

asked for the immediate consideration of a resolution, as follows:

H. RES. 441

Resolution relating to the positions of certain minority employees in the House of Representatives

*Resolved*, That, until otherwise provided by law—(1) The six positions of minority employees listed in House Resolution 8, Ninety-first Congress, as supplemented by House Resolution 238, Ninety-first Congress, and House Resolution 265, Ninety-first Congress, are hereby given position titles in the descending order in which those six positions are listed in House Resolution 8 as follows:

(A) the position title of the position listed first is “Floor Assistant to the Minority”;

(B) the position title of the position listed second is “Floor Assistant to the Minority”;

(C) the position title of the position listed third is “Floor Assistant to the Minority”;

(D) the position title of the position listed fourth is “Floor Assistant to the Minority”;

(E) the position title of the position listed fifth is “Pair Clerk to the Minority”; and

(F) the position title of the position listed sixth is “Staff Director to the Minority”.

(2) Appointments to each position for which a position title is provided by subparagraph (1) of this section shall be made by action of the House of Representatives.

(3) The rate of pay of each position for which a position title is provided by subparagraph (1) of this section shall

be a per annum gross rate equal to the annual rate of basic pay of Level V of the Executive Schedule in section 5316 of title 5, United States Code, unless a different rate is provided for such position by action of the House of Representatives.

Sec. 2. (a) The first section of this resolution shall not affect or change the appointments or continuity of employment of those employees who hold such positions on the date of adoption of this resolution.

(b) In accordance with the authority of the House of Representatives under subparagraph (3) of the first section of this resolution, the respective per annum gross rates of pay of those positions for which position titles are provided by clauses (C), (D), (E), and (F) of subparagraph (1) of the first section of this resolution are as follows:

(1) for the position subject to clause (C)—\$29,160;

(2) for the position subject to clause (D)—\$25,200;

(3) for the position subject to clause (E)—\$28,440; and

(4) for the position subject to subparagraph (F)—\$28,080.

Sec. 3. This resolution shall become effective as of the beginning of the calendar month in which this resolution is adopted.

The resolution was agreed to.

A motion to reconsider was laid on the table.

## § 27. Compensation

The compensation of House employees is regulated both by stat-

ute<sup>(7)</sup> and by resolution. The House by resolution has fixed,<sup>(8)</sup> increased,<sup>(9)</sup> or adjusted<sup>(10)</sup> the compensation of various employees. It has by resolution established salary limits<sup>(11)</sup> and authorized the transfer of funds to meet employee payrolls.<sup>(12)</sup> Employee overtime compensation has been provided for by resolution<sup>(13)</sup> and on occasion the House has adopted resolutions increasing the

7. For examples of statutory provisions related to the compensation of various House employees see: 2 USCA §72a-2, basic compensation of employees of House and Senate press, periodical, and radio galleries; 2 USCA §74a, basic compensation for administrative assistants to the Speaker and Majority and Minority Leaders; 2 USCA §75c, basic compensation for Assistant Tally Clerks, Office of the Clerk of the House; 2 USCA §7ad, basic compensation for stationery clerks; 2 USCA §75e, basic compensation for employees of the offices of Clerk, Doorkeeper, and Postmaster; 2 USCA §76a, basic compensation for Special Assistant, Office of the Doorkeeper; 2 USCA §76b, basic compensation for Telephone Clerks in the Office of the Doorkeeper; and 2 USCA §84-3, basic compensation for the Deputy Sergeant at Arms.

8. See §27.1, *infra*.

9. See §27.2, *infra*.

10. See §27.3, *infra*.

11. See §27.4, *infra*.

12. See §27.5, *infra*.

13. See §27.6, *infra*.

personnel salary allowances granted to House officers.<sup>(14)</sup>

### ***Fixing Compensation***

**§ 27.1 A resolution from the Committee on House Administration fixing the compensation of certain House employees and providing for their payment from the contingent fund is reported and called up as privileged.**

On Dec. 1 1970<sup>(15)</sup> Mr. Joe D. Waggoner, Jr., of Louisiana, at the direction of the Committee on House Administration submitted a privileged report<sup>(16)</sup> on and asked for the immediate consideration of the following resolution:

H. RES. 1241

*Resolved*, That (a) until otherwise provided by law and effective the first day of the month which begins on or after the date of adoption of this resolution, the rate of basic compensation of—

14. See §27.7, *infra*.

15. 116 CONG. REC. 39341, 91st Cong. 2d Sess. For additional examples of House resolutions fixing the compensation of House employees see 115 CONG. REC. 22545, 22546, 91st Cong. 1st Sess., Aug. 6, 1969; and 112 CONG. REC. 27647, 89th Cong. 2d Sess., Oct. 19, 1966, where the rate of compensation for several House employees was established.

16. H. REPT. NO. 91-1639.

(1) the clerk to the Official Reporters of Debates shall be \$6,160 per annum;

(2) the number one assistant clerk to the Official Reporters of Debates shall be \$4,505 per annum; and

(3) the number two assistant clerk to the Official Reporters of Debates shall be \$4,005 per annum.

