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| <p>Sec.
55. United States Code Annotated or United States Code Service; procurement for Senators.</p> <p>56. Repealed.</p> <p>57. Adjustment of House of Representatives allowances by Committee on House Oversight.
(a) In general.
(b) Provision specified.
(c) “Member of the House of Representatives” defined.</p> <p>57a. Limitation on allowance authority of Committee on House Oversight.
(a) In general.
(b) Resolution requirement.
(c) Provision specified.</p> <p>57b. Representational allowance for Members of House of Representatives.
(a) In general.
(b) Merger.
(c) “Member of the House of Representatives” defined.
(d) Regulations.
(e) Effective Date.</p> <p>58. Mail, telegraph, telephone, stationery, office supplies, and home State office and travel expenses for Senators.
(a) Authorization for payment from Senate contingent fund.
(b) Limits for authorized expenses; recalculation formula.
(c), (d) Repealed.
(e) Transportation, essential travel-related expenses, and per diem expenses; coverage; limitations; amounts.
(f) Omitted.
(g) Closing of deceased Senator’s State offices.
(h) Individuals serving on panels or other bodies recommending nominees for Federal judgeships, service academies, United States Attorneys, or United States Marshals.
(i) Authorization of Secretary of Senate to pay reimbursable expenses.
(j) Advances from Senate contingent fund for travel expenses for official business trips; vouchers; settlement.</p> <p>58a. Telecommunications services for Senators; payment of costs out of contingent fund.</p> <p>58a-1. Payment for telecommunications equipment and services; definitions.</p> <p>58a-2. Certification of telecommunications equipment and services as official.
(a) Regulations issued by Committee on Rules and Administration.
(b) Equipment and services provided on reimbursable basis.
(c) Establishment of reasonable charges.
(d) Disposition of moneys received.
(e) Committee authority to classify or reclassify equipment and services.</p> <p>58a-3. Report on telecommunications to Committee on Rules and Administration.</p> <p>58a-4. Metered charges on copiers; “Sergeant at Arms” and “user” defined; certification of services and equipment as official; deposit of payments; availability for expenditure.</p> <p>58b. Repealed.</p> <p>58c. Senators’ Official Personnel and Office Expense Account.</p> <p>58c-1. Repealed.</p> <p>59. Home State office space for Senators; lease of office space.
(a) Procurement by Sergeant at Arms of Senate in places designated by Senator; places subject to use; lease of office space.</p> | <p>Sec.</p> <p>(b) Maximum amount of aggregate square feet for each Senator.</p> <p>(c) Maximum annual rental rate; maximum aggregate amount for acquisition of furniture, equipment, and other office furnishings.</p> <p>(d) Senators subject to maximum amount of aggregate square feet and maximum annual rental rate.</p> <p>(e) Omitted.
(f) Mobile office.
(g) Effective date.</p> <p>59-1. Additional home State office space for Senators; declaration of disaster or emergency.</p> <p>59a. Repealed.</p> <p>59b. Purchase of office equipment or furnishings by Senators.
(a) Authorization; conditions.
(b) Request by Senator and arrangement for purchase by Sergeant at Arms of Senate; regulations governing purchase; price.
(c) Remittance of amounts received to General Services Administration; disposition.</p> <p>59c. Transferred.</p> <p>59d. Transportation of official records and papers to House Members’ district.
(a) Payment of reasonable expenses from applicable accounts of House; rules and regulations.
(b) “Member of the House of Representatives” and “official records and papers” defined.</p> <p>59e. Official mail of persons entitled to use congressional frank.
(a) Congressional committee regulations for expenditure of appropriations for official mail.
(b) Postmaster General functions.
(c) Source of funds for expenses of official mail.
(d) Maintenance or use of unofficial office accounts or defrayal of official expenses from certain funds prohibited.
(e) Official Mail Allowance in House of Representatives.
(f) Mass mailing; submission of samples or description of proposed mail matter; advisory opinion.
(g) “Member of the House of Representatives” and “person entitled to use the congressional frank” defined.
(h) Omitted.
(i) Effective date.</p> <p>59f. Mass mailings by Senate offices; quarterly statements; publication of summary tabulations.</p> <p>59g. Mass mailing of information by Senators under frank; quarterly registration with Secretary of Senate.</p> <p>59h. Mass mailing sent by House Members.
(a) Notice that mailing is at taxpayer expense.
(b) Publication of each Member’s total expense and amount.
(c) Regulations.
(d) Definitions.
(e) Applicability.</p> |
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§ 31. 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.

PRIOR PROVISIONS

A prior section 31, acts Feb. 26, 1907, ch. 1635, §4, 34 Stat. 993; Mar. 4, 1925, ch. 549, §4, 43 Stat. 1301; May 17, 1932, ch. 190, 47 Stat. 158, related to compensation of Members of Congress, prior to enactment of act Aug. 2, 1946.

