

day following the date of enactment of this Act [June 20, 1958] such Senator notifies the disbursing office of the Senate in writing that he wishes such employee to receive such additional compensation for such period. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased such notice shall be deemed to have been given."

1955 ADJUSTMENT OF BASIC COMPENSATION OF  
EMPLOYEES IN OFFICE OF SENATOR

Act June 28, 1955, ch. 189, §4(e)(2), 69 Stat. 177, provided that: "The basic compensation of each employee in the office of a Senator on the effective date of this subsection is hereby adjusted to the lowest multiple of \$60 which will provide basic compensation, plus additional compensation payable under subsection (a) [former section 60e-7(a) of this title] and the provisions of law referred to in subsection (a) [former section 60e-7(a) of this title], not less than the amount of basic compensation, plus additional compensation under the provisions of sections 501 and 502 of the Federal Employees' Pay Act of 1945, as amended [former sections 60e-3 and 60e-4 of this title], and section 301 of the Postal Rate Revision and Federal Employees' Salary Act of 1948 [former section 60e-4a of this title], which he is receiving on the effective date of this subsection."

COMPENSATION OF ADMINISTRATIVE ASSISTANT CHARGED  
TO SENATOR

Act Oct. 28, 1949, ch. 783, title I, §101(c)(1), 63 Stat. 974, provided that: "The basic compensation of the administrative assistant to a Senator shall be charged against the aggregate amount authorized to be paid for clerical assistance and messenger service in the office of such Senator."

ADDITIONAL INCREASE IN CLERK HIRE

Act Oct. 28, 1949, ch. 783, title I, §101(c)(2), 63 Stat. 974, provided that: "The aggregate amount of the basic compensation authorized to be paid for clerical assistance and messenger service in the office of each Senator is increased by \$11,520."

INCREASE OF CLERK HIRE FOR SENATORS

Act Dec. 20, 1944, ch. 617, §2(b), 58 Stat. 832, effective Jan. 1, 1945, provided: "The aggregate amount of the basic compensation authorized to be paid to employees in the offices of Senators (including employees of standing committees of which Senators are chairmen) is hereby increased by (1) \$4,020 in the case of each Senator from a State which has a population of less than four million inhabitants and (2) by \$5,040 in the case of each Senator from a State which has a population of four million or more inhabitants."

RATE OF PAY FOR SENATE COMMITTEE STAFF MEMBERS  
FOR 1977 COMMITTEE SYSTEM REORGANIZATION

Pub. L. 95-4, Feb. 16, 1977, 91 Stat. 12, provided: "That (a) notwithstanding the limitations contained in section 105(e) of the Legislative Branch Appropriation Act, 1968, as amended and modified [2 U.S.C. 4575(e)], each eligible staff member of a new committee to whom section 703(d) of the Committee System Reorganization Amendments of 1977 [S. Res. 4, Feb. 4, 1977] applies may, during the transition period of such new committee, be paid gross annual compensation at the rate which that eligible staff member was receiving on January 4, 1977.

"(b) For purposes of subsection (a), the terms 'eligible staff member', 'new committee', and 'transition period' have the meanings given to them by section 701 of the Committee System Reorganization Amendments of 1977 [S. Res. 4, Feb. 4, 1977]."

1970 INCREASE IN PAY RATES OF CERTAIN EMPLOYEES  
OF LEGISLATIVE BRANCH

Adjustment by President pro tempore of Senate with respect to the Senate, by Finance Clerk of House with

respect to the House of Representatives, and by Architect of the Capitol with respect to the Office of the Architect of the Capitol, effective on the first day of the first pay period which begins on or after Dec. 27, 1969, of the rates of pay of employees of the legislative branch subject to section 214 of Pub. L. 90-206, with certain exceptions, by the amounts of the adjustment for corresponding rates for employees subject to the General Schedule, set out in section 5332 of Title 5, which had been made by section 2 of Pub. L. 91-231 raising such rates by 6 percent, see Pub. L. 91-231, formerly set out as a note under section 5332 of Title 5, Government Organization and Employees.

1968 AND 1969 INCREASES IN COMPENSATION OF  
EMPLOYEES

This section deemed amended on and after July 1, 1969, see Salary Directives of President pro tempore of the Senate, June 12, 1968, and June 17, 1969, formerly set out as notes under section 60a-1 of this title.

RATES OF PAY FOR EMPLOYEES OF SENATE SELECT  
COMMITTEE TO STUDY GOVERNMENTAL OPERATIONS  
WITH RESPECT TO INTELLIGENCE ACTIVITIES

Pub. L. 94-32, title I, §5, June 12, 1975, 89 Stat. 183, provided in part that: "Notwithstanding paragraph (3) of section 105(e) of the Legislative Branch Appropriations Act, 1968, as amended [2 U.S.C. 4575(e)(3)], two employees of the Senate Select Committee to Study Governmental Operations With Respect to Intelligence Activities may be paid at the highest gross rate provided in subparagraph (A) of such paragraph, and eleven employees of such committee may be paid at the next highest gross rate provided in such subparagraph."

SECRETARY OF SENATE TO FIX COMPENSATION OF  
LEGISLATIVE CLERK AND JOURNAL CLERK

Pub. L. 86-213, Sept. 1, 1959, 73 Stat. 443, authorized Secretary of Senate to fix compensation of legislative clerk and journal clerk, on and after Sept. 1, 1959, at not to exceed \$7,620 basic per annum each.

