

(or, if the Speaker is not a member of the Republican party, the Minority Leader).

(c) Applicability

This section shall apply with respect to fiscal year 2005 and each succeeding fiscal year.

(Pub. L. 108-447, div. G, title I, § 109, Dec. 8, 2004, 118 Stat. 3177; Pub. L. 112-74, div. G, title I, § 102(a), (b), Dec. 23, 2011, 125 Stat. 1121.)

CODIFICATION

Section was formerly classified to section 74a-13 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. (a). Pub. L. 112-74, § 102(a), substituted “the Speaker of the House of Representatives (or, if the Speaker is not a member of the Republican Party, the Minority Leader of the House of Representatives)” for “the chair of the Republican Conference”.

Subsec. (b). Pub. L. 112-74, § 102(b), inserted “, and which shall be obligated and expended as directed by the Speaker (or, if the Speaker is not a member of the Republican party, the Minority Leader)” before period at end.

EFFECTIVE DATE OF 2011 AMENDMENT

Pub. L. 112-74, div. G, title I, § 102(c), Dec. 23, 2011, 125 Stat. 1121, provided that: “The amendment made by subsection (a) [amending this section] shall apply with respect to fiscal year 2012 and each succeeding fiscal year.”

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SUBCHAPTER I—MEMBER PAY

§ 5301. Representatives’ and Delegates’ salaries payable monthly

Representatives and Delegates-elect to Congress, whose credentials in due form of law have been duly filed with the Clerk of the House of Representatives, in accordance with the provisions of section 26 of this title, may receive their compensation monthly, from the beginning of their term until the beginning of the first session of each Congress, upon a certificate in the form now in use to be signed by the Clerk of the House, which certificate shall have the like force and effect as is given to the certificate of the Speaker.

(R.S. § 38; Mar. 3, 1875, ch. 130, § 1, 18 Stat. 389.)

CODIFICATION

Section was formerly classified to section 34 of this title prior to editorial reclassification and renumbering as this section.

R.S. § 38 derived from act Mar. 3, 1873, ch. 226, § 1, 17 Stat. 488.

§ 5302. Salaries payable monthly after taking oath

Each Member and Delegate, after he has taken and subscribed the required oath, is entitled to receive his salary at the end of each month.

(R.S. § 39.)

CODIFICATION

Section was formerly classified to section 35 of this title prior to editorial reclassification and renumbering as this section.

R.S. § 39 derived from Res. Mar. 29, 1867, No. 18, 15 Stat. 24.

§ 5303. End-of-the-month salary payment schedule inapplicable to Senators

Section 5302 of this title shall not be construed as being applicable to a Senator.

(Pub. L. 97-51, § 112(c), Oct. 1, 1981, 95 Stat. 963.)

CODIFICATION

Section was formerly classified to section 35a of this title prior to editorial reclassification and renumbering as this section.

Provisions of subsec. (c) of section 112 of Pub. L. 97-51 that such subsec. (c) would apply on and after the effective date of the amendments and repeals made by section 112 of Pub. L. 97-51 were omitted in the codification of this section since their impact was identical to that of the effective date provisions of subsec. (e) of section 112 of Pub. L. 97-51, set out as an Effective Date of 1981 Amendment note under section 6301 of this title. See Effective Date note below.

EFFECTIVE DATE

Section effective in the case of compensation payable for months after December 1981, see section 112(e) of