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

Section 101 of Pub. L. 103-356 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

Section 5 of act Mar. 2, 1955, provided that: “The provisions of this Act [amending this section, section 101 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

Section 601(a) of act Aug. 2, 1946, provided that the salary rates provided by such section 601(a) are effective Jan. 3, 1947.

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

Section 201 of title II of Pub. L. 88-426 provided that: “This title [enacting sections 61a, 61a-2, 61d, 61e, 60e-11, 84-2, 136a, 136b, and 273 of this title, sections 42a and 51a of former Title 31, Money and Finance, sections 162a, 166b, and 166b-1 of Title 40, Public Buildings, Property, and Works, and section 39a of former Title 44, Public Printing and Documents, amending this section and section 72a of this title, and enacting provisions set out as notes under this section and sections 60a-1 and 60f of this title] may be cited as the ‘Federal Legislative Salary Act of 1964.’”

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

Pub. L. 97-51, §130(c), Oct. 1, 1981, 95 Stat. 966, provided that: “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.”

SALARY INCREASES

1999—Ex. Ord. No. 13106, Dec. 7, 1998, 63 F.R. 68151, set out as a note under section 5332 of Title 5, Government Organization and Employees, provided for the adjustment of pay rates effective Jan. 1, 1999.

1998—Ex. Ord. No. 13071, Dec. 29, 1997, 62 F.R. 68521, which provided for the adjustment of pay rates effective Jan. 1, 1998, was superseded by Ex. Ord. No. 13106, Dec. 7, 1998, 63 F.R. 68151, set out as a note under section 5332 of Title 5.

1997—Ex. Ord. No. 13033, Dec. 27, 1996, 61 F.R. 68987, which provided for the adjustment of pay rates effective Jan. 1, 1997, was superseded by Ex. Ord. No. 13071, Dec. 29, 1997, 62 F.R. 68521, formerly set out as a note under section 5332 of Title 5.

1996—Ex. Ord. No. 12984, Dec. 28, 1995, 61 F.R. 237, which provided for the adjustment of pay rates effective Jan. 1, 1996, was superseded by Ex. Ord. No. 13033, Dec. 27, 1996, 61 F.R. 68987, formerly set out as a note under section 5332 of Title 5.

1995—Ex. Ord. No. 12944, Dec. 28, 1994, 60 F.R. 309, which provided for the adjustment of pay rates effective

Jan. 1, 1995, was superseded by Ex. Ord. No. 12984, Dec. 28, 1995, 61 F.R. 237, formerly set out as a note under section 5332 of Title 5.

1994—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)), 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.”

1993—Ex. Ord. No. 12826, Dec. 30, 1992, 57 F.R. 62909, which provided for the adjustment of pay rates effective Jan. 1, 1993, was superseded by Ex. Ord. No. 12944, Dec. 28, 1994, 60 F.R. 309, formerly set out as a note under section 5332 of Title 5, Government Organization and Employees.

1992—Ex. Ord. No. 12786, Dec. 26, 1991, 56 F.R. 67453, which provided for the adjustment of pay rates effective Jan. 1, 1992, was superseded by Ex. Ord. No. 12826, Dec. 30, 1992, 57 F.R. 62909, formerly set out as a note under section 5332 of Title 5.

1991—Ex. Ord. No. 12736, Dec. 12, 1990, 55 F.R. 51385, which provided for the adjustment of pay rates effective Jan. 1, 1991, was superseded by Ex. Ord. No. 12786, Dec. 26, 1991, 56 F.R. 67453, formerly set out as a note under section 5332 of Title 5.

1990—Ex. Ord. No. 12698, Dec. 23, 1989, 54 F.R. 53473, which provided for adjustments of pay rates effective Jan. 1, 1990, and Jan. 31, 1990, was superseded by Ex. Ord. No. 12736, Dec. 12, 1990, 55 F.R. 51385, formerly set out as a note under section 5332 of Title 5.

1989—Pub. L. 101-194, title VII, §703(a)(2), Nov. 30, 1989, 103 Stat. 1768, set out as a note under section 5318 of Title 5, provided that effective Jan. 1, 1991, the rate of basic pay for the offices and positions under 2 U.S.C. 356(A) and (B) shall be increased in the amount of 25 percent of their respective rates (as last in effect before the increase), except that this shall not affect the rate of basic pay for a Senator, the President pro tempore of the Senate, or the majority leader or the minority leader of the Senate.

