

year, at his or her election transfer funds from the appropriation account for salaries for the Appropriations Committee of the Senate, to the account, within the contingent fund of the Senate, from which expenses are payable for such committee.

(2) The Chairman of the Appropriations Committee of the Senate may, during any fiscal year, at his or her election transfer funds from the appropriation account for expenses, within the contingent fund of the Senate, for the Appropriations Committee of the Senate, to the account from which salaries are payable for such committee.

(b) Availability of funds; times of transfer

Any funds transferred under this section shall be—

(1) available for expenditure by such committee in like manner and for the same purposes as are other moneys which are available for expenditure by such committee from the account to which the funds were transferred; and

(2) made at such time or times as the Chairman shall specify in writing to the Senate Disbursing Office.

(c) Effective date

This section shall take effect on October 1, 1998, and shall be effective with respect to fiscal years beginning on or after that date.

(Pub. L. 105-275, title I, §11, Oct. 21, 1998, 112 Stat. 2435.)

CODIFICATION

Section was formerly classified to section 72d-1 of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 1999, which is title I of the Legislative Branch Appropriations Act, 1999.

§ 4338. Designation by Senator who is Chairman or Vice Chairman of Senate Select Committee on Ethics of employee in office of that Senator to perform part-time service for Committee; amount reimbursable; procedure applicable

Notwithstanding any other provisions of law, a Senator who is the Chairman or Vice Chairman of the Senate Select Committee on Ethics may designate one employee employed in his Senate office to perform part-time service for such Committee, and such Committee shall reimburse such Senator for such employee's services for the Committee by transferring from the contingent fund of the Senate, upon vouchers approved by the Chairman of such Committee, to such Senator's Administrative, Clerical, and Legislative Assistance Allowance, with respect to each pay period of such employee, an amount which bears the same ratio to such employee's salary (but not more than one-half of such salary) for such period, as the portion of the time spent (or to be spent) by such employee in performing services for such Committee during such period bears to the total time for which such employee worked (or will work) during such period (as determined by the Chairman of such Committee) for such Committee and in such Senator's office. Any funds transferred

under authority of the preceding sentence to a Senator's Administrative, Clerical, and Legislative Assistance¹ shall be available for the same purposes and in like manner as funds therein which were not transferred thereto under such authority. For purposes of any law of the United States, a State, a territory, or a political subdivision thereof, an employee designated by a Senator pursuant to this section shall be considered to be an employee of such Senator's Senate office and not an employee of the Senate Select Committee on Ethics.

(Pub. L. 98-367, title I, §10, July 17, 1984, 98 Stat. 476.)

CODIFICATION

Section was formerly classified to section 72a-1f of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriation Act, 1985, which is title I of the Legislative Branch Appropriations Act, 1985.

CHAPTER 45—CONGRESSIONAL PAY AND BENEFITS

SUBCHAPTER I—GENERAL

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- 4502. Appropriation of funds for compensation of Members of Congress and for administrative expenses at levels authorized by law and recommended by the President for Federal employees.
- 4503. Jury and witness service by Senate and House employees.
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- 4509. Longevity compensation not applicable to individuals paid by Secretary of Senate; savings provision.

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- 4521. Mode of payment.
- 4522. Deductions for withdrawal.
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- 4531. House of Representatives pay adjustments; action by Chief Administrative Officer of House.
- 4532. Rates of compensation disbursed by Chief Administrative Officer of House; adjustments by Speaker; "Member of the House of Representatives" defined.
- 4533. Single per annum gross rates of pay for employees.
- 4534. Obsolete references in existing law to basic pay rates.
- 4535. Saving provision.

¹ So in original. Probably should be "Assistance Allowance".

- Sec.
4536. Student loan repayment program for House employees.
4537. Lump sum payment for accrued annual leave of House employees.
4538. Reimbursement of residential telecommunications expenses for House Members, officers, and employees.

PART B—ADMINISTRATION

4551. Day for paying salaries of the House of Representatives.
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4554. Waiver by Speaker of House of claims of United States arising out of erroneous payments to officers or employees paid by Chief Administrative Officer of House.
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4556. State income tax withholding; definitions.
4557. Withholding of charitable contributions by Chief Administrative Officer of House.
4558. Withholding of charitable contributions; definitions.
4559. Certification of indebtedness of employees of House; withholding of amount.
4560. Deductions by Chief Administrative Officer in disbursement of gratuity appropriations.

SUBCHAPTER III—SENATE

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4571. Senate pay adjustments; action by President pro tempore of Senate.
4572. Rates of compensation paid by Secretary of Senate; applicability of Senate pay adjustments by President pro tempore of Senate.
4573. Senate pay adjustments; action by President pro tempore of Senate.
4574. Limit on rate of compensation of Senate officers and employees.
4575. Gross rate of compensation of employees paid by Secretary of Senate.
4576. Availability of appropriated funds for payment to an individual of pay from more than one position; conditions.
4577. Availability of appropriations during first three months of any fiscal year for aggregate of payments of gross compensation made to employees from Senate appropriation account for "Salaries, Officers and Employees".
4578. Restriction on payment of dual compensation by Secretary of Senate.
4579. Student loan repayment program for Senate employees.
4580. Lump sum payment for accrued annual leave of Senate employees.
4581. Aggregate gross compensation of employee of Senator of State with population under 5,000,000.

PART B—ADMINISTRATION

4591. Vice President, Senators, officers, and employees paid by Secretary of Senate; payment of salary; advance payment.
4592. Payment of sums due deceased Senators and Senate personnel.
4593. Waiver by Secretary of Senate of claims of United States arising out of erroneous payments to Vice President, Senator, or Senate employee paid by Secretary of Senate.
4594. Withholding and remittance of State income tax by Secretary of Senate.
4595. Payment for unaccrued leave.

SUBCHAPTER I—GENERAL

PART A—AMOUNT AND TYPE

§ 4501. Compensation of Members of Congress

(1) The annual rate of pay for—

(A) each Senator, Member of the House of Representatives, and Delegate to the House of Representatives, and the Resident Commissioner from Puerto Rico,

(B) the President pro tempore of the Senate, the majority leader and the minority leader of the Senate, and the majority leader and the minority leader of the House of Representatives, and

(C) the Speaker of the House of Representatives,

shall be the rate determined for such positions under chapter 11 of this title, as adjusted by paragraph (2) of this section.

(2)(A) Subject to subparagraph (B), effective at the beginning of the first applicable pay period commencing on or after the first day of the month in which an adjustment takes effect under section 5303 of title 5 in the rates of pay under the General Schedule, each annual rate referred to in paragraph (1) shall be adjusted by an amount, rounded to the nearest multiple of \$100 (or if midway between multiples of \$100, to the next higher multiple of \$100), equal to the percentage of such annual rate which corresponds to the most recent percentage change in the ECI (relative to the date described in the next sentence), as determined under section 704(a)(1) of the Ethics Reform Act of 1989. The appropriate date under this sentence is the first day of the fiscal year in which such adjustment in the rates of pay under the General Schedule takes effect.

(B) In no event shall the percentage adjustment taking effect under subparagraph (A) in any calendar year (before rounding), in any rate of pay, exceed the percentage adjustment taking effect in such calendar year under section 5303 of title 5 in the rates of pay under the General Schedule.

(Aug. 2, 1946, ch. 753, title VI, §601(a), 60 Stat. 850; Jan. 19, 1949, ch. 2, §1(d), 63 Stat. 4; Mar. 2, 1955, ch. 9, §4(a), 69 Stat. 11; Pub. L. 88-426, title II, §204, Aug. 14, 1964, 78 Stat. 415; Pub. L. 89-301, §11(e), Oct. 29, 1965, 79 Stat. 1120; Pub. L. 91-67, §2, Sept. 15, 1969, 83 Stat. 107; Pub. L. 94-82, title II, §204(a), Aug. 9, 1975, 89 Stat. 421; Pub. L. 101-194, title VII, §704(a)(2)(B), Nov. 30, 1989, 103 Stat. 1769; Pub. L. 101-509, title V, §529 [title I, §101(b)(4)(D)], Nov. 5, 1990, 104 Stat. 1427, 1439; Pub. L. 103-356, title I, §101(1), Oct. 13, 1994, 108 Stat. 3410.)

REFERENCES IN TEXT

The General Schedule, referred to in par. (2), is set out under section 5332 of Title 5, Government Organization and Employees.

Section 704(a)(1) of the Ethics Reform Act of 1989, referred to in par. (2)(A), is section 704(a)(1) of Pub. L. 101-194, which is set out as a note under section 5318 of Title 5.

CODIFICATION

Section was formerly classified to section 31 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1994—Par. (2). Pub. L. 103-356 designated existing provisions as subpar. (A), substituted “Subject to subparagraph (B), effective” for “Effective”, and added subpar. (B).

1990—Par. (2). Pub. L. 101-509 substituted “5303” for “5305”.

1989—Par. (2). Pub. L. 101-194 substituted “the most recent percentage change in the ECI (relative to the date described in the next sentence), as determined under section 704(a)(1) of the Ethics Reform Act of 1989. The appropriate date under this sentence is the first day of the fiscal year in which such adjustment in the rates of pay under the General Schedule takes effect” for “the overall average percentage (as set forth in the report transmitted to the Congress under such section 5305) of the adjustment in the rates of pay under the General Schedule”.

1975—Pub. L. 94-82 designated existing provisions as par. (1), substituted provisions that rate of pay of the specified parties shall be determined under section 351 et seq. of this title, as adjusted by par. (2) for provisions setting rate of compensation at \$42,500 for Senators, Representatives, Delegates, and Resident Commissioner, \$62,500 for Speaker, and \$49,500 for President pro tempore of Senate and Majority and Minority Leaders of House and Senate, and added par. (2).

1969—Pub. L. 91-67 increased compensation of Speaker from \$43,000 to \$62,500 per annum and compensation of Majority and Minority Leaders of both Houses of Congress from \$35,000 to \$49,500 per annum, and fixed compensation of President pro tempore of Senate at \$49,500 per annum.

1965—Pub. L. 89-301 inserted provisions setting rate of compensation of Majority and Minority Leaders of Senate and House of Representatives at \$35,000 per annum each.

1964—Pub. L. 88-426 increased compensation of Senators, Representatives and Resident Commissioner from \$22,500 to \$30,000 per annum and that of Speaker from \$35,000 to \$43,000 per annum, and eliminated provisions which related to Delegates from the Territories.

1955—Act Mar. 2, 1955, increased salaries of Senators, Representatives, Delegates, and Resident Commissioner from \$12,500 a year to \$22,500 and compensation of Speaker from \$30,000 to \$35,000 a year.

1949—Act Jan. 19, 1949, increased Speaker’s salary from \$20,000 per year to \$30,000.

EFFECTIVE DATE OF 1994 AMENDMENT

Pub. L. 103-356, title I, §101, Oct. 13, 1994, 108 Stat. 3410, provided that the amendment made by that section is effective Dec. 31, 1994.

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101-509 effective on such date as the President shall determine, but not earlier than 90 days, and not later than 180 days, after Nov. 5, 1990, see section 529 [title III, §305] of Pub. L. 101-509, set out as a note under section 5301 of Title 5, Government Organization and Employees.

EFFECTIVE DATE OF 1989 AMENDMENT

Amendment by Pub. L. 101-194 effective Jan. 1, 1991, see section 704(b) of Pub. L. 101-194, set out as a note under section 5318 of Title 5, Government Organization and Employees.

EFFECTIVE DATE OF 1969 AMENDMENT

Amendment by Pub. L. 91-67 effective Mar. 1, 1969, see section 3 of Pub. L. 91-67, set out as a note under section 104 of Title 3, The President.

EFFECTIVE DATE OF 1965 AMENDMENT

Amendment by Pub. L. 89-301 effective on first day of first pay period which begins on or after October 1, 1965, see section 17 of Pub. L. 89-301.

EFFECTIVE DATE OF 1964 AMENDMENT

Amendment by Pub. L. 88-426 effective at noon, Jan. 3, 1965, see section 501(b) of Pub. L. 88-426.

EFFECTIVE DATE OF 1955 AMENDMENT

Act Mar. 2, 1955, ch. 9, §5, 69 Stat. 11, provided that: “The provisions of this Act [amending this section, section 104 of Title 3, The President, section 7443 of Title 26, Internal Revenue Code, sections 5, 44, 135, 173, 213, 252, and 508 of Title 28, Judiciary and Judicial Procedure, section 101 of Title 48, Territories and Insular Possessions, and section 654 of Title 50, War and National Defense, and repealing section 31a of this title] shall take effect Mar. 1, 1955.”

EFFECTIVE DATE OF 1949 AMENDMENT

Amendment by act Jan. 19, 1949, effective at noon, Jan. 20, 1949, see section 3 of act Jan. 19, 1949.

EFFECTIVE DATE

Act Aug. 2, 1946, ch. 753, title VI, §601(a), 60 Stat. 850, provided that the salary rates provided by such section 601(a) are effective Jan. 3, 1947.

SHORT TITLE OF 2013 AMENDMENT

Pub. L. 113-3, §1, Feb. 4, 2013, 127 Stat. 51, provided that: “This Act [see Tables for classification] may be cited as the ‘No Budget, No Pay Act of 2013’.”

SHORT TITLE OF 1996 AMENDMENT

Pub. L. 104-186, §1(a), Aug. 20, 1996, 110 Stat. 1718, provided that: “This Act [see Tables for classification] may be cited as the ‘House of Representatives Administrative Reform Technical Corrections Act’.”

SHORT TITLE OF 1964 AMENDMENT

Pub. L. 88-426, title II, §201, Aug. 14, 1964, 78 Stat. 413, provided that: “This title [see Tables for classification] may be cited as the ‘Federal Legislative Salary Act of 1964’.”

HOLDING SALARIES OF MEMBERS OF CONGRESS IN ESCROW UPON FAILURE TO AGREE TO BUDGET RESOLUTION

Pub. L. 113-3, §3, Feb. 4, 2013, 127 Stat. 51, provided that:

“(a) HOLDING SALARIES IN ESCROW.—

“(1) IN GENERAL.—If by April 15, 2013, a House of Congress has not agreed to a concurrent resolution on the budget for fiscal year 2014 pursuant to section 301 of the Congressional Budget Act of 1974 [2 U.S.C. 632], during the period described in paragraph (2) the payroll administrator of that House of Congress shall deposit in an escrow account all payments otherwise required to be made during such period for the compensation of Members of Congress who serve in that House of Congress, and shall release such payments to such Members only upon the expiration of such period.

“(2) PERIOD DESCRIBED.—With respect to a House of Congress, the period described in this paragraph is the period which begins on April 16, 2013, and ends on the earlier of—

“(A) the day on which the House of Congress agrees to a concurrent resolution on the budget for fiscal year 2014 pursuant to section 301 of the Congressional Budget Act of 1974 [2 U.S.C. 632]; or

“(B) the last day of the One Hundred Thirteenth Congress.

“(3) WITHHOLDING AND REMITTANCE OF AMOUNTS FROM PAYMENTS HELD IN ESCROW.—The payroll administrator shall provide for the same withholding and remittance with respect to a payment deposited in an escrow account under paragraph (1) that would apply to the payment if the payment were not subject to paragraph (1).

“(4) RELEASE OF AMOUNTS AT END OF THE CONGRESS.—In order to ensure that this section is carried out in a manner that shall not vary the compensation of Senators or Representatives in violation of the twenty-seventh article of amendment to the Constitution of the United States, the payroll adminis-

trator of a House of Congress shall release for payments to Members of that House of Congress any amounts remaining in any escrow account under this section on the last day of the One Hundred Thirtieth Congress.

“(5) **ROLE OF SECRETARY OF THE TREASURY.**—The Secretary of the Treasury shall provide the payroll administrators of the Houses of Congress with such assistance as may be necessary to enable the payroll administrators to carry out this section.

“(b) **TREATMENT OF DELEGATES AS MEMBERS.**—In this section, the term ‘Member’ includes a Delegate or Resident Commissioner to the Congress.

“(c) **PAYROLL ADMINISTRATOR DEFINED.**—In this section, the ‘payroll administrator’ of a House of Congress means—

“(1) in the case of the House of Representatives, the Chief Administrative Officer of the House of Representatives, or an employee of the Office of the Chief Administrative Officer who is designated by the Chief Administrative Officer to carry out this section; and

“(2) in the case of the Senate, the Secretary of the Senate, or an employee of the Office of the Secretary of the Senate who is designated by the Secretary to carry out this section.”

COST OF LIVING ADJUSTMENT

Pub. L. 113-46, div. A, §146, Oct. 17, 2013, 127 Stat. 565, provided that: “Notwithstanding any other provision of law, no adjustment shall be made under section 610(a) [probably should be “601(a)"] of the Legislative Reorganization Act of 1946 (2 U.S.C. 31) [now 2 U.S.C. 4501] (relating to cost of living adjustments for Members of Congress) during fiscal year 2014.”

Pub. L. 112-240, title VIII, §802, Jan. 2, 2013, 126 Stat. 2369, provided that: “Notwithstanding any other provision of law, no adjustment shall be made under section 601(a) of the Legislative Reorganization Act of 1946 (2 U.S.C. 31) [now 2 U.S.C. 4501] (relating to cost of living adjustments for Members of Congress) during fiscal year 2013.”

Pub. L. 111-165, §1, May 14, 2010, 124 Stat. 1185, provided that: “Notwithstanding any other provision of law, no adjustment shall be made under section 601(a) of the Legislative Reorganization Act of 1946 (2 U.S.C. 31) [now 2 U.S.C. 4501] (relating to cost of living adjustments for Members of Congress) during fiscal year 2011.”

Pub. L. 111-8, div. J, §103, Mar. 11, 2009, 123 Stat. 988, provided that: “Notwithstanding any provision of section 601(a)(2) of the Legislative Reorganization Act of 1946 (2 U.S.C. 31(2)) [now 2 U.S.C. 4501(2)], the percentage adjustment scheduled to take effect under any such provision in calendar year 2010 shall not take effect.”

Pub. L. 109-289, div. B, title I, §115, as added by Pub. L. 110-5, §2, Feb. 15, 2007, 121 Stat. 12, provided that: “Notwithstanding any other provision of this division [see Tables for classification] and notwithstanding section 601(a)(2) of the Legislative Reorganization Act of 1946 (2 U.S.C. 31[(2)]) [now 2 U.S.C. 4501(2)], the percentage adjustment scheduled to take effect under such section for 2007 shall not take effect.”

Pub. L. 103-6, §7, Mar. 4, 1993, 107 Stat. 35, provided that:

“(a) **COST OF LIVING ADJUSTMENT.**—Notwithstanding section 601(a)(2) of the Legislative Reorganization Act of 1946 (2 U.S.C. 31(2)) [now 2 U.S.C. 4501(2)], the cost of living adjustment (relating to pay for Members of Congress) which would become effective under such provision of law during calendar year 1994 shall not take effect.

“(b) **SEVERABILITY.**—If any provision of this Act [enacting provisions set out as notes under sections 1 and 3304 of Title 26, Internal Revenue Code, and section 352 of Title 45, Railroads, and amending provisions set out as notes under section 3304 of Title 26 and section 352 of Title 45], or an amendment made by this Act, or the application of such provision to any person or circumstance, is held to be invalid, the remainder of this Act, or an amendment made by this Act, or the application

of such provision to other persons or circumstances, shall not be affected.”

ANNUAL RATE OF PAY INCREASE FOR CERTAIN MEMBERS OF CONGRESS SERVING ON OR AFTER JULY 1, 1983

Pub. L. 98-63, title I, §908(d), (f), July 30, 1983, 97 Stat. 338, which provided that, effective with respect to service as a Member performed on or after July 1, 1983, and notwithstanding any other provision of law, in the case of a Member serving in office or position of Senator, President pro tempore of Senate, Majority Leader of Senate, or Minority Leader of Senate during a calendar year, the annual rate of pay paid to such Member for such service would not be less than the annual rate of pay payable for such position on Dec. 17, 1982, increased by 15 percent and rounded in accordance with section 5318 of Title 5, was repealed by Pub. L. 102-90, title I, §6(c), Aug. 14, 1991, 105 Stat. 451.

SALARY INCREASES

For adjustment of pay rates under this section, see the executive order detailing the adjustment of certain rates of pay set out as a note under section 5332 of Title 5, Government Organization and Employees.

For prior year salary increases per the recommendation of the President, see Prior Salary Recommendations notes under section 358 of this title.

For miscellaneous provisions dealing with adjustments of pay and limitations on use of funds to pay salaries in prior years, see notes under section 5318 of Title 5, Government Organization and Employees.

§ 4502. Appropriation of funds for compensation of Members of Congress and for administrative expenses at levels authorized by law and recommended by the President for Federal employees

Effective beginning with fiscal year 1983, and continuing each year thereafter, such sums as hereafter may be necessary for “Compensation of Members” (and administrative expenses related thereto), as authorized by law and at such level recommended by the President for Federal employees for that fiscal year are hereby appropriated from money in the Treasury not otherwise appropriated. Such sums when paid shall be in lieu of any sums accrued in prior years but not paid. For purposes of this subsection, the term “Member” means each Member of the Senate and the House of Representatives, the Resident Commissioner from Puerto Rico, the Delegates from the District of Columbia, Guam, Virgin Islands, and American Samoa, and the Vice President.

(Pub. L. 97-51, §130(c), Oct. 1, 1981, 95 Stat. 966.)

CODIFICATION

Section was formerly classified as a note under section 31 of this title prior to editorial reclassification and renumbering as this section.

§ 4503. Jury and witness service by Senate and House employees

(a) Definitions

For purposes of this section—

(1) “employee” means any individual whose pay is disbursed by the Secretary of the Senate or the Chief Administrative Officer of the House of Representatives; and

(2) “court of the United States” has the meaning given it by section 451 of title 28 and includes the United States District Court for

the District of the Canal Zone, the District Court of Guam, and the District Court of the Virgin Islands.

(b) Service as juror or witness in connection with a judicial proceeding; prohibition against reduction of pay

The pay of an employee shall not be reduced during a period of absence with respect to which the employee is summoned (and permitted to respond to such summons by the appropriate authority of the House of the Congress disbursing his pay), in connection with a judicial proceeding by a court or authority responsible for the conduct of that proceeding, to serve—

(1) as a juror; or

(2) other than as provided in subsection (c) of this section, as a witness on behalf of any party in connection with any judicial proceeding to which the United States, the District of Columbia, or a State or local government is a party;

in the District of Columbia, a State, territory, or possession of the United States including the Commonwealth of Puerto Rico, the Canal Zone, or the Trust Territory of the Pacific Islands. For purposes of this subsection, “judicial proceeding” means any action, suit, or other judicial proceeding, including any condemnation, preliminary, informational, or other proceeding of a judicial nature, but does not include an administrative proceeding.

(c) Official duty

An employee is performing official duty during the period with respect to which he is summoned (and is authorized to respond to such summons by the House of the Congress disbursing his pay), or is assigned by such House, to—

(1) testify or produce official records on behalf of the United States or the District of Columbia; or

(2) testify in his official capacity or produce official records on behalf of a party other than the United States or the District of Columbia.

(d) Prohibition on receipt of jury or witness fees

(1) An employee may not receive fees for service—

(A) as juror in a court of the United States or the District of Columbia; or

(B) as a witness on behalf of the United States or the District of Columbia.

(2) If an employee receives an amount (other than travel expenses) for service as a juror or witness during a period in which his pay may not be reduced under subsection (b) of this section, or for which he is performing official duty under subsection (c) of this section, the employee shall remit such amount to the officer who disburses the pay of the employee, which amount shall be covered into the general fund of the Treasury as miscellaneous receipts.

(e) Travel expenses

(1) An employee summoned (and authorized to respond to such summons by the House of the Congress disbursing his pay), or assigned by such House, to testify or produce official records on behalf of the United States is entitled to travel expenses. If the case involves an activity

in connection with which he is employed, the travel expenses shall be paid from funds otherwise available for the payment of travel expenses of such House in accordance with travel regulations of that House. If the case does not involve such an activity, the department, agency, or independent establishment of the United States on whose behalf he is so testifying or producing records shall pay to the employee his travel expenses out of appropriations otherwise available, and in accordance with regulation applicable, to that department, agency, or independent establishment for the payment of travel expenses.

(2) An employee summoned (and permitted to respond to such summons by the House of the Congress disbursing his pay), or assigned by such House, to testify in his official capacity or produce official records on behalf of a party other than the United States, is entitled to travel expenses, unless any travel expenses are paid to the employee for his appearance by the court, authority, or party which caused him to be summoned.

(f) Rules and regulations

The Committee on Rules and Administration of the Senate and the Committee on House Oversight of the House of Representatives are authorized to prescribe, for employees of their respective Houses, such rules and regulations as may be necessary to carry out the provisions of this section.

(g) Congressional consent not conferred for production of official records or to testimony concerning activities related to employment

No provision of this section shall be construed to confer the consent of either House of the Congress to the production of official records of that House or to testimony by an employee of that House concerning activities related to his employment.

(Pub. L. 91-563, §6, Dec. 19, 1970, 84 Stat. 1478; Pub. L. 94-310, §2, June 15, 1976, 90 Stat. 687; Pub. L. 104-186, title II, §204(74), (75), Aug. 20, 1996, 110 Stat. 1741.)

REFERENCES IN TEXT

For definition of Canal Zone, referred to in subsec. (b), see section 3602(b) of Title 22, Foreign Relations and Intercourse.

CODIFICATION

Section was formerly classified to section 130b of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Subsec. (a)(1). Pub. L. 104-186, §204(74), substituted “Chief Administrative Officer” for “Clerk”.

Subsec. (f). Pub. L. 104-186, §204(75), substituted “House Oversight” for “House Administration”.

1976—Subsec. (b)(2). Pub. L. 94-310 substituted “other than as provided in subsection (c) of this section, as a witness on behalf of any party in connection with any judicial proceeding to which the United States, the District of Columbia, or a State or local government is a party” for “as a witness on behalf of a party other than the United States, the District of Columbia, or a private party”.

CHANGE OF NAME

Committee on House Oversight of House of Representatives changed to Committee on House Adminis-

tration of House of Representatives by House Resolution No. 5, One Hundred Sixth Congress, Jan. 6, 1999.

EFFECTIVE DATE OF 1976 AMENDMENT

Pub. L. 94-310, § 4, June 15, 1976, 90 Stat. 687, provided that: "The amendments made by this Act [amending this section and sections 6322 and 8906 of Title 5, Government Organization and Employees] shall take effect on October 1, 1976, or on the date of the enactment of this Act [June 15, 1976], whichever date is later."

TERMINATION OF TRUST TERRITORY OF THE PACIFIC ISLANDS

For termination of Trust Territory of the Pacific Islands, see note set out preceding section 1681 of Title 48, Territories and Insular Possessions.

TERMINATION OF UNITED STATES DISTRICT COURT FOR THE DISTRICT OF THE CANAL ZONE

For termination of the United States District Court for the District of the Canal Zone at end of the "transition period", being the 30 month period beginning Oct. 1, 1979, and ending midnight Mar. 31, 1982, see Paragraph 5 of Article XI of the Panama Canal Treaty of 1977 and sections 2101 and 2201 to 2203(a) of Pub. L. 96-70, title II, Sept. 27, 1979, 93 Stat. 493, formerly classified to sections 3831 and 3841 to 3843, respectively, of Title 22, Foreign Relations and Intercourse.

§ 4504. Nonpay status for Congressional employees studying under Congressional staff fellowships

(a) With respect to each employee of the Senate or House of Representatives—

(1) whose compensation is disbursed by the Secretary of the Senate or the Chief Administrative Officer of the House of Representatives, and

(2) who, on or after January 1, 1963 shall have been separated from employment with the Senate or House of Representatives in order to pursue certain studies under a congressional staff fellowship awarded by the American Political Science Association,

the period of time covered by such fellowship shall be held and considered to be service (in a nonpay status) in employment with the Senate or House of Representatives, as the case may be, at the rate of compensation received immediately prior to separation (including any increases in compensation provided by law during the period covered by such fellowship) for the purposes of the provisions of law specified in subsection (b), if the award of such fellowship to such employee is certified to the Secretary of the Senate or the Chief Administrative Officer of the House of Representatives, as appropriate, by the appointing authority concerned or, in the event of the death or disability of such appointing authority, is established to the satisfaction of the Secretary of the Senate or the Chief Administrative Officer of the House of Representatives by records or other evidence.

(b) The provisions of law referred to in subsection (a) are—

(1) subchapter III (relating to civil service retirement) of chapter 83 of title 5;

(2) chapter 87 (relating to Federal employees group life insurance) of title 5; and

(3) chapter 89 (relating to Federal employees group health insurance) of title 5.

(Pub. L. 89-379, Mar. 30, 1966, 80 Stat. 94; Pub. L. 104-186, title II, § 204(73), Aug. 20, 1996, 110 Stat. 1741.)

CODIFICATION

Section was formerly classified to section 130a of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Pub. L. 104-186 designated existing provisions as subsec. (a), in par. (1) substituted "Chief Administrative Officer" for "Clerk", in provisions following par. (2) substituted "the purposes of the provisions of law specified in subsection (b), if the award" for "the purposes of—

"(A) subchapter III (relating to civil service retirement) of chapter 83 of title 5,

"(B) chapter 87 (relating to Federal employees group life insurance) of title 5, and

"(C) chapter 89 (relating to Federal employees group health insurance) of title 5, if the award", "Chief Administrative Officer of the House of Representatives, as appropriate" for "Clerk of the House of Representatives, as appropriate", and "Chief Administrative Officer of the House of Representatives by records" for "Clerk of the House by records", and added subsec. (b).

§ 4505. Voluntary separation incentive payments

(a) Authority to offer payments

Notwithstanding any other provision of law, the head of any office in the legislative branch may establish a program under which voluntary separation incentive payments may be offered to eligible employees of the office to encourage such employees to separate from service voluntarily (whether by retirement or resignation), in accordance with this section.

(b) Amount and administration of payments

A voluntary separation incentive payment made under this section—

(1) shall be paid in a lump sum after the employee's separation;

(2) shall be equal to the lesser of—

(A) an amount equal to the amount the employee would be entitled to receive under section 5595(c) of title 5, if the employee were entitled to payment under such section (without adjustment for any previous payment made); or

(B) an amount determined by the head of the office involved, not to exceed \$25,000;

(3) may be made only in the case of an employee who voluntarily separates (whether by retirement or resignation) under this section;

(4) shall not be a basis for payment, and shall not be included in the computation, of any other type of Government benefit;

(5) shall not be taken into account in determining the amount of any severance pay to which the employee may be entitled under section 5595 of title 5 based on any other separation; and

(6) shall be paid from appropriations or funds available for the payment of the basic pay of the employee.

(c) Plan

(1) Plan required for making payments

No voluntary separation incentive payment may be paid under this section with respect to an office unless the head of the office submits a plan described in paragraph (2) to each applicable committee described in paragraph (3),

and each applicable committee approves the plan.

(2) Contents of plan

A plan described in this paragraph with respect to an office is a plan containing the following information:

(A) The specific positions and functions to be reduced or eliminated.

(B) A description of which categories of employees will be offered incentives.

(C) The time period during which incentives may be paid.

(D) The number and amounts of voluntary separation incentive payments to be offered.

(E) A description of how the office will operate without the eliminated positions and functions.

(3) Applicable committee

For purposes of this subsection, the “applicable committee” with respect to an office means any committee of the House of Representatives or Senate with jurisdiction over the activities of the office under the applicable rules of the House of Representatives and the Senate (as determined by the head of the office), but does not include the Committees on Appropriations of the House of Representatives and the Senate.

(d) Repealed. Pub. L. 112-74, div. G, title I, § 1401(a)(1), Dec. 23, 2011, 125 Stat. 1134

(e) Eligible employee defined

(1) In general

In this section, an “eligible employee” is an employee (as defined in section 2105,¹ United States Code) or a Congressional employee (as defined in section 2107,² United States Code) who—

(A) is serving under an appointment without time limitation; and

(B) has been currently employed for a continuous period of at least 3 years.

(2) Exclusions

An “eligible employee” does not include any of the following:

(A) A reemployed annuitant under subchapter III of chapter 83 or 84 of title 5 or another retirement system for employees of the Government.

(B) An employee having a disability on the basis of which such employee is or would be eligible for disability retirement under subchapter III of chapter 83 or 84 of title 5 or another retirement system for employees of the Government.

(C) An employee who is in receipt of a decision notice of involuntary separation for misconduct or unacceptable performance.

(D) An employee who has previously received any voluntary separation incentive payment from the Federal Government under this section or any other authority.

(E) An employee covered by statutory re-employment rights who is on transfer employment with another organization.

(F) Any employee who—

(i) during the 36-month period preceding the date of separation of that employee, performed service for which a student loan repayment benefit was or is to be paid under section 5379 of title 5 or any other authority;

(ii) during the 24-month period preceding the date of separation of that employee, performed service for which a recruitment or relocation bonus was or is to be paid under section 5753 of such title or any other authority; or

(iii) during the 12-month period preceding the date of separation of that employee, performed service for which a retention bonus was or is to be paid under section 5754 of such title or any other authority.

(f) Repayment for individuals returning to Government employment

(1) In general

Subject to paragraph (2), an employee who has received a voluntary separation incentive payment under this section and accepts employment with the Government of the United States within 5 years after the date of the separation on which the payment is based shall be required to repay the entire amount of the incentive payment to the office that paid the incentive payment.

