

EFFECTIVE DATE OF 1978 AMENDMENT

Amendment by Pub. L. 95-570 applicable to any fiscal year beginning on or after Oct. 1, 1978, see section 6(a) of Pub. L. 95-570, set out as a note under section 102 of this title.

EFFECTIVE DATE OF 1975 AMENDMENT

Section 1(e) of Pub. L. 94-196 provided that: "The amendments made by subsections (a), (b), and (d) of this section [enacting section 208 of this title and amending this section] shall take effect as of July 1, 1974."

EFFECTIVE DATE OF 1974 AMENDMENT

Section 609(b) of Pub. L. 93-552 provided that: "Except as otherwise provided therein, the amendment made by subsection (a) of this section [amending this section, provisions set out as a note under section 111 of this title, and section 3056 of Title 18, Crimes and Criminal Procedure] shall become effective July 12, 1974."

TRANSFER OF FUNCTIONS

For transfer of the functions, personnel, assets, and obligations of the United States Secret Service, including the functions of the Secretary of the Treasury relating thereto, to the Secretary of Homeland Security, and for treatment of related references, see sections 381, 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

Functions of all officers of Department of the Treasury, and functions of all agencies and employees of such Department, transferred, with certain exceptions, to Secretary of the Treasury, with power vested in him to authorize their performance or performance of any of his functions, by any of such officers, agencies, and employees, by 1950 Reorg. Plan No. 26, §§ 1, 2, eff. July 31, 1950, 15 F.R. 4935, 64 Stat. 1280, set out in the Appendix to Title 5, Government Organization and Employees. Secret Service, referred to in this section, is an agency in Department of the Treasury.

REIMBURSEMENT TO STATE AND LOCAL GOVERNMENTS FOR PROTECTIVE SERVICES FOR FOREIGN MISSIONS

Section 135(b)(5) of Pub. L. 102-138 provided that: "Protective services provided by a State or local government at any time during the period beginning on January 1, 1989, and ending on September 30, 1991, which were performed in connection with visits described in section 202(8) of title 3, United States Code, as amended by this subsection, shall be deemed to be reimbursement obligations entered into pursuant to section 208(a) of that title as if the amendment made by paragraph (1) of this subsection [amending this section] was in effect during that period and the services had been requested by the Secretary of State."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 208, 209 of this title; title 6 section 371; title 12 section 3414; title 22 sections 2709, 4304, 4314.

§ 203. Personnel, appointment, and vacancies

(a) The United States Secret Service Uniformed Division shall consist of such number of officers, with grades corresponding to similar officers of the Metropolitan Police force, and of such number of privates, with grade corresponding to that of private of the highest grade in the Metropolitan Police force, as may be necessary.

(b) Members of the United States Secret Service Uniformed Division shall be recruited under the civil service laws and regulations on a nationwide basis. Members of such Service may also be appointed from the members of the Met-

ropolitan Police force and the United States Park Police force from lists furnished by the officers in charge of such forces. Whenever any vacancy is created in the Metropolitan Police force or the United States Park Police force as the result of an appointment to the United States Secret Service Uniformed Division, such vacancy shall be filled in the manner provided by law. In the period of time which follows the date of enactment of this sentence and precedes January 1, 1975, not more than thirty members of the Metropolitan Police force may be appointed annually to the United States Secret Service Uniformed Division.

(June 25, 1948, ch. 644, 62 Stat. 680; Aug. 15, 1950, ch. 715, § 2, 64 Stat. 448; June 28, 1952, ch. 481, 66 Stat. 283; Pub. L. 87-481, § 2, June 8, 1962, 76 Stat. 95; Pub. L. 91-217, § 1(1), (4)-(6), Mar. 19, 1970, 84 Stat. 74, 75; Pub. L. 94-196, § 1(c), Dec. 31, 1975, 89 Stat. 1109; Pub. L. 95-179, Nov. 15, 1977, 91 Stat. 1371; Pub. L. 104-208, div. A, title I, § 101(f) [title I], Sept. 30, 1996, 110 Stat. 3009-314, 3009-324.)

