notice or right to ap-
10 peal, by the head of the agency at which the indi-
11 vidual is employed for good cause, bad cause, or no
12 cause at all.

13 “(c) APPLICATION OF OTHER LAWS.—Notwith-
14 standing any other requirement of this section, this section
15 shall not be construed to reduce, extinguish, or otherwise
16 affect any right or remedy available to any individual who
17 elects to be employed on an at-will basis under subsection
18 (a)(1) under any of the following provisions of law:

19 “(1) The protections relating to prohibited per-
20 sonnel practices (as that term is defined in section
21 2302).

22 “(2) The Congressional Accountability Act of
23 1995 (2 U.S.C. 1301 et seq.), in the case of employ-
24 ees of the legislative branch who are subject to this
25 section.

1 “(d) COVERED POSITION.—In this section, the term
2 ‘covered position’—

3 “(1) means—

4 “(A) any position in the competitive serv-
5 ice;

6 “(B) a career appointee position in the
7 Senior Executive Service; or

8 “(C) a position in the excepted service; and

9 “(2) does not include any position—

10 “(A) excepted from the competitive service
11 because of its confidential, policy-determining,
12 policy-making, or policy-advocating character;
13 or

14 “(B) excluded from the coverage of section
15 2302 (by operation of subsection (a)(2)(B) of
16 such section) or chapter 75.”.

17 (2) CLERICAL AMENDMENT.—The table of sec-
18 tions for subchapter I of chapter 33 of title 5,
19 United States Code, is amended by adding after the
20 item relating to section 3330f the following:

“3330g. Election for at-will employment and lower FERS contributions.”.

21 (b) INCREASE IN FERS CONTRIBUTIONS.—Section
22 8422(a)(3) of title 5, United States Code, is amended by
23 adding at the end the following:

1 “(D) The applicable percentage under this paragraph
2 for civilian service by an individual with respect to whom
3 section 3330g applies shall be the following:

4 “(i) For an individual who elects not to be em-
5 ployed on an at-will basis under section 3330g, the
6 applicable percentage shall be equal to the percent-
7 age required under subparagraph (C), increased by
8 10 percent.

9 “(ii) For an individual who elects to be em-
10 ployed on an at-will basis under section 3330g, the
11 applicable percentage shall be equal to the percent-
12 age required under subparagraph (C), increased by
13 5 percent.

14 “(E) The applicable percentage under this paragraph
15 for civilian service by an employee, the position of whom
16 is excepted from the competitive service because of its con-
17 fidential, policy-determining, policy-making, or policy-ad-
18 vocating character, shall be equal to the percentage re-
19 quired under subparagraph (C), increased by 5 percent.”.

20 (c) APPLICATION.—This section, and the amend-
21 ments made by this section, shall apply to individuals ini-
22 tially appointed to positions in the civil service that are
23 subject to this section and the amendments made by this
24 section on or after the date of enactment of this Act.

1 **SEC. 90102. FILING FEE FOR MERIT SYSTEMS PROTECTION**

2 **BOARD CLAIMS AND APPEALS.**

3 (a) IN GENERAL.—Section 7701 of title 5, United
4 States Code, is amended—

5 (1) in redesignating subsection (k) as sub-
6 section (l); and

7 (2) by inserting after subsection (j) the fol-
8 lowing:

9 “(k)(1) The Board shall establish and collect a filing
10 fee to be paid by any employee, former employee, or appli-
11 cant for employment filing a claim or appeal with the
12 Board under this title, or under any other law, rule, or
13 regulation, consistent with the requirements of this sub-
14 section.

15 “(2) The filing fee under paragraph (1) shall—

16 “(A) be in an amount equal to the filing fee for
17 a civil action, suit, or proceeding under section
18 1914(a) of title 28;

19 “(B) be paid on the date on which the indi-
20 vidual submits a claim or appeal to the Board; and

21 “(C) if the individual is the prevailing party
22 under such claim or appeal, be returned to such in-
23 dividual.

