

113TH CONGRESS  
2D SESSION

# S. 2541

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

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IN THE SENATE OF THE UNITED STATES

JUNE 26, 2014

Mr. TESTER (for himself and Mr. BEGICH) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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## 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 may select an individual from that  
6 certificate in accordance with paragraph (2) for an  
7 appointment to a position that is—

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

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

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

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

18           “(B) may be made without any additional  
19 posting under section 3327.

20           “(3) APPLICABILITY.—An appointing authority  
21 requesting a certificate of eligibles may share the  
22 certificate with another appointing authority only if  
23 the announcement of the original position provided  
24 notice that the resulting list of eligible candidates  
25 may be used by another appointing authority.

1           “(4) COLLECTIVE BARGAINING OBLIGATIONS.—

2           Nothing in this subsection limits any collective bar-

3           gaining obligation of an agency under chapter 71.”.

4           (b) REGULATIONS.—Not later than 1 year after the

5           date of enactment of this Act, the Director of the Office

6           of Personnel Management shall issue regulations to carry

7           out the amendment made by subsection (a).

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