(b) Until otherwise provided by law, such amounts as may be necessary to carry out subsection (a) of this resolution shall be paid out of the contingent fund of the House of Representatives.

The resolution was agreed to after brief debate thereon, and a motion to reconsider was laid on the table.

### *Increasing Compensation*

**§ 27.2 The House by resolution increased the compensation of the Legislative Counsel of the House to equal that of the Legislative Counsel of the Senate.**

On Mar. 31, 1965,<sup>(17)</sup> Mr. Carl Albert, of Oklahoma, obtained

17. 111 CONG. REC. 6412, 89th Cong. 1st Sess. For additional examples of House resolutions increasing House employee compensation see 102 CONG. REC. 7362, 84th Cong. 2d Sess., May 2, 1956, where the salary of the official reporters of debates was increased, and 102 CONG. REC. 6966, 84th Cong. 2d Sess., Apr. 25, 1956, where the salary of certain minority employees was increased.

unanimous consent for the consideration of the following resolution:

H. RES. 312

*Resolved*, That, effective April 1, 1965, the compensation of the Legislative Counsel of the House of Representatives shall be at a gross per annum rate which is equal to the gross per annum rate of compensation of the Legislative Counsel of the Senate. The additional sums necessary to carry out this resolution shall be paid out of the contingent fund of the House until otherwise provided by law.

The resolution was agreed to.

A motion to reconsider was laid on the table

### *Compensation Adjustments*

**§ 27.3 A resolution providing for payment from the contingent fund of salary adjustments for certain House employees was reported and called up as privileged by the Committee on House Administration.**

On Jan. 27, 1972,<sup>(18)</sup> Mr. Frank Thompson, Jr., of New Jersey, was recognized to seek consideration of the resolution shown below:

MR. THOMPSON of New Jersey: Mr. Speaker, by direction of the Committee on House Administration, I call up a privileged resolution (H. Res. 741) and ask for its immediate consideration.

18. 118 CONG. REC. 1531, 92d Cong. 2d Sess.

The Clerk read the resolution as follows:

H. RES. 741

*Resolved*, That until otherwise provided by law, effective as of January 1, 1972, the per annum gross rate of pay of each employee (except an employee who is an elected officer of the House) whose pay is disbursed by the Clerk of the House and is fixed at a specific rate by House resolution is increased by an amount equal to 5.5 per centum of his per annum gross rate of pay. No rate of pay shall be increased by reason of the adoption of this resolution to an amount in excess of the rate of basic pay of level V of the Executive Schedule contained in section 5316 of title 5, United States Code. The contingent fund of the House is made available to carry out the purposes of this resolution.

THE SPEAKER:<sup>(19)</sup> The Clerk will report the committee amendment.

The Clerk read as follows:

Committee amendment: On page 1, line 4, immediately following the word "the" strike out the word "House" and insert "House or who is an Official Reporter of Debates or an Official Reporter to Committees.)"

THE SPEAKER: Without objection, the committee amendment is agreed

A reservation of the right to object being heard from Mr. Durward G. Hall, of Missouri, a discussion of the resolution ensued at the conclusion of which Mr. Thompson moved the previous question on the resolution. The previous question was ordered. The resolution was agreed to. A

<sup>19</sup> John W. McCormack (Mass.).

motion to reconsider was laid on the table.

### ***Fixing Compensation Limits***

#### **§ 27.4 The House by resolution permitted the salaries of administrative assistants to House leaders to be increased to the maximum amount authorized under executive level five of the Federal Civil Service.**

On Jan. 15, 1968,<sup>(20)</sup> Mr. Carl Albert, of Oklahoma, obtained unanimous consent for the consideration of a resolution as follows:

H. RES. 1015

*Resolved*, effective January 1, 1968, there will be payable from the contingent fund of the House of Representatives, until otherwise provided by law, an amount which will permit payment of basic compensation per annum, at a rate not in excess of the highest amount, which, together with additional compensation authorized by law, will not exceed the maximum rate authorized by Level 5 of the Executive schedule by Public Law 90-206, to the administrative assistant of each of the following:

<sup>20</sup> 114 CONG. REC. 24, 90th Cong. 2d Sess. See also 111 CONG. REC. 4405, 89th Cong. 1st Sess., Mar. 9, 1965, where the House by resolution raised the gross salary limits for several House employees to the maximum amount permissible under the salary schedule in effect for the legislative branch.

- (1) Speaker of the House.
- (2) Majority leader of the House.
- (3) Minority leader of the House.
- (4) Majority whip of the House.
- (5) Minority whip of the House.
- (6) Each Member of the House who has served as Speaker of the House.
- (7) Each Member of the House who has served as majority leader and minority leader of the House.

The resolution was agreed to, and a motion to reconsider was laid on the table.

