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(Original Signature of Member)

113TH CONGRESS
2^D SESSION

H. R. 4031

To amend title 38, United States Code, to provide for the removal of Senior Executive Service employees of the Department of Veterans Affairs for performance, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. MILLER of Florida introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title 38, United States Code, to provide for the removal of Senior Executive Service employees of the Department of Veterans Affairs for performance, 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 “Department of Vet-
5 erans Affairs Management Accountability Act of 2014”.

1 **SEC. 2. REMOVAL OF SENIOR EXECUTIVE SERVICE EM-**
2 **PLOYEES OF THE DEPARTMENT OF VET-**
3 **ERANS AFFAIRS FOR PERFORMANCE.**

4 (a) IN GENERAL.—Chapter 7 of title 38, United
5 States Code, is amended by adding at the end the fol-
6 lowing new section:

7 **“§ 713. Senior Executive Service: removal based on**
8 **performance**

9 “(a) IN GENERAL.—Notwithstanding any other pro-
10 vision of law, the Secretary may remove any individual
11 from the Senior Executive Service if the Secretary deter-
12 mines the performance of the individual warrants such re-
13 moval. If the Secretary so removes such an individual, the
14 Secretary may—

15 “(1) remove the individual from Federal serv-
16 ice; or

17 “(2) transfer the individual to a General Sched-
18 ule position at any grade of the General Schedule
19 the Secretary determines appropriate.

20 “(b) NOTICE TO CONGRESS.—Not later than 30 days
21 after removing an individual from the Senior Executive
22 Service under paragraph (1), the Secretary shall submit
23 to the Committees on Veterans’ Affairs of the Senate and
24 House of Representatives notice in writing of such removal
25 and the reason for such removal.

1 “(c) MANNER OF REMOVAL.—A removal under this
2 section shall be done in the same manner as the removal
3 of a professional staff member employed by a Member of
4 Congress.”.

5 (b) CLERICAL AMENDMENT.—The table of sections
6 at the beginning of such chapter is amended by adding
7 at the end the following new item:

“713. Senior Executive Service: removal based on performance.”.