Ex. Ord. No. 12663, Jan. 6, 1989, 54 F.R. 791, which provided for the adjustment of pay rates effective Jan. 1, 1989, was superseded by Ex. Ord. No. 12698, Dec. 23, 1989, 54 F.R. 53473, formerly set out as a note under section 5332 of Title 5.

1988—Ex. Ord. No. 12622, Dec. 31, 1987, 53 F.R. 222, which provided for the adjustment of pay rates effective Jan. 1, 1988, was superseded by Ex. Ord. No. 12663, Jan. 6, 1989, 54 F.R. 791, formerly set out as a note under section 5332 of Title 5.

1987—Salary of Speaker of House of Representatives increased to \$115,000 per annum; salaries of President pro tempore of Senate, majority leader and minority leader of Senate, and majority leader and minority leader of House of Representatives increased to \$99,500 per annum; and salaries of Senators, Members of House of Representatives, Delegates to House of Representatives, and Resident Commissioner from Puerto Rico increased to \$89,500 per annum, on recommendation of the President of the United States, effective Mar. 1, 1987, set out as a note under section 358 of this title.

Ex. Ord. No. 12578, Dec. 31, 1986, 52 F.R. 505, which provided for the adjustment of pay rates effective Jan. 1, 1987, was superseded by Ex. Ord. No. 12622, Dec. 31, 1987, 53 F.R. 222, formerly set out as a note under section 5332 of Title 5, Government Organization and Employees.

1985—Ex. Ord. No. 12496, Dec. 28, 1984, 50 F.R. 211, as amended by Ex. Ord. No. 12540, Dec. 30, 1985, 51 F.R. 577, which provided for the adjustment of pay rates effective Jan. 1, 1985, was superseded by Ex. Ord. No. 12578, Dec. 31, 1986, 52 F.R. 505, formerly set out as a note under section 5332 of Title 5.

1984—Ex. Ord. No. 12456, Dec. 30, 1983, 49 F.R. 347, as amended by Ex. Ord. No. 12477, May 23, 1984, 49 F.R. 22041; Ex. Ord. No. 12487, Sept. 14, 1984, 49 F.R. 36493, which provided for the adjustment of pay rates effective Jan. 1, 1984, was superseded by Ex. Ord. No. 12496, Dec. 28, 1984, 50 F.R. 211, as amended by Ex. Ord. No. 12540, Dec. 30, 1985, 51 F.R. 577, formerly set out as a note under section 5332 of Title 5.

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.

1982—Ex. Ord. No. 12387, Oct. 8, 1982, 47 F.R. 44981, which provided for the adjustment of pay rates effective Oct. 1, 1982, was superseded by Ex. Ord. No. 12456, Dec. 30, 1983, 49 F.R. 347, as amended by Ex. Ord. No. 12477, May 23, 1984, 49 F.R. 22041; Ex. Ord. No. 12487, Sept. 14, 1984, 49 F.R. 36493, formerly set out as a note under section 5332 of Title 5.

Maximum rates payable after Dec. 17, 1982, increased from \$60,662.50, \$68,575.00, and \$79,125.00 to \$69,800.00, \$78,900.00, and \$91,000.00, respectively, except for Senators, see Pub. L. 97-377, title I, §129(b)-(d), Dec. 21, 1982, 96 Stat. 1914, set out as a note under section 5318 of Title 5.

Limitations on use of funds for fiscal year ending Sept. 30, 1983, appropriated by any Act to pay the salary or pay of any individual in legislative, executive, or judicial branch in position equal to or above level V of the Executive Schedule, see section 101(e) of Pub. L. 97-276, as amended, set out as a note under section 5318 of Title 5.

1981—Ex. Ord. No. 12330, Oct. 15, 1981, 46 F.R. 50921, which provided for the adjustment of pay rates effective Oct. 1, 1981, was superseded by Ex. Ord. No. 12387, Oct. 8, 1982, 47 F.R. 44981, formerly set out as a note under section 5332 of Title 5.

Limitations on use of funds for fiscal year ending Sept. 30, 1982, appropriated by any Act to pay the salary or pay of any individual in legislative, executive, or judicial branch in position equal to or above level V of the Executive Schedule, see sections 101(g) and 141 of Pub. L. 97-92, set out as a note under section 5318 of Title 5.

1980—Ex. Ord. No. 12248, Oct. 16, 1980, 45 F.R. 69199, which provided for the adjustment of pay rates effective Oct. 1, 1980, was superseded by Ex. Ord. No. 12330, Oct. 15, 1981, 46 F.R. 50921, formerly set out as a note under section 5332 of Title 5.

Limitations on use of funds for fiscal year ending Sept. 30, 1981, appropriated by any Act to pay the salary or pay of any individual in legislative, executive, or judicial branch in position equal to or above Level V of the Executive Schedule, see section 101(c) of Pub. L. 96-536, as amended, set out as a note under section 5318 of Title 5.

