

§ 64b. Death, resignation, or disability of Secretary of Senate; Assistant Secretary of Senate to act as Secretary; written designation of absent status

In the event of the death, resignation, or disability of the Secretary of the Senate, the Assistant Secretary of the Senate shall act as Secretary in carrying out the duties and responsibilities of that office in all matters until such time as a new Secretary shall have been elected and qualified or such disability shall have been ended. For purposes of this section and section 64a of this title, the Secretary of the Senate shall be considered as disabled only during such period of time as the Majority and Minority Leaders and the President pro tempore of the Senate certify jointly to the Senate that the Secretary is unable to perform his duties. In the event that the Secretary of the Senate is absent or is to be absent for reasons other than disability (as provided in this paragraph), and makes a written designation that he is or will be so absent, the Assistant Secretary shall act during such absence as the Secretary in carrying out the duties and responsibilities of the office in all matters. The designation may be revoked in writing at any time by the Secretary, and is revoked whenever the Secretary making the designation dies, resigns, or is considered disabled in accordance with this paragraph.

(Pub. L. 92-184, ch. IV, Dec. 15, 1971, 85 Stat. 635; Pub. L. 93-371, § 1, Aug. 13, 1974, 88 Stat. 427; Pub. L. 98-367, title I, § 2(b), July 17, 1984, 98 Stat. 474.)

AMENDMENTS

1984—Pub. L. 98-367 struck out provisions relating to exception for duties of the Secretary as disbursing officer of the Senate.

1974—Pub. L. 93-371 inserted provisions relating to the absence of Secretary of Senate for reasons other than disability and the written designation of such absent status.

§ 65. Repealed. Pub. L. 92-310, title II, § 220(a), (c), June 6, 1972, 86 Stat. 204

Section, R.S. §§ 57, 59; acts Mar. 2, 1895, ch. 177, § 5, 28 Stat. 807; Oct. 31, 1951, ch. 655, § 13, 65 Stat. 715, required Secretary of Senate to give a bond in the sum of \$20,000.

§ 65a. Insurance of office funds of Secretary of Senate and Sergeant at Arms; payment of premiums

The Secretary of the Senate and the Sergeant at Arms on and after June 27, 1956, are authorized and directed to protect the funds of their respective offices by purchasing insurance in an amount necessary to protect said funds against loss. Premiums on such insurance shall be paid out of the contingent fund of the Senate, upon vouchers approved by the chairman of the Committee on Rules and Administration.

(June 27, 1956, ch. 453, 70 Stat. 360.)

CODIFICATION

Section is from the Legislative Branch Appropriation Act, 1957, act June 27, 1956.

PRIOR PROVISIONS

Provisions similar to those in this section were contained in the following prior appropriation acts:

Aug. 5, 1955, ch. 568, 69 Stat. 504.
 July 2, 1954, ch. 455, title I, 68 Stat. 400.
 Aug. 1, 1953, ch. 304, title I, 67 Stat. 321.
 July 9, 1952, ch. 598, 66 Stat. 467.
 Oct. 11, 1951, ch. 485, 65 Stat. 392.
 Sept. 6, 1950, ch. 896, Ch. II, 64 Stat. 597.
 June 22, 1949, ch. 235, 63 Stat. 219.
 June 14, 1948, ch. 467, 62 Stat. 425.

§ 65b. Advances to Sergeant at Arms of Senate for extraordinary expenses

The Secretary of the Senate on and after July 31, 1958, is authorized, in his discretion, to advance to the Sergeant at Arms of the Senate such sums as may be necessary, not exceeding \$4,000, to meet any extraordinary expenses of the Senate.

(Pub. L. 85-570, July 31, 1958, 72 Stat. 442; Pub. L. 94-440, title I, § 108, Oct. 1, 1976, 90 Stat. 1445; Pub. L. 95-26, title I, § 104, May 4, 1977, 91 Stat. 82.)

AMENDMENTS

1977—Pub. L. 95-26 struck out “during any fiscal year” after “\$4,000”.

1976—Pub. L. 94-440 substituted “\$4,000 during any fiscal year” for “\$2,000”.

§ 65c. Expense allowance for Secretary of Senate, Sergeant at Arms and Doorkeeper of Senate, and Secretaries for Senate Majority and Minority

(a) Notwithstanding any other provision of law, there is hereby established an account, within the Senate, to be known as the “Expense Allowance for the Secretary of the Senate, Sergeant at Arms and Doorkeeper of the Senate and Secretaries for the Majority and for the Minority, of the Senate” (hereinafter in this section referred to as the “Expense Allowance”). For each fiscal year (commencing with the fiscal year ending September 30, 1981) there shall be available from the Expense Allowance an expense allotment not to exceed \$3,000 for each of the above specified officers. Amounts paid from the expense allotment of any such officer shall be paid to him only as reimbursement for actual expenses incurred by him and upon certification and documentation by him of such expenses. Amounts paid to any such officer pursuant to this section shall not be reported as income and shall not be allowed as a deduction under title 26.

(b) For the fiscal year ending September 30, 1981, and the succeeding fiscal year, the Secretary of the Senate shall transfer, for each such year, \$8,000 to the Expense Allowance from “Miscellaneous Items” in the contingent fund of the Senate. For the fiscal year ending September 30, 1983, and for each fiscal year thereafter, there are authorized to be appropriated to the Expense Allowance such funds as may be necessary to carry out the provisions of subsection (a) of this section.