### ***Transferring Payroll Funds***

**§ 27.5 By resolution the House has authorized the Clerk and Sergeant at Arms of the House to transfer funds from the balances available to them in several accounts under their administrative control to meet Members' and employee payrolls pending enactment of an appropriation bill carrying funds for that purpose.**

On May 28, 1969,<sup>(1)</sup> Mr. Samuel X. Friedel, of Maryland, submitted a privileged report<sup>(2)</sup> relating to a resolution providing for the transfer of certain funds in order to meet a payroll. The resolution is set out below:

H. RES. 425

*Resolved*, That the Clerk of the House and Sergeant at Arms be and is

1. 115 CONG. REC. 14165-67, 91st Cong. 1st Sess.
2. H. REPT. NO. 91-278.

hereby directed to pay such sum as may be necessary, from the balance available of the 1968 appropriation and the various funds of the 1969 appropriation, where balances may be available, for the House of Representatives to meet the May and June payroll of Members, officers of the House, and employees of the House. Moneys expended from these funds and/or appropriations by the Sergeant at Arms and the Clerk will be repaid to the funds and/or appropriations from the Sergeant at Arms and Clerk's supplemental appropriation upon its approval.

Following some debate on the resolution and the subsequent call of the House, the resolution was agreed to. A motion to reconsider was laid on the table.

### ***Overtime Compensation***

**§ 27.6 A resolution providing for payment from the contingent fund of overtime compensation for employees of the publications distribution service (folding room) is reported and called up as privileged by the Committee on House Administration.**

On Mar. 2, 1972,<sup>(3)</sup> Mr. Wayne L. Hays, of Ohio, at the direction of the Committee on House Ad-

3. 118 CONG. REC. 6627, 92d Cong. 2d Sess. For another example see 112 CONG. REC. 5993, 89th Cong. 2d Sess., Mar. 16, 1966.

ministration, called up and asked for immediate consideration of the following House resolution:

H. RES. 835

*Resolved*, That, notwithstanding any other provisions of law, there is authorized to be paid out of the contingent fund of the House of Representatives such sums as may be necessary to pay compensation to each employee of the Publications Distribution Service of the House of Representatives for all services performed by such employee in excess of the normal workday where such services are authorized by the Committee on House Administration. Such compensation shall be paid on an hourly basis at a rate equal to the rate of compensation otherwise paid to such employees.

This resolution shall take effect on its adoption and payments made under this resolution shall be terminated as the Committee on House Administration determines necessary.

The resolution was agreed to.

A motion to reconsider was laid on the table.

***Increasing Personnel Salary Allowances***

**§ 27.7 A resolution from the Committee on House Administration providing for payment from the contingent fund of compensation to employees in the Speaker's office was reported and called up as privileged.**

On July 22, 1971,<sup>(4)</sup> Mr. Wayne L. Hays, of Ohio, at the direction of the Committee on House Administration, submitted a privileged report<sup>(5)</sup> relating to the use of the contingent fund of the House to pay certain salaries, and sought immediate consideration of the resolution shown below:

HOUSE RESOLUTION 533

*Resolved*, That, until otherwise provided by law, effective as of July 1, 1971, in addition to all other amounts provided by other provisions of law, there shall be paid out of the contingent fund of the House for compensation of the officers and employees of the Office of the Speaker of the House the sum of \$50,000.

Debate on the resolution ensued, at the conclusion of which the previous question on the resolution was moved and ordered. The question was taken and the resolution agreed to. A motion to reconsider was laid on the table.

***Presentation of Salary Comparability***

**§ 27.8 The Speaker laid before the House a directive implementing the salary comparability policy established**

4. 117 CONG. REC. 26652, 92d Cong. 1st Sess. For a further example see 108 CONG. REC. 8, 87th Cong. 2d Sess., Jan. 10, 1962.

5. H. REPT. NO. 92-373.

**by the Federal Salary Act of 1967 for House officers and employees.**

On June 17, 1969,<sup>(6)</sup> the Speaker<sup>(7)</sup> laid before the House a message from the President, transmitting the President's annual report on salary comparability and his directive implementing certain salary adjustments in the executive branch of government. Upon the receipt of the President's report, the Speaker laid before the House his directive, including a schedule of per annum compensation rates for House employees, which implemented the salary comparability policy established by the Federal Salary Act of 1967.<sup>(8)</sup>

6. 115 CONG. REC. 16195, 16196, 91st Cong. 1st Sess. See also 114 CONG. REC. 16717, 90th Cong. 2d Sess., June 11, 1968, for the presentation of a similar directive.

7. John W. McCormack (Mass.).

8. Pub. L. No. 90-206.

***Announcing Statutory Salary Adjustments***

**§ 27.9 Adjustments in the House employees' wage schedule are sometimes announced by the Chairman of the Committee on House Administration.**

On Jan. 27, 1966,<sup>(9)</sup> Mr. Omar T. Burleson, of Texas (at the request of Mr. Lynn E. Stalbaum, of Wisconsin), pursuant to a grant of permission to extend his remarks in the Record, announced and submitted tables reflecting adjustments provided for by public law<sup>(10)</sup> in the schedule of per annum compensation rates applicable to House employees.

9. 112 CONG. REC. 1399, 89th Cong. 2d Sess.

10. Pub. L. No. 89-301.

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