24 “(3) The filing fee under this subsection shall not be
25 required for any—

1 “(A) action brought by the Special Counsel
2 under section 1214, 1215, or 1216; or

3 “(B) claim or appeal of a prohibited personnel
4 practice described in—

5 “(i) section 2302(b)(8);

6 “(ii) subparagraph (A)(i), (B), (C), or (D)
7 of section 2302(b)(9); or

8 “(iii) section 1221.

9 “(4) On the date on which a claim or appeal de-
10 scribed in paragraph (1) with respect to which an indi-
11 vidual is not the prevailing party has not been appealed
12 and is no longer appealable because the time for taking
13 an appeal has expired, or which has been appealed under
14 section 7703 and the appeals process for which is com-
15 pleted, the fee collected under paragraph (1) shall, except
16 as provided in paragraph (2)(C), be deposited into the
17 miscellaneous receipts of the Treasury.”.

18 (b) APPLICATION.—The fee required under the
19 amendment made by subsection (a) shall apply to any
20 claim or appeal filed with the Merit Systems Protection
21 Board after the date that is 3 months after the date of
22 the enactment of this section.

23 **SEC. 90103. FEHB IMPROVEMENTS.**

24 (a) SHORT TITLE.—This section may be cited as the
25 “FEHB Protection Act of 2025”.

1 (b) DEFINITIONS.—In this section:

2 (1) DIRECTOR.—The term “Director” means
3 the Director of the Office of Personnel Management.

4 (2) HEALTH BENEFITS PLAN; MEMBER OF
5 FAMILY.—The terms “health benefits plan” and
6 “member of family” have the meanings given those
7 terms in section 8901 of title 5, United States Code.

8 (3) OPEN SEASON.—The term “open season”
9 means an open season described in section
10 890.301(f) of title 5, Code of Federal Regulations,
11 or any successor regulation.

12 (4) PROGRAM.—The term “Program” means
13 the health insurance programs carried out under
14 chapter 89 of title 5, United States Code, including
15 the program carried out under section 8903c of that
16 title.

17 (5) QUALIFYING LIFE EVENT.—The term
18 “qualifying life event” has the meaning given the
19 term in section 892.101 of title 5, Code of Federal
20 Regulations, or any successor regulation.

21 (c) VERIFICATION REQUIREMENTS.—Not later than
22 1 year after the date of enactment of this Act, the Director
23 shall issue regulations and implement a process to verify—

24 (1) the veracity of any qualifying life event
25 through which an enrollee in the Program seeks to

1 add a member of family with respect to the enrollee
2 to a health benefits plan under the Program; and

3 (2) that, when an enrollee in the Program seeks
4 to add a member of family with respect to the en-
5 rollee to the health benefits plan of the enrollee
6 under the Program, including during any open sea-
7 son, the individual so added is a qualifying member
8 of family with respect to the enrollee.

9 (d) FRAUD RISK ASSESSMENT.—In any fraud risk
10 assessment conducted with respect to the Program on or
11 after the date of enactment of this Act, the Director shall
12 include an assessment of individuals who are enrolled in,
13 or covered under, a health benefits plan under the Pro-
14 gram even though those individuals are not eligible to be
15 so enrolled or covered.

16 (e) FAMILY MEMBER ELIGIBILITY VERIFICATION
17 AUDIT.—

18 (1) IN GENERAL.—During the 3-year period be-
19 ginning on the date that is 1 year after the date of
20 enactment of this Act, the Director shall carry out
21 a comprehensive audit regarding members of family
22 who are covered under an enrollment in a health
23 benefits plan under the Program.

24 (2) CONTENTS.—With respect to the audit car-
25 ried out under paragraph (1), the Director shall re-

1 view marriage certificates, birth certificates, and
2 other appropriate documents that are necessary to
3 determine eligibility to enroll in a health benefits
4 plan under the Program.

