

**Suspend the Rules and Pass the Bill, HR. 4150, with An Amendment**

**(The amendment strikes all after the enacting clause and inserts a new text)**

114<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 4150

To amend title 38, United States Code, to allow the Secretary of Veterans Affairs to modify the hours of employment of physicians employed on a full-time basis by the Department of Veterans Affairs.

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IN THE HOUSE OF REPRESENTATIVES

DECEMBER 1, 2015

Mr. RUIZ (for himself and Mr. WENSTRUP) introduced the following bill;  
which was referred to the Committee on Veterans' Affairs

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## A BILL

To amend title 38, United States Code, to allow the Secretary of Veterans Affairs to modify the hours of employment of physicians employed on a full-time basis by the Department of Veterans Affairs.

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 Emergency Medical Staffing Recruitment  
6 and Retention Act”.

1 **SEC. 2. MODIFICATION OF HOURS OF EMPLOYMENT FOR**  
2 **PHYSICIANS EMPLOYED BY THE DEPART-**  
3 **MENT OF VETERANS AFFAIRS.**

4 Section 7423(a) of title 38, United States Code, is  
5 amended—

6 (1) by striking “(a) The hours” and inserting  
7 “(a)(1) Except as provided in paragraph (2), the  
8 hours”; and

9 (2) by adding at the end the following new  
10 paragraph:

11 “(2)(A) Upon the advance written request of a cov-  
12 ered physician, the Secretary may modify the hours of em-  
13 ployment for a physician appointed in the Administration  
14 under any provision of this chapter on a full-time basis  
15 to be more or less than 80 hours in a biweekly pay period,  
16 subject to the requirements in subparagraph (B). For the  
17 purpose of determining pay, such a physician shall be  
18 deemed to have a biweekly schedule of 80 hours of employ-  
19 ment.

20 “(B) A physician with an irregular work schedule es-  
21 tablished under subparagraph (A) shall be obligated to ac-  
22 count for at least 2,080 hours of employment (through  
23 performance of work or use of leave or paid time off) in  
24 a calendar year.

25 “(C) The Secretary may prescribe regulations to im-  
26 plement this paragraph, including regulations making ad-

1 justments to address the annual hours requirement for  
2 physicians who are covered by this paragraph for only a  
3 portion of a calendar year.”.