

111TH CONGRESS  
1ST SESSION

# H. R. 3243

To amend section 5542 of title 5, United States Code, to provide that any hours worked by Federal firefighters under a qualified trade-of-time arrangement shall be excluded for purposes of determinations relating to overtime pay.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 16, 2009

Mr. SARBANES (for himself and Mr. GALLEGLY) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To amend section 5542 of title 5, United States Code, to provide that any hours worked by Federal firefighters under a qualified trade-of-time arrangement shall be excluded for purposes of determinations relating to overtime pay.

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. TREATMENT OF HOURS WORKED UNDER A**  
4 **TRADE-OF-TIME ARRANGEMENTS.**

5 Section 5542 of title 5, United States Code, is  
6 amended by adding at the end the following:

1       “(g)(1) Notwithstanding any other provision of this  
2 section, any hours worked by a firefighter under a quali-  
3 fied trade-of-time arrangement shall be disregarded for  
4 purposes of any determination relating to eligibility for or  
5 the amount of any overtime pay under this section.

6       “(2) For purposes of this section—

7           “(A) the term ‘qualified trade-of-time arrange-  
8 ment’ means an arrangement under which 2 fire-  
9 fighters who are employed by the same agency  
10 agree, solely at their option and with the approval  
11 of their employing agency, to substitute for one an-  
12 other during scheduled work hours in performance  
13 of work in the same capacity; and

14           “(B) the term ‘firefighter’ has the meaning  
15 given such term by sections 8331(21) and 8401(14),  
16 respectively.”.

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