

scribed in subsection (c) of this section, funds” in introductory provisions.

Subsec. (b)(1). Pub. L. 112-74, §104(a)(2), substituted “direct (or, if the Speaker is not a member of the Republican Party, under such terms and conditions as the Minority Leader of the House of Representatives may direct);” for “direct;”.

Subsec. (b)(2). Pub. L. 112-74, §104(a)(3), substituted “direct (or, if the Speaker is a member of the Democratic Party, under such terms and conditions as the Speaker may direct.” for “direct.”

Subsecs. (c), (d). Pub. L. 112-74, §104(b), redesignated subsec. (d) as (c) and struck out former subsec. (c). Prior to amendment, text of subsec. (c) read as follows: “Of the total amount in the account established under subsection (a) of this section—

“(1) 50 percent shall be allocated to the Speaker for payments for activities of the Republican Conference; and

“(2) 50 percent shall be allocated to the Minority Leader for payments for activities of the Democratic Steering and Policy Committee.”

EFFECTIVE DATE OF 2011 AMENDMENT

Pub. L. 112-74, div. G, title I, §104(c), Dec. 23, 2011, 125 Stat. 1123, provided that: “The amendments made by this section [amending this section] shall take effect as if included in the enactment of the Legislative Branch Appropriations Act, 1999 [Pub. L. 105-275].”

§ 5162. Republican Policy Committee

(a) In general

There is established in the House of Representatives an office to be known as the Republican Policy Committee, which shall have such responsibilities as may be assigned by 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).

(b) Salaries and expenses

There shall be a lump sum allowance for the salaries and expenses of the Republican Policy Committee, which shall be treated as a category of House leadership offices for purposes of section 5507(c) of this title, 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).

(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.”

CHAPTER 53—HOUSE OF REPRESENTATIVES MEMBERS

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- Sec.
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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 Pub. L. 97-51, set out as an Effective Date of 1981 Amendment note under section 6301 of this title.

§ 5304. Salaries of Representatives, Delegates, and Resident Commissioners elected for unexpired terms

The salaries of Representatives in Congress, Delegates from Territories, and Resident Commissioners, elected for unexpired terms, shall commence on the date of their election and not before.

(July 16, 1914, ch. 141, §1, 38 Stat. 458.)

CODIFICATION

Section was formerly classified to section 37 of this title prior to editorial reclassification and renumbering as this section.

§ 5305. Disposition of unpaid salary and other sums on death of Representative or Resident Commissioner

When any individual who has been elected a Member of, or Resident Commissioner to, the House of Representatives dies after the commencement of the Congress to which he has been elected, any unpaid balance of salary and other sums due such individual shall be paid to the person or persons surviving at the date of death, in the following order of precedence, and such payment shall be a bar to the recovery by any other person of amounts so paid:

First, to the beneficiary or beneficiaries designated by such individual in writing to receive such unpaid balance and other sums due filed with the Chief Administrative Officer of the House of Representatives and received by the Chief Administrative Officer prior to such individual's death;

Second, if there be no such beneficiary, to the widow or widower of such individual;

Third, if there be no beneficiary or surviving spouse, to the child or children of such individual, and descendants of deceased children, by representation;

Fourth, if none of the above, to the parents of such individual, or the survivor of them;

Fifth, if there be none of the above, to the duly appointed legal representative of the estate of the deceased individual, or if there be none, to the person or persons determined to be entitled thereto under the laws of the domicile of the deceased individual.

(July 2, 1954, ch. 455, title I, §105, 68 Stat. 409; Pub. L. 86-102, July 23, 1959, 73 Stat. 224; Pub. L. 104-186, title II, §203(5), Aug. 20, 1996, 110 Stat. 1725.)

CODIFICATION

Section was formerly classified to section 38a of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1996—Pub. L. 104-186 struck out “(including amounts held in the trust fund account in the office of the Sergeant at Arms)” after “due such individual” in first undesignated par. and substituted “Chief Administrative Officer of the House of Representatives and received by the Chief Administrative Officer” for “Sergeant at Arms, and received by the Sergeant at Arms” in second undesignated par.

1959—Pub. L. 86-102 inserted provisions including amounts held in trust fund account, authorizing an individual to designate a beneficiary or beneficiaries, and prescribing order of precedence in cases where no designation of beneficiary has been made.

§ 5306. Deductions for absence

The Chief Administrative Officer of the House of Representatives (upon certification by the Clerk of the House of Representatives) shall deduct from the monthly payments (or other periodic payments authorized by law) of each Member or Delegate the amount of his salary for each day that he has been absent from the House, unless such Member or Delegate assigns as the reason for such absence the sickness of himself or of some member of his family.

(R.S. §40; Pub. L. 97-51, §112(d), Oct. 1, 1981, 95 Stat. 963; Pub. L. 104-186, title II, §203(7), Aug.