

of this title, and Salary Directives of Speaker of the House, set out as notes under those sections.

§ 287d. Expenditures

In accordance with policies and procedures approved by the Speaker, the Parliamentarian may make such expenditures as may be necessary or appropriate for the functioning of the Office.

(Pub. L. 95-94, title I, § 115, Aug. 5, 1977, 91 Stat. 668.)

CODIFICATION

Section is based on section 5 of House Resolution No. 502, Ninety-fifth Congress, Apr. 20, 1977, which was enacted into permanent law by Pub. L. 95-94.

CHAPTER 9D—OFFICE OF SENATE LEGAL COUNSEL

Sec. 288.	Office of Senate Legal Counsel.
	(a) Establishment; appointment of Counsel and Deputy Counsel; Senate approval; reappointment; compensation.
	(b) Assistant counsels and other personnel; compensation; appointment; removal.
	(c) Consultants.
	(d) Policies and procedures.
	(e) Delegation of duties.
	(f) Attorney-client relationship.
288a.	Senate Joint Leadership Group.
	(a) Accountability of Office.
	(b) Membership.
	(c) Assistance of Secretary of Senate.
288b.	Requirements for authorizing representation activity.
	(a) Direction of Joint Leadership Group or Senate resolution.
	(b) Civil action to enforce subpoena.
	(c) Intervention or appearance.
	(d) Immunity proceedings.
	(e) Resolution recommendations.
288c.	Defending the Senate, committee, subcommittee, member, officer, or employee of Senate.
288d.	Enforcement of Senate subpoena or order.
	(a) Institution of civil actions.
	(b) Actions in name of committees and subcommittees.
	(c) Consideration of resolutions authorizing actions.
	(d) Rules of Senate.
	(e) Committee reports.
	(f) Omitted.
	(g) Certification of failure to testify; contempt.
288e.	Intervention or appearance.
	(a) Actions or proceedings.
	(b) Notification; publication.
	(c) Powers and responsibilities of Congress.
288f.	Immunity proceedings.
288g.	Advisory and other functions.
	(a) Cooperation with persons, committees, subcommittees, and offices.
	(b) Legal research files.
	(c) Miscellaneous duties.
288h.	Defense of certain constitutional powers.
288i.	Representation conflict or inconsistency.
	(a) Notification.
	(b) Solution; publication in Congressional Record; review.
	(c) Computation of period following publication.
	(d) Reimbursement.

Sec. 288j.	Consideration of resolutions to direct counsel.
	(a) Procedure; rules.
	(b) "Committee" defined.
	(c) Rules of the Senate.
288k.	Attorney General relieved of responsibility.
288l.	Procedural provisions.
	(a) Intervention or appearance.
	(b) Compliance with admission requirements.
	(c) Standing to sue; jurisdiction.
288m.	Contingent fund.
288n.	Travel and related expenses.

§ 288. Office of Senate Legal Counsel

(a) Establishment; appointment of Counsel and Deputy Counsel; Senate approval; reappointment; compensation

(1) There is established, as an office of the Senate, the Office of Senate Legal Counsel (hereinafter referred to as the "Office"), which shall be headed by a Senate Legal Counsel (hereinafter referred to as the "Counsel"); and there shall be a Deputy Senate Legal Counsel (hereinafter referred to as the "Deputy Counsel") who shall perform such duties as may be assigned to him by the Counsel and who, during any absence, disability, or vacancy in the position of the Counsel, shall serve as Acting Senate Legal Counsel.

(2) The Counsel and the Deputy Counsel each shall be appointed by the President pro tempore of the Senate from among recommendations submitted by the majority and minority leaders of the Senate. Any appointment made under this paragraph shall be made without regard to political affiliation and solely on the basis of fitness to perform the duties of the position. Any person appointed as Counsel or Deputy Counsel shall be learned in the law, a member of the bar of a State or the District of Columbia, and shall not engage in any other business, vocation, or employment during the term of such appointment.

(3)(A) Any appointment made under paragraph (2) shall become effective upon approval by resolution of the Senate. The Counsel and the Deputy Counsel shall each be appointed for a term of service which shall expire at the end of the Congress following the Congress during which the Counsel or Deputy Counsel, respectively, is appointed except that the Senate may, by resolution, remove either the Counsel or the Deputy Counsel prior to the termination of any term of service. The Counsel and the Deputy Counsel may be reappointed at the termination of any term of service.

(B) The first Counsel and the first Deputy Counsel shall be appointed, approved, and begin service within ninety days after January 3, 1979, and thereafter the Counsel and Deputy Counsel shall be appointed, approved, and begin service within thirty days after the beginning of the session of the Congress immediately following the termination of a Counsel's or Deputy Counsel's term of service or within sixty days after a vacancy occurs in either position.

(4) The Counsel shall receive compensation at a rate equal to the annual rate of basic pay for level III of the Executive Schedule under section 5314 of title 5. The Deputy Counsel shall receive