

AMENDMENT NO. _____ Calendar No. _____

Purpose: To more closely align the definition of “policy and supporting position” with the positions included in the Plum Book, and to modify the frequency of updates.

IN THE SENATE OF THE UNITED STATES—116th Cong., 2d Sess.

S. 3896

To amend title 5, United States Code, to require the Director of the Office of Personnel Management to establish and maintain a public directory of the individuals occupying Government policy and supporting positions, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by Mr. LANKFORD
(for himself and Mr. JOHNSON)

Viz:

1 Beginning on page 4, strike line 22 and all that fol-
2 lows through page 6, line 5, and insert the following:

3 “(5) POLICY AND SUPPORTING POSITION.—The
4 term ‘policy and supporting position’—

5 “(A) means any position at an agency, as
6 determined by the Director, that, but for this
7 section and section 2(b)(4) of the PLUM Act of
8 2020, would be included in the publication enti-
9 tled ‘United States Government Policy and

1 Supporting Positions’ (commonly referred to as
2 the ‘Plum Book’); and

3 “(B) may include—

4 “(i) a position on any level of the Ex-
5 ecutive Schedule under subchapter II of
6 chapter 53, or another position with an
7 equivalent rate of pay;

8 “(ii) a general position (as defined in
9 section 3132(a)(9)) in the Senior Execu-
10 tive service;

11 “(iii) a position in the Senior Foreign
12 Service;

13 “(iv) a position of a confidential or
14 policy-determining character under sched-
15 ule C of subpart C of part 213 of title 5,
16 Code of Federal Regulations, or any suc-
17 cessor regulation; and

18 “(v) any other position classified at or
19 above level GS–14 of the General Schedule
20 (or equivalent) that is excepted from the
21 competitive service by law because of the
22 confidential or policy-determining nature of
23 the position duties.

24 On page 8, line 24, strike “MONTHLY” and insert
25 “BIENNIAL”.

- 1 On page 9, line 4, strike “30-day period” and insert
- 2 “2-year period”.