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(Original Signature of Member)

116TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To provide temporary authority to the general counsel of the Merit Systems Protection Board to grant stays of personnel actions, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mr. CONNOLLY (for himself and Mr. CUMMINGS) introduced the following bill;  
which was referred to the Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To provide temporary authority to the general counsel of the Merit Systems Protection Board to grant stays of personnel actions, 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 “Interim Stay Authority  
5 to Protect Whistleblowers Act”.

1 **SEC. 2. TEMPORARY AUTHORITY FOR MSPB GENERAL**  
2 **COUNSEL TO ISSUE STAYS OF PERSONNEL**  
3 **ACTIONS.**

4 During the period beginning on the date of the enact-  
5 ment of this Act and ending on the first date after such  
6 date of enactment that an individual is confirmed by the  
7 Senate as a member of the Merit Systems Protection  
8 Board under section 1201 of title 5, United States Code,  
9 the general counsel of the Board shall carry out the func-  
10 tions and authorities relating to stays of personnel actions  
11 provided to a member of the Board under subparagraph  
12 (A), or to the Board under subparagraphs (B), (C), or  
13 (D), of section 1214(b)(1) of such title.

14 **SEC. 3. AUTHORITY FOR MSPB MEMBER TO CARRY OUT DU-**  
15 **TIES OF THE BOARD IN THE EVENT OF A**  
16 **LACK OF QUORUM.**

17 Section 1214(b)(1) of title 5, United States Code, is  
18 amended—

19 (1) in subparagraph (C), by inserting after  
20 “The Board” the following: “, or, if the Board lacks  
21 the number of members appointed under section  
22 1201 required to constitute a quorum, any remain-  
23 ing member of the Board,”; and

24 (2) in subparagraph (D), in the matter pre-  
25 ceding clause (i), by striking “A stay may be termi-  
26 nated by the Board at any time, except that a stay

1        may not be terminated by the Board” and inserting  
2        the following: “A stay may be terminated by the  
3        Board, or, if the Board lacks the number of mem-  
4        bers appointed under section 1201 required to con-  
5        stitute a quorum, any remaining member of the  
6        Board, at any time, except that a stay may not be  
7        terminated by the Board or any remaining member  
8        of the Board (as the case may be)”.