(2) Waiver for individuals possessing unique abilities

(A) If the employment is with an Executive agency (as defined by section 105 of title 5, but excluding the Government Accountability Office), the Director of the Office of Personnel Management may, at the request of the head of the agency, waive the repayment required under this subsection if the individual involved possesses unique abilities and is the only qualified applicant available for the position.

(B) If the employment is with an entity in the legislative branch, the head of the entity or the appointing official may waive the repayment required under this subsection if the individual involved possesses unique abilities and is the only qualified applicant available for the position.

(C) If the employment is with the judicial branch, the Director of the Administrative Office of the United States Courts may waive the repayment required under this subsection if the individual involved possesses unique abilities and is the only qualified applicant available for the position.

(3) Treatment of personal services contracts

For purposes of paragraph (1) (but not paragraph (2)), the term “employment” includes employment under a personal services contract with the United States.

(g) Effective date

This section shall take effect on December 8, 2004, and shall apply with respect to the portion of fiscal year 2005 occurring on and after December 8, 2004, and to each succeeding fiscal year.

(Pub. L. 108-447, div. G, title II, § 210, Dec. 8, 2004, 118 Stat. 3194; Pub. L. 112-74, div. G, title I, § 1401(a), Dec. 23, 2011, 125 Stat. 1134.)

¹ So in original. Probably should be “2105 of title 5.”

² So in original. Probably should be “2107 of title 5.”

CODIFICATION

Section was formerly classified to section 60q of this title prior to editorial reclassification and renumbering as this section.

Section is from the Legislative Branch Appropriations Act, 2005, which is div. G of the Consolidated Appropriations Act, 2005.

AMENDMENTS

2011—Subsec. (d). Pub. L. 112-74, §1401(a)(1), struck out subsec. (d). Prior to amendment, text read as follows: “This section shall not apply to any office which is an Executive agency under section 105 of title 5 or any employee of such an office.”

Subsec. (f)(2)(A). Pub. L. 112-74, §1401(a)(2), substituted “title 5, but excluding the Government Accountability Office” for “title 5”.

EFFECTIVE DATE OF 2011 AMENDMENT

Pub. L. 112-74, div. G, title I, §1401(c), Dec. 23, 2011, 125 Stat. 1134, provided that: “The amendments made by this section [amending this section and section 3521 of Title 5, Government Organization and Employees] shall apply with respect to voluntary separation incentive payments made during fiscal year 2012 or any succeeding fiscal year.”

§ 4506. Death gratuity payments as gifts

Any death gratuity payment at any time specifically appropriated by any Act of Congress or at any time made out of the applicable accounts of the House of Representatives or the contingent fund of the Senate shall be held to have been a gift.

(June 5, 1952, ch. 369, Ch. I, 66 Stat. 101; Pub. L. 104-186, title II, §203(6), Aug. 20, 1996, 110 Stat. 1725.)

CODIFICATION

Section was formerly classified identically to sections 38b and 125a of this title. Section 38b was omitted from the Code and section 125a was editorially reclassified and renumbered as this section.

AMENDMENTS

1996—Pub. L. 104-186 substituted “applicable accounts of the House of Representatives or the contingent fund” for “contingent fund of the House of Representatives or”.

§ 4507. Longevity compensation**(a) Eligible employees**

This section shall apply to—

(1) each employee of the Senate whose compensation is paid from the appropriation for Salaries, Officers and Employees under the following headings:

(A) Office of the Secretary, including individuals employed under authority of section 6538 of this title;

(B) Office of the Sergeant at Arms and Doorkeeper, except employees designated as “special employees”; and

(C) Offices of the Secretaries for the Majority and the Minority;

(2) each employee of the Senate authorized by Senate resolution to be appointed by the Secretary of the Senate or the Sergeant at Arms and Doorkeeper, except employees designated as “special employees”; and

(3) each employee of the Capitol Guide Service established under section 2166¹ of this title.

¹ See References in Text note below.

(b) Rate of compensation; limitation on increases; computation of service; effective date of payment

(1) Except as provided in paragraph (2), an employee to whom this section applies shall be paid, during any period of continuous creditable service, additional annual compensation (hereinafter referred to as “longevity compensation”) at the rate of \$482 for (A) each year of creditable service performed for the first five years and (B) each two years of creditable service performed during the twenty-year period following the first five years.

(2) The amount of longevity compensation which may be paid to an employee, when added to his regular annual compensation, shall not exceed the maximum annual compensation which may be paid to Senate employees generally as prescribed by law or orders of the President pro tempore issued under authority of section 4571 of this title.

(3) For purposes of this section—

(A) creditable service includes (i) service performed as an employee described in subsection (a), (ii) service performed as a member of the Capitol Police or as an employee of the United States Capitol Telephone Exchange while compensation therefor is disbursed by the Clerk of the House of Representatives, and (iii) service which is creditable for purposes of this section as in effect on September 30, 1978;

(B) in computing length of continuous creditable service, only creditable service performed subsequent to August 31, 1957, shall be taken into account, except that, in the case of service as an employee employed under authority of section 6538 of this title, only creditable service performed subsequent to January 2, 1971, shall be taken into account; and

(C) continuity of creditable service shall not be deemed to be broken by separations from service of not more than thirty days, by the performance of service as an employee (other than an employee subject to the provisions of this section) whose compensation is disbursed by the Secretary of the Senate or the Clerk of the House of Representatives, or by the performance of active military service in the armed forces of the United States, but periods of such separations and service shall not be creditable service.

(4) Longevity compensation shall be payable on and after the first day of the first month following completion of each period of creditable service upon which such compensation is based.

(Pub. L. 87-730, §106(a), (b), (d), Oct. 2, 1962, 76 Stat. 694, 695; Pub. L. 88-454, §104(b), Aug. 20, 1964, 78 Stat. 550; Pub. L. 90-57, §105(g), July 28, 1967, 81 Stat. 143; Pub. L. 90-206, title II, §214(n), Dec. 16, 1967, 81 Stat. 637; Pub. L. 91-656, §4, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 93-371, Aug. 13, 1974, 88 Stat. 436; Pub. L. 95-240, title II, §205, Mar. 7, 1978, 92 Stat. 117; Pub. L. 95-391, title I, §110(a), Sept. 30, 1978, 92 Stat. 774; Pub. L. 96-304, title I, §107(b), July 8, 1980, 94 Stat. 890.)

INAPPLICABILITY OF SECTION TO CERTAIN EMPLOYEES ON AND AFTER OCTOBER 1, 1983

This section not to apply, on or after Oct. 1, 1983, to any individual whose pay is disbursed

by the Secretary of the Senate except for individuals entitled to longevity compensation prior to Oct. 1, 1983, on the basis of service performed prior to such date, see section 4509 of this title.

REFERENCES IN TEXT

Section 2166 of this title, referred to in subsec. (a)(3), was repealed by Pub. L. 110-437, title IV, § 422(a), Oct. 20, 2008, 122 Stat. 4996.

CODIFICATION

Section was formerly classified to section 60j of this title prior to editorial reclassification and renumbering as this section. Some section numbers of this title referenced in amendment notes below reflect the classification of such sections prior to their editorial reclassification.

Subsecs. (a) and (b) of this section are from subsecs. (a) and (b) of section 106 of the Legislative Branch Appropriation Act, 1963 (Pub. L. 87-730). Subsec. (c) of this section was the second sentence of subsec. (d) of section 106, and was repealed by section 104(b) of Pub. L. 88-454. Subsec. (c) of section 106 repealed section 60i of this title, and the first sentence of subsec. (d) of section 106 repealed section 105 of the Legislative Branch Appropriation Act, 1959.

AMENDMENTS

1982—Subsec. (b)(1). Figure “463” deemed to refer to the figure “482”, effective Oct. 1, 1982, pursuant to Pub. L. 91-656, § 4, see section 10 of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982, set out as a note under section 60a-1 of this title.

1981—Subsec. (b)(1). Figure “\$441” deemed to refer to the figure “\$463”, effective Oct. 1, 1981, pursuant to Pub. L. 91-656, § 4, see section 9 of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981, set out as a note under section 60a-1 of this title.

1980—Subsec. (b)(1). Figure “404” deemed to refer to the figure “441”, effective Oct. 1, 1980, pursuant to Pub. L. 91-656, § 4, see section 10 of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980, set out as a note under section 60a-1 of this title.

Pub. L. 96-304 substituted “\$404” for “two times the multiple contained in section 1(a) of the applicable Order of the President Pro Tempore of the Senate issued under authority of section 60a-1 of this title”.

1978—Subsec. (a). Pub. L. 95-391 in par. (1) substituted cls. (A) to (C) for provisions respecting heading “Office of the Secretary”, except the Assistant to the Majority and the Assistant to the Minority, in par. (2) substituted provisions relating to employees appointed by the Secretary of the Senate or the Sergeant at Arms and Doorkeeper, under a Senate resolution, for provisions relating to employees under the heading “Office of Sergeant at Arms and Doorkeeper”, in par. (3) substituted provisions relating to employees of the Capitol Guide Service for provisions relating to employees under the heading “Official Reporters of Debates”, and struck out pars. (4) to (8) relating to, respectively, employees under heading “Offices of the Secretaries for the Majority and the Minority”, employees appointed by the Secretary or Sergeant at Arms, telephone operators on the United States Capitol exchange, members of the Capitol Police, and the Chief Guide, etc., of the Capitol Guide Service.

Pub. L. 95-240 inserted reference to Deputy Chief Guide in par. (8).

Subsec. (b). Pub. L. 95-391 substituted provisions setting forth requirements respecting the computation, except as provided in par. (2), of additional annual compensation for any employee to whom this section applies during any period of continuous creditable service, for provisions setting forth requirements respecting the computation of additional gross compensation for any employee to whom this section applies during any period of continuous service.

1977—Subsec. (b). Figure “1,002” deemed to refer to the figure “1,074”, effective Oct. 1, 1977, pursuant to

Pub. L. 91-656, § 4, see section 4(c) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, set out as a note under section 60a-1 of this title.

1976—Subsec. (b). Figure “954” deemed to refer to the figure “1,002”, effective Oct. 1, 1976, pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, set out as a note under section 60a-1 of this title.

1975—Subsec. (b). Figure “906” deemed to refer to the figure “954”, effective Oct. 1, 1975, pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a-1 of this title.

1974—Subsec. (a)(8). Pub. L. 93-371 added par. (8).

Subsec. (b). Figure “855” deemed to refer to the figure “906”, effective Oct. 1, 1974, pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a-1 of this title.

1973—Subsec. (b). Figure “816” deemed to refer to the figure “855”, effective Oct. 1, 1973, pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, set out as a note under section 60a-1 of this title.

1972—Subsec. (b). Figure “777” deemed to refer to the figure “816” pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, set out as a note under section 60a-1 of this title.

1971—Subsec. (b). Figure “738” deemed to refer to the figure “777”, effective Jan. 1, 1972, pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, set out as a note under section 60a-1 of this title.

Figure “696” deemed to refer to the figure “738”, effective Feb. 1, 1971, pursuant to Pub. L. 91-656, see section 4(d) of Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, set out as a note under section 60a-1 of this title.

1969—Subsec. (b). Figure “597”, as increased by Order of June 12, 1968, deemed, on and after July 1, 1969, to refer to the figure “657”, pursuant to Pub. L. 90-206, § 225(h), see section 4(c) of Salary Directive of President pro tempore of the Senate, June 17, 1969, set out as a note under section 60a-1 of this title.

1968—Subsec. (b). Figure “564”, deemed, on and after July 1, 1968, to refer to the figure “597”, pursuant to Pub. L. 90-206, § 225(h), see section 1(h) of Salary Directive of President pro tempore of the Senate, June 12, 1968, set out as a note under section 60a-1 of this title.

1967—Subsec. (b). Pub. L. 90-206, § 214(n), substituted “\$564” for “\$540”.

Pub. L. 90-57 substituted in first sentence “gross compensation” and “\$540 per annum” for “basic compensation” and “\$120 per annum” and struck out “if at the time of such payment the annual rate of basic compensation (exclusive of longevity compensation) of the position in which employed is less than \$1,800, or \$180 per annum if at such time such rate is \$1,800 or more,” before “for each five years of service”.

1964—Subsec. (c). Pub. L. 88-454 repealed subsec. (c) which related to increases for members of Capitol Police.

EFFECTIVE DATE OF 1980 AMENDMENT

Pub. L. 96-304, title I, § 107(d), July 8, 1980, 94 Stat. 890, provided that: “The amendments made by this section [amending this section, section 4575, and former section 60j-3 of this title] shall take effect on October 1, 1980.”

EFFECTIVE DATE OF 1978 AMENDMENTS

Pub. L. 95-391, title I, § 110(b), Sept. 30, 1978, 92 Stat. 775, provided that: “The amendment made by subsection (a) [amending this section] shall take effect on the first day of the first month which begins after the date of the enactment of this Act [Sept. 30, 1978]. The gross compensation of employees entitled to longevity compensation on such first day under section 106 of the Legislative Branch Appropriation Act, 1963 [this sec-

tion], shall be adjusted in accordance with the provisions of such section as amended by subsection (a). No increase in compensation by reason of such amendment shall take effect for any pay period beginning before such first day, and no monetary benefit by reason of such amendment shall accrue for any period before such first day.”

Pub. L. 95-240, title II, §205, Mar. 7, 1978, 92 Stat. 117, provided that the amendment made by that section is effective Oct. 1, 1977.

EFFECTIVE DATE OF 1967 AMENDMENTS

Amendment by Pub. L. 90-206 effective at beginning of first pay period which begins on or after Dec. 16, 1967, see section 220(a)(3) of Pub. L. 90-206, set out as a note under section 603 of Title 28, Judiciary and Judicial Procedure.

Amendment by Pub. L. 90-57 effective Aug. 1, 1967, see section 105(k) of Pub. L. 90-57, set out as an Effective Date note under section 4575 of this title.

EFFECTIVE DATE OF 1964 AMENDMENT

Amendment by Pub. L. 88-454 effective Sept. 1, 1964, see section 104(d) of Pub. L. 88-454, set out as a note under section 1927 of this title.

EFFECTIVE DATE

Pub. L. 87-730, §106(e), Oct. 2, 1962, 76 Stat. 695, provided that: “This section [enacting this section and amending former section 601 of this title] shall become effective on September 1, 1962.”

TRANSFER OF FUNCTIONS

For transfer of authorities, personnel, assets, and liabilities of the Capitol Guide Service to the Office of the Capitol Visitor Center and the Office of Congressional Accessibility Services, see sections 2241 and 2252 of this title.

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 4508. Longevity compensation for telephone operators on United States telephone exchange and members of Capitol Police paid by Chief Administrative Officer of House

The provisions of subsections (a) and (b) of section 4507 of this title (as amended by section 110 of Pub. L. 95-391), shall apply to telephone operators (including the chief operator and assistant chief operators) on the United States Capitol telephone exchange and members of the Capitol Police whose compensation is disbursed by the Chief Administrative Officer of the House of Representatives in the same manner and to the same extent as such provisions apply to individuals whose compensation is disbursed by the Secretary of the Senate. For purposes of so applying such subsections, creditable service shall include service performed as an employee of the United States Capitol telephone exchange or a member of the Capitol Police whether compensation therefor is disbursed by the Chief Administrative Officer of the House of Representatives or the Secretary of the Senate.

(Pub. L. 95-391, title III, §310, Sept. 30, 1978, 92 Stat. 790; Pub. L. 104-186, title II, §204(8), Aug. 20, 1996, 110 Stat. 1731.)

INAPPLICABILITY OF SECTION TO CERTAIN EMPLOYEES ON AND AFTER OCTOBER 1, 1983

Section 4507 of this title, referred to in text, not to apply, on or after Oct. 1, 1983, to any individual whose pay is disbursed by the Secretary of the Senate except for individuals entitled to longevity compensation prior to Oct. 1, 1983, on the basis of service performed prior to such date, see section 4509 of this title.

CODIFICATION

Section was formerly classified to section 60j-2 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Pub. L. 104-186 struck out “(a)” before “The provisions” and substituted “Chief Administrative Officer” for “Clerk” in two places.

TRANSFER OF FUNCTIONS

Statutory functions, duties, or authority of Chief Administrative Officer of the House of Representatives or the Secretary of the Senate as disbursing officers for the Capitol Police transferred to Chief of the Capitol Police, and references in any law or resolution before Feb. 20, 2003, to funds paid or disbursed by Chief Administrative Officer of the House of Representatives and Secretary of the Senate relating to pay and allowances of Capitol Police employees deemed to refer to Chief of the Capitol Police. See section 1907(a) of this title.

§ 4509. Longevity compensation not applicable to individuals paid by Secretary of Senate; savings provision

Section 4507 of this title on or after October 1, 1983 shall not apply to any individual whose pay is disbursed by the Secretary of the Senate; except that, any individual who prior to such date was entitled to longevity compensation under such section on the basis of service performed prior to such date shall continue to be entitled to such compensation, but no individual shall accrue any longevity compensation on the basis of service performed on or after such date.

(Pub. L. 98-51, title I, §107, July 14, 1983, 97 Stat. 267.)

CODIFICATION

Section was formerly classified to section 60j-4 of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriation Act, 1984, which is title I of the Legislative Branch Appropriation Act, 1984.

PART B—ADMINISTRATION

§ 4521. Mode of payment

The compensation of Members and Delegates shall be passed as public accounts, and paid out of the public Treasury.

(R.S. §46.)

CODIFICATION

Section was formerly classified to section 47 of this title prior to editorial reclassification and renumbering as this section.

R.S. §46 derived from acts Jan. 22, 1818, ch. 5, §3, 3 Stat. 404, and Feb. 10, 1854, ch. 11, §1, 10 Stat. 267.

§ 4522. Deductions for withdrawal

When any Member or Delegate withdraws from his seat and does not return before the adjourn-

ment of Congress, he shall, in addition to the sum deducted for each day, forfeit a sum equal to the amount which would have been allowed by law for his mileage in returning home; and such sum shall be deducted from his compensation, unless the withdrawal is with the leave of the Senate or House of Representatives respectively.

(R.S. § 41.)

CODIFICATION

Section was formerly classified to section 40 of this title prior to editorial reclassification and renumbering as this section.

R.S. § 41 derived from Res. July 17, 1862, No. 68, § 2, 12 Stat. 628.

§ 4523. Deductions for delinquent indebtedness

Whenever a Representative, Delegate, Resident Commissioner, or a United States Senator, shall fail to pay any sum or sums due from such person to the House of Representatives or Senate, respectively, the appropriate committee or officer of the House of Representatives or Senate, as the case may be, having jurisdiction of the activity under which such debt arose, shall certify such delinquent sum or sums to the Chief Administrative Officer of the House of Representatives in the case of an indebtedness to the House of Representatives and to the Secretary of the Senate in the case of an indebtedness to the Senate, and such latter officials are authorized and directed, respectively, to deduct from any salary, mileage, or expense money due to any such delinquent such certified amounts or so much thereof as the balance or balances due such delinquent may cover. Sums so deducted by the Secretary of the Senate shall be disposed of by him in accordance with existing law, and sums so deducted by the Chief Administrative Officer of the House of Representatives shall be disposed of by him in accordance with existing law.

(June 19, 1934, ch. 648, title I, § 1, 48 Stat. 1024; Pub. L. 104-186, title II, § 203(8), Aug. 20, 1996, 110 Stat. 1726.)

CODIFICATION

Section was formerly classified to section 40a of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Pub. L. 104-186 substituted “Chief Administrative Officer of the House of Representatives in” for “Sergeant at Arms of the House in” and “Chief Administrative Officer of the House of Representatives shall be” for “Sergeant at Arms of the House shall be paid to the Clerk of the House and”.

§ 4524. Withholding of charitable contributions from salaries paid by Secretary of Senate and from employees of Architect of Capitol

(a) Definitions

For purposes of this section, the term—

- (1) “Secretary” means the Secretary of the Senate; and
- (2) “Architect” means the Architect of the Capitol.

(b) Notice; deduction and transmission

(1) The Secretary and the Architect shall notify individuals whose pay is disbursed by the

Secretary or who are employees of the Architect, including employees of the Botanic Garden or the Senate Restaurants of the opportunity to have amounts withheld from their pay pursuant to this section for contribution to national voluntary health and welfare agencies designated by the Director of the Office of Personnel Management pursuant to Executive Order 10927, dated March 18, 1961.

(2) Upon request by such an individual specifying the amount to be withheld and one Combined Federal Campaign Center in the Washington metropolitan area to receive such amount, the Secretary, the Architect, or any other officer who disburses the pay of such individual, as the case may be, shall—

(A) withhold such amount from the pay of such individual; and

(B) transmit (not less than once each calendar quarter) the amount so withheld to the Combined Federal Campaign Center as specified in such request.

(c) Time of withholding and transmission

The Secretary and the Architect shall, to the extent practicable, carry out subsection (b) at or about the time of the Combined Federal Campaign and other fundraising in the executive branch of the Federal Government conducted pursuant to Executive Order 10927, dated March 18, 1961, and at such other times as each such officer deems appropriate.

(d) Amount

(1) No amount shall be withheld under subsection (b) from the pay of any individual for any pay period if the amount of such pay for such period is less than the sum of—

(A) the amount specified to be withheld from such pay under subsection (b) for such period; plus

(B) the amount of all other withholdings from such pay for such period.

(2) No amount may be specified by an individual to be withheld for any pay period under subsection (b) which is less than—

(A) 50 cents, if the pay period of such individual is biweekly or semimonthly; or

(B) \$1, if the pay period of such individual is monthly.

(e) Provisions as not imposing duty, burden, requirement or penalty on United States, Senate, or any officer or employee of United States; effect of filing paper

This section imposes no duty, burden, or requirement upon the United States, the Senate, or any officer or employee of the United States, except as specifically provided in this section. Nothing in this section shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the Senate, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section. Any paper, form, document, or any other item filed with the Secretary under this section is a paper of the Senate within the provisions of rule XXX of the Standing Rules of the Senate.

(f) Rules and regulations

The Secretary and the Architect are authorized to issue rules and regulations they consider

appropriate in carrying out their duties under this section.

(Pub. L. 95-470, Oct. 17, 1978, 92 Stat. 1323; 1978 Reorg. Plan No. 2, §102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3783.)

REFERENCES IN TEXT

Executive Order 10927, dated March 18, 1961, referred to in subsecs. (b)(1) and (c), was revoked by, and is covered by, Ex. Ord. No. 12353, Mar. 23, 1982, 47 F.R. 12785.

The Standing Rules of the Senate, referred to in subsec. (e), were revised in 1979 and 2000. Provisions relating to withdrawal of papers from the files of the Senate which were formerly contained in Rule XXX of the Standing Rules of the Senate are contained in Rule XI of the Standing Rules of the Senate.

CODIFICATION

Section was formerly classified to section 60c-4 of this title prior to editorial reclassification and renumbering as this section.

TRANSFER OF FUNCTIONS

“Director of the Office of Personnel Management” substituted for “Chairman of the Civil Service Commission” in subsec. (b)(1) pursuant to Reorg. Plan No. 2 of 1978, §102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred functions vested by statute in United States Civil Service Commission and Chairman thereof to Director of Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

SUBCHAPTER II—HOUSE OF REPRESENTATIVES

PART A—AMOUNT AND TYPE

§ 4531. House of Representatives pay adjustments; action by Chief Administrative Officer of House

(a) Whenever an adjustment under section 5303 of title 5 becomes effective with respect to rates of pay under the General Schedule, the Chief Administrative Officer of the House of Representatives, in such manner as he considers advisable—

(1) effective on the first day of the month in which such pay adjustment by the President is made effective as described above, shall adjust—

(A) each minimum and maximum rate of pay applicable to any employee or class of employees whose pay is disbursed by the Chief Administrative Officer (other than a maximum rate equal to or greater than the maximum rate then currently being paid under the General Schedule of section 5332 of title 5 as a result of such adjustment); and

(B) each monetary limitation on or monetary allowance for pay applicable to any such employee or class of employees;

by an amount rounded to the nearest \$100 and computed on the basis of a percentage equal or equivalent, insofar as practicable and with such variations as the Chief Administrative Officer considers appropriate, to the percentage of the adjustment under such section 5303;

(2) shall determine, with respect to the employees and classes of employees within the

purview of this section whose pay is disbursed by the Chief Administrative Officer, the respective amounts of pay adjustments which are equal or equivalent, insofar as practicable and with such exceptions and modifications as may be necessary to provide for appropriate pay relationships between positions, to corresponding increases in pay, as determined by the Chief Administrative Officer, made by the pay adjustment by the President; and

(3) shall transmit to the appropriate pay-fixing authority concerned in the House of Representatives a copy of his determinations with respect to the pay of those employees whose pay is fixed and adjusted by that authority.

(b) After consideration of the pay determinations transmitted by the Chief Administrative Officer, the pay-fixing authority concerned may adjust, notwithstanding the provisions contained in sections 1341, 1342, and 1349-1351 and subchapter II of chapter 15 of title 31, the rates of pay concerned in such manner as that authority considers appropriate.

(c) Nothing in this section shall impair any authority pursuant to which rates of pay may be fixed by administrative action.

(d) This section shall not be deemed to authorize any adjustment in the rates of pay of employees whose rates of pay are disbursed by the Chief Administrative Officer and are fixed and adjusted from time to time as nearly as is consistent with the public interest in accordance with prevailing rates or practices, including employees subject to the House Wage Schedule.

(e) No rate of pay shall be adjusted under this section 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.

(Pub. L. 91-656, §5, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 92-298, §3(b), May 17, 1972, 86 Stat. 146; Pub. L. 92-392, §14(b), Aug. 19, 1972, 86 Stat. 575; Pub. L. 101-509, title V, §529 [title I, §101(b)(4)(F), (10)], Nov. 5, 1990, 104 Stat. 1427, 1440, 1442; Pub. L. 102-378, §5(b), Oct. 2, 1992, 106 Stat. 1358; Pub. L. 104-186, title II, §204(1), Aug. 20, 1996, 110 Stat. 1729.)

CODIFICATION

Section was formerly classified to section 60a-2 of this title prior to editorial reclassification and renumbering as this section.

In subsec. (b), “sections 1341, 1342, and 1349-1351 and subchapter II of chapter 15 of title 31” substituted for “section 665 of title 31, United States Code” on authority of Pub. L. 97-258, §4(b), Sept. 13, 1982, 96 Stat. 1067, the first section of which enacted Title 31, Money and Finance.

AMENDMENTS

1996—Subsec. (a). Pub. L. 104-186, §204(1)(A), substituted “Chief Administrative Officer of the House of Representatives” for “Clerk of the House of Representatives” in introductory provisions.

Subsec. (a)(1). Pub. L. 104-186, §204(1)(D), substituted “Chief Administrative Officer” for “Clerk” in concluding provisions.

Subsec. (a)(1)(A). Pub. L. 104-186, §204(1)(B), substituted “Chief Administrative Officer” for “Clerk of the House”.

Subsec. (a)(1)(B). Pub. L. 104-186, §204(1)(C), struck out “, including but not limited to—

“(i) the clerk hire allowance for each Member of the House of Representatives and the Resident Commissioner from Puerto Rico; and

“(ii) the allowances for additional office personnel in the offices of the Speaker, the majority leader, the minority leader, the majority whip, and the minority whip, of the House of Representatives” after “class of employees”.

Subsec. (a)(2). Pub. L. 104-186, §204(1)(E), substituted “Chief Administrative Officer” for “Clerk” in two places.

Subsec. (b). Pub. L. 104-186, §204(1)(F), substituted “Chief Administrative Officer” for “Clerk of the House”.

Subsec. (d). Pub. L. 104-186, §204(1)(G), substituted “Chief Administrative Officer” for “Clerk of the House of Representatives”.

1992—Subsec. (a). Pub. L. 102-378 inserted “of title 5” after “section 5303”.

1990—Subsec. (a). Pub. L. 101-509, §529 [title I, §101(b)(4)(F)(i)], substituted “(a) Whenever an adjustment under section 5303 becomes effective with respect to rates of pay under the General Schedule,” for “(a) Whenever a pay adjustment by the President under section 5305 of title 5 is made effective pursuant to subsection (a)(2), or subsections (c) to (m), inclusive, as the case may be, of such section 5305, or section 3(c) of this Act, then”.

Subsec. (a)(1). Pub. L. 101-509, §529 [title I, §101(b)(10)], made technical correction to Pub. L. 92-298 and Pub. L. 92-392, see 1972 Amendment note below.

Pub. L. 101-509, §529 [title I, §101(b)(4)(F)(iii)], in closing provisions, substituted “adjustment under such section 5303;” for “pay adjustment made by the President;”.

Subsec. (a)(1)(A). Pub. L. 101-509, §529 [title I, §101(b)(4)(F)(ii)], substituted “adjustment” for “pay adjustment by the President”.

1972—Subsec. (a)(1). Pub. L. 92-298 and Pub. L. 92-392, as amended by Pub. L. 101-509, §529 [title I, §101(b)(10)], made identical substitutions in introductory provisions of “effective on the first day of the month in which such pay adjustments by the President” for “effective at the beginning of the first pay period commencing on or after the day on which such pay adjustment by the President”.

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101-509 effective on such date as the President shall determine, but not earlier than 90 days, and not later than 180 days, after Nov. 5, 1990, see section 529 [title III, §305] of Pub. L. 101-509, set out as a note under section 5301 of Title 5, Government Organization and Employees.

EFFECTIVE DATE OF 1972 AMENDMENT

Amendment by Pub. L. 92-392 effective on first day of first applicable pay period beginning on or after 90th day after Aug. 19, 1972, see section 15(a) of Pub. L. 92-392, set out as an Effective Date note under section 5341 of Title 5, Government Organization and Employees.

DIRECTIVE OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES IMPLEMENTING THE SALARY COMPARABILITY POLICY IN 1969 FOR OFFICERS AND EMPLOYEES OF THE HOUSE OF REPRESENTATIVES REQUIRED BY SECTION 212 OF THE FEDERAL SALARY ACT OF 1967 [5 U.S.C. 5304 NOTE]

Salary Directives of the Speaker of the House of Representatives were issued on the following dates:

June 17, 1969, increases eff. July 1, 1969, Cong. Rec., vol. 115, pt. 12, p. 16196.

June 11, 1968, increases eff. July 1, 1968, Cong. Rec., vol. 114, pt. 13, p. 16717.

INCREASES IN COMPENSATION

The following acts provided increases in compensation for elected officers and certain employees of the House of Representatives:

Pub. L. 85-462, §4(k), (l), June 20, 1958, 72 Stat. 209.

June 28, 1955, ch. 189, §4(c), 69 Stat. 176.

Oct. 24, 1951, ch. 554, §2(e), 65 Stat. 614.

Oct. 28, 1949, ch. 783, title I, §101(d), 63 Stat. 974.

§ 4532. Rates of compensation disbursed by Chief Administrative Officer of House; adjustments by Speaker; “Member of the House of Representatives” defined

(1) Notwithstanding any other provision of this Act, or any other provision of law, rule, or regulation, on and after December 22, 1987, each time the President pro tempore of the Senate exercises any authority pursuant to any of the amendments made by this section with respect to rates of pay or any other matter relating to personnel whose pay is disbursed by the Secretary of the Senate, or whenever any of the events described in paragraph (2) occurs, the Speaker of the House of Representatives may adjust the rates of pay (and any minimum or maximum rate, limitation, or allowance) applicable to personnel whose pay is disbursed by the Chief Administrative Officer of the House of Representatives to the extent necessary to ensure—

(A) appropriate pay levels and relationships between and among positions held by personnel of the House of Representatives; and

(B) appropriate pay relationships between—

(i) positions referred to in subparagraph (A); and

(ii)(I) positions under subparagraphs (A) through (D) of section 356 of this title;

(II) positions held by personnel whose pay is disbursed by the Secretary of the Senate; and

(III) positions to which the General Schedule applies.

(2) The other events permitting an exercise of authority under this section are either—

(A) an adjustment under section 5303 of title 5 in rates of pay under the General Schedule; or

(B) an adjustment in rates of pay for Members of the House of Representatives (other than an adjustment which occurs by virtue of an adjustment described in subparagraph (A)).

(3) For the purpose of this section, the term “Member of the House of Representatives” means a Member of the House of Representatives, a Delegate to the House of Representatives, and the Resident Commissioner from Puerto Rico.

(Pub. L. 100-202, §101(i) [title III, §311(d)], Dec. 22, 1987, 101 Stat. 1329-290, 1329-310; Pub. L. 101-520, title III, §308, Nov. 5, 1990, 104 Stat. 2277; Pub. L. 102-90, title III, §308, Aug. 14, 1991, 105 Stat. 466; Pub. L. 104-186, title II, §204(2), Aug. 20, 1996, 110 Stat. 1729.)

REFERENCES IN TEXT

This Act, referred to in par. (1), probably means the Legislative Branch Appropriations Act, 1988, Pub. L. 100-202, §101(i), Dec. 22, 1987, 101 Stat. 1329-290. For complete classification of this Act to the Code, see Tables.

The amendments made by this section, referred to in par. (1), means the amendments made by section 101(i) [title III, §311] of Pub. L. 100-202, Dec. 22, 1987, 101 Stat. 1329-290, 1329-310, which enacted this section, amended section 4571 of this title, and enacted provisions set out as a note under section 4571 of this title.