5 (f) DISENROLLMENT OR REMOVAL.—Not later than
6 180 days after the date of enactment of this Act, the Di-
7 rector shall develop a process by which any individual en-
8 rolled in, or covered under, a health benefits plan under
9 the Program who is not eligible to be so enrolled or cov-
10 ered shall be disenrolled or removed from enrollment in,
11 or coverage under, that health benefits plan.

12 (g) EARNED BENEFITS AND HEALTH CARE ADMIN-
13 ISTRATIVE SERVICES ASSOCIATED OVERSIGHT AND
14 AUDIT FUNDING.—Section 8909 of title 5, United States
15 Code, is amended—

16 (1) in subsection (a)(2), by inserting before the
17 period at the end the following: “, except that the
18 amounts required to be set aside under subsection
19 (b)(2) shall not be subject to the limitations that
20 may be specified annually by Congress”; and

21 (2) in subsection (b)—

22 (A) by redesignating paragraph (2) as
23 paragraph (3); and

24 (B) by inserting after paragraph (1) the
25 following:

1 “(2) In fiscal year 2026, \$66,000,000, to be de-
2 rived from all contributions, and to remain available
3 until the end of fiscal year 2035, for the Director of
4 the Office to carry out subsections (c) through (f) of
5 the FEHB Protection Act of 2025.”.

6 **SEC. 90104. DEDUCTIONS FROM PAY OF FEDERAL EMPLOY-**
7 **EES.**

8 (a) DEFINITIONS.—In this section:

9 (1) COVERED ORGANIZATION.—The term “cov-
10 ered organization” means an organization that is de-
11 scribed in paragraph (3), (4), or (5) of section
12 501(c) of the Internal Revenue Code of 1986 and
13 exempt from tax under section 501(a) of such Code.

14 (2) EMPLOYEE.—The term “employee” has the
15 meaning given the term in section 2105 of title 5,
16 United States Code.

17 (b) FEE.—If a covered organization receives an allot-
18 ment from a deduction from the pay of an employee, the
19 covered organization shall pay to the agency that employs
20 the employee a fee in the amount of 10 percent of the
21 allotment received by the covered organization, which the
22 head of that agency shall deposit in the general fund of
23 the Treasury.

24 **SEC. 90105. BONUSES FOR COST CUTTERS.**

25 (a) DEFINITIONS.—In this section:

1 (1) AGENCY.—Except as provided in subsection
2 (g), the term “agency” has the meaning given the
3 term in section 4511 of title 5, United States Code.

4 (2) EMPLOYEE.—The term “employee” has the
5 meaning given the term in section 2105 of title 5,
6 United States Code.

7 (3) FUND.—The term “Fund” means the Cost
8 Savings Disclosures Awards Fund established under
9 subsection (b).

10 (4) SURPLUS SALARIES AND EXPENSES
11 FUNDS.—The term “surplus salaries and expenses
12 funds” means amounts made available for the sala-
13 ries and expenses account, or equivalent account, of
14 an agency that—

15 (A) are identified by an employee of the
16 agency under subsection (c) as unnecessary;
17 and

18 (B) the Inspector General of the agency, or
19 other agency employee designated under sub-
20 section (d), determines are not required for the
21 purpose for which the amounts were made
22 available.

23 (b) COST SAVINGS DISCLOSURES AWARDS FUND.—

24 (1) ESTABLISHMENT.—There is established in
25 the Treasury the Cost Savings Disclosures Awards

1 Fund, to be administered by the Director of the Of-
2 fice of Personnel Management, for the purpose de-
3 scribed in paragraph (4).

4 (2) APPROPRIATION.—

5 (A) IN GENERAL.—In addition to amounts
6 otherwise available, there is appropriated for
7 fiscal year 2025, out of any money in the
8 Treasury not otherwise appropriated,
9 \$100,000,000, which shall be deposited in the
10 Fund and remain available until the date that
11 is 10 years after the date of enactment of this
12 Act.