**§ 4575a. Change in maximum rates of pay for  
statutory employees**

**(i) Fixed salary positions**

For any position for which the Secretary of the Senate disburses the pay for the position and for which the specific amount of the rate of pay for the particular position is fixed by statute on the day before the effective date of the amendments made by this section, on and after such effective date the amount of the rate of pay for such position shall be fixed by the President pro tempore in an amount not to exceed the maximum rate of pay in effect under section 4575(f) of this title.

**(ii) Positions with maximums**

For any position for which the Secretary of the Senate disburses the pay for the position and for which the maximum rate of pay for the particular position is fixed by statute on the day before the effective date of the amendments made by this section, on and after such effective date the maximum rate of pay for such position shall be fixed by the President pro tempore, which shall not exceed the maximum rate of pay in effect under section 4575(f) of this title.

(Pub. L. 116-94, div. E, title II, §212(a)(1)(B), Dec. 20, 2019, 133 Stat. 2774.)

**Editorial Notes**

REFERENCES IN TEXT

The effective date of the amendments made by this section, referred to in text, is the effective date of sec-

tion 212 of Pub. L. 116-94, which is set out in a note below.

### Statutory Notes and Related Subsidiaries

#### EFFECTIVE DATE

Section effective on the later of the first day of the first applicable pay period beginning on or after Jan. 1, 2020, or the first day of the first applicable pay period beginning on or after Dec. 20, 2019, see section 212(c) of Pub. L. 116-94, set out as an Effective Date of 2019 Amendment note under section 282b of this title.

### § 4576. Availability of appropriated funds for payment to an individual of pay from more than one position; conditions

(a) Notwithstanding any other provision of law, appropriated funds are available for payment to an individual of pay from more than one qualifying position if the aggregate gross pay from those positions does not exceed—

(1) the maximum rate specified in section 4575(d)(2) of this title, as amended and modified; or

(2) in a case where 1 or more of the individual's qualifying positions are positions described in subsection (d)(2)(B), the maximum rate specified in section 4575(e)(3) of this title, as amended and modified.

(b)(1) For an individual serving in more than 1 qualifying position under subsection (a), the cost of any travel for official business shall be paid by the office authorizing the travel.

(2) Messages for each electronic mail account used in connection with carrying out the official duties of an individual serving in more than 1 qualifying position under subsection (a) may be delivered to and sent from a single handheld communications device provided to the individual for purposes of official business.

(3)(A) For purposes of the Ethics in Government Act of 1978 (5 U.S.C. App.), the rate of basic pay for an individual serving in more than 1 qualifying position under subsection (a) shall be the total basic pay received by the individual from all such positions.

(B) For an individual serving in more than one qualifying position under subsection (a), for purposes of the rights and obligations described in, or described in the provisions applied under, title II of the Congressional Accountability Act of 1995 (2 U.S.C. 1311 et seq.) related to practices used at a time when the individual is serving in such a qualifying position with an employing office, the rate of pay for the individual shall be the individual rate of pay received from the employing office.

(c)(1) If the duties of a qualifying position under subsection (a) include information technology services and support, an individual may only serve in the qualifying position and 1 or more additional qualifying positions under such subsection if the individual is in compliance with each information technology standard and policy established for Senate offices by the Office of the Sergeant at Arms and Doorkeeper of the Senate.

(2) Notwithstanding subsection (a), an employee serving in a qualifying position in the Office of the Secretary of the Senate or the Office of the Sergeant at Arms and Doorkeeper of the

Senate may serve in an additional qualifying position only if—

(A) the other qualifying position is with the other Office; or

(B) the Committee on Rules and Administration of the Senate has approved the arrangement.

(d) In this section, the term “qualifying position” means a position that—

(1) is designated as a shared position for purposes of this section by the Senator or other head of the office in which the position is located; and

(2) is one of the following:

(A) A position—

(i) that is in the office of a Senator; and

(ii) the pay of which is disbursed by the Secretary of the Senate.

(B) A position—

(i) that is in any committee of the Senate (including a select or special committee) or a joint committee of Congress; and

(ii) the pay of which is disbursed by the Secretary of the Senate out of an appropriation under the heading “inquiries and investigations” or “Joint Economic Committee”, or a heading relating to a Joint Congressional Committee on Inaugural Ceremonies.

(C) A position—

(i) that is in another office (excluding the Office of the Vice President and the Office of the Chaplain of the Senate); and

(ii) the pay of which is disbursed by the Secretary of the Senate out of an appropriation under the heading “Salaries, Officers and Employees”.

(D) A position—

(i) that is filled pursuant to section 6311 of this title; and

(ii) the pay of which is disbursed by the Secretary of the Senate out of an appropriation under the heading “miscellaneous items”.

(Pub. L. 95-94, title I, §114, Aug. 5, 1977, 91 Stat. 665; Pub. L. 95-240, title II, §207, Mar. 7, 1978, 92 Stat. 117; Pub. L. 100-202, §101(i) [title I, §9], Dec. 22, 1987, 101 Stat. 1329-290, 1329-295; Pub. L. 117-10, §2(a), Apr. 23, 2021, 135 Stat. 259.)

### Editorial Notes

#### REFERENCES IN TEXT

The Ethics in Government Act of 1978, referred to in subsec.(b)(3)(A), 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.

The Congressional Accountability Act of 1995, referred to in subsec. (b)(3)(B), is Pub. L. 104-1, Jan. 23, 1995, 109 Stat. 3. Title II of the Act is classified principally to subchapter II (§1311 et seq.) of chapter 24 of this title. For complete classification of this Act to the Code, see Short Title note under section 1301 of this title and Tables.

#### CODIFICATION

Section was formerly classified to section 61-1a of this title prior to editorial reclassification and renun-