

104TH CONGRESS
1ST SESSION

H. R. 2082

To amend title 5, United States Code, to provide for the establishment of priority placement programs for Federal employees affected by a reduction in force, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 20, 1995

Ms. NORTON (for herself, Mr. DAVIS, Mrs. MORELLA, and Mr. WYNN) introduced the following bill; which was referred to the Committee on Government Reform and Oversight

A BILL

To amend title 5, United States Code, to provide for the establishment of priority placement programs for Federal employees affected by a reduction in force, 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. SHORT TITLE.**

4 This Act may be cited as the “Federal Service Prior-
5 ity Placement Program Act of 1995”.

1 **SEC. 2. PRIORITY PLACEMENT PROGRAMS FOR FEDERAL**
2 **EMPLOYEES AFFECTED BY A REDUCTION IN**
3 **FORCE.**

4 (a) IN GENERAL.—Subchapter I of chapter 33 of title
5 5, United States Code, is amended by adding at the end
6 the following:

7 **“§ 3329b. Priority placement programs for employees**
8 **affected by a reduction in force**

9 “(a) Not later than 6 months after the date of the
10 enactment of this section, the Office of Personnel Manage-
11 ment shall establish a Governmentwide priority placement
12 program, and each agency shall establish an agencywide
13 priority placement program, to facilitate employment
14 placement for employees who—

15 “(1) are scheduled to be separated from service
16 due to a reduction in force under—

17 “(A) regulations prescribed under section
18 3502; or

19 “(B) procedures established under section
20 3595; or

21 “(2) are separated from service due to such a
22 reduction in force.

23 “(b)(1) Each agencywide priority placement program
24 shall include provisions under which a vacant position
25 shall not be filled by the appointment or transfer of any
26 individual from outside of that agency if—

1 “(A) there is then available any individual de-
2 scribed in paragraph (2) who is qualified for the po-
3 sition; and

4 “(B) the position—

5 “(i) is at the same grade (or pay level) or
6 not more than 1 grade (or pay level) below that
7 of the position last held by such individual be-
8 fore placement in the new position; and

9 “(ii) is within the same commuting area as
10 the individual’s last-held position (as referred to
11 in clause (i)) or residence.

12 “(2) For purposes of an agencywide priority place-
13 ment program, an individual shall be considered to be de-
14 scribed in this paragraph if such individual is—

15 “(A) an employee of such agency who is sched-
16 uled to be separated, as described in subsection
17 (a)(1); or

18 “(B) an individual who became a former em-
19 ployee of such agency as a result of a separation, as
20 described in subsection (a)(2).

21 “(c)(1) The Governmentwide priority placement pro-
22 gram shall be conducted in coordination with the various
23 agencywide priority placement programs, and shall include
24 provisions under which a vacant position in an agency
25 which cannot be filled through such agency’s priority

1 placement program shall not be filled by the appointment
2 or transfer of any individual from outside of that agency
3 if—

4 “(A) there is then available any individual de-
5 scribed in paragraph (2) who is qualified for the po-
6 sition; and

7 “(B) with respect to such individual, the posi-
8 tion satisfies the criteria set forth in subparagraph
9 (B) of subsection (b)(1).

10 “(2) An individual shall be considered to be described
11 in this paragraph if such individual is—

12 “(A) an employee of an agency who is sched-
13 uled to be separated, as described in subsection
14 (a)(1); or

15 “(B) an individual who became a former em-
16 ployee of an agency as a result of a separation, as
17 described in subsection (a)(2).

18 “(d)(1) The Governmentwide priority placement pro-
19 gram shall not affect the priority of placement of individ-
20 uals under any agencywide priority placement program.

21 “(2) Nothing in this section shall affect any priority
22 placement program of the Department of Defense which
23 is in operation as of the date of the enactment of this
24 section.”.

1 (b) TECHNICAL AND CONFORMING AMENDMENTS.—

2 (1) Title 5, United States Code, is amended by redesignat-
3 ing the second section which is designated as section 3329
4 as section 3329a.

5 (2) The table of sections for chapter 33 of title 5,
6 United States Code, is amended by striking the item relat-
7 ing to the second section which is designated as section
8 3329 and inserting the following:

“3329a. Government-wide list of vacant positions.

“3329b. Priority placement programs for employees affected by a reduction
in force.”.

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