13 (B) RESCISSION.—Effective on the date
14 that is 10 years after the date of enactment of
15 this Act, the obligated and unobligated balances
16 of amounts appropriated under subparagraph
17 (A) are rescinded.

18 (3) EXPENSES.—The Fund is available for rea-
19 sonable expenses incurred by the Office of Personnel
20 Management in administering this section.

21 (4) PURPOSE.—Amounts in the Fund shall be
22 available for the purpose of reimbursing agencies for
23 the payment of cash awards under subsection (c).

24 (c) CASH AWARDS.—

1 (1) IN GENERAL.—The Inspector General of an
2 agency, or any other agency employee designated
3 under subsection (d), may pay a cash award to any
4 employee of that agency whose disclosure or identi-
5 fication of surplus salaries and expenses funds to the
6 Inspector General of the agency, or to such other
7 designated agency employee, has resulted in cost
8 savings for the agency.

9 (2) AMOUNT OF AWARD.—

10 (A) IN GENERAL.—The amount of an
11 award under this subsection may not exceed the
12 lesser of—

13 (i) \$10,000; or

14 (ii) an amount equal to 1 percent of
15 the agency's cost savings that the Inspec-
16 tor General, or other employee designated
17 under subsection (d), determines to be the
18 total savings attributable to the disclosure
19 or identification by the employee.

20 (B) CONSIDERATIONS.—For purposes of
21 subparagraph (A), the Inspector General or
22 other designated employee may take into ac-
23 count agency cost savings projected for subse-
24 quent fiscal years that will be attributable to
25 the applicable disclosure or identification.

1 (d) DESIGNATION OF AGENCY EMPLOYEE.—In the
2 case of an agency for which there is no Inspector General,
3 the head of the agency shall designate an agency employee
4 who shall have the authority to make the determinations
5 and grant the awards permitted under this section.

6 (e) IDENTIFICATION OF SURPLUS SALARIES AND EX-
7 PENSES FUNDS.—

8 (1) TRANSFER.—If the Inspector General of an
9 agency, or other agency employee designated under
10 subsection (d), determines that potential surplus sal-
11 aries and expenses funds identified by an employee
12 under subsection (c) meet the requirements under
13 subsection (a)(4), except as provided in subsection
14 (f), the head of the agency may transfer the amount
15 of the surplus salaries and expenses funds from the
16 applicable appropriations account to the general
17 fund of the Treasury.

18 (2) DEPOSIT.—Any amounts transferred under
19 paragraph (1) shall be deposited in the Treasury
20 and used for deficit reduction, except that in the
21 case of a fiscal year for which there is no Federal
22 budget deficit, such amounts shall be used to reduce
23 the Federal debt.

24 (f) RETAINED AMOUNTS.—

1 (1) IN GENERAL.—The head of an agency may
2 retain not more than 10 percent of amounts to be
3 transferred to the general fund of the Treasury
4 under subsection (e)(1).

5 (2) USE OF RETAINED AMOUNTS.—Amounts re-
6 tained by the head of an agency under paragraph
7 (1) may be, to the extent amounts remain after pay-
8 ing cash awards under subsection (c), transferred or
9 reprogrammed for use by the agency, in accordance
10 with any limitation on such a transfer or reprogram-
11 ming under any other provision of law.

12 (g) OFFICERS ELIGIBLE FOR CASH AWARDS.—

13 (1) DEFINITIONS.—In this subsection:

14 (A) AGENCY.—The term “agency”—

15 (i) has the meaning given the term in
16 section 551 of title 5, United States Code;
17 and

18 (ii) includes an entity described in
19 section 4501(1) of title 5, United States
20 Code.

21 (B) INDEPENDENT ESTABLISHMENT.—The
22 term “independent establishment” has the
23 meaning given the term in section 104 of title
24 5, United States Code.

1 (C) OFFICER.—The term “officer” has the
2 meaning given the term in section 2104 of title
3 5, United States Code.

