

118TH CONGRESS
1ST SESSION

H. R. 5587

To reduce the annual rate of pay of Members of Congress if a Government shutdown occurs during a year, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 20, 2023

Ms. CRAIG introduced the following bill; which was referred to the Committee on House Administration, and in addition to the Committee on Oversight and Accountability, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To reduce the annual rate of pay of Members of Congress if a Government shutdown occurs during a year, 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 “My Constituents Can-
5 not Afford Rebellious Tantrums, Handle Your Shutdown
6 Act” or the “MCCARTHY Shutdown Act”.

1 **SEC. 2. REQUIRING REDUCTION OF PAY OF MEMBERS OF**
2 **CONGRESS IF GOVERNMENT SHUTDOWN OC-**
3 **CURS.**

4 (a) REDUCTION OF PAY FOR EACH DAY OF GOVERN-
5 MENT SHUTDOWN.—If on any day during a year a Gov-
6 ernment shutdown is in effect, the annual rate of pay ap-
7 plicable under section 601(a) of the Legislative Reorga-
8 nization Act of 1946 (2 U.S.C. 4501) with respect to each
9 Member of Congress for the year shall be reduced by an
10 amount equal to the product of—

11 (1) an amount equal to one day’s worth of pay
12 under such annual rate; and

13 (2) the number of 24-hour periods during which
14 the Government shutdown is in effect.

15 (b) EFFECTIVE DATE.—This section shall apply with
16 respect to days occurring after the date of the regularly
17 scheduled general election for Federal office held in No-
18 vember 2024.

19 **SEC. 3. SPECIAL RULE FOR ONE HUNDRED EIGHTEENTH**
20 **CONGRESS.**

21 (a) HOLDING SALARIES IN ESCROW.—If on any day
22 during the One Hundred Eighteenth Congress a Govern-
23 ment shutdown is in effect, the payroll administrator of
24 that House of Congress shall—

25 (1) withhold from the payments otherwise re-
26 quired to be made with respect to a pay period for

1 the compensation of each Member of Congress who
2 serves in that House of Congress an amount equal
3 to the product of—

4 (A) an amount equal to one day's worth of
5 pay under the annual rate of pay applicable to
6 the Member under section 601(a) of the Legis-
7 lative Reorganization Act of 1946 (2 U.S.C.
8 4501); and

9 (B) the number of 24-hour periods during
10 which the Government shutdown is in effect
11 which occur during the pay period; and

12 (2) deposit in an escrow account all amounts
13 withheld under paragraph (1).

14 (b) RELEASE OF AMOUNTS AT END OF THE CON-
15 GRESS.—In order to ensure that this section is carried out
16 in a manner that shall not vary the compensation of Sen-
17 ators or Representatives in violation of the twenty-seventh
18 article of amendment to the Constitution of the United
19 States, the payroll administrator of a House of Congress
20 shall release for payments to Members of that House of
21 Congress any amounts remaining in any escrow account
22 under this section on the last day of the One Hundred
23 Eighteenth Congress.

24 (c) ROLE OF SECRETARY OF THE TREASURY.—The
25 Secretary of the Treasury shall provide the payroll admin-

1 istrators of the Houses of Congress with such assistance
2 as may be necessary to enable the payroll administrators
3 to carry out this section.

4 (d) PAYROLL ADMINISTRATOR DEFINED.—In this
5 section, the “payroll administrator” of a House of Con-
6 gress means—

7 (1) in the case of the House of Representatives,
8 the Chief Administrative Officer of the House of
9 Representatives, or an employee of the Office of the
10 Chief Administrative Officer who is designated by
11 the Chief Administrative Officer to carry out this
12 section; and

13 (2) in the case of the Senate, the Secretary of
14 the Senate, or an employee of the Office of the Sec-
15 retary of the Senate who is designated by the Sec-
16 retary to carry out this section.

17 (e) EXCEPTION FOR DAYS OCCURRING AFTER GEN-
18 ERAL ELECTION.—This section does not apply with re-
19 spect to any day during the One Hundred Eighteenth
20 Congress which occurs after the date of the regularly
21 scheduled general election for Federal office held in No-
22 vember 2024.

23 **SEC. 4. DETERMINATION OF GOVERNMENT SHUTDOWN.**

24 For purposes of this Act, a Government shutdown
25 shall be considered to be in effect if there is a lapse in

1 appropriations for any Federal agency or department as
2 a result of a failure to enact a regular appropriations bill
3 or continuing resolution.

4 **SEC. 5. MEMBER OF CONGRESS DEFINED.**

5 In this Act, the term “Member of Congress” means
6 an individual serving in a position under subparagraph
7 (A), (B), or (C) of section 601(a) of the Legislative Reor-
8 ganization Act of 1946 (2 U.S.C. 4501).

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