

105TH CONGRESS  
1ST SESSION

# S. 1495

To amend section 7703 of title 5, United States Code, to strengthen the ability of the Office of Personnel Management to obtain judicial review to protect the merit system, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

NOVEMBER 9, 1997

Mr. LEVIN (by request) introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

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## A BILL

To amend section 7703 of title 5, United States Code, to strengthen the ability of the Office of Personnel Management to obtain judicial review to protect the merit system, 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. MERIT SYSTEM JUDICIAL REVIEW.**

4       Section 7703 of title 5, United States Code, is  
5       amended—

6               (1) in subsection (b)(1) by striking “provision  
7       of law,” and inserting “provision of law except sub-  
8       section (d),”; and

1 (2) in subsection (d)—

2 (A) in the first sentence, by inserting after  
3 “filing” the following: “, within 60 days after  
4 the date the Director received notice of the final  
5 order or decision of the Board,”; and

6 (B) by striking the last sentence.

7 **SEC. 2. EFFECTIVE DATE.**

8 The amendments made by section 1 shall take effect  
9 on the date of enactment of this Act, and apply to any  
10 suit, action, or other administrative or judicial proceeding  
11 pending on such date or commenced on or after such date.

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