

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1813

To provide that rates of basic pay for Members of Congress be adjusted in a manner that reflects the degree of success of efforts to reduce the Federal deficit without raising taxes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 22, 1993

Mr. BARTLETT of Maryland (for himself, Mr. DELAY, and Mr. COX) introduced the following bill; which was referred jointly to the Committees on Post Office and Civil Service and House Administration

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## A BILL

To provide that rates of basic pay for Members of Congress be adjusted in a manner that reflects the degree of success of efforts to reduce the Federal deficit without raising taxes.

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 “Congressional Pay for  
5 Performance Act”.

6 **SEC. 2. DEFINITIONS.**

7 For the purpose of this Act—

1           (1) the term “Federal deficit” or “deficit”  
2 means, with respect to any fiscal year, the amount  
3 by which total budget outlays of the Government for  
4 such fiscal year exceed total revenues of the Govern-  
5 ment for such fiscal year;

6           (2) the term “Member of Congress” means an  
7 individual serving in a position referred to in section  
8 601(a)(1) of the Legislative Reorganization Act of  
9 1946 (2 U.S.C. 31(1)); and

10          (3) the term “year” means a calendar year.

11 **SEC. 3. TEMPORARY SUSPENSION OF USUAL PAY ADJUST-**  
12 **MENT PROCEDURES.**

13          Subject to section 5, rates of basic pay for Members  
14 of Congress shall not be adjusted except in accordance  
15 with section 4.

16 **SEC. 4. TEMPORARY ALTERNATIVE PROCEDURES.**

17          (a) IN GENERAL.—Effective as of the first day of the  
18 first applicable pay period beginning on or after January  
19 1st of each year, the rate of basic pay for each Member  
20 of Congress shall be reduced by the percentage derived  
21 by multiplying the applicable factor under subsection (b)  
22 for such year by the applicable factor under subsection  
23 (c) for such year.

24          (b) FACTOR REFLECTING MAGNITUDE OF THE DEFICI-  
25 CIT.—The applicable factor under this subsection for any

1 year is the number of hundreds of billions of dollars to  
2 which the Federal deficit is equal, as determined under  
3 subsection (d) with respect to such year.

4 (c) FACTOR REFLECTING DEGREE OF SUCCESS IN  
5 REDUCING OR ELIMINATING THE DEFICIT.—The applica-  
6 ble factor under this subsection for any year shall be de-  
7 termined in accordance with the following:

8 (1) For the first year beginning on or after the  
9 effective date of this Act, the applicable factor under  
10 this subsection is 2 percent.

11 (2) For each year thereafter, the applicable fac-  
12 tor under this subsection is—

13 (A) the same percentage as was applicable  
14 under this subsection in the previous year, if  
15 the deficit for the year in question is at least  
16 \$100,000,000,000 less than—

17 (i) the size of the deficit for the year  
18 referred to in paragraph (1), or

19 (ii) the lowest level attained in the  
20 deficit for any year after the year referred  
21 to in paragraph (1),

22 whichever is less; or

23 (B) 2 times the percentage which was ap-  
24 plicable under this subsection in the previous  
25 year, if subparagraph (A) does not apply.

1 (d) DETERMINING THE SIZE OF THE DEFICIT.—For  
2 the purpose of any determination under this Act, the size  
3 or level of the Federal deficit for any year—

4 (1) shall be equal to the size or level of the defi-  
5 cit for the fiscal year ending on the September 30th  
6 immediately preceding the start of such year; and

7 (2) shall be rounded to the nearest multiple of  
8 \$100,000,000,000 (or, if midway between multiples  
9 of \$100,000,000,000, to the next higher multiple of  
10 \$100,000,000,000).

11 (e) LIMITATION.—Nothing in this Act shall have the  
12 effect of reducing any rate of basic pay below \$1.

13 (f) SUSPENSION IN TIME OF WAR.—

14 (1) IN GENERAL.—Subject to paragraph (2),  
15 upon the enactment of a declaration of war—

16 (A) subsections (a) through (d) shall be  
17 suspended; and

18 (B) any subsequent reduction in rates of  
19 basic pay for Members of Congress under such  
20 subsections shall be precluded.

21 (2) RESTORATION.—In the event of a suspen-  
22 sion of subsections (a) through (d) due to a declara-  
23 tion of war, then, effective with the first year that  
24 begins in the session after the state of war is con-

1       cluded by Senate ratification of the necessary trea-  
2       ties—

3               (A) the provisions of subsections (a)  
4               through (d) shall be restored to full force and  
5               effect, and any adjustment scheduled to take ef-  
6               fect on or after the first day of such year shall  
7               be implemented in accordance with such provi-  
8               sions; and

9               (B) the initial rate of basic pay for a Mem-  
10              ber of Congress (before the implementation of  
11              any adjustment referred to in subparagraph  
12              (A)) shall be equal to the rate of basic pay in  
13              effect for such a Member as of the day before  
14              the effective date of this Act.

15 **SEC. 5. EFFECT OF ELIMINATING THE DEFICIT.**

16       (a) IN GENERAL.—Effective as of the first day of the  
17       first applicable pay period beginning on or after January  
18       1st of the first year with respect to which the deficit is  
19       determined to have been eliminated—

20              (1) the provisions of law suspended by section  
21              2 (disregarding subsection (f) thereof) shall be re-  
22              stored to full force and effect, and any adjustment  
23              scheduled to take effect on or after such first day  
24              under such provisions shall be implemented in ac-  
25              cordance with such provisions;

1           (2) the initial rate of basic pay for a Member  
2 of Congress (before the implementation of any ad-  
3 justment referred to in paragraph (1)) shall be equal  
4 to 2 times the rate of basic pay in effect for such  
5 a Member as of the effective date of this Act.

6           (3) the provisions of section 4 shall cease to be  
7 effective.

8           (b) RULE RELATING TO DETERMINING WHEN THE  
9 DEFICIT HAS BEEN ELIMINATED.—

10           (1) IN GENERAL.—For the purpose of this Act,  
11 the deficit shall be considered to have been elimi-  
12 nated as of the start of the first year for which the  
13 applicable factor under section 4(b) would be less  
14 than 1.

15           (2) NO TAX INCREASE.—The condition under  
16 paragraph (1) shall be considered unmet if there is  
17 enacted, after the effective date of this Act, any leg-  
18 islation that reduces the Federal deficit by changing  
19 the Internal Revenue Code of 1986.

20 **SEC. 6. EFFECTIVE DATE.**

21           (a) IN GENERAL.—This Act shall take effect on Jan-  
22 uary 1st of the first year beginning after the first election  
23 of Representatives following the date of the enactment of  
24 this Act.

1       (b) DEFINITION.—For the purpose of subsection (a),  
2 the term “election of Representatives” has the meaning  
3 given such term by 225(i)(4)(B) of the Federal Salary Act  
4 of 1967 (2 U.S.C. 359(4)(B)).

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