The General Schedule, referred to in pars. (1)(B)(i)(III) and (2)(A), is set out under section 5332 of Title 5, Government Organization and Employees.

CODIFICATION

Section was formerly classified to section 60a-2a of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 1988, which is title I of the Legislative Branch Appropriations Act, 1988.

AMENDMENTS

1996—Par. (1). Pub. L. 104-186 substituted “Chief Administrative Officer of the House of Representatives” for “Clerk of the House of Representatives”.

1991—Par. (2)(A). Pub. L. 102-90 substituted “5303” for “5305”.

1990—Pub. L. 101-520 designated existing provisions as par. (1), inserted “or whenever any of the events described in par. (2) occurs,” after “Secretary of the Senate,” substituted “may adjust the rates of pay (and any minimum or maximum rate, limitation, or allowance) applicable to personnel whose pay is disbursed by the Clerk of the House of Representatives to the extent necessary to ensure—” and subpars. (A) and (B) for “may, with respect to personnel whose pay is disbursed by the Clerk of the House of Representatives, exercise the same authority to the extent necessary to ensure parity of treatment between personnel of the respective Houses of Congress having comparable duties and responsibilities.”, and added pars. (2) and (3).

ORDER OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

JANUARY 9, 2009

Pursuant to the authority vested in the Speaker by section 311(d) of the Legislative Branch Appropriations Act, 1988 (2 U.S.C. 60a-2a) [now 2 U.S.C. 4532], in order to ensure parity of treatment between employees of the House of Representatives and certain other employees of the Government, it is hereby—

Ordered,

PAY FOR SPECIFIED POSITIONS

SECTION 1. (a) The annual rate of pay for the Clerk, the Sergeant-at-Arms, the Chief Administrative Officer, the Chaplain, the Parliamentarian, the Legislative Counsel, the Law Revision Counsel, the General Counsel to the House, the Inspector General, the Director of Interparliamentary Affairs and the Director of the Office of Emergency Planning, Preparedness, and Operations is \$172,500.

(b) Subject to the approval of the Speaker, the Clerk, the Sergeant-at-Arms, the General Counsel to the House, the Director of the Office of Emergency Planning, Preparedness, and Operations, the Attending Physician to the Congress, and the Law Revision Counsel may establish the pay for the Deputy Clerk, the Deputy Sergeant-at-Arms, the Deputy General Counsel, the Deputy Director of the Office of Emergency Planning, Preparedness, and Operations, the Chief of Staff to the Office of the Attending Physician, and, notwithstanding section 2(b)(2), the Deputy Law Revision Counsel, respectively, at a maximum annual rate of \$170,696.

PAY FOR CERTAIN OTHER POSITIONS

SEC. 2. (a) Subject to the maximums under subsection (b), the following Members, officers, and employees are authorized to establish annual rates of pay for their respective employees:

- (1) The Speaker.
- (2) The majority and minority leaders, including with respect to the minority leader, for the Republican employee under subsection (b)(1)(B)(i).
- (3) The majority and minority whips.
- (4) The chief deputy majority and minority whips.
- (5) The Chairman of the Republican Steering Committee and the Chairman of the Republican Conference, other than for the Republican employee referred to in paragraph (2).
- (6) The Chairman of the Democratic Steering and Policy Committee and the Chairman of the Democratic Caucus.

(7) The Parliamentarian, subject to the approval of the Speaker.

(8) The Legislative Counsel, subject to the approval of the Speaker.

(9) The Law Revision Counsel, subject to the approval of the Speaker.

(b)(1) The maximum annual rate under subsection (a) is \$172,500 for—

(A) any employee whose maximum annual rate of pay, but for the pay authority of the Speaker under section 311(d) of the Legislative Branch Appropriations Act, 1988 (2 U.S.C. 60a-2a) [now 2 U.S.C. 4532], would be subject to a maximum equal to the rate payable for level III or IV of the Executive Schedule; and

(B)(i) one employee of the Republican Conference and one employee of the Democratic Steering and Policy Committee, (ii) any employee in a position under 77 Stat. 817, (iii) 6 minority employees, (iv) the employee in the position in the Office of the Speaker created in 1967, (v) 3 employees in the Speaker’s Office for Legislative Floor Activities, and (vi) 3 further minority employees.

(2) The maximum annual rate under subsection (a) is \$168,411 for any employee whose maximum annual rate of pay, but for the pay authority of the Speaker referred to in paragraph (1), would be subject to a maximum equal to the rate payable for level V of the Executive Schedule.

PAY FOR EMPLOYEES OF COMMITTEES

SEC. 3. (a) Except as provided in subsection (b), the chairman of a standing, special, or select committee of the House or of a joint committee of Congress, if applicable, may establish the pay for employees of the committee at a maximum annual rate of \$168,411.

(b)(1) Each chairman may establish the pay for 3 employees at a maximum annual rate of \$172,500, with one such employee to be designated by the ranking minority party member.

(2) Each chairman may establish the pay for 9 employees at a maximum annual rate of \$170,696, with 3 such employees to be designated by the ranking minority party member, except that the Chairman of the Committee on Appropriations may so establish pay for 24 employees, with 7 such employees to be designated by the ranking minority party member.

PAY FOR EMPLOYEES OF MEMBERS

SEC. 4. Each Member of the House may establish the pay for employees in the office of the Member at a maximum annual rate of \$168,411.

MISCELLANEOUS PAY PROVISIONS

SEC. 5. (a) Subject to the approval of the Speaker, the Clerk may establish the pay for 3 employees at a maximum annual rate of \$168,411.

(b) Subject to the approval of the Speaker, the Sergeant-at-Arms may establish the pay—

(1) for 2 employees at a maximum annual rate of \$168,411; and

(2) for 2 employees at a maximum annual rate equal to 75 percent of the maximum under paragraph (1).

(c) Subject to the approval of the Speaker, the Chief Administrative Officer may establish the pay—

(1) for 2 employees at a maximum annual rate of \$168,411; and

(2) for 3 employees at a maximum annual rate of \$170,696.

GENERAL LIMITATION

SEC. 6. The maximum annual rate of pay is \$168,411 for any employee whose pay is disbursed by the Chief Administrative Officer and is not otherwise provided for in this Order or otherwise limited by law, rule, or regulation.

SHARED EMPLOYEES

SEC. 7. An employee who, under applicable rules and regulations, is paid from 2 or more House sources may

receive pay totaling the highest limitation applicable to any of the positions the employee occupies.

EFFECTIVE DATE

SEC. 8. The provisions of this Order shall take effect on January 1, 2009.

NANCY PELOSI
Speaker of the House

Prior Orders of the Speaker of the House of Representatives were issued on the following dates:

Jan. 8, 2008, eff. Jan. 1, 2008.
Dec. 18, 2005, eff. Jan. 1, 2006.
Jan. 7, 2005, eff. Jan. 1, 2005.
Feb. 3, 2004, eff. Jan. 1, 2004.
Jan. 3, 2004, eff. Jan. 1, 2004.
Jan. 9, 2003, eff. Jan. 1, 2003.
Jan. 5, 2002, eff. Jan. 1, 2002.
Jan. 5, 2001, eff. Jan. 1, 2001.
Jan. 5, 2000, eff. Jan. 1, 2000.
Feb. 3, 1999, eff. Feb. 1, 1999.
Jan. 24, 1997, eff. Feb. 1, 1997.
Jan. 17, 1995, eff. Jan. 4, 1995.
May 11, 1993, eff. May 1, 1993, as amended.
Feb. 27, 1992, eff. Jan. 1, 1992.
Jan. 28, 1991, eff. Jan. 1, 1991.
Feb. 8, 1990, eff. Feb. 1, 1990.
Jan. 20, 1988, eff. Jan. 1, 1988.

§ 4533. Single per annum gross rates of pay for employees

Whenever the rate of pay of an employee whose pay is disbursed by the Chief Administrative Officer of the House of Representatives is fixed or adjusted on or after the effective date of this section, that rate, as so fixed or adjusted, shall be a single per annum gross rate.

(Pub. L. 91-510, title IV, §471, Oct. 26, 1970, 84 Stat. 1193; Pub. L. 104-186, title II, §210(1), Aug. 20, 1996, 110 Stat. 1743.)

CODIFICATION

Section was formerly classified to section 331 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Pub. L. 104-186 substituted “Chief Administrative Officer” for “Clerk”.

EFFECTIVE DATE

Section effective immediately prior to noon on Jan. 3, 1971, see section 601(1) of Pub. L. 91-510, set out as an Effective Date of 1970 Amendment note under section 4301 of this title.

INCONSISTENT PROVISIONS

Pub. L. 91-510, title IV, §477(b), Oct. 26, 1970, 84 Stat. 1195, provided that: “All provisions of law inconsistent with any provision of this Part [Part 7 of title IV of Pub. L. 91-510, see Tables for classification] are hereby superseded to the extent of the inconsistency.”

[Pub. L. 91-510, title IV, §477(b), set out above, effective immediately prior to noon on Jan. 3, 1971, see section 601(1) of Pub. L. 91-510, set out as an Effective Date of 1970 Amendment note under section 4301 of this title.]

§ 4534. Obsolete references in existing law to basic pay rates

In any case in which—

(1) the rate of pay of any employee or position, or class of employees or positions, the pay for whom or for which is disbursed by the Chief Administrative Officer of the House of

Representatives, or any maximum or minimum rate with respect to any such employee, position, or class, is referred to in or provided by statute or House resolution; and

(2) the rate so referred to or provided is a basic rate with respect to which additional pay is provided by law;

such statutory provision or resolution shall be deemed to refer, in lieu of such basic rate, to the per annum gross rate which an employee receiving such basic rate immediately prior to the effective date of this section would receive, without regard to such statutory provision or resolution, under section 334¹ of this title on and after such date.

(Pub. L. 91-510, title IV, §475, Oct. 26, 1970, 84 Stat. 1195; Pub. L. 104-186, title II, §210(4), Aug. 20, 1996, 110 Stat. 1743.)

REFERENCES IN TEXT

Section 334 of this title, referred to in text, was repealed by Pub. L. 104-186, title II, §210(3)(A), Aug. 20, 1996, 110 Stat. 1743.

CODIFICATION

Section was formerly classified to section 335 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Par. (1). Pub. L. 104-186 substituted “Chief Administrative Officer” for “Clerk”.

EFFECTIVE DATE

Section effective immediately prior to noon on Jan. 3, 1971, see section 601(1) of Pub. L. 91-510, set out as an Effective Date of 1970 Amendment note under section 4301 of this title.

§ 4535. Saving provision

The provisions of this Part¹ shall not be construed to—

(1) limit or otherwise affect any authority for the making of any appointment to, or for fixing or adjusting the pay for, any position for which the pay is disbursed by the Chief Administrative Officer of the House of Representatives; or

(2) affect the continuity of employment of, or reduce the pay of, any employee whose pay is disbursed by the Chief Administrative Officer of the House.

(Pub. L. 91-510, title IV, §476, Oct. 26, 1970, 84 Stat. 1195; Pub. L. 104-186, title II, §210(5), Aug. 20, 1996, 110 Stat. 1743.)

REFERENCES IN TEXT

This Part, referred to in text, means Part 7 (§§471-477) of title IV of Pub. L. 91-510, Oct. 26, 1970, 84 Stat. 1193. For complete classification of Part 7 to the Code, see Tables.

CODIFICATION

Section was formerly classified to section 336 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Pars. (1), (2). Pub. L. 104-186 substituted “Chief Administrative Officer” for “Clerk”.

¹ See References in Text note below.

¹ See References in Text note below.

EFFECTIVE DATE

Section effective immediately prior to noon on Jan. 3, 1971, see section 601(1) of Pub. L. 91-510, set out as an Effective Date of 1970 Amendment note under section 4301 of this title.

§ 4536. Student loan repayment program for House employees

(a) Establishment

The Chief Administrative Officer shall establish a program under which an employing office of the House of Representatives may agree to repay (by direct payment on behalf of the employee) any student loan previously taken out by an employee of the office. For purposes of this section, a Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress) shall not be considered to be an employee of the House of Representatives.

(b) Regulations

The Committee on House Administration shall promulgate such regulations as may be necessary to carry out the program under this section.

(c) Authorization of appropriations

There are authorized to be appropriated such sums as may be necessary to carry out the program under this section during fiscal year 2003 and each succeeding fiscal year.

(Pub. L. 108-7, div. H, title I, §105, Feb. 20, 2003, 117 Stat. 354.)

CODIFICATION

Section was formerly classified to section 60c-6 of this title prior to editorial reclassification and renumbering as this section.

Section is from the Legislative Branch Appropriations Act, 2003, which is div. H of the Consolidated Appropriations Resolution, 2003.

§ 4537. Lump sum payment for accrued annual leave of House employees

(a) Approval; amount; source of payments

Upon the approval of the appropriate employing authority, an employee of the House of Representatives may be paid a lump sum for the accrued annual leave of the employee or for any other purpose. The lump sum—

(1) shall be paid in an amount not more than the lesser of—

(A) the amount of the monthly pay of the employee, as determined by the Chief Administrative Officer of the House of Representatives; or

(B) in the case of a lump sum payment for the accrued annual leave of the employee, the amount equal to the monthly pay of the employee, as determined by the Chief Administrative Officer of the House of Representatives, divided by 30, and multiplied by the number of days of the accrued annual leave of the employee;

(2) shall be paid—

(A) for clerk hire employees, from the clerk hire allowance of the Member;

(B) for committee employees, from amounts appropriated for committees; and

(C) for other employees, from amounts appropriated to the employing authority; and

(3) shall be based on the rate of pay in effect with respect to the employee on the last day of employment of the employee.

(b) Regulations

The Committee on House Oversight shall have authority to prescribe regulations to carry out this section.

(c) “Employee of the House of Representatives” defined

As used in this section, the term “employee of the House of Representatives” means an employee whose pay is disbursed by the Clerk of the House of Representatives or the Chief Administrative Officer of the House of Representatives, as applicable, except that such term does not include a uniformed or civilian support employee under the Capitol Police Board.

(d) Separations after June 30, 1995

Payments under this section may be made with respect to separations from employment taking place after June 30, 1995.

(Pub. L. 104-53, title I, §109, Nov. 19, 1995, 109 Stat. 522; Pub. L. 105-55, title I, §103(a), Oct. 7, 1997, 111 Stat. 1183.)

CODIFICATION

Section was formerly classified to section 60o of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 1996, which is title I of the Legislative Branch Appropriations Act, 1996.

AMENDMENTS

1997—Subsec. (a). Pub. L. 105-55, §103(a)(1), (2), in introductory provisions, struck out “who is separated from employment,” after “House of Representatives” and substituted “of the employee or for any other purpose” for “of the employee”.

Subsec. (a)(1)(B). Pub. L. 105-55, §103(a)(3), substituted “in the case of a lump sum payment for the accrued annual leave of the employee, the amount” for “the amount”.

CHANGE OF NAME

Committee on House Oversight of House of Representatives changed to Committee on House Administration of House of Representatives by House Resolution No. 5, One Hundred Sixth Congress, Jan. 6, 1999.

EFFECTIVE DATE OF 1997 AMENDMENT

Pub. L. 105-55, title I, §103(b), Oct. 7, 1997, 111 Stat. 1183, provided that: “The amendments made by subsection (a) [amending this section] shall apply to fiscal years beginning on or after October 1, 1997.”

§ 4538. Reimbursement of residential telecommunications expenses for House Members, officers, and employees

(a) Notwithstanding any other provision of law, official resources may be used during a fiscal year (beginning with fiscal year 1999), in accordance with regulations of the Committee on House Oversight, to reimburse a Member, officer, or employee of the House of Representatives for the ordinary and necessary expenses related to the official use of telecommunications lines in the residence of the Member, officer, or employee.

(b) The Committee on House Oversight shall promulgate such regulations as are necessary to implement this section.

(Pub. L. 105-275, title I, §109, Oct. 21, 1998, 112 Stat. 2439.)

CODIFICATION

Section was formerly classified to section 127b of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 1999, which is title I of the Legislative Branch Appropriations Act, 1999.

CHANGE OF NAME

Committee on House Oversight of House of Representatives changed to Committee on House Administration of House of Representatives by House Resolution No. 5, One Hundred Sixth Congress, Jan. 6, 1999.

PART B—ADMINISTRATION

§ 4551. Day for paying salaries of the House of Representatives

The usual day for paying salaries in or under the House of Representatives shall be the last day of each month, except that if the last day of a month falls on a Saturday, Sunday, or a legal public holiday, the Chief Administrative Officer of the House of Representatives shall pay such salaries on the first weekday which precedes the last day.

(Pub. L. 107-68, title I, §116(a), Nov. 12, 2001, 115 Stat. 573.)

CODIFICATION

Section was formerly classified to section 60d-1 of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 2002, which is title I of the Legislative Branch Appropriations Act, 2002.

EFFECTIVE DATE

Pub. L. 107-68, title I, §116(c), Nov. 12, 2001, 115 Stat. 573, provided that: “This section [enacting this section and repealing sections 60d, 60e, and 60e-1 of this title] and the amendments made by this section shall apply with respect to pay periods beginning after the expiration of the 1-year period which begins on the date of the enactment of this Act [Nov. 12, 2001].”

§ 4552. Certificates to pay rolls of employees of House

The Clerk, Sergeant at Arms, and Chief Administrative Officer of the House of Representatives shall make certificate each month to their respective pay rolls, stating whether the persons named in such pay rolls and employed in their respective departments have been actually present at their respective places of duty and have actually performed the services for which compensation is provided in said pay rolls, and in each case where a person carried on such pay roll has been absent and has not performed the services in whole or in part for which payment is proposed, the reason for such absence and for such nonperformance of services shall be stated.

(Mar. 3, 1901, ch. 830, §1, 31 Stat. 968; Pub. L. 104-186, title II, §204(41), Aug. 20, 1996, 110 Stat. 1736.)

CODIFICATION

Section was formerly classified to section 89 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Pub. L. 104-186 substituted “and Chief Administrative Officer” for “Doorkeeper, and Postmaster”.

§ 4553. Gratuities for survivors of deceased House employees; computation

The Chief Administrative Officer of the House of Representatives is on and after July 2, 1954, authorized to pay, from the applicable accounts of the House of Representatives, a gratuity to the widow, widower, or heirs-at-law, of each deceased employee of the House an amount equal to one month’s salary for each year or part of year of the first six years service of such employee plus one-half of one month’s salary for each year or part of year of such service in excess of six years to and including the eighteenth year of such service. Service computed hereunder shall include all Federal civilian employment, and military service where such service interrupted Federal civilian employment.

(July 2, 1954, ch. 455, title I, 68 Stat. 403; Pub. L. 104-186, title II, §204(70), Aug. 20, 1996, 110 Stat. 1740.)

CODIFICATION

Section was formerly classified to section 125 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Pub. L. 104-186 substituted “Chief Administrative Officer of the House of Representatives” for “Clerk of the House” and “applicable accounts of the House of Representatives” for “contingent fund of the House”.

§ 4554. Waiver by Speaker of House of claims of United States arising out of erroneous payments to officers or employees paid by Chief Administrative Officer of House

(a) Waiver of claim for erroneous payment of pay or allowances

A claim of the United States against a person arising out of an erroneous payment of any pay or allowances, other than travel and transportation expenses and allowances, on or after July 25, 1974, to an officer or employee whose pay is disbursed by the Chief Administrative Officer of the House of Representatives, the collection of which would be against equity and good conscience and not in the best interests of the United States, may be waived in whole or in part by the Speaker of the House.

(b) Investigation and report

An application for waiver of a claim shall be investigated by the Chief Administrative Officer of the House of Representatives who shall submit a written report of his investigation to the Speaker of the House.

(c) Prohibition of waiver

The Speaker of the House may not exercise his authority under this section to waive any claim—

(1) if, in his opinion, there exists, in connection with the claim, an indication of fraud,

misrepresentation, fault, or lack of good faith on the part of the officer or employee or any other person having an interest in obtaining a waiver of the claim; or

(2) if the application for waiver is received in his office after the expiration of 3 years immediately following the date on which the erroneous payment of pay or allowances was discovered.

(d) Credit for waiver

In the audit and settlement of the accounts of any accountable officer or official, full credit shall be given for any amounts with respect to which collection by the United States is waived under this section.

(e) Effect of waiver

An erroneous payment, the collection of which is waived under this section, is deemed a valid payment for all purposes.

(f) Construction with other laws

This section does not affect any authority under any other law to litigate, settle, compromise, or waive any claim of the United States.

(g) Rules and regulations

The Speaker of the House shall prescribe rules and regulations to carry out the provisions of this section.

(Pub. L. 93-359, §3, July 25, 1974, 88 Stat. 395; Pub. L. 104-186, title II, §204(76), Aug. 20, 1996, 110 Stat. 1742; Pub. L. 104-316, title I, §102(c), Oct. 19, 1996, 110 Stat. 3828.)

CODIFICATION

Section was formerly classified to section 130d of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Subsec. (a). Pub. L. 104-316 struck out “, if the claim is not the subject of an exception made by the Comptroller General in the account of any accountable officer or official” before period at end.

Pub. L. 104-186 substituted “Chief Administrative Officer” for “Clerk”.

Subsec. (b). Pub. L. 104-186 substituted “Chief Administrative Officer” for “Clerk”.

§ 4555. Withholding of State income tax by Chief Administrative Officer of House

(a) Agreement with proper State official; covered individuals

Until otherwise provided by law, the Chief Administrative Officer of the House of Representatives shall, in accordance with subsections (b), (c), and (d) enter into an agreement with any State, at the request for agreement from the proper State official. The agreement shall provide that the Chief Administrative Officer shall withhold State income tax in the case of each Member and employee who is subject to such income tax and who voluntarily requests such withholding.

(b) Number of remittances authorized

Any agreement entered into under subsection (a) shall not require the Chief Administrative Officer to remit sums withheld pursuant to any such agreement more often than once each calendar quarter.

(c) Acceptance or disapproval of proposed agreement by Committee on House Administration

(1) The Chief Administrative Officer shall, before entering into any agreement under subsection (a), transmit a statement with respect to the proposed agreement to the Committee on House Administration of the House of Representatives (hereinafter in this section and section 4556 of this title referred to as the “committee”). Such statement shall set forth a detailed description of the proposed agreement, together with any other information which the committee may require.

(2) If the committee does not disapprove, through appropriate action, any proposed agreement transmitted to the committee under paragraph (1) no later than ten legislative days after receiving such proposed agreement, then the Chief Administrative Officer may enter into such proposed agreement. The Chief Administrative Officer may not enter into any proposed agreement if such proposed agreement is disapproved by the committee under this paragraph.

(d) Number and effective date of requests for withholding; change of designated State; revocation of request

(1) A Member or employee may have in effect at any time only one request for withholding under subsection (a), and such Member or employee may not have more than two such requests in effect with respect to different States during any one calendar year. The request for withholding is effective on the first day of the month in which the request is processed by the Chief Administrative Officer, but in no event later than on the first day of the first month beginning after the day on which such request is received by the Chief Administrative Officer, except that—

(A) when the Chief Administrative Officer first enters into an agreement with a State under subsection (a), a request for withholding shall be effective on such date as the Chief Administrative Officer may determine;

(B) when an individual first receives an appointment as an employee, the request shall be effective on the day of appointment, if the individual makes the request at the time of appointment; and

(C) when an individual first becomes a Member, the request shall be effective on the day such individual takes the oath of office as a Member, if the individual makes the request at such time.

(2) A Member or employee may change the State designated by such Member or employee for purposes of having withholdings made, and may request that the withholdings be remitted in accordance with such change. A Member or employee also may revoke any request of such Member or employee for withholding. Any change in the State designated or revocation is effective on the first day of the month in which the request or the revocation is processed by the Chief Administrative Officer, but in no event later than on the first day of the first month beginning after the day on which such request or revocation is received by the Chief Administrative Officer.

(e) Provisions as not imposing duty, burden, requirement or penalty on United States, House, or any officer or employee of United States; effect of filing paper, form, or document with Chief Administrative Officer

This section and section 4556 of this title impose no duty, burden, or requirement upon the United States, the House of Representatives, or any officer or employee of the United States, except as specifically provided in this section and section 4556 of this title. Nothing in this section and section 4556 of this title shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the House of Representatives, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section and section 4556 of this title. Any paper, form, document, or any other item filed with, or submitted to, the Chief Administrative Officer under this section and section 4556 of this title is considered to be a paper of the House of Representatives within the provisions of the Rules of the House of Representatives.

(Pub. L. 94-440, title II, §101, Oct. 1, 1976, 90 Stat. 1448; Pub. L. 104-186, title II, §204(4), Aug. 20, 1996, 110 Stat. 1730.)

CODIFICATION

Section was formerly classified to section 60e-1a of this title prior to editorial reclassification and renumbering as this section. Some section numbers of this title referenced in amendment notes below reflect the classification of such sections prior to their editorial reclassification.

Section is based on section 1 of House Resolution No. 732, Ninety-fourth Congress, Nov. 4, 1975, which was enacted into permanent law by Pub. L. 94-440.

AMENDMENTS

1996—Subsec. (a). Pub. L. 104-186, §204(4)(B), substituted “provide that the Chief Administrative Officer shall withhold” for “provide that—

“(1) the Clerk, in the case of employees whose compensation is disbursed by the Clerk; and

“(2) the Sergeant at Arms, in the case of Members of the House of Representatives; shall withhold”.

Pub. L. 104-186, §204(4)(A), substituted “Chief Administrative Officer of the House of Representatives shall, in accordance with” for “Clerk of the House of Representatives (hereinafter in this section and section 60e-1b of this title referred to as the ‘Clerk’) and the Sergeant at Arms of the House of Representatives (hereinafter in this section and section 60e-1b of this title referred to as the ‘Sergeant at Arms’) shall, in accordance with the provisions of”.

Subsec. (b). Pub. L. 104-186, §204(4)(C), substituted “Chief Administrative Officer” for “Clerk or the Sergeant at Arms”.

Subsec. (c)(1). Pub. L. 104-186, §204(4)(D), substituted “Chief Administrative Officer” for “Clerk and the Sergeant at Arms”.

Subsec. (c)(2). Pub. L. 104-186, §204(4)(E), substituted “Chief Administrative Officer” for “Clerk or the Sergeant at Arms, as the case may be,” in two places.

Subsecs. (d), (e). Pub. L. 104-186, §204(4)(F), substituted “Chief Administrative Officer” for “Clerk or the Sergeant at Arms” wherever appearing.

§ 4556. State income tax withholding; definitions

For purposes of section 4555 of this title and this section—

(1) the term “State” means any of the several States, the District of Columbia, the Commonwealth of Puerto Rico, or any other territory or possession of the United States;

(2) the term “Member” means a Member of the House of Representatives, the Delegates from the District of Columbia, Guam, and the Virgin Islands, and the Resident Commissioner from Puerto Rico; and

(3) the term “legislative days” does not include any calendar day on which the House of Representatives is not in session.

(Pub. L. 94-440, title II, §101, Oct. 1, 1976, 90 Stat. 1448.)

CODIFICATION

Section was formerly classified to section 60e-1b of this title prior to editorial reclassification and renumbering as this section.

Section is based on section 2 of House Resolution No. 732, Ninety-fourth Congress, Nov. 4, 1975, which was enacted into permanent law by Pub. L. 94-440.

§ 4557. Withholding of charitable contributions by Chief Administrative Officer of House

(a) Authority

Until otherwise provided by law and except as provided in subsection (c), the Chief Administrative Officer of the House of Representatives shall—

(1) notify employees of the opportunity to have amounts withheld from their compensation for contribution to charitable organizations; and

(2) if an employee files with such officer a voluntary request specifying the amount to be withheld and one Combined Federal Campaign Center in the Washington metropolitan area to receive such amount—

(A) withhold such amount from the compensation of such employee, and

(B) transmit (not less than once each calendar quarter) the amount so withheld to the Combined Federal Campaign Center as specified in such request.

(b) Time of fundraising activities

The Chief Administrative Officer of the House of Representatives shall, to the extent practicable, carry out subsection (a) at or about the time of the Combined Federal Campaign and other fundraising in the executive branch of the Federal Government conducted pursuant to Executive Order 10927, dated March 18, 1961, and at such other times as such officer deems appropriate.

(c) Minimum amounts withheld

(1) No amount shall be withheld under subsection (a) from the compensation of any employee for any pay period if the amount of such compensation for such period is less than the sum of—

(A) the amount specified to be withheld from such compensation under subsection (a) for such period, plus

(B) the amount of all other withholdings from such compensation for such period.

(2) No amount may be specified by an employee to be withheld for any pay period under subsection (a) which is less than—

(A) 50 cents, if the pay period of such individual is biweekly or semimonthly; or

(B) \$1, if the pay period of such individual is monthly.

(d) Duty, burden, or requirement not imposed

This section imposes no duty, burden, or requirement upon the United States, the House of Representatives, or any officer or employee of the United States, except as specifically provided in this section. Nothing in this section shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the House of Representatives, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section. Any paper, form, document, or any other item filed with, or submitted to, the Chief Administrative Officer of the House of Representatives under this section is considered to be a paper of the House of Representatives within the provisions of the Rules of the House of Representatives.

(Pub. L. 95-391, title I, §111, Sept. 30, 1978, 92 Stat. 777; Pub. L. 104-186, title II, §204(5)(A), Aug. 20, 1996, 110 Stat. 1730.)

REFERENCES IN TEXT

Executive Order 10927, dated March 18, 1961, referred to in subsec. (b), was revoked, and is covered, by Ex. Ord. No. 12353, Mar. 23, 1982, 47 F.R. 12785.

CODIFICATION

Section was formerly classified to section 60e-1c of this title prior to editorial reclassification and renumbering as this section.

Section is based on section 1 of House Resolution No. 12, Ninety-fifth Congress, August 5, 1977, which was enacted into permanent law by Pub. L. 95-391.

AMENDMENTS

1996—Subsec. (a). Pub. L. 104-186, §204(5)(A)(i), substituted “Chief Administrative Officer” for “Clerk” in introductory provisions.

Subsecs. (b), (d). Pub. L. 104-186, §204(5)(A)(ii), substituted “Chief Administrative Officer of the House of Representatives” for “Clerk”.

§ 4558. Withholding of charitable contributions; definitions

For purposes of section 4557 of this title—

(1) the term “charitable organizations” means national voluntary health and welfare agencies designated by the Director of the Office of Personnel Management pursuant to Executive Order 10927, dated March 19, 1961; and

(2) the term “employee” means any employee of the House of Representatives whose compensation is disbursed by the Chief Administrative Officer of the House of Representatives.

(Pub. L. 95-391, title I, §111, Sept. 30, 1978, 92 Stat. 777; 1978 Reorg. Plan No. 2, §102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3783; Pub. L. 104-186, title II, §204(5)(B), Aug. 20, 1996, 110 Stat. 1730.)

REFERENCES IN TEXT

Executive Order 10927, dated March 18, 1961, referred to in par. (1), was revoked, and is covered, by Ex. Ord. No. 12353, Mar. 23, 1982, 47 F.R. 12785.

CODIFICATION

Section was formerly classified to section 60e-1d of this title prior to editorial reclassification and renumbering as this section.

Section is based on section 2 of House Resolution No. 12, Ninety-fifth Congress, August 5, 1977, which was enacted into permanent law by Pub. L. 95-391.

AMENDMENTS

1996—Par. (1). Pub. L. 104-186, §204(5)(B)(i), inserted “and” at end.

Par. (2). Pub. L. 104-186, §204(5)(B)(ii), (iv), redesignated par. (3) as (2) and struck out former par. (2) which read as follows: “the term ‘Clerk’ means the Clerk of the House of Representatives;”.

Par. (3). Pub. L. 104-186, §204(5)(B)(iii), (iv), substituted “Chief Administrative Officer of the House of Representatives” for “Clerk” and redesignated par. (3) as (2).

TRANSFER OF FUNCTIONS

“Director of the Office of Personnel Management” substituted for “Chairman of the Civil Service Commission” in par. (1) pursuant to Reorg. Plan No. 2 of 1978, §102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred functions vested by statute in United States Civil Service Commission and Chairman thereof to Director of Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

§ 4559. Certification of indebtedness of employees of House; withholding of amount

Whenever an employee of the House of Representatives becomes indebted to the House of Representatives and fails to pay the indebtedness, the chairman of the committee or the elected officer of the House of Representatives that has jurisdiction over the activity under which the indebtedness arises may certify to the Chief Administrative Officer of the House of Representatives the amount of the indebtedness. The Chief Administrative Officer of the House of Representatives is authorized to withhold the amount so certified from any amount which is disbursed by him and which is due to, or on behalf of, such employee. Whenever an amount is withheld under this section, the appropriate account shall be credited in an amount equal to the amount so withheld. As used in this section, the term “employee of the House of Representatives” means any person in the legislative branch of the Government whose salary, wages, or other compensation is disbursed by the Chief Administrative Officer of the House of Representatives.

(Pub. L. 85-492, July 2, 1958, 72 Stat. 293; Pub. L. 104-186, title II, §204(42), Aug. 20, 1996, 110 Stat. 1736.)

CODIFICATION

Section was formerly classified to section 89a of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Pub. L. 104-186 substituted “and fails to pay the indebtedness, the chairman of the committee or the elected officer of the House of Representatives that has jurisdiction over the activity under which the indebtedness arises may certify to the Chief Administrative Officer of the House of Representatives the amount of

the indebtedness” for “, or to the trust fund account in the office of the Sergeant at Arms of the House of Representatives, and such employee fails to pay such indebtedness, the chairman of the committee, or the elected officer, of the House of Representatives having jurisdiction of the activity under which such indebtedness arose, is authorized to certify to the Clerk of the House of Representatives the amount of such indebtedness” in first sentence and “Chief Administrative Officer” for “Clerk” in second and last sentences.