4 (2) PROHIBITION.—An officer may not receive
5 a cash award under this section, if the officer—

6 (A) serves in a position at level I of the
7 Executive Schedule;

8 (B) is the head of an agency; or

9 (C) is a commissioner, board member, or
10 other voting member of an independent estab-
11 lishment.

12 (h) TERMINATION.—On the date that is 10 years
13 after the date of enactment of this Act, this section shall
14 terminate.

15 **SEC. 90106. CHARGING LABOR ORGANIZATIONS FOR USE**
16 **OF FEDERAL RESOURCES.**

17 Subchapter IV of chapter 71 of title 5, United States
18 Code, is amended by inserting after section 7135 the fol-
19 lowing:

20 **“§ 7136. Charging labor organizations for use of Fed-**
21 **eral resources**

22 “(a) DEFINITIONS.—In this section:

23 “(1) AGENCY BUSINESS.—The term ‘agency
24 business’ means work performed by employees on

1 behalf of an agency or under the direction and con-
2 trol of the agency.

3 “(2) AGENCY RESOURCES PROVIDED FOR
4 UNION USE.—The term ‘agency resources provided
5 for union use’—

6 “(A) means the resources of an agency,
7 other than the time of employees in a duty sta-
8 tus, that such agency provides to labor rep-
9 resentatives for purposes pertaining to matters
10 covered by this chapter, including agency office
11 space, parking space, equipment, and reim-
12 bursement for expenses incurred while on union
13 time or otherwise performing non-agency busi-
14 ness; and

15 “(B) does not include any resource to the
16 extent that the resource is used for agency busi-
17 ness.

18 “(3) LABOR ORGANIZATION.—Notwithstanding
19 section 7103, the term ‘labor organization’ means a
20 labor organization recognized as an exclusive rep-
21 resentative of employees of an agency under this
22 chapter or as a representative of agency employees
23 under any system established by the Transportation
24 Security Administration Administrator pursuant to

1 section 111(d) of the Aviation and Transportation
2 Security Act (49 U.S.C. 44935 note).

3 “(4) HOURLY RATE OF PAY.—The term ‘hourly
4 rate of pay’ means the total cost to an agency of em-
5 ploying an employee in a pay period or pay periods,
6 including wages, salary, and other cash payments,
7 agency contributions to employee health and retire-
8 ment benefits, employer payroll tax payments, paid
9 leave accruals, and the cost to the agency for other
10 benefits, divided by the number of hours that em-
11 ployee worked in that pay period or pay periods.

12 “(5) INTEREST RATE.—The term ‘interest rate’
13 means the average market yield of outstanding mar-
14 ketable obligations of the United States having ma-
15 turities of 30 years, plus 1 percentage point.

16 “(6) LABOR REPRESENTATIVE.—The term
17 ‘labor representative’ means an employee of an agen-
18 cy serving in any official or other representative ca-
19 pacity for a labor organization (including as any of-
20 ficer or steward of a labor organization) that is the
21 exclusive representative of employees of such agency
22 under this chapter or is the representative of em-
23 ployees under any system established by the Trans-
24 portation Security Administration Administrator
25 pursuant to section 111(d) of the Aviation and

1 Transportation Security Act (49 U.S.C. 44935
2 note).

3 “(7) UNION TIME.—The term ‘union time’
4 means the time an employee of an agency who is a
5 labor representative for a labor organization spends
6 performing non-agency business while on duty, ei-
7 ther in service of that labor organization or other-
8 wise acting in the capacity as an employee represent-
9 ative, including official time authorized under sec-
10 tion 7131.

11 “(b) FEES FOR USE OF AGENCY RESOURCES.—

12 “(1) IN GENERAL.—The head of each agency
13 shall charge each labor organization recognized as
14 an exclusive representative of employees of that
15 agency a fee each calendar quarter for the use of the
16 resources of that agency during that quarter.