(Pub. L. 97-51, § 119, Oct. 1, 1981, 95 Stat. 964; Pub. L. 98-63, title I, July 30, 1983, 97 Stat. 334; Pub. L. 99-514, § 2, Oct. 22, 1986, 100 Stat. 2095.)

AMENDMENTS

1986—Subsec. (a). 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.

1983—Subsec. (a). Pub. L. 98-63, which directed that "\$3,000" be substituted for "\$2,000" in first sentence of subsec. (a), was executed by making the substitution in second sentence as the probable intent of Congress.

EFFECTIVE DATE OF 1983 AMENDMENT

Title I of Pub. L. 98-63 provided that the amendment made by Pub. L. 98-63 is effective for fiscal years beginning on or after Oct. 1, 1982.

§ 65d. Funds advanced by Secretary of Senate to Sergeant at Arms and Doorkeeper of Senate to defray office expenses; accountability; maximum amount; vouchers

From funds available for any fiscal year (commencing with the fiscal year ending September 30, 1984), the Secretary of the Senate shall advance to the Sergeant at Arms and Doorkeeper of the Senate for the purpose of defraying office expenses such sums (for which the Sergeant at Arms and Doorkeeper shall be accountable) not in excess of \$1,000 at any one time, as such Sergeant at Arms shall from time to time request; except that the aggregate of the sums so advanced during the fiscal year shall not exceed \$10,000.

In accordance with the provisions of this section, a detailed voucher shall be submitted to the Secretary of the Senate by such Sergeant at Arms whenever necessary, in order to replenish funds expended.

(Pub. L. 98-51, title I, §104, July 14, 1983, 97 Stat. 266.)

CODIFICATION

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

§ 65e. Transferred

CODIFICATION

Section, Pub. L. 98-63, title I, July 30, 1983, 97 Stat. 333, which provided that effective with fiscal year 1983 and each fiscal year thereafter, the expense allowance of Majority and Minority Whips of Senate could not exceed \$5,000 each fiscal year for each Whip, was transferred and executed to section 31a-1 of this title.

§ 65f. Funds for Secretary of Senate to assist in proper discharge within United States of responsibilities to foreign parliamentary groups or other foreign officials

(a) In general

On and after July 11, 1987, the Secretary of the Senate is authorized to use any available funds (but not in excess of \$50,000 for any fiscal year), out of the appropriation account (within the Contingent Fund of the Senate) for the Secretary of the Senate, to assist him in the proper discharge, within the United States, of his appropriate responsibilities to members of foreign parliamentary groups or other foreign officials.

(b) Effective date

The provisions of subsection (a) of this section shall be effective in the case of expenditures for fiscal years ending after September 30, 1986.

(c) Transfer of funds

Upon the written request of the Secretary of the Senate, with the approval of the Committee

on Appropriations of the Senate, there shall be transferred any amount of funds available under subsection (a) of this section specified in the request, but not to exceed \$10,000 in any fiscal year, from the appropriation account (within the contingent fund of the Senate) for expenses of the Office of the Secretary of the Senate to the appropriation account for the expense allowance of the Secretary of the Senate. Any funds so transferred shall be available in like manner and for the same purposes as are other funds in the account to which the funds are transferred.

(Pub. L. 100-71, title I, §2, July 11, 1987, 101 Stat. 423; Pub. L. 102-90, title I, §4, Aug. 14, 1991, 105 Stat. 450; Pub. L. 105-18, title II, §7003(a), June 12, 1997, 111 Stat. 192.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1987.

AMENDMENTS

1997—Subsec. (c). Pub. L. 105-18 added subsec. (c).

1991—Subsec. (a). Pub. L. 102-90 substituted "On and after July 11, 1987, the Secretary of the Senate is authorized" for "The Secretary of the Senate is authorized" and "\$50,000" for "\$25,000".

EFFECTIVE DATE OF 1997 AMENDMENT

Section 7003(b) of Pub. L. 105-18 provided that: "The amendment made by subsection (a) [amending this section] shall be effective with respect to appropriations for fiscal years beginning on or after October 1, 1996."

§ 66. Repealed. Pub. L. 93-344, title V, §505(1), July 12, 1974, 88 Stat. 322

Section, act June 19, 1934, ch. 648, title I, §1, 48 Stat. 1022, directed that the fiscal year for adjustment of accounts of Secretary of Senate for compensation and mileage of Senators extend from July 1 to June 30.

§ 66a. 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.)

§ 67. Clerks to Senators-elect

A Senator entitled to receive his own salary may appoint the usual clerical assistants allowed Senators.

(Mar. 2, 1895, ch. 177, §1, 28 Stat. 766; Feb. 20, 1923, ch. 98, 42 Stat. 1266; June 19, 1934, ch. 648, title I, §1, 48 Stat. 1022.)

AMENDMENTS

1934—Act June 19, 1934, struck out provisions as to maximum of four clerical assistants and as to their compensation.

§ 67a. Employment of civilian employees of executive branch of Government by Senate Committee on Appropriations; restoration to former position

Whenever any person has left or leaves any civilian position in any department or agency in