§ 4560. Deductions by Chief Administrative Officer in disbursement of gratuity appropriations

The Chief Administrative Officer of the House of Representatives is authorized, in the disbursement of gratuity appropriations, to make deductions of such amounts as may be due to or through his office or as may be due the House of Representatives.

(May 29, 1928, ch. 853, §1, 45 Stat. 885; Pub. L. 104-186, title II, §204(26), Aug. 20, 1996, 110 Stat. 1734.)

CODIFICATION

Section was formerly classified to section 80a of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Pub. L. 104-186 substituted “Chief Administrative Officer of the House of Representatives” for “Sergeant-at-Arms of the House”.

SUBCHAPTER III—SENATE

PART A—AMOUNT AND TYPE

§ 4571. Senate pay adjustments; action by President pro tempore of Senate

(a) Each time the President adjusts the rates of pay of employees under section 5303 of title 5 (or section 5304 or 5304a of such title, as applied to employees employed in the pay locality of the Washington, D.C.-Baltimore, Maryland consolidated metropolitan statistical area) the President pro tempore of the Senate shall, as he considers appropriate—

(1)(A) adjust the rates of pay of personnel whose pay is disbursed by the Secretary of the Senate, and any minimum or maximum rate applicable to any such personnel; or

(B) in the case of such personnel whose rates of pay are fixed by or pursuant to law at specific rates, adjust such rates (including the adjustment of such specific rates to maximum pay rates) and, in the case of all other personnel whose pay is disbursed by the Secretary of the Senate, adjust only the minimum or maximum rates applicable to such other personnel; and

(2) adjust any limitation or allowance applicable to such personnel;

by percentages which are equal or equivalent, insofar as practicable and with such exceptions as may be necessary to provide for appropriate pay relationships between positions, to the percentages of the adjustments made by the President under such section 5303 (and, as the case may be, section 5304 or 5304a of such title, as applied to employees employed in the pay locality of the Washington, D.C.-Baltimore, Maryland

consolidated metropolitan statistical area) for corresponding rates of pay for employees subject to the General Schedule contained in section 5332 of such title and adjust the rates of such personnel by such amounts as necessary to restore the same pay relationships that existed on December 31, 1986, between personnel and Senators and between positions. Such rates, limitations, and allowances adjusted by the President pro tempore shall become effective on the first day of the month in which any adjustment becomes effective under such section 5303 or section 3(c) of this Act.

(b) The adjustments made by the President pro tempore shall be made in such manner as he considers advisable and shall have the force and effect of law.

(c) Nothing in this section shall impair any authority pursuant to which rates of pay may be fixed by administrative action.

(d) No rate of pay shall be adjusted under the provisions of this section to an amount in excess of the rate of basic pay for level III of the Executive Schedule contained in section 5314 of title 5, except in cases in which it is necessary to restore and maintain the same pay relationships that existed on December 31, 1986, between personnel and Senators and between positions.

(e) Any percentage used in any statute specifically providing for an adjustment in rates of pay in lieu of an adjustment made under section 5303 of title 5 and, as the case may be, section 5304 or 5304a of such title for any calendar year shall be treated as the percentage used in an adjustment made under such section 5303, 5304, or 5304a, as applicable, for purposes of subsection (a).

(f) For purposes of this section, the term “personnel” does not include any Senator.

(Pub. L. 91-656, §4, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 92-298, §3(a), May 17, 1972, 86 Stat. 146; Pub. L. 92-392, §14(a), Aug. 19, 1972, 86 Stat. 575; Pub. L. 94-82, title II, §204(d), Aug. 9, 1975, 89 Stat. 422; Pub. L. 100-202, §101(i) [title III, §311(a), (b)], Dec. 22, 1987, 101 Stat. 1329-290, 1329-310; Pub. L. 101-509, title V, §529 [title I, §101(b)(4)(E)], Nov. 5, 1990, 104 Stat. 1427, 1440; Pub. L. 106-554, §1(a)(2) [title I, §2], Dec. 21, 2000, 114 Stat. 2763, 2763A-96.)

REFERENCES IN TEXT

Section 3(c) of this Act, referred to in subsec. (a), is section 3(c) of Pub. L. 91-656, which is set out as a note under section 5303 of Title 5, Government Organization and Employees.

CODIFICATION

Section was formerly classified to section 60a-1 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

2000—Subsec. (a). Pub. L. 106-554, §1(a)(2) [title I, §2(1)], in introductory provisions, inserted “(or section 5304 or 5304a of such title, as applied to employees employed in the pay locality of the Washington, D.C.-Baltimore, Maryland consolidated metropolitan statistical area)” after “employees under section 5303 of title 5” and in concluding provisions, inserted “(and, as the case may be, section 5304 or 5304a of such title, as applied to employees employed in the pay locality of the Washington, D.C.-Baltimore, Maryland consolidated metropolitan statistical area)” after “the President under such section 5303”.

Subsecs. (e), (f). Pub. L. 106-554, §1(a)(2) [title I, §2(2), (3)], added subsec. (e) and redesignated former subsec. (e) as (f).

1990—Subsec. (a). Pub. L. 101-509 substituted “5303” for “5305” wherever appearing.

1987—Subsec. (a). Pub. L. 100-202, §101(i) [title III, §311(a)], inserted requirement that rates of personnel be adjusted by such amounts as necessary to restore same pay relationships that existed on Dec. 31, 1986, between personnel and Senators and between positions.

Subsec. (d). Pub. L. 100-202, §101(i) [title III, §311(b)], inserted exception for cases in which it is necessary to restore and maintain same pay relationships that existed on Dec. 31, 1986, between personnel and Senators and between positions.

1975—Subsec. (d). Pub. L. 94-82 substituted “level III” for “level V”, and “section 5314 of title 5” for “section 5316 of title 5.”

1972—Subsec. (a). Pub. L. 92-298 and Pub. L. 92-392 made identical amendments by substituting “first day of the month in which any adjustment becomes effective” for “first day of the first pay period which begins on or after the day on which any adjustment becomes effective” in last sentence.

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101-509 effective on such date as the President shall determine, but not earlier than 90 days, and not later than 180 days, after Nov. 5, 1990, see section 529 [title III, §305] of Pub. L. 101-509, set out as a note under section 5301 of Title 5, Government Organization and Employees.

EFFECTIVE DATE OF 1987 AMENDMENT

Pub. L. 100-202, §101(i) [title III, §311(c)], Dec. 22, 1987, 101 Stat. 1329-290, 1329-310, provided that: “Notwithstanding any other provision of this Act [see Tables for classification] or any other provision of law, subsections (a) and (b) of this section [amending this section] shall be effective in the case of pay orders issued by the President pro tempore of the Senate on or after January 1, 1988.”

EFFECTIVE DATE OF 1972 AMENDMENT

Amendment by Pub. L. 92-392 effective on first day of first applicable pay period beginning on or after 90th day after Aug. 19, 1972, see section 15(a) of Pub. L. 92-392, set out as an Effective Date note under section 5341 of Title 5, Government Organization and Employees.

ORDER OF THE PRESIDENT PRO TEMPORE OF THE UNITED STATES SENATE

JANUARY 27, 2014

By virtue of the authority vested in me by section 4 of the Federal Pay Comparability Act of 1970 (2 U.S.C. 60a-1) [now 2 U.S.C. 4571] in order—

(1) to provide (subject to the provisions of section 704 of the Ethics Reform Act of 1989 (5 U.S.C. 5318 note; Public Law 101-194) and the amendments made by such section [amending section 4501 of this title, section 104 of Title 3, The President, section 5318 of Title 5, Government Organization and Employees, and section 461 of Title 28, Judiciary and Judicial Procedure]) increases in the annual rates of compensation for officers and employees of the Senate that are comparable to the increases in rates of pay under the General Schedule taking effect on January 1, 2014, pursuant to sections 5303 and 5304 or 5304a of title 5, United States Code, and

(2) to provide (subject to such provisions of law) for the restoration of, and to maintain in effect, the same pay relationships that existed on December 31, 1986, between personnel and Senators and between Senate positions,

it is hereby—

Ordered,

DEFINITION

SECTION 1. For purposes of this Order, the term “employee” includes an officer (other than a United States Senator).

RATE INCREASES FOR SPECIFIED POSITIONS

SEC. 2. (a) The annual rates of compensation of the Secretary of the Senate, the Sergeant at Arms and Doorkeeper, and the Legislative Counsel shall each be \$172,500.

(b) The annual rates of compensation of the Secretary for the Majority and the Secretary for the Minority shall each be \$171,934.

(c) The annual rates of compensation of the Deputy Legislative Counsel and the Senior Counsels in the Office of the Legislative Counsel and the maximum annual rates of compensation for the Assistant Secretary of the Senate, the Parliamentarian, the Financial Clerk, the Assistant to the Majority Leader for Floor Operations, the Assistant to the Minority Leader for Floor Operations, the Chief of Staff for the Majority Leader, and the Chief of Staff for the Minority Leader shall each be \$171,315.

CHAPLAIN’S OFFICE

SEC. 3. The annual rate of compensation of the Chaplain is equal to the annual rate of pay provided for level IV of the Executive Schedule under section 5315 of title 5, United States Code, except that such annual rate of compensation may not at any time exceed the rate equal to the difference between the annual rate of compensation for a position referred to in section 2(a) and \$11,713.

OFFICES OF SENATE

SEC. 4. (a) The following individuals are authorized to increase the annual rates of compensation of the employees specified, subject to applicable limitations adjusted by this Order:

(1) The Vice President, for any employee under his jurisdiction.

(2) The President pro tempore, for any employee under his jurisdiction.

(3) The Deputy President pro tempore, for any employee under his jurisdiction.

(4) The Majority Leader and the Minority Leader, for any employee under their respective jurisdictions (subject, in the case of the Assistant to the Majority Leader for Floor Operations, the Assistant to the Minority Leader for Floor Operations, the Chief of Staff for the Majority Leader, and the Chief of Staff for the Minority Leader, respectively, to the provisions of section 2(c) of this Order).

(5) The Majority Whip and the Minority Whip, for any employee under their respective jurisdictions.

(6) The Secretary of the Conference of the Majority and the Secretary of the Conference of the Minority, for any employee under their respective jurisdictions.

(7) The Secretary of the Senate, for any employee under his jurisdiction (subject to the provisions of section 2(c) of this Order).

(8) The Sergeant at Arms and Doorkeeper, for any employee under his jurisdiction.

(9) The Chaplain, for any employee under his jurisdiction.

(10) The Legislative Counsel, subject to the approval of the President pro tempore, for any employee under his jurisdiction (other than the Deputy Legislative Counsel and the Senior Counsels).

(11) The Senate Legal Counsel, for any employee under his jurisdiction (subject to the provisions of section 701(b) of the Ethics in Government Act of 1978 (2 U.S.C. 288(b))).

(12) The Secretary for the Majority and the Secretary for the Minority, for any employee under their respective jurisdictions.

(13) The appointing authority of any Senate entity not referred to under paragraphs (1) through (12) for any employee under its jurisdiction.

(b) Except for those officers and employees referred to in section 2 of this Order, no officer or employee within the Office of the Secretary of the Senate and no officer or employee within the Office of the Sergeant at Arms and Doorkeeper shall, for any period of time, be paid gross compensation at an annual rate which is in excess of the maximum prescribed in section 105(f) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(f)) [now 2 U.S.C. 4575(f)] (as such rate is adjusted in section 7(b) of this order).

COMMITTEE STAFFS

SEC. 5. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1) [now 2 U.S.C. 4575] (as modified by this Order), and to the other provisions of this Order, the chairman of any standing, special, or select committee of the Senate (including the majority and minority policy committees and the conference majority and the conference minority of the Senate), and the chairman of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate, are each authorized to increase the annual rate of compensation of any employee of the committee, or any subcommittee thereof, of which he is chairman, subject to applicable limitations adjusted by this Order.

(b) The maximum annual rate of “\$171,315” referred to in section 105(e) of the Legislative Branch Appropriations Act, 1968 (2 U.S.C. 61-1(e)) [now 2 U.S.C. 4575(e)] (as provided for in section 5(b) of the Order of the President pro tempore of January 5, 2010) shall remain unchanged.

SENATORS’ OFFICES

SEC. 6. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1) [now 2 U.S.C. 4575], as modified by this Order, and to the other provisions of this Order, each Senator is authorized to increase the annual rate of compensation of any employee in his office, subject to applicable limitations adjusted by this Order.

(b) Each of the dollar amounts contained in the table under section 105(d)(1)(A) of such Act shall be deemed to be the dollar amounts in that table, as adjusted by law and in effect on December 31, 2013, increased by an additional 1.00 percent.

(c) The figures “\$2,742” and “\$169,459” referred to in the second sentence of section 105(d)(2) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(d)(2)) [now 2 U.S.C. 4575(d)(2)] (as provided in section 6(c) of the Order of the President pro tempore of January 5, 2010) shall be deemed to be the figures “\$2,770” and “\$169,459”, respectively.

(d) The amount referred to under section 111(a) of the Legislative Branch Appropriation Act, 1978 [Pub. L. 95-94] (2 U.S.C. 61-1 note) [now 2 U.S.C. 4575 note], as amended by section 1 of the Legislative Branch Appropriations Act, 1993 (Public Law 102-392; 106 Stat. 1706) shall be \$508,377.

GENERAL LIMITATION

SEC. 7. (a) The figure “\$2,742” referred to in section 105(f) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(f)) [now 2 U.S.C. 4575(f)] (as provided in section 7(a) of the Order of the President pro tempore of January 5, 2010) shall be deemed to be the figure “\$2,770”.

(b) The maximum annual rate of compensation of “\$169,459” appearing in section 105(f) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(f)) [now 2 U.S.C. 4575(f)] (as provided for in section 7(b) of the Order of the President pro tempore of January 5, 2010) shall remain unchanged.

NOTIFYING DISBURSING OFFICE OF INCREASES

SEC. 8. In order for an employee to receive the increase in his annual rate of compensation pursuant to section 4, 5, or 6, the individual designated to authorize such increases for that employee shall notify the Dis-

bursing Office of the Senate in writing that he authorizes such increase for that employee and the date (prescribed in accordance with section 105(a)(2) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(a)(2)) [now 2 U.S.C. 4575(a)(2)]) on which such increase is to be effective. Such increase shall become effective as provided in section 105(a)(2) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(a)(2)) [now 2 U.S.C. 4575(a)(2)], except that if the notice required by the preceding sentence is given within five days (not counting Saturdays, Sundays, or holidays) after the date on which this Order is issued, such increase may become effective on January 1, 2014.

DUAL COMPENSATION

SEC. 9. The figure “\$33,003” referred to in section 5533(c)(1) of title 5, United States Code (as provided in section 9 of the Order of the President pro tempore of January 5, 2010) shall be deemed to be the figure “\$33,334”.

OFFICE OF THE SENATE LEGAL COUNSEL

SEC. 10. (a) The annual rate of compensation of the Senate Legal Counsel shall be \$172,500.

(b) The annual rate of compensation of the Deputy Senate Legal Counsel shall be \$171,200.

(c) The maximum annual rate of compensation of each Assistant Senate Legal Counsel may not at any time exceed the rate equal to the difference between the annual rate of compensation for a position referred to in section 2(a) and \$4,900.

EFFECTIVE DATE

SEC. 11. Sections 1 through 10 of this Order are effective on and after January 1, 2014.

PATRICK J. LEAHY

President pro tempore

Prior Orders of the President pro tempore of the Senate were issued on the following dates:

Jan. 5, 2010, eff. Jan. 1, 2010.
 Mar. 12, 2009, eff. Jan. 1, 2009.
 Jan. 7, 2008, eff. Jan. 1, 2008.
 Feb. 16, 2007, eff. Jan. 1, 2007.
 Jan. 4, 2006, eff. Jan. 1, 2006.
 Jan. 3, 2005, eff. Jan. 1, 2005.
 Mar. 5, 2004, eff. Jan. 1, 2004.
 Dec. 15, 2003, eff. Jan. 1, 2004.
 Dec. 19, 2002, as amended Mar. 27, 2003, eff. Jan. 1, 2003.
 Dec. 20, 2001, eff. Jan. 1, 2002.
 Dec. 20, 2000, eff. Jan. 1, 2001.
 Dec. 12, 1999, eff. Jan. 1, 2000.
 Dec. 16, 1998, eff. Jan. 1, 1999.
 Dec. 19, 1997, eff. Jan. 1, 1998.
 Dec. 18, 1996, eff. Jan. 1, 1997.
 Dec. 28, 1994, eff. Jan. 1, 1995.
 Dec. 17, 1992, eff. Jan. 1, 1993.
 Dec. 18, 1991, eff. Jan. 1, 1992.
 Dec. 20, 1990, eff. Jan. 1, 1991.
 Dec. 21, 1989, eff. Jan. 1, 1990.
 Dec. 9, 1988, eff. Jan. 1, 1989.
 Jan. 4, 1988, eff. Jan. 1, 1988.
 Dec. 19, 1986, eff. Jan. 1, 1987.
 Jan. 4, 1985, eff. Jan. 1, 1985.
 Dec. 20, 1983, amended May 2, 1987, eff. Jan. 1, 1984.
 Oct. 1, 1982, eff. Oct. 1, 1982; Cong. Rec., vol. 128, pt. 20, p. 26968.
 Oct. 5, 1981, amended Dec. 15, 1981, eff. Jan. 1, 1981; Cong. Rec., vol. 127, pt. 19, p. 24991.
 Oct. 1, 1980, eff. Oct. 1, 1980; Cong. Rec., vol. 126, pt. 25, p. 34376.
 Oct. 13, 1979, eff. Oct. 1, 1979; Cong. Rec., vol. 125, pt. 22, p. 28404.
 Oct. 9, 1978, eff. Oct. 1, 1978; Cong. Rec., vol. 124, pt. 28, p. 37837.
 Sept. 29, 1977, eff. Oct. 1, 1977.
 Oct. 8, 1976, eff. Oct. 1, 1976; Cong. Rec., vol. 123, pt. 3, p. 3784.

Oct. 2, 1975, eff. Oct. 1, 1975; Cong. Rec., vol. 121, pt. 27, p. 34398.

Oct. 7, 1974, eff. Oct. 1, 1975; Cong. Rec., vol. 120, pt. 27, p. 36717.

Oct. 4, 1973, eff. Oct. 1, 1973.

Dec. 16, 1972, eff. Jan. 1, 1973; Cong. Rec., vol. 119, pt. 1, p. 674.

Dec. 23, 1971, eff. Jan. 1, 1972; Cong. Rec., vol. 118, pt. 1, p. 235.

Jan. 15, 1971, eff. Feb. 1, 1971; Cong. Rec., vol. 117, pt. 1, p. 770.

Apr. 15, 1970, eff. Jan. 1, and May 1, 1970; Cong. Rec., vol. 116, pt. 9, p. 11860.

June 17, 1969, eff. July 1, 1969; Cong. Rec., vol. 115, pt. 12, p. 16103.

June 12, 1968, eff. July 1, 1968; Cong. Rec., vol. 114, pt. 13, p. 16890.

INCREASE IN COMPENSATION OF OFFICERS OF SENATE;
LIMITATIONS ON BASIC AND GROSS COMPENSATION—1966

Pub. L. 89-504, title III, §302(g), (h), July 18, 1966, 80 Stat. 295, provided that:

“(g) Notwithstanding the provision referred to in subsection (h), the rates of gross compensation of the Secretary for the Majority of the Senate, the Secretary for the Minority of the Senate, the Chief Reporter of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, the Chief Clerk of the Senate, the Chaplain of the Senate, and the Postmaster and Assistant Postmaster of the Senate are hereby increased by 2.9 per centum.

“(h) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended by striking out ‘\$23,770’ and inserting in lieu thereof ‘\$24,460.’” [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE;
LIMITATIONS ON BASIC AND GROSS COMPENSATION—1965

Pub. L. 89-301, §11(g), (h), Oct. 29, 1965, 79 Stat. 1121, provided that:

“(g) Notwithstanding the provision referred to in subsection (h), the rates of gross compensation of the Secretary for the Majority of the Senate, the Secretary for the Minority of the Senate, the Chief Reporter of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, the Chief Clerk of the Senate, the Chaplain of the Senate, and the Postmaster and Assistant Postmaster of the Senate are hereby increased by 3.6 per centum.

“(h) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended by striking out ‘\$22,945’ and inserting in lieu thereof ‘\$23,770.’” [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE;
LIMITATIONS ON BASIC AND GROSS COMPENSATION—1964

Pub. L. 88-426, title II, §202(f), (g), Aug. 14, 1964, 78 Stat. 414, provided that:

“(f) Notwithstanding the provision referred to in subsection (g), the rates of gross compensation of the Secretary for the Majority of the Senate, the Secretary for the Minority of the Senate, the Official Reporters of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by an amount which is equal to the amount of the increase which would be provided

by subsection (a) of this section [former section 60e-11 of this title] in that gross rate determined without regard to the provisions referred to in subsection (g) of this section which is nearest in amount to the total annual compensation of such officer or employee.

“(g) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended by striking out ‘\$18,880’ and inserting in lieu thereof ‘\$22,945.’” [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE;
LIMITATIONS ON BASIC AND GROSS COMPENSATION—1962

Pub. L. 87-793, title VI, §1005(c), (d), Oct. 11, 1962, 76 Stat. 867, provided that:

“(c) Notwithstanding the provision referred to in subsection (d), the rates of gross compensation of the elected officers of the Senate (except the Presiding Officer of the Senate), the Legislative Counsel of the Senate, the Official Reporters of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by 7 per centum.

“(d) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended to read as follows:

“‘No officer or employee whose compensation is disbursed by the Secretary of the Senate shall be paid basic compensation at a rate in excess of \$8,880 per annum, or gross compensation at a rate in excess of \$18,880 per annum, unless expressly authorized by law.’” [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE;
LIMITATIONS ON BASIC AND GROSS COMPENSATION—1960

Pub. L. 86-568, title I, §117(c), (d), July 1, 1960, 74 Stat. 303, provided that:

“(c) Notwithstanding the provision referred to in subsection (d), the rates of gross compensation of each of the elected officers of the Senate (except the Presiding Officer of the Senate), the Parliamentarian of the Senate, the Legislative Counsel of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by 7.5 per centum.

“(d) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956 (69 Stat. 510; Public Law 242, Eighty-fourth Congress), is amended to read as follows:

“‘No officer or employee whose compensation is disbursed by the Secretary of the Senate shall be paid basic compensation at a rate in excess of \$8,880 per annum, or gross compensation at a rate in excess of \$17,525 per annum, unless expressly authorized by law.’” [Prior to this amendment “\$8,880” and “\$17,525” were, respectively, “\$8,880” and “\$16,300” per annum.] [The paragraph in the Legislative Appropriation Act, 1956, referred to above was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE;
LIMITATIONS ON BASIC AND GROSS COMPENSATION—1958

Pub. L. 85-462, §4(c), (d), June 20, 1958, 72 Stat. 208, provided that:

“(c) Notwithstanding the provision referred to in subsection (d), the rates of gross compensation of each of

the elected officers of the Senate (except the presiding officer of the Senate), the Parliamentarian of the Senate, the Legislative Counsel of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by 10 per centum.

“(d) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956 (69 Stat. 510; Public Law 242, Eighty-fourth Congress), is amended to read as follows:

“No officer or employee, whose compensation is disbursed by the Secretary of the Senate shall be paid basic compensation at a rate in excess of \$8,880 per annum, or gross compensation at a rate in excess of \$16,300 per annum, unless expressly authorized by law.” [Prior to this amendment “\$8,880” and “\$16,300” were, respectively, “\$8,820” and “\$14,800” per annum.] [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i) (3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE
AND HOUSE—1955

Act June 28, 1955, ch. 189, §4(c), 69 Stat. 176, provided that: “The rates of basic compensation of each of the elected officers of the Senate and the House of Representatives (not including the presiding officers of the two Houses), the Parliamentarian of the Senate, the Parliamentarian of the House of Representatives, the Legislative Counsel of the Senate, the Legislative Counsel of the House of Representatives, and the Coordinator of Information of the House of Representatives are hereby increased by 7.5 per centum.”

INCREASE IN COMPENSATION OF OFFICERS OF SENATE
AND HOUSE—1951

Act Oct. 24, 1951, ch. 554, §2(e), 65 Stat. 614, provided that: “The rates of basic compensation of each of the elected officers of the Senate and the House of Representatives (not including the presiding officers of the two Houses), the Parliamentarian of the Senate, the Parliamentarian of the House of Representatives, the legislative counsel of the Senate, the legislative counsel of the House of Representatives, and the Coordinator of Information of the House of Representatives are hereby increased by 10 per centum, except that in no case shall any such rate be increased by less than \$300 per annum or by more than \$800 per annum.”

INCREASE IN COMPENSATION OF OFFICERS OF SENATE
AND HOUSE—1949

Act Oct. 28, 1949, ch. 783, title I, §101(d), 63 Stat. 974, provided that: “The rates of basic compensation of each of the elected officers of the Senate and the House of Representatives (not including the presiding officers of the two Houses) are hereby increased by 5 per centum.”

§ 4572. Rates of compensation paid by Secretary of Senate; applicability of Senate pay adjustments by President pro tempore of Senate

No provision of this Act or of any Act enacted after October 1, 1976, which specifies a rate of compensation (including a maximum rate) for any position or employee whose compensation is disbursed by the Secretary of the Senate shall, unless otherwise specifically provided therein, be construed to affect the applicability of section 4571 of this title to such rate.

(Pub. L. 94-440, title I, §107, Oct. 1, 1976, 90 Stat. 1444.)

REFERENCES IN TEXT

This Act, referred to in text, means the Legislative Branch Appropriation Act, 1977, Pub. L. 94-440, Oct. 1,

1976, 90 Stat. 1439. For complete classification of this Act to the Code, see Tables.

CODIFICATION

Section was formerly classified to section 60a-1a of this title prior to editorial reclassification and renumbering as this section.

§ 4573. Senate pay adjustments; action by President pro tempore of Senate

(a) Whenever, after November 5, 1990, there is an adjustment in rates of pay for Senators (other than an adjustment which occurs by virtue of an adjustment under section 5303 of title 5 in rates of pay under the General Schedule), the President pro tempore of the Senate may, notwithstanding any other provision of law, rule, or regulation, adjust the rate of pay (and any minimum or maximum rate, limitation, or allowance) applicable to personnel whose pay is disbursed by the Secretary of the Senate to the extent necessary to maintain the same pay relationships that existed on December 31, 1986, between personnel and Senators and between positions.

(b) Adjustments made by the President pro tempore under this section shall be made in such manner as he considers advisable and shall have the force and effect of law.

(Pub. L. 101-520, title III, §315, Nov. 5, 1990, 104 Stat. 2283; Pub. L. 102-90, title III, §308, Aug. 14, 1991, 105 Stat. 466.)

REFERENCES IN TEXT

The General Schedule, referred to in subsec. (a), is set out under section 5332 of Title 5, Government Organization and Employees.

CODIFICATION

Section was formerly classified to section 60a-1b of this title prior to editorial reclassification and renumbering as this section.

Section is from the Legislative Branch Appropriations Act, 1991.

AMENDMENTS

1991—Subsec. (a). Pub. L. 102-90 substituted “5303” for “5305”.

§ 4574. Limit on rate of compensation of Senate officers and employees

No officer or employee of the Senate shall receive pay for any services performed by him at any rate higher than that provided for the office or employment to which he has been regularly appointed.

(Aug. 5, 1882, ch. 390, §1, 22 Stat. 270.)

CODIFICATION

Section was formerly classified to section 61 of this title prior to editorial reclassification and renumbering as this section.

§ 4575. Gross rate of compensation of employees paid by Secretary of Senate

(a) Annual rate; certification

(1) Whenever the rate of compensation of any employee whose compensation is disbursed by the Secretary of the Senate is fixed or adjusted on or after October 1, 1980, such rate as so fixed or adjusted shall be at a single whole dollar per

annum gross rate and may not include a fractional part of a dollar.

(2) New or changed rates of compensation (other than changes in rates which are made by law) of any such employee (other than an employee who is an elected officer of the Senate) shall be certified in writing to the Disbursing Office of the Senate (and, for purposes of this paragraph, a new rate of compensation refers to compensation in the case of an appointment, transfer from one Senate appointing authority to another, or promotion by an appointing authority to a position the compensation for which is fixed by law). In the case of an appointment or other new rate of compensation, the certification must be received by such office on or before the day the rate of new compensation is to become effective. In any other case, the changed rate of compensation shall take effect on the first day of the month in which such certification is received (if such certification is received within the first ten days of such month), on the first day of the month after the month in which such certification is received (if the day on which such certification is received is after the twenty-fifth day of the month in which it is received), and on the sixteenth day of the month in which such certification is received (if such certification is received after the tenth day and before the twenty-sixth day of such month). Notwithstanding the preceding sentence, if the certification for a changed rate of compensation for an employee specifies an effective date of such change, such change shall become effective on the date so specified, but only if the date so specified is the first or sixteenth day of a month and is after the effective date prescribed in the preceding sentence; and, notwithstanding such sentence and the preceding provisions of this sentence, any changed rate of compensation for a new employee or an employee transferred from one appointing authority to another shall take effect on the date of such employee's appointment or transfer (as the case may be) if such date is later than the effective date for such changed rate of compensation as prescribed by such sentence.

(b) Conversion; increase in compensation

The rate of compensation of each employee whose compensation is disbursed by the Secretary of the Senate which was fixed before August 1, 1967, at a basic rate with respect to which additional compensation is payable by law shall be converted as of such date to the lowest per annum gross rate which is a multiple of \$180 and which is not less than the aggregate rate of compensation (basic compensation plus additional compensation provided by law) which such employee was receiving immediately prior to such date. Any increments of longevity compensation to which an employee became entitled prior to August 1, 1967, under section 4507(b) of this title shall be excluded in converting such employee's rate of compensation under this subsection, but such employee's rate of gross compensation shall be increased by \$540 (which shall be considered to be an increase under section 4507(b) of this title) for each such increment.

(c) Reference in other provisions to basic rates and additional compensation as reference to per annum gross rate

In any case in which the rate of compensation of any employee or position, or class of employees or positions, the compensation for which is disbursed by the Secretary of the Senate, or any maximum or minimum rate with respect to any such employee, position, or class, is referred to in or provided by statute or Senate resolution, and the rate so referred to or provided is a basic rate with respect to which additional compensation is provided by law, such statutory provision or resolution shall be deemed to refer, in lieu of such basic rate, to the per annum gross rate which an employee receiving such basic rate immediately prior to August 1, 1967, would receive (without regard to such statutory provision or resolution) under subsection (b) on and after such date.

(d) Compensation of employees in office of Senator; limitation; titles of positions

(1)(A) Except as is otherwise provided in subparagraphs (B) and (C), the aggregate of gross compensation paid employees in the office of a Senator shall not exceed during each fiscal year the following:

\$1,518,333 if the population of the State is less than 5,000,000;
 \$1,573,297 if such population is 5,000,000 but less than 6,000,000;
 \$1,628,265 if such population is 6,000,000 but less than 7,000,000;
 \$1,683,230 if such population is 7,000,000 but less than 8,000,000;
 \$1,738,197 if such population is 8,000,000 but less than 9,000,000;
 \$1,793,161 if such population is 9,000,000 but less than 10,000,000;
 \$1,848,130 if such population is 10,000,000 but less than 11,000,000;
 \$1,903,096 if such population is 11,000,000 but less than 12,000,000;
 \$1,958,061 if such population is 12,000,000 but less than 13,000,000;
 \$2,013,027 if such population is 13,000,000 but less than 14,000,000;
 \$2,067,994 if such population is 14,000,000 but less than 15,000,000;
 \$2,122,960 if such population is 15,000,000 but less than 16,000,000;
 \$2,177,928 if such population is 16,000,000 but less than 17,000,000;
 \$2,232,894 if such population is 17,000,000 but less than 18,000,000;
 \$2,268,057 if such population is 18,000,000 but less than 19,000,000;
 \$2,303,224 if such population is 19,000,000 but less than 20,000,000;
 \$2,338,391 if such population is 20,000,000 but less than 21,000,000;
 \$2,373,558 if such population is 21,000,000 but less than 22,000,000;
 \$2,408,725 if such population is 22,000,000 but less than 23,000,000;
 \$2,443,891 if such population is 23,000,000 but less than 24,000,000;
 \$2,479,054 if such population is 24,000,000 but less than 25,000,000;
 \$2,514,218 if such population is 25,000,000 but less than 26,000,000;

\$2,549,387 if such population is 26,000,000 but less than 27,000,000;

\$2,584,552 if such population is 27,000,000 but less than 28,000,000; and

\$2,619,720 if such population is 28,000,000 or more.

For any fiscal year, the population of a State shall be deemed to be whichever of the following is the higher:

(I) the population of such State (as determined for purposes of this paragraph) for the preceding fiscal year; or

(II) the population of such State as of the first day of such fiscal year, as determined by the latest census (provisional or otherwise) conducted prior to such first day by the Bureau of the Census within the Department of Commerce.

