

CHAPTER 8. RE-EMPLOYMENT OF EMPLOYEES WHOSE
EMPLOYMENT HAS BEEN TERMINATED

41. INFORMING INSPECTOR GENERAL AND DIRECTOR OF PERSONNEL. When the employment of any person whose employment has previously been terminated under the authorities listed in paragraph 2 is proposed, the selecting official or his designee shall immediately notify both the Inspector General and the Director of Personnel to that effect. In addition, the provisions of either paragraph 42 or 43, as appropriate, must be observed.
42. RESTORATION IN HUD. Any person whose employment is suspended or terminated under 5 U.S.C. 7532 may, at the discretion of the Secretary, be reinstated or restored to duty under 5 U.S.C. 3571, and if so reinstated or restored shall be allowed pay as provided by 5 U.S.C. 5596.
43. ELIGIBILITY FOR REEMPLOYMENT IN ANOTHER AGENCY.
 - a. Consultation with the Commission. Termination under 5 U.S.C. 7532 and Executive Order 10450 does not prevent the person so terminated from being employed in any other agency. The head of the employing agency, however, must get the approval of the Civil Service Commission for the appointment.
 - b. Employee request for Commission determination. Any civilian employee who is terminated, who resigns while charges are pending under 5 U.S.C. 7532 or any other law or Executive Order authorizing termination in the interests of national security, or on grounds relating to loyalty, and authorizing the Commission to determine his eligibility for employment in another agency of the Government, may request the Commission in writing to determine whether he is eligible for employment in another agency of the Government.
 - c. Commission action. The Commission will determine and notify the former employee whether he may be employed in other agencies. The Commission may also (1) cancel his reinstatement eligibility if the eligibility resulted from his last Federal employment and was obtained through fraud, or (2) prescribe a period of debarment from the competitive service, not to exceed three years, or (3) both cancel and debar. However, these actions may be taken only after a former Federal employee found unsuitable under this subsection has had the opportunity to comment on the reasons for the finding or has given his comments to the Commission or to his former employing agency.