

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 9087
OFFERED BY MR. BERA OF CALIFORNIA**

At the appropriate place, insert the following:

1 (a) PROMOTIONS.—Section 601(c) (22 U.S.C.
2 4001(c)) is amended by adding at the end the following:

3 “(7) PROMOTIONS.—

4 “(A) IN GENERAL.—The opening of a pro-
5 motion window, on or after the date that is
6 seven years after the date of enactment of this
7 paragraph, of any Service officer, appointed
8 under section 302(a)(1), who has general re-
9 sponsibility for carrying out the functions of the
10 Service to the Senior Foreign Service should be
11 contingent upon such individual completing at
12 least one joint duty assignment.

13 “(B) EXCEPTIONS.—The Secretary may—

14 “(i) identify circumstances under
15 which the requirements under subpara-
16 graph (A) shall not apply, which may in-
17 clude that the individual proposed for pro-
18 motion to the Senior Foreign Service—

1 “(I) has met all other require-
2 ments applicable to such promotion;
3 and

4 “(II) was unable to complete a
5 joint duty assignment because there
6 was not a reasonable opportunity for
7 such individual to be assigned to such
8 a position; and

9 “(ii) exempt Foreign Service Medical
10 Specialists who entered as a FS-01 rank
11 and serve as a Regional Medical Officer
12 from the requirements under subparagraph
13 (A).

14 “(C) WAIVER.—Notwithstanding the
15 seven-year period described in subparagraph
16 (A), the Secretary may waive the implementa-
17 tion of the requirements under that subpara-
18 graph for a renewable period of up to 2 years
19 in length if, prior to the entry into effect of
20 such waiver or a renewal of such waiver, the
21 Secretary submits to the appropriate congress-
22 sional committees—

23 “(i) a certification that there are in-
24 sufficient joint duty opportunities to meet
25 the needs of the Foreign Service; and

1 “(ii) a report describing existing joint
2 duty assignments and actions the Sec-
3 retary is taking to secure additional such
4 assignments.

5 “(D) COLLABORATION FOR ADDITIONAL
6 JOINT DUTY ASSIGNMENTS.—The Secretary
7 shall work with other entities and other Federal
8 agencies, as appropriate, to establish additional
9 joint duty assignments for members of the For-
10 eign Service.

11 “(E) JOINT DUTY ASSIGNMENT DE-
12 FINED.—In this paragraph, the term ‘joint duty
13 assignment’ means a tour of duty of not less
14 than 12 months in—

15 “(i) a Federal department or agency
16 other than the Department;

17 “(ii) the Congress, pursuant to a fel-
18 lowship or detail program approved by the
19 Secretary;

20 “(iii) an international organization of
21 which the United States is a member, pur-
22 suant to a fellowship or detail program ap-
23 proved by the Secretary;

24 “(iv) a State or local government; or

1 “(vi) an accredited academic institu-
2 tion.”.

3 (b) REPORT.—Not later than 180 days after the date
4 of the enactment of this Act, the Secretary shall submit
5 to the appropriate congressional committees a report de-
6 scribing—

7 (1) how the Department plans to implement the
8 requirements added by the amendment made by sub-
9 section (a);

10 (2) the availability of joint duty assignment op-
11 portunities for eligible Service officers; and

12 (3) any additional statutory authorities or re-
13 sources needed to carry out the requirements added
14 by the amendment made by subsection (a).