17 “(2) FEE CALCULATION.—The amount of the
18 fee the head of an agency charges a labor organiza-
19 tion under paragraph (1) with respect to a calendar
20 quarter shall be equal to the amount that is the sum
21 of—

22 “(A) the value of the union time of each
23 labor representative for that labor organization
24 while employed by that agency in that quarter;
25 and

1 “(B) the value of agency resources pro-
2 vided for union use to that labor organization
3 by that agency in that quarter.

4 “(3) TIMING.—

5 “(A) NOTICE.—Not later than 30 days
6 after the end of each calendar quarter, the head
7 of each agency shall submit to each labor orga-
8 nization charged a fee by that agency head
9 under paragraph (1) with respect to that cal-
10 endar quarter a notice stating the amount of
11 that fee.

12 “(B) DUE DATE.—Payment of a fee
13 charged under paragraph (1) is due not later
14 than 60 days after the date on which the labor
15 organization charged the fee receives a notice
16 under subparagraph (A) with respect to that
17 fee.

18 “(4) PAYMENT.—

19 “(A) IN GENERAL.—Payment of a fee
20 charged under paragraph (1) shall be made to
21 the head of the agency that charged the fee.

22 “(B) TRANSFER TO GENERAL FUND.—The
23 head of an agency shall transfer each payment
24 of a fee charged under paragraph (1) that the

1 agency head receives to the general fund of the
2 Treasury.

3 “(c) VALUE DETERMINATIONS.—

4 “(1) IN GENERAL.—The head of an agency
5 charging a labor organization a fee under subsection
6 (b) shall determine the value of union time used by
7 labor representatives and the value of agency re-
8 sources provided for union use for the purposes of
9 paragraph (2) of that subsection in accordance with
10 this subsection.

11 “(2) VALUES.—For the purposes of paragraph
12 (2) of subsection (b), with respect to a fee charged
13 to a labor organization by the head of an agency
14 under paragraph (1) of that subsection—

15 “(A) the value of the union time of a labor
16 representative during a calendar quarter is
17 equal to amount that is the product of the
18 hourly rate of pay of that labor representative
19 paid by that agency and the number of hours
20 of union time of that labor representative dur-
21 ing that calendar quarter during which that
22 labor representative was on duty as an em-
23 ployee of that agency; and

24 “(B) that agency head shall determine the
25 value of agency resources provided for union

1 use during a calendar quarter using rates es-
2 tablished by the General Services Administra-
3 tion, where applicable, or to the extent that
4 those rates are inapplicable to the use of those
5 resources, the market rate for the use of those
6 resources, except that with respect to resources
7 used for both agency business and for purposes
8 pertaining to matters covered by this chapter,
9 only the value of the portion of the use of those
10 resources for the business of that labor organi-
11 zation shall be included.

12 “(3) DETERMINATIONS NOT SUBJECT TO RE-
13 VIEW.—No determination of the head of an agency
14 described in paragraph (1) may be determined to be
15 an unfair labor practice or subject to collective bar-
16 gaining or grievance procedures under this chapter,
17 or otherwise contested or appealed.

18 “(d) ENFORCEMENT AND PENALTIES.—

19 “(1) PENALTIES.—

20 “(A) IN GENERAL.—If a labor organization
21 does not pay a fee charged to that labor organi-
22 zation under subsection (b)(1) on or before the
23 date on which payment for that fee becomes
24 due, during the period beginning on the date on
25 which that payment becomes due and ending on

1 the date on which every fee charged to that
2 labor organization under that subsection is fully
3 paid—

4 “(i) the amount of that fee shall be
5 increased at a rate equal to the interest
6 rate;

7 “(ii) the head of each agency shall—
8 “(I) beginning on the date that is
9 90 days after the date on which that
10 period begins—

11 “(aa) deny that labor orga-
12 nization and the labor represent-
13 atives for that labor organization
14 any further union time;

