

plies 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, 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 Appropriations Act, 1968, as amended [subsec. (e)(3) of this section], 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.

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 43d, 58, 61-1a, 61-1c of this title.

#### § 61-1a. 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 61-1(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 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.

#### § 61-1b. 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 “Salaries, 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 is from the Congressional Operations Appropriation Act, 1985, which is title I of the Legislative Branch Appropriations Act, 1985.

#### § 61-1c. Aggregate gross compensation of employee of Senator of State with population under 5,000,000

(a) Notwithstanding the provisions of section 61-1(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) of this section shall take effect October 1, 1991.

(Pub. L. 102-90, title I, § 5, Aug. 14, 1991, 105 Stat. 450.)

#### CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1992, which is title I of the Legislative Branch Appropriations Act, 1992.

**§ 61–2. Omitted**

## CODIFICATION

Section, Pub. L. 90–206, title II, §214(g)–(i), Dec. 16, 1967, 81 Stat. 636, provided for an increase in annual rate of gross compensation for pay periods after Dec. 16, 1967, for certain employees whose compensation is disbursed by Secretary of Senate and Clerk of House of Representatives.

**§ 61a. Compensation of Secretary of Senate**

The Secretary of the Senate shall be paid at an annual rate of compensation of \$40,000.

(Pub. L. 88–426, title II, §203(g), Aug. 14, 1964, 78 Stat. 415; Pub. L. 93–371, §4, Aug. 13, 1974, 88 Stat. 429; Pub. L. 94–59, title I, §105, July 25, 1975, 89 Stat. 275.)

## PRIOR PROVISIONS

A prior section 61a, act Aug. 5, 1955, ch. 568, §1, 69 Stat. 499, prescribed gross annual compensation of Secretary of Senate.

## AMENDMENTS

1975—Pub. L. 94–59 substituted “an annual rate of compensation of \$40,000” for “a rate of \$38,760 per annum”.

1974—Pub. L. 93–371 increased the annual rate of compensation from \$27,500 to \$38,760.

## EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided that the increase in the Secretary’s rate of compensation to \$40,000 is effective July 1, 1975.

## EFFECTIVE DATE OF 1974 AMENDMENT

Section 4 of Pub. L. 93–371 provided in part that: “This paragraph [enacting sections 61h, 61h–1, 63a, and 64a–1 of this title, amending this section and sections 61a–3, 61b, 61e, 61g, 61j, and 273 of this title, and enacting provisions set out as notes under this section and sections 61–1 and 274 of this title] is effective July 1, 1974.”

## EFFECTIVE DATE

Section effective first day of first pay period which begins on or after July 1, 1964, except to the extent provided in section 501(c) of Pub. L. 88–426, see section 501 of Pub. L. 88–426.

## 1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Section 4 of Pub. L. 93–371, eff. July 1, 1974, provided in part that: “This paragraph 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 [section 60a–1 of this title].”

## INCREASES IN COMPENSATION

Increases in compensation of Secretary of Senate under authority of Federal Salary Act of 1967 (Pub. L. 90–206) and Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of President pro tempore of the Senate, set out as notes under that section.

 **§§ 61a–1, 61a–2. Omitted**

## CODIFICATION

Section 61a–1, acts June 27, 1956, ch. 453, §101, 70 Stat. 356; July 9, 1971, Pub. L. 92–51, §101, 85 Stat. 125, pro-

vided for rate of compensation of Chief Clerk of Senate which office was superseded by Assistant Secretary of Senate.

Section 61a–2, Pub. L. 88–426, title II, §202(i), Aug. 14, 1964, 78 Stat. 414; Pub. L. 95–94, title I, §108(a), Aug. 5, 1977, 91 Stat. 661, provided for rate of compensation for Postmaster and Assistant Postmaster of Senate. See section 61f–7 of this title which abolished all statutory positions in Office of Sergeant at Arms and Doorkeeper of Senate, with specified exceptions, effective Oct. 1, 1981, and authorized Sergeant at Arms and Doorkeeper of Senate to appoint and fix compensation of such employees as appropriate.

**§ 61a–3. Compensation of Assistant Secretary of Senate**

The Assistant Secretary of the Senate may be paid at a maximum annual rate of compensation not to exceed \$39,000.

(Pub. L. 91–145, Dec. 12, 1969, 83 Stat. 340; Pub. L. 93–371, §4, Aug. 13, 1974, 88 Stat. 429; Pub. L. 94–59, title I, §105, July 25, 1975, 89 Stat. 275.)

## AMENDMENTS

1975—Pub. L. 94–59 substituted “\$39,000” for “\$37,620”, effective July 1, 1975.

1974—Pub. L. 93–371 substituted provision setting maximum annual rate of compensation of Assistant Secretary at not to exceed \$37,620, for provisions authorizing Secretary of Senate to fix the compensation of Assistant Secretary at not to exceed \$11,826 per annum, effective July 1, 1974.

## CHANGE OF NAME

Assistant Secretary of the Senate deemed successor in references to Chief Clerk of Senate in all laws, rules, resolutions, and orders, effective July 1, 1971, under provisions of Pub. L. 92–51, July 9, 1971, 85 Stat. 125.

## 1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President pro tempore of the Senate authorizing higher rate of compensation or any authority of the President pro tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 4 of Pub. L. 93–371, set out in part as a note under section 61a of this title.

## INCREASES IN COMPENSATION

Increases in compensation of Assistant Secretary of the Senate under authority of Federal Salary Act of 1967 (Pub. L. 90–206) and Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of President pro tempore of the Senate, set out as notes under that section.

**§ 61a–4. Repealed. Pub. L. 93–145, Nov. 1, 1973, 87 Stat. 531**

Section, Pub. L. 91–145, Dec. 12, 1969, 83 Stat. 340; Pub. L. 91–382, Aug. 18, 1970, 84 Stat. 807, provided for appointment and salary of a Comptroller of the Senate and a secretary to the Comptroller.

## EFFECTIVE DATE OF REPEAL

Pub. L. 93–145 provided that the repeal is effective July 1, 1973.

**§ 61a–4a. Omitted**

## CODIFICATION

Section, Pub. L. 92–342, §101, July 10, 1972, 86 Stat. 433, authorized Comptroller of Senate to appoint and fix