

119TH CONGRESS
1ST SESSION

S. 3005

To require Executive agencies to submit reports to Congress and to the Office of Personnel Management regarding employees who are furloughed during any period during which there is a lapse in appropriations, and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 14, 2025

Ms. ERNST introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To require Executive agencies to submit reports to Congress and to the Office of Personnel Management regarding employees who are furloughed during any period during which there is a lapse in appropriations, and for other purposes.

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 “Non-Essential Workers
5 Transparency Act”.

6 **SEC. 2. REPORTING REQUIREMENTS.**

7 (a) DEFINITIONS.—In this section:

1 (1) APPROPRIATE CONGRESSIONAL COMMIT-
2 TEES.—The term “appropriate congressional com-
3 mittees” means, with respect to an Executive agen-
4 cy—

5 (A) the Committee on Homeland Security
6 and Governmental Affairs of the Senate;

7 (B) the Committee on Oversight and Gov-
8 ernment Reform of the House of Representa-
9 tives; and

10 (C) any other committee of Congress with
11 jurisdiction with respect to the Executive agen-
12 cy.

13 (2) COVERED EMPLOYEE.—The term “covered
14 employee” means an employee of an Executive agen-
15 cy who is subject to furlough during a covered pe-
16 riod with respect to that Executive agency.

17 (3) COVERED PERIOD.—The term “covered pe-
18 riod” means a period during which there is a lapse
19 in appropriations with respect to an Executive agen-
20 cy.

21 (4) DIRECTOR.—The term “Director” means
22 the Director of the Office of Personnel Management.

23 (5) EXECUTIVE AGENCY.—The term “Executive
24 agency” has the meaning given the term in section
25 105 of title 5, United States Code.

1 (b) REQUIREMENTS.—Not later than 30 days after
2 the date on which a covered period with respect to an Ex-
3 ecutive agency ends, the Under Secretary (or the equiva-
4 lent) of that Executive agency shall electronically submit
5 to the appropriate congressional committees with respect
6 to that Executive agency, and to the Director, a report
7 that contains—

8 (1) the total number of employees (including
9 contract employees) employed by the Executive
10 agency, as of the day before the day on which that
11 covered period began;

12 (2) the total amount expended by the Executive
13 agency on salaries of employees during the fiscal
14 year preceding the fiscal year in which that covered
15 period began;

16 (3) the total number of employees of the Execu-
17 tive agency who were covered employees during that
18 covered period;

19 (4) the sum obtained by adding the annual rate
20 of basic pay of each employee described in para-
21 graph (3);

22 (5) the total number of employees of the Execu-
23 tive agency who were not covered employees during
24 that covered period; and

1 (6) the sum obtained by adding the annual rate
2 of basic pay of each employee described in para-
3 graph (5).

4 (c) PROCEDURES.—

5 (1) CLASSIFICATION.—Each Executive agency
6 submitting a report under subsection (b), or an up-
7 date to such a report, shall submit that report or
8 update in unclassified form, but that report or up-
9 date may include a classified annex.

10 (2) PUBLICATION.—Not later than 30 days
11 after the date on which an appropriate congressional
12 committee receives a report submitted under sub-
13 section (b), that appropriate congressional com-
14 mittee shall publish the report on the website of the
15 appropriate congressional committee.

16 (3) OPM REQUIREMENTS.—Not later than 60
17 days after the date on which a covered period with
18 respect to 1 or more Executive agencies ends, the
19 Director shall—

20 (A) consolidate all reports submitted to the
21 Director under subsection (b) with respect to
22 that covered period into a single report; and

- 1 (B) publish the consolidated report created
- 2 under subparagraph (A) on the website of the
- 3 Office of Personnel Management.