REFERENCES IN TEXT

The civil service laws, referred to in subsec. (b), are set forth in Title 5, Government Organization and Employees. See, particularly, section 3301 et seq. of Title 5.

The date of enactment of this sentence, referred to in subsec. (b), is Mar. 19, 1970, the date of enactment of Pub. L. 91-217.

AMENDMENTS

1996—Subsec. (a). Pub. L. 104-208 struck out "but not exceeding twelve hundred in number" before period at end.

1977—Pub. L. 95-179 substituted "United States Secret Service Uniformed Division" for "Executive Protective Service" wherever appearing in subsections (a) and (b).

1975—Subsec. (a). Pub. L. 94-196 increased maximum number of Executive Protective Service from eight hundred and fifty to twelve hundred.

1970—Subsec. (a). Pub. L. 91-217, § 1(1), (4), (5), substituted "Executive Protective Service" for "White House Police force", "eight hundred and fifty" for "two hundred and fifty", and struck out provisions limiting the appointment of White House Police to appointment from lists provided by the Metropolitan Police force and in the United States Park Police force and covering the filling of vacancies.

Subsec. (b). Pub. L. 91-217, § 1(6), substituted "Executive Protective Service" for "White House Police force" and inserted provisions for the recruiting of personnel on a nationwide basis and from lists provided by the Metropolitan Police force and the United States Park Police force and placed a limit of 30 on the number to be appointed from the Metropolitan Police force annually until Jan. 1, 1975.

1962—Subsec. (a). Pub. L. 87-481 increased force from 170 to 250 members.

1952—Subsec. (a). Act June 28, 1952, increased force from 133 to 170 members.

1950—Subsec. (a). Act Aug. 15, 1950, increased force from 110 to 133 members.

TRANSFER OF FUNCTIONS

For transfer of the functions, personnel, assets, and obligations of the United States Secret Service, including the functions of the Secretary of the Treasury relating thereto, to the Secretary of Homeland Security, and for treatment of related references, see sections 381, 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

TEMPORARY EXCEPTIONS TO LIMITATION

Acts Aug. 11, 1951, ch. 301, title I, 65 Stat. 185; June 30, 1952, ch. 523, title I, 66 Stat. 290, made appropriations for salaries and expenses of the White House Police force for fiscal years 1952 and 1953, and provided that the appropriations should be available for additional personnel without regard for the limitation contained in this section. The provisions were not repeated in the Treasury Department Appropriation Act, 1954, act June 18, 1953, ch. 132, title I, 67 Stat. 67.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 209 of this title.

§ 204. Grades, salaries, and transfers of appointees

(a) No person shall be appointed a member of the United States Secret Service Uniformed Division at a grade lower than the grade held by him as a member of the Metropolitan Police force or of the United States Park Police force at the time of his appointment.

(b) A member of the United States Secret Service Uniformed Division shall receive a salary at the rate provided for the corresponding grade in the Metropolitan Police force (including longevity increases provided by section 401 of the District of Columbia Police and Firemen's Salary Act of 1958), and he shall be furnished with uniforms and other necessary equipment similar to the uniforms and equipment furnished the United States Park Police, and he shall be entitled to the same leave allowances as a member of the United States Park Police force.

(c) Any member of the United States Secret Service Uniformed Division appointed thereto from the Metropolitan Police force or the United States Park Police force may be transferred to the organization of which he was a member at the time of such appointment.

(June 25, 1948, ch. 644, 62 Stat. 680; June 20, 1953, ch. 146, title IV, § 402, 67 Stat. 76; Pub. L. 85-584, title V, § 502(a), Aug. 1, 1958, 72 Stat. 485; Pub. L. 91-217, § 1(1), Mar. 19, 1970, 84 Stat. 74; Pub. L. 95-179, Nov. 15, 1977, 91 Stat. 1371.)

REFERENCES IN TEXT

Section 401 of the District of Columbia Police and Firemen's Salary Act of 1958, referred to in subsec. (b), is section 401 of Pub. L. 85-584, title IV, Aug. 1, 1958, 72 Stat. 484.