If the population of any State, as determined under the preceding sentence, is not evenly divisible by 1,000,000, the population of such State shall be deemed to be increased to the next higher multiple of 1,000,000.

If, for any period after a fiscal year has begun, the census figures of the most recent census conducted prior to the first day of such year have not been officially released, then, for such period, in the administration of this paragraph, it shall be assumed that the population of each State is the same as such State's population (as determined for purposes of this paragraph) for the preceding fiscal year.

In the event that the term of office of a Senator begins after the first month of a fiscal year or ends (except by reason of death, resignation, or expulsion) before the last month of a fiscal year, the aggregate amount available for gross compensation of employees in the office of such Senator for such year shall be the applicable amount contained in the preceding table, divided by 12, and multiplied by the number of months in such year which are included in the Senator's term of office, counting any fraction of a month as a full month.

(B) In the case of gross compensation paid to employees in the office of a Senator for the period commencing January 1, 1988, and ending September 30, 1988, the total of—

(i) the aggregate amount of gross compensation which is paid to employees in the office of such Senator for such period, plus

(ii) the expenses paid to or on behalf of such Senator under authority of section 6314 of this title (as determined after application of subsection (b) of such section, but without regard to paragraph (2)(A)(iv) thereof),

shall not exceed the aggregate of—

(iii) subject to the next sentence, the amount by which (I) the aggregate of the gross compensation which may be paid to employees in the office of such Senator for the fiscal year ending September 30, 1988, as determined under this subsection (but without regard to this subparagraph), exceeds (II) the aggregate amount of gross compensation which is paid to employees in the office of such Senator for that part of such fiscal year which precedes January 1, 1988, plus

(iv) the amount described in section 6314(b)(2)(A)(iii) of this title.

In the event that the term of office of a Senator begins after the first month of the period which commences January 1, 1988, and ends September 30, 1988, or ends (except by reason of death, resignation, or expulsion) before the last month of such period, the amount computed pursuant to clause (iii) of this subparagraph (but before application of this sentence) shall be recalculated as follows: such amount, as so computed, shall be divided by 9, and multiplied by the number of months in such period which are included in the Senator's term of office, counting any fraction of a month as a full month.

(C) In the case of gross compensation paid to employees in the office of a Senator for the fiscal year beginning October 1, 1988, or any fiscal year thereafter, the total of—

(i) the aggregate amount of gross compensation which is paid to employees in the office of such Senator for such year, plus

(ii) the expenses paid to or on behalf of such Senator under authority of section 6314 of this title (as determined after application of subsection (b) of such section, but without regard to paragraph (3)(A)(ii) and (iv) thereof),

shall not exceed the aggregate of—

(iii) the amount determined under subparagraph (A) for such year, plus

(iv) the amount described in section 6314(b)(3) of this title (as determined without regard to subparagraph (A)(ii) and (iv) thereof).

(2) Within the limits prescribed by paragraph (1) of this subsection, Senators may fix the number and the rates of compensation of employees in their respective offices. The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than \$2,677 or in excess of \$169,459 per annum. A Senator may establish such titles for positions in his office as he may desire to designate, by written notification to the disbursing office of the Senate.

(e) Gross rate of compensation of employee of committee of Senate employed by joint committee, select committee, or standing committee

(1), (2) Repealed. Pub. L. 96-304, title I, § 112(b)(1), July 8, 1980, 94 Stat. 892.

(3)(A) In this paragraph—

(i) the term "committee of the Senate" means—

(I) any standing committee (including the majority and minority policy committees) of the Senate;

(II) any select committee (including the conference majority and conference minority of the Senate); or

(III) any joint committee the expenses of which are paid from the contingent fund of the Senate; and

(ii) an employee of a subcommittee shall be considered to be an employee of the full committee.

(B) Subject to adjustment as provided by law, no employee of a committee of the Senate shall be paid at a per annum gross rate in excess of \$171,315.

(f) General limitation

No officer or employee whose compensation is disbursed by the Secretary of the Senate shall

be paid gross compensation at a rate less than \$2,677 or in excess of \$169,459 unless expressly authorized by law. The limitation on the minimum rate of gross compensation under this subsection shall not apply to any member or civilian employee of the Capitol Police whose compensation is disbursed by the Secretary of the Senate.

(Pub. L. 90-57, §105(a)-(f), (j), July 28, 1967, 81 Stat. 141-144; Pub. L. 90-206, title II, §214 (j)-(l), Dec. 16, 1967, 81 Stat. 637; Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 340; Pub. L. 91-510, title III, §305, Oct. 26, 1970, 84 Stat. 1181; Pub. L. 91-656, §4, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 92-184, ch. IV, Dec. 15, 1971, 85 Stat. 633; Pub. L. 92-607, ch. V, §505, Oct. 31, 1972, 86 Stat. 1505; Pub. L. 93-145, Nov. 1, 1973, 87 Stat. 532; Pub. L. 93-245, ch. VI, Jan. 3, 1974, 87 Stat. 1078; Pub. L. 93-255, §1, Mar. 27, 1974, 88 Stat. 52; Pub. L. 93-371, §6, Aug. 13, 1974, 88 Stat. 430; Pub. L. 94-59, title I, §102, July 25, 1975, 89 Stat. 274; Pub. L. 94-440, title I, §101(a), Oct. 1, 1976, 90 Stat. 1443; Pub. L. 95-94, title I, §111(d), Aug. 5, 1977, 91 Stat. 663; Pub. L. 95-391, title I, §104(b), Sept. 30, 1978, 92 Stat. 772; Pub. L. 95-482, §112, Oct. 18, 1978, 92 Stat. 1605; Pub. L. 96-304, title I, §§107(a), 112(b)(1), July 8, 1980, 94 Stat. 890, 892; Pub. L. 98-181, title I, §1203(a), Nov. 30, 1983, 97 Stat. 1289; Pub. L. 98-367, title I, §§3(a), 12(a), (b), July 17, 1984, 98 Stat. 475, 476; Pub. L. 100-71, title I, §3(a), July 11, 1987, 101 Stat. 423; Pub. L. 100-137, §1(c)(1), Oct. 21, 1987, 101 Stat. 818; Pub. L. 100-202, §101(i) [title I, §1(a)], Dec. 22, 1987, 101 Stat. 1329-290, 1329-293; Pub. L. 104-186, title II, §204(9), Aug. 20, 1996, 110 Stat. 1731; Pub. L. 105-18, title II, §7001, June 12, 1997, 111 Stat. 192; Pub. L. 105-55, title I, §5, Oct. 7, 1997, 111 Stat. 1181; Pub. L. 105-275, title I, §8, Oct. 21, 1998, 112 Stat. 2434; Pub. L. 106-57, title I, §2, Sept. 29, 1999, 113 Stat. 411; Pub. L. 107-68, title I, §106, Nov. 12, 2001, 115 Stat. 568; Pub. L. 108-7, div. H, title I, §3, Feb. 20, 2003, 117 Stat. 349; Pub. L. 108-83, title I, §1, Sept. 30, 2003, 117 Stat. 1010; Pub. L. 108-447, div. G, title I, §1, Dec. 8, 2004, 118 Stat. 3168; Pub. L. 109-55, title I, §1, Aug. 2, 2005, 119 Stat. 568; Pub. L. 110-161, div. H, title I, §§1, 4(a), Dec. 26, 2007, 121 Stat. 2220, 2221; Pub. L. 111-8, div. G, title I, §1, Mar. 11, 2009, 123 Stat. 814; Pub. L. 111-68, div. A, title I, §1, Oct. 1, 2009, 123 Stat. 2026.)

INCREASE IN AGGREGATE COMPENSATION OF
EMPLOYEES IN OFFICES OF SENATORS

For increase in amounts in table in subsection (d)(1)(A) of this section, that is not reflected in text, see 2002 to 2010 Amendment notes below.

CODIFICATION

Section was formerly classified to section 61-1 of this title prior to editorial reclassification and renumbering as this section. Some section numbers of this title referenced in amendment notes below reflect the classification of such sections prior to their editorial reclassification.

Section is comprised of subses. (a) to (f) and (j) of section 105 of Pub. L. 90-57, the Legislative Branch Appropriation Act, 1968. Subsec. (j), which was redesignated subsec. (g) of this section for purposes of codification, was repealed by Pub. L. 104-186. Other subsections of such section 105 provided as follows: subses. (g) and (h) amended section 4507(b) of this title and section 5533(c) of title 5, respectively; subsec. (i) repealed sections 60f, 72a-1, 72a-1a, and 72a-4 of this title

and amended provisions set out as a note under section 4571 of this title; subsec. (k) is set out as an Effective Date note below.

AMENDMENTS

2010—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 2010, by section 6(b) of Salary Directive of President pro tempore of the Senate, Jan. 5, 2010, set out as a note under section 60a-1 of this title, which deemed dollar amounts in table in effect on Dec. 31, 2009, to be increased by an additional 2.42 percent.

Subsec. (d)(2). Figures “\$2,677” and “\$169,459” to be deemed to refer, effective Jan. 1, 2010, to the figures “\$2,742” and “\$169,459”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Jan. 5, 2010, set out as a note under section 60a-1 of this title.

Subsec. (f). Figure “\$2,677” to be deemed to refer, effective Jan. 1, 2010, to the figure “\$2,742”, see section 7(a) of Salary Directive of President pro tempore of the Senate, Jan. 5, 2010, set out as a note under section 60a-1 of this title.

2009—Subsec. (d)(1)(A). Pub. L. 111-68, §1, revised table upward, deeming dollar amounts in table, as adjusted by law and in effect on Sept. 30, 2009, to be increased by an additional \$50,000 each.

The table was revised upward, effective Jan. 1, 2009, by section 6(b) of Salary Directive of President pro tempore of the Senate, Mar. 12, 2009, formerly set out as a note under section 60a-1 of this title, which deemed dollar amounts in table in effect on Dec. 31, 2008, to be increased by an additional 4.78 percent.

Pub. L. 111-8, §1, revised table upward, deeming dollar amounts in table, as adjusted by law and in effect on Sept. 30, 2008, to be increased by an additional \$50,000 each.

Subsec. (d)(2). Figures “\$2,554” and “\$164,759” to be deemed to refer, effective Jan. 1, 2009, to the figures “\$2,677” and “\$169,459”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Mar. 12, 2009, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3)(B). Figure “\$166,615” to be deemed to refer, effective Jan. 1, 2009, to the figure “\$171,315”, see section 5(b) of Salary Directive of President pro tempore of the Senate, Mar. 12, 2009, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$2,554” and “\$164,759” to be deemed to refer, effective Jan. 1, 2009, to the figures “\$2,677” and “\$169,459”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Mar. 12, 2009, formerly set out as a note under section 60a-1 of this title.

2008—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 2008, by section 6(b) of Salary Directive of President pro tempore of the Senate, Jan. 7, 2008, formerly set out as a note under section 60a-1 of this title, which deemed dollar amounts in table in effect on Dec. 31, 2007, to be increased by an additional 4.49 percent.

Subsec. (d)(2). Figures “\$2,444” and “\$160,659” to be deemed to refer, effective Jan. 1, 2008, to the figures “\$2,554” and “\$164,759”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Jan. 7, 2008, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3)(B). Figure “\$162,515” to be deemed to refer, effective Jan. 1, 2008, to the figure “\$166,615”, see section 5(b) of Salary Directive of President pro tempore of the Senate, Jan. 7, 2008, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$2,444” and “\$160,659” to be deemed to refer, effective Jan. 1, 2008, to the figures “\$2,554” and “\$164,759”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Jan. 7, 2008, formerly set out as a note under section 60a-1 of this title.

2007—Subsec. (d)(1)(A). Pub. L. 110-161, §1, revised table upward, deeming dollar amounts in table, as adjusted by law and in effect on Sept. 30, 2007, to be increased by an additional \$50,000 each.

The table was revised upward, effective Jan. 1, 2007, by section 6(b) of Salary Directive of President pro tempore of the Senate, Feb. 16, 2007, formerly set out as a note under section 60a-1 of this title, which deemed dollar amounts in table in effect on Dec. 31, 2006, to be increased by an additional 2.64 percent.

Subsec. (d)(2). Figures “\$2,381” and “\$160,659” to be deemed to refer, effective Jan. 1, 2007, to the figures “\$2,444” and “\$160,659”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Feb. 16, 2007, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Pub. L. 110-161, §4(a), added par. (3) and struck out former par. (3) which read as follows: “No employee of a committee of the Senate shall be paid at a gross rate in excess of \$160,164, in case of an employee of a joint committee the expenses of which are paid from the contingent fund of the Senate, \$160,659, in case of an employee of a select committee (including the conference majority and conference minority of the Senate), or \$162,515, in case of an employee of any standing committee (including the majority and minority policy committees) of the Senate. For the purpose of this paragraph, an employee of a subcommittee shall be considered to be an employee of the full committee.”

Subsec. (f). Figure “\$2,381” to be deemed to refer, effective Jan. 1, 2007, to the figure “\$2,444”, see section 7(a) of Salary Directive of President pro tempore of the Senate, Feb. 16, 2007, formerly set out as a note under section 60a-1 of this title.

2006—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 2006, by section 6(b) of Salary Directive of President pro tempore of the Senate, Jan. 4, 2006, formerly set out as a note under section 60a-1 of this title, which deemed dollar amounts in table in effect on Dec. 31, 2005, to be increased by an additional 3.44 percent.

Subsec. (d)(2). Figures “\$2,301” and “\$157,559” to be deemed to refer, effective Jan. 1, 2006, to the figures “\$2,381” and “\$160,659”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Jan. 4, 2006, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$157,064”, “\$157,559”, and “\$159,415” to be deemed to refer, effective Jan. 1, 2006, to the figures “\$160,164”, “\$160,659”, and “\$162,515”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Jan. 4, 2006, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$2,301” and “\$157,559” to be deemed to refer, effective Jan. 1, 2006, to the figures “\$2,381” and “\$160,659”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Jan. 4, 2006, formerly set out as a note under section 60a-1 of this title.

2005—Subsec. (d)(1)(A). Pub. L. 109-55 revised table upward, deeming dollar amounts in table to be increased by an additional \$50,000 each.

The table was revised upward, effective Jan. 1, 2005, by section 6(b) of Salary Directive of President pro tempore of the Senate, Jan. 3, 2005, formerly set out as a note under section 60a-1 of this title, which deemed dollar amounts in table in effect on Dec. 31, 2004, to be increased by an additional 3.71 percent.

Subsec. (d)(2). Figures “\$2,218” and “\$153,559” to be deemed to refer, effective Jan. 1, 2005, to the figures “\$2,301” and “\$157,559”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Jan. 3, 2005, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$153,064”, “\$153,559”, and “\$155,415” to be deemed to refer, effective Jan. 1, 2005, to the figures “\$157,064”, “\$157,559”, and “\$159,415”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Jan. 3, 2005, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$2,218” and “\$153,559” to be deemed to refer, effective Jan. 1, 2005, to the figures “\$2,301” and “\$157,559”, respectively, see section 7 of Salary Directive of President pro tempore of the Sen-

ate, Jan. 3, 2005, formerly set out as a note under section 60a-1 of this title.

2004—Subsec. (d)(1)(A). Pub. L. 108-447 revised table upward, deeming dollar amounts in table to be increased by an additional \$50,000 each.

The table was revised upward, effective Jan. 1, 2004, by section 6(b) of Salary Directive of President pro tempore of the Senate, Mar. 5, 2004, formerly set out as a note under section 60a-1 of this title, which deemed dollar amounts in table in effect on Dec. 31, 2003, to be increased by an additional 4.42 percent.

Subsec. (d)(2). Figures “\$2,170” and “\$152,459” to be deemed to refer, effective Jan. 1, 2004, to the figures “\$2,218” and “\$153,559”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Mar. 5, 2004, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$151,964”, “\$152,459”, and “\$154,315” to be deemed to refer, effective Jan. 1, 2004, to the figures “\$153,064”, “\$153,559”, and “\$155,415”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Mar. 5, 2004, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$2,170” and “\$152,459” to be deemed to refer, effective Jan. 1, 2004, to the figures “\$2,218” and “\$153,559”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Mar. 5, 2004, formerly set out as a note under section 60a-1 of this title.

2003—Subsec. (d)(1)(A). Section 6(b) of Salary Directive of President pro tempore of the Senate dated Dec. 15, 2003, which deemed dollar amounts in table in effect on Dec. 31, 2003, to be increased by an additional 2.2 percent effective Jan. 1, 2004, was superseded by Salary Directive of President pro tempore of the Senate dated Mar. 5, 2004. See note above.

Pub. L. 108-83 revised table upward, deeming dollar amounts in table to be increased by an additional \$50,000 each.

Pub. L. 108-7 revised table upward, deeming dollar amounts in table to be increased by an additional \$50,000 each.

Subsec. (d)(2). Figures “\$2,124” and “\$150,159” to be deemed to refer, effective Jan. 1, 2004, to the figures “\$2,170” and “\$152,459”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 15, 2003.

Subsec. (e)(3). Figures “\$149,664”, “\$150,159”, and “\$152,015” to be deemed to refer, effective Jan. 1, 2004, to the figures “\$151,964”, “\$152,459”, and “\$154,315”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 15, 2003.

Subsec. (f). Figures “\$2,124” and “\$150,159” to be deemed to refer, effective Jan. 1, 2004, to the figures “\$2,170” and “\$152,459”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Dec. 15, 2003.

2002—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 2003, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 19, 2002, as amended, formerly set out as a note under section 60a-1 of this title, which deemed dollar amounts in table in effect on Dec. 31, 2002, to be increased by an additional 4.27 percent.

Subsec. (d)(2). Figures “\$2,060” and “\$145,459” to be deemed to refer, effective Jan. 1, 2003, to the figures “\$2,124” and “\$150,159”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 19, 2002, as amended, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$144,964”, “\$145,459”, and “\$147,315” to be deemed to refer, effective Jan. 1, 2003, to the figures “\$149,664”, “\$150,159”, and “\$152,015”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 19, 2002, as amended, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$2,060” and “\$145,459” to be deemed to refer, effective Jan. 1, 2003, to the figures “\$2,124” and “\$150,159”, respectively, see section 7 of

Salary Directive of President pro tempore of the Senate, Dec. 19, 2002, as amended, formerly set out as a note under section 60a-1 of this title.

2001—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 2002, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 2001, formerly set out as a note under section 60a-1 of this title.

Pub. L. 107-68 revised table upward, deeming dollar amounts in table to be increased by an additional \$50,000 each.

Subsec. (d)(2). Figures “\$1,966” and “\$140,559” to be deemed to refer, effective Jan. 1, 2002, to the figures “\$2,060” and “\$145,459”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 20, 2001, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$140,064”, “\$140,559”, and “\$142,415” to be deemed to refer, effective Jan. 1, 2002, to the figures “\$144,964”, “\$145,459”, and “\$147,315”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 2001, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,966” and “\$140,559” to be deemed to refer, effective Jan. 1, 2002, to the figures “\$2,060” and “\$145,459”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Dec. 20, 2001, formerly set out as a note under section 60a-1 of this title.

2000—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 2001, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 2000, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,893” and “\$136,759” to be deemed to refer, effective Jan. 1, 2001, to the figures “\$1,966” and “\$140,559”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 20, 2000, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$136,264”, “\$136,759”, and “\$138,615” to be deemed to refer, effective Jan. 1, 2001, to the figures “\$140,064”, “\$140,559”, and “\$142,415”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 2000, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,893” and “\$136,759” to be deemed to refer, effective Jan. 1, 2001, to the figures “\$1,966” and “\$140,559”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Dec. 20, 2000, formerly set out as a note under section 60a-1 of this title.

1999—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 2000, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 12, 1999, formerly set out as a note under section 60a-1 of this title.

Pub. L. 106-57 revised table upward, deeming dollar amounts in table to be increased by an additional \$50,000 each.

Subsec. (d)(2). Figures “\$1,823” and “\$132,159” to be deemed to refer, effective Jan. 1, 2000, to the figures “\$1,893” and “\$136,759”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 12, 1999, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$131,664”, “\$132,159”, and “\$134,015” to be deemed to refer, effective Jan. 1, 2000, to the figures “\$136,264”, “\$136,759”, and “\$138,615”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 12, 1999, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,823” and “\$132,159” to be deemed to refer, effective Jan. 1, 2000, to the figures “\$1,893” and “\$136,759”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Dec. 12, 1999, formerly set out as a note under section 60a-1 of this title.

1998—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1999, by section 6(b) of Salary Directive

of President pro tempore of the Senate, Dec. 16, 1998, formerly set out as a note under section 60a-1 of this title.

Pub. L. 105-275 revised table upward, deeming dollar amounts in table to be increased by an additional \$50,000 each.

Subsec. (d)(2). Figure “\$1,768” to be deemed to refer, effective Jan. 1, 1999, to the figure “\$1,823”, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 16, 1998, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figure “\$1,768” to be deemed to refer, effective Jan. 1, 1999, to the figure “\$1,823”, see section 7(a) of Salary Directive of President pro tempore of the Senate, Dec. 16, 1998, formerly set out as a note under section 60a-1 of this title.

1997—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1998, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1997, formerly set out as a note under section 60a-1 of this title.

Pub. L. 105-55 revised table upward, effective Oct. 1, 1997, by deeming dollar amounts in table to be dollar amounts in that table as of Dec. 31, 1995, increased by 2 percent on Jan. 1, 1996, and by 2.3 percent on Jan. 1, 1997.

Subsec. (d)(2). Figures “\$1,728” and “\$129,059” to be deemed to refer, effective Jan. 1, 1998, to the figures “\$1,768” and “\$132,159”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1997, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$128,564”, “\$129,059”, and “\$130,915” to be deemed to refer, effective Jan. 1, 1998, to the figures “\$131,664”, “\$132,159”, and “\$134,015”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1997, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,728” and “\$129,059” to be deemed to refer, effective Jan. 1, 1998, to the figures “\$1,768” and “\$132,159”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Dec. 19, 1997, formerly set out as a note under section 60a-1 of this title.

Pub. L. 105-18 inserted at end “The limitation on the minimum rate of gross compensation under this subsection shall not apply to any member or civilian employee of the Capitol Police whose compensation is disbursed by the Secretary of the Senate.”

1996—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1997, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1996, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figure “\$1,689” to be deemed to refer, effective Jan. 1, 1997, to the figure “\$1,728”, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1996, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figure “\$1,689” to be deemed to refer, effective Jan. 1, 1997, to the figure “\$1,728”, see section 7(a) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1996, formerly set out as a note under section 60a-1 of this title.

Subsec. (g). Pub. L. 104-186 struck out subsec. (g) which read as follows: “The rate of compensation of each telephone operator on the United States Capitol telephone exchange and each member of the Capitol Police, whose compensation is disbursed by the Clerk of the House of Representatives shall be converted to a gross rate in accordance with the provisions of this section.”

1994—Subsec. (d)(1)(A). The table was revised downward, effective Jan. 1, 1995, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 28, 1994, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figure “\$1,655” increased, effective Jan. 1, 1995, to “\$1,689”, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 28,

1994, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figure "\$1,655" to be deemed to refer, effective Jan. 1, 1995, to the figure "\$1,689", see section 7(a) of Salary Directive of President pro tempore of the Senate, Dec. 28, 1994, formerly set out as a note under section 60a-1 of this title.

1992—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1993, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 17, 1992, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,595" and "\$124,959" increased, effective Jan. 1, 1993, to "\$1,655" and "\$129,059", respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 17, 1992, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures "\$124,464", "\$124,959", and "\$126,815" to be deemed to refer, effective Jan. 1, 1993, to the figures "\$128,564", "\$129,059", and "\$130,915", respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 17, 1992, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,595" and "\$124,959" to be deemed to refer, effective Jan. 1, 1993, to the figures "\$1,655" and "\$129,059", respectively, see section 7(a), (b) of Salary Directive of President pro tempore of the Senate, Dec. 17, 1992, formerly set out as a note under section 60a-1 of this title.

1991—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1992, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1991, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,530" and "\$97,359" increased, effective Jan. 1, 1992, to "\$1,595" and "\$124,959", respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1991, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures "\$96,864", "\$97,359", and "\$99,215" to be deemed to refer, effective Jan. 1, 1992, to the figures "\$124,464", "\$124,959", and "\$126,815", respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1991, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,530" and "\$97,359" to be deemed to refer, effective Jan. 1, 1992, to the figures "\$1,595" and "\$124,959", respectively, see section 7(a), (b) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1991, formerly set out as a note under section 60a-1 of this title.

1990—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1991, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1990, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,469" and "\$84,959" increased, effective Jan. 1, 1991, to "\$1,530" and "\$97,359", respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1990, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures "\$84,464", "\$84,959", and "\$86,815" (as increased to "\$93,364", "\$93,859", and "\$95,715", respectively) to be deemed to refer, effective Jan. 1, 1991, to the figures "\$96,864", "\$97,359", and "\$99,215", respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1990, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,469" and "\$84,959" (as increased to \$93,859) to be deemed to refer, effective Jan. 1, 1991, to the figures "\$1,530" and "\$97,359", respectively, see section 7(a), (b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1990, formerly set out as a note under section 60a-1 of this title.

1989—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1990, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 21, 1989, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figure "\$1,417" increased, effective Jan. 1, 1990, to "\$1,469", see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 21, 1989, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figure "\$1,417" to be deemed to refer, effective Jan. 1, 1990, to figure "\$1,469", see section 7(a) of Salary Directive of President pro tempore of the Senate, Dec. 21, 1989, formerly set out as a note under section 60a-1 of this title.

1988—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1989, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 9, 1988, formerly set out as a note under section 60a-1 of this title.

The table was revised upward, effective Jan. 1, 1988, by section 6(b) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1988, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figure "\$1,361" increased, effective Jan. 1, 1989, to "\$1,417", see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 9, 1988, formerly set out as a note under section 60a-1 of this title.

Figures "\$1,334" and "\$72,676" increased, effective Jan. 1, 1988, to "\$1,361" and "\$84,959", respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1988, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures "\$72,166", "\$72,676", and "\$74,588" (as increased to "\$78,545", "\$79,100", and "\$81,181", respectively) to be deemed to refer, effective Jan. 1, 1988, to the figures "\$84,464", "\$84,959", and "\$86,815", respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1988, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figure "\$1,361" to be deemed to refer, effective Jan. 1, 1989, to figure "\$1,417", see section 7(a) of Salary Directive of President pro tempore of the Senate, Dec. 9, 1988, formerly set out as a note under section 60a-1 of this title.

Figures "\$1,334" and "\$72,676" to be deemed to refer, effective Jan. 1, 1988, to the figures "\$1,361" and "\$84,959", respectively, see section 7(a), (b) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1988, formerly set out as a note under section 60a-1 of this title.

1987—Subsec. (d)(1). Pub. L. 100-202 amended table and sentence immediately following table generally.

Pub. L. 100-137 designated existing provisions of par. (1) as subpar. (A), substituted "Except as otherwise provided in subparagraphs (B) and (C), the" for "The" in provision preceding table, and added subpars. (B) and (C).

Pub. L. 100-71 substituted "less than 6,000,000" for "less than 7,000,000" and inserted "\$931,810 if such population is 6,000,000 but less than 7,000,000".

1986—Subsec. (d)(1). The table was revised upward, effective Jan. 1, 1987, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,295" and "\$70,559" increased, effective Jan. 1, 1987, to "\$1,334" and "\$72,676", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures "\$70,064", "\$70,559", and "\$72,415" to be deemed to refer, effective Jan. 1, 1987, to the figures "\$72,166", "\$72,676", and "\$74,588", respectively, see section 5(b)(1) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,295" and "\$70,559" to be deemed to refer, effective Jan. 1, 1987, to the figures "\$1,334" and "\$72,676", respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title.

1985—Subsec. (d)(1). The table was revised upward, effective Jan. 1, 1985, by section 6(b) of Salary Directive

of President pro tempore of the Senate, Jan. 4, 1985, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,251" and "\$68,172" increased, effective Jan. 1, 1985, to "\$1,295" and "\$70,559", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures "\$67,694", "\$68,172", and "\$69,966" to be deemed to refer, effective Jan. 1, 1985, to the figures "\$70,064", "\$70,559", and "\$72,415", respectively, see section 5(b)(1) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,251" and "\$68,172" to be deemed to refer, effective Jan. 1, 1985, to the figures "\$1,295" and "\$70,559", respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985, formerly set out as a note under section 60a-1 of this title.

1984—Subsec. (d)(1). Pub. L. 98-367, §3(a), struck out subpar. (A) designation, substituted "In the event that the term of office of a Senator begins after the first month of a fiscal year or ends (except by reason of death, resignation, or expulsion) before the last month of a fiscal year, the aggregate amount available for gross compensation of employees in the office of such Senator for such year shall be the applicable amount contained in the table included in the preceding sentence, divided by 12, and multiplied by the number of months in such year which are included in the Senator's term of office, counting any fraction of a month as a full month" for "In any fiscal year in which a Senator does not hold the office of Senator at least part of each month of that year, the aggregate amount available for gross compensation of employees in the office of that Senator shall be the applicable amount contained in the table included in this subparagraph, divided by 12, and multiplied by the number of months the Senator holds such office during that fiscal year, counting any fraction of a month as a full month", and struck out subpar. (B), which provided that the aggregate of payments of gross compensation made to employees in the office of a Senator during each fiscal year would not exceed at any time during such fiscal year one-twelfth of the applicable amount contained in the table included in former subpar. (A) multiplied by the number of months (counting a fraction of a month as a month) elapsing from the first month in that fiscal year in which the Senator held the office of Senator through the end of the current month for which the payment of gross compensation was to be made.

Subsec. (d)(2). Pub. L. 98-367, §12(a), substituted "The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than \$1,251 or in excess of \$68,172 per annum" for "The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than \$1,251 per annum or in excess of \$40,721 per annum except that (i) the salaries of three employees may be fixed at rates of not more than \$64,106 per annum, (ii) the salaries of five employees may be fixed at rates of not more than \$64,704 per annum, and (iii) the salary of one employee may be fixed at a rate of not more than \$68,172 per annum".

Subsec. (e)(3). Pub. L. 98-367, §12(b), substituted "No employee of a committee of the Senate shall be paid at a gross rate in excess of \$67,694, in case of an employee of a joint committee the expenses of which are paid from the contingent fund of the Senate, \$68,172, in case of an employee of a select committee (including the conference majority and conference minority of the Senate), or \$69,966, in case of an employee of any standing committee (including the majority and minority policy committees) of the Senate" for "No employee of any standing or select committee of the Senate (including the majority and minority policy committees and the conference majority and conference minority of the Senate), or of any joint committee the expenses of which are paid from the contingent fund of the Senate, shall be paid at a gross rate in excess of \$64,106 per

annum, except that (A) two employees of any such committee (other than the Committee on Appropriations), who are otherwise authorized to be paid at such rate, may be paid at gross rates not in excess of \$65,661 per annum, and four such employees may be paid at gross rates not in excess of \$69,966 per annum; and (B) sixteen employees of the Committee on Appropriations who are otherwise authorized to be paid at such rate, may be paid at gross rates not in excess of \$65,661 per annum, and five such employees may be paid at gross rates not in excess of \$69,966 per annum".

1983—Subsec. (a)(2). Pub. L. 98-181 amended par. (2) generally. Prior to amendment par. (2) read: "New or changed rates of compensation of any such employees shall be certified in writing to the disbursing office of the Senate on or before the day on which they are to become effective, except that in the case of any change, other than an appointment, to become effective on or after the first day and prior to the tenth day of any month, such certification may be made at any time not later than the tenth day of such month."

Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1984, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,202", "\$39,154", "\$71,101", "\$68,938", and "\$72,061" increased, effective Jan. 1, 1984, to "\$1,251", "\$40,721", "\$64,106", "\$64,704", and "\$68,172", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures "\$71,101", "\$73,983", and "\$78,066" (as reduced to "\$61,640", "\$63,135", and "\$67,275", respectively, by section 304 of Pub. L. 98-51, 5 U.S.C. 5318 note) to be deemed to refer, effective Jan. 1, 1984, to the figures "\$64,106", "\$65,661", and "\$69,966", respectively, see section 5(b)(1) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figure "\$1,202" to be deemed to refer, effective Jan. 1, 1984, to the figure "\$1,251", see section 7(a) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983, formerly set out as a note under section 60a-1 of this title.

Figure "\$78,066" (as reduced to "\$65,550" by section 304 of Pub. L. 98-51, 5 U.S.C. 5318 note) to be deemed to refer, effective Jan. 1, 1984, to the figure "\$68,172", see section 7(b)(1) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983, formerly set out as a note under section 60a-1 of this title.

1982—Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1982, by section 6(b) of the Salary Directive of the President pro tempore of the Senate, Oct. 1, 1982, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,155", "\$37,648", "\$68,366", "\$66,286", and "\$69,289" increased, effective Oct. 1, 1982, to "\$1,202", "\$39,154", "\$71,101", "\$68,938", and "\$72,061", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures "\$68,366", "\$71,137", and "\$75,063" to be deemed to refer, effective Oct. 1, 1982, to the figures "\$71,101", "\$73,983", and "\$78,066", respectively, see section 5(b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,155" and "\$75,063" to be deemed to refer, effective Oct. 1, 1982, to the figures "\$1,202" and "\$78,066", respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982, formerly set out as a note under section 60a-1 of this title.

