

113TH CONGRESS
2D SESSION

H. R. 5174

To allow additional appointing authorities to select individuals from competitive service certificates.

IN THE HOUSE OF REPRESENTATIVES

JULY 23, 2014

Mr. CONNOLLY (for himself and Mr. WITTMAN) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To allow additional appointing authorities to select individuals from competitive service certificates.

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. SHORT TITLE.**

4 This Act may be cited as the “Competitive Service
5 Act of 2014”.

6 **SEC. 2. ADDITIONAL APPOINTING AUTHORITIES FOR COM-**
7 **PETITIVE SERVICE.**

8 (a) IN GENERAL.—Section 3317 of title 5, United
9 States Code, is amended by adding at end the following:

10 “(c) OTHER APPOINTING AUTHORITIES.—

1 “(1) IN GENERAL.—During the 240-day period
2 beginning on the date of issuance of a certificate of
3 eligibles under subsection (a), an appointing author-
4 ity other than the appointing authority requesting
5 the certificate (in this subsection referred to as the
6 ‘other appointing authority’) may select an indi-
7 vidual from that certificate in accordance with para-
8 graph (2) for an appointment to a position that is—

9 “(A) in the same occupational series as the
10 position for which the certification of eligibles
11 was issued (in this subsection referred to as the
12 ‘original position’); and

13 “(B) at a similar grade level as the origi-
14 nal position.

15 “(2) REQUIREMENTS.—The selection of an in-
16 dividual under paragraph (1)—

17 “(A) shall be made in accordance with this
18 subchapter; and

19 “(B) may be made without any additional
20 posting under section 3327, except that before
21 selecting an individual in accordance with para-
22 graph (1) of this section, the other appointing
23 authority shall provide notice of the available
24 position to employees of such authority.

1 “(3) APPLICABILITY.—An appointing authority
2 requesting a certificate of eligibles may share the
3 certificate with another appointing authority only if
4 the announcement of the original position provided
5 notice that the resulting list of eligible candidates
6 may be used by another appointing authority.

7 “(4) COLLECTIVE BARGAINING OBLIGATIONS.—
8 Nothing in this subsection limits any collective bar-
9 gaining obligation of an agency under chapter 71.”.

10 (b) REGULATIONS.—Not later than 120 days after
11 the date of enactment of this Act, the Director of the Of-
12 fice of Personnel Management shall issue an interim final
13 rule with comment to carry out the amendment made by
14 subsection (a).

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