2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LYNCH OF MASSACHUSETTS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

151

AMENDMENT TO THE RULES COMMITTEE PRINT OF H.R. 7 OFFERED BY MR. LYNCH OF MASSACHUSETTS

Page 915, after line 14, insert the following:

(c) EFFECT OF A PAY FREEZE.—

(1) IN GENERAL.—Notwithstanding any other provision of this section, if, in calendar year 2013 or any subsequent calendar year, rates of basic pay are not increased by reason of section 147 of the Continuing Appropriations Act, 2011 (hereinafter in this subsection referred to as a "pay-freeze year"), individual and Government contributions under the provisions of law amended by this section shall be determined in accordance with the following:

(A) In any calendar year after 2012 which is a pay-freeze year, individual and Government retirement contributions shall be determined under the provisions of law which applied in the last year which was not a pay-freeze year.

(B) Beginning in the first year following a pay-freeze year (or, in the case of a series of pay-freeze years, the last of them), individual and Government contributions shall be deter-

1 mined under applicable provisions of law (as
2 amended by this section)—
3 (i) applying the percentages which
4 would otherwise have applied in the pay-
5 freeze year (or, in the case of a series of
6 pay-freeze years, the first of them); and
7 (ii) determining the percentages for
8 subsequent years accordingly.
9 (2) EXCEPTION.—Nothing in paragraph (1)
10 shall affect the application of the amendments made
11 by subsections (a) and (b) with respect to the indi-
12 vidual or Government contributions payable in the
13 case of Members of Congress (as defined by sections
14 8331 and 8401 of title 5, United States Code).