

in of personal property shall be credited to funds available for the operations of the Congressional Budget Office and be available for the costs of acquiring the same or similar property. Such funds shall be available for such purposes during the fiscal year in which received and the following fiscal year.”

§ 607. Lump-sum payments for annual leave to separated employees

(a) The Director of the Congressional Budget Office shall have the authority to make lump-sum payments to separated employees of the Congressional Budget Office for unused annual leave.

(b) Subsection (a) shall apply with respect to fiscal years beginning after September 30, 1996.

(Pub. L. 104-197, title I, §106, Sept. 16, 1996, 110 Stat. 2404.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Congressional Operations Appropriations Act, 1997, which is title I of the Legislative Branch Appropriations Act, 1997, and not as part of title II of the Congressional Budget and Impoundment Control Act of 1974 which comprises this chapter.

§ 608. Lump-sum payments to enhance staff recruitment and to reward exceptional performance

(a) The Director of the Congressional Budget Office shall have the authority to make lump-sum payments to enhance staff recruitment and to reward exceptional performance by an employee or a group of employees.

(b) Subsection (a) shall apply with respect to fiscal years beginning after September 30, 1999.

(Pub. L. 106-57, title I, §106, Sept. 29, 1999, 113 Stat. 418.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Congressional Operations Appropriations Act, 2000, which is title I of the Legislative Branch Appropriations Act, 2000, and not as part of title II of the Congressional Budget and Impoundment Control Act of 1974 which comprises this chapter.

§ 609. Employee training

(a) In general

The Director of the Congressional Budget Office may, by regulation, make applicable such provisions of chapter 41 of title 5 as the Director determines necessary to provide on and after November 12, 2001, for training of individuals employed by the Congressional Budget Office.

(b) Regulations

The implementing regulations shall provide for training that, in the determination of the Director, is consistent with the training provided by agencies subject to chapter 41 of title 5.

(c) Recovery of debt

Any recovery of debt owed to the Congressional Budget Office under this section and its implementing regulations shall be credited to

the appropriations account available for salaries and expenses of the Office at the time of recovery.

(d) Applicability

This section shall apply to fiscal year 2002 and each fiscal year thereafter.

(Pub. L. 107-68, title I, §125, Nov. 12, 2001, 115 Stat. 577.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Congressional Operations Appropriations Act, 2002, which is title I of the Legislative Branch Appropriations Act, 2002, and not as part of title II of the Congressional Budget and Impoundment Control Act of 1974 which comprises this chapter.

§ 610. Repayment of student loan on behalf of employee

(a) Authorization

The Director of the Congressional Budget Office may, in order to recruit or retain qualified personnel, establish and maintain on and after November 12, 2001, a program under which the Office may agree to repay (by direct payments on behalf of the employee) all or a portion of any student loan previously taken out by such employee.

(b) Regulations

The Director may, by regulation, make applicable such provisions of section 5379 of title 5 as the Director determines necessary to provide for such program.

(c) Maximum amount

The regulations shall provide the amount paid by the Office may not exceed—

- (1) \$6,000 for any employee in any calendar year; or
- (2) a total of \$40,000 in the case of any employee.

(d) Limitation

The Office may not reimburse an employee for any repayments made by such employee prior to the Office entering into an agreement under this section with such employee.

(e) Accounting

Any amount repaid by, or recovered from, an individual under this section and its implementing regulations shall be credited to the appropriation account available for salaries and expenses of the Office at the time of repayment or recovery.

(f) Applicability

This section shall apply to fiscal year 2002 and each fiscal year thereafter.

(Pub. L. 107-68, title I, §127, Nov. 12, 2001, 115 Stat. 577.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Congressional Operations Appropriations Act, 2002, which is title I of the Legislative Branch Appropriations Act, 2002, and not as

part of title II of the Congressional Budget and Impoundment Control Act of 1974 which comprises this chapter.

§ 611. Employee development program

(a) Establishment

The Director of the Congressional Budget Office may, by regulation, make applicable such provisions of section 3396 of title 5 as the Director determines necessary to establish a program providing opportunities for employees of the Office to engage in details or other temporary assignments in other agencies, study, or uncompensated work experience which will contribute to the employees' development and effectiveness.

(b) Effective date

This section shall apply to fiscal year 2003 and each fiscal year thereafter.