AMENDMENTS

1977—Pub. L. 95-179 substituted "United States Secret Service Uniformed Division" for "Executive Protective Service" wherever appearing.

1970—Pub. L. 91-217 substituted "Executive Protective Service" for "White House Police force" wherever appearing in subsecs. (a), (b), and (c).

1958—Subsec. (b). Pub. L. 85-584 substituted "section 401 of the District of Columbia Police and Firemen's Salary Act of 1958" for "section 102 of the District of Columbia Police and Firemen's Salary Act of 1953".

1953—Subsec. (b). Act June 20, 1953, inserted references to longevity pay.

EFFECTIVE DATE OF 1953 AMENDMENT

Section 407 of act June 20, 1953, provided that: "This Act [amending this section] shall take effect on July 1, 1953."

TRANSFER OF FUNCTIONS

For transfer of the functions, personnel, assets, and obligations of the United States Secret Service, includ-

ing the functions of the Secretary of the Treasury relating thereto, to the Secretary of Homeland Security, and for treatment of related references, see sections 381, 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

CONVERSION TO NEW SALARY SCHEDULE

Pub. L. 106-554, § 1(a)(4) [div. B, title IX, § 905], Dec. 21, 2000, 114 Stat. 2763, 2763A-306, provided that:

"(a) IN GENERAL.—

"(1) DETERMINATION OF RATES OF BASIC PAY.—Effective on the first day of the 1st pay period beginning 6 months after the date of enactment of this Act [Dec. 21, 2000], the Secretary of the Treasury shall fix the rates of basic pay for officers and members of the United States Secret Service Uniformed Division, and the Secretary of the Interior shall fix the rates of basic pay for officers and members of the United States Park Police, in accordance with this subsection.

"(2) PLACEMENT ON REVISED SALARY SCHEDULE.—

"(A) IN GENERAL.—Each officer and member shall be placed in and receive basic compensation at the corresponding scheduled service step of the salary schedule under section 501(c) of the District of Columbia Police and Firemen's Salary Act of 1958 [Pub. L. 85-584, title V, Aug. 1, 1958, 72 Stat. 485] (as amended by section 902(a)) in accordance with the member's total years of creditable service, receiving credit for all service step adjustments. If the scheduled rate of pay for the step to which the officer or member would be assigned in accordance with this paragraph is lower than the officer's or member's salary immediately prior to the enactment of this paragraph, the officer or member will be placed in and receive compensation at the next higher service step.

"(B) CREDIT FOR INCREASES DURING TRANSITION.—

Each member whose position is to be converted to the salary schedule under section 501(b) of the District of Columbia Police and Firemen's Salary Act of 1958 (as amended by subsection (a)) and who, prior to the effective date of this section [set out below] has earned, but has not been credited with, an increase in his or her rate of pay shall be afforded that increase before such member is placed in the corresponding service step in the salary schedule under section 501(b).

"(C) CREDITABLE SERVICE DESCRIBED.—For purposes of this paragraph, an officer's or member's creditable service is any police service in pay status with the United States Secret Service Uniformed Division, United States Park Police, or Metropolitan Police Department.

"(b) HOLD HARMLESS FOR CURRENT TOTAL COMPENSATION.—Notwithstanding any other provision of law, if the total rate of compensation for an officer or employee for any pay period occurring after conversion to the salary schedule pursuant to subsection (a) (determined by taking into account any locality-based comparability adjustments, longevity pay, and other adjustments paid in addition to the rate of basic compensation) is less than the officer's or employee's total rate of compensation (as so determined) on the date of enactment [Dec. 21, 2000], the rate of compensation for the officer or employee for the pay period shall be equal to—

"(1) the rate of compensation on the date of enactment (as so determined); increased by

"(2) a percentage equal to 50 percent of sum of the percentage adjustments made in the rate of basic compensation under section 501(c) of the District of Columbia Police and Firemen's Salary Act of 1958 (as amended by subsection (a)) for pay periods occurring after the date of enactment and prior to the pay period involved.

"(c) CONVERSION NOT TREATED AS TRANSFER OR PROMOTION.—The conversion of positions and individuals to