

112TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To appropriate such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, and supporting civilian and contractor personnel continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

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IN THE SENATE OF THE UNITED STATES

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Mrs. HUTCHISON introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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## **A BILL**

To appropriate such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, and supporting civilian and contractor personnel continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Ensuring Pay for Our  
3 Military Act of 2011”.

4 **SEC. 2. EMERGENCY APPROPRIATION OF FUNDS TO PRO-**  
5 **VIDE PAY AND ALLOWANCES FOR MEMBERS**  
6 **OF THE ARMED FORCES AND SUPPORTING**  
7 **CIVILIAN AND CONTRACTOR PERSONNEL**  
8 **DURING FUNDING GAP IMPACTING THE DE-**  
9 **PARTMENT OF DEFENSE OR DEPARTMENT**  
10 **OF HOMELAND SECURITY.**

11 (a) APPROPRIATION OF FUNDS FOR MILITARY PAY  
12 AND ALLOWANCES.—During a funding gap impacting the  
13 Armed Forces, the Secretary of the Treasury shall make  
14 available to the Secretary of Defense (and the Secretary  
15 of Homeland Security in the case of the Coast Guard),  
16 out of any amounts in the general fund of the Treasury  
17 not otherwise appropriated, such amounts as the Secretary  
18 of Defense (and the Secretary of Homeland Security in  
19 the case of the Coast Guard) determines to be necessary  
20 to continue to provide pay and allowances (without inter-  
21 ruption) to the following:

22 (1) Members of the Army, Navy, Air Force,  
23 Marine Corps, and Coast Guard, including reserve  
24 components thereof, who perform active service dur-  
25 ing the funding gap.

1           (2) At the discretion of the Secretary of De-  
2           fense, such civilian personnel of the Department of  
3           Defense who are providing support to the members  
4           of the Armed Forces described in paragraph (1) as  
5           the Secretary considers appropriate.

6           (3) At the discretion of the Secretary of De-  
7           fense, such personnel of contractors of the Depart-  
8           ment of Defense who are providing direct support to  
9           the members of the Armed Forces described in para-  
10          graph (1) as the Secretary considers appropriate.

11          (b) FUNDING GAP DEFINED.—In this section, the  
12          term “funding gap” means any period of time after the  
13          beginning of a fiscal year for which interim or full-year  
14          appropriations for the personnel accounts of the Armed  
15          Forces for that fiscal year have not been enacted.

16          (c) DURATION OF TRANSFER AUTHORITY.—No  
17          transfer may be made by the Secretary of the Treasury  
18          under subsection (a) after December 31, 2011.