1979—Ex. Ord. No. 12165, Oct. 9, 1979, 44 F.R. 58761, as amended by Ex. Ord. No. 12200, Mar. 12, 1980, 45 F.R. 16443, which provided for the adjustment of pay rates effective Oct. 1, 1979, was superseded by Ex. Ord. No. 12248, Oct. 16, 1980, 45 F.R. 69199, formerly set out as a note under section 5332 of Title 5.

Applicability to funds appropriated by any Act for fiscal year ending Sept. 30, 1980, of limitation of section 304 of Pub. L. 95-391 on use of funds to pay the salary

or pay of any individual in legislative, executive, or judicial branch in position equal to or above Level V of the Executive Schedule, see section 101 of Pub. L. 96-86, set out as a note under section 5318 of Title 5.

1978—Ex. Ord. No. 12087, Oct. 7, 1978, 43 F.R. 46823, which provided for the adjustment of pay rates effective Oct. 1, 1978, was superseded by Ex. Ord. No. 12165, Oct. 9, 1979, 44 F.R. 58671, formerly set out as a note under section 5332 of Title 5.

Limitations on use of funds for fiscal year ending Sept. 30, 1979, appropriated by any Act to pay the salary or pay of any individual in legislative, executive, or judicial branch in position equal to or above Level V of the Executive Schedule, see section 304 of Pub. L. 95-391 and section 613 of Pub. L. 95-429, set out as a note under section 5318 of Title 5.

1977—Salary of Speaker of House of Representatives increased to \$75,000 per annum; salaries of President pro tempore of Senate, majority leader and minority leader of Senate, and majority leader and minority leader of House of Representatives increased to \$65,000 per annum; and salaries of Senators, Members of House of Representatives, Delegate to House of Representatives and Resident Commissioner from Puerto Rico increased to \$57,500 per annum, on recommendation of the President of the United States effective at the beginning of the first pay period beginning after the 30th day following Jan. 17, 1977, set out as a note under section 358 of this title.

Pub. L. 95-66, §1(2), July 11, 1977, 91 Stat. 270, set out as a note under section 5318 of Title 5, Government Organization and Employees, provided that the first adjustment which, but for the enactment of Pub. L. 95-66, would have been made in the annual rate of pay for Members of Congress under paragraph (2) of this section after July 11, 1977, would not take effect.

1976—Ex. Ord. No. 11941, Oct. 1, 1976, 41 F.R. 43899, as amended by Ex. Ord. No. 11943, Oct. 25, 1976, 41 F.R. 47213, which provided for the adjustment of pay rates effective Oct. 1, 1976, was superseded by Ex. Ord. No. 12010, Sept. 28, 1977, 42 F.R. 52365, formerly set out as a note under section 5332 of Title 5.

1975—Ex. Ord. No. 11883, Oct. 6, 1975, 40 F.R. 47091, which provided for the adjustment of pay rates effective Oct. 1, 1975, was superseded by Ex. Ord. No. 11941, Oct. 1, 1976, 41 F.R. 43899, as amended by Ex. Ord. No. 11943, Oct. 25, 1976, 41 F.R. 47213, formerly set out as a note under section 5332 of Title 5.

1969—Salaries of Senators, Members of House of Representatives, and Resident Commissioner from Puerto Rico increased to \$42,500, on recommendation of the President of the United States, effective at beginning of first pay period beginning after the 30th day following Jan. 15, 1969, set out as a note under section 358 of this title.

COMMISSION ON JUDICIAL AND CONGRESSIONAL SALARIES

Act Aug. 7, 1953, ch. 353, 67 Stat. 485, which established a Commission to determine appropriate rates of salaries for justices and judges of courts of United States and for Vice President, Speaker of House of Representatives, and Members of Congress, was repealed by Pub. L. 89-554, §8(a), Sept. 6, 1966, 80 Stat. 657.

CROSS REFERENCES

Claims for overpayment of pay or allowances to Senators, see section 130c of this title.

Expense allowance of Speaker of House of Representatives, see section 31b of this title.

Retirement pay, see section 8331 et seq., of Title 5, Government Organization and Employees.

§ 31-1. Repealed. Pub. L. 102-90, title I, §6(c), Aug. 14, 1991, 105 Stat. 451

Section, Pub. L. 98-63, title I, §908(a)-(c), July 30, 1983, 97 Stat. 337, 338; Pub. L. 99-190, §137, Dec. 19, 1985, 99 Stat. 1323; Pub. L. 101-194, title VI, §601(b)(2), title XI, §1101(b), Nov. 30, 1989, 103 Stat. 1762, 1782; Pub. L.