1981—Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1981, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,102", "\$35,923", "\$63,250", and "\$66,115" increased, effective Oct. 1, 1981, to the figures "\$1,155", "\$37,648", "\$66,286", and "\$69,289", respec-

tively, and “\$68,366 per annum” substituted for “the rate referred to in that portion of subsection (e)(3) of this section preceding subparagraph (A)”, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$65,234”, “\$67,878”, and “\$71,625” to be deemed to refer, effective Oct. 1, 1981, to the figures “\$68,366”, “\$71,137”, and “\$75,063”, respectively, see section 5(b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,102” and “\$71,625” to be deemed to refer, effective Oct. 1, 1981, to the figures “\$1,155” and “\$75,063”, respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981, formerly set out as a note under section 60a-1 of this title.

1980—Subsec. (a)(1). Pub. L. 96-304, §107(a), substituted “October 1, 1980, such rate as so fixed or adjusted shall be at a single whole dollar per annum gross rate and may not include a fractional part of a dollar” for “August 1, 1967, such rate as so fixed or adjusted shall be a single per annum gross rate which is a multiple of \$202”.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1980, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,010”, “\$32,926”, “\$57,974”, and “\$60,600” increased, effective Oct. 1, 1980, to the figures “\$1,102”, “\$35,923”, “\$63,250”, and “\$66,115”, respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980, formerly set out as a note under section 60a-1 of this title.

Pub. L. 96-304, §112(b)(1), substituted “that portion of subsection (e)(3) of this section preceding subparagraph (A)” for “subsection (e)(1) of this section”.

Subsec. (e). Figures “\$23,836”, “\$35,956”, “\$59,792”, “\$62,216”, and “\$65,650” to be deemed to refer, effective Oct. 1, 1980, to the figures “\$26,006”, “\$39,228”, “\$65,234”, “\$67,878” and “\$71,625”, respectively, see section 5(b)(1), (2) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980, formerly set out as a note under section 60a-1 of this title.

Pub. L. 96-304, §112(b)(1), struck out par. (1) which provided that the professional staff members of standing committees of the Senate receive gross annual compensation to be fixed by the chairman at not to exceed \$65,234, and par. (2) which provided that the rates of gross compensation of the clerical staff of each standing committee of the Senate, as fixed by the chairman, be for each committee, other than the Committee on Appropriations, one chief clerk and one assistant chief clerk at not to exceed \$65,234, and not to exceed four other clerical assistants at not to exceed \$26,006, and for the Committee on Appropriations, one chief clerk and one assistant chief clerk and two assistant clerks at not to exceed \$65,234, such assistant clerks as may be necessary at not to exceed \$39,228, and such other clerical assistants as may be necessary at not to exceed \$26,006.

Subsec. (f). Figures “\$1,010” and “\$65,650” to be deemed to refer, effective Oct. 1, 1980, to the figures “\$1,102” and “\$71,625”, respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980, formerly set out as a note under section 60a-1 of this title.

1979—Subsec. (a)(1). Figure “202” was substituted for figure “189” to reflect the use of the figure “202” as the multiple used for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 13, 1979, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1979, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,134”, “\$30,807”, “\$54,243”, and “\$56,700” increased, effective Oct. 1, 1979, to the fig-

ures “\$1,010”, “\$32,926”, “\$57,974”, and “\$60,600”, respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures “\$22,302”, “\$33,642”, “\$55,944”, “\$58,212”, and “\$61,425” to be deemed to refer, effective Oct. 1, 1979, to the figures “\$23,836”, “\$35,956”, “\$59,792”, “\$62,216”, and “\$65,650”, respectively, see section 5(b)(1), (2), of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,134” and “\$61,425” to be deemed to refer, effective Oct. 1, 1979, to the figures “\$1,010” and “\$65,650”, respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979, formerly set out as a note under section 60a-1 of this title.

1978—Subsec. (a)(1). Figure “189” was substituted for figure “179” to reflect the use of the figure “189” as the multiple used for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 9, 1978, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1978, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978, formerly set out as a note under section 60a-1 of this title.

Pub. L. 95-391 inserted item in the table added by section 6(b) of Salary Directive of President pro tempore of the Senate dated Sept. 29, 1977, providing that the aggregate of gross compensation paid employees in the office of a Senator not exceed \$664,627 if the population of that Senator’s State is 8,000,000 but less than 9,000,000.

Subsec. (d)(2). Figures “\$1,074”, “\$29,177”, “\$51,373”, and “\$53,700” increased, effective Oct. 1, 1978, to the figures “\$1,134”, “\$30,807”, “\$54,243”, and “\$56,700”, respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures “\$21,122”, “\$31,862”, “\$52,984”, “\$55,132”, and “\$58,175” to be deemed to refer, effective Oct. 1, 1978, to the figures “\$22,302”, “\$33,642”, “\$55,944”, “\$58,212”, and “\$61,425”, respectively, see section 5(b)(1), (2) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3)(A). Pub. L. 95-482, §112(1), (2), substituted “two employees” for “four employees” and “four such employees” for “two such employees”.

Subsec. (e)(3)(B). Pub. L. 95-482, §112(3), substituted “five such employees” for “three such employees”.

Subsec. (f). Figures “\$1,074” and “\$58,175” to be deemed to refer, effective Oct. 1, 1978, to the figures “\$1,134” and “\$61,425”, respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978, formerly set out as a note under section 60a-1 of this title.

1977—Subsec. (a)(1). Figure “179” was substituted for figure “167” to reflect the use of the figure “179” as the multiple used for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1977, by section 6(b) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,169”, “\$27,221”, “\$47,929”, and “\$50,100” increased, effective Oct. 1, 1977, to the figures “\$1,074”, “\$29,177”, “\$51,373”, and “\$53,700”, respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, formerly set out as a note under section 60a-1 of this title.

Pub. L. 95-94 added cl. (i). Former cls. (i) and (ii) were redesignated (ii) and (iii), respectively.

Subsec. (e). Figures “\$19,706”, “\$29,726”, “\$49,432”, “\$51,436”, and “\$54,275” to be deemed to refer, effective Oct. 1, 1977, to the figures “\$21,122”, “\$31,862”, “\$52,984”, “\$55,132”, and “\$58,175”, respectively, see section

5(b)(1), (2) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,169" and "\$54,275" to be deemed to refer, effective Oct. 1, 1977, to the figures "\$1,074" and "\$58,175", respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, formerly set out as a note under section 60a-1 of this title.

1976—Subsec. (a)(1). Figure "167" was substituted for figure "159" to reflect the use of the figure "167" as the multiple used for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). Pub. L. 94-440 substituted "fiscal year" for "calendar year" wherever appearing.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1976, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,113", "\$25,440", "\$43,407", and "\$45,315" increased, effective Oct. 1, 1976, to the figures "\$1,169", "\$27,221", "\$47,929", and "\$50,100", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures "\$18,762", "\$27,666", "\$44,679", "\$46,587", and "\$48,653" to be deemed to refer, effective Oct. 1, 1976, to the figures "\$19,706", "\$29,726", "\$49,432", "\$51,436", and "\$54,275", respectively, see section 5(b)(1), (2), of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,113" and "\$48,654" to be deemed to refer, effective Oct. 1, 1976, to the figures "\$1,169" and "\$54,275", respectively, see section 7(a), (b)(1), of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, formerly set out as a note under section 60a-1 of this title.

1975—Subsec. (a)(1). Figure "\$159" was substituted for figure "\$151" to reflect the use of the figure "\$159" as the multiple used for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1975, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, formerly set out as a note under section 60a-1 of this title.

Pub. L. 94-59 revised upward, effective July 1, 1975, the table covering the aggregate gross compensation paid employees in the office of a Senator.

Subsec. (d)(2). Figures "\$1,057", "\$24,160", "\$41,223", and "\$43,035" increased, effective Oct. 1, 1975, to the figures "\$1,113", "\$25,440", "\$43,407", and "\$45,315", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures "\$17,818", "\$26,274", "\$42,431", "\$44,243", and "\$46,206" to be deemed to refer, effective Oct. 1, 1975, to the figures "\$18,762", "\$27,666", "\$44,679", "\$46,587", and "\$48,653", respectively, see section 5(b)(1), (2), of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,057" and "\$46,206" to be deemed to refer, effective Oct. 1, 1975, to the figures "\$1,113" and "\$48,654", respectively, see section 7(a), (b)(1), of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, formerly set out as a note under section 60a-1 of this title.

1974—Subsec. (a)(1). Figure "\$151" was substituted for figure "\$285" to reflect the use of the figure "\$151" as the multiple for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1974, by section 6(b) of Salary Directive of

President pro tempore of the Senate, Oct. 7, 1974, formerly set out as a note under section 60a-1 of this title.

Pub. L. 93-371 revised upward, effective July 1, 1974, the table covering the aggregate per annum gross rates of compensation of employees in the office of a Senator.

Subsec. (d)(2). Figures "\$1,140", "\$22,800", "\$39,045", and "\$40,755" increased, effective Oct. 1, 1974, to the figures "\$1,057", "\$24,160", "\$41,223", and "\$43,035", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures "\$16,815", "\$24,795", "\$40,185", "\$41,895", and "\$43,890" to be deemed to refer, effective Oct. 1, 1974, to the figures "\$17,818", "\$26,274", "\$42,431", "\$44,243", and "\$46,206", respectively, see section 5(b)(1), (2), of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(1). Pub. L. 93-245 and Pub. L. 93-255 substituted "at not to exceed" for "ranging from \$18,525 to".

Subsec. (e)(2)(A). Pub. L. 93-245 substituted "not to exceed" for "\$8,265 to".

Subsec. (e)(2)(B). Pub. L. 93-245 substituted "not to exceed" for "\$18,240 to", "\$14,250 to", and "\$8,265 to".

Subsec. (f). Figures "\$1,140" and "\$43,890" to be deemed to refer, effective Oct. 1, 1974, to the figures "\$1,057" and "\$46,206", respectively, see section 7(a), (b)(1), of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, formerly set out as a note under section 60a-1 of this title.

1973—Subsec. (a)(1). Figure "\$285" was substituted for figure "\$272" to reflect the use of the figure "\$285" as the multiple for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). Pub. L. 93-145 revised upward, retroactive to July 1, 1973, the table covering the aggregate per annum gross rates of compensation of employees in the office of a Senator and, effective Jan. 1, 1974, designated such revised table as subpar. (A), added subpar. (B), and in subpar. (A) as so designated added following the table provisions covering calendar years in which a Senator does not hold the office of Senator at least part of each month for that year.

The table was revised upward, effective Oct. 1, 1973, pursuant to Pub. L. 91-656, see section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, formerly set out under section 60a-1 of this title.

Subsec. (d)(2). Pub. L. 93-145 raised from \$23,652 to \$24,400 in the case of two employees and from \$23,312 to \$24,400 in the case of one employee the maximum figure at which the salaries of such employees in a Senator's office may be set, raising thereby from two to five the number of employees in a Senator's office whose gross rates salary may be fixed at \$24,400 per annum.

Salary dollar limits were modified upward, effective Oct. 1, 1973, so as to substitute "\$1,140" for "\$1,128", "\$22,800" for "\$15,040", "\$39,045" for "\$24,400", and "\$40,755" for "\$25,568" pursuant to Pub. L. 91-656, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, formerly set out under section 60a-1 of this title.

Subsec. (e). Figures "\$18,525", "\$40,185", "\$8,265", "\$14,250", "\$24,795", "\$16,815", "\$18,240", "\$41,895", and "\$43,890" were substituted for figures "\$18,496", "\$38,352", "\$8,160", "\$14,144", "\$23,664", "\$16,048", "\$18,224", "\$39,984", and "\$41,616", respectively, pursuant to Pub. L. 91-656, see section 5(b) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, formerly set out under section 60a-1 of this title, which directed that the latter set of figures enumerated herein as appearing in subsec. (e) be deemed to refer to the former set of enumerated figures, effective Oct. 1, 1973.

Subsec. (e)(2)(B). Pub. L. 93-145 substituted "\$18,224" for "\$20,400".

Subsec. (f). Figures "\$1,140" and "\$43,890" were substituted for "\$1,088" and "\$41,616", respectively, pursu-

ant to Pub. L. 91-656, see section 7 of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, formerly set out as a note under section 60a-1 of this title, under which the latter enumerated figures were to be deemed to refer to the former enumerated figures, effective Oct. 1, 1973.

1972—Subsec. (a)(1). Figure “\$272” was substituted for figure “\$259” to reflect the use of the figure “\$272” as the multiple for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). The table was revised upward, effective Jan. 1, 1973, by Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,295,” “\$20,720,” “\$27,972,” “\$33,929,” “\$35,483,” and “\$37,037” to be deemed to refer, effective Jan. 1, 1973, to the figures “\$1,088,” “\$21,760,” “\$29,376,” “\$35,632,” “\$37,264,” and “\$38,896,” respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures “\$8,288,” “\$15,281,” “\$14,245,” “\$18,648,” “\$22,533,” “\$20,461,” “\$36,519,” “\$38,073,” and “\$39,627” to be deemed to refer, effective Jan. 1, 1973, to the figures “\$8,160,” “\$16,048,” “\$14,144,” “\$18,496,” “\$23,664,” “\$20,400,” “\$38,352,” “\$39,984,” and “\$41,616,” respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, formerly set out as a note under section 60a-1 of this title.

Pub. L. 92-607 substituted “three such employees” for “two such employees” in par. (3)(B).

Subsec. (f). Figures “\$1,088” and “\$41,616” were substituted for “\$1,295” and “\$39,627”, respectively, pursuant to Pub. L. 91-656, see section 7 of Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, formerly set out as a note under section 60a-1 of this title, under which the latter enumerated figures were to be deemed to refer to the former enumerated figures.

1971—Subsec. (a)(1). Figure “\$259” was substituted for figure “\$246” to reflect the use of the figure “\$259” as the multiple for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, formerly set out as a note under section 60a-1 of this title.

Figure “\$246” was substituted for figure “\$188” to reflect the use of the figure “\$246” as the multiple for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). The table was revised upward, effective Jan. 1, 1972, by Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, formerly set out as a note under section 60a-1 of this title.

Pub. L. 92-184 revised upward, effective Jan. 1, 1972, the table covering the aggregate per annum gross rates of compensation of employees in the office of a Senator.

The table was revised upward, effective Feb. 1, 1971, by Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,230,” “\$19,680,” “\$26,568,” “\$32,226,” “\$33,702,” “\$35,178” to be deemed to refer, effective Jan. 1, 1972, to the figures “\$1,295,” “\$20,720,” “\$27,972,” “\$33,929,” “\$35,483,” and “\$37,037”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, formerly set out as a note under section 60a-1 of this title.

Figures “\$1,095,” “\$17,520,” “\$23,652,” “\$28,689,” “\$30,003,” and “\$31,317” to be deemed to refer, effective Feb. 1, 1971, to the figures “\$1,230,” “\$19,680,” “\$26,568,” “\$32,226,” “\$33,702,” and “\$35,178”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures “\$8,118,” “\$14,514,” “\$14,022,” “\$18,450,” “\$21,402,” “\$20,418,” “\$32,712,” “\$34,104,” and

“\$35,496” to be deemed to refer, effective Jan. 1, 1972, to the figures “\$8,288,” “\$15,281,” “\$14,245,” “\$18,648,” “\$22,533,” “\$20,461,” “\$36,519,” “\$38,073,” and “\$39,627”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, formerly set out as a note under section 60a-1 of this title.

Figures “\$7,888,” “\$13,688,” “\$13,920,” “\$18,328,” “\$20,184,” “\$20,416,” “\$32,712,” “\$34,014,” and “\$35,496” to be deemed to refer, effective Feb. 1, 1971, to the figures “\$8,118,” “\$14,514,” “\$14,022,” “\$18,450,” “\$21,402,” “\$30,418,” “\$32,712,” “\$34,014,” and “\$35,496”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,230” and “\$35,670” to be deemed to refer, effective Jan. 1, 1972, to the figures “\$1,295” and “\$39,627”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, formerly set out as a note under section 60a-1 of this title.

Figures “\$1,160” and “\$35,496” to be deemed to refer, effective Feb. 1, 1971, to the figures “\$1,230” and “\$35,670”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, formerly set out as a note under section 60a-1 of this title.

1970—Subsec. (a)(1). Figure “\$219” deemed on and after May 1, 1970, to refer to figure “\$232”, see section 3(a) of Salary Directive of President pro tempore of the Senate, Apr. 15, 1970, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). The table was revised upward, effective May 1, 1970, see section 2 of Salary Directive of President pro tempore of the Senate, Apr. 15, 1970, formerly set out as a note under section 60a-1 of this title.

Subsecs. (d)(2) to (f). Figures were increased, effective May 1, 1970, see section 3(b) of Salary Directive of President pro tempore of the Senate, Apr. 15, 1970, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(1). Pub. L. 91-510 increased range of gross annual compensation of professional staff members from “\$14,852 to \$23,312” to “\$18,328 to \$32,712”.

Subsec. (e)(2). Pub. L. 91-510 increased range of gross compensation of clerical staff in subpar. (A) for chief clerk and assistant chief clerk from “\$6,392 to \$23,312” to “\$7,888 to \$32,712” and for other clerical assistants from “\$6,392 to \$11,092” to “\$7,888 to \$13,688” and in subpar. (B) for chief clerk, assistant chief clerk, and assistant clerks from “\$16,544 to \$23,312” to “\$20,416 to \$32,712”, for necessary assistant clerks from “\$11,280 to \$16,356” to “\$13,920 to \$20,184”, and for other necessary clerical assistants from “\$6,392 to \$11,092” to “\$7,888 to \$13,688”.

Subsec. (e)(3). Pub. L. 91-510 increased gross rate of compensation from “\$23,312” to “\$32,712” per annum for certain employees of any standing or select committee of the Senate or joint committee expenses of which are paid from contingent fund of the Senate, in subpar. (A) for employees of any such committee from “\$24,400” for two employees to “\$34,104” for four employees and from “\$25,568” for one employee to “\$35,496” for two employees, and in subpar. (B) for employees of Committee on Appropriation from “\$24,400” for seventeen employees to “\$34,104” for sixteen employees and from “\$25,568” for one employee to “\$35,496” for two employees.

Subsec. (f). Pub. L. 91-510 increased minimum and maximum gross compensation limitation from “\$1,128” and “\$25,568” to “\$1,160” and “\$35,496”, respectively, and deleted sentence providing that in any case in which the fixing of any salary rate in multiples as required by this section would result in a rate in excess of the maximum rate specified in this subsection, the rate so fixed shall be reduced to such maximum rate.

1969—Subsec. (a)(1). Figure “\$199” deemed on and after July 1, 1969, to refer to figure “\$219”, see section 4(a) of Salary Directive of President pro tempore of the Senate, June 17, 1969, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). Pub. L. 91-145 increased the amounts in the table providing for Senators’ clerk hire allowances by \$23,652.

The table was revised upward, effective July 1, 1969, see section 2 of Salary Directive of President pro tempore of the Senate, June 17, 1969, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2)(i). Pub. L. 91-145 substituted authorization for fixing the salary of two employees at gross rates of not more than \$23,652 per annum for prior authorization for fixing the salary of one employee at a gross rate of not more than \$18,988 per annum.

Subsecs. (d)(2) to (f). Figures were increased, effective July 1, 1969, see section 4(b) of Salary Directive of President pro tempore of the Senate, June 12, 1969, formerly set out as a note under section 60a-1 of this title.

1968—Subsec. (a)(1). Figure “\$188” deemed on and after July 1, 1968, to refer to figure “\$199”, see section 1(g) of Salary Directive of President pro tempore of the Senate, June 12, 1968, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). The table was revised upward, effective July 1, 1968, see section 1(d)(1) of Salary Directive of President pro tempore of the Senate, June 12, 1968, formerly set out as a note under section 60a-1 of this title.

Subsecs. (d)(2) to (f). Figures were increased, effective July 1, 1968, see sections 1(g) and 2(b) of Salary Directive of President pro tempore of the Senate, June 12, 1968, formerly set out as a note under section 60a-1 of this title.

1967—Subsec. (a)(1). Pub. L. 90-206, §214(j), substituted “\$188” for “\$180”.

Subsec. (d)(1). Pub. L. 90-206, §214(k), increased the aggregate amount of the per annum gross rates of compensation of employees in the office of a Senator.

Subsecs. (d)(2) to (f). Pub. L. 90-206, §214(l), substituted “\$1,128”, “\$6,392”, “\$11,092”, “\$11,280”, “\$14,852”, “\$15,040”, “\$16,356”, “\$16,544”, “\$18,988”, “\$23,312”, “\$24,440”, and “\$25,568” for “\$1,080”, “\$6,120”, “\$10,620”, “\$10,800”, “\$14,220”, “\$14,400”, “\$15,660”, “\$15,840”, “\$18,180”, “\$22,320”, “\$23,400”, and “\$24,480”, respectively, wherever appearing.

EFFECTIVE DATE OF 2009 AMENDMENT

Pub. L. 111-68, div. A, title I, §1, Oct. 1, 2009, 123 Stat. 2026, provided that the amendment made by section 1 is effective on and after Oct. 1, 2009.

Pub. L. 111-8, div. G, title I, §1, Mar. 11, 2009, 123 Stat. 814, provided that the amendment made by section 1 is effective on and after Oct. 1, 2008.

EFFECTIVE DATE OF 2007 AMENDMENT

Pub. L. 110-161, div. H, title I, §1, Dec. 26, 2007, 121 Stat. 2220, provided that the amendment made by section 1 is effective on and after Oct. 1, 2007.

Pub. L. 110-161, div. H, title I, §4(b), Dec. 26, 2007, 121 Stat. 2221, provided that: “The amendment made by this section [amending this section] shall apply to fiscal year 2008 and each fiscal year thereafter.”

EFFECTIVE DATE OF 2005 AMENDMENT

Pub. L. 109-55, title I, §1, Aug. 2, 2005, 119 Stat. 568, provided that the amendment made by section 1 is effective on and after Oct. 1, 2005.

EFFECTIVE DATE OF 2004 AMENDMENT

Pub. L. 108-447, div. G, title I, §1, Dec. 8, 2004, 118 Stat. 3168, provided that the amendment made by section 1 is effective on and after Oct. 1, 2004.

EFFECTIVE DATE OF 2003 AMENDMENTS

Pub. L. 108-83, title I, §1, Sept. 30, 2003, 117 Stat. 1010, provided that the amendment made by section 1 is effective on and after Oct. 1, 2003.

Pub. L. 108-7, div. H, title I, §3, Feb. 20, 2003, 117 Stat. 349, provided that the amendment made by section 3 is effective on and after Oct. 1, 2002.

EFFECTIVE DATE OF 2001 AMENDMENT

Pub. L. 107-68, title I, §106, Nov. 12, 2001, 115 Stat. 568, provided that the amendment made by section 106 is effective on and after Oct. 1, 2001.

EFFECTIVE DATE OF 1999 AMENDMENT

Pub. L. 106-57, title I, §2, Sept. 29, 1999, 113 Stat. 411, provided that the amendment made by section 2 is effective on and after Oct. 1, 1999.

EFFECTIVE DATE OF 1998 AMENDMENT

Pub. L. 105-275, title I, §8, Oct. 21, 1998, 112 Stat. 2434, provided that the amendment made by section 8 is effective on and after Oct. 1, 1998.

EFFECTIVE DATE OF 1997 AMENDMENT

Pub. L. 105-55, title I, §5, Oct. 7, 1997, 111 Stat. 1181, provided that the amendment made by that section is effective on and after Oct. 1, 1997.

EFFECTIVE DATE OF 1987 AMENDMENTS

Pub. L. 100-202, §101(i) [title I, §1(b)], Dec. 22, 1987, 101 Stat. 1329-290, 1329-294, provided that: “The amendment made by this section [amending this section] shall be effective in the case of fiscal years beginning after September 30, 1987.”

Pub. L. 100-137, §1(c)(1), Oct. 21, 1987, 101 Stat. 818, provided that the amendment made by that section is effective Jan. 1, 1988.

Pub. L. 100-71, title I, §3(a), July 11, 1987, 101 Stat. 423, provided that the amendment made by that section is effective July 1, 1987.

EFFECTIVE DATE OF 1984 AMENDMENT

Pub. L. 98-367, title I, §3(b), July 17, 1984, 98 Stat. 475, provided that: “The amendments made by subsection (a) of this section [amending this section] shall be effective with respect to fiscal years beginning after September 30, 1984.”

Pub. L. 98-367, title I, §12(c), July 17, 1984, 98 Stat. 477, provided that: “The amendments made by subsection (a) of this section [amending this section] shall take effect on October 1, 1984.”

EFFECTIVE DATE OF 1983 AMENDMENT

Pub. L. 98-181, title I, §1203(b), Nov. 30, 1983, 97 Stat. 1290, provided that: “The amendment made by subsection (a) [amending this section] shall be applicable in the case of new or changed rates of compensation which are certified to the Disbursing Office of the Senate on or after January 1, 1984.”

EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by section 107(a) of Pub. L. 96-304 effective Oct. 1, 1980, see section 107(d) of Pub. L. 96-304, set out as an Effective Date of 1980 Amendment note under section 4507 of this title.

Pub. L. 96-304, title I, §112(b), July 8, 1980, 94 Stat. 892, provided that the amendment made by that section is effective as of the close of Feb. 28, 1981.

EFFECTIVE DATE OF 1977 AMENDMENT

Amendment by Pub. L. 95-94 effective Oct. 1, 1977, see section 111(f) of Pub. L. 95-94, set out as an Effective Date note under section 4332 of this title.

EFFECTIVE DATE OF 1976 AMENDMENT

Pub. L. 94-440, title I, §101(a), Oct. 1, 1976, 90 Stat. 1443, provided that the amendment made by that section is effective Oct. 1, 1976.

EFFECTIVE DATE OF 1974 AMENDMENT

Pub. L. 93-371, §6, Aug. 13, 1974, 88 Stat. 430, provided that the amendment made by that section is effective July 1, 1974.

EFFECTIVE DATE OF 1973 AMENDMENT

Pub. L. 93-145, Nov. 1, 1973, 87 Stat. 532, 533, provided in part that the upward revision of the table in subsec. (d)(1) and the amendment of subsec. (d)(2) of this section are effective July 1, 1973, but that the remaining amendments of subsec. (d)(1) by Pub. L. 93-145 [des-

ignating the revised table as subpar. (A), adding provisions following the table in such redesignated subpar. (A), and adding subpar. (B)] are effective Jan. 1, 1974.

EFFECTIVE DATE OF 1971 AMENDMENT

Pub. L. 92-184, ch. IV, Dec. 15, 1971, 85 Stat. 633, provided in part that the amendment made by that section is effective Jan. 1, 1972.

EFFECTIVE DATE OF 1970 AMENDMENT

Amendment by Pub. L. 91-510 effective Jan. 1, 1971, see section 601(6) of Pub. L. 91-510, set out as a note under section 4301 of this title.

EFFECTIVE DATE OF 1969 AMENDMENT

Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 340, provided in part that the amendment made by that section is effective Nov. 1, 1969.

EFFECTIVE DATE OF 1967 AMENDMENT

Amendment by Pub. L. 90-206 effective at beginning of first pay period which begins on or after Dec. 16, 1967, see section 220(a)(3) of Pub. L. 90-206, set out as a note under section 603 of Title 28, Judiciary and Judicial Procedure.

EFFECTIVE DATE

Pub. L. 90-57, §105(k), July 28, 1967, 81 Stat. 144, provided that: "This section [enacting this section, amending section 4507 of this title and section 5533 of Title 5, Government Organization and Employees, repealing sections 60f, 72a-1, 72a-1a, and 72a-4 of this title, and amending provisions set out as notes under section 4571 of this title] shall be effective from and after August 1, 1967."

TRANSFER OF FUNCTIONS

Statutory functions, duties, or authority of Chief Administrative Officer of the House of Representatives or the Secretary of the Senate as disbursing officers for the Capitol Police transferred to Chief of the Capitol Police, and references in any law or resolution before Feb. 20, 2003, to funds paid or disbursed by Chief Administrative Officer of the House of Representatives and Secretary of the Senate relating to pay and allowances of Capitol Police employees deemed to refer to Chief of the Capitol Police. See section 1907(a) of this title.

HIGH COST OF LIVING ALLOWANCE

Pub. L. 108-83, title I, §10, Sept. 30, 2003, 117 Stat. 1014, provided that:

"(a) IN GENERAL.—Under the authority of section 105(d)(2) of the Legislative Branch Appropriations [Appropriation] Act, 1968 (2 U.S.C. 61-1(d)(2)) [now 2 U.S.C. 4575(d)(2)], a Senator from a noncontiguous State may pay a high cost of living allowance to any employee employed in an office of the Senator located in that State.

"(b) LIMITATION.—An allowance under this section may not exceed 25 percent of the basic pay of an employee, determined without regard to this section.

"(c) BASIC PAY TREATMENT.—An allowance under this section shall be treated as part of the basic pay of an employee.

"(d) PAYMENT.—

"(1) AGGREGATE GROSS COMPENSATION.—The amount of any allowance under this section shall not be taken into account for determining the amount of aggregate gross compensation in the table under section 105(d)(1)(A) of the Legislative Branch Appropriations [Appropriation] Act, 1968 (2 U.S.C. 61-1(d)(1)(A)) [now 2 U.S.C. 4575(d)(1)(A)].

"(2) APPROPRIATIONS.—Allowances under this section shall be paid from appropriations under the heading 'senators' official personnel and office expense account'.

"(e) EFFECTIVE DATE.—This section shall apply with respect to fiscal year 2004 and each fiscal year thereafter."

1975 ADJUSTMENTS IN COMPENSATION IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN OFFICES OF SENATORS, EMPLOYEES OF SENATORS, EMPLOYEES OF STANDING AND SELECT COMMITTEES AND JOINT COMMITTEES THE EXPENSES OF WHICH ARE PAID FROM SENATE CONTINGENT FUND, AND OFFICERS OR EMPLOYEES PAID BY SECRETARY OF SENATE

Pub. L. 94-59, title I, §105, July 25, 1975, 89 Stat. 275, as amended by Pub. L. 94-157, title I, §111(a), Dec. 18, 1975, 89 Stat. 832, provided in part that, effective July 1, 1975: "The two committee employees referred to in clause (A), and the three committee employees referred to in clause (B), of section 105(e)(3) of the Legislative Branch Appropriations Act, 1968, as amended and modified [2 U.S.C. 4575(e)(3)], whose salaries are appropriated under the heading 'Salaries, Officers and Employees' for 'Committee Employees' for the Senate during any fiscal year, and the two employees referred to in such clause (A) who are employees of any joint committee having legislative authority, may each be paid at a maximum annual rate of compensation not to exceed \$38,000, except that the Committee on Commerce is authorized to pay two employees, in addition to the two employees referred to in clause (A) of such section, at such maximum annual rate of compensation during the fiscal year ending June 30, 1976, and the transition period ending September 30, 1976. The two committee employees, other than joint committee employees, referred to in clause (A) of section 105(e)(3) of such Act [2 U.S.C. 4575(e)(3)] whose salaries are not appropriated under such heading may each be paid at a maximum annual rate of compensation not to exceed \$37,500, except, that the two employees of the majority policy committee and the two employees of the minority policy committee referred to in clause (A) of section 105(e)(3) of such Act [2 U.S.C. 4575(e)(3)] may each be paid at a maximum annual rate of compensation not to exceed \$38,000. The one employee in a Senator's office referred to in section 105(d)(2)(ii) of such Act [2 U.S.C. 4575(d)(2)(ii)] may be paid at a maximum annual rate of compensation not to exceed \$38,000. Any officer or employee whose pay is subject to the maximum limitation referred to in section 105(f) of such Act [2 U.S.C. 4575(f)] may be paid at a maximum annual rate of compensation not to exceed \$38,000. This section does not supersede (1) any provision of an order of the President pro tempore of the Senate authorizing a higher rate of compensation, and (2) any authority of the President pro tempore to adjust rates of compensation or limitations referred to in this paragraph under section 4 of the Federal Pay Comparability Act of 1970 [2 U.S.C. 4571]."

Pub. L. 94-157, title I, §111(c), Dec. 18, 1975, 89 Stat. 832, provided in part that amendment by section 111(a) of Pub. L. 94-157 inserting after "fiscal year" the words " , and the two employees referred to in such clause (A) who are employees of any joint committee having legislative authority," shall become effective Jan. 1, 1976, and no increase in salary shall be payable for any period prior to such date by reason of the amendment.

1974 ADJUSTMENTS IN COMPENSATION IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN OFFICES OF SENATORS, PROFESSIONAL STAFF AND CLERICAL STAFF MEMBERS OF STANDING COMMITTEES, EMPLOYEES OF STANDING AND SELECT COMMITTEES AND JOINT COMMITTEES THE EXPENSES OF WHICH ARE PAID FROM SENATE CONTINGENT FUND, AND OFFICERS OR EMPLOYEES PAID BY SECRETARY OF SENATE

Pub. L. 93-371, §4, Aug. 13, 1974, 88 Stat. 429, as amended by Pub. L. 94-157, title I, §111(b), Dec. 18, 1975, 89 Stat. 832, provided in part that: "The two committee employees other than joint committee employees referred to in clause (A), and the three committee employees referred to in clause (B), of section 105(e)(3) of

the Legislative Branch Appropriation Act, 1968, as amended and modified [2 U.S.C. 4575(e)(3)], may each be paid at a maximum annual rate of compensation not to exceed \$37,050. The four committee employees other than joint committee employees, who are not employees of a joint committee having legislative authority, referred to in such clause (A) and the sixteen committee employees referred to in such clause (B) may each be paid at a maximum annual rate of compensation not to exceed \$35,625. The one employee in a Senator's office referred to in section 105(d)(2)(ii) of such Act [2 U.S.C. 4575(d)(2)(ii)] may be paid at a maximum annual rate of compensation not to exceed \$37,050. Any officer or employee whose pay is subject to the maximum limitation referred to in section 105(f) of such Act [2 U.S.C. 4575(f)] may be paid at a maximum annual rate of compensation not to exceed \$37,050."