15 “(bb) cease providing and
16 the deny further use of agency
17 resources provided for union use
18 by that labor representatives for
19 the business of that labor organi-
20 zation; and

21 “(cc) not be subject to—

22 “(AA) any grievance
23 procedures or binding arbi-
24 tration invoked by that labor

1 organization under section
2 7121; or

3 “(BB) any unfair labor
4 practice complaints or pro-
5 ceedings under this chapter
6 pertaining to that labor or-
7 ganization or employees rep-
8 resented by that labor orga-
9 nization; and

10 “(II) beginning on the date that
11 is 180 days after the date on which
12 that period begins—

13 “(aa) terminate all allot-
14 ments made by or on behalf of
15 the agency with respect to that
16 labor organization under section
17 7115; and

18 “(bb) not authorize any al-
19 lotments described in item (aa)
20 with respect to that labor organi-
21 zation; and

22 “(III) on the date that is 365
23 days after the date on which that pe-
24 riod begins, inform the Authority and
25 that labor organization that such pe-

1 riod has reached a duration of 365
2 days; and

“(iii) on the date that is 380 days after the date on which that period begins, the Authority shall terminate the certification of that labor organization as the exclusive representative of employees of that agency.

9 “(B) EXCLUSIVE REPRESENTATIVE PROHI-
10 BITION.—A labor organization for which the
11 Authority terminates a certification as the ex-
12 clusive representatives of employees of an agen-
13 cy under subparagraph (A)(iii) may not be cer-
14 tified as the exclusive representative of any em-
15 ployee of that agency unless that labor organi-
16 zation pays all fees charged to that labor orga-
17 nization by the head of that agency under sub-
18 section (b)(1), including any increases to those
19 fees under subparagraph (A)(i).

20 “(C) RULE OF CONSTRUCTION.—Subpara-
21 graph (A)(ii)(I)(cc) may not be construed as—

22 “(i) tolling any statutory or contrac-
23 tual deadline for the filing of a grievance,
24 complaint of an unfair labor practice, or
25 proceeding to binding arbitration; or

1 “(ii) preventing or limiting an agency
2 from filing any grievance against a labor
3 organization or advancing such a grievance
4 to binding arbitration.

5 “(2) TIME TRACKING.—

6 “(A) IN GENERAL.—Each agency shall
7 track the use of union time by labor representa-
8 tives using the applicable time and attendance
9 tracking system of that agency.

10 “(B) FAILURE TO RECORD.—

11 “(i) IN GENERAL.—A labor represent-
12 ative who uses union time and fails to
13 record that use in the applicable time and
14 attendance tracking system shall be consid-
15 ered absent without leave and subject to
16 appropriate adverse action.

17 “(ii) WILLFUL OR REPEATED FAIL-
18 URES.—A failure of a labor representative
19 described in clause (i) shall constitute an
20 impairment to the efficient of the service if
21 that failure is willful or occurs in the same
22 fiscal year as another such failure by that
23 labor representative.

1 “(iii) LIMITED REVIEW.—Adverse ac-
2 tion taken against an employee under
3 clause (i)—

4 “(I) may not be determined to be
5 an unfair labor practice or subject to
6 grievance procedures or binding arbi-
7 tration under section 7121; and

8 “(II) shall be sustained on appeal
9 if the determination of the agency to
10 take that adverse action against that
11 employee is supported by substantial
12 evidence.

13 “(3) PAYMENT REQUIRED.—The head of an
14 agency may not forgive, reimburse, waive, or in any
15 other manner reduce any fee charged under this sec-
16 tion.”.

17 **SEC. 90107. EXECUTIVE REORGANIZATION PLANS.**

18 (a) APPROPRIATION.—There are appropriated, out of
19 amounts in the Treasury not otherwise appropriated,
20 \$100,000,000 for fiscal year 2025, to remain available
21 until September 30, 2034, to the Director of the Office
22 of Management and Budget for the purpose of preparing,
23 submitting, and executing the reorganization plans de-
24 scribed in this section.

