

AUGUST 19, 2020

RULES COMMITTEE PRINT 116-61
TEXT OF H.R. 8015, DELIVERING FOR AMERICA
ACT

**[Showing the text of H.R. 8015, as introduced, with
modifications.]**

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Delivering for America
3 Act”.

4 **SEC. 2. PROMPT AND RELIABLE POSTAL SERVICES DURING**
5 **COVID-19 PANDEMIC.**

6 (a) IN GENERAL.—During the period beginning on
7 the date of enactment of this Act and ending on the last
8 day of the COVID-19 public health emergency or January
9 31, 2021, whichever is later, the United States Postal
10 Service may not implement or approve any change to the
11 operations or the level of service provided by the Postal
12 Service from those in effect on January 1, 2020, that
13 would reduce service performance or impede prompt, reli-
14 able, and efficient services, including any of the following
15 actions:

16 (1) Any change in the nature of postal services
17 which will generally affect service on a nationwide or
18 substantially nationwide basis.

1 (2) Any revision of service standards.

2 (3) Any closure or consolidation of any post of-
3 fice or postal facility, or any reduction of such office
4 or facility hours.

5 (4) Any prohibition or restriction on the use of
6 overtime or overtime pay to Postal Service officers
7 or employees.

8 (5) Any change that would prevent the Postal
9 Service from meeting its service standards or cause
10 a decline in measurements of performance relative to
11 those service standards.

12 (6) Any change that would have the effect of
13 delaying deferring, or curtailing mail, allowing for
14 the non-delivery of mail to a delivery route, or in-
15 creasing the volume of undelivered mail.

16 (7) Treating election mail as any class of mail
17 other than first-class mail, regardless of whether
18 such treatment requires payment of overtime pay to
19 officers or employees of the Postal Service.

20 (8) Removing, decommissioning, or any other
21 stoppage of mail sorting machines, other than for
22 routine maintenance.

23 (9) Removing or eliminating any mail collection
24 box that is available to the public.

1 (10) Enacting any rule, policy, or standard the
2 purpose or effect of which would delay the delivery
3 of mail to or from a government entity.

4 (11) Instituting any hiring freeze.

5 (b) REVERSAL OF POLICIES HINDERING DELIVERY
6 OF MAIL.—The United States Postal Service shall reverse
7 any initiative or action that is causing delay in processing
8 or delivery or non-delivery of the mail.

9 (c) ELECTION MAIL.—

10 (1) POLICY ON POSTMARKS.—It shall be the
11 policy of the United States Postal Service to post-
12 mark, which shall include any imprinted indicia from
13 the Postal Service that indicates the date of receipt,
14 all election mail processed by the Postal Service.

15 (2) SAME-DAY PROCESSING.—The United
16 States Postal Service shall ensure, to the maximum
17 extent practical, that election mail is processed and
18 cleared from any postal facility or post office on the
19 same day it is received at such a facility or post of-
20 fice.

21 (d) PRIVATE RIGHT OF ACTION.—A person who is
22 harmed by a violation of this Act may bring a civil action
23 against the Postal Service in an appropriate district court
24 for injunctive and declaratory relief with respect to the
25 violation.

1 (e) DEFINITIONS.—In this section—

2 (1) the term “COVID–19 public health emer-
3 gency” means the public health emergency declared
4 by the Secretary of Health and Human Services on
5 January 27, 2020, with respect to the 2019 Novel
6 Coronavirus;

7 (2) the term “election mail” means mail con-
8 sisting of—

9 (A) voter registration application forms,
10 completed voter registration application forms,
11 and voter registration cards or similar mate-
12 rials;

13 (B) absentee and other mail-in ballot appli-
14 cation forms, blank absentee and other mail-in
15 ballots, and completed absentee and other mail-
16 in ballots; and

17 (C) other materials relating to an election
18 which are mailed by a State or local election of-
19 ficial to individuals who are registered to vote
20 in the election; and

21 (3) the term “government entity” means the
22 Federal Government or any State (as that term is
23 defined in section 311 of title 5, United States
24 Code) or local government and any subdivision
25 thereof.

1 **SEC. 3. ADDITIONAL APPROPRIATION FOR THE POSTAL**
2 **SERVICE.**

3 There is appropriated, out of any money in the Treas-
4 ury not otherwise appropriated, for the fiscal year ending
5 September 30, 2020, for an additional payment to the
6 Postal Service Fund (established under section 2003 of
7 title 39, United States Code), \$25,000,000,000, to remain
8 available until expended. Of the amount appropriated in
9 the previous sentence, \$15,000,000 shall be transferred to
10 “United States Postal Service—Office of Inspector Gen-
11 eral—Salaries and Expenses”.

12 **SEC. 4. RULE OF CONSTRUCTION.**

13 Nothing in this Act shall be construed to alter or oth-
14 erwise effect the terms and conditions of section 3406 of
15 title 39, United States Code (relating to balloting mate-
16 rials under the Uniformed and Overseas Citizens Absentee
17 Voting Act).

18 **SEC. 5. BUDGETARY EFFECTS.**

19 (a) **IN GENERAL.**—The amounts provided by this Act
20 are designated as an emergency requirement pursuant to
21 section 4(g) of the Statutory Pay-As-You-Go Act of 2010
22 (2 U.S.C. 933(g)).

23 (b) **DESIGNATION IN THE SENATE.**—In the Senate,
24 this Act is designated as an emergency requirement pursu-
25 ant to section 4112(a) of H. Con. Res. 71 (115th Con-

1 gress), the concurrent resolution on the budget for fiscal
2 year 2018.