[For provisions that section 4 of Pub. L. 93-371, set out above, do not supersede (1) any provision of an order of the President pro tempore of the Senate authorizing a higher rate of compensation, and (2) any authority of the President pro tempore to adjust rates of compensation or limitations referred to in section 4 of Pub. L. 93-371 under section 4 of the Federal Pay Comparability Act of 1970 [2 U.S.C. 4571] and that the provisions of section 4 of Pub. L. 93-371 are effective July 1, 1974, see 1974 Adjustment in Compensation Not To Supersede Adjustments in Compensation or Limitations by President Pro Tempore of the Senate note under section 6531 of this title.]

Pub. L. 94-157, title I, §111(c), Dec. 18, 1975, 89 Stat. 832, provided in part that amendment by section 111(b) of Pub. L. 94-157 inserting after "joint committee employees" the words " , who are not employees of a joint committee having legislative authority," shall become effective Jan. 1, 1976, and no increase in salary shall be payable for any period prior to such date by reason of the amendment.

AGGREGATE OF GROSS COMPENSATION FOR EMPLOYEES IN OFFICE OF SENATOR FOR EACH FISCAL YEAR; INCREASE IN AMOUNT; REDUCTION IN AMOUNTS FOR COMMITTEE CHAIRMEN, RANKING MINORITY MEMBERS, ETC.

Pub. L. 95-94, title I, §111(a), (b), Aug. 5, 1977, 91 Stat. 662, as amended by Pub. L. 95-240, title II, §206, Mar. 7, 1978, 92 Stat. 117, eff. Oct. 1, 1977; Pub. L. 100-137, §3, Oct. 21, 1987, 101 Stat. 819; Pub. L. 102-392, title I, §1, Oct. 6, 1992, 106 Stat. 1706, eff. Oct. 1, 1992, provided that:

"(a) Except as provided in subsection (b), the aggregate of the gross compensation which may be paid to employees in the office of a Senator during each fiscal year under section 105(d) of the Legislative Branch Appropriation Act, 1968, as amended and modified (2 U.S.C. 61-1(d)) [now 2 U.S.C. 4575(d)], is increased by an amount equal to 3 times the maximum annual gross rate of compensation that may be paid to an employee of the office of a Senator.

"(b) [Repealed. Pub. L. 100-137, §3, Oct. 21, 1987, 101 Stat. 819]."

[The amount of the increase referred to in section 111(a) of Pub. L. 95-94, set out above, was set at \$508,377 by §6(d) of the Salary Directive of President pro tempore of the Senate, Jan. 5, 2010, set out as a note under section 4571 of this title.]

[Prior increases in the amount of increase authorized by section 111(a) of Pub. L. 95-94, set out above, were contained in the following Salary Directives of President pro tempore of the Senate, formerly set out as notes under section 60a-1 of this title: Oct. 9, 1978, §6(d); Oct. 13, 1979, §6(d); Oct. 1, 1980, §6(d); Oct. 5, 1981, as amended Dec. 15, 1981, §6(d); Oct. 1, 1982, §6(d); Dec. 20, 1983, as amended May 2, 1984, §6(d); Jan. 4, 1985, §6(d); Dec. 19, 1986, §6(d); Jan. 4, 1988, §6(d); Dec. 9, 1988, §6(d); Dec. 21, 1989, §6(d); Dec. 20, 1990, §6(d); Dec. 18, 1991, §6(d); Dec. 17, 1992, §6(d); Dec. 28, 1994, §6(d); Dec. 18, 1996, §6(d); Dec. 19, 1997, §6(d); Dec. 16, 1998, §6(d); Dec. 12, 1999, §6(d); Dec. 20, 2000, §6(d); Dec. 20, 2001, §6(d); Dec. 19, 2002, §6(d); Dec. 15, 2003, §6(d); Mar. 5, 2004,

§6(d); Jan. 3, 2005, §6(d); Jan. 4, 2006, §6(d); Feb. 16, 2007, §6(d); Jan. 7, 2008, §6(d); Mar. 12, 2009, §6(d).]

[Pub. L. 100-137, §3, Oct. 21, 1987, 101 Stat. 819, provided that the repeal of section 111(b) of Pub. L. 95-94 is effective as of the first day of the 100th Congress [Jan. 6, 1987]].

[S. Res. 34, Jan. 6, 1987, provided: "That subsection (b) of section 111 of the Legislative Branch Appropriation Act, 1978 (P.L. 95-94) [set out as a note above] shall not be effective during the 100th Congress." Similar provisions covering the 99th Congress were contained in S. Res. 85, §23, Feb. 28, 1985.]

LIMITATION ON 1987 INCREASES IN MAXIMUM ANNUAL RATES TO STAFF MEMBERS OF STANDING, SPECIAL, AND SELECT COMMITTEES OF SENATE AND JOINT COMMITTEES OF CONGRESS WHOSE FUNDS ARE DISBURSED BY SECRETARY OF SENATE

Section 5(b)(2)-(4) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title, provided that, notwithstanding the provisions of section 5(b)(1) of that Order, any individual occupying a position on the staff of a standing committee of the Senate or the majority or minority policy committee of the Senate to which such rate applied should not be paid at any time at an annual rate in excess of \$1,000 less than the annual rate of compensation which was then or might thereafter, be in effect for those positions referred to in section 2(a) of that Order, that notwithstanding the provisions of section 5(b)(1) of that Order, any individual occupying a position on the staff of any special or select committee of the Senate or the conference majority or conference minority of the Senate to which any such rate applied should not be paid at any time at an annual rate in excess of \$2,500 less than the annual rate of compensation which was then or might thereafter be in effect for those positions referred to in section 2(a) of that Order, and that notwithstanding the provisions of section 5(b)(1) of that Order, any individual occupying a position on the staff of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate to which any such rate applied should not be paid at any time at an annual rate in excess of \$2,900 less than the annual rate of compensation which was then or might thereafter be in effect for those positions referred to in section 2(a) of that Order.

Similar provisions covering prior increases were contained in the following prior Salary Directives:

Section 5(b)(2)-(4) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985.

Section 5(b)(2)-(4) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983.

Section 5(b)(2)-(4) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982.

Section 5(b)(2)-(4) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981.

Section 5(b)(3)-(5) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980.

Section 5(b)(3)-(5) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979.

Section 5(b)(3)-(5) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978.

Section 5(b)(3)-(5) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977.

Section 5(b)(3)-(6) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976.

Section 5(b)(3)-(5) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975.

Section 5(b)(3)-(5) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974.

Section 5(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973.

LIMITATION ON 1987 INCREASES IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN OFFICES OF SENATORS

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as

a note under section 60a-1 of this title, provided that, notwithstanding the modification made by section 6(c)(1) of that Order, any individual occupying a position in a Senator's office should not be paid at any time at an annual rate in excess of \$2,500 less than the annual rate of compensation which was then or might thereafter be in effect for those positions referred to in section 2(a) of that Order.

Similar provisions covering prior increases were contained in the following prior Salary Directives:

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977.

Section 6(c)(2), (3) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976.

Section 6(c)(2), (3) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975.

Section 6(c)(2)-(4) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973.

LIMITATION ON 1987 INCREASE IN MAXIMUM ANNUAL RATE TO OFFICERS OR EMPLOYEES PAID BY SECRETARY OF SENATE

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title, provided that, notwithstanding the provisions of section 7(b)(1) of that Order, any individual occupying a position to which such rate applied should not be paid at any time at an annual rate in excess of \$2,500 less than the annual rate of compensation which was then or might thereafter be in effect for those positions referred to in section 2(a) of that Order.

Similar provisions covering prior increases were contained in the following prior Salary Directives:

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Sept. 27, 1977.

Section 7(b)(2), (3) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976.

Section 7(b)(2), (3) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974.

Section 7(b) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973.

1977 ADDITION OF EMPLOYEES IN OFFICE OF SENATOR NOT TO EFFECT SECTION 6(c) OF ORDER OF PRESIDENT PRO TEMPORE ISSUED ON OCTOBER 8, 1976

Pub. L. 95-94, title I, §111(d), Aug. 5, 1977, 91 Stat. 663, provided in part that: "The amendments made by this

subsection [amending subsec. (d)(2) of this section] shall have no effect on section 6(c) of the Order of the President pro tempore issued on October 8, 1976, under section 4 of the Federal Pay Comparability Act of 1970 [set out as a note under section 4571 of this title]."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1987

Pub. L. 100-71, title I, §3(b), (c), July 11, 1987, 101 Stat. 423, provided that:

"(b) Effective July 1, 1987, the administrative and clerical allowance of each Senator from the State of Georgia and the State of North Carolina is increased to that allowed Senators from States having a population of six million but less than seven million, the population of said State having exceeded six million inhabitants.

"(c) Effective July 1, 1987, the administrative and clerical allowance of each Senator from the State of Indiana, the State of Massachusetts, the State of Missouri, and the State of Virginia, is that allowed Senators from States having a population of five million but less than six million."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1986

Pub. L. 99-349, title I, §1, July 2, 1986, 100 Stat. 741, provided that:

"(a) Effective October 1, 1985, the allowance for administrative and clerical assistance of each Senator from the State of Alabama is increased to that allowed Senators from States having a population of four million but less than five million, the population of said State having exceeded four million inhabitants.

"(b) Effective October 1, 1985, the allowance for administrative and clerical assistance of each Senator from the State of Florida is increased to that allowed Senators from States having a population of eleven million but less than twelve million, the population of said State having exceeded eleven million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1985

Pub. L. 99-88, title I, §191, Aug. 15, 1985, 99 Stat. 348, provided that: "Effective October 1, 1984, the allowance for administrative and clerical assistance of each Senator from the State of Missouri is increased to that allowed Senators from States having a population of five million but less than seven million, the population of said State having exceeded five million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1983

Pub. L. 98-367, title I, §9, July 17, 1984, 98 Stat. 475, provided that: "Effective October 1, 1983, the allowance for administration and clerical assistance of each Senator from the State of Arizona is increased to that allowed to Senators from States having population of three million but less than four million, the population of such State having exceeded three million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1982

Pub. L. 98-63, title I, §901, July 30, 1983, 97 Stat. 335, provided that:

"(a) Effective October 1, 1982, the allowance for administrative and clerical assistance of each Senator from the State of Texas is increased to that allowed to Senators from States having a population of fifteen million but less than seventeen million, the population of said State having exceeded fifteen million inhabitants.

"(b) Effective October 1, 1982, the allowance for administrative and clerical assistance of each Senator from the State of Colorado is increased to that allowed to Senators from States having a population of three million but less than four million, the population of said State having exceeded three million inhabitants."

INCREASES IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1981

Pub. L. 97-257, title I, Sept. 10, 1982, 96 Stat. 849, provided that: "Effective October 1, 1981, the allowance for administrative and clerical assistance of each Senator from the State of Florida is increased to that allowed Senators from States having a population of ten million but less than eleven million, the population of said State having exceeded ten million inhabitants."

Pub. L. 97-12, title I, §106, June 5, 1981, 95 Stat. 62, provided that:

"(a) Effective January 1, 1981, the allowance for administrative and clerical assistance of each Senator from the State of Florida is increased to that allowed Senators from States having a population of nine million but less than ten million, the population of said State having exceeded nine million inhabitants.

"(b) Effective January 1, 1981, the allowance for administrative and clerical assistance of each Senator from the State of Washington is increased to that allowed Senators from States having a population of four million but less than five million, the population of said State having exceeded four million inhabitants.

"(c) Effective January 1, 1981, the allowance for administrative and clerical assistance of each Senator from the States of Oklahoma and South Carolina is increased to that allowed Senators from States having a population of three million but less than four million, the population of said States having exceeded three million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1979

Pub. L. 96-304, title I, §105, July 8, 1980, 94 Stat. 889, provided that: "Effective October 1, 1979, the allowance for administrative and clerical assistance of each Senator from the State of Louisiana is increased to that allowed Senators from States having a population of four million but less than five million, the population of said State having exceeded four million inhabitants."

Pub. L. 96-86, §111(a), (b), Oct. 12, 1979, 93 Stat. 660, 661, provided:

"(a) effective October 1, 1979, the allowance for administrative and clerical assistance of each Senator from the State of Minnesota is increased to that allowed Senators from States having a population of four million but less than five million, the population of said State having exceeded four million inhabitants;

"(b) effective October 1, 1979, the allowance for administrative and clerical assistance of each Senator from the State of Texas is increased to that allowed Senators from States having a population of thirteen million but less than fifteen million, the population of said State having exceeded thirteen million inhabitants;"

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1978

Pub. L. 95-391, title I, §104(a), Sept. 30, 1978, 92 Stat. 772, provided that: "Effective April 1, 1978, the clerk-hire allowance of each Senator from the State of Georgia is increased to that allowed Senators from States having a population of five million but less than seven million, the population of said State having exceeded five million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANTS TO SENATORS—1977

Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 81, provided in part: "That, effective April 1, 1977, the clerk hire allowance of each Senator from the State of Virginia shall be increased to that allowed Senators from States having a population of five million but less than seven million, the population of said State having exceeded five million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1976

Pub. L. 94-157, title I, ch. IV, Dec. 18, 1975, 89 Stat. 830, provided: "That effective January 1, 1976, the clerk hire

allowance of each Senator from the State of California shall be increased to that allowed Senators from States having a population of more than twenty-one million, the population of said State having exceeded twenty-one million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1975

Pub. L. 94-32, title I, June 12, 1975, 89 Stat. 182, provided in part: "That effective January 1, 1975, the clerk hire allowance of each Senator from the State of Texas shall be increased to that allowed Senators from States having a population of more than twelve million, the population of said State having exceeded twelve million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1974

Pub. L. 93-371, Aug. 13, 1974, 88 Stat. 425, provided in part: "That effective January 1, 1974, the clerk hire allowance of each Senator from the States of Arkansas and Arizona shall be increased to that allowed Senators from States having a population of two million, the population of each said State having exceeded two million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1969

Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 340, provided in part: "That the clerk hire allowance of each Senator from the State of Connecticut shall be increased to that allowed Senators from States having a population of three million, the population of said State having exceeded three million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1968

Pub. L. 90-239, ch. IV, Jan. 2, 1968, 81 Stat. 774, provided in part that: "Effective January 1, 1968, the clerk hire allowance of each Senator from the State of Indiana shall be increased to that allowed Senators from States having a population of five million, the population of said State having exceeded five million inhabitants; and that the clerk hire allowance of each Senator from the State of New Jersey shall be increased to that allowed Senators from States having a population of seven million, the population of said State having exceeded seven million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1966

Pub. L. 89-697, ch. VI, Oct. 27, 1966, 80 Stat. 1063, provided: "That the clerk hire allowance of each Senator from the State of North Carolina shall be increased to that allowed Senators from States having a population of five million, the population of said State having exceeded five million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1963

Pub. L. 88-25, title I, May 17, 1963, 77 Stat. 31, provided in part: "That the clerk hire allowance of each Senator from the State of California shall be increased to that allowed Senators from States having a population of over seventeen million, the population of said State having exceeded seventeen million inhabitants, that the clerk hire allowance of each Senator from the State of Georgia shall be increased to that allowed Senators from States having a population of four million, the population of said State having exceeded four million inhabitants, and that the clerk hire allowance of each Senator from the State of Washington shall be increased to that allowed Senators from States having a population of three million, the population of said State having exceeded three million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1962

Pub. L. 87-545, title I, July 25, 1962, 76 Stat. 215, provided in part that:

“The basic clerk hire allowance of each Senator is hereby increased by \$3,000.

“The clerk hire allowances of the Senators from the States of New York and Virginia are hereby increased so that the allowances of the Senators from the State of New York will be equal to that allowed Senators from States having a population of over seventeen million, the population of said State having exceeded seventeen million inhabitants, and so that allowances of Senators from the State of Virginia will be equal to that allowed Senators from States having a population of four million, the population of said State having exceeded four million inhabitants.”

INCREASE IN ALLOWANCE FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1955

Act June 28, 1955, ch. 189, §4(d), (f), 69 Stat. 176, 177, as amended Aug. 21, 1959, Pub. L. 86-176, 73 Stat. 401; Aug. 20, 1964, Pub. L. 88-454, 78 Stat. 538; Aug. 27, 1966, Pub. L. 89-545, 80 Stat. 357; July 28, 1967, Pub. L. 90-57, §105(i)(6), 81 Stat. 144, provided that:

“(d)(1) The aggregate amount of the basic compensation authorized to be paid for administrative and clerical assistance and messenger service in the offices of Senators is hereby increased by—

“(A) \$10,020 in the case of Senators from States the population of which is less than three million;

“(B) \$10,920 in the case of Senators from States the population of which is three million or more but less than five million;

“(C) \$11,760 in the case of Senators from States the population of which is five million or more but less than ten million; and

“(D) \$11,880 in the case of Senators from States the population of which is ten million or more.

“(2) Notwithstanding the second proviso in the paragraph relating to the authority of Senators to rearrange the basic salaries of employees in their respective offices, which appears in the Legislative Branch Appropriation Act, 1947, as amended (2 U. S. C. 60f) [repealed], but subject to the limitations contained in paragraph (3) of this subsection, during the period beginning on the effective date of this subsection and ending on the last day of the first pay period which begins after the date of enactment of this Act [June 28, 1955] (A) the compensation of the administrative assistant in the office of each Senator may be fixed at a basic rate which together with additional compensation authorized by law will not exceed the maximum rate authorized by section 2 (b) of the Act of October 24, 1951 (Public Law 201, Eighty-second Congress), as amended [former section 60e-6(b) of this title], (B) the compensation of one employee other than the administrative assistant in the office of each Senator may be fixed at a basic rate not to exceed \$10,260 per annum, and (C) the compensation of any other employee in the office of a Senator may be fixed at a basic rate not to exceed \$6,420 per annum.

“(3) Notwithstanding the third proviso in such paragraph [this section], any increase in the compensation of an employee in a Senator's office shall take effect on the effective date of this subsection or on the date such employee became employed, whichever is later, if (A) the certification filed by such Senator under such proviso so provides, (B) such certification is filed in the disbursing office of the Senate not later than fifteen days following the date of enactment of this Act [June 28, 1955], and (C) the amount of such increase does not exceed the amount of the increase which would be payable in the case of such employee if he were subject to the provisions of subsection (a) of this section [former section 60e-7 of this title] plus any additional amount which may result from fixing the rate of basic compensation at the lowest multiple of \$60 which will result in an increase not less than the amount of such increase which would be payable under subsection (a) [former section 60e-7(a) of this title].

“(f) [Repealed. Pub. L. 90-57, §105(i)(6), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]”

INCREASE IN ALLOWANCE FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1951

Act Oct. 24, 1951, ch. 554, §2(c)(1), 65 Stat. 614, provided that: “The aggregate amount of the basic compensation authorized to be paid for administrative and clerical assistance and messenger service in the offices of Senators is hereby increased by—

“(A) \$4,140 in the case of Senators from States the population of which is less than three million;

“(B) \$4,860 in the case of Senators from States the population of which is three million or more but less than five million;

“(C) \$5,220 in the case of Senators from States the population of which is five million or more but less than ten million; and

“(D) \$5,760 in the case of Senators from States the population of which is ten million or more.”

1966 ADJUSTMENT OF BASIC COMPENSATION OF EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 89-504, title III, §302(f), July 18, 1966, 80 Stat. 295, provided that: “The basic compensation of each employee in the office of a Senator is hereby adjusted, effective on the first day of the month following the date of enactment of this Act [July 18, 1966], to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [July 18, 1966], the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. No employee whose basic compensation is adjusted under this subsection shall receive any additional compensation under subsection (a) [former section 60e-13(a) of this title] for any period prior to the effective date of such adjustment during which such employee was employed in the office of the Senator by whom he is employed on the first day of the month following the enactment of this Act [July 18, 1966]. No additional compensation shall be paid to any person under subsection (a) [former section 60e-13(a) of this title] for any period prior to the first day of the month following the date of enactment of this Act [July 18, 1966] during which such person was employed in the office of a Senator (other than a Senator by whom he is employed on such day) unless on or before the fifteenth day following the date of enactment of this Act [July 18, 1966] such Senator notifies the disbursing office of the Senate in writing that he wishes such employee to receive such additional compensation for such period. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased, such notice shall be deemed to have been given.”

1965 ADJUSTMENT OF BASIC COMPENSATION OF EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 89-301, §11(f), Oct. 29, 1965, 79 Stat. 1121, provided that: “The basic compensation of each employee in the office of a Senator is hereby adjusted, effective on the first day of the month following the date of enactment of this Act [Oct. 29, 1965], to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [Oct. 29, 1965], the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. No employee whose basic compensation is adjusted under this subsection shall receive any additional compensation under subsection (a) [former section 60e-12(a) of this title] for any period prior to the effective date of such adjustment during which

such employee was employed in the office of the Senator by whom he is employed on the first day of the month following the enactment of this Act [Oct. 29, 1965]. No additional compensation shall be paid to any person under subsection (a) [former section 60e-12(a) of this title] for any period prior to the first day of the month following the date of enactment of this Act [Oct. 29, 1965] during which such person was employed in the office of a Senator (other than a Senator by whom he is employed on such day) unless on or before the fifteenth day following the date of enactment of this Act [Oct. 29, 1965] such Senator notifies the disbursing office of the Senate in writing that he wishes such employee to receive such additional compensation for such period. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased, such notice shall be deemed to have been given."

1964 ADJUSTMENT OF BASIC COMPENSATION OF
EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 88-426, title II, §202(e), Aug. 14, 1964, 78 Stat. 413, provided that: "The basic compensation of each employee in the office of a Senator is hereby adjusted effective on the first day of the month following the date of enactment of this Act [Aug. 14, 1964], to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [Aug. 14, 1964], the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. No employee whose basic compensation is adjusted under this subsection shall receive any additional compensation under subsection (a) [former section 60e-11(a) of this title] for any period prior to the effective date of such adjustment during which such employee was employed in the office of the Senator by whom he is employed on the first day of the month following the enactment of this Act [Aug. 14, 1964]. No additional compensation shall be paid to any person under subsection (a) [former section 60e-11(a) of this title] for any period prior to the first day of the month following the date of enactment of this Act [Aug. 14, 1964] during which such person was employed in the office of a Senator (other than a Senator by whom he is employed on such day) unless on or before the fifteenth day following the date of enactment of this Act [Aug. 14, 1964] such Senator notifies the disbursing office of the Senate in writing that he wishes such employee to receive such additional compensation for such period. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased such notice shall be deemed to have been given."

1962 ADJUSTMENT OF BASIC COMPENSATION OF
EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 87-793, §1005(b), Oct. 11, 1962, 76 Stat. 867, provided that: "The basic compensation of each employee in the office of a Senator is hereby adjusted, effective on October 16, 1962, to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [Oct. 11, 1962] the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased such notice shall be deemed to have been given."

1960 ADJUSTMENT OF BASIC COMPENSATION OF
EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 86-568, title I, §117(b), July 1, 1960, 74 Stat. 303, provided that: "The basic compensation of each employee in the office of a Senator is hereby adjusted, effective on July 1, 1960, to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [July 1, 1960] the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased such notice shall be deemed to have been given."

1958 ADJUSTMENT OF BASIC COMPENSATION OF
EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 85-462, §4(b), June 20, 1958, 72 Stat. 207, provided that: "The basic compensation of each employee in the office of a Senator is hereby adjusted, effective on the first day of the month following the date of enactment of this Act [June 20, 1958], to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [June 20, 1958] the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. No employee whose basic compensation is adjusted under this subsection shall receive any additional compensation under subsection (a) [former section 60e-8(a) of this title] for any period prior to the effective date of such adjustment during which such employee was employed in the office of the Senator by whom he is employed on the first day of the month following the enactment of this Act [June 20, 1958]. No additional compensation shall be paid to any person under subsection (a) [former section 60e-8(a) of this title] for any period prior to the first day of the month following the date of enactment of this Act [June 20, 1958] during which such person was employed in the office of a Senator (other than a Senator by whom he is employed on such day) unless on or before the fifteenth day following the date of enactment of this Act [June 20, 1958] such Senator notifies the disbursing office of the Senate in writing that he wishes such employee to receive such additional compensation for such period. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased such notice shall be deemed to have been given."

1955 ADJUSTMENT OF BASIC COMPENSATION OF
EMPLOYEES IN OFFICE OF SENATOR

Act June 28, 1955, ch. 189, §4(e)(2), 69 Stat. 177, provided that: "The basic compensation of each employee in the office of a Senator on the effective date of this subsection is hereby adjusted to the lowest multiple of \$60 which will provide basic compensation, plus additional compensation payable under subsection (a) [former section 60e-7(a) of this title] and the provisions of law referred to in subsection (a) [former section 60e-7(a) of this title], not less than the amount of basic compensation, plus additional compensation under the provisions of sections 501 and 502 of the Federal Employees' Pay Act of 1945, as amended [former sections 60e-3 and 60e-4 of this title], and section 301 of the Postal Rate Revision and Federal Employees' Salary Act of 1948 [former section 60e-4a of this title], which he is receiving on the effective date of this subsection."

COMPENSATION OF ADMINISTRATIVE ASSISTANT CHARGED TO SENATOR

Act Oct. 28, 1949, ch. 783, title I, §101(c)(1), 63 Stat. 974, provided that: "The basic compensation of the administrative assistant to a Senator shall be charged against the aggregate amount authorized to be paid for clerical assistance and messenger service in the office of such Senator."

ADDITIONAL INCREASE IN CLERK HIRE

Act Oct. 28, 1949, ch. 783, title I, §101(c)(2), 63 Stat. 974, provided that: "The aggregate amount of the basic compensation authorized to be paid for clerical assistance and messenger service in the office of each Senator is increased by \$11,520."

INCREASE OF CLERK HIRE FOR SENATORS

Act Dec. 20, 1944, ch. 617, §2(b), 58 Stat. 832, effective Jan. 1, 1945, provided: "The aggregate amount of the basic compensation authorized to be paid to employees in the offices of Senators (including employees of standing committees of which Senators are chairmen) is hereby increased by (1) \$4,020 in the case of each Senator from a State which has a population of less than four million inhabitants and (2) by \$5,040 in the case of each Senator from a State which has a population of four million or more inhabitants."

RATE OF PAY FOR SENATE COMMITTEE STAFF MEMBERS FOR 1977 COMMITTEE SYSTEM REORGANIZATION

Pub. L. 95-4, Feb. 16, 1977, 91 Stat. 12, provided: "That (a) notwithstanding the limitations contained in section 105(e) of the Legislative Branch Appropriation Act, 1968, as amended and modified [2 U.S.C. 4575(e)], each eligible staff member of a new committee to whom section 703(d) of the Committee System Reorganization Amendments of 1977 [S. Res. 4, Feb. 4, 1977] applies may, during the transition period of such new committee, be paid gross annual compensation at the rate which that eligible staff member was receiving on January 4, 1977.

"(b) For purposes of subsection (a), the terms 'eligible staff member', 'new committee', and 'transition period' have the meanings given to them by section 701 of the Committee System Reorganization Amendments of 1977 [S. Res. 4, Feb. 4, 1977]."

1970 INCREASE IN PAY RATES OF CERTAIN EMPLOYEES OF LEGISLATIVE BRANCH

Adjustment by President pro tempore of Senate with respect to the Senate, by Finance Clerk of House with respect to the House of Representatives, and by Architect of the Capitol with respect to the Office of the Architect of the Capitol, effective on the first day of the first pay period which begins on or after Dec. 27, 1969, of the rates of pay of employees of the legislative branch subject to section 214 of Pub. L. 90-206, with certain exceptions, by the amounts of the adjustment for corresponding rates for employees subject to the General Schedule, set out in section 5332 of Title 5, which had been made by section 2 of Pub. L. 91-231 raising such rates by 6 percent, see Pub. L. 91-231, formerly set out as a note under section 5332 of Title 5, Government Organization and Employees.

1968 AND 1969 INCREASES IN COMPENSATION OF EMPLOYEES

This section deemed amended on and after July 1, 1969, see Salary Directives of President pro tempore of the Senate, June 12, 1968, and June 17, 1969, formerly set out as notes under section 60a-1 of this title.

RATES OF PAY FOR EMPLOYEES OF SENATE SELECT COMMITTEE TO STUDY GOVERNMENTAL OPERATIONS WITH RESPECT TO INTELLIGENCE ACTIVITIES

Pub. L. 94-32, title I, §5, June 12, 1975, 89 Stat. 183, provided in part that: "Notwithstanding paragraph (3) of section 105(e) of the Legislative Branch Appropria-

tions Act, 1968, as amended [2 U.S.C. 4575(e)(3)], two employees of the Senate Select Committee to Study Governmental Operations With Respect to Intelligence Activities may be paid at the highest gross rate provided in subparagraph (A) of such paragraph, and eleven employees of such committee may be paid at the next highest gross rate provided in such subparagraph."

SECRETARY OF SENATE TO FIX COMPENSATION OF LEGISLATIVE CLERK AND JOURNAL CLERK

Pub. L. 86-213, Sept. 1, 1959, 73 Stat. 443, authorized Secretary of Senate to fix compensation of legislative clerk and journal clerk, on and after Sept. 1, 1959, at not to exceed \$7,620 basic per annum each.

§ 4576. Availability of appropriated funds for payment to an individual of pay from more than one position; conditions

Notwithstanding any other provision of law, appropriated funds are available for payment to an individual of pay from more than one position, each of which is either in the office of a Senator and the pay of which is disbursed by the Secretary of the Senate or is in another office and the pay of which is disbursed by the Secretary of the Senate out of an appropriation under the heading "Salaries, Officers, and Employees", if the aggregate gross pay from those positions does not exceed the maximum rate specified in section 4575(d)(2) of this title.

(Pub. L. 95-94, title I, §114, Aug. 5, 1977, 91 Stat. 665; Pub. L. 95-240, title II, §207, Mar. 7, 1978, 92 Stat. 117; Pub. L. 100-202, §101(i) [title I, §9], Dec. 22, 1987, 101 Stat. 1329-290, 1329-295.)

CODIFICATION

Section was formerly classified to section 61-1a of this title prior to editorial reclassification and renumbering as this section. Some section numbers of this title referenced in amendment notes below reflect the classification of such sections prior to their editorial reclassification.

Section is from the Congressional Operations Appropriation Act, 1978, which is title I of the Legislative Branch Appropriation Act, 1978.

AMENDMENTS

1987—Pub. L. 100-202 amended section generally. Prior to amendment, section read as follows: "Notwithstanding any other provision of law, appropriated funds are available for payment to an individual of pay from more than one position, the pay for each of which is disbursed by the Secretary of the Senate out of an appropriation under the heading 'Salaries, Officers and Employees', if the aggregate gross pay from those positions does not exceed the amount specified in section 61-1(d)(2)(ii) of this title."

1978—Pub. L. 95-240 substituted provisions relating to pay disbursed by Secretary of Senate from appropriation with the heading for salaries, etc., for provisions requiring positions to be in office of a Senator and the pay for each disbursed by Secretary of Senate.

§ 4577. Availability of appropriations during first three months of any fiscal year for aggregate of payments of gross compensation made to employees from Senate appropriation account for "Salaries, Officers and Employees"

At no time during the first three months of any fiscal year (commencing with the fiscal year which begins October 1, 1984) shall the aggregate of payments of gross compensation made to employees out of any line item appropriation within the Senate appropriation account for "Sala-

ries, Officers and Employees” (other than the line item appropriations, within such account for “Administrative, clerical, and legislative assistance to Senators” and for “Agency contributions”) exceed twenty-five per centum of the total amount available for such line item appropriations for such fiscal year.

(Pub. L. 98-367, title I, §4, July 17, 1984, 98 Stat. 475.)

CODIFICATION

Section was formerly classified to section 61-1b of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriation Act, 1985, which is title I of the Legislative Branch Appropriations Act, 1985.

§ 4578. Restriction on payment of dual compensation by Secretary of Senate

Unless otherwise specifically authorized by law, no part of any appropriation disbursed by the Secretary of the Senate shall be available for payment of compensation to any person holding any position, for any period for which such person received compensation for holding any other position, the compensation for which is disbursed by the Secretary of the Senate.

(June 27, 1956, ch. 453, 70 Stat. 360.)

CODIFICATION

Section was formerly classified to section 66a of this title prior to editorial reclassification and renumbering as this section.

§ 4579. Student loan repayment program for Senate employees

(a) Definitions

In this section:

(1) Eligible employee

The term “eligible employee” means an individual, except as provided under subsection (b)(3)—

- (A) who is an employee of the Senate; and
- (B) whose rate of pay as an employee of the Senate, on the date on which such eligibility is determined, does not exceed the rate of basic pay for an employee for a position at ES-1 of the Senior Executive Schedule as provided for in subchapter VIII of chapter 53 of title 5 (including any locality pay adjustment applicable to the Washington, D.C.-Baltimore Maryland consolidated metropolitan statistical area).

