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(Original Signature of Member)

115TH CONGRESS
1ST SESSION

H. R. 3731

To provide overtime pay for employees of the United States Secret Service,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. KATKO introduced the following bill; which was referred to the Committee
on _____

A BILL

To provide overtime pay for employees of the United States
Secret Service, 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 “Secret Service Recruit-
5 ment and Retention Act of 2017”.

6 **SEC. 2. EXTENSION OF OVERTIME PAY EXCEPTION**
7 **THROUGH 2018 FOR PROTECTIVE SERVICES.**

8 (a) IN GENERAL.—The Overtime Pay for Protective
9 Services Act of 2016 (5 U.S.C. 5547 note) is amended—

1 (1) in the section heading for section 2, by
2 striking “**2016**” and inserting “**2016 THROUGH**
3 **2018**”;

4 (2) by striking “during 2016” each place it ap-
5 pears and inserting “during 2016 through 2018”.

6 (b) EFFECTIVE DATE.—The amendments made by
7 subsection (a) shall take effect as if enacted on December
8 31, 2016.

9 (c) REPORT ON EXTENSIONS.—Not later than Janu-
10 ary 30, 2018 and January 30, 2019, the Director of the
11 Secret Service shall submit to the Committee on Home-
12 land Security and Committee on Oversight and Govern-
13 ment Reform of the House of Representatives and the
14 Committee on Homeland Security and Governmental Af-
15 fairs of the Senate a report on the effects of the amend-
16 ment made by subsection (a)(2). The report shall include,
17 with respect to the previous calendar year—

18 (1) the total number of United States Secret
19 Service personnel receiving premium pay above the
20 premium pay limitation in subsection (a) of section
21 5547 of title 5, United States Code;

22 (2) the total amount of premium pay for that
23 calendar year paid to United States Secret Service
24 personnel above the premium pay limitation in such
25 subsection;

1 (3) the mean and median amount of premium
2 pay paid to United States Secret Service personnel
3 above the premium pay limitation in such sub-
4 section;

5 (4) the greatest amount paid to United States
6 Secret Service personnel above the premium pay lim-
7 itation in such subsection and the number of em-
8 ployees who received that amount;

9 (5) notwithstanding the amendments made by
10 subsection (a), the total number of United States
11 Secret Service personnel who were not fully com-
12 pensated for service because of the premium pay
13 earnings limitation in section 118 of the Treasury
14 and General Government Appropriations Act, 2001
15 (5 U.S.C. 5547 note);

16 (6) the total amount of premium pay United
17 States Secret Service personnel would have been
18 paid but for the premium pay earnings limitation in
19 such section; and

20 (7) a list of United States Secret Service per-
21 sonnel who, within the calendar year, received pre-
22 mium pay above the premium pay limitation in sub-
23 section (a) of section 5547 of title 5, United States
24 Code, and separated from the agency, including the
25 type of separation in each case.

1 **SEC. 3. RECRUITMENT AND RETENTION EFFORTS.**

2 (a) **THREAT ASSESSMENTS.**—

3 (1) **IN GENERAL.**—Not later than 180 days
4 after the date of the enactment of this Act, the Di-
5 rector of the Secret Service shall conduct updated
6 threat assessments on all individuals protected by
7 the United States Secret Service and provide such
8 assessments to the appropriate congressional com-
9 mittees. Such threat assessments shall not be con-
10 ducted for—

11 (A) the President, the Vice President, or
12 any spouses or children of the President or Vice
13 President; or

14 (B) former Presidents or Vice Presidents.

15 (2) **REQUIREMENT OF THREAT ASSESS-**
16 **MENTS.**—The threat assessments required under
17 paragraph (1) shall include a description of the
18 costs, including total annual costs, of the protection
19 of each individual.

20 (b) **RECRUITMENT AND RETENTION.**—Not later than
21 180 days after the date of the enactment of this Act, the
22 Director of the Secret Service shall submit to the appro-
23 priate congressional committees a report on the recruit-
24 ment and retention efforts of the Secret Service. Such re-
25 port shall include—

1 (1) data on the overall attrition rate for agency
2 personnel;

3 (2) information on the causes of employee attri-
4 tion and issues of low morale;

5 (3) a strategy for overhauling the agency's re-
6 cruitment and hiring process; and

7 (4) a strategy for improving retention of agency
8 personnel.

9 (c) EXTENSION OF PROTECTION.—Not later than 30
10 days after the Department of Homeland Security or the
11 United States Secret Service is directed by the President
12 or the Secretary of Homeland Security to extend the pro-
13 tection of an individual beyond the length of time that
14 would otherwise be provided to such individual, and such
15 protection is provided by the United States Secret Service,
16 the Secretary of Homeland Security, acting through the
17 Director of the Secret Service, shall submit to the appro-
18 priate congressional committees a notice of such extension,
19 including an updated threat assessment on such indi-
20 vidual.

21 (d) POLYGRAPH TEST QUESTIONS.—Not later than
22 10 days after the date of enactment of this Act, the Direc-
23 tor of the Secret Service shall submit to the appropriate
24 congressional committees a list of all questions asked in
25 calendar year 2016 on any polygraph exam the United

1 States Secret Service issued to an applicant for employ-
2 ment in the United States Secret Service.

3 (e) DEFINITIONS.—In this section, the term “appro-
4 priate congressional committees” means—

5 (1) the Committee on Homeland Security and
6 the Committee on Oversight and Government Re-
7 form of the House of Representatives; and

8 (2) the Committee on Homeland Security and
9 Governmental Affairs of the Senate.