1 (b) REORGANIZATION PLANS REQUIRED.—Not less
2 frequently than annually, the President shall prepare and
3 submit to Congress a reorganization plan described in
4 903(a) of title 5, United States Code, specifying reorga-
5 nizations of agencies the President finds necessary.

6 (c) REQUIREMENTS.—A reorganization plan sub-
7 mitted under subsection (b) shall comply with the require-
8 ments of a reorganization plan under subsection (a) and
9 (b) of section 903 and section 904 of title 5, United States
10 Code.

11 (d) INAPPLICABILITY OF TITLE 5.—No other provi-
12 sion of chapter 9 of title 5, United States Code, shall apply
13 to a reorganization plan required under subsection (b).

14 (e) EXECUTION.—The President may execute a reor-
15 ganization plan required under subsection (b) if—

16 (1) the plan does not result in an increase in
17 the number of Federal agencies; and

18 (2) the plan does not result in an increase in
19 the cost to the Federal Government of operating
20 agencies.

21 (f) SUNSET.—Effective on the date that is 10 years
22 after the date of enactment of this Act—

23 (1) the authority under this section shall termi-
24 nate; and

1 (2) any unobligated amounts appropriated
2 under subsection (a) shall be rescinded.

3 **SEC. 90108. PANDEMIC RESPONSE ACCOUNTABILITY COM-**
4 **MITTEE.**

5 (a) PANDEMIC RESPONSE ACCOUNTABILITY COM-
6 MITTEE FUNDING AVAILABILITY.—In addition to
7 amounts otherwise available, there is appropriated for fis-
8 cal year 2026, out of any money in the Treasury not other-
9 wise appropriated, \$88,000,000, to remain available until
10 expended, for the Pandemic Response Accountability Com-
11 mittee to support oversight of the Coronavirus response
12 and of funds provided in this Act or any other Act per-
13 taining to the Coronavirus pandemic.

14 (b) CARES ACT.—Section 15010 of the CARES Act
15 (Public Law 116–136; 134 Stat. 533) is amended—

16 (1) in subsection (a)(6)—

17 (A) in subparagraph (E), by striking “or”
18 at the end;

19 (B) in subparagraph (F), by striking
20 “and” at the end and inserting “or”; and

21 (C) by adding at the end the following:

22 “(G) the Act titled ‘An Act to provide for
23 reconciliation pursuant to title II of H. Con.
24 Res. 14’; and”; and

1 (2) in subsection (k), by striking “2025” and
2 inserting “2034”.

3 **SEC. 90109. DISPOSAL OF USPS ELECTRIC VEHICLES; RE-**
4 **SCISSION OF AMOUNTS FOR UNITED STATES**
5 **POSTAL SERVICE CLEAN FLEETS.**

6 (a) DEFINITION.—In this section, the term “electric
7 vehicle” means a vehicle that draws propulsion energy
8 from a rechargeable energy storage system.

9 (b) AUCTION.—The Administrator of General Serv-
10 ices shall sell through a system of competitive bidding all
11 electric vehicles and all infrastructure to support electric
12 vehicles owned by the United States Postal Service, includ-
13 ing any electric vehicles or infrastructure purchased using
14 amounts made available under section 70002 of the Act
15 entitled “An Act to provide for reconciliation pursuant to
16 title II of S. Con. Res. 14” (Public Law 117–169; 136
17 Stat. 2086).

18 (c) PROCEEDS.—The proceeds of the sales conducted
19 under subsection (b) shall be deposited in the general fund
20 of the Treasury.

21 (d) RESCISSION.—Effective on the date of enactment
22 of this Act, the unobligated balances of the amounts made
23 available under section 70002 of the Act titled “An Act
24 to provide for reconciliation pursuant to title II of S. Con.

1 Res. 14'' (Public Law 117–169; 136 Stat. 2086) are re-
2 scinded.