(2) Employee of the Senate

The term “employee of the Senate”—

- (A) has the meaning given the term under section 1301 of this title; and
- (B) includes any employee of the Office of Congressional Accessibility Services whose pay is disbursed by the Secretary of the Senate.

(3) Employing office

The term “employing office”—

- (A) means the employing office, as defined under section 1301 of this title, of an employee of the Senate; and
- (B) includes the Office of Congressional Accessibility Services with respect to em-

ployees of that office whose pay is disbursed by the Secretary of the Senate.

(4) Secretary

The term “Secretary” means the Secretary of the Senate.

(5) Student loan

The term “student loan” means—

- (A) a loan made, insured, or guaranteed under part B, D, or E of title IV of the Higher Education Act of 1965 (20 U.S.C. 1071 et seq., 1087a et seq., or 1087aa et seq.); and
- (B) a health education assistance loan made or insured under part A of title VII of the Public Health Service Act (42 U.S.C. 292 et seq.), or under part E of title VIII of such Act (42 U.S.C. 297a et seq.).

(b) Senate student loan repayment program

(1) Service agreements

(A) In general

The head of an employing office and an eligible employee may enter into a written service agreement under which—

- (i) the employing office shall agree to repay, by direct payments on behalf of the eligible employee, any student loan indebtedness of the eligible employee that is outstanding at the time the eligible employee and the employing office enter into the agreement, subject to this section; and
- (ii) the eligible employee shall agree to complete the 1-year required period of employment described in subsection (c)(1) with the employing office in exchange for the student loan payments.

(B) Contents of service agreements

(i) Contents

A service agreement under this paragraph shall contain—

- (I) the start and end dates of the required period of employment covered by the agreement;
- (II) the monthly amount of the student loan payments to be provided by the employing office;
- (III) the employee’s agreement to reimburse the Senate under the conditions set forth in subsection (d)(1);
- (IV) disclosure of the program limitations provided for in subsection (d)(4) and paragraphs (2), (3), (6), and (7) of subsection (f);
- (V) other terms to which the employing office and employee agree (such as terms relating to job responsibilities or job performance expectations); and
- (VI) any other terms prescribed by the Secretary.

(ii) Standard service agreements

The Secretary shall establish standard service agreements for employing offices to use in carrying out this section.

(2) Submission of agreements

On entering into a service agreement under this section, the employing office shall submit a copy of the service agreement to the Secretary.

(3) Exclusion from participation in dual programs

Notwithstanding section 5379 of title 5, an employee of the Office of Congressional Accessibility Services may not participate in the student loan repayment program through an agreement under that section and participate in the student loan repayment program through a service agreement under this section at the same time.

(c) Program conditions**(1) Period of employment**

The term of the required period of employment under a service agreement under this section shall be 1 year. On completion of the required period of employment under such a service agreement, the eligible employee and the employing office may enter into additional service agreements for successive 1-year periods of employment.

(2) Amount of payments**(A) In general**

The amount of student loan payments made under service agreements under this section on behalf of an eligible employee may not exceed—

- (i) \$500 in any month; or
- (ii) a total of \$40,000.

(B) Payments included in gross compensation limitations

Any student loan payment made under this section in any month may not result in the sum of the payment and the compensation of an employee for that month exceeding $\frac{1}{2}$ th of the applicable annual maximum gross compensation limitation under section 4575(d)(2), (e), or (f) of this title.

(3) Timing of payments

Student loan payments made under this section under a service agreement shall begin the first day of the pay period after the date on which the agreement is signed and received by the Secretary, and shall be made on a monthly basis.

(d) Loss of eligibility for student loan payments and obligation to reimburse**(1) In general**

An employee shall not be eligible for continued student loan payments under a service agreement under this section and (except in a case in which an employee's duty is terminated under paragraph (2) or an employing office assumes responsibilities under paragraph (3)) shall reimburse the Senate for the amount of all student loan payments made on behalf of the employee under the agreement, if, before the employee completes the required period of employment specified in the agreement—

- (A) the employee voluntarily separates from service with the employing office;
- (B) the employee engages in misconduct or does not maintain an acceptable level of performance, as determined by the head of the employing office; or
- (C) the employee violates any condition of the agreement.

(2) Termination of agreement

The duty of an eligible employee to fulfill the required period of employment under the service agreement shall be terminated if—

- (A) funds are not made available to cover the cost of the student loan repayment program carried out under this section; or
- (B) the employee and the head of the employing office involved mutually agree to terminate the service agreement under subsection (f)(7).

(3) Another employing office

An employing office who hires an eligible employee during a required period of employment under such a service agreement may assume the remaining obligations (as of the date of the hiring) of the employee's prior employing office under the agreement.

(4) Failure of employee to reimburse

If an eligible employee fails to reimburse the Senate for the amount owed under paragraph (1), such amount shall be collected—

- (A) under section 6568(c) of this title or section 5514 of title 5 if the eligible employee is employed by any other office of the Senate or agency of the Federal Government; or
- (B) under other applicable provisions of law if the eligible employee is not employed by any other office of the Senate or agency of the Federal Government.

(5) Crediting of amounts

Any amount repaid by, or recovered from, an eligible employee under this section shall be credited to the subaccount for the employing office from which the amount involved was originally paid. Any amount so credited shall be merged with other sums in such subaccount for the employing office and shall be available for the same purposes, and subject to the same limitations (if any), as the sums with which such amount is merged.

(e) Records and reports**(1) In general**

Not later than January 1, 2003, and each January 1 thereafter, the Secretary shall prepare and submit to the Committee on Rules and Administration of the Senate and the Committee on Appropriations of the Senate, a report for the fiscal year preceding the fiscal year in which the report is submitted, that contains information specifying—

- (A) the number of eligible employees that received student loan payments under this section; and
- (B) the costs of such payments, including—
 - (i) the amount of such payments made for each eligible employee;
 - (ii) the amount of any reimbursement amounts for early separation from service or whether any waivers were provided with respect to such reimbursements; and
 - (iii) any other information determined to be relevant by the Committee on Rules and Administration of the Senate or the Committee on Appropriations of the Senate.

(2) Confidentiality

Such report shall not include any information which is considered confidential or could

disclose the identity of individual employees or employing offices. Information required to be contained in the report of the Secretary under section 4108 of this title shall not be considered to be personal information for purposes of this paragraph.

(f) Other administrative matters

(1) Account

(A) In general

The Secretary shall establish and maintain a central account from which student loan payments available under this section shall be paid on behalf of eligible employees.

(B) Office subaccounts

The Secretary shall ensure that, within the account established under subparagraph (A), a separate subaccount is established for each employing office to be used by each such office to make student loan payments under this section. Such student loan payments shall be made from any funds available to the employing office for student loan payments that are contained in the subaccount for the office.

(C) Limitation

Amounts in each subaccount established under this paragraph shall not be made available for any purpose other than to make student loan payments under this section.

(2) Beginning of payments

Student loan payments may begin under this section with respect to an eligible employee upon—

(A) the receipt by the Secretary of a signed service agreement; and

(B) verification by the Secretary with the holder of the loan that the eligible employee has an outstanding student loan balance that qualifies for payment under this section.

(3) Limitation

Student loan payments may be made under this section only with respect to the amount of student loan indebtedness of the eligible employee that is outstanding on the date on which the employee and the employing office enter into a service agreement under this section. Such payments may not be made under this section on a student loan that is in default or arrears.

(4) Payment on multiple loans

Student loan payments may be made under this section with respect to more than 1 student loan of an eligible employee at the same time or separately, if the total payments on behalf of such employee do not exceed the limits under subsection (c)(2)(A).

(5) Treatment of payments

Student loan payments made on behalf of an eligible employee under this section shall be in addition to any basic pay and other forms of compensation otherwise payable to the eligible employee, and shall be subject to withholding for income and employment tax obligations as provided for by law.

(6) No relief from liability

An agreement to make student loan payments under this section shall not exempt an eligible employee from the responsibility or liability of the employee with respect to the loan involved and the eligible employee shall continue to be responsible for making student loan payments on the portion of any loan that is not covered under the terms of the service agreement.

(7) Reduction in payments

Notwithstanding the terms of a service agreement under this section, the head of an employing office may reduce the amount of student loan payments made under the agreement if adequate funds are not available to such office. If the head of the employing office decides to reduce the amount of student loan payments for an eligible employee, the head of the office and the employee may mutually agree to terminate the service agreement.

(8) No right to continued employment

A service agreement under this section shall not be construed to create a right to, promise of, or entitlement to the continued employment of the eligible employee.

(9) No entitlement

A student loan payment under this section shall not be construed to be an entitlement for any eligible employee.

(10) Treatment of payments

A student loan payment under this section—

(A) shall not be basic pay of an employee for purposes of chapters 83 and 84 of title 5 (relating to retirement) and chapter 87 of such title (relating to life insurance coverage); and

(B) shall not be included in Federal wages for purposes of chapter 85 of such title (relating to unemployment compensation).

(g) Allocation of funds

(1) Maximum amount

In this subsection, the term “maximum amount”, used with respect to a fiscal year, means—

(A) in the case of an employing office described in subsection (h)(1)(A), the amount described in that subsection for that fiscal year; and

(B) in the case of an employing office described in subsection (h)(1)(B), the amount described in that subsection for that fiscal year.

(2) Allocation

From the total amount made available to carry out this section for a fiscal year, there shall be allocated to each employing office for that fiscal year—

(A) the maximum amount for that employing office for that fiscal year; or

(B) if the total amount is not sufficient to provide the maximum amount to each employing office, an amount that bears the same relationship to the total amount as the maximum amount for that employing office for that fiscal year bears to the total of the

maximum amounts for all employing offices for that fiscal year.

(3) Apportionment

In the case of an employing office that is a Committee of the Senate, the funds allocated under this subsection shall be apportioned between the majority and minority staff of the committee in the same manner as amounts are apportioned between the staffs for salaries.

(h) Authorization of appropriations

(1) In general

There are authorized to be appropriated (or otherwise made available from appropriations) to carry out this section the following amounts for each fiscal year:

(A) For each employing office that is the personal office of a Senator, an amount equal to 2 percent of the total sums appropriated for the fiscal year involved for administrative and clerical salaries for such office.

(B) For each other employing office, an amount equal to 2 percent of the total sums appropriated for the fiscal year involved for salaries for such office.

(2) Limitation

Amounts provided under this section shall be subject to annual appropriations.

(i) Effective date

This section shall apply to fiscal year 2002 and each fiscal year thereafter.

(Pub. L. 107-68, title I, §102, Nov. 12, 2001, 115 Stat. 563; Pub. L. 107-117, div. B, §916, Jan. 10, 2002, 115 Stat. 2324; Pub. L. 112-74, div. G, title I, §1001(a), (b), Dec. 23, 2011, 125 Stat. 1124.)

REFERENCES IN TEXT

The Higher Education Act of 1965, referred to in subsec. (a)(5)(A), is Pub. L. 89-329, Nov. 8, 1965, 79 Stat. 1219. Parts B, D, and E of title IV of the Act are classified to parts B (§1071 et seq.), C (§1087a et seq.), and D (§1087aa et seq.), respectively, of subchapter IV of chapter 28 of Title 20, Education. For complete classification of this Act to the Code, see Short Title note set out under section 1001 of Title 20 and Tables.

The Public Health Service Act, referred to in subsec. (a)(5)(B), is act July 1, 1944, ch. 373, 58 Stat. 682. Part A of title VII of the Act is classified generally to part A (§292 et seq.) of subchapter V of chapter 6A of Title 42, The Public Health and Welfare. Part E of title VIII of the Act is classified generally to part E (§297a et seq.) of subchapter VI of chapter 6A of Title 42. For complete classification of this Act to the Code, see Short Title note set out under section 201 of Title 42 and Tables.

Section 6568(c) of this title, referred to in subsec. (d)(4)(A), was in the original “section 104(c) of the Legislative Appropriation Act, 1977”, and was translated as reading “section 104(c) of the Legislative Branch Appropriation Act, 1977”, to reflect the probable intent of Congress.

Section 4108 of this title, referred to in subsec. (e)(2), was in the original “section 105(a) of the Legislative Branch Act, 1965”, and was translated as reading “section 105(a) of the Legislative Branch Appropriation Act, 1965”, to reflect the probable intent of Congress.

CODIFICATION

Section was formerly classified to section 60c-5 of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 2002, which is title I of the Legislative Branch Appropriations Act, 2002.

AMENDMENTS

2011—Subsec. (a)(1). Pub. L. 112-74, §1001(a)(1), inserted “, except as provided under subsection (b)(3)” after “means an individual” in introductory provisions.

Subsec. (a)(2), (3). Pub. L. 112-74, §1001(a)(2), added pars. (2) and (3) and struck out former pars. (2) and (3) which read as follows:

“(2) EMPLOYEE OF THE SENATE.—The term ‘employee of the Senate’ has the meaning given the term in section 1301 of this title.

“(3) EMPLOYING OFFICE.—The term ‘employing office’ means the employing office, as defined in section 1301 of this title, of an employee of the Senate.”

Subsec. (b)(3). Pub. L. 112-74, §1001(b), added par. (3).
 2002—Subsec. (a). Pub. L. 107-117, §916(1), redesignated pars. (2) to (6) as (1) to (5), respectively, and struck out heading and text of former par. (1). Text read as follows: “The term ‘Committee’ means the Committee on Rules and Administration of the Senate.”

Subsec. (g)(1). Pub. L. 107-117, §916(2), substituted “subsection (h)(1)(A)” for “subsection (i)(1)(A)” in subpar. (A) and “subsection (h)(1)(B)” for “subsection (i)(1)(B)” in subpar. (B).

EFFECTIVE DATE OF 2011 AMENDMENT

Pub. L. 112-74, div. G, title I, §1001(c), Dec. 23, 2011, 125 Stat. 1124, provided that: “The amendments made by this section [amending this section] shall take effect on the date of enactment of this Act [Dec. 23, 2011] and apply to service agreements entered into under section 102 of the Legislative Branch Appropriations Act, 2002 (2 U.S.C. 60c-5) [now 2 U.S.C. 4579] or section 5379 of title 5, United States Code, on or after that date.”

§ 4580. Lump sum payment for accrued annual leave of Senate employees

(a) Authorization

The head of the employing office of an employee of the Senate may, upon termination of employment of the employee, authorize payment of a lump sum for the accrued annual leave of that employee if—

(1) the head of the employing office—

(A) has approved a written leave policy authorizing employees to accrue leave and establishing the conditions upon which accrued leave may be paid; and

(B) submits written certification to the Financial Clerk of the Senate of the number of days of annual leave accrued by the employee for which payment is to be made under the written leave policy of the employing office; and

(2) there are sufficient funds to cover the lump sum payment.

(b) Rates

(1) A lump sum payment under this section shall not exceed the lesser of—

(A) twice the monthly rate of pay of the employee; or

(B) the product of the daily rate of pay of the employee and the number of days of accrued annual leave of the employee.

(2) The Secretary of the Senate shall determine the rates of pay of an employee under paragraph (1)(A) and (B) on the basis of the annual rate of pay of the employee in effect on the date of termination of employment.

(c) Source of payment

Any payment under this section shall be paid from the appropriation account or fund used to pay the employee.

(d) Reemployment refund

If an individual who received a lump sum payment under this section is reemployed as an employee of the Senate before the end of the period covered by the lump sum payment, the individual shall refund an amount equal to the applicable pay covering the period between the date of reemployment and the expiration of the lump sum period. Such amount shall be deposited to the appropriation account or fund used to pay the lump sum payment.

(e) Regulations

The Committee on Rules and Administration of the Senate may prescribe regulations to carry out this section.

(f) Definitions

In this section, the term—

(1) “employee of the Senate” means any employee whose pay is disbursed by the Secretary of the Senate, except that the term does not include a member of the Capitol Police or a civilian employee of the Capitol Police; and

(2) “head of the employing office” means any person with the final authority to appoint, hire, discharge, and set the terms, conditions, or privileges of the employment of an individual whose pay is disbursed by the Secretary of the Senate.

(Pub. L. 106-554, §1(a)(2) [title I, §6], Dec. 21, 2000, 114 Stat. 2763, 2763A-97.)

CODIFICATION

Section was formerly classified as a note under section 600 of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 2001, which is title I of the Legislative Branch Appropriations Act, 2001.

§ 4581. Aggregate gross compensation of employee of Senator of State with population under 5,000,000

(a) Notwithstanding the provisions of section 4575(d)(1) of this title, and except as otherwise provided in subparagraph (C) of such subsection (d)(1), the aggregate of gross compensation paid employees in the office of a Senator shall not exceed during each fiscal year \$1,012,083 if the population of his State is less than 5,000,000.

(b) Subsection (a) shall take effect October 1, 1991.

(Pub. L. 102-90, title I, §5, Aug. 14, 1991, 105 Stat. 450.)

CODIFICATION

Section was formerly classified to section 61-1c of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 1992, which is title I of the Legislative Branch Appropriations Act, 1992.

PART B—ADMINISTRATION

§ 4591. Vice President, Senators, officers, and employees paid by Secretary of Senate; payment of salary; advance payment

The compensation of the Vice President, Senators, and officers and employees, whose com-

penetration is disbursed by the Secretary of the Senate, shall be payable on the fifth day of the month following the month in which such compensation accrued, except that—

(1) Repealed. Pub. L. 97-51, §111(a)(1), Oct. 1, 1981, 95 Stat. 962;

(2) when such fifth or twentieth day falls on Saturday, Sunday, or on a legal holiday (including any holiday on which the banks of the District of Columbia are closed pursuant to law), such compensation shall be payable on the next preceding workday; and

(3) any part of such compensation accrued for any month may, in the discretion of the Secretary of the Senate, be paid prior to the day specified in the preceding provisions of this section.

For purposes of title 26 and for accounting and reporting purposes, disbursements made in accordance with this section on the fifth day of a month, or on the next preceding workday if such fifth day falls on Saturday, Sunday, or a legal holiday, shall be considered to have been made on the last day of the preceding month.

(Pub. L. 86-426, §1, Apr. 20, 1960, 74 Stat. 53; Pub. L. 92-136, §6, Oct. 11, 1971, 85 Stat. 378; Pub. L. 96-38, title I, §108(a), July 25, 1979, 93 Stat. 113; Pub. L. 97-51, §§111(a), 112(a), Oct. 1, 1981, 95 Stat. 962; Pub. L. 97-257, title I, §105(a), Sept. 10, 1982, 96 Stat. 849; Pub. L. 99-514, §2, Oct. 22, 1986, 100 Stat. 2095.)

CODIFICATION

Section was formerly classified to section 60c-1 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1986—Pub. L. 99-514 substituted “Internal Revenue Code of 1986” for “Internal Revenue Code of 1954”, which for purposes of codification was translated as “title 26” thus requiring no change in text.

1982—Pub. L. 97-257 inserted reference to the Vice President.

1981—Pub. L. 97-51 substituted “Senators and officers and employees” for “officers (other than Senators) and employees”, struck out cl. (1) which provided that all compensation for the month of December be payable on the twentieth of December, inserted “purposes of title 26 and for” after “For” in second sentence, and struck out provisions that, in cases in which officers or employees of the Senate died during the month of December and the full compensation of that officer or employee for that month had been disbursed by the Secretary of the Senate before the Secretary received notice of the death, no recovery could be made of any portion of the compensation so disbursed.

1979—Pub. L. 96-38 provided that, in cases in which officers or employees of the Senate die during the month of December and the full compensation of that officer or employee for that month has been disbursed by the Secretary of the Senate before the Secretary receives notice of the death, no recovery shall be made of any portion of the compensation so disbursed.

1971—Cl. (2). Pub. L. 92-136 inserted “(including any holiday on which the banks of the District of Columbia are closed pursuant to law)” after “holiday”.

EFFECTIVE DATE OF 1982 AMENDMENT

Pub. L. 97-257, title I, §105(c), Sept. 10, 1982, 96 Stat. 849, provided that: “Amendments and repeals made by the preceding provisions of this section [amending this section and section 104 of Title 3, The President] shall be effective in the case of compensation payable for months after December 1981.”

EFFECTIVE DATE OF 1981 AMENDMENT

Pub. L. 97-51, §111(b), Oct. 1, 1981, 95 Stat. 962, provided that: "The amendments made by subsection (a) [amending this section] shall be effective in the case of compensation payable for months after December 1982."

Amendment by section 112(a) of Pub. L. 97-51 effective in the case of compensation payable for months after December 1981, see section 112(e) of Pub. L. 97-51, set out as an Effective Date of 1981 Amendment note under section 6301 of this title.

EFFECTIVE DATE OF 1979 AMENDMENT

Pub. L. 96-38, title I, §108(b), July 25, 1979, 93 Stat. 113, provided that: "The amendment made by subsection (a) [amending this section] shall take effect on October 1, 1978."

EFFECTIVE DATE OF 1971 AMENDMENT

Pub. L. 92-136, §9(b), Oct. 11, 1971, 85 Stat. 378, provided that: "Sections 4 and 6 of this Act [enacting former section 60c-2 of this title and amending this section] shall become effective as of July 1, 1971."

EFFECTIVE DATE

Pub. L. 86-426, §3, Apr. 20, 1960, 74 Stat. 54, provided that: "This joint resolution [enacting this section and amending former sections 60d, 60e, and 60e-1 of this title] shall be effective with respect to compensation accruing on or after the first day of the month following the month in which it is enacted [Apr. 1, 1960]."

§ 4592. Payment of sums due deceased Senators and Senate personnel

Under regulations prescribed by the Secretary of the Senate, a person serving as a Senator or officer or employee whose compensation is disbursed by the Secretary of the Senate may designate a beneficiary or beneficiaries to be paid any unpaid balance of salary or other sums due such person at the time of his death. When any person dies while so serving, any such unpaid balance shall be paid by the disbursing officer of the Senate to the designated beneficiary or beneficiaries. If no designation has been made, such unpaid balance shall be paid to the widow or widower of that person, or if there is no widow or widower, to the next of kin or heirs at law of that person.

Section 50 of the Revised Statutes¹ shall not be effective as to persons included within the foregoing.

(Jan. 6, 1951, ch. 1213, Ch. I, §1, 64 Stat. 1224; Pub. L. 92-607, ch. V, §503, Oct. 31, 1972, 86 Stat. 1505.)

REFERENCES IN TEXT

Section 50 of the Revised Statutes, referred to in text, was classified to section 38 of this title and was repealed by Pub. L. 104-186, title II, §203(4), Aug. 20, 1996, 110 Stat. 1725. See section 5305 of this title.

CODIFICATION

Section was formerly classified to section 36a of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1972—Pub. L. 92-607 inserted provisions for designation of a beneficiary by Senators and officers and employees whose compensation is disbursed by Secretary of Senate to whom shall be paid any unpaid balance of salary or other sums due such person at time of death.

¹See References in Text note below.

§ 4593. Waiver by Secretary of Senate of claims of United States arising out of erroneous payments to Vice President, Senator, or Senate employee paid by Secretary of Senate

(a) Waiver of claim for erroneous payment of pay or allowances

A claim of the United States against a person arising out of an erroneous payment of any pay or allowances, other than travel and transportation expenses and allowances, on or after July 25, 1974, to the Vice President, a Senator, or to an officer or employee whose pay is disbursed by the Secretary of the Senate, the collection of which would be against equity and good conscience and not in the best interests of the United States, may be waived in whole or in part by the Secretary of the Senate. An application for waiver shall be investigated by the Financial Clerk of the Senate who shall submit a written report of his investigation to the Secretary of the Senate. An application for waiver of a claim in an amount aggregating more than \$1,500 may also be investigated by the Comptroller General of the United States who shall submit a written report of his investigation to the Secretary of the Senate.

(b) Prohibition of waiver

The Secretary of the Senate may not exercise his authority under this section to waive any claim—

(1) if, in his opinion, there exists, in connection with the claim, an indication of fraud, misrepresentation, fault, or lack of good faith on the part of the Vice President, the Senator, the officer or employee, or any other person having an interest in obtaining a waiver of the claim; or

(2) if the application for waiver is received in his office after the expiration of 3 years immediately following the date on which the erroneous payment of pay or allowances was discovered.

(c) Credit for waiver

In the audit and settlement of accounts of any accountable officer or official, full credit shall be given for any amounts with respect to which collection by the United States is waived under this section.

(d) Effect of waiver

An erroneous payment, the collection of which is waived under this section, is deemed a valid payment for all purposes.

(e) Construction with other laws

This section does not affect any authority under any other law to litigate, settle, compromise, or waive any claim of the United States.

(f) Rules and regulations

The Secretary of the Senate shall promulgate rules and regulations to carry out the provisions of this section.

(Pub. L. 93-359, §2, July 25, 1974, 88 Stat. 394; Pub. L. 103-69, title III, §315, Aug. 11, 1993, 107 Stat. 713; Pub. L. 104-316, title I, §102(b), Oct. 19, 1996, 110 Stat. 3828.)

CODIFICATION

Section was formerly classified to section 130c of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Subsec. (a). Pub. L. 104-316 in first sentence struck out “, if the claim is not the subject of an exception made by the Comptroller General in the account of any accountable officer or official” after “in part by the Secretary of the Senate”, and in third sentence substituted “\$1,500 may also” for “\$1,500 shall also”.

1993—Subsec. (a). Pub. L. 103-69 substituted “\$1,500” for “\$500”.

EFFECTIVE DATE OF 1996 AMENDMENT

Pub. L. 104-316, title I, §101(e), Oct. 19, 1996, 110 Stat. 3827, provided that:

“(1) IN GENERAL.—Except as provided in paragraph (2), this title [see Tables for classification] shall take effect on the date of enactment of this Act [Oct. 19, 1996].

“(2) EXCEPTIONS.—Sections 103(d), 105(b), and 116 [amending section 5584 of Title 5, Government Organization and Employees, section 2774 of Title 10, Armed Forces, and section 716 of Title 32, National Guard] shall take effect 60 days after the date of enactment of this Act.”

§ 4594. Withholding and remittance of State income tax by Secretary of Senate

(a) Agreement by Secretary with appropriate State official; covered individuals

Whenever—

(1) the law of any State provides for the collection of an income tax by imposing upon employers generally the duty of withholding sums from the compensation of employees and remitting such sums to the authorities of such State; and

(2) such duty to withhold is imposed generally with respect to the compensation of employees who are residents of such State;

then the Secretary of the Senate is authorized, in accordance with the provisions of this section, to enter into an agreement with the appropriate official of that State to provide for the withholding and remittance of sums for individuals—

(A) whose pay is disbursed by the Secretary; and

(B) who request the Secretary to make such withholdings for remittance to that State.

(b) Number of remittances authorized

Any agreement entered into under subsection (a) of this section shall not require the Secretary to remit such sums more often than once each calendar quarter.

(c) Requests by individuals of Secretary for withholding and remittance; amount of withholding; number and effective date of requests; change of designated State; revocation of request; rules and regulations

(1) An individual whose pay is disbursed by the Secretary may request the Secretary to withhold sums from his pay for remittance to the appropriate authorities of the State that he designates. Amounts of withholdings shall be made in accordance with those provisions of the law of that State which apply generally to withholding by employers.

(2) An individual may have in effect at any time only one request for withholdings, and he may not have more than two such requests in effect with respect to different States during any one calendar year. The request for withholdings is effective on the first day of the first month commencing after the day on which the request is received in the Disbursing Office of the Senate, except that—

(A) when the Secretary first enters into an agreement with a State, a request for withholdings shall be effective on such date as the Secretary may determine; and

(B) when an individual first receives an appointment, the request shall be effective on the day of appointment, if the individual makes the request at the time of appointment.

(3) An individual may change the State designated by him for the purposes of having withholdings made and request that the withholdings be remitted in accordance with such change, and he may also revoke his request for withholdings. Any change in the State designated or revocation is effective on the first day of the first month commencing after the day on which the request for change or the revocation is received in the Disbursing Office.

(4) The Secretary is authorized to issue rules and regulations he considers appropriate in carrying out this subsection.

(d) Time or times of agreements by Secretary

The Secretary may enter into agreements under subsection (a) of this section at such time or times as he considers appropriate.

(e) Provisions as not imposing duty, burden, requirement or penalty on United States, Senate, or any officer or employee of United States; effect of filing paper, form, or document with Secretary

This section imposes no duty, burden, or requirement upon the United States, the Senate, or any officer or employee of the United States, except as specifically provided in this section. Nothing in this section shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the Senate, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section. Any paper, form, or document filed with the Secretary under this section is a paper of the Senate within the provisions of rule XXX of the Standing Rules of the Senate.

(f) “State” defined

For the purposes of this section, “State” means any of the States of the United States and the District of Columbia.

(Pub. L. 93-371, §2, Aug. 13, 1974, 88 Stat. 427.)

REFERENCES IN TEXT

The Standing Rules of the Senate, referred to in subsection (e), were revised in 1979 and 2000. Provisions relating to withdrawal of papers from the files of the Senate which were formerly contained in Rule XXX of the Standing Rules of the Senate are contained in Rule XI of the Standing Rules of the Senate.

CODIFICATION

Section was formerly classified to section 60c-3 of this title prior to editorial reclassification and renumbering as this section.

§ 4595. Payment for unaccrued leave

(a) In general

The Financial Clerk of the Senate is authorized to accept from an individual whose pay is disbursed by the Secretary of¹ Senate a payment representing pay for any period of unaccrued annual leave used by that individual, as certified by the head of the employing office of the individual making the payment.

(b) Withholding

The Financial Clerk of the Senate is authorized to withhold the amount referred to in subsection (a) from any amount which is disbursed by the Secretary of the Senate and which is due to or on behalf of the individual described in subsection (a).

(c) Deposit

Any payment accepted under this section shall be deposited in the general fund of the Treasury as miscellaneous receipts.

(d) “Head of the employing office” defined

As used in this section, the term “head of the employing office” means any person with the final authority to appoint, hire, discharge, and set the terms, conditions, or privileges of the employment of an individual whose pay is disbursed by the Secretary of the Senate.

(e) Applicability

This section shall apply to fiscal year 1996 and each fiscal year thereafter.

(Pub. L. 104-197, title I, §9, Sept. 16, 1996, 110 Stat. 2398.)

CODIFICATION

Section was formerly classified to section 60p of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 1997, which is title I of the Legislative Branch Appropriations Act, 1997.

CHAPTER 47—CONGRESSIONAL ETHICS

SUBCHAPTER I—GENERAL

- Sec. 4701. Subletting duties of employees of Senate or House.
- 4702. Notification of post-employment restrictions for Members of Congress and employees.

SUBCHAPTER II—HOUSE OF REPRESENTATIVES

- 4711. Committee on Standards of Official Conduct of House of Representatives.
- 4712. Posting of travel and financial disclosure reports on public website of Clerk of the House of Representatives.
- 4713. Reporting payments made to witnesses before Committee on Standards of Official Conduct.

SUBCHAPTER III—SENATE

- 4721. Referral of ethics violations by Senate Ethics Committee to Government Accountability Office for investigation.
- 4722. Mandatory Senate ethics training for Members and staff.
- 4723. Annual report by Select Committee on Ethics.

¹ So in original. Probably should be followed by “the”.

- Sec. 4724. Amendment to Senate conflict of interest rule.
- 4725. Gifts and travel.
- 4726. Guidelines relating to restrictions on registered lobbyist participation in travel and disclosure.
- 4727. Senate privately paid travel public website.
- 4728. Notification of post-employment restrictions for Senators and employees.

SUBCHAPTER I—GENERAL

§ 4701. Subletting duties of employees of Senate or House

No employee of Congress, either in the Senate or House, shall sublet to, or hire, another to do or perform any part of the duties or work attached to the position to which he was appointed.

(Mar. 2, 1895, ch. 177, §1, 28 Stat. 771.)

CODIFICATION

Section was formerly classified to section 101 of this title prior to editorial reclassification and renumbering as this section.

§ 4702. Notification of post-employment restrictions for Members of Congress and employees

(a) Notification of post-employment restrictions

After a Member of Congress or an elected officer of either House of Congress leaves office, or after the termination of employment with the House of Representatives or the Senate of an employee who is covered under paragraph (2), (3), (4), or (5) of section 207(e) of title 18, the Clerk of the House of Representatives, after consultation with the Committee on Standards of Official Conduct, or the Secretary of the Senate, as the case may be, shall notify the Member, officer, or employee of the beginning and ending date of the prohibitions that apply to the Member, officer, or employee under section 207(e) of that title.

(b) Posting on Internet

The Clerk of the House of Representatives, with respect to notifications under subsection (a) relating to Members, officers, and employees of the House, and the Secretary of the Senate, with respect to such notifications relating to Members, officers, and employees of the Senate, shall post the information contained in such notifications on the public Internet site of the Office of the Clerk or the Secretary of the Senate, as the case may be, in a format that, to the extent technically practicable, is searchable, sortable, and downloadable.

(Pub. L. 110-81, title I, §103, Sept. 14, 2007, 121 Stat. 739.)

CODIFICATION

Section was formerly classified to section 104d of this title prior to editorial reclassification and renumbering as this section.

CHANGE OF NAME

Committee on Standards of Official Conduct of House of Representatives changed to Committee on Ethics of House of Representatives by House Resolution No. 5, One Hundred Twelfth Congress, Jan. 5, 2011.