(Pub. L. 108-7, div. H, title I, §1101, Feb. 20, 2003, 117 Stat. 370.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Legislative Branch Appropriations Act, 2003, which is div. H of the Consolidated Appropriations Resolution, 2003, and not as part of title II of the Congressional Budget and Impoundment Control Act of 1974 which comprises this chapter.

Statutory Notes and Related Subsidiaries

EXECUTIVE EXCHANGE PROGRAM FOR THE CONGRESSIONAL BUDGET OFFICE

Pub. L. 110-161, div. H, title I, §1201, Dec. 26, 2007, 121 Stat. 2238, as amended by Pub. L. 111-68, div. A, title I, §1201, Oct. 1, 2009, 123 Stat. 2032, which established an executive exchange program and was formerly set out as a note under this section, was transferred to section 612 of this title.

§ 612. Executive exchange program

(a) In general

The Director of the Congressional Budget Office may establish and conduct an executive exchange program under which employees of the Office may be assigned to private sector organizations, and employees of private sector organizations may be assigned to the Office, for 1-year periods to further the institutional interests of the Office or Congress, including for the purpose of providing training to officers and employees of the Office.

(b) Limitations and conditions

The Director of the Congressional Budget Office shall—

- (1) limit the number of officers and employees who are assigned to private sector organizations at any one time to not more than 5;
- (2) limit the number of employees from private sector organizations who are assigned to the Office at any one time to not more than 5;
- (3) require that an employee of a private sector organization assigned to the Office may not have access to any trade secrets or to any other nonpublic information which is of commercial value to the private sector organization from which such employee is assigned; and

(4) approve employees to be detailed from the private sector without regard to political affiliation and solely on the basis of their fitness to perform their assigned duties.

(c) Treatment of private employees

An employee of a private sector organization assigned to the Office under the executive exchange program shall be considered to be an employee of the Office for purposes of—

- (1) chapter 73 of title 5;
- (2) sections 201, 203, 205, 207, 208, 209, 603, 606, 607, 643, 654, 1905, and 1913 of title 18;
- (3) sections 1343, 1344, and 1349(b) of title 31;
- (4) chapter 171 of title 28 (commonly referred to as the “Federal Tort Claims Act”) and any other Federal tort liability statute;
- (5) the Ethics in Government Act of 1978 (5 U.S.C. App.); and
- (6) section 1043 of title 26.

(d) Effective date

This section shall apply to fiscal year 2008 and each fiscal year thereafter.

(Pub. L. 110-161, div. H, title I, §1201, Dec. 26, 2007, 121 Stat. 2238; Pub. L. 111-68, div. A, title I, §1201, Oct. 1, 2009, 123 Stat. 2032.)

Editorial Notes

REFERENCES IN TEXT

The Ethics in Government Act of 1978, referred to in subsec. (c)(5), is Pub. L. 95-521, Oct. 26, 1978, 92 Stat. 1824. For complete classification of this Act to the Code, see Short Title note set out under section 101 of Pub. L. 95-521 in the Appendix to Title 5, Government Organization and Employees, and Tables.

CODIFICATION

Section was enacted as part of the Legislative Branch Appropriations Act, 2008, which is div. H of the Consolidated Appropriations Act, 2008, and not as part of title II of the Congressional Budget and Impoundment Control Act of 1974 which comprises this chapter.

Section was formerly set out as a note under section 611 of this title.

AMENDMENTS

2009—Subsec. (b)(1), (2). Pub. L. 111-68, §1201(1), substituted “5” for “3”.

Subsecs. (d), (e). Pub. L. 111-68, §1201(2), (3), redesignated subsec. (e) as (d), substituted “This” for “Subject to subsection (d), this”, and struck out former subsec. (d). Prior to amendment, text of subsec. (d) read as follows: “No assignment under this section shall commence after the end of the 2-year period beginning on December 26, 2007.”

§ 613. Establishment of senior level positions

(a) In general

Notwithstanding the fourth sentence of section 601(b) of this title, the Director of the Congressional Budget Office may establish and fix the compensation of senior level positions in the Congressional Budget Office to meet critical scientific, technical, professional, or executive needs of the Office.

(b) Limitation on compensation

The annual rate of pay for any position established under this section may not exceed the annual rate of pay for level II of the Executive Schedule.