

## 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 334<sup>1</sup> 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 Part<sup>1</sup> shall not be construed to—

(1) limit or otherwise affect any authority for the making of any appointment to, or for

<sup>1</sup> See References in Text note below.

<sup>1</sup> See References in Text note below.

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”.

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 Rep-